



Agenda

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ARCHAEOLOGICAL REVIEW COMMITTEE HEARING

TUESDAY, January 12, 2017 at 4:30 PM

CITY COUNCILOR'S CONFERENCE ROOM

CITY HALL - 200 LINCOLN AVENUE, SANTA FE, NM

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. APPROVAL OF MINUTES: December 15, 2016

E. MATTERS FROM THE FLOOR

F. ACTION ITEMS

1. Case #AR-18-2016. 940 East Palace Avenue. Historic Downtown Archaeological Review District. Ron Winters, agent for City of Santa Fe, owner, requests approval for a Monitoring Report for 162 linear feet of trenching for sewer lines.
2. Case #AR-01-2017. 1848 Palacio Lane. River and Trails Archaeological Review District. Stephen Post, agent for John Kennedy, owner, requests approval of an Archaeological and Historical Study of 3.683 acres for a lot split.
3. Case #AR-02-2017. Kate's Way Housing Development. River and Trails Archaeological Review District. Elizabeth Oster, agent for City of Santa Fe, owner, requests approval of a Cultural Resources Inventory for 4.03 acres.
4. Case #AR-03-2017. Consideration for use of funds in the Archaeological Fund to meet a match requirement for the 2017 CLG grant which the City of Santa Fe would like to use for Phase I of the development of a historic context for one historic district and one archaeological district in order to create a comprehensive preservation plan for the City.

G. DISCUSSION ITEMS

1. Submission and clearance forms for ARC submittals

H. MATTERS FROM THE COMMITTEE

I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS

J. ADJOURNMENT

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

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ARCHAEOLOGICAL REVIEW COMMITTEE HEARING
Thursday, January 12, 2017**

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**MINUTES OF THE
CITY OF SANTA FE
ARCHAEOLOGICAL REVIEW COMMITTEE HEARING
City Councilors Conference Room
January 12, 2017**

A. CALL TO ORDER

The Archaeological Review Committee Hearing was called to order by David Eck, Chair, at approximately 4:30 p.m., on January 12, 2017, in the City Councilor's Conference Room, City Hall, Santa Fe, New Mexico.

B. ROLL CALL

Members Present

David Eck, Chair
Tess Monahan, Vice-Chair
James Edward Ivey
Derek Pierce

Members Resigned

Gary Funkhouser

Others Present

Nicole Thomas, Historic Preservation Division
David Rasch, Historic Preservation Division
Melessia Helberg, Stenographer

NOTE: All items in the Committee packet for all agenda items are incorporated herewith to these minutes by reference, and the original Committee packet is on file in, and may be obtained from, the City of Santa Fe Historic Preservation Division.

C. APPROVAL OF AGENDA

Ms. Ramirez-Thomas said Ron Winters will have an item under Item E. Matters from the Floor regarding the installation of the CenturyLink cable between Federal Place and Marcy. She would like to add a discussion of the status of appointments under Item G. Discussion Items.

MOTION: Derek Pierce moved, seconded by Jake Ivey, to approve the Agenda, as amended.

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

D. APPROVAL OF MINUTES: DECEMBER 15, 2016

The following corrections were made to the minutes:

Page 4, under MOTION, correct as follows: "Derek ~~Ivey~~ Pierce moved...

Page 9, under 2. CLG GRANT, line 5, correct as follows: "...good ~~regent~~ recent questions...."

MOTION: Jake Ivey moved, seconded by Derek Pierce, to approve the minutes of the meeting of December 15, 2016, as amended.

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

E. MATTERS FROM THE FLOOR

A copy of a handout, entered for the record by Ron Winters, is incorporated herewith to these minutes as Exhibit "1."

Mr. Winters noted he provided a handout he prepared after speaking with Charley Lovato, Field Supervisor for Kelly Cable on the CenturyLink project that this Committee approved in the alleyway between Federal Place and Marcy. He said Mr. Lovato feels it is almost impossible to trench, and he would like to request to bore that section. Mr. Winters said in the scope of work in the handout there is a change of language from "trenching" that length to "boring." He said he would be there to monitor the bore pit and potholing that would be required at every buried utility it would cross.

Mr. Winters said the problem is, it is so heavily disturbed and crisscrossed with previously buried utilities, Mr. Lovato feels it would be near impossible to get a trench down there and lay it along the cable and still have the required 18-24 inches difference between it and any of the utilities that are buried there. He said yesterday, Mr. Lovato advised he opened a sewer line which is buried at 4 feet, so he would have to go at least 6 feet deep because of the 18-24 inch requirement. He said he would confirm the depth of each utility with the potholing.

Mr. Winters said the photographs he provided [in Exhibit "1"], starting from the southern end of the project area, working north, and as you can see it is pretty heavily disturbed and crisscrossed with previously buried utilities. He said, "These guys work in the City all the time, and I have never had them to come to me in this regard. We have gotten a couple of exceptions when it went on Griffin, if you remember, where we able to bore under Paseo de Peralta because of traffic issues. And one other time on Hospital Drive because of emergency vehicles. So we have done that. I know you don't like to do that, but I thought I would at least present this possibility."

Chair Eck, referring to the photographs [Exhibit "1"], asked if all of these markings are existing things, and Mr. Winters said yes.

Chair Eck said then we have no concept of where this installation would be with respect to these.

Mr. Winters said he believes he was going to follow the sewer line. He said the different colors indicate a different utility – green is sewer; orange is fiberoptic or cable; blue is water; yellow is gas; and red is electrical. He said, "As you start this illustration from front to back, it goes from south to north and works its way up there." He said this is a narrow alley, and as you can see, there are utilities throughout the corridor.

Disclosure: Ms. Monahan said that is her company's parking lot, and she is unsure if she has a conflict. She said there are 6-7 businesses that park in that space, and that means all that parking would be gone. **Ms. Ramirez-Thomas** said this matter is not on the agenda, so we don't have to take action on it, and what Mr. Winters is requesting is whether staff can give administrative approval to amend the scope, or does it need to be put on a future agenda for approval.

Chair Eck said we are going to search for the possibility that we have a consensus as to whether or not we would consider such a thing if it was brought back before this Board for our deliberation.

Mr. Pierce said then the total length is 240 feet, and "judging by the arrows in every direction, it's not just a hole at the end and the beginning, but also multiple potholes to locate utilities.

Mr. Winters said every one of the utilities has to be located so they know the depth. He said we know, as of yesterday, the sewer is at 4 feet, so it would have to be at least 6 feet.

Chair Eck said in theory water should be above sewer, so the only "jokers in the deck," are electrical and cable that might be at varying depths.

Mr. Pierce said then it's fair to say that the 240 feet would be heavily sampled by potholing.

Mr. Winters reiterated that he will monitor any ground disturbance and any bore tips where it goes in and comes out.

Chair Eck said then those will be fairly substantial, and Mr. Winters said that is correct.

Mr. Pierce said, since we're not taking a vote on this, his personal opinion is he thinks this would be a reasonable accommodation in this case. He recommended that every time Mr. Winters does a pothole and monitors it, to put it on a map in the Monitoring Report – pick up what you found – and he thinks that would be acceptable. He said given the amount of disturbance, it isn't likely he will find anything.

Mr. Ivey asked if any of the other things marked have been installed via boring.

Mr. Winters said that is correct, and he is sure they were trenched.

Mr. Ivey said they are all cuts, so most of your holes are going to be through previously disturbed trenching.

Mr. Winters said certainly the potholes.

Mr. Pierce asked if any of the previous installations were monitored.

Mr. Winters said there is no evidence of that.

Ms. Ramirez-Thomas said to her knowledge, there are no records of monitoring, but she can look deeper and see if there is something from the 1980s.

Chair Eck said he has recollections of something having been monitored in that area previously.

Ms. Ramirez-Thomas said yes, asking if it was on the south end of the alley.

Chair Eck said he saw it when he was walking back and forth going to the Post Office, it was relatively near the north end.

Ms. Ramirez-Thomas said it was an OAS project.

Mr. Winters said he thinks it was south of the intersection of Federal Place and the alleyway. He thinks we discovered that it wasn't in ARMS. He doesn't think he recorded it as one of the projects when he did the background research.

Ms. Ramirez-Thomas said maybe more searching needs to be done for projects the City is holding that haven't been submitted to ARMS. She can help him with that. She said in this case, she doesn't know if that means that this really needs to come back as an action item.

Mr. Pierce said if there is a monitored trench that paralleled this and they didn't find anything, then it's a "slam dunk." He said he would build his case if somebody had already monitored there and found nothing of significance.

Chair Eck asked if anyone knows what previous work has been done within 50 feet of this, and what do we know about what has been found, or is supposed to be present. He said that would be an important thing to know if this is coming back to this Committee. He said part of this question was about administrative approval. He said while he is a fan of administrative approval, it hasn't been our practice, and asked if there is a mechanism in existing Code that would cover this to allow for an administrative approval.

Ms. Ramirez-Thomas said administrative approval can be given, but she hasn't encountered this situation where there is a change in methodology as to how the work is going to be done. She said she just doesn't know.

Chair Eck said he thinks he would like this to come back to this Committee with a change in methodology and have a detailed discussion on what has been done previously and within 50 feet of the project.

Responding to a question from Mr. Winters, she said it has to be submitted by next Tuesday for the February 2, 2016, meeting.

Mr. Pierce said if you need a second visit to ARMS, he would remind them that Monday is a holiday.

Ms. Ramirez-Thomas said for old business, they can offer it until the end of the week, like they do for H-Board cases.

Chair Eck said you can get something in and then add to it. He said he would love to see the verbiage and the background research to substantiate it.

F. ACTION ITEMS

- 1) **CASE #AR-18-2016. 940 EAST PALACE AVENUE, HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR CITY OF SANTA FE, OWNER, REQUESTS APPROVAL FOR A MONITORING REPORT FOR 162 LINEAR FEET OF TRENCHING FOR SEWER LINES.**

BACKGROUND & SUMMARY

The archaeologist monitored the installation of a 162-foot trench for a sewer line at 940 East Palace Avenue. During mechanical and hand excavations historic artifacts were noted, however it is reported that none were intact due to previous development activities at the site. The artifacts included historic glass, metal ceramics and faunal remains, and were recorded and given an LA number. The site is not recommended as significant to the City of Santa Fe and no further investigation of the site is recommended.

STAFF RECOMMENDATION

Staff recommends approval of the report as the investigation complies with 14-3.13(B)(1)(4) Historic Downtown Archaeological Review District Utility Mains and 14-3.13(4)(d) Treatment.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas, and asked if she has anything to add.

Ms. Ramirez-Thomas said she had nothing to add.

Mr. Winters said it is a straightforward case, and there was a sufficient variety of artifacts within the 75 year period he felt it was important to report.

Tess Monahan

Ms. Monahan said she liked the picture of the little bottle. She asked if it had any color.

Mr. Winters said yes, a little bit of color, it was opalescence.

Derek Pierce

Mr. Pierce said he has no comment.

Jake Ivey

Mr. Ivey said he has no comment.

Chair Eck

Chair Eck said on packet page 3, paragraph 1, line 4, Guerrerortiz is misspelled.

Chair Eck said on packet page 33, line 8, Mr. Winters says, "Remnants of an old gate wall..." He asked if it is possible to have more description and/or illustration.

Mr. Winters said in Figure 8, there is a little bit of concrete, and there had been a gate and cobble and it was concreted.

Chair Eck asked if this is a gate of known age.

Mr. Winters said based on the concrete it wasn't historic, but the driveway had been modified [inaudible].

Chair Eck asked if is shown on a plat of view map someplace, and Mr. Winters said no. Chair Eck said that would be a good thing to add.

Mr. Winters provided a color map where it shows up better. He said he didn't feel it was old enough.

Chair Eck said a plat of view map will show the location of any and all of everything that you referred to, and it would be a wonderful addition to the report, if possible. He found himself trying to understand the "4 feet from here," and not getting very far with location. It was an exercise in interpretation as opposed to observation.

Chair Eck said on packet page 37 under Description and Artifact Analysis it says a lens of buried trash, but in the representative profile there is no lens. He asked if we can have an additional profile that shows the lens and location.

Mr. Winters said he showed it later in the profile in the Site Form.

Chair Eck said he is a confessed "marble geek," and he is curious about the marble, and asked if there is a detailed description on the marble.

Mr. Winters said no, he found nothing except generic glass, noting it was not agate.

Chair Eck said then it was a toy marble as opposed to a bottle closure, and Mr. Winters said yes, definitely.

MOTION: Derek Pierce moved, seconded by Tess Monahan, with respect to Case #AR-18-2016, to approve the Archaeological Monitoring Report for the new sewer line at 940 East Palace Avenue at Canyon Road, as requested by Ron Winters for the City of Santa Fe, with the corrections from the Committee, as it complies with 14-3.13(B)(1)(4) Historic Downtown Archaeological Review District Utility Mains and 14-3.13(4)(d) Treatment, and to forward a copy of the report and notice of this approval to the New Mexico Historic Preservation Division, as per NMAC 4.10.7.

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

- 2) **CASE #AR-01-2017. 1848 PALACIO LANE. RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT. STEPHEN POST, AGENT FOR JOHN KENNEDY, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL AND HISTORICAL STUDY OF 3.683 ACRES FOR A LOT SPLIT.**

BACKGROUND & SUMMARY

The archaeologist conducted an archival study and archaeological survey of a 3.683 parcel of land on Palacio Lane in advance of a lot split. The City of Santa Fe, Santa Fe Trail map, by Pitel and Tigges (1991) identified a scant section of the trail or a rut passing through the parcel and the archaeologist was hired to determine if the rut is still in existence. A 1950s Coors beer can and historic trash scatter that consisted of sanitary cans, bottle glass fragments, and a sheet metal strap thought to be dated to pre-1950

were the isolated occurrences identified within the project area. No intact segments of the Santa Fe Trail were identified during the study.

STAFF RECOMMENDATION

Staff recommends approval of the report as the investigation complies with 14-3.13(2) River and Trails Archaeological Review District and 14-3.13(5) Procedures for River and Trails Area, Suburban Area and Utility Mains (a) Reconnaissance and (b) Reconnaissance Report.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas, and asked if she has anything to add.

Ms. Ramirez-Thomas said she has nothing to add.

Stephen Post, archaeologist for the project, said this project combined two of his favorite things – the Santa Fe Trail and the land history of southeast Santa Fe, and trying to figure out where the land grants were located. He said in this area 2-3 overlapped at various times and abutted the Sebastian De Vargas Grant and the history becomes a little more complicated. He said he has made good progress after a few years in documenting the actual genesis of our neighborhoods in southeast Santa Fe our of various land grants which were approved by the City once it was given that power by the U.S. Congress. [Inaudible].

Mr. Post continued, saying the Pitel & Tigges map, that is the City Code map, shows heavily compromised possible trail segments in the south-central portion of the property and along the west side of the property. He thinks it was an identification of faith, basically based on landscape that this is where the Trail ran at one time. However, in fact on this particular piece of property, there were intact segments/ruts he could identify. He said, having said that, he was flipping through the report, and realized he failed to include one of his favorite theories about the western segment of the Old Santa Fe Trail, and that he thinks it is the oldest segment and probably dates to the 17th Century, and was the earliest trail running between Santa Fe and Pecos, for instance. He said as you know if you drive along the Old Santa Fe Trail route there are signs, but that section, which he believes to be later, and in effect less significant. He found two IOs, but there was not much else to report. However, he feels the history of that part of the City is worthy of continuing to investigate.

Chair Eck said each time he can learn a little more, and in 40 years he will have it right.

Mr. Post said he was hoping “for you guys” to learn a little bit more.

Tess Monahan

Ms. Monahan said she enjoyed the narrative and the history, and that it always is surprising where you find vacant land, saying she had no idea that there was any space there to redevelop.

Derek Pierce

Mr. Pierce said he has no comment.

Jake Ivey

Mr. Ivey said he has no comment.

Chair Eck

Chair Eck said he would agree that the discussion of all the land grant permutations was very helpful. He asked if a "push top opener," is the official name of the beer can opening device.

Mr. Post said he was told by Curt Chastain years ago to not use "church key." He said "push top opener" is what he always uses.

MOTION: Jake Ivey moved, seconded by Tess Monahan, with respect to Case #AR-01-2017, to approve the Archaeological and Historical Study of a 3.683 acre lot split at 1848 Palacio Lane, as requested by Stephen Post for John Kennedy, as the investigation complies with 14-3.13(2) River and Trails Archaeological Review District and 14-3.13(5) Procedures for River and Trails Area, Suburban Area and Utility Mains (a) Reconnaissance and (b) Reconnaissance Report

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

- 3) **CASE #AR-02-2017. KATE'S WAY HOUSING DEVELOPMENT, RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT, ELIZABETH OSTER, AGENT FOR CITY OF SANTA FE, RED MESA DEVELOPMENT LLC OWNER, REQUESTS APPROVAL OF A CULTURAL RESOURCES INVENTORY FOR 4.03 ACRES.**

BACKGROUND & SUMMARY

An Archaeological study was conducted on a 4.03-acre parcel in advance of approval of a development plan to subdivide the parcel into 20 lots. Prior to the annexation of the land parcel in 2014, three archaeological surveys had been conducted for other projects and they had covered all but a small section of the parcel. The current survey located one archaeological site within the parcel. Another site that had been previously recorded has been destroyed by drainage and road development. The still extant site is recommended eligible to the National Register of Historic Places as it has the potential to yield more information and the site is recommended as significant to the City of Santa Fe.

STAFF RECOMMENDATION

Staff recommends approval of the report as the investigation complies with 14-3.13(2) River and Trails Archaeological Review District and 14-3.13(5) Procedures for River and Trails Area, Suburban Area and Utility Mains (a) Reconnaissance, and (b) Reconnaissance Report. It is recommended that the site be mitigated per the requirements set forth in 14-3.13(5)(d) Treatment, prior to an issuance of permit to develop the parcel.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas, and asked if she has anything to add.

Ms. Ramirez-Thomas said she has no additional remarks.

Michael Elliott, said he is appearing on behalf of Elizabeth Oster whose mother passed away very recently.

Mr. Elliot said they thought this was going to be simple, because this tract had been almost completely surveyed at one time or another, based on NMCRIS and ARMS records. He said there were two sites that were just outside, and it seemed were recorded by reputable people and there would be no issue with that. He said as it turned out, they did the walking and one of the sites was about 70 meters off and almost "smack in the middle" of this particular tract. He said that is a bit of an issue for the client. He said they tried to record what they could of the site. He said the original recording turned out not to be so good in terms of location, but in relationship to the features, the artifacts did not seem to jive with the common ground in 2016. He said it had been more than 30 years since the original recording, and the site looked a little different.

Mr. Elliott continued, saying the site is in good condition, and appears to be a potentially significant site, and probably needs to move to the next step of an evaluation and treatment plan. He said Mr. Valencia is here representing the client, and is interested in moving this to the next stage and finding a way for them to do their work and/or protect the study for this very interesting site. He said there is a small field house with a larger structure. It is a good size mound, but it doesn't have a lot of evidence, but there are a couple of alignments on top, so it could have been an adobe, or a ramada or something along those lines. He said one smaller feature is what appears to be a one room field house. He said there is a lot of cobble, a lot of adobe melt around it, noting it is approximately 5 x 5 meters.

Mr. Elliott continued, saying, "The complicating factor of this site is that we found a "ton of historic, not just recent, but 100 year old trash, that been scattered out on top of it. This appears to be multiple discurrent episodes of dumping, back around the time, as you saw in the report, we overlaid the GLO, and it's about the time that a small claim was in fact patented for this particular plot for Gertrudes Mora de Montoya. But a lot of this trash appears to be about that time, so we don't know if she was actually doing anything out there. It's possible this mound was associated with the current use of this area, but there were definitely pre-historic materials out there, and some not particularly, densely scattered. So we assumed the smaller structure was pre-historic, but the larger indefinite mound may be pre-historic

associated with that too. There is also the possibility because of the density of the historic materials on and around that large mound that it could have been associated with the pre-historic. It seems unlikely, because they are both kind of oriented the same way and the River is right there, and the site, the long dimensions, are kind of right in line with the way the River flows. And it seems they are somehow field related, based on occupation. You know, the larger site is just a couple of miles up there, Agua Fria, and nothing much closer that I'm aware of."

Mr. Elliott continued, saying they would like to help Mr. Valencia and their clients to get their development done.

Chair Eck noted the caption in the Staff Memo and on the Agenda should be corrected to indicate that Ms. Oster is the agent for Red Mesa Development LLC, and that should be reflected in the motion.

Tess Monahan

Ms. Monahan said she has no comment, and will defer to the Committee.

Derek Pierce

Mr. Pierce said his packet is missing every other page.

Ms. Ramirez-Thomas said that is a duplicating error.

Mr. Pierce said the Report said LA138359 was destroyed by development, and asked Mr. Elliot if he is fairly confident of that or if it is a case it was mis-plotted.

Mr. Elliot said no. It is a big street with drainage and a lot of work that was done alongside of it. He said the site boundaries as drawn on Steve's map did not extend into their project area, but they thought they should look for it, especially after finding the first site, to make sure there hadn't been some glitch or mapping error. He said they didn't see any evidence in the entire area between the River and this particular proposed development which was pretty much scraped clean at one time or another. He said on Steve's map there was a manhole cover for the sewer and they think they found that. He said there is a lot of other stuff out there now – a water line and a lot more utilities have been put in as well. However, they think they found the spot, and based on that, "it was pretty obvious that was the site and it didn't have features that was a scatter of the historic and pre-historic material, and that has been totally rolled up and scraped off." He said he would be amazed if there is anything left.

Mr. Pierce said there is no question in his mind that LA76232 is significant, and if he can see the features in a black and white aerial copy, it is significant.

Mr. Elliot said the *[inaudible]* location was actually just north of the north boundary, and they spent considerable time looking around there and there actually are some artifacts in that area, but it isn't part of the development. He said the map they had to work with, the scale is completely off. They found some archaeological materials where the site was shown in NMCRIS. And they walked about 50 meters and then "Wow, this should have been reported." They kept looking and looking and then "this is the site, this is the one." He said so that's what happened and it is visible on the aerials. It is a fairly under-represented site type. He said in the Santa Fe drainage south of town we have lots of pueblo work and a few smaller sites have been looked at and a bunch are archaic of course. He said as a small pueblo site, and possibly an agricultural orientation to it, it has some value and certainly needs further evaluation.

Jake Ivey

Mr. Ivey said he has no comment.

Chair Eck

Chair Eck said the important part of the packet, is that the site form was complete and had all the pertinent information.

Ms. Ramirez-Thomas said she has a complete copy which she took with her to Ft. Worth, and thinks that the other pages didn't get into the copy that Lani had for the packet to be duplicated.

David Rasch said it also could be that the original was double-sided when it went to the mail room, and we're not allowed to turn in double-sided sheets for reproduction.

Chair Eck said he has no further comments or questions.

General Discussion

Mr. Pierce asked for clarification on what exactly we are approving.

Chair Eck said when something is found it has been the practice of this Committee to approve or not approve the report. There has never been a separate discussion on the significance of the site, which is implied by the Ordinance, but that has not been the practice. He said perhaps when the new Ordinance is adopted, we can start a new practice. He said there are things to consider. He said we are moving to approve the report as written, the recommendations as presented, the significance of the site as recommended. He said the expectation would be that upon approval of this under all those assumptions, we would be looking forward to receiving in the near future, a proposal for further investigation of this site in the form of at least testing if not data recovery, so as to allow the proper attention before development proceeds.

Mr. Pierce said then we are sending in an easement, and leaving the site alone is off the table.

Ms. Ramirez-Thomas said, "The site is very much in the middle of the parcel."

Mr. Pierce said he thinks we are looking at what sort of treatment.

Mr. Elliot said he thinks it would be approximately 1/10 of the 4 acres.

Ms. Monahan said on Report page 23, paragraph 2, line 4, it says "The City of Santa Fe will need to determine if the site can be considered "significant"..... She didn't understand what that sentence means.

Chair Eck said, "All of our actions take place under the overall control of the Historic Preservation Division. He said in that sense, the City of Santa Fe, through its Historic Preservation Division, and this Committee, determines and takes appropriate action. So rather than going through a litany of the Committee needs to do this, the City needs to do that, it's a fair statement to say the City at large needs to do this. It's the responsibility of the City to determine whether a site can be considered significant, and to determine under what conditions development can proceed. We're just an arm of the City, as an appointed adjunct to the Historic Preservation Division. It is ultimately the responsibility of the City to make that determination. We do our best to say what we think. Ultimately, it's the City taking the action, and that's why it says that. It has nothing to do with the fact that the City is not the developer."

Ms. Monahan said she is asking who is charged with the mitigation and treatment plan.

Chair Eck said, "The proponent as named in the *[inaudible]* and in the Staff Report."

Chair Eck said to fall back on the practice of the Committee, the Committee simply moves to accept or deny the report with or without corrections. He was expressing the hope in the future, with a new Ordinance in place, we can establish a new, more structured sequence of events and consider: a) is a given resource significant or not; b) does there need to be something done or not; c) is that an historic preservation easement or not; d) is that mitigation via testing or data recovery, or not; and e) are we going to accept the report. He said it has to be a stepwise, iterative, pedantic thing to make all of this painfully clear. And right now, past practice has made it very muddy. He said at the end of the day, if we approve it, we're saying yes it's significant and yes, something needs to be done to preserve and protect or to mitigate the resource.

Mr. Rasch asked if we can determine whether or not if the site is significant at this time.

Chair Eck said there is no question that it is significant, and all of this evolved around the question of, are we doing this, and that was the explanation of past practice and all the associated "muddy water."

Mr. Ivey said the Report itself makes its recommendations that essentially asks the two things. One of them is to determine whether or not the site is significant, and the other is whether a mitigation and treatment plan needs to be developed. If it is significant then a plan needs to be developed, and clearly we don't do the development of the plan. So essentially, if we approve report as is, we are saying yes, it is significant, please prepare a plan and submit it to us.

Chair Eck said that is exactly the gist of his attempt at explanation, and "Thank you for putting it more concisely."

Chair Eck said he is assuming it is the consensus among the Committee that the site is significant, and therefore some mitigation is in order.

MOTION: Jake Ivey moved, seconded by Derek Pierce, that this Committee determines that LA76232 is considered significant under the Archaeological Protection Ordinance of the City of Santa Fe.

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

MOTION: Jake Ivey moved, seconded by Tess Monahan, based on the first approval, that this Committee requests the Applicant to submit a mitigation and treatment plan, prior to starting this project.

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

MOTION: Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-02-2017, to approve Kate's Way Housing Development Cultural Resources Inventory, as requested by the Applicant Michael L. Elliot and Elizabeth A. Oster, with appropriate changes to the Agenda caption, and the caption in the Staff Memo, that the Applicant is Michael L. Elliot and Elizabeth A. Oster for Red Mesa Development LLC, and the appropriate corrections to the final report.

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

Sam Valencia, Representative, Red Mesa Development, LLC, asked the timeline we are looking at, assuming he has someone to initiate a mitigation and treatment plan.

Chair Eck said if the Applicant were to retain someone very soon, they potentially could have a plan submitted to Ms. Ramirez-Thomas timely for consideration at the ARC meeting at the beginning of March, so the deadline for submittal is February 14, 2017. He said they can begin work after the ARC approval, which could put someone in the field by late March, and the project could be completed by the end of May 2017. He commented that he can imagine it won't be simple, and it won't necessarily be all that quick.

Ms. Ramirez-Thomas said to explain further, "So you would have somebody come up with a plan for mitigation that you would submit to us in mid-February, I think the 14th but possibly the 21st. And the hearing to hear the plan would be March 2, 2017. Immediately, starting March 3, 2017, an archaeologist could commence work on mitigating site. Once they are done doing that, they need to write a final report and submit that, probably in April 2017, and it would be heard in the May 2017 hearing. And then you would have your clearance."

Chair Eck said this is assuming everything goes smoothly.

Mr. Valencia said then we can get a ground disturbing permit, like a grading permit, once we have that clearance.

Ms. Ramirez-Thomas said that covers the general time on this.

Mr. Valencia asked what guidelines the archaeologist has to follow on the mitigation process – the Old Santa Fe Trails. He asked how extensive and how costly does it have to be.

Chair Eck said this Committee has no idea what the cost might be. It does need to meet the minimum State criteria. He said all of this is spelled out in State regulations – what needs to be in the treatment plan, and how long and so on.

Mr. Rasch said, depending on what is found, the Archaeologist has to keep digging down until they find no more resources. So, until they start, they really don't know how deep it's going to get.

Chair Eck said they don't have to excavate everything that is there, because that could take years. They have to do an acceptable job of determining the nature and extent of what is there, and return an acceptable sample of what is present for analysis and reporting. He said in no case do we require 100% excavation of the archaeological site. He said the scary part would be if human remains are uncovered, because that puts us in a whole different law and a whole different set of responsibilities. So there are unknowns both in terms of cost and how long it will take. He said those will come from the estimates provided by your chosen contractor, and whatever permutations and latitudes you can agree on to cover the unknowns.

Mr. Pierce said he would add that Mr. Valencia might want to review the Ordinance which places a cap on the maximum cost incurred. If you are going to exceed that cap, you can apply to this body for assistance, noting there is a fund to which he can apply.

Mr. Elliot asked if the percentage has changed.

Ms. Ramirez-Thomas said she doesn't think it has changed, and the percentage only applies in the Downtown.

Chair Eck said you are going into a cap that is known, with some possibility of assistance to cover what the Committee, HPD and the State's Historic Preservation Officer might feel is necessary to compensate for mitigation.

Mr. Valencia said he will see the Committee in March.

Ms. Monahan thanked Mr. Valencia for appreciating that this is important, and how unexpected it was to discover such a treasure.

Mr. Valencia said he was raised here, so he knows how important it is. He said it is part of our history and culture, and it has to be respected. He said he appreciates the job that this Committee does.

- 4) **CASE #AR-03-2017. CONSIDERATION FOR USE OF FUNDS IN THE ARCHAEOLOGICAL FUND TO MEET A MATCH REQUIREMENT FOR THE 2017 CLG GRANT WHICH THE CITY OF SANTA FE WOULD LIKE TO USE FOR PHASE I OF THE DEVELOPMENT OF A HISTORIC CONTEXT FOR ONE HISTORIC DISTRICT AND ONE ARCHAEOLOGICAL DISTRICT IN ORDER TO CREATE A COMPREHENSIVE PRESERVATION PLAN FOR THE CITY.**

BACKGROUND & SUMMARY

The City of Santa Fe has the opportunity to take advantage of the 2017 CLG grant funds. In order to do this, the Historic Preservation Division requests the use of \$15,000 as match funds. HPD would like for this CLG grant to be used for Phase 1 of the development of a historic context for one of the Historic Districts and one of the Archaeological Districts. Development of a historic context will help us create a comprehensive preservation plan for the City of Santa Fe. This project will help support the existing historic and archaeology ordinances and will be used as the basis for planning and education in regard to cultural and historic resources in Santa Fe. The historic context will be done with the objective of defining existing resources and research and preservation goals for the districts.

STAFF RECOMMENDATION

Staff defers to the Committee as to whether the request satisfies the requirements of Section 14-3.13(D)(5) and Internal Policy 2.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas, and asked if she has anything to add.

Ms. Ramirez-Thomas said the balance in the Archaeology Fund is \$143,254, and even slightly higher today. She said we are requesting \$15,000 in matching funds. She said we requested \$15,000 from HPD for the Certified Local Government [CLG] grant. She said a lot of people applied for the grant and HPD was able to authorize only \$12,750 for the grant from the State Historic Preservation fund. She

said to accept the grant the match needs to be \$12,750 from the City, or we can do the \$15,000. She said the match can be more, but not less than.

Mr. Rasch said we can over-match, and keep the balance higher.

Chair Eck said we probably need to discuss whether a revised lower figure would be sufficient to accomplish the project. He said he would hate to "go on the cheap," and not be able to do the right thing.

Tess Monahan

Ms. Monahan asked if this is different from the previous project.

Mr. Rasch said that was a CLG grant as well, but this is a different project.

Ms. Monahan asked if the two are affected by one another.

Ms. Ramirez-Thomas said they can be complementary. She said the City is getting new permitting software, and are in the process of mapping the process for the Archaeological Review Committee and the Historic Districts Review Board so it can go into the permitting software.

Mr. Rasch said in other words we're going digital.

Ms. Ramirez-Thomas said one of the challenges of the Geo Database is how we support it monetarily – how can we keep it going and viable, because there is still information to be inputted. She said we can help to maintain with the new permitting software, so you can sort of parlay them into one thing. She said with the historic context, we also can scan more things. And we basically be doing like a massive *[inaudible]* and a massive literature review of the holdings of the office, terms of reports they have and other archival material, in terms of the HCPI forms, and all those kinds of things. She said it would allow us to support what has been done with the Geo Database in that regard, by scanning and being able to attach more easily the documents that are needed.

Ms. Monahan said then it actually would facilitate people coming into compliance, getting permits more quickly because they will be using a common language and it will be a meshing of data *[inaudible]*.

Ms. Ramirez-Thomas said yes. She said one of the other challenges with the Geo Database is there isn't access to it. So with the permitting software, we can allow access to blocks of color on parcels showing whether or it has been cleared. They will show now confidential information, commenting "we will keep that to our office."

Mr. Rasch noted the acronym HCPI stands for Historic Cultural Property Inventory.

Derek Pierce

Mr. Pierce said he thinks the funding amount is appropriate, and prefers to keep the request at \$15,000, and do a little more. He asked what we get from Phase 1 and Phase 2, commenting it sounds like the Historic Context is Phase 2.

Chair Eck said this is doing all the groundwork for the use.

Ms. Ramirez-Thomas agreed, saying we have no cohesive inventory of what we have, so this will lay a good foundation.

Mr. Pierce said then this is basically inventory, scanning and gathering.

Chair Eck said yes, so at the end of the day we will know what we have, where it is, and how it all fits together.

Mr. Pierce said then the State HPD has already agreed to the scope.

Ms. Ramirez-Thomas said yes, and they have offered up to \$12,750.

Mr. Pierce said his only concern is that without a published document, a deliverable, they might decide to change the amount.

Ms. Ramirez-Thomas said, "Yes. We put on the Deliverable Schedule, which is on page 8, Progress Report and then ultimately we will have this draft historic context at that point giving at least an outline of what that context is going to look like by the end. That will be our final deliverable."

Chair Eck said a 4 page draft context is perfect, because it lays out all the parts that need to be there, and gives everybody a good idea of what it's going to take to get there.

Ms. Ramirez-Thomas said, "Yes, and it will define the themes, and we can evaluate what themes we need to address."

Jake Ivey

Mr. Ivey said then Phase 1 produces a synthesis of all the written material that you list and describe in paragraph 3 on page 5.

Ms. Ramirez-Thomas said it will be used in a written synthesis. She said Phase 1 of this really will be a gathering of existing data, and so the historic context as defined by MPS is not to go beyond a synthesis of the resources. So we will inventory existing inventory, such as a literature review which will give us a good sense of what we have in order to develop themes. Then come up with research questions that can be explored in the context for Phase 2, as well as the actual development of the context.

Mr. Rasch said, an example – not archaeologically base, but architecture based is where he is interested. He said we have 5 Historic Districts, and every structure in the Historic District has to have a status assigned to it – Significant or Contributing, or Non-Contributing. He said right now, our Historic Code does not describe what is important about each District, or how a structure can be contributing to a District if you haven't defined the District.

Chair Eck said what makes the District tick will be put on paper – that's the context. So on the building side of this, the inventory will consist of all documentation we have, how it relates to these properties/buildings, and a roadmap for producing the context. It will have this outline, and then we will stress these themes, and the product will look like X, Y and Z. He said this is what we get in Phase 1. He said we don't get the actual product until Phase 2.

Ms. Ramirez-Thomas said the first sentence of that paragraph says, *"In order to complete Phase 1 of this historic context, we will look at all of our HCPI forms, our GIS data, and our archaeological reports and other projects."* She said these will be used in a written synthesis of the pre-history and history of downtown Santa Fe. She said there are lots of approaches that can be taken to the historic context, but it's not intended to be dense or comprehensive.

Chair Eck

Chair Eck said he has no further questions or comment.

Mr. Rasch said now that we are rewriting the Archaeological Code, and an essential issue in the Code is what these buildings are contributing to, so it's a major hole in the Historic Code that has to be filled. He said Ms. Ramirez-Thomas had a more broad idea which worked.

Ms. Ramirez-Thomas said what she wants are research-oriented questions for people to address that will make the archaeology relevant, so when people ask her why we are recording this piece of blue glass she can tell them.

Chair Eck said you can point to the context and say this addresses that.

Ms. Ramirez-Thomas said yes, and some of the background summaries we get fail to be specific and are very cookie-cutter, cut and paste, so she wants to hone those things in to make it more parcel specific, more site specific, more interesting and tells the story about that immediate area – rather than the Paleo-Indian Period, and such.

Chair Eck said it is something to which you refer, and meanwhile talk about this block and this lot.

[Too many people talking at the same time here]

MOTION: Tess Monahan moved, seconded by Derek Pierce, with respect to Case #AR-03-2017, to approve matching the CLG grant requirement at the level of \$15,000.

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

Responding to the Chair, Mr. Rasch said this has to go to the Finance Committee, but it does not have to go to the Governing Body.

Mr. Ivey said he would like to put himself on the list as a volunteer advisor or as a reviewer, because a lot of this is "my sort of stuff."

Chair Eck thanked him for volunteering.

G. DISCUSSION ITEMS

1. SUBMISSION AND CLEARANCE FORMS FOR ARC SUBMITTALS.

Ms. Ramirez-Thomas she failed to put that in the packet for this meeting, and would like to postpone this to February 2, 2017.

2. STATUS OF COMMITTEE APPOINTMENTS

Ms. Ramirez-Thomas said the Committee members submitted their interest in remaining on the Committee in June 2016. She said was sent to the City Clerk's Office to be put on an agenda, but it never has been put on an agenda. She said the City Clerk said she doesn't have those emails. She said she and the Mayor's Administrative Assistant made sure those were resent. She said she was out of the office today, but she will recheck with the Clerk to make sure it is placed on a future agenda.

Ms. Monahan said once the process of appointment is complete, she hopes we aren't asked to resubmit a letter the following month.

Ms. Ramirez-Thomas said there is a point where it is a process between the Mayor and the City Clerk, so that is where it has been.

Ms. Ramirez-Thomas said the Acequia Madre is now flagged in the permitting system, so anytime anybody does anything on that property we are contacted. She said, for example, the lot split would kick-in Archaeological Review. However, the Planner in Current Planning realized what may exist and consulted the map we have and found it did indeed. It was good of him to catch it, and good for the Applicant to not push that they didn't have to do the archaeological survey at this point. It is required only at the point where development is going to happen, as currently written in the Code. So we have flagged all the addresses of the trail that goes through the property.

Mr. Rasch said he thinks we need to "flag between the known 'right here,' and the known 'right here' – the alignment property."

Ms. Ramirez-Thomas said recently, another Acequia association came forward and asked to have their acequia address flagged, and there are two other Acequia associations we will contact and do the same thing.

Mr. Rasch said we're ramping up for this huge digitation process where everything will rely on this one system, and if we don't get it right, it'll be a wreck. He said they are now cleaning up all of that.

Responding to Ms. Monahan, Ms. Ramirez-Thomas said the flagging is easy to do. They just need the address to pass it forward to GIS.

H. MATTERS FROM THE COMMITTEE

There were no Matters from the Committee.

I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS


There were no Administrative Matters and Communications.

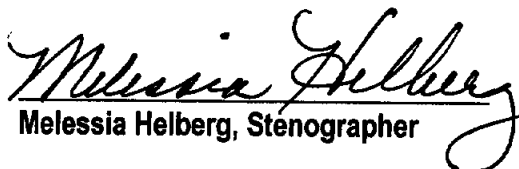
J. ADJOURNMENT

There was no further business to come before the Committee.

MOTION: Jake Ivey moved, seconded by Derek Pierce, to adjourn the meeting.

VOTE: The motion was approved unanimously on a voice vote, and the Committee was adjourned at approximately 6:10 p.m.


David Eck, Chair


Melessia Helberg, Stenographer

INTRODUCTION

At the request of Rochelle Abeyta of CenturyLink, the archaeologist has prepared a monitoring plan for the proposed construction to be conducted by CenturyLink in downtown Santa Fe, New Mexico. The project located on City of Santa Fe and private land requires archaeological monitoring of the installation of subsurface fiber optic cable. Because the project location is partially on city land the archaeological monitoring plan and construction activities must comply with the requirements of the Historic Downtown Archaeological District as stipulated in *City of Santa Fe Ordinance 14-3.13, Archaeological Clearance Permits and 4.10.17 NMAC Standards for Monitoring*. The monitoring will be conducted under General Archaeological Investigation Permit NM-14-141.

Project Location

The project is located within the unplatted land of the City of Santa Fe Grant in Santa Fe County, UTM Zone 13, Section 24, Township 17N, Range 9E, NMPM; 0415176E, 3949918N, accuracy 17', elevation 6,988', NAD 83 (BOP); 0415196E, 3949978N, accuracy 17', elevation 7,001', NAD 83 (EOP); USGS 7.5' Santa Fe, NM quadrangle map, 2002 (Figures 1 and 2). The project area is within the Santa Fe Historic District (LA4450; *State Register of Cultural Properties* No. 260, September 29, 1972; *National Register of Historic Places*, July 23, 1973). No known archaeological sites are documented within the project area although the workshops, storerooms, corrals and commissary of Fort Marcy were all grouped between Lincoln and Washington Avenues.

Scope of Work

The project begins from an existing manhole approximately 50' north of West Marcy Street in an alleyway between Lincoln Avenue and Washington Street. A bore pit would be excavated at this location, in order to bore due north 240' while placing the fiber optic cable within a proposed future path innerduct. The cable will surface at a second bore pit, approximately 70' south of South Federal Place where a proposed handhole will be set. Both bore pits and all potholes required to identify the numerous, previously buried utilities will be monitored during excavation. Based on an examination of an existing sewer line in the alleyway, the minimum depth of the bore will be six feet, in order to pass under the numerous buried utilities in this heavily disturbed corridor. From this location the project will trench due west 20' to meet a customer placed conduit (Figure 3). Finally the project will replace all asphalt to its original or better condition.

As the bore pits and potholes and trench are excavated, the fill and trench walls will be examined for evidence of cultural resources including features and cultural deposits. Any cultural resources that are exposed will be documented. Once the bore pits, potholes and trench excavation and any cultural resource documentation is completed, the cable will be pulled and the trenches backfilled. The project area will then be repaved.

