



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
JANUARY 31, 2018
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:00 P.M.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Regular Meeting of January 10, 2018
9. PRESENTATIONS

CITY CLERK'S OFFICE

DATE 1/26/18 TIME 2:25 PM

SERVED BY Melanie Bys

RECEIVED BY [Signature]

- a) Update on Santa Fe University of Art and Design: Community Visioning Process and Schedule for Midtown Campus Project. (Matt Brown and Matt Ross)
10. CONSENT CALENDAR
 - a) Request for Review, Approval and Authorization to Distribute the Preliminary Official Statement for the Offering and Sale of the \$9,860,000* City of Santa Fe, New Mexico Gasoline Tax/Subordinate Lien Gross Receipts Tax Improvement Revenue Bonds, Series 2018. (Bradley Fluetsch)

* Preliminary and Subject to Change
 - b) Request for Approval of Professional Services Agreement in the Amount of \$85,756.80, Plus Applicable NMGR, for Lighting Replacement Services at the Railyard Parking Garage; Facility Solutions Group, Inc. (Noel Correia)
 - c) Request for Approval of Amendment No. 1 to Professional Services Agreement in the Amount of \$3,640, Exclusive of NMGR, for Additional Lighting Fixtures at the Source of Supply Canyon Road Water Treatment Plant; Facility Solutions Group, Inc. (John Alejandro)



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- d) Request for Approval of Professional Services Agreement in the Amount of \$120,000 Over Four Years for Uniforms and Laundry Service for Transit Fixed Route Operations and Maintenance; Prudential Supply Inc. (John Romero)
- e) Request for Approval of Professional Services Agreement in the Total Amount of \$52,647.73 for Scanning Services; Professional Document Systems. (Faustino Contreras and Lisa Martinez)
- f) Request for Approval of Procurement of Capital Equipment Utilizing State Price Agreement; New Mexico Lawn and Garden Equipment Contract #70-000-17-00051 in the Total Amount of \$114,041.15 for Equipment for the Municipal Recreation Complex and Marty Sanchez Links de Santa Fe Golf Course FY 2017/2018; Deere & Company-Dealer: Austin Turf & Tractor. (Jennifer Romero)
- g) Request for Approval of Procurement Using New Mexico State Price Agreement #61-805-16-14415 in an Amount Not to Exceed \$137,606 for One Dump Truck for the Wastewater Management Division, Composting Section; Summit Truck Group. (Kenneth Espinoza)
- h) Request for Approval of Budget Amendment to Re-Appropriate FY18 Approved Budget and Personnel Expansion in the Amount of \$61,300 From Reopening of the La Bajada Visitor Center to Support the Downtown Litter Program. (Randy Randall)
- i) Request for Approval of Maintenance Agreement in the Total Amount of \$58,060.80 for Service and Repair of Cardiac Monitor-Defibrillators for Fire Department; Physio-Control Inc. (Greg Cliburn)
- j) CONSIDERATION OF RESOLUTION NO. 2018-____. (Councilor Ives, Councilor Lindell, Councilor Villarreal and Councilor Rivera)
A Resolution to Provide Incentives for Voluntary Gray Water Harvesting in the City of Santa Fe, New Mexico by Means of an Existing Rebate Program. (Christine Chavez)
Fiscal Impact: Yes, but uncertain.
- k) CONSIDERATION OF RESOLUTION NO. 2018-____. (Councilor Ives and Councilor Villarreal)
A Resolution in Support of a Campaign to Focus on Voluntary Water Conservation by Restaurants in the City of Santa Fe, New Mexico. (Christine Chavez)



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- l) CONSIDERATION OF RESOLUTION NO. 2018-____. (Finance Committee)
A Resolution Relating to a Request for Approval of First and Second Quarter Budget Amendments For Fiscal Year 2017/2018. (Andy Hopkins)
- m) Request for Approval of Grant Agreement A16A5085 in the Total Amount of \$236,500 for "Mary Esther Gonzales Senior Center-Improve Code" for Improvements to the Building and Parking Lot; State of New Mexico Aging and Long Term Services Department. (Gino Rinaldi)
 - 1) Request for Approval of Budget Amendment in the Amount of \$236,500
- n) Request for Approval of Grant Agreement A16A5089 in the Total Amount of \$198,500 for "Pasatiempo Senior Center- Improve Code" for Improvements to the Facility to Address Code Compliance; State of New Mexico Aging and Long Term Services Department. (Gino Rinaldi)
 - 1) Request for Approval of Budget Amendment in the Amount of \$198,500
- o) Request for the Approval of the Children and Youth Commission 2017-2018 Strategic Plan for Children and Youth Fund. (Julie Sanchez)
- p) Status Report on City ERP and Land Use System Modernization Project. (Renee Martinez) **(Informational Only)**
- q) Request for Approval of RFP #18/08/P – Lease Operating Agreement for Food and Beverage Service Facility at Marty Sanchez Links de Santa Fe; El Sabor. (Jennifer Romero) (Postponed on December 13, 2017) **(Postponed to February 14, 2018)**
- r) CONSIDERATION OF RESOLUTION NO. 2018-____. (Mayor Gonzales)
A Resolution Authorizing Tourism Santa Fe to Enter into a Franchise Agreement with Gran Fondo New York to Develop a Preliminary Event in Santa Fe. (Randy Randall) (Postponed on November 8, 2017) (Postponed on December 13, 2017) (Postponed on January 10, 2018) **(Postponed to February 28, 2018)**
Fiscal Impact: Expenditures = \$322,500; Revenue = \$262,500
- s) CONSIDERATION OF RESOLUTION NO. 2018-____. (Mayor Gonzales, Councilor Ives, Councilor Maestas, Councilor Trujillo and Councilor Rivera)
A Resolution Directing City Staff to Collaborate with the Public Service Company of New Mexico (PNM) to Develop a Photovoltaic (PV) Project to Provide City Owned Facilities with Solar Power, in Accordance with the City of Santa Fe's Stated Goal of Achieving Carbon Neutrality by 2040. (John Alejandro) **(Withdrawn by Sponsor)**



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REGULAR MEETING OF
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11. CONSIDERATION OF RESOLUTION NO. 2018-____. (Mayor Gonzales and Councilor Ives)

A Resolution to Commit Additional Resources in an Amount Not to Exceed \$400,000 to Support the Development of the Arts+Creativity Center, Including Improvements to Siler Road and the Installation of Public Utility Infrastructure Using Funds From Any Combination of the Following Sources as Approved by the Governing Body: City of Santa Fe's Five Year CIP Road Project List as Amended to Replace Currently Approved Projects, Tierra Contenta Revenue Fund, Affordable Housing Trust Fund, CDBG Entitlement, Economic Development Fund, and the Utility Fund. (Alexandra Ladd)

12. CONSIDERATION OF RESOLUTION NO. 2018-____. (Councilor Ives and Councilor Villarreal)

A Resolution Expressing Opposition to House Bill 47 and Senate Bill 80 Introduced In the 53rd Legislature - State Of New Mexico – Second Session, 2018, to Protect the Interest of Rate Payers, Including the City of Santa Fe, Its Residents and Businesses. (Jesse Guillen)

13. MATTERS FROM THE CITY MANAGER

14. MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION:

In Accordance with the New Mexico Open Meetings Act §§10-15-1(H)(7) and (8) NMSA 1978, Discussion Regarding Threatened and Pending Litigation in Which the City of Santa Fe Is or May become a Participant, Including, Without Limitation, Discussion Regarding Case No. 1:18-cv-00032-KBM-KK, *Santa Fe Alliance for Public Health and Safety; Arthur Firstenberg; Monica Steinhoff v. City of Santa Fe, New Mexico*; Case No. 1:17-cv-00768-SCY-CG, *Rio Grande Foundation v. City of Santa Fe*, and Case No. D-101-CV-2017-03572, *Republican Party of Santa Fe County, Pablo Orlando Baca, Michael Gallegos, Sherry Morrison, Paul Morrison, Loveless Johnson III, Jayne Siler, Edward J. Brown, and Carol J. Wilson v. City of Santa Fe*; and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the City of Santa Fe, Including, without Limitation, Discussion Relating to the Santa Fe University of Art and Design. (Kelley Brennan)

15. MATTERS FROM THE CITY CLERK

16. COMMUNICATIONS FROM THE GOVERNING BODY



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
JANUARY 31, 2018
CITY COUNCIL CHAMBERS

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
- H. PUBLIC HEARINGS:
 - 1) Request from Happy Rabbit Hospitality, LLC, for a Transfer of Ownership of Interlocal Dispenser Liquor License No. 2521, with On-Premise Consumption and Patio Service, from Coyote Café, Inc. to Happy Rabbit Hospitality, LLC. This License Will Remain at Coyote Café, 132 W. Water Street. (Yolanda Y. Vigil)
 - 2) Arizona Fine Wine and Spirits, LLC: (Kelley Brennan)
 - (a) Motion to Rescind the Decision Taken at the September 13, 2017 Meeting of the Governing Body to Deny a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11, Which Is within 300 Feet of Praise Tabernacle Freedom Church, 3732 Cerrillos Road.
 - (b) Pursuant to §60-6B-10 NMSA 1978, Consideration of a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11, Which Is within 300 Feet of Praise Tabernacle Freedom Church, 3732 Cerrillos Road.
 - (c) If the Waiver of the 300 Foot Location Restriction is Granted, a Request from Arizona Fine Wine and Spirits, LLC for a Transfer of Ownership and Change of Location of Dispenser Liquor License No. 0847, with On Premise Consumption and Package Sales, from Five Points Holdings, LLC, 2631 Cerrillos Road to Arizona Fine Wine And Spirits, LLC, dba Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11.



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- 3) **Case No. 2017-91.** Appeal of William L. Harper, Alma Waldo, Russell Waldo, and the Las Brisas de Santa Fe Condominium Association from the September 5, 2017, Decision of the Board of Adjustment to Grant a Request by the Museum of New Mexico Foundation for a Variance From City Code Section 14-8.4(J)(3) (Buffer for Nonresidential Development Abutting Residential). (Rick Word) (Postponed on December 13, 2017) (Postponed on January 10, 2018) **(Postponed to February 14, 2018)**

I. ADJOURN

Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been considered prior to 11:30 p.m. such items shall be postponed to a subsequent meeting, provided that the date, time and place of such meeting is specified at the time of postponement.

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

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6521, five (5) working days prior to meeting date.

**SUMMARY INDEX
SANTA FE CITY COUNCIL MEETING
January 31, 2018**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<u>AFTERNOON SESSION</u>		
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	1-2
APPROVAL OF CONSENT CALENDAR	Approved [amended]	2
CONSENT CALENDAR LISTING		2-4
APPROVAL OF MINUTES: REGULAR MEETING OF JANUARY 10, 2018	Approved	4
<u>PRESENTATIONS</u>		
UPDATE ON SANTA FE UNIVERSITY OF ART AND DESIGN; COMMUNITY VISIONING PROCESS AND SCHEDULE FOR MIDTOWN CAMPUS PROJECT	Information/discussion	5-6
<u>CONSENT CALENDAR DISCUSSION</u>		
REQUEST FOR APPROVAL OF BUDGET AMENDMENT TO REAPPROPRIATE FY18 APPROVED BUDGET AND PERSONNEL EXPANSION IN THE AMOUNT OF \$61,300 FROM REOPENING OF THE LA BAJADA VISITOR CENTER TO SUPPORT THE DOWNTOWN LITTER PROGRAM	Approved w/direction	6-7
REQUEST FOR APPROVAL OF GRANT AGREEMENT A16A5089 IN THE TOTAL AMOUNT OF \$198,500 FOR "PASATIEMPO SENIOR CENTER-IMPROVE CODE," FOR IMPROVEMENTS TO THE FACILITY TO ADDRESS CODE COMPLIANCE; STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT	Approved	7-9
REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT IN THE AMOUNT OF \$198,500.	Approved	7-9

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
REQUEST FOR APPROVAL OF THE CHILDREN AND YOUTH COMMISSION 2017-2018 STRATEGIC PLAN FOR CHILDREN AND YOUTH FUND	Approved	9-10
***** END OF CONSENT CALENDAR DISCUSSION *****		
CONSIDERATION OF RESOLUTION NO. 2018-9. A RESOLUTION TO COMMIT ADDITIONAL RESOURCES IN AN AMOUNT NOT TO EXCEED \$400,000 TO SUPPORT THE DEVELOPMENT OF THE ARTS+ CREATIVITY CENTER, INCLUDING IMPROVEMENTS TO SILER ROAD AND THE INSTALLATION OF PUBLIC UTILITY INFRASTRUCTURE USING FUNDS FROM ANY COMBINATION OF THE FOLLOWING SOURCES AS APPROVED BY THE GOVERNING BODY; CITY OF SANTA FE'S FIVE YEAR CIP ROAD PROJECT LIST AS AMENDED TO REPLACE CURRENTLY APPROVED PROJECTS, TIERRA CONTENTA REVENUE FUND, AFFORDABLE HOUSING TRUST FUND, CDBG ENTITLEMENT, ECONOMIC DEVELOPMENT FUND AND THE UTILITY FUND	Approved [amended]	11-17
CONSIDERATION OF RESOLUTION NO. 2018-____. A RESOLUTION EXPRESSING OPPOSITION TO HOUSE BILL 47 AND SENATE BILL 80 INTRODUCED IN THE 53 RD LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION 20-18, TO PROTECT THE INTEREST OF RATE PAYERS, INCLUDING THE CITY OF SANTA FE, ITS RESIDENTS AND BUSINESSES	Failed to pass	17-23
<u>EVENING SESSION</u>		
CALL TO ORDER AND ROLL CALL	Quorum	25
PETITIONS FROM THE FLOOR		25-30
APPOINTMENTS	None	30

ITEM**ACTION****PAGE #****PUBLIC HEARINGS**

REQUEST FROM HAPPY RABBIT HOSPITALITY, LLC, FOR A TRANSFER OF OWNERSHIP OF INTERLOCAL DISPENSER LIQUOR LICENSE NO. 2521, WITH ON-PREMISE CONSUMPTION AND PATIO SERVICE, FROM COYOTE CAFÉ, INC., TO HAPPY RABBIT HOSPITALITY, LLC. THIS LICENSE WILL REMAIN AT COYOTE CAFÉ, 132 W. WATER STREET

Approved

30-31

ARIZONA FINE WINE AND SPIRITS, LLC

MOTION TO RESCIND THE DECISION TAKEN AT THE SEPTEMBER 13, 2017 MEETING OF THE GOVERNING BODY TO DENY A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOL AT TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11, WHICH IS WITHIN 300 FEET OF PRAISE TABERNACLE FREEDOM CHURCH, 3732 CERRILLOS ROAD

Approved

31-33

PURSUANT TO §60-6B-10 NMSA 1978, CONSIDERATION OF A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOL AT TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11, WHICH IS WITHIN 300 FEET OF PRAISE TABERNACLE FREEDOM CHURCH, 3732 CERRILLOS ROAD

Approved

31-33

IF THE WAIVER OF THE 300 FOOT LOCATION RESTRICTION IS GRANTED, A REQUEST FROM ARIZONA FINE WINE AND SPIRITS, LLC, FOR A TRANSFER OF OWNERSHIP AND CHANGE OF LOCATION OF DISPENSER LIQUOR LICENSE NO. 0847, WITH ON PREMISE CONSUMPTION AND PACKAGE SALES, FROM FIVE POINTS HOLDINGS, LLC, 2631 CERRILLOS ROAD TO ARIZONA FINE WINE AND SPIRITS, LLC, D/B/A TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11

Approved

31-33

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
CASE #2017-91. APPEAL OF WILLIAM L. HARPER, ALMA WALDO, RUSSELL WALDO, AND THE LAS BRISAS DE SANTA FE CONDOMINIUM ASSOCIATION FROM THE SEPTEMBER 5, 2017 DECISION OF THE BOARD OF ADJUSTMENT TO GRANT A REQUEST BY THE MUSEUM OF NEW MEXICO FOUNDATION FOR A VARIANCE FROM CITY CODE SECTION 14-8.4(J)(3) (BUFFER FOR NONRESIDENTIAL DEVELOPMENT ABUTTING RESIDENTIAL	Postponed to 02/14/18	33
***** END OF PUBLIC HEARINGS *****		
MATTERS FROM THE CITY MANAGER	Information/discussion	34
MATTERS FROM THE CITY CLERK	Information/discussion	34
COMMUNICATIONS FROM THE GOVERNING BODY	Information/discussion	34-40
<u>MATTERS FROM THE CITY ATTORNEY</u>		
EXECUTIVE SESSION	Approved	40-43
MOTION TO COME OUT OF EXECUTIVE SESSION	Approved	40-43
ADJOURN		43

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
January 31, 2018**

AFTERNOON SESSION

1. CALL TO ORDER AND ROLL CALL

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Javier M. Gonzales, on Wednesday, January 31, 2018, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

Members Present

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

Others Attending

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

6. APPROVAL OF AGENDA

Brian Snyder, City Manager, said he had no changes to the Agenda.

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

DISCUSSION: Councilor Dominguez said, for the record, in the Evening Session, Items H(2)(a), (b) and (c), the Arizona Fine Wine issue, the Public Hearing is closed on those items, and we just will be debating those items, even though listed under Public Hearings.

Kelley Brennan, City Attorney, said, "That's correct, Council. It is an item that requires a public hearing, but the public hearing has been held. All you are doing tonight is considering whether to rescind the prior vote and to vote again."

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

7. APPROVAL OF CONSENT CALENDAR

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

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

10. CONSENT CALENDAR

An Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, January 19, 2018, regarding Item #10(d), is incorporated herewith to these minutes as Exhibit "1."

- a) **REQUEST FOR REVIEW, APPROVAL AND AUTHORIZATION TO DISTRIBUTE THE PRELIMINARY OFFICIAL STATEMENT FOR THE OFFERING AND SALE OF THE \$9860,000* CITY OF SANTA FE, NEW MEXICO GASOLINE TAX/SUBORDINATE LIEN GROSS RECEIPTS TAX IMPROVEMENT REVENUE BONDS, SERIES 2018 (BRADLEY FLEUTSCH) *Preliminary and subject to change.**
- b) **REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$85,756.80, PLUS APPLICABLE NMGR, FOR LIGHTING REPLACEMENT SERVICES AT THE RAILYARD PARKING GARAGE; FACILITY SOLUTIONS GROUP, INC. (NOEL CORREIA)**
- c) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$3,640, EXCLUSIVE OF NMGR, FOR ADDITIONAL LIGHTING FIXTURES AT THE SOURCE OF SUPPLY CANYON ROAD**

WATER TREATMENT PLANT; FACILITY SOLUTIONS GROUP, INC. (JOHN ALEJANDRO)

- d) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$120,000 OVER FOUR YEARS FOR UNIFORMS AND LAUNDRY SERVICE FOR TRANSIT FIXED ROUTE OPERATIONS AND MAINTENANCE; PRUDENTIAL SUPPLY, INC. (JOHN ROMERO)
- e) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT IN THE TOTAL AMOUNT OF \$52,647.73 FOR SCANNING SERVICES; PROFESSIONAL DOCUMENT SYSTEMS. (FAUSTINO CONTRERAS AND LISA MARTINEZ)
- f) REQUEST FOR APPROVAL OF PROCUREMENT OF CAPITAL EQUIPMENT UTILIZING STATE PRICE AGREEMENT; NEW MEXICO LAWN AND GARDEN EQUIPMENT CONTRACT #70-000-17-00051 IN THE TOTAL AMOUNT OF \$114,041.15 FOR EQUIPMENT FOR THE MUNICIPAL RECREATION COMPLEX AND MARTY SANCHEZ LINKS DE SANTA FE GOLF COURSE FY 2017;2018;DEERE & COMPANY-DEALER; AUSTIN TURF & TRACTOR. (JENNIFER ROMERO)
- g) REQUEST FOR APPROVAL OF PROCUREMENT USING NEW MEXICO STATE PRICE AGREEMENT #61-805-16-14415 IN AN AMOUNT NOT TO EXCEED \$137,606 FOR ONE DUMP TRUCK FOR THE WASTEWATER MANAGEMENT DIVISION, COMPOSTING SECTION; SUMMIT TRUCK GROUP. (KENNETH ESPINOZA)
- h) *[Removed for discussion by Councilor Dominguez and Councilor Maestas]*
- i) REQUEST FOR APPROVAL OF MAINTENANCE AGREEMENT IN THE TOTAL AMOUNT OF \$58,060.80 FOR SERVICE AND REPAIR OF CARDIAC MONITOR-DEFIBRILLATORS FOR FIRE DEPARTMENT; PHYSIO-CONTROL, INC. (GREG CLIBURN)
- j) CONSIDERATION OF RESOLUTION NO. 2018-6 (COUNCILOR IVES, COUNCILOR LINDELL, COUNCILOR VILLARREAL, AND COUNCILOR RIVERA AND COUNCILOR MAESTAS). A RESOLUTION TO PROVIDE INCENTIVES FOR VOLUNTARY RAY WATER HARVESTING IN THE CITY OF SANTA FE, NEW MEXICO, BY MEANS OF AN EXISTING REBATE PROGRAM. (CHRISTINE CHAVEZ). Fiscal Impact: Yes, but uncertain.
- k) CONSIDERATION OF RESOLUTION NO. 2018-7(COUNCILOR IVES AND COUNCILOR VILLARREAL). A RESOLUTION IN SUPPORT OF A CAMPAIGN TO FOCUS ON VOLUNTARY WATER CONSERVATION BY RESTAURANTS IN THE CITY OF SANTA FE, NEW MEXICO. (CHRISTINE CHAVEZ)

- l) CONSIDERATION OF RESOLUTION NO. 2018-8 (FINANCE COMMITTEE). A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF FIRST AND SECOND QUARTER BUDGET AMENDMENTS FOR FISCAL YEAR 2017/2018. (ANDY HOPKINS)
- m) REQUEST FOR APPROVAL OF GRANT AGREEMENT A16A5085 IN THE TOTAL AMOUNT OF \$236,500 FOR "MARY ESTHER GONZALES SENIOR CENTER-IMPROVE CODE," FOR IMPROVEMENTS TO THE BUILDING AND PARKING LOT; STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT. (GINO RINALDI)
 - 1) REQUEST FOR APPROVAL OF BUDGET AMENDMENT IN THE AMOUNT OF \$236,500.
- n) *[Removed for discussion by Councilor Dominguez]*
- o) *[Removed for discussion by Councilor Maestas]*
- p) STATUS REPORT ON CITY ERP AND LAND USE SYSTEM MODERNIZATION PROJECT. (RENEE MARTINEZ). (INFORMATION ONLY)
- q) REQUEST FOR APPROVAL OF RFP #18/08/P – LEASE OPERATING AGREEMENT FOR FOOD AND BEVERAGE SERVICE FACILITY AT MARTY SANCHEZ LINKS DE SANTA FE EOL SABOR. (JENNIFER ROMERO). (Postponed on December 13, 2017) (Postponed to February 14, 2018)
- r) CONSIDERATION OF RESOLUTION NO. 2018- ____ (MAYOR GONZALES). A RESOLUTION AUTHORIZING TOURISM SANTA FE TO ENTER INTO A FRANCHISE AGREEMENT WITH GRAN FONDO NEW YORK TO DEVELOP A PRELIMINARY EVENT IN SANTA FE. (RANDY RANDALL). (Postponed on November 8, 2017). (Postponed on December 13, 2017) (Postponed on January 10, 2018). (Postponed to February 28, 2018). Fiscal Impact: Expenditures = \$322,500; Revenue = \$262,500.
- s) CONSIDERATION OF RESOLUTION NO. 2018- ____ (MAYOR GONZALES, COUNCILOR IVES, COUNCILOR MAESTAS, COUNCILOR TRUJILLO AND COUNCILOR RIVERA). A RESOLUTION DIRECTING CITY STAFF TO COLLABORATE WITH THE PUBLIC SERVICE COMPANY OF NEW MEXICO (PNM) TO DEVELOP A PHOTOVOLTAIC (PV) PROJECT TO PROVIDE CITY OWNED FACILITIES WITH SOLAR POWER, IN ACCORDANCE WITH THE CITY OF SANTA FE'S STATED GOAL OF ACHIEVING CARBON NEUTRALITY BY 2040. (JOHN ALEJANDRO). (Withdrawn by Sponsor)

 END OF CONSENT CALENDAR

8. APPROVAL OF MINUTES: REGULAR MEETING OF JANUARY 10, 2018

MOTION: Councilor Dominguez moved, seconded by Councilor Lindell, to approve the minutes of the Regular City Council Meeting of January 10, 2018, as presented.

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

9. PRESENTATIONS

a) UPDATE ON SANTA FE UNIVERSITY OF ART AND DESIGN; COMMUNITY VISIONING PROCESS AND SCHEDULE FOR MIDTOWN CAMPUS PROJECT. (MATT BROWN AND MATT ROSS)

A copy of a power point presentation on the Midtown Campus Project, is incorporated herewith to these minutes as Exhibit "2."

Mr. Snyder said Matt Ross will take the lead on this presentation.

Matt Ross presented information via power point. Please see Exhibit "2," for specifics of this presentation.

The Governing Body commented and asked questions as follows:

- ◆ Councilor Ives noted the sources Mr. Ross noted are significantly based in Santa Fe, and we want to get broad participation from Santa Fe itself in terms of film design, institution design, and we might look a little more broadly. He is unsure if we are going outside of Santa Fe, at least in the State or regions to UNM's Architecture School, NMSU and other institutions.
- ◆ Councilor Harris said the Santa Fe Art Institute is a partner in the effort, particularly in the visioning phase, and Ms. Blosser has reached out to the State AIA Chapter, the Santa Fe Chapter, the ASOA and other groups to get the word out. He spoke with an architect in town about a different matter, and mentioned it to him. So we are in the process of getting the word out. It would have been good to have more time, and we need to reinforce the press release. He said we will be very accessible to answer questions to get the greatest coverage possible, certainly within the State. He said if there are other partners that can be suggested would be welcome whether they are from Denver or Dallas, or wherever.
- ◆ Councilor Ives said it seems to be a very fast turnaround time, saying he understands the need for this which is reasonable since this is an idea generating process as opposed to any kind of selective process which might happen at a later time.

- ◆ Councilor Harris said this is a new process and we wanted to go wider and deeper in public engagement and do it differently. He said we have a schedule we will adhere to as much as possible, but if we need more time for any other phase he feels that will be granted. He said once the 5 teams are selected, they will be given 6 weeks to go through their own internal process as well as answer any questions they may have.
- ◆ Councilor Ives said he did all the legal work associated with the design competition for the Railyard Park, so he has some familiarity with those processes, reiterating they seem rather tight.
- ◆ Councilor Ives said Councilor Harris said the Art Institute is partnering in the effort and asked if we have a formal MOU.
- ◆ Councilor Harris said we have a PSA of \$30,000 with the Art Institute, a 501(c)(3), to cover the stipends and the Art Institute as \$5,000 for their work in organizing and leading this effort.

10. CONSENT CALENDAR DISCUSSION

10(h) REQUEST FOR APPROVAL OF BUDGET AMENDMENT TO REAPPROPRIATE FY18 APPROVED BUDGET AND PERSONNEL EXPANSION IN THE AMOUNT OF \$61,300 FROM REOPENING OF THE LA BAJADA VISITOR CENTER TO SUPPORT THE DOWNTOWN LITTER PROGRAM. (RANDY RANDALL)

Councilor Dominguez said we had a good discussion about this at Finance, and thanked staff for the new memo which is more clear, although it could use more work. He wants to make sure we capture what we are approving in the motion.

MOTION: Councilor Dominguez moved, seconded by Councilor Villarreal, to approve this request for this Fiscal Year, but that funding for subsequent years will be subject to appropriation by the Governing Body.

DISCUSSION: Councilor Maestas said he said he is sorry the La Bajada project didn't work out, commenting we relied on other partners to pitch-in. He would like to focus on litter patrol in the Plaza area, noting there are other areas near the plaza that could benefit from litter patrol. The section of the River Park area between Canyon Road and the Plaza could use some litter patrol. He asked if there is a possibility to expand the area of litter patrol, or if it is just for the Plaza.

Mr. Randall said the plan is to focus on that two block area, but it is not restricted to that area, so to the extent the people could do additional work, we definitely can do so. There are areas that require more attention than others, and wants to be sure it is an add-on to the existing service on the Plaza. He is unsure it can be done on a regular/routing basis.

Councilor Maestas thinks we should include at least the two dominant places frequented by visitors.

Councilor Harris said he had some of the same concerns, and he also believes that a two-man crew with the equipment provided could cover a little more than two blocks. He agrees with Councilor Maestas about the River Park Area.

Councilor Harris continued saying he recently was in the Sandoval Parking garage, and the stairwells need attention to be made safe and inviting, including being power washed. He thinks we need to get rid of the constraints against power washing so we can power wash some of our flat surfaces.

Councilor Harris continued, asking who will do the proposed plan.

Mr. Randall said it will be done by his department, funded through Lodgers Tax, and for the next 6 months the staff will be reporting to Melanie Moore. He will point out the need to power wash the stairs to Parking whose responsibility that is.

Councilor Dominguez said so much of what we're talking about is organization, and asked why these staff can't be given to Parks and make sure that is part of their duties. He asked why this crew couldn't be made responsible for the Plaza itself, and free those on the Plaza to take care of the medians and other things. He doesn't mind doing this just for this fiscal year, but in the future it is about organization and who is their boss. He imagines Mr. Randall's concern if that if we give the positions to Parks, Parks will absorb them and they won't pay attention to the Plaza. He said a lot of this is about management, organization, funding and such. He said we don't want to take positions away from the bargaining unit.

Mayor Gonzales said he wasn't that enthused about La Bajada, but thinks it is important that the lodgers know that taxes generated are being reinvested in the downtown area for a positive experience. He would be careful about the mission creep beyond downtown, saying we are more effective by targeting. He said visitors have complained about Plaza after a large event. He hopes it doesn't get pushed too far out, and that we continue to invest in keeping downtown clean through Lodgers' Tax dollars.

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

Explaining his vote: Councilor Maestas said, "Yes. With direction."

- 10(n) REQUEST FOR APPROVAL OF GRANT AGREEMENT A16A5089 IN THE TOTAL AMOUNT OF \$198,500 FOR "PASATIEMPO SENIOR CENTER-IMPROVE CODE," FOR IMPROVEMENTS TO THE FACILITY TO ADDRESS CODE COMPLIANCE; STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT. (GINO RINALDI)**
- 1) REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT IN THE AMOUNT OF \$198,500.**

Councilor Dominguez said he is in support of this request, noting these funds were approved in 2016 by the Legislature. He asked if there is a lag in expending these funds. He said he received an email over the weekend about money appropriated to the Airport in 2016. He asked if this is something we need to address.

Gino Rinaldi, Director, Division of Senior Services, said the process is lengthy, commenting we actually start the process at the State. The application is made in 2015, it goes before the Legislature, and then in 2016 it goes before the voters and comes back around as a contract. For a project like this we should identify a plan to spend as soon as possible once the contract is approved. He said it then has to go through the City process and it is sent back to the State for its approval. He said this is the process.

Councilor Dominguez asked if the delay is because of the City bureaucracy, or at Long Term Agency, or where is the delay. He is trying to figure if it is a system-wide delay.

Mr. Rinaldi said delay in the process in place could be because of the State and/or the City processes.

Mr. Snyder said by time it goes through the process of selling the bonds, usually September-October, the City gets the money later in the year. He said we won't advertise the project until the funding is in place. He said the contract process won't start until the bonds are sold and the funding is in place. He said there are a lot of steps in the process.

Mr. Snyder continued, saying regarding the Airport, it involves funding through a number of years. Where we've had trouble spending the funds, we now have a plan in place, but this is different from the Airport. The other challenge which we've discussed with the legislative delegation, is we're also the fiscal agent for local non-profits. In past years, we've had trouble getting a contract in place because of different requirements, such as ownership requirement of buildings. He said this year, we've asked for non-profit funding requests well in advance as well as the City has been working with local non-profits to be sure they understand State requirements. There are challenges in ensuring we follow our own procurement as well.

Councilor Dominguez said then the bottom line is we're working to get this done as quickly as possible, given the various constraints.

Mr. Snyder said that is correct. It is important to note that funds aren't allocated for just one year, noting there is a 3-year turnaround depending on the project.

Councilor Dominguez said we appreciate it when we receive funds from whatever source, including the Legislature. In the past, we sometimes received funds from the Legislature for things we didn't necessarily request, but we have to pay the administrative costs. He said in 2015 the Governing Body approved a CIP list, and asked if this request was on that list, and Mr. Rinaldi said that is correct.

Councilor Dominguez asked if it is part of this current CIP list or if it is for future years.

Mr. Rinaldi said it is for future years as well.

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

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

10(o) REQUEST FOR APPROVAL OF THE CHILDREN AND YOUTH COMMISSION 2017-2018 STRATEGIC PLAN FOR CHILDREN AND YOUTH FUND. (JULIE SANCHEZ)

Councilor Maestas said on page 9 of the packet, one of the funding categories is Supplemental Education for School Aged Children, and indicators are reading, math proficiency rates. He asked the reason that was picked as an indicator, noting it would be difficult for us to move that. He sees those more in the purview of the Schools. He said we have reduced the funding and asked if we are moving the needle, and if that is that a wise expenditure of our limited funds.

Chris Sanchez, Interim Director, Community Services Department, said it is a big task, but that is one of the greatest indicators to measure success. If we can provide wrap-around services for poor readers, the trajectory of the child to graduate from high school increases. The funds can't cover every school, and we are targeting schools with the highest difficulty of proficiency. We are working with a group of 17 academic instructors to provide those services.

Councilor Maestas asked if the best way to track the impact is to track the proficiency in grades 3-7-8.

Mr. Sanchez said the focus is the 3rd grade.

Councilor Maestas asked if we can we track progress.

Mr. Sanchez said absolutely and explained the process of instruction through the year and into the summer. We should be able to show within 2 years the intervention is creating the desired impact.

Councilor Maestas asked if we can increase the amount of funding for this purpose, and if we are tied into these amounts through 2021, or if we are evaluating annually and can make changes, and Mr. Sanchez said yes if the funds are available. Councilor Maestas said he is pleased to see we are tracking the success of these programs.

Councilor Maestas said a number of recommendations were made from the recent Youth Summit – more job opportunities, voting, more things to do and such. recent youth summit, recommendations made. Job opportunity, voting, teen center, more to do. When will we incorporate some of those into action.

Mr. Sanchez said we are looking at many areas including summer youth employment, and in partnership with the Chamber of Commerce we are looking at 6-7 businesses. Additionally, there are policies in place at the Schools and local non-profit organizations we fund targeting these issues. They recently released the Teen Nights Fund, and the Mayor's Youth Advisory board participated and made recommendations for funding. He said the Homework Diner was done in partnership with the Advisory Board and locals to identify food issues. These have been put in place as the work of the Advisory Board, a powerful group. He said it took 2-3 months to bring a new group of youth together after the others graduated from high school.

Councilor Maestas said in the report there were issues with cross-over to the Human Services side, and asked if we are communicating the youth's concern to that group.

Mr. Sanchez said yes, noting they have taken a leadership role in the City. They are looking at how those cross-over into the private sector. They are working in complete partnership across the City.

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

DISCUSSION: Councilor Dominguez said the first thing he did 12 years ago when he came on the Council, was to have a youth summit. He said what were priorities/interests then remain the same now. He said what is different now is we are having discussions about outcomes and indicators for measuring the effectiveness of the use of City funds. He asked how the funding priorities were identified, and integrated into the plan.

Mr. Sanchez said they looked at local and state-wide issues, noting the County did a needs assessment as well as the City. He said they are looking at issues, and if we have baseline data to measure the specific areas.

Councilor Dominguez said we need to pay attention to this data in terms of actually doing something to make sure we have good results. He is glad the strategic plan has evolved and is going in this direction saying, "I think that it is a good thing."

Mayor Gonzales asked the Governing Body to think about "we" as more than the City, because it is much bigger. He said we have a community collaborative over time through the Mayor's Youth Cabinet. It is important that we support this effort, but realizing it isn't entirely on the City, and it is a community responsibility. The measurements are a key component of this project.

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

END OF CONSENT CALENDAR DISCUSSION

11. **CONSIDERATION OF RESOLUTION NO. 2018-9 (MAYOR GONZALES AND COUNCILOR IVES). A RESOLUTION TO COMMIT ADDITIONAL RESOURCES IN AN AMOUNT NOT TO EXCEED \$400,000 TO SUPPORT THE DEVELOPMENT OF THE ARTS+CREATIVITY CENTER, INCLUDING IMPROVEMENTS TO SILER ROAD AND THE INSTALLATION OF PUBLIC UTILITY INFRASTRUCTURE USING FUNDS FROM ANY COMBINATION OF THE FOLLOWING SOURCES AS APPROVED BY THE GOVERNING BODY; CITY OF SANTA FE'S FIVE YEAR CIP ROAD PROJECT LIST AS AMENDED TO REPLACE CURRENTLY APPROVED PROJECTS, TIERRA CONTENTA REVENUE FUND, AFFORDABLE HOUSING TRUST FUND, CDBG ENTITLEMENT, ECONOMIC DEVELOPMENT FUND AND THE UTILITY FUND. (ALEXANDRA LADD)**

Alexandra Ladd, Director, Office of Affordable Housing, noted there is a Substitute Resolution in the packet in response to the Finance Committee discussion to get a more specific assessment of the variety of funding sources. She said her cover Memo addresses that. Since then, there has been a soft commitment of Economic Development Funds. If the tax credit is approved it will be in the cycle for Affordable Housing Trust Funds and CDBG grant funds covering the gap. She said the Utility Fund also is available. This Governing Body expressed concern about using funds for roads to support the project, but we may end up where we don't need to use CIP funds at all.

Mayor Gonzales asked Ms. Ladd to state why it is important to have a decision on this tonight because of the timing of tax credits.

Ms. Ladd said a tax credit application is due February 13, 2018. This Resolution gets this project to the starting line with a really great chance to be funded. It won't be funded unless it has a really viable budget, so this commitment in the Resolution form provides that this budget amount will be met by the City.

Mayor Gonzales asked if the City's commitment stay intact if the developer wanted to do it the following year, or would they have to come back for a reaffirmation of the funding.

Ms. Ladd said it was set up as a two-year try, and this is the second try for the tax credits. If it isn't funded, the Governing Body would need to make another policy decision to support the project at this site – all of the resources identified. She said affordable housing is affordable to live in, but not affordable to build. She said HUD has spent 20 years undoing the legacy of cheap housing. She said it will be worth the money for this project and the community will be proud of the project.

Councilor Dominguez said this is a much larger proposal than what was at Finance, where they were being asked to give up some projects to fund this. He said this is much better, because we have a menu from which to choose in making a decision. He said the proposed bill leaves flexibility for different things in funding, which satisfies the requirements of the Authority, in terms of legislation needed from us indicating our commitment to this.

Ms. Ladd said the Mortgage Finance Authority wants the written commitment, and the Resolution is enough of a commitment.

Councilor Dominguez said then they don't necessarily care where the money comes from, as long as the City is committed.

Ms. Ladd said that is correct.

Councilor Dominguez noted the funding sources come from various departments of the City, and asked if there is a department or division that is least appetizing. For him, that would be the CIP, because we have needs out there, and the most appetizing for him would be the Affordable Housing Trust Fund. He asked Mr. Snyder if he has had that discussion with staff.

Ms. Ladd they sat and looked at utilities and that is an easy application of the funds because it would be improving a system which is what the fund is set up to do, as well as providing the City access to the rest of its site. There has been no formal process of ranking, and some will be based on timing, and what is happening at that time. The money obviously will not be deployed this fiscal year and maybe not in the next fiscal year.

Councilor Dominguez said it sounds as if there may be no need to take funds from this menu, and asked her to speak about that and if there are new developments.

Ms. Ladd said because there is no dedicated source of funding for the Affordable Housing Trust Fund, there is no way to know how much money there will be in the fund, but said she suspects we will be getting cash into the fund. She isn't worried at this point that all of a sudden we will have a huge unmet need.

Councilor Dominguez said he is speaking of the funding for the overall application – what is the timeline for that. When will we know whether or not that we have to tap into all of these sources.

Ms. Ladd said in about 12 months. Once the funding allocation is made, there is quite a rigorous underwriting process and they have to set-up the deal with the equity investors.

Daniel Werwath said the funding for this project will be deployed over a 2½ year construction period, so there are a couple of cycles of potential funding to access. They are anticipating the earliest that this will be constructed is late summer 2020. He pointed out that the Resolution specifically calls out that any funds coming in first will replace *[inaudible]* or CIP funds, so those are last used funds. He is fairly confident that with the other sources now identified, it is unlikely that we would need to access those.

Councilor Dominguez said that is encouraging. He said we need to remember that we are getting federal funds and that those also are taxpayer dollars, so it's not as if the feds are giving us money from some magic pot they have, it is still taxpayer dollars. So the residents who are subsidizing that through this and previous efforts, also are subsidizing it through federal efforts as well.

Mr. Werwath said those taxpayer dollars will go somewhere in New Mexico this year, and tonight, they are trying to make sure they are coming to Santa Fe.

Councilor Harris said he was struck by Ms. Ladd's comment about a soft commitment from the Economic Development Fund, noting this is the first he's heard about that. He is looking at her Memo which lists Potential Sources of Funds. He said at the Finance Committee they discussed that with a fund balance of Tierra Contenta in excess of \$600,000, 1/3 of which potentially is available for affordable housing, approximately \$200,000 is available. He asked about the statement of a soft commitment from Economic Development, commenting he is surprised to hear that.

Ms. Ladd said because the project contains an Economic Development component with the live/work space and the shared resource space, and the ability for people to live/work/create/produce on site, Matt Brown said it fits with the priorities of our Economic Development portfolio and she thinks you should include that as a possible source of funding. She clarified that the list/menu isn't just, oh, it's on there, so it's good to go. Any of these would have to go through the regular process for funding. So if the economic development community decided they don't think this is the appropriate process....

Councilor Harris said he said he is stricken by the language of "soft commitment," noting there has been conversation, but there has been any commitment to take any of these funds necessarily, it's all a potential.

Ms. Ladd said that is correct because the ultimate authority to do that is with this body, not staff. She said, "This is me checking with my colleagues and saying does this fit the priorities of what you use this money for, and them saying yes it does, and I would...."

Councilor Harris said it is an easier reach for him on this, commenting the whole thing is a difficult reach for him – to take money from the Affordable Housing Trust Fund or the Tierra Contenta fund as well. He wants to be sure we are not committed to any of these funds.

Ms. Ladd said that is correct.

Councilor Harris said we are now at more than \$2.3 million which translates to roughly \$39,000 per unit contribution which is higher than anything this body has done before per unit.

Ms. Ladd said she doesn't believe that is correct.

Councilor Harris this is his recollection, and asked which projects reached this level of contribution.

Ms. Ladd said the Housing Trust project also received benefits from the developer who provided the land as its alternate compliance to the Santa Fe Homes Program. So much of the pre-development site work was provided by the developer. She doesn't know that value but it is comparable.

Councilor Harris understood the Housing Trust application had in the neighborhood of \$1.3 million that would aggregate, along with the donation of the grading by Pulte as well the City waiving fees. He said, "I just want to note for the record this is very... and I would be interested to hear at a future date, but this is a very high contribution per unit." He asked how it will be structured, and how do you restrict the individuals in the category of artists or creative people.

Ms. Ladd said the bottom line is that the restriction is income based. But like neighborhood covenants, there can be preferences set into the tenant selection process.

Mr. Werwath said there is a special exemption in fair housing law called an Artist Preference, which allows you to create a transparent application process which priorities people who essentially need live/work space. And the way that is approached is gauging peoples' dedication to their practice, so you don't the medium or how well they do what they do. And they intend to use a very liberal definition of what an artist is, noting that if the fair housing term and not the term we prefer to use, because most of the communities anticipate being served here may not associate themselves with that term necessarily. It ends up being a first come/first served process once they meet a certain threshold. He said we also can't stop anyone for applying for housing. If you can't find someone who meets the preference criteria, you do have to rent it to an existing normal family.

Mr. Werwath continued, saying he hears a lot of conversation in the community that this is just for this group of people and not for that group of people, noting more than 50% of this project is focused on units for families.

Councilor Harris said then the Mortgage Finance Authority also includes this criteria.

Mr. Werwath said yes, it is in the QAP, and in the previous year this application was deemed an eligible application and compliant, we were just a few points shy of being awarded funding, hence the current efforts to raise additional funds.

Councilor Maestas said Councilor Harris is getting at the scope of what this is turning out to be. It is a great project, and we have discovered other undeveloped City lots for potential land donation for affordable housing development. We decided we need to stop doing things on an *ad hoc* basis and address it City-wide. So we are going to be moving forward in looking at all of the lots that have been screened. He asked if the total investment in this project is \$2.3 million going into the second round of applications, and if we should be planning right now for the other lots to get them in the pipeline.

Ms. Ladd said we need to look comprehensively, looking and planning ahead to use our limited resources as strategically as we can. She said the \$400,000 is the only liquid asset the City is committing to this project. The fee waiver is deferred revenue, and the land has no value unless we sell it. She said that is one of the strategies being used by communities across the state as a way to offset the high costs of these projects and ensure they are being built in locations where they want them, so the land donation is really huge and anchors the project.

Councilor Maestas said Councilor Villarreal will take the lead under the Community Development Commission. He suggested that we start bringing successful case studies from other communities to let the public know what we are proposing to make future projects viable and eligible for tax credits. He wants to bring in all of the information at the outset of the public involvement process as we look at additional lots throughout the City we are willing to donate for affordable housing.

Councilor Maestas continued saying CDBG entitlement funding was included as possible future funding for this project. He asked if we need to notify HUD of how we use CDBG funds. He said in the past we have been using CDBG funds for the Santa Fe Homes Program. He thought this is more of a special project, and asked if this is a departure from the normal CDBG expenditures.

Ms. Ladd said not at all. She said we have consistently used a good chunk of CDBG funds for down payment assistance, some of which has been used for homes produced under the Santa Fe Homes Program, but there is no funding connection there at all. The CDBG funds are allocated according to the applications that come in. It is used for down-payment assistance, home repair and a couple of different public service projects that are consistently funded, but every year there are a new batch of applications to be considered.

Councilor Maestas asked if there are any indicators in the real estate market, regarding the median price of a home.

Ms. Ladd said the more activity in the real estate market the more prices respond to that. She said when Tierra Contenta was in full swing it had a moderating effect in escalating real estate prices because the volume was providing a viable option for people. She said it is a balancing act, but the more we can add affordable inventory in the markets the better we are in offsetting effects of the real estate market. She it's not just creation of new units, it's also rental and the more we have the less market pressure to raise rents if people know they have other options. Down payment assistance gives people the capacity to afford a house, so we are creating an affordable whether it is a new or existing unit.

Councilor Villarreal thanked staff for putting this together. There were a lot of questions at Finance, and she was the one that asked about the Economic Development Fund, because she feels there is an economic piece to this, and there should be a commitment because it is talking about affordability as it relates to the economy. She said we are not diverging from the CDBG grants. The reason we don't use CDBG is because it never aligns with the timing for the low income tax credit projects. She said we would use it for this purpose if we were able to change HUD's timeline, which we can't. So we're trying to make this work. The fact that we have a little leeway with the timeline is helpful.

Councilor Villarreal continued saying she appreciates Mr. Werwath's diligence and commitment to this project. She said there is a piece that talks about efficient use of tax credits, and it looks at the cost per unit and cost per square foot. She asked, in looking at that piece, if something changed in the design initially. There was a certain cost, and it was somewhat expensive for the initial design. She asked if something changed with the last application in terms of what he is now applying.

Mr. Werwath said that is the one point category we can change. It's not the overall cost of the unit it is the amount of subsidy required per unit and per square foot of affordable housing. What they have been working to do is to raise sufficient funds to get under \$16,500 tax credits per unit, which gets us an addition 5 points. The City's piece is about 1/3 of the funds needed to do this, and this will raise our point score well above the winning score of the Housing Trust Project from last year.

Mr. Werwath continued, saying one of the reasons they need more subsidy is because they have lower income rents, noting they voluntarily included 30% AMI rents which don't generate much income and don't support very much Mortgage, so you need subsidy to cover that.

Mr. Werwath continued, saying the other thing that has changed since last year, is the cost for the same number of units increased almost half million dollars, and that's taking several hundred thousand dollars of value engineering from the project. So there are a bunch of pressure converging to make prices go up when we're trying to use less subsidy and be assured of an award.

Councilor Villarreal said she understands those changes, and asked if he looked at the design costs to try to reduce your own costs.

Mr. Werwath said yes. Last year before they applied, they removed close to \$1 million in construction costs. This increase would have been that amount, but a lot of this is due to taking things out of the project which he doesn't like to do, and hopes we can continue to seek funding to put them back in. He said they also worked on guidance from the Council that people wanted more for their money, and were able to fit 5 more units on the site, and created 7 new two-bedroom units, 4 holding units and shifted two of the one-bedroom to two-bedrooms. He said that increased the total development cost to \$15.3 million, and the per unit cost \$160,000 which is normal for this kind of development. He said in San Francisco these units are \$400,000.

Councilor Villarreal said we discussed that donating land and waiving fees is not insignificant and is huge for us, and to add another level of subsidy we have to be sure we're doing our due diligence. She appreciates staff looking at out options. She said we need to start looking for permanent funding for the gap for affordable housing projects. She said she is committed to seeking this permanent funding source.

Councilor Ives said he would echo remarks by Councilor Villarreal, and understands in the past, the City had such a fund, and doing that would be a strong step to ensure supply of affordable housing in the City where we have a great need and challenges. He thanked Councilor Villarreal and the other Councilors who have weighed-in. It has been a lot of hard work, and hopes the funding sources will send a message that the City is very serious about finding the funding to move this project forward. He complimented Daniel Werwath and Ms. Ladd and others who participated in moving this forward. He is hoping for a positive result and moving it to the next step in the application process.

MOTION: Councilor Ives moved, seconded by Councilor Lindell, to adopt Resolution No. 2018-9.

DISCUSSION: Mayor Gonzales thanked Cindy Conn and Creative Santa Fe and Daniel Werwath of New Mexico Interfaith for their hard work. This project is more than 60 units, and there will be some shared space for artists to produce work, to become creative and deliver on some exciting innovation in our community. This is a great community collaborative which he hopes is successful. He said Councilor Villarreal's call to restore funding for housing projects is critical, given less value will be available for tax credits due to the recent federal tax legislation. Santa Fe has pioneers in affordable housing and believes we have everything we need to navigate a way forward, but it will take a new mind set in how we deliver affordable housing in the community in terms of more public dollars.

Councilor Dominguez thanked Councilor Rivera who has advocated for this from the beginning and helped to make the case. If it hadn't been for him, "who knows where this would have gone." He thinks a lot of this, for home, comes down to an overall comprehensive affordable housing plan. He said we used to have an Affordable Housing Roundtable, and a very distinct focus on affordable housing which we don't have anymore. He said, other than the political rhetoric on the campaign trail, he hasn't seen a comprehensive discussion on affordable housing.

FRIENDLY AMENDMENT: Ms. Ladd said the caption of the bill needs to be changed to delete "NOT TO EXCEED \$400,000." And in the last sentence of the Resolution strike language beginning with "outside of the City's budget," through the word "foundation." **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.**

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None

Explaining his vote: Councilor Harris said, "Yes, but I'm sorry, but I just don't see that last reference that you made. This is in the last Now, Therefore, Be It Resolved. Is that correct." **Ms. Ladd** said, "Yes, Councilor Harris on page 3, it's the last sentence of the Now, Therefore, Be It Resolved, starting with the words 'outside of the city's budget, private sector donors and impact investments from philanthropic foundations,' striking those." **Councilor Harris** said, "That's in the Resolution." **Ms. Ladd** said, "Yes, it's in the Substitute Resolution." **Councilor Harris** said, "Got it. Excuse me. I ended up looking at the original Resolution. Okay. Very good. Yes."

12. CONSIDERATION OF RESOLUTION NO. 2018-___ (COUNCILOR IVES AND COUNCILOR VILLARREAL). A RESOLUTION EXPRESSING OPPOSITION TO HOUSE BILL 47 AND SENATE BILL 80 INTRODUCED IN THE 53RD LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION 20-18, TO PROTECT THE INTEREST OF RATE PAYERS, INCLUDING THE CITY OF SANTA FE, ITS RESIDENTS AND BUSINESSES. (JESSE GUILLEN)

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, January 29, 2018, is incorporated herewith to these minutes as Exhibit "3."

Councilor Ives said the opposition to the legislation is due to some of the effects in the bill. He said a Substitute Bill has been introduced, and he has a series of proposed amendments to the proposed Resolution more applicable to any measure, and it would apply to HB80 and SB47, stating the rationale for opposing those. This is in response to the email we received from Mark Duran, the City's lobbyist, with regard to formulating measures that address legislation before the Legislature. He said this has all happened very quickly, and a series of amendments seems more appropriate since the changes are not

shown in the Substitute Bill. He understands there is a broad and growing coalition of groups that are in opposition to what has been proposed in the bills referenced.

Councilor Ives proposed a series of amendments to the Substitute Resolution as follows:

1. Page 1: A RESOLUTION EXPRESSING OPPOSITION TO ~~HOUSE BILL 47 AND SENATE BILL 80 INTRODUCED IN THE 53RD LEGISLATURE—STATE OF NEW MEXICO, SECOND SESSION 2018, TO~~ LEGISLATION THAT DOES NOT PROTECT THE INTEREST OF PNM RATEPAYERS, INCLUDING THE CITY OF SANTA FE, ITS RESIDENTS AND BUSINESSES.
2. Page 2, Line 11: Strike all language after "HB80."
3. Page 2, Line 14, amend the following section to read, WHEREAS, PNM has identified approximately \$350 million it may seek to recover from its retail service customers, including the City of Santa Fe and its residents through a non-bypassable charge to recover PNM's undepreciated investment in Units 1 and 4 of the SJGS and an energy redevelopment bond return on that amount if PNM abandons service from that plant in 2022 as proposed in its 2017 IRP.
4. Page 2, line 20, strike that WHEREAS.
5. Page 3, line 13, strike the second sentence in that WHEREAS.
6. Page 3, line 21, strike all language beginning with "based on the.."
7. Page 4, line 6, insert a period after "plant," and striking the balance of the sentence.
8. Page 4, line 8, modify to read, "WHEREAS, the Governing Body desires that the PRC's authority and discretion under existing law to limit PNM recovery to less than 100% of its undepreciated investments in the San Juan Generation Station in the four corners power plant be preserved.
9. Page 4, next WHEREAS, modify to read: "WHEREAS, the Governing Body believes that legislation regarding decommissioning existing coal plants that would result in many millions of dollars in increased costs to PNM customers and does not properly balance the interests of ratepayers and PNM should be opposed.
10. Page 4, next WHEREAS, modify to read: WHEREAS the Governing Body opposes legislation that would require that the PRC approve PNM proposals for new PNM owned replacement power resources to replace the SJGS and FCPP, after those coal fire plants are abandoned by PNM and which is/or anti-competitive compared to proposals by developers for such resources that would be owned by independent power producers.

11. Page 4, next WHEREAS, modify to read: WHEREAS the Governing Body opposes measures that would circumvent and substantially remove the PRC's authority, and the rest of the whereas would read as indicated.
12. Page 5, the final WHEREAS is modified to read: WHEREAS the Governing Body believes that those provisions in any pending legislation that will result in higher costs to the city, its residents and other PNM retail customers for any new supply side resources PNM may need, if and when it abandons service from the SJGS and FCPP are anti-competitive and do not benefit PNM's ratepayers.
13. Page 5, line 6, in the two BE IT RESOLVED PROVISIONS, replacing reference to SB47/HB80 with "Legislation," and striking that same reference on line 8.

Councilor Ives said these amendments are intended to state the City's opposition to legislation that could have the harmful impact of raising significantly the amount paid by ratepayers including the City, its residents and businesses. He said he is happy to discuss any of the changes to the initial draft. He said he didn't have time to do a comparison, noting the changes weren't marked in the Substitute Bill, because he received it so late in the day.

Councilor Dominguez asked Ms. Helberg if she got all the changes.

Ms. Helberg said yes, they are all on the tape.

Councilor Dominguez asked Ms. Helberg if she can read them back to him.

Ms. Helberg said no, but she is sure she has captured every one of them on the tape.

Councilor Dominguez said this is troubling to him and the amendments are difficult to follow verbally. He needs to look at them in their entirety. He tried to capture some of them but "I kind of gave up." He said this is a poor way to legislate, but we don't know if there will be future amendments. And it was difficult for Councilor Ives to capture the recent amendments. The bill could be amended again and contradict everything we stand for. He said he agrees with the intent which is do what we can to protect ratepayers. He is unsure if we are still being specific to SB47/HB80. And if it isn't specific, he thinks the legislative changes need to come forward. On one hand we're talking about specific legislation at the Legislature, and on the other we're talking about the values that are important to us as a community.

Councilor Dominguez continued, saying he is having difficulty figuring out what is behind some of this. On one hand there are some people that don't like PNM and want to make them jump through hoops, and on the other there are people who have a different opinion about PNM. When he looks at this legislation it is specific pieces of legislature at the Legislature, and we don't know what will be the final outcome. He thinks it is premature to take a position because we don't know what the final outcome will be. It could get amended again tomorrow and we could be opposing something we should be supporting.

Councilor Dominguez continued, saying usually when you have that many and those kinds of amendments it is tricky and raises red flags for him. He would like to see some of the amendments in writing, but we can't.

Councilor Ives said this isn't the preferred course, but as he points out, he agrees with the purpose which is to assert that any legislation that negatively impacts Santa Fe ratepayers is generally opposed by this Governing Body.

Councilor Dominguez said, with all due respect, the devil is in the details and we don't have some of that. If he could see it in writing he could determine it is meeting the intent he thinks this community values. He reiterated it is difficult to consider legislation that basically is drafted from this dais.

Councilor Ives reiterated if he had more time to review the Substitute Bill he would have offered those amendments in writing. However, he tried to give a detailed recitation of the changes and conform to the recommendation of the City's representative in the Legislature in crafting opposition to measures that negatively impact our citizens. He proposes these changes because clearly there have been amendments. If the amendments are good, we don't need to oppose them.

Councilor Dominguez asked Councilor Ives if he considers these to be substantial changes to the Resolution we are being asked to consider.

Councilor Ives said if we kept reference to those bills in the caption, such as saying HB80/SB47, to clarify that is specifically what is being addressed, he is happy to do that.

Councilor Maestas said it is difficult for us to craft policy tonight on the fly due to the length of time required and the debate and amendment process. We already have instances where the City Manager has provided direction to our Lobbyist regarding a piece of legislation that impacts our citizens. He said perhaps we can delegate the City Manager to communicate with our Lobbyist when this legislation "settles down," because there is so many moving parts, the bill is quite long, and there already is a substitute bill. The direction could apply to countless other changes we might expect.

Councilor Maestas continued, saying he agrees with Councilor Dominguez that it is hard to get a handle on this, and we're responding to a moving target. He thinks there are other ways we can make our sentiments known without adopting a Resolution.

Mayor Gonzales said he thinks that is the appropriate direction to go. The challenge for him is to know the bill, what it means to achieve, and the fact that it continues to change. He said when we have opposed PNM in rate cases in the past, we have understood that. He said PNM actually is going in the right direction in closing down some plants and replacing those with a different type of generation. But in a different respect there is an ask to recover 100% all the costs associated with shutting down the old generation and to further isolate who owns the new generation so it is keeping it in PNM's hands. However, for all of us as ratepayers it is hard to understand what would mean. Our public policy is to ensure that ratepayers are paying the least amount or getting the best value, or to be sure PNM doesn't do a bait and switch and get a windfall through legislation.

Mayor Gonzales continued, saying environmental groups and others are approaching our Legislators and he doesn't know what this Resolution would do in terms of meaningful legislation when the bill will continue to change. He said how to stay relevant is part of Councilor Maestas' point. He said he has struggled with this, because clearly there are areas of concern. It is a complex bill that keeps changing daily, and he fears anything passed tonight won't have any meaning because it will be changed continuously. He said it is important to express our concerns to our delegation about any effort that would remove the PRC from participating and what is allowed to be recovered are big issues. If it gives PNM 100% recovery, it passes the PRC process. There is also the issue of generation and who owns it and how we make sure we ensure it is in the best interest of our citizens and ratepayers. The amount of recovery needs to be in a regulatory environment where it can be fully debated and vetted.

Councilor Maestas said time is of the essence and it would be preferable for us to act. He asked if it would be too late to act on this at the February 14, 2018 meeting.

Mayor Gonzales said that would be too late.

Councilor Villarreal said she cosponsored this, but it's bad legislation and a lot of Legislators, especially from Santa Fe are working on amendments, or are completely against the measure. She said she appreciates Councilor Ives trying to make it work, but there are too many changes. And for us not to see those in writing in front of us makes it hard to make the decision. In hindsight, we should have made it more general so it captures what we are opposing and the harm it could cause. However, if we change it, it will keep being changed. Councilor Villarreal said she is withdrawing her sponsorship of the Resolution. She would like staff, in some way to express our concerns to our Lobbyist to be sure our legislators know our concerns, reiterating that some of the Legislators are opposed to this bill.

Mr. Snyder said he will need direction from the Governing Body on the positions they oppose, saying he wouldn't feel comfortable doing it without that direction. He has read the bill, met with PNM representatives, noting the first bill was 50-60 pages long and very complex, and it took him an hour to review it with the PNM representative to understand it. He said general guidance at a minimum would be appropriate.

Councilor Dominguez said we have several pieces of legislation the Governing Body has approved on this issue. We have already taken action on those, so we could simply provide those pieces of legislation to the Lobbyist and the delegation. He said this at least articulates the statement that we have made collectively and as a Governing Body.

Mayor Gonzales said it may be that we're all going to have to offer some level of expressed concern to our delegation in our position as elected officials, as opposed to trying to find some common ground tonight to offer to staff.

Councilor Ives said he believes there is common ground here as expressed, which is the protection of the City and its ratepayers against unreasonable costs. He said, "If we kept the caption the same, kept the first WHEREAS, which is accurate, that the City and its residents and businesses are retail electric customers, struck everything from that point in time to the first NOW THEREFORE, BE IT RESOLVED. I believe that language in that provision does express the common understanding. So if we had the NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the City of Santa Fe that the Governing Body opposes passage of legislation as filed, or as may be amended, if it includes unreasonable coal fired plant abandonment cost recovery and anti-competitive replacement power resource provisions, or substantially similar provisions that are likely to result in higher PNM rates to the City, its residents and other PNM customers. I think that is an accurate statement of where everybody has indicated they are. It's the complexities in the balance of the WHEREAS that is causing some concern. So we could take all that out, affirm that we are, in fact ratepayers and then express the position of the Governing Body that we oppose unreasonable charges in connection with the abandonment of the coal fired plants."

Councilor Maestas said he agrees, and was going to suggest that, because all of the proceeding WHEREAS, describe an obsolete bill that has been replaced. The crux of it is the NOW, THEREFORE BE IT RESOLVED. He agrees there are substantial changes and that still gets the message across. He said, "I'm doing CPR on your bill, Councilor." He likes these changes which eliminates any confusion about which bill and which version we're talking about and he would support that change.

Councilor Lindell said, "I know Councilor Maestas is trying to deliver CPR, but I think we're DOA." She isn't comfortable in trying to make a new bill here tonight. She has been hung up on the email we got this morning. She said she spent a lot of time on the FIR that was delivered early today and looking at 4 different scenarios. She said, "I couldn't support making a new bill here without going through that FIR in a pretty detailed way. I just think also the email we got from Mr. Duran this afternoon, I think that the only thing that I could support is the suggestion of the Mayor which is for each of us individually to contact the delegation. I also checked to see if anyone had contacted the sponsors of the bill, and from what I understood, no one had contacted them. So I didn't feel like I got what every bit of their priorities in this were, and their reasons for bringing this forward the way that they did. I'm sorry, I can't go forward with this and I don't want to try to make sausage here tonight. So that's where I am with it."

Mayor Gonzales said he thinks Councilor Ives zeroed in on the point, and he hears Councilor Lindell as well. The issue of passing a Resolution opposing bill that is still moving forward with some of these provisions, seems like it is still a slippery slope. He favors going in and talking with the delegation and discussing some of these concerns and monitoring, as opposed to having an expressed statement by the Governing Body this late in the game on these two bills. He thinks if they're asking for recovery of 100% it is too much, but he doesn't know what we actually think would be a reasonable amount, and how to send that message. He thinks the anti-competitive replacement power resource is a strong nod to the fact that PNM shouldn't own all the replacement power. And being able to message how to prevent that from happening in the bill and encourage more competition and how that direction could be passed to the Lobbyist to express some of our concerns. It is fair to say we have concerns at 100% and with no provisions to allow for competitive replacement of power. He said he understands, third-hand, that Senator Candelaria was disappointed that we had not made the effort to sit with him and describe our concerns

with him. He said he would prefer to go down that path so there is some understanding on it. He isn't in favor of passing a Resolution tonight.

Councilor Rivera said he appreciates the last amendments made by Councilor Ives. He said he is looking at the minutes of our December 13, 2017 meeting, and we gave several resolutions to our Lobbyist that do have some detail to them and which ask for specific things without knowing what the Legislature was going to do, commenting we have done that at the federal level. He talked about several Resolutions the Governing Body has adopted previously. We're just stating what the citizens we represent would like to see and "I don't see any harm in that, and I will support the last set of amendments that you made, just as Councilor Maestas is."

MOTION: Councilor Ives moved, seconded by Councilor Rivera, "to approve the much simplified proposal that I last made."

Mayor Gonzales said, "This is a proposal having the Governing Body to expressly oppose SB47 and HB80, and the Resolution would be the caption plus THE NOW BE IT RESOLVED paragraph moving to the bottom."

VOTE: The motion failed to pass on the following Roll Call vote:

For: Councilor Ives, Councilor Maestas, Councilor Rivera and Councilor Villarreal.

Against: Councilor Trujillo, Councilor Dominguez, Councilor Harris, Councilor Lindell, Mayor Gonzales.

Explaining his vote: Councilor Dominguez said, "Anything that comes up with a split vote like this is always not as *cumbayah* as we want it to be, so no."

Explaining his vote: Mayor Gonzales said, "I'm going to vote no, because I think this is far too much of a moving piece for the City Council to create a Resolution putting a stake in the ground at this point. We need to get in there and encourage that the objectives of the motion are met through this process, but I believe that when we pass a Resolution we need to make sure that when we plant that stake that we can actually move and influence what is going to happen. And things are just beyond our control at this point, and so I'm going to vote no on it for that reason only, but I do support the fact that we have to encourage any final resolution to this not give the entire store to PNM, but there be some accountability in place for it as well."

Break: 7:30 p.m. to 7:50 p.m.

MOTION: Councilor Rivera moved, seconded by Councilor Trujillo, to reconsider the previous approval of the agenda, to move Items #13-16 to end of evening agenda, and to approve the agenda as amended.

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

END OF EVENING AGENDA AT APPROXIMATELY 7:50 P.M.

EVENING SESSION

A. CALL TO ORDER AND ROLL CALL

The Evening Session was called to order by Mayor Javier M. Gonzales, at approximately 7:50 p.m. There was the presence of a quorum as follows:

Members Present

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

Others Attending

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

F. PETITIONS FROM THE FLOOR

Roger Rael, 1299 Vegas Verdes, said he is here to exercise his First Amendment right to address the government and his grievances. There has been allegation going around for some time, and he asked the media and law enforcement, Council and politicians. His problem involves preserving the most precious thing in our community which is the family. He doesn't understand when he hears about a sanctuary city and how they are to protect families and create a sanctuary city. The allegations are quite disturbing. [STENOGRAPHER'S NOTE: *Mr. Rael played a portion of an audio tape that was of very poor quality and inaudible*] He said he wants to know if these allegations are true. He said, "I want to know if you sexually assaulted a member of your family. I want to know, please answer." Mr. Reyes had exceeded his time and the Mayor asked him to move on or he will be asked to leave.

VERBATIM TRANSCRIPT
OF THE REQUESTED PORTION OF PETITIONS FROM THE FLOOR, ITEM #F
CITY COUNCIL MEETING
JANUARY 31, 2018

Mayor Gonzales gave each person 2 minutes to speak

STEFANIE BENINATO: Stefanie Beninato. I'm here to speak about 3 things. One, the pool keeps getting closed because there are emergencies by staff personnel, they don't show up, their car breaks down, they decide to leave the facility leaving only one person there. My suggestion is that we have a waiver. That is you have people sign an agreement that that they will swim at their own risk. There are cities that have lakes and shores on oceans that do that. They post signs, swim at your own risk. And New Orleans and Washington, D.C. now have city pools that people swim in without lifeguards, because you're swimming at your own risk. We swimmers at Salvador Perez would rather swim and assume our own risk than not swim at all. And really most of us, many of us have training in life saving and water safety instructors, and if somebody did go under, one of us could pull them out. So we would ask that you consider that as a way of not having the facility empty, and one guard is being paid to do nothing. The other thing I just wanted to comment on to Mr. Ives and Mr. Trujillo, your so-called celebration on Tesuque Pueblo on the Plaza a few weeks before Fiestas, for you the student of history and you being a native born son who has at least two courses in New Mexico history, I think you two should call it by what it actually was which was a commemoration of the Pueblo Revolt of 1680 when two Tesuque runners were caught by Governor [inaudible] and were interrogated. And if you don't recognize that and try to talk about being culturally aware about the entrada, and then you're talking to Tesuque when Okhay Owingeh is who are really staging the protest is really useless. And the other thing I would like to say is I'm sorry your Resolution did not pass Councilor Ives, because it was fairly simple and addressed a large policy issue. But if you're having trouble getting and understanding what is going on, I would suggest that the City get a contract with Roadrunner Capital which is a private legislative tracking company. And if you needed that bill done, you could have called the owner up and she would have made sure you had that."

I certify that this is a true and accurate transcript of the requested portion of Petitions from the Floor, Item #F, City Council Meeting, January 31, 2018.


Melissa Helberg, Council Stenographer

Robbie Lipthquith, 121 Michelle Drive, District 1. Mr. Lipthquith said he is here as the President of the Santa Fe Adult Soccer League, and to voice his frustration with the City's decision to close Salvador Perez field. He said their League must play after work and they need lights. Salvador Perez has already made its soccer field available to them. He said the City consistently has made short term decisions with a community asset that needs a proper plan in place for ongoing maintenance and for its inevitable replacement, but this hasn't been done. Perez has been a bad field for years, and is in need of replacement not just a temporary fix that lasts for 2-3 years. The MRC, built in 1999, was never properly maintained or administered, never had lights and has fallen into disrepair. He said he was there this morning and it currently is unfit for soccer use. He said he went by Las Soleras afterward and they have nice fields, but they aren't soccer fields and nowhere near up to standard to play a soccer game on. They are designated for the use of children, but he would not let his kids play on that field. He said it is a shameful waste of resources and a big missed opportunity. He said the community soccer fields are an embarrassment to the City, and should not be referred to as part of the solution. He said for 5 years they have led the planned MRC redevelopment efforts, and worked with the City to secure a site. For 5 years they have complied with all requests, dealt with delays, and diversions. They have asked that the City have an agreement with the Santa Fe Schools and get an independent order for the plan, per your request. They have invested \$100,000 of their own money in this pursuit, secured \$500,000 from the State which was used to pay for the master plan and the earlier remedial work on the fields last year. He said the County has committed to provide a match of \$500,000 from the State. He said he urges the Governing Body to replace the Salvador Perez field and to move forward with the public/private partnership. It is a win-win deal for the City and soccer players of Santa Fe, and to act now.

Jesus Reyes, 3530 Cerrillos Road, said he stopped playing because Salvador Perez is closed.

Warren Berg, 225 McKenzie, said he is the institutional memory of the Club and Past President, and started playing in 1983. He said the fields have been a problem ever since he has been involved in the League. He said at our altitude grass doesn't grow until June. He said Perez is a godsend, because it can be and is used year round. He said it was never finished, noting a dirt track runs around the field and when it rains you track mud and it ruins the field. He said he voted for the \$30 million bond for a sidewalk at Perez which didn't happen. He said you like economic development, and when the 30 people play, they go to restaurants and spend money. The MRC crashed right away and has never been playable. We need more fields. He said Patrick Smith was a crown jewel but they don't play there any more. He said it would be beneficial for the leagues and the community. He said someone put on a tournament without the internet in the 1980's and there were 32 teams from New Mexico, Colorado, Texas and Arizona.

Robert Rittmeyer and Maggie Rittmeyer, 3205 Siringo Road. Mr. Rittmeyer said his daughter attends ATC, a Charter School, and he is the Director of Soccer at the Northern Soccer Club, working with 600 plus kids, ages 4-18. He has coached soccer for the past 12 years and has noticed a steady decline in the state of our limited soccer fields. Maggie Rittmeyer said she is 15 years old, and has been playing organized soccer for Northern for 11 years, and she runs varsity track, varsity cross country and is the captain of her soccer team. The ATC soccer team has access at fields at Otero and El Camino Real, but

they are frequently at the bottom of list, with no lights, and often finish practice in the dark by the headlights of their parents cars. They are busy student athletes from taxpaying families. Mr. Rittmeyer said Northern Soccer is a member of the Santa Fe Soccer Complex group. They have been working for 5 years with the City to get safe, well maintained fields that all of the community can use, and know they will be well maintained. They have secured \$1 million, 2/3 of the initial investment, from the State and County toward a master plan, renovations and infrastructure. He said the City has yet to spend any money on this project that is under the City's control. The proposed public/private partnership is a win-win for everyone. The City maintains ownership, and the soccer community has people with experience of maintaining and organizing soccer, and caring for the maintenance of the complex on behalf of the City. He said we need more soccer fields now, and he is here to urge the City to find money to repair Salvador Perez and to move forward with the private/public partnership between the City/County/Santa Fe Santa Fe Soccer Complex Group – match the \$500,000 that the State and County already have contributed and confirm the Joint Powers Agreement.

Cesar Bernal, 1802 Hopi Road, said he works with Santo Nino Soccer which is part of the Santa Fe Complex. He thanked the Governing Body for all the changes made this year at the MRC. They have 400 kids, ages 4-18 years. He said most of the kids will be moving to Albuquerque to get the opportunity to play for a club. He said we really need decent soccer fields to keep those kids here in Santa Fe.

Alvin Valdez, 1 Rudy Rodriguez Dr., said he coaches in all 3 Soccer leagues in Santa Fe, as well as being the head coach of the Santa Fe Varsity Soccer Team. He said he requests that the City repair Perez and replace it. It is unacceptable as it is. The MRC is in terrible shape. He thinks it would be a good idea to look at the public/private partnership, we can't go wrong with that and the City keeps the asset.

Julie Catron, 205 W. Lupita Road, said she agrees with everything that has been said about Perez – and she encourages the Governing Body to look at the public/private partnership at the MRC. She said they are all from Santa Fe, went to 3 different high schools, volunteered, coached and refereed and continue to do so. They have all served on the Board of Adult League. They all love SF, went away to college and came back to Santa Fe. We want it to be a wonderful place for future generations like it was for them. We had many soccer fields when she was in school here. Her friends went to college on soccer scholarships. She encourages the Governing Body to look at this in the same way you look at the environment, and this can bring in money and give opportunities to the community to come together. She has played in all leagues and has friends across town she wouldn't have met without soccer. She said she has heard some Councilors say it doesn't apply to their District, which is incorrect, because there are soccer players from every single District. She wants to turn this into something benefitting the city, saying people spend money to go to tournaments. She urged the Governing Body to please strongly consider putting money toward this project. Ms. Catron was accompanied by **Charise Gonzales, 708 Calle de Leon; Erika Gallegos, 14 Reeds Peak; and Emily Zinn, 106 Jimenez.**

Trent and Kelly Gonzales, 15 W. Avenida Sebastian, said he is a resident of Santa Fe County, and is here to support the soccer complex. He is a native Santa Fean, graduating from St. Michaels High, and he and his wife Kelly, moved back to Santa Fe and plan to raise their kids in Santa Fe. They are both passionate about soccer and played growing up here. They have joined the Adult Soccer League Board. One of the biggest issues with the Board is finding fields on which to play in Santa Fe. He said growing up they played at Ashbaugh, Franklin Miles and Ft. Marcy, but those now are not sufficient or are non-existent for play. The only dedicated field in the City is Salvador Perez which is condemned and they are looking for a place to play soccer. He would request that the City replace Perez and invest in the MRC Project.

Donald Walcott, District 2, 300 Calle Sierpe, District 2, said he has lived in Santa Fe since 1996, is an attorney in an office across the street, and has been playing soccer here since 1992. He remembers playing at the MRC when it was great, and he met people from 20 different countries playing soccer. He said soccer is an incredible way to meet people. Santa Fe is a strong, vibrant community for soccer. He served as President of the Santa Fe Adult Soccer Club, coached kids and continues to play. He said people in Santa Fe play soccer into their 60's to 80's. He said Julie Catron said it well that it is a quality of life issue. He said it would be a draw for people here and for people to come here to play soccer. He said Perez is a key field in Santa Fe, and needs to be replaced.

Alex Bell, 125 La Placita Circle, District 2, said he is a small business owner, and he has been playing soccer in Santa Fe for 20 years, and has coached youth and served on the Adult Soccer League Board. He agrees with what has been said here. He said Perez is a key field for adults and kids, and he urges the City to replace Perez and to work on the MRC public/private venture. He said we need to do a better job of maintaining existing fields, which is a chronic problem in the City. He talked about the need for safety in existing fields around the City. He said we need a plan to move forward for replacement of Perez which is so critical to the community.

Joe Kelley, 46 Sangre de Cristo Dr., said he is a soccer player, and General Manager of La Posada. He said last year the City collected more than \$600,000 in Lodger's Taxes. He said there is no easy answer for increasing occupancy, but this is a pretty straightforward plan. If we can get the MRC up to standard, we can start bringing in tournaments, and driving occupancy on Cerrillos and downtown. He said in September, he was part of a delegation, along with David Carr, that wants to host a tournament bringing in 60 teams, 1,500 people, the last weekend of October. This is the tournament now in Casa Grande, Arizona that wants to move here if we get the fields in shape. The only way we can do that is through this public/private partnership which Mr. Smith is leading. He said the social impact of soccer is huge in Santa Fe, and can have an economic impact, and drive more Lodgers' Tax to the City and more employment with the additional occupancy.

Nigel Taplin head of Rio Grande School, said he has been involved in soccer for more than 55 years as a player and as a coach. He said this his 4th year in Santa Fe, and he is amazed how many of the children play soccer at his small school. It is amazing the number of kids that play in the Fall and Spring. It

is disappointing that the City doesn't provide the level of facility that the children deserve, as well as the adults. The game is healthy for people in so many ways. He urges you to support the community by providing facilities for everyone – children and adults.

Nic Smith, 153 Duran Street, said what brings us here tonight is the closing of Salvador Perez which is what started their quest for a soccer complex 5 years ago. He talked about the deplorable condition of Perez. He said there is a cross section of the community in attendance tonight to demonstrate to the Governing Body that "we are united." They have worked hard to present a united front. We all have one thing in common which is passion, and the City needs to plug-into that passion, not just for the sport, but for the community and what they want to achieve here. If you care about the health, you want the kids to stay active and out of gangs and drugs. He said they won't get rich organizing youth soccer. They are urging the City to tap into the energy, knowledge and enthusiasm in the public/private partnership. He hopes you have received that message. He said insanity is doing the same thing over and over and expecting a different outcome. The City has the opportunity to change the habits and passion in the City. He asked, regarding Perez, "Would you spend \$1 million on a carpet for your house, that you failed to clean, failed to take care of it, you let the dog pee all over it, and then when it gets threadbare you don't really notice it until somebody threatens you with a lawsuit. And then, instead of replacing it, you close it. So my final word really is we have that opportunity to do it."

Mr. Smith continued saying, he attended the Mayoral Forum on Saturday at the Community College, and somebody asked, "Will you run the City like a business." And everybody, to the person, said they would not, and two of them are here tonight. This is about the community, and we urge you to do the right things: take the money that is set aside for Salvador Perez and the Master Plan for the next 5 years and replace that surface now; follow through with the commitment to support the public/private partnership and come up with \$500,000 the project needs to move forward; and we want action from you as leaders.

G. APPOINTMENTS

There were no appointments.

H. PUBLIC HEARINGS

- 1) REQUEST FROM HAPPY RABBIT HOSPITALITY, LLC, FOR A TRANSFER OF OWNERSHIP OF INTERLOCAL DISPENSER LIQUOR LICENSE NO. 2521, WITH ON-PREMISE CONSUMPTION AND PATIO SERVICE, FROM COYOTE CAFÉ, INC., TO HAPPY RABBIT HOSPITALITY, LLC. THIS LICENSE WILL REMAIN AT COYOTE CAFÉ, 132 W. WATER STREET. (YOLANDA Y. VIGIL)**

A Memorandum dated January 25, 2018, with attachments, prepared by Yolanda Y. Vigil, City Clerk, to Mayor Gonzales & City Councilors, is in the Council packet. Ms. Vigil said she would like to add that the Applicant will be required to comply with all Fire, Building and Land Use Requirements prior to

releasing the City Liquor Licenses, and that they are required to comply with all City Ordinance as a condition of doing business in the City.

Public Hearing

There was no one speaking to this request.

The Public Hearing was closed

MOTION: Councilor Lindell moved, seconded by Councilor Villarreal, to grant the request for a transfer of ownership of Interlocal Dispenser Liquor License No. 2521, with on-premise consumption and patio service from Coyote Café, Inc., to Happy Rabbit Hospitality, LLC, with the license to remain at Coyote Café, 132 W. Water Street, with all conditions of approval as recommended by staff.

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

2) ARIZONA FINE WINE AND SPIRITS, LLC. (KELLEY BRENNAN)

- a) **MOTION TO RESCIND THE DECISION TAKEN AT THE SEPTEMBER 13, 2017 MEETING OF THE GOVERNING BODY TO DENY A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOL AT TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11, WHICH IS WITHIN 300 FEET OF PRAISE TABERNACLE FREEDOM CHURCH, 3732 CERRILLOS ROAD.**
- b) **PURSUANT TO §60-6B-10 NMSA 1978, CONSIDERATION OF A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOL AT TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11, WHICH IS WITHIN 300 FEET OF PRAISE TABERNACLE FREEDOM CHURCH, 2732 CERRILLOS ROAD.**
- c) **IF THE WAIVER OF THE 300 FOOT LOCATION RESTRICTION IS GRANTED, A REQUEST FROM ARIZONA FINE WINE AND SPIRITS, LLC, FOR A TRANSFER OF OWNERSHIP AND CHANGE OF LOCATION OF DISPENSER LIQUOR LICENSE NO. 0847, WITH ON PREMISE CONSUMPTION AND PACKAGE SALES, FROM FIVE POINTS HOLDINGS, LLC, 2631 CERRILLOS ROAD TO ARIZONA FINE WINE AND SPIRITS, LLC, D/B/A TOTAL WINE SPIRITS BEER & MORE #1303, 3529 ZAFARANO DRIVE, UNIT 11.**

Items H(2)(a), H(2)(b) and H(2)(c) were combined for purpose of presentation and discussion, but were voted upon separately.

A letter dated January 5, 2018, to the Governing Body, from Harold Trujillo, Pastor, Freedom Church, with attachments, in this matter, is in the Governing Body packet.

Recusal: Councilor Rivera said, "If I can, I'm going to recuse myself from any of the discussion as well as the vote. This is where I choose to worship, so I will be in the hall."

Responding to Mayor Gonzales, Ms. Brennan said, "The public hearing was held before. This is just a revisit to the vote."

MOTION: Councilor Maestas moved, seconded by Councilor Lindell, to rescind the decision taken at the September 13, 2017 meeting of the Governing Body to deny a waiver of the 300 foot location restriction to allow the sale of alcohol at Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11, which is within 300 feet of Praise Tabernacle Freedom Church, 3732 Cerrillos Road.

DISCUSSION: Mayor Gonzales asked Ms. Brennan to give an update on what this will do.

Ms. Brennan said, "As you know, we filed an appeal against Alcohol and Gaming. We would, inevitably, have joined Total Wine, but we did not get to that point. The President of Total Wine reached out and seemed to want to address the issues identified in the hearing. We suggested the mediation. The Pastor indicated the church was prepared to do that. They mediated and reached agreement. We were not parties to the mediation. We were not parties to the agreement. There is a letter from the pastor in the packet. I said earlier today, when Councilor Dominguez asked me a question about it, that I think this was a good example of people who don't agree on all points, that want to be good neighbors to each other. And so I think that was the outcome of this. So you will need 3 votes: rescind the prior vote and then vote on the waiver and the transfer again.

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

For: Mayor Gonzales, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, and Councilor Trujillo.

Against: Councilor Villarreal and Councilor Dominguez.

Recused: Councilor Rivera

MOTION: Councilor Maestas moved, seconded by Councilor Lindell, to grant the request for a waiver of the 300 location restriction to allow the sale of alcohol at Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11, with all conditions of approval as recommended by staff.

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

For: Mayor Gonzales, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas and Councilor Trujillo.

Against: Councilor Dominguez and Councilor Villarreal.

Recused: Councilor Rivera.

Explaining his vote: Councilor Dominguez said, "So I appreciate all the work that has been done. I still vote no."

MOTION: Councilor Maestas moved, seconded by Councilor Lindell, to grant the request from Arizona Fine Wine and Spirits, LLC, for a transfer of ownership and change of location of Dispenser License No. 0847, with on premise consumption and package sales from Five Points Holdings, LLC, 2631 Cerrillos Road to Arizona Fine Wine and Spirits, LLC, d/b/a Total Wine Spirits Beer & More #1303, 3529 Zafarano Drive, Unit 11, with all conditions of approval as recommended by staff.

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

For: Mayor Gonzales, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas and Councilor Trujillo.

Against: Councilor Villarreal and Councilor Dominguez.

Recused: Councilor Rivera.

- 3) **CASE #2017-91. APPEAL OF WILLIAM L. HARPER, ALMA WALDO, RUSSELL WALDO, AND THE LAS BRISAS DE SANTA FE CONDOMINIUM ASSOCIATION FROM THE SEPTEMBER 5, 2017 DECISION OF THE BOARD OF ADJUSTMENT TO GRANT A REQUEST BY THE MUSEUM OF NEW MEXICO FOUNDATION FOR A VARIANCE FROM CITY CODE SECTION 14-8.4(J)(3) (BUFFER FOR NONRESIDENTIAL DEVELOPMENT ABUTTING RESIDENTIAL). (RICK WORD) (Postponed on December 13, 2017) (Postponed on January 10, 2018). (Postponed to February 14, 2018)**

This item is postponed to the Governing Body meeting of February 14, 2018.

END OF PUBLIC HEARINGS

13. MATTERS FROM THE CITY MANAGER

Mr. Snyder said as you are aware, he meets weekly with internal staff, Councilor Harris and Councilor Lindell to talk about the Santa Fe University. He said Councilor Harris and Councilor Lindell are up to date on this, but he wanted to update the other members of the Governing Body about things we are working on between Laureate staff and City staff as we transition. He said some of the areas of focus are on building systems, utilities, landscaping and weeds, security, what property stays with the University and what does not, what comes to the City. He noted that Matthew O'Reilly, Assets Management, is taking the lead, and Mr. Brown has taken the lead in other areas. He said we are working collaboratively as a group. They currently are looking at establishing a Police Substation on the campus, one for security, and looking long-term at opportunities in this area. The Police are open to the concept and believe it is a high possibility that it will work well. They also are considering hiring a property manager, and looking at what that may or may not entail. There is a lot of work regarding the City's responsibilities. He said the City now owns approximately 1 million sq. ft. of City building space, and this campus alone is 500,000 sq. ft. It is a large investment and will take a lot of maintenance.

Mr. Snyder continued, saying the City staff also is working on a draft government structure, and will be involving the Governing Body as to what that will look like, once they are comfortable with the draft. He said the work group consists of Councilor Lindell, Councilor Harris, Ms. Brennan, Matt O'Reilly, Matt Brown, Adam Johnson and Ms. Gheen, all of whom are working on this on a weekly basis, if not more frequently.

15. MATTERS FROM THE CITY CLERK

Ms. Vigil reported that Absentee Voting started yesterday, noting there were 40 voters yesterday and 23 voters today, so it's a slow start, but thinks that will pick up. She said Early Voting in person will start on February 14, 2018, in the City Clerk's Office, as well as at Genoveva Chavez Community Center. Early Voting at City Hall will be Monday-Friday, 8:00 a.m. to 5:00 p.m., and at Genoveva Chavez, Tuesday-Saturday, 9:00 a.m. to 6:00 p.m., except for the last day, March 2, 2018, when voting will close at 5:00 p.m.

16. COMMUNICATIONS FROM THE GOVERNING BODY

A copy of "*Bills and Resolutions scheduled for introduction by members of the Governing Body*," for the Council meeting of January 10, 2018, is incorporated herewith to these minutes as Exhibit "4"

Councilor Maestas

Councilor Maestas introduced a Resolution amending Resolution 2000-33, establishing the Public Safety Committee, to provide for the appointment of a Bicycle and Trails Advisory Board member to serve on the Committee. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "5."

Councilor Maestas asked if the repair of Salvador Perez will be a local repair, noting Rob Carter provided a timeline for the repairs. He asked the reason it will take through the end of March 2018, and if that deadline can be accelerated since we're doing spot repair and not full replacement.

Mr. Snyder understands there needs to be some cleaning of the field, noting there are two levels of cleaning as the work proceeds throughout the field. He said City Risk and Safety has walked the field at the request of the soccer group and their complaints. He said the quote is from the State Pricing Agreement, and the City feels it is a risk and liability to the City to have the fields open until these repairs are made, and the cleaning is done. The company has committed to complete these tasks by the end of March 2018.

Councilor Maestas said we have many organized sports using our facilities, and asked if there is a registration with the City, and if so, couldn't we have them sign a liability waiver. He asked if there are other risk management issues when the public uses City facilities.

Mr. Snyder said he doesn't think the driving force for repairing the field is because of risk, as much as that it just needs to be repaired. The field also needs to be replaced based on our review as well as the contractor's review. So there are many ways to mitigate risk and liability and we deal with that at many of the ball fields, noting this is always a challenge – prairie dog and gopher holes and such. The Risk Division determined, after review, that it was necessary to close it temporarily and get a short term fix at \$16,000, as well as to develop a long term plan. The long term plan will depend on what they find when they rip up the material underneath, and could cost the city between \$750,000 and \$1 million in addition to the \$500,000 requested tonight. The request tonight, between Perez and the MRC is \$1.5 million.

Mr. Snyder continued, saying there are different ways to manage and mitigate risk. He said it hadn't crossed his mind to have them sign waivers to play on a field we consider needs to be fixed.

Councilor Maestas talked about the issues due to the lack of lifeguards, and asked what we are doing to increase salaries, to recruit lifeguards, and perhaps change job descriptions of other staff so they can be lifeguards.

Mr. Snyder said we constantly are evaluating operations, lifeguard shortages. He said Ft. Marcy was shut down this morning, and we shuffle lifeguards to other places to get a rotation. We do struggle to find lifeguards, noting it isn't a top paying job at the City. They are working on wrapping up the compensation and classification study in the next months, which will give us an idea of comparable pay with other entities so we can attract and retain. However, there is an acronym, WSI, program internally to train lifeguards and work through the system. Over the years, we have looked at having people who typically aren't lifeguards get certified so they can serve if necessary. It is a combination of things they have explored and will continue to explore, implement and track. The goal always is to be fully staff. As the summer approaches, we also struggle to attract people to these positions, noting this is when the youth come home, and we should be able to hire returning college students as lifeguards. He said we typically stage them at the Bicentennial Pool.

Councilor Trujillo

Councilor Trujillo asked the mandatory age to be a lifeguard.

Mr. Snyder said he is unsure, but thinks it a function of a person having a work permit.

Councilor Trujillo thinks that is at age 16.

Councilor Snyder agreed, saying it might be 15½ years, but they also have to have a work permit as well they have to be a certified lifeguard.

Councilor Trujillo suggested we might want to look at recruiting from our High Schools, and said perhaps we could put a training together for lifeguard certification. He said it is just a suggestion.

Councilor Harris

Councilor Harris introduced the following:

1. A Resolution directing the City Manager to identify resources and provide a recommendation to the Governing Body for creating a multi-modal trailhead at Ragle Park, north of Zia, to provide improved neighborhood access to the Arroyo Chamiso Trail and to improve user experiences at the two handball courts at that location. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "6."
2. An Ordinance amending Section 6-5 SFCC 1987, to provide for the participation by the Audit Committee in the selection of the internal auditor and any contractor performing internal audit functions; modifying the manner in which members of the audit committee are appointed; clarifying and strengthening the role of the audit committee; and making other such changes as are necessary. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "7."

Councilor Harris would like an update from David Carr, and or Randy Randall, to the Governing Body in the next two weeks, if the meeting agenda allows, regarding our preparations for the National Governor's Conference being hosted by the State in Santa Fe in mid-July 2018. He said he spoke with Mr. Carr earlier this week and there has been a lot going on and there is forward process and Mr. Carr seems to be on top of everything. He said this is a major event for our City and we need make sure we know what our responsibilities are and what we're doing to meet those.

Councilor Harris said he appreciates the list of major accomplishments he received from Marcos Martinez, Assistant City Attorney, earlier this week. He said he has a couple of corrections and additions, noting Mr. Martinez has asked that the Governing Body review it to see if it is complete, and to let him know of any corrections or additions.

Mr. Snyder said in the email he said that list is by no means comprehensive. He said at the senior staff two weeks ago he asked each department to send him 3-4 accomplishments and some departments sent as many as 20. He said the point is there is a lot of positive work that has been done and continues to be done. He tried to work toward boiling-it into some key accomplishments. He also wants feedback from the Governing Body, commenting he welcomes input.

Councilor Lindell

Councilor Lindell introduced the following:

1. A Resolution in support of a community walking program to improve public health. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "8."
2. A Resolution adding the replacement of the Fort Marcy Recreation Center gym floor to the fiscal year 2017/18 Capital Improvement Plan (CIP) for the City of Santa Fe. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "9."

Mayor Gonzales

Mayor Gonzales introduced a Resolution directing the City Manager to develop and issue a request for information (RFI) pertaining to renewable energy related solutions to achieve short and long term energy reductions at city facilities, and report back to the Governing Body within 90 days of the issuance of the RFI. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "10."

Mayor Gonzales said, "I wanted to say I want to thank you for the incredible job you are doing and continue to do in preparing for this election. I know that the quick move into the Ranked Choice Voting was a colossal requirement and effort. And you are meeting it with incredible skill. So I just want to say thank you to you and your staff as we move forward and really want to applaud your efforts to date on this."

Councilor Dominguez

Councilor Dominguez asked to be added as a cosponsor of Councilor Lindell's Resolution on the walking program, and Councilor Rivera's Resolution regarding the transition.

Councilor Dominguez said, regarding transition, he is working with staff on a Finance Committee Transition plan meeting and/or study session. He is not sure what that will look like, noting this is the first time we've ever done that that he knows about. The intent is to expose candidates to the "truth and realities" of our financial situation

Councilor Dominguez said he will bring Councilor Rivera up to speed on the Airport Road Business Park. He has had a series of meeting with those folks, and we are at the point where need to start either redrafting, recognizing or doing something with some agreements that are non-existent or outstanding. He said he doesn't know how Mr. Snyder wants him to handle it – send him an email asking him to appoint a team or what.

Mr. Snyder said the next time we have a biweekly meeting we need to see if Councilor Rivera is available to meet, even if by phone, so we can chart a course.

Councilor Dominguez said we can do that, and he asked Mr. Snyder to ask his staff to update him on the series of meetings he's had with them so far. He said it is a complicated issue with a lot of history. He believes we are now at the point where the City needs to do something with it for the benefit of the City.

Councilor Villarreal

Councilor Villarreal asked Mr. Snyder, regarding the temporary shutdown at Salvador Perez, if there is a way to work with the School District so the leagues can use the soccer fields at the schools. She knows there are liability issues, but she would like staff to investigate a joint powers agreement or some kind of agreement to do that.

Mr. Snyder said he is unsure of the details of what has and has not been investigated. However, we do have a Joint Powers Agreement with the Santa Fe Public Schools which has expired, but we still are working under that agreement even though it expired about two years ago. He said there are some leagues that play on School fields and in gymnasiums, and at different times of the year different fields are accessible while others aren't. He said he will ask Parks and Recreation if they have explored that possibility. He said, "I would hazard a guess yes, but I don't want to go on record on that."

Councilor Villarreal asked Mr. Snyder to let the Governing Body know about that, because she wants to look at other solutions. She said the idea of trying to expand another park right now doesn't make sense, so we need to look for solutions, especially with what we're introducing right now – adding a replacement for the Ft. Marcy Recreation Center gym floor which is in need of major repair. She said it is a complex issue, as we all know, but we just have to keep communicating that with the public.

Councilor Ives

Councilor Ives said he would join as a cosponsor on Mayor Gonzales's Resolution, Councilor Rivera's Resolution, and Councilor Lindell's Resolution in support of a Community Walking Program.

Councilor Ives said he was somewhat surprised to hear the statement made this evening from the soccer community that the City essentially has done nothing in connection with the MRC. It is his understanding that we do provide all the water to that facility as well as a good deal of maintenance and upkeep, or at least any that is done out there. He would like to know what we have spent over the last 5-

10 years doing that, because the statement that we do nothing at the MRC didn't quite ring true with him.

Mr. Snyder said he also was surprised to hear that. He said we do spend quite a bit of time and money at the MRC. In fact, he and Councilor Rivera met in late Fall with Nic Smith and the other gentleman that runs one of the leagues. He said the MRC staff has been working with the leagues on grooming or trimming the grass to be more of a playing condition surface, as well as filling-in divots and other areas. So, we are working with them. He said a lot of concern was expressed when he and Councilor Rivera met with them that there are a lot of playing areas on the fields that are lower, collect water, ankle-turners and such.

Mr. Snyder continued, saying when the soccer fields were constructed, for whatever reason, the design was concave and made to collect water, rather than for it to be a slight crown which is the typical soccer field. He said some of their concerns are easily addressed from new sprinkler heads to filling-in divots, growing grass in certain areas and trying to reduce the height of the grass. He said other things – concave versus a slight arch – are a different story and won't happen overnight. He said staff continuously works with them on that. He is unsure how much progress has been made, noting he hasn't been out there yet this winter to see what it looks like. The grass is in a dormant state right now, but the City does provide water, and did an irrigation spot check as well as repairing irrigation valve boxes to bring them to grade. He said after the meeting, he initiated a partnership between Water Conservation and Parks and Recreation to do an irrigation analysis out there. He said we use a lot of water at those fields. He said we are doing a lot, but there is still a lot to be done and there is a community that wants soccer, and that is the take-away message he heard tonight.

Councilor Ives asked Mr. Snyder to share the latest draft of the Joint Powers Agreement.

Councilor Rivera

Councilor Rivera introduced a Resolution to amend the contracts of the City Manager and the City Attorney to provide for a thirty-day holdover period at the conclusion of their terms consistent with the term provision of the City Clerk, to provide for a smooth and stable transition following the March 6, 2018 Municipal Election. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "11."

Councilor Rivera asked to be added as a cosponsor of Councilor Lindell's Resolution on a Community Walking Program.

Councilor Rivera apologized to Mayor Gonzales that he will miss the Mayor's State of the City address because he will be out of the State. He said he and his wife will have their 25th Anniversary on June 26, 2018, so they will be going on an early cruise to celebrate.

Councilor Rivera wished a Happy Birthday to his Aunt Medina-Ochoa, whose birthday tomorrow.

Councilor Rivera told Mr. Snyder that we need to look at hiring summer staff at the end of this fiscal year, and not wait until the beginning of the next fiscal year, so the weeds don't have the chance to overbear any crews we hire and they are able to keep up with everything.

Mr. Snyder said the positions for Parks Maintenance Workers already have been advertised – 9 at the MRC and another 25 in the City. He said we already have hired some of those workers to start, a lot of the people returning from previous years. They also are going through interview processes so they are ready to go when the grow season starts.

Mr. Snyder continued, saying additionally he has stressed to the Parks and Recreation Department that we follow the IPM Ordinance. He spoke with Richard, Rob and Victor and stressed that what he means by that is that we should spray, but we need to follow the whole process of public notification, and that whatever is in the Ordinance as approved by the Governing Body is what we should be doing. In past there have been concerns about what we do and don't do. He said, "I have directed them to make sure that they follow that IPM Ordinance."

Mr. Snyder continued saying, so we are getting ahead in terms of staffing. He is working on a more detailed schedule, and he has identified with them 8-9 corridor roads where we hired a contractor to help last year to get caught up – Jaguar Drive, Cerrillos, St. Michaels, St. Francis, Old Pecos Trail, Airport Road, Rodeo Road, Zia Road. He wants to get them on a regular rotation. They have come up with a plan where they will be on a 2½ to 3 week rotation, so people will be on a nicely groomed road with manicured areas. Additionally, the other periphery roads we own and maintain get a rotation as well. He said the goal is to post the schedule at the website so the public will know what we're doing.

Councilor Rivera said over the past two weeks there have been emails that the Santa Fe County Fire Department was going to initiate a burn in Little Tesuque which concerned him. He said if it doesn't come from the federal government then they typically don't have all the help they need if things were to get out of control. He said it was canceled, and is unsure of the reason. However, it concerns him that they even would think about initiating something on their own. He said it would be great if Mr. Snyder would get with Porfirio and/or Chief Litzenberg and try to get an idea of where that idea came from and pass it along to the Governing Body.

14. MATTERS FROM THE CITY ATTORNEY

A copy of an updated Rules matrix was provided to each member of the Governing Body, is incorporated herewith to these minutes as Exhibit "12."

Ms. Brennan said she just passed out an updated Rules Matrix, noting there is a date at the bottom of January 26, 2018. She said they have one from a few years ago, and this one replaces that, noting they should discard the old one and use this one. This is just for the general rules, things that come up on a regular basis, with a reference to the source for the Rule.

Ms. Brennan said, "The second thing I want to talk about before we go into Executive Session are the Ranked Choice Voting results process. We've discussed how they can reveal results, and there are basically two methods, and we want to get a feel as to how you want to proceed. One method is at the end of each round, the results are announced, and the driving to results is covered. And then you go on to the next round, so you stop the presses, go into the next round, and do it round by round until you get to the 50% plus 1 winner. The other method is to announce the results, because in fact you don't have to do it round by round. The calculation takes place in minutes. We will wait to announce the results and then disclose and discuss the round by round analysis. So those two methods are available, I think. We discussed it and wanted to get the feel of the Council for which they thought was the best approach."

Councilor Ives said the system is described as instant runoff, so from his perspective, he thinks it makes sense, given that it has that feature and was put in place with that intention, that one would announce the winner, and then go back and analyze results we care to. That is ultimately the point of the election, so getting that word out there as quickly as possible makes the most sense.

Councilor Brennan said, "I believe that's a matter of maybe 15-20 minutes, once the cards are delivered for counting"

Councilor Lindell said then the results would be instantaneous.

Ms. Brennan said, "More instantaneous than they have been in the past. I think the algorithm runs very quickly and the ultimate result is fairly quickly accessible. They have to stop it, and they have asked us to decide which way we want to go, because it affects I think the programming. They would literally stop it round by round, so they would be slowing the ultimate results."

Councilor Lindell said she agrees with Councilor Ives that the ultimate goal is to know who the winner is, so let's find out who the winner is and we can then go back through.

Ms. Brennan said, "We can get the data very quickly and have it available. And we can develop a system if that's the way you want to go to make sure it is displayed quickly."

Councilor Lindell said that would be her preference.

Councilor Harris said he had thought about this, and he wouldn't want it to linger. However, this is a new system with a little bit of uncertainty. And when she posed the question he felt like we should look at the results at each round. But he's not that attached to it, but that was his "gut reaction," to do it that way.

Councilor Maestas asked if we can go back and review round by round after the final tally is made.

Ms. Brennan said, "The data will be available and we will be able to display it. So you will be able to see the round by round data and how it played out, yes."

Councilor Maestas asked if we can do that after the fact to show the public how it succeeded, and if there were multiple rounds and how many and how the continuing candidates fared.

Ms. Brennan said, "Then identify the winner and then disclose the results. That seems to be a consensus. Are there more comments."

There was no further commentary.

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT §10-15-1(H)(7) AND (8) NMSA 1978, DISCUSSION REGARDING THREATENED AND PENDING LITIGATION IN WHICH THE CITY OF SANTA FE IS OR MAY BECOME A PARTICIPANT, INCLUDING, WITHOUT LIMITATION, DISCUSSION REGARDING CASE NO.1:18-CV-00032-KBM-KK, SANTA FE ALLIANCE FOR PUBLIC HEALTH AND SAFETY; ARTHUR FIRSTENBERG; MONICA STEINHOFF V. CITY OF SANTA FE NEW MEXICO; CASE NO. 1:17-CV000768-SCY-CG, RIO GRANDE FOUNDATION V. CITY OF SANTA FE; AND CASE NO. D-101-CV-2017-03571, REPUBLICAN PARTY OF SANTA FE COUNTY PABLO ORLANDO BACA, MICHAEL GALLEGOS, SHERRY MORRISON, PAUL MORRISON, LOVELESS JOHNSON III, JAYNE SILER, EDWARD J. BROWN AND CAROL J. WILSON V CITY OF SANTA FE; AND DISCUSSION OF THE PURCHASE, ACQUISITION OR DISPOSAL OF REAL PROPERTY OR WATER RIGHTS BY THE CITY OF SANTA FE, INCLUDING, WITHOUT LIMITATION, DISCUSSION RELATING TO THE SANTA FE UNIVERSITY OF ART AND DESIGN. (KELLEY BRENNAN)

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

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

For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

The Governing Body went into Executive Session at 9:05 p.m.

MOTION TO COME OUT OF EXECUTIVE SESSION

MOTION: At 10:30 p.m. Councilor Rivera moved, seconded by Councilor Ives, that the Governing Body come out of Executive Session and stating for the record that the discussion in Executive Session was limited to the matters noted on the agenda

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


For: Mayor Gonzales, Councilor Dominguez, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal.

Against: None.

I. ADJOURN

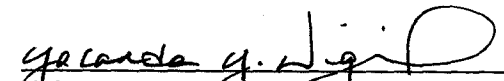
There was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 10:35 p.m.

Approved by:



Mayor Javier M. Gonzales

ATTESTED TO:



Yolanda Y. Vigil, City Clerk

Respectfully submitted:



Melessia Helberg, Council Stenographer

ACTION SHEET ITEM # 10(d)
ITEM FROM THE
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING
OF
MONDAY, JANUARY 29, 2018

ITEM 6

REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$120,000 OVER FOUR YEARS FOR UNIFORMS AND LAUNDRY SERVICE FOR TRANSIT FIXED ROUTE OPERATIONS AND MAINTENANCE; PRUDENTIAL SUPPLY INC (JOHN ROMERO)

PUBLIC WORKS COMMITTEE ACTION: Approved on Consent

FUNDING SOURCE:

SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP:

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

Exhibit "1"

Midtown Campus Project

The Midtown Campus Project

As the Santa Fe University of Art & Design (SFUAD) moves closer to a 2018 closing date, the City of Santa Fe has been preparing for a once-in-a-generation opportunity to repurpose a true gem, located in the geographic center of our community. We can positively impact education, housing, economy, health care, entertainment, social equity, government services and the overall quality of life for our community while catalyzing the redevelopment of the St. Michael's Midtown Local INnovation Corridor (LINC).

We are now reaching out to you, our incredible community, once more to help guide our efforts in creating a strategic vision for the future of this important property and our City.

We call this the Midtown Campus Project.

Quick Overview of Project Phases

Collection (1/22 to 2/21): We want to get your ideas and priorities for the property as called for in the SFUAD Resolution (2017-78) passed in October. We will use innovative collaboration activities and outreach via traditional surveys available online and in-person. This work will result in guidelines for the next phase.

Visioning (2/22 to 4/9): Santa Fe Art Institute will lead the work to recruit and qualify five great design teams to create a visual and written representation based on guidelines developed in the Collection phase. Midway during this phase, the teams may choose to share their work privately with small groups of residents to refine and adjust their concepts prior to their final submission.

Evaluation (4/10 to 5/1): Residents are invited to comment on, add improvements to, and vote for their favorite concepts, or parts thereof, from the Visioning phase. This will be done in person at three locations in the center and Southside of the City, as well as online to help ensure the maximum amount of participation.

For a full description of the Midtown Campus Project, click [here](#).

Here's How to Participate

NOW: Collaboration activities are being scheduled for 2/11-14. If you would like to learn more about participating, [click here](#) before February 7.

Feb 17 - 20: Surveys are scheduled to be available 2/17-20. Come back during those dates and click here to take survey.

Feb 17 - Mar 30: If you would like to be considered for participating in the in person events to be held between April 12-15 during the Evaluation phase, please come back between 2/17 - 3/30 and click here.

Here Are Links to Relevant Information

- [Aerial Photo of Property and Surrounding Area](#)
- [Appraisal of Campus Property](#)
- [Campus Plat and Buildings](#)
- [Culture Connects](#)
- [Midtown Campus Project Description](#)
- [Midtown LINC Overlay Summary](#)
- [SFUAD Resolution 2017-78](#)

Exhibit "2"

For Urban Planners, Landscape Designers, Architects and other Design Professionals We Are Seeking Requests for Qualifications

The Santa Fe Art Institute (SFAI), in partnership with the City of Santa Fe, announces a Request for Qualifications (RFQ) to select up to five (5) design and planning teams to envision the future of the campus of the Santa Fe University of Art and Design ("Midtown Campus"). This is part of the "Visioning Phase" of the City's recently launched, 3-phase strategic vision process for the Midtown Campus.

Interested applicants can obtain the full RFQ at sfai.org/campus-rfq.

A non-mandatory pre-submittal meeting will be held at 10:00 AM on Thursday, February 1 at the Santa Fe Art Institute, on the campus of the Santa Fe University of Art and Design, 1600 St. Michael's Drive.

RFQ submittals are due via email by 11:59 pm MT on Thursday, February 15.

Contact SFAI if you have any problems accessing the RFQ at info@sfai.org.

El Proyecto del Campus de Midtown

A medida que la fecha de cierre para La Universidad de Arte y Diseño de Santa Fe se aproxima, la Ciudad de Santa Fe se ha preparado para una oportunidad única: darle un nuevo propósito a una verdadera joya que esta ubicada en el centro geográfico de nuestra comunidad. Podemos tener un impacto positivo en la educación, la vivienda, la economía, la atención médica, el entretenimiento, la equidad social, los servicios gubernamentales y la calidad de vida de nuestra comunidad, a la vez que podemos impulsar el nuevo desarrollo del pasillo en St. Michael's Midtown Local INnovation Corridor (LINC).

Ahora estamos extendiendo una invitación a usted, nuestra increíble comunidad, una vez más para ayudar a guiar nuestros esfuerzos en la creación de una visión estratégica para el futuro de esta importante propiedad y también para nuestra Ciudad.

Llamamos a esto El Proyecto del Campus de Midtown.

Un Breve Resumen de las Fases del Proyecto

La Colección (1/22 a 2/21): Queremos sus ideas y prioridades para la propiedad de acuerdo con la Resolución SFUAD (2017-78) aprobada en octubre. Usaremos actividades de colaboración innovadoras y alcance a través de encuestas tradicionales disponibles por internet y en persona. Este trabajo funcionará como principios y guiará la próxima fase.

La Visión (2/22 a 4/9): Santa Fe Art Institute va dirigir el trabajo para reclutar y calificar a cinco grandes equipos de diseño cuyas creaciones serán representaciones tanto visuales como escritas y basadas en los principios de la primera fase "La Colección". A mediados de esta fase, los equipos podrán compartir su trabajo de forma privada con pequeños grupos residenciales para refinar y ajustar sus conceptos antes de su presentación final.

La Evaluación (4/10 a 5/1): Los residentes están invitados a comentar, mejorar y votar por sus conceptos favoritos o partes de los conceptos de la fase "La Visión". Esto se hará por internet y en persona en tres ubicaciones en el centro y del lado sur de la ciudad, para ayudar maximizar la participación del público.

Para una descripción completa del "Proyecto del Campus de Midtown", [haga clic aquí](#).

Cómo Participar

HOY: las actividades para participar están programadas para el 2/11-14. Si desea obtener más información sobre cómo participar, [haga clic aquí](#) antes del 7 de febrero.

17 - 20 de febrero: las encuestas estarán disponibles el 2/17-20. Regrese durante estas fechas y [haga clic aquí](#) para realizar una encuesta.

17 de febrero - 30 de marzo: si desea ser considerado para participar en persona en los eventos que se celebrarán entre el 12 y el 15 de abril durante la fase de "La Evaluación", vuelva entre el 2/17 y el 3/30 y [haga clic aquí](#).

Aquí hay enlaces a información relevante

- [Foto aérea de la propiedad e alrededores](#)
- [Evaluación de la propiedad del campus \(en Ingles\)](#)
- [Campus Plat e Edificios \(en Ingles\)](#)
- [Culture Connects \(en Ingles\)](#)
- [Midtown Campus Descripción del proyecto](#)
- [Midtown LINC Overlay Resumen \(en Ingles\)](#)
- [Resolución SFUAD 2017-78 \(en Ingles\)](#)

ACTION SHEET
ITEM FROM THE
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING
OF
MONDAY, JANUARY 29, 2018

ITEM # 12

ITEM 10

REQUEST FOR APPROVAL OF A RESOLUTION EXPRESSING OPPOSITION TO HOUSE BILL 47 AND SENATE BILL 80 INTRODUCED IN THE 53RD LEGISLATURE – STATE OF NEW MEXICO – SECOND SESSION, 2018, TO PROTECT THE INTEREST OF RATE PAYERS, INCLUDING THE CITY OF SANTA FE, ITS RESIDENTS AND BUSINESSES (COUNCILOR IVES) (MARCOS MARTINEZ)

PUBLIC WORKS COMMITTEE ACTION: Approved on Consent

FUNDING SOURCE:

SPECIAL CONDITIONS / AMENDMENTS / STAFF FOLLOW UP: Add Councilors as co-sponsor

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

Exhibit "3"



CITY COUNCIL MEETING OF
January 31, 2018
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY

Mayor Javier Gonzales		
Co-Sponsors	Title	Tentative Committee Schedule
	<p style="text-align: center;">A RESOLUTION</p> <p>DIRECTING THE CITY MANAGER TO DEVELOP AND ISSUE A REQUEST FOR INFORMATION (RFI) PERTAINING TO RENEWABLE ENERGY RELATED SOLUTIONS TO ACHIEVE SHORT- AND LONG-TERM ENERGY REDUCTIONS AT CITY FACILITIES, AND REPORT BACK TO THE GOVERNING BODY WITHIN 90 DAYS OF THE ISSUANCE OF THE RFI.</p>	<p>Public Works Committee - 2/12/18</p> <p>Finance Committee - 2/19/18</p> <p>Sustainable Santa Fe Commission - 2/28/18</p> <p>City Council 2/28/18</p>
Councilor Carmichael Dominguez		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Mike Harris		
Co-Sponsors	Title	Tentative Committee Schedule
	<p style="text-align: center;">A RESOLUTION</p> <p>DIRECTING THE CITY MANAGER TO IDENTIFY RESOURCES AND PROVIDE A RECOMMENDATION TO THE GOVERNING BODY FOR CREATING A MULTI-MODAL TRAILHEAD AT RAGLE PARK NORTH OF ZIA TO PROVIDE IMPROVED NEIGHBORHOOD ACCESS TO THE ARROYO CHAMISO TRAIL AND TO IMPROVE USER EXPERIENCES AT THE TWO HANDBALL COURTS AT THAT LOCATION.</p>	<p>Public Works Committee - 2/12/18</p> <p>City Council - 2/14/18</p>
Gonzales	<p style="text-align: center;">AN ORDINANCE</p> <p>AMENDING SECTION 6-5 SFCC 1987 TO PROVIDE FOR THE PARTICIPATION BY THE AUDIT COMMITTEE IN THE SELECTION OF THE INTERNAL AUDITOR AND ANY CONTRACTOR PERFORMING INTERNAL AUDIT FUNCTIONS; MODIFYING THE MANNER IN WHICH MEMBERS OF THE AUDIT COMMITTEE ARE APPOINTED; CLARIFYING AND STRENGTHENING THE ROLE OF THE AUDIT COMMITTEE; AND MAKING OTHER SUCH CHANGES AS NECESSARY.</p>	<p>Public Works Committee - 2/12/18</p> <p>Audit Committee - 3/7/18</p> <p>City Council (request to publish) - 3/14/18</p> <p>Finance Committee - 3/19/18</p> <p>City Council (public hearing) - 4/11/18</p>
Councilor Peter Ives		
Co-Sponsors	Title	Tentative Committee Schedule

Councilor Signe Lindell		
Co-Sponsors	Title	Tentative Committee Schedule
Villarreal	A RESOLUTION IN SUPPORT OF A COMMUNITY WALKING PROGRAM TO IMPROVE PUBLIC HEALTH.	Parks and Recreation Advisory Committee- 2/20/18 Bicycle Trails Advisory- 2/21/18 Finance Committee- 3/5/18 City Council- 3/14/18
Villarreal	A RESOLUTION ADDING THE REPLACEMENT OF THE FORT MARCY RECREATION CENTER GYM FLOOR TO THE FISCAL YEAR 2017/18 CAPITAL IMPROVEMENT PLAN (CIP) FOR THE CITY OF SANTA FE.	Public Works Committee - 2/12/18 Finance Committee - 2/19/18 Parks and Recreation Advisory Committee – 2/20/18 City Council - 2/28/18
Councilor Joseph Maestas		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION AMENDING RESOLUTION 2000-33 ESTABLISHING THE PUBLIC SAFETY COMMITTEE TO PROVIDE FOR THE APPOINTMENT OF A BICYCLE AND TRAILS ADVISORY BOARD MEMBER TO SERVE ON THE COMMITTEE.	Finance Committee - 2/19/18 Public Safety Committee- 2/20/18 Bicycle Trails Advisory Committee- 2/21/18 City Council- 2/28/18
Councilor Chris Rivera		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION TO AMEND THE CONTRACTS OF THE CITY MANAGER AND THE CITY ATTORNEY TO PROVIDE FOR A THIRTY- DAY HOLDOVER PERIOD AT THE CONCLUSION OF THEIR TERMS CONSISTENT WITH THE TERM PROVISION OF THE CITY CLERK, TO PROVIDE FOR A SMOOTH AND STABLE TRANSITION FOLLOWING THE MARCH 6, 2018 MUNICIPAL ELECTION.	Finance Committee – 2/19/18 City Council – 2/28/18
Councilor Ron Trujillo		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Renee Villarreal		
Co-Sponsors	Title	Tentative Committee Schedule

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Jesse Guillen, (505) 955-6518, jbgullen@santafenm.gov or Linda Vigil at (505) 955-6501, lfvigil@santafenm.gov.

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2018-__

INTRODUCED BY:

Councilor Joseph M. Maestas

A RESOLUTION

**AMENDING RESOLUTION 2000-33 ESTABLISHING THE PUBLIC SAFETY
COMMITTEE TO PROVIDE FOR THE APPOINTMENT OF A BICYCLE AND
TRAILS ADVISORY BOARD MEMBER TO SERVE ON THE COMMITTEE.**

WHEREAS, the Governing Body adopted resolution 2000-33 creating the Public Safety
Committee; and

WHEREAS, the Bicycle and Trails Advisory Board desires to appoint a member to
address traffic concerns relating to pedestrians and the bicycle community.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF SANTA FE THAT:**

NAME: The committee shall be called the Public Safety Committee.

PURPOSE: The Public Safety Committee shall be charges with reviewing programs,
initiatives, projects, construction, signage and such other matters regarding the Santa Fe Police
and Fire Departments operations as may require public examination prior to Governing Body
approval. The Public Safety Committee shall also be charged with making recommendations to

1 the Finance Committee, Governing Body and such other bodies as may be required to consider
2 public safety issues.

3 **DUTIES AND RESPONSIBILITIES:** The Public Safety Committee shall be
4 responsible for the ten items listed in resolution 1984-56, Article 3, Section 3 (A) including
5 making recommendations to the Governing Body consistent with the purpose provided above.

6 **MEMBERSHIP:** The Public Safety Committee shall consist of nine members. The term
7 of each member shall be four years. Members need not be residents of the City of Santa Fe.
8 Membership of the committee shall consist of a chairperson who shall be a member of the
9 governing body, a vice chair who shall be a citizen at large, and seven other at large members,
10 one of which will be a sitting member of the Bicycle and Trails Advisory Committee.

11 PASSED, APPROVED and ADOPTED this ____ day of _____, 2018
12
13
14

15 JAVIER M. GONZALES, MAYOR

16 ATTEST:
17
18

18 YOLANDA Y. VIGIL, CITY CLERK

19 APPROVED AS TO FORM:
20
21

22 KELLEY A. BRENNAN, CITY ATTORNEY
23
24

25 *M/Legislation/Resolutions 2018/PSC BTAC member*

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INTRODUCED BY:

A RESOLUTION

WHEREAS, in 2012 the City of Santa Fe issued a \$14 million General Obligation (GO) Parks & Trails Bond for the continued improvement of its extensive and expanding parks and trails systems; and

WHEREAS, the City of Santa Fe was recently designated a Bike Friendly Community – Silver Status by the League of American Bicyclists, the highest designation in the state of New Mexico, and based upon the merits of its expanding trail system; and

1

Exhibit "6"

provides alternative and non-motorized access to Santa Fe High School, and is nearby Kearny Elementary School; as well as runs along the city's Genoveva Chavez Community Center and nearby other city parks including Ragle Park, Herb Martinez Park, and Monica Lucero Park; and

WHEREAS, the City of Santa Fe's extensive park system provides residents and visitors alike, safe and beautiful areas to recreate, play and enjoy panoramic views; and

WHEREAS a young, growing, and diverse group of Santa Fe residents lives nearby Ragle Park and the utilizes both the Arroyo Chamiso Trail and the handball courts at Ragle Park north of Zia; and

WHEREAS, improving neighborhood access to Ragle Park and the Arroyo Chamiso Trail at Ragle Park north of Zia will provide improved quality of life and safer access to this young, growing and diverse group of Santa Fe residents.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE that the City Manager is hereby directed to identify resources and provide a recommendation to city council for creating a mutli-modal trailhead at Ragle Park north of Zia to provide improved neighborhood access to the Arroyo Chamiso Trail and to improve user experiences at the two handball courts at that location.

BE IT FURTHER RESOLVED that a staff recommendation shall be presented to the Public Works Committee within three months of the date of passage of this resolution.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2018.

JAVIER M. GONZALES, MAYOR

1 ATTEST:

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3 _____
4 YOLANDA Y. VIGIL, CITY CLERK

5 APPROVED AS TO FORM:

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7 _____
8 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Legislation/Resolutions 2018/Trailhead at Ragle Park*

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2017-31

3 INTRODUCED BY:

4
5 Councilor Mike Harris

6
7
8
9
10 AN ORDINANCE

11 AMENDING SECTION 6-5 SFCC 1987 TO PROVIDE FOR THE PARTICIPATION BY
12 THE AUDIT COMMITTEE IN THE SELECTION OF THE INTERNAL AUDITOR AND
13 ANY CONTRACTOR PERFORMING INTERNAL AUDIT FUNCTIONS; MODIFYING
14 THE MANNER IN WHICH MEMBERS OF THE AUDIT COMMITTEE ARE
15 APPOINTED; CLARIFYING AND STRENGTHENING THE ROLE OF THE AUDIT
16 COMMITTEE; AND MAKING OTHER SUCH CHANGES AS NECESSARY.

17
18 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

19 Section 3. Section 6-5 SFCC 1987 (being Ord. #2013-35) is amended to read:

20 6-5 AUDIT COMMITTEE.

21 6-5.1 Creation; Purpose.

22 A. There is created pursuant to the city of Santa Fe New Mexico Municipal Charter
23 the city of Santa Fe audit committee, an independent advisory committee.

24 B. The purpose of the audit committee is to provide an independent body to review
25 such internal and external audits, assessments and investigations of the city's finances and

1 financial systems as may be conducted from time to time and to advise the city manager, the
2 finance committee and the governing body regarding ~~[financial]~~ such audits, assessments and
3 investigations, and [related] to recommend the adoption of policies and procedures [in order to]
4 with respect thereto as will promote the transparency, accountability, efficiency and effectiveness
5 of city government for the citizens of Santa Fe.

6 **6-5.2 Powers and Duties.**

7 The audit committee shall, to the extent possible under the city charter:

8 A. ~~[Ensure]~~ Assure that all audits, internal and external, conform to generally
9 accepted governmental auditing standards;

10 B. ~~[Ensure]~~ Assure that the ~~[internal auditor position and]~~ internal audit functions
11 are independent in accordance with generally accepted governmental auditing standards, whether
12 performed by city staff, outside contractors, or any combination thereof;

13 C. ~~[Review applications for and make recommendations to the city manager for~~
14 ~~hiring of the internal auditor, a city employee]~~ Participate in the selection of the internal auditor
15 or of any independent contractor charged with performing internal audit functions for the city;

16 ~~[D. — Review and comment on the parts of the internal auditor's personnel evaluations~~
17 ~~that are non-exempt public records under the New Mexico Inspection of Public Records Act.]~~

18 ~~[E]D.~~ Review and recommend for approval by the finance committee the annual
19 internal audit plan proposed by the internal auditor or any contractor performing internal audit
20 functions for the city, and any modifications thereto;

21 ~~[F]E.~~ Review and make recommendations to the finance committee regarding internal
22 audit reports prepared by the ~~[city's]~~ contractor performing internal [auditor] audit functions;

23 ~~[G]F.~~ Review and make recommendations to the finance committee regarding the city's
24 ~~[annual external audit]~~ comprehensive annual financial report;

25 G. Participate in the selection of the internal auditor by interviewing at least the top

1 two applicants for the position and by ranking the candidates interviewed in order of preference,
2 advising the city manager as to the basis for such rankings, and conferring with the city manager
3 and the finance department director as requested throughout the hiring process;

4 H. Participate in, via one designated member, the ~~[request for proposal]~~ selection
5 process for an independent contractor to perform internal audit functions and for external auditors
6 and make recommendations for the selection of [the city's external] such auditors;

7 I. Periodically review the city's financial reports ~~[periodically];~~

8 J. ~~[Review and make recommendations to the finance committee regarding the~~
9 ~~city's financial policies, procedures, practices and internal controls in place to control the~~
10 ~~operations, accounting, and regulatory compliance of the city]~~ Independently review all audits,
11 assessments and investigations of the city's finances and financial systems as may be conducted
12 from time to time, including audits and reviews conducted by federal and state agencies.

13 K. ~~[Review audit findings reported by an external audit and]~~ Make
14 recommendations to the city manager, the finance committee ~~[concerning]~~ and the governing
15 body regarding actions which may be necessary or appropriate in light of any findings, [the]
16 corrective action plans [proposed by city departments] or issues identified in audits, assessments
17 or investigations reviewed in accordance with section 6-5.2(I) above; and

18 L. Advise, review and make recommendations for other matters as requested ~~[or~~
19 ~~assigned]~~ by the city manager, the finance committee and/or ~~[city council]~~ the governing body.

20 **6-5.3 Membership; Chairperson; Terms; Vacancies.**

21 A. *Membership.* The audit committee shall consist of five (5) individuals ~~[solicited~~
22 ~~and]~~ appointed by the ~~[municipal judge with the advice and consent of the]~~ governing body based
23 upon the recommendation of the municipal judge. The members of the audit committee shall
24 include individuals that have experience and knowledge that would assist the governing body in
25 completing the audit committee's purpose and who are qualified by training, experience, and

1 ability to exercise sound and practical judgment regarding the duties and responsibilities of the
2 audit committee. Of the five (5) members no less than one (1) member shall be a certified public
3 accountant, no less than one (1) member shall either be a lawyer or have a law enforcement
4 background, and one (1) member shall be a management consultant. Members shall reside in the
5 State of New Mexico.

6 B. *Chairperson.* The ~~[municipal judge, with the approval of the [city council]~~
7 ~~governing body, shall appoint the]~~ initial chairperson shall be appointed by the mayor with the
8 approval of the governing body. The chairperson shall designate the vice chairperson. The
9 chairperson shall serve as chairperson for a period of one (1) year. Following one (1) year of
10 service, the chairperson shall be elected (or reelected) by the members of the committee. The
11 chairperson may appoint subcommittees and sub-committee chairpersons as needed.

12 C. *Terms.* Two (2) of the members shall be appointed for two (2) year terms and
13 three (3) shall be appointed for three (3) year terms. Subsequent terms shall be for three (3) years
14 to maintain staggering of terms; limited to no more than four (4) year terms. The members shall
15 serve at the pleasure of the governing body and may be removed at any time with or without
16 cause.

17 D. *Vacancies.* Vacancies on the audit committee shall be filled in the same manner
18 as initial appointments and shall be for the remainder of the term of the vacant position.

19 **6-5.4 Meetings; Staff.**

20 A. *Meetings.* A quorum of the audit committee shall be at least three (3) members.
21 The audit committee shall conduct all meetings in accordance with adopted city policies and
22 procedures ~~[and shall use Robert's Rules of Order in conducting its meetings]~~. The audit
23 committee shall meet at least quarterly or as needed to accomplish the duties and responsibilities
24 of the committee.

25 B. *Staff.* The ~~[internal audit department]~~ finance director shall serve as the primary

liaison to the committee unless otherwise designated by the city manager. Depending upon the issue, other city staff may also be required to assist the committee.

APPROVED AS TO FORM:

KELLEY A. BRENNAN, CITY ATTORNEY

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

2 **RESOLUTION NO. 2018-__**

3 **INTRODUCED BY:**

4
5 Councilor Signe I. Lindell

6 Renee D. Villarreal

7
8
9
10 **A RESOLUTION**

11 **IN SUPPORT OF A COMMUNITY WALKING PROGRAM TO IMPROVE PUBLIC**
12 **HEALTH.**

13
14 **WHEREAS**, walking has been shown to have many health benefits, including reducing
15 impact of heart disease, diabetes, different types of cancers, and high blood pressure, and providing
16 help with weight loss; and

17 **WHEREAS**, obesity is associated with an increased risk for many chronic diseases,
18 including heart disease, stroke, diabetes, arthritis and some cancers; and

19 **WHEREAS**, based on data from the 2017-2019 Community Health Needs Assessment, 54%
20 of surveyed Santa Fe County adults were obese or overweight and 48% of middle schoolers said they
21 were trying to lose weight with almost 30% self-described as overweight; and

22 **WHEREAS**, heart disease is the leading cause of adult mortality throughout NM and Santa
23 Fe County and diabetes ranks sixth as a leading cause of death in NM; and

24 **WHEREAS**, being outdoors in nature has been tied to a range of beneficial health outcomes
25 related to physical, mental, and emotional health, and that access to nature may constitute a powerful,

1 inexpensive public health intervention; and

2 **WHEREAS**, the City of Santa Fe has more than 50 miles of dirt trails and 30 miles of ADA-
3 accessible, paved trails around almost every City park and along the Santa Fe River, rail line, Acequia
4 Madre, and Arroyo de las Chamisas, providing Santa Feans with safe and accessible walking routes to
5 improve their health in a natural environment; and

6 **WHEREAS**, the Santa Fe Walking Collaborative is composed of members of the Santa Fe
7 Conservation Trust, the City of Santa Fe Public Works, the City of Santa Fe Parks Departments, the
8 City of Santa Fe Human Resources Department, the Railyard Conservancy, the New Mexico
9 Department of Health, the Santa Fe Indian Hospital, Southwest Care Center, National Park Service,
10 New Mexico School for the Deaf, La Familia Medical Center, Christus St. Vincent, and Presbyterian
11 Health Services-is working toward creating a City-wide walking program called VÁMONOS-SANTA
12 FE WALKS, targeting the uninsured, the underserved and those with chronic conditions that can be
13 improved with exercise.

14 **NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
15 **CITY OF SANTA FE**, that the Governing Body endorses the work of the Santa Fe Walking
16 Collaborative to implement a City-wide program entitled VÁMONOS-SANTA FE WALKS starting
17 in May 2018, to encourage the citizens of Santa Fe to walk more as a means of improving public
18 health.

19 **BE IT FURTHER RESOLVED** that staff from the Santa Fe Parks and the City Wellness
20 Department assist in the coordination of the project to include marketing the program, posting events
21 and information in the City calendar and on the City website, and continuing to update and distribute
22 the already existing Prescription Trails maps.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2018.

JAVIER M. GONZALES, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

KELLEY A. BRENNAN, CITY ATTORNEY

M/Legislation/Resolutions 2018/Santa Fe Walking Collaborative

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2018-__

INTRODUCED BY:

Councilor Signe I. Lindell

Councilor Renee D. Villarreal

A RESOLUTION

**ADDING THE REPLACEMENT OF THE FORT MARCY RECREATION CENTER
GYM FLOOR TO THE FISCAL YEAR 2017/18 CAPITAL IMPROVEMENT PLAN
(CIP) FOR THE CITY OF SANTA FE.**

WHEREAS, the existing gym floor at the Fort Marcy Recreation Complex is XX years old; and

WHEREAS, the existing floor has ripped and separated in multiple locations, and several divots litter the gym floor; and

WHEREAS, the City of Santa Fe Risk Management Division has stated that the gym floor needs to either be repaired or replaced so as to minimize the risk of a lawsuit against the City; and

WHEREAS, the material used in the gym floor is no longer manufactured and therefore no repairs can be done to the existing floor; and

WHEREAS, users of the basketball courts have tripped, twisted ankles and knees, and suffered other injuries as a result of the existing deficiencies in the gym floor; and

WHEREAS, it is essential that patrons of the City of Santa Fe's recreation centers have access to equipment that does not present the potential for serious injury.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE that the replacement of the Fort Marcy Recreation Complex gym floor be added to the Fiscal Year 2017/2018 Capital Improvement Plan (CIP) for the City of Santa Fe

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2018.

JAVIER M. GONZALES, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

KELLEY A. BRENNAN, CITY ATTORNEY

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

2 **RESOLUTION NO. 2018-__**

3 **INTRODUCED BY:**

4
5 Mayor Javier M. Gonzales

6
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9
10 **A RESOLUTION**

11 **DIRECTING THE CITY MANAGER TO DEVELOP AND ISSUE A REQUEST FOR**
12 **INFORMATION (RFI) PERTAINING TO RENEWABLE ENERGY RELATED**
13 **SOLUTIONS TO ACHIEVE SHORT- AND LONG-TERM ENERGY REDUCTIONS AT**
14 **CITY FACILITIES, AND REPORT BACK TO THE GOVERNING BODY WITHIN 90**
15 **DAYS OF THE ISSUANCE OF THE RFI.**

16
17 **WHEREAS**, the City of Santa Fe is committed to protecting the long-term health and
18 viability of its community by implementing strategies designed to improve the environment and
19 reduce greenhouse gas emissions in an effort to mitigate the effects of climate change; and

20 **WHEREAS**, the Governing Body, through the adoption of Resolution 2014-85, declared
21 its intention of having 50 percent of energy used by city facilities come from renewable sources
22 by 2025, and becoming carbon neutral by 2040; and

23 **WHEREAS**, the City of Santa Fe has already taken action to reduce its carbon emissions
24 by installing energy efficient equipment at municipal buildings and by installing 4.8 megawatts of
25 photovoltaics (PV) on city facilities providing approximately 23% of the total amount of

1 electricity consumed by city facilities; and

2 **WHEREAS**, additional interim steps should be taken to ensure that the City is able to
3 achieve its goal of sourcing 50 percent of its energy consumption from renewable sources by
4 2025; and

5 **WHEREAS**, the Governing Body, through the adoption of Resolution No. 2015-30
6 tasked the City's Renewable Energy Planner and the Sustainable Santa Fe Commission to
7 develop and draft a 25-year sustainability plan to annually reduce the energy consumption and
8 carbon footprint for the City of Santa Fe; and

9 **WHEREAS**, the Governing Body, through the adoption of Resolution No. 2017-61,
10 directed the City Manager to research, develop and draft a feasibility study related to city
11 facilities transitioning to 100% renewable energy by 2025 and to collaborate with key community
12 stakeholders on the study's research; and

13 **WHEREAS**, collaborating with private sector stakeholders and other relevant parties can
14 lead to ideas and solutions on how the City can achieve the various goals it has set for itself
15 regarding carbon neutrality and renewable energy.

16 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
17 **CITY OF SANTA FE** that the City Manager is directed to develop and issue a Request for
18 Information (RFI) pertaining to renewable energy related solutions to achieve short- and long-
19 term energy reductions at city facilities, and report back to the governing body within 90 days of
20 the issuance of the RFI.

21 PASSED, APPROVED AND ADOPTED this _____ day of _____, 2018.

22
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JAVIER M. GONZALES, MAYOR

1 ATTEST:

2
3 _____
4 YOLANDA Y. VIGIL, CITY CLERK

5 APPROVED AS TO FORM:

6
7 _____
8 KELLEY A. BRENNAN, CITY ATTORNEY

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

2 **RESOLUTION NO. 2018-__**

3 **INTRODUCED BY:**

4
5 Councilor Christopher M. Rivera

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9
10 **A RESOLUTION**

11 **TO AMEND THE CONTRACTS OF THE CITY MANAGER AND THE CITY**
12 **ATTORNEY TO PROVIDE FOR A THIRTY-DAY HOLDOVER PERIOD AT THE**
13 **CONCLUSION OF THEIR TERMS CONSISTENT WITH THE TERM PROVISION OF**
14 **THE CITY CLERK, TO PROVIDE FOR A SMOOTH AND STABLE TRANSITION**
15 **FOLLOWING THE MARCH 6, 2018 MUNICIPAL ELECTION.**

16
17 **WHEREAS**, the contracts of the City Manager and the City Attorney terminate with the
18 end of the Mayor's term on March 12, 2018; and

19 **WHEREAS**, the City Clerk's contract terminates with the end of the Mayor's term,
20 subject to a thirty-day renewal term at the discretion of the Governing Body; and

21 **WHEREAS**, pursuant to Section 2-4.3(A), SFCC 1987, the Mayor is required to submit
22 to the City Council, at least seven days before the meeting at which the nomination of the
23 appointee shall be made, the name and qualifications of the Mayor's prospective appointee to
24 serve as City Manager and City Attorney; and

25 **WHEREAS**, the earliest meeting of the Governing Body at which it can consider for its

1 advice and consent the incoming Mayor's prospective appointees is March 28, 2018; and

2 **WHEREAS**, a number of critical matters must continue to be addressed during the
3 transition, including, without limitation, the preparation of the Fiscal Year 2018/2019 budget;
4 planning associated with the transition of the Santa Fe University of Art and Design campus to
5 city operation with new users and uses; and continued implementation of the new Enterprise
6 Resource Planning program; and

7 **WHEREAS**, it is in the best interests of the City to maximize continuity and stability
8 during the transition between administrations.

9 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
10 **CITY OF SANTA FE** that the Governing Body wishes to amend the contracts of the City
11 Manager and the City Attorney to provide for a thirty-day renewal term at the discretion of the
12 Governing Body.

13 **BE IT FURTHER RESOLVED** that the Deputy City Manager is hereby directed to
14 take such action as is necessary to effectuate the purpose of this Resolution by amending such
15 contracts to reflect such renewal term for approval by the Governing Body.

16 PASSED, APPROVED AND ADOPTED this _____ day of _____, 2018.

17
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19 _____
20 JAVIER M. GONZALES, MAYOR

21 ATTEST:

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23 _____
24 YOLANDA Y. VIGIL, CITY CLERK
25

1 APPROVED AS TO FORM:

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4 KELLEY A. BRENNAN, CITY ATTORNEY
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M/Legislation/Resolutions 2018/Extension of CM and CA Contracts

Item	Method	Vote Required	Comments
Appointments* * Planning Commission has special rules	Voice vote	Majority of the quorum* * Planning Commission requires a majority of the whole (5)	Code §2-1.5 ("...a concurrence of the majority shall be required...") Code §14-2.3 (D)(3) ("...members of the Planning Commission shall be appointed by the mayor with the advice and consent of a majority vote of all the members of the governing body.")
Agenda	Voice vote	Majority of the quorum	Governing Body (GB) Rules, V.A.6. CM, Mayor or Councilor may request emergency additions, deletions or alterations in the order of things, <i>which must be approved by a majority of the whole (5) before the agenda is approved.</i>
Consent Agenda	Roll call	Majority of the whole (5)	GB Rules, V.A.7. Any item may be removed from the consent calendar for discussion by a member of the Governing Body and such request shall be granted automatically Members should remove any item where they have an actual or perceived conflict of interest
Minutes	Voice vote	Majority of the quorum	GB Rules, V.A.8
Waiver of attorney-client privilege/other privilege	Roll call	Majority of the whole (5) in open meeting	GB Rules, V.A.14.a. and e.
Go into executive session	Roll call	Majority of the quorum	GB Rules, V. A.14.b.
Come out of executive session, stating for the record that only matters listed on the agenda were discussed	Voice vote	Majority of the quorum	GB Rules, V. A.14.d. and f.
Final action (settlements) discussed in executive session	Roll call	Majority of the whole (5)	"Final action" means action that will directly conclude pending litigation; action shall be in form of motion directing CA to take action consistent with the discussion in executive session GB Rules, V. A.14.g.
Suspension of the rules	Voice vote	Majority of the whole (5)	Generally done when a session may continue past midnight, as the rules require adjournment at 11:59 p.m.; suspension permits the continuation of the meeting. GB Rules, X. Required to consider new agenda items after 11:30 p.m. GB Rules, III.
Ordinances	Roll call	Majority of the whole (5)	Code § 2-2.6
Resolutions	Roll call	Majority of the whole (5)	Code § 2-2.6
Contracts	Roll call	Majority of the whole (5)	Code § 2-2.6

Exhibit "12"

Rezoning not recommended by the Planning Commission	Roll call	Majority of the whole (5)	Code §14-3.5(B)(2)(c)
Petition-method annexation not recommended by the Planning Commission	Roll call	Majority of the whole (5)	Code §14-3.4(C)(3)(b)
Ordinance Authorizing Revenue Bonds	Roll call	$\frac{3}{4}$ of the whole (7); if less than $\frac{3}{4}$, but a majority of the whole, then ordinance not effective until approved by the electors	NMSA 1978 §3-31-4 A
Ordinance Authorizing Issuance of GO Bonds	Roll call	Majority of the quorum (3) if approved by the electorate; $\frac{2}{3}$ of the quorum without	NMSA 1978 §5-5-11
Motion to Rescind	Roll call	When notice of intent to make the motion is given at the previous meeting or in the call of the meeting, a majority of the quorum If no notice as above, $\frac{2}{3}$ of the whole (6)	voids the prior action; Takes precedence of nothing; Can be applied to any main motion previously adopted, <i>provided</i> that none of the action has been carried out in a way which it is too late to undo; <i>and provided</i> that the question can't be reached by a Motion to Reconsider; May be made at any time
Motion to Reconsider	Roll call	Majority of the quorum	Takes precedence over any other motion and yields to nothing May be <i>made only</i> by a member who voted with the prevailing side; Must be made in the same session in which the vote was taken, construed to mean no later than the session where the minutes and/or Findings of Fact and Conclusions of Law are approved, but before the approval of the Findings; Cannot be applied to any vote which has caused something to be done that can't be undone

* A member of the Governing Body may pass his or her turn to vote, but when his or her name is called again in rotation, must vote "yes", "no" or "abstain" (Governing Body Procedural Rules IX. C)

* For ordinances and resolutions, an abstention is counted as a "no" vote; if counting abstentions as "no" votes results in a tie, then the motion fails (Governing Body Procedural Rules IX. G.1)

* For anything other than ordinances and resolutions, an abstention is counted as acquiescence with the majority; if there is no majority, because the vote is tied before the abstentions are taken into account, the motion fails (Governing Body Procedural Rules IX. G.2)

* Recusals are not counted