



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
OCTOBER 30, 2019
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 City Council Meeting – October 8, 2019
9. PRESENTATIONS
10. CONSENT CALENDAR
 - a) Request for Approval of Professional Services Agreement in the Total Amount of \$112,232.81 for Internal Audit Services; RFP # 20/04/P; REDW. (Mary McCoy, Finance Director, mtmccoy@santafenm.gov, 505-955-6530)
 - b) Request for Approval of a Budget Amendment Resolution (BAR) Budget Increase from Cash Balances for the Valli Bill Print and Denovo Contract for Service Contracts in the Amount of \$300,000. (Nancy Jimenez, Utility Billing Division Director, nljimenez@santafenm.gov, 955-4364)
 - c) Request for Approval of a Budget Amendment Resolution (BAR) for Re-Appropriation of Funds in the Amount of \$2,341,621 - Approved Purchases in FY 2018/2019. (Lawrence Garcia, ESD Maintenance Manager, lmgarcia@santafenm.gov, 955-2241 and Manuel Sanchez, Administrative Manager, mnsanchez@santafenm.gov, 955-2212)
 - d) Request for Approval of a Budget Amendment Resolution (BAR) to Increase Budget for the Yukon Contract and Chemicals for Water Treatment into Operating Supplies (530200) and Repair/Maintenance System Equipment (520150) for the Total Amount of \$259,949. (Jonathan Montoya, Source of Supply Operations Manager, jmmontoya@santafenm.gov, 955-4373)



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- e) Request for Approval of Amendment No. 1 to Lease Agreement #BL-2248 By and Between the City of Santa Fe and the State of New Mexico Commissioner of Public Lands to Extend to Amend Provision of Agreement Adding a Drainage Easement for Storm River LLC into the Lease Agreement, with Conditions. (Kevin Kellogg, Asset Development Manager, kckellogg@santafenm.gov, 955-6213)
- f) Request for the Approval of Acceptance of Appropriation in the Total Amount of \$237,142.85 from LEAD Planning and Operations; State of New Mexico. (Andres J. Mercado, Battalion Chief/Mobile Integrated Health Office, ajmercado@santafenm.gov, 955-3604)
 - 1) Request for Approval of a Budget Amendment Resolution (BAR).
- g) Request for the Approval of Memorandum of Agreement and Maintenance Agreement with New Mexico Department of Transportation for Rectangular Rapid Flashing Beacons on Alta Vista Street. (John Romero, PW Engineering Division Director, jjromero@santafenm.gov, 955-6638)
- h) Request for Approval of Service Contract in the Amount of \$107,612.42 for Installation of Bullet Resistant Glass and Hearing Loops at Municipal Court with Davenport Construction Management, LLC. (Caryn Grosse, Facilities Project Administrator, clgrosse@santafenm.gov, 955-5938)
- i) Request for Approval of a Professional Services Agreement Amendment No. 1 to Change the Fiscal Agent Name for Coming Home Connection; RFP #19/23/P. (Alexandra Ladd, agladd@santafenm.gov, 955-6346)
- j) Request for Approval of a Contract for Services Using Bid #19/27/B for Milling and Overlay of Runway 10-28 along with Crack Seal, Sealcoating and Striping of Runway 15-33 and Runway 10-28. Construction Services will be at the City of Santa Fe Regional Airport, 121 Aviation Drive with Mountain States Constructors, Inc. for the Total Amount of \$1,169,500.06 Inclusive of NMGR. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
- k) Request for Approval of a Professional Services Agreement with Davenport Construction Management, Inc. for the Installation of a Post and Cable Perimeter Fence at SWAN Park. The Cost of This Project will be \$121,112.62 Inclusive of NMGR. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)



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- l) Request for Approval of Amendment #2 to the Professional Service Agreement (Munis Contract #3200932) with Wilson & Company to Increase Compensation in the Total Amount of \$303,196.31 Plus Applicable Gross Receipts Taxes to Provide Additional Design and Right of Way Services for CIP # 801B – Guadalupe Street Reconstruction from Agua Fria Street North to Paseo de Peralta". (Sarah Anderson, PW Engineer Supervisor, smanderson@santafenm.gov, 505-955-6672)
 - m) Request for Approval of a City Wide On-Call Professional Services Agreement with Keers Inc. for On-Call Remediation and Cleaning Services Rendered on an As Needed Basis Not to Exceed \$250,000 Exclusive of NMGR. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
 - n) Request for Approval of a Multiple Source Award of Bid RFB '19/24/B for Traffic Control Services as Follows:
 - 1) Southwest Safety Services for Four (4) Years for \$30,000 each Fiscal Year for a Total of \$120,000.00 Exclusive of NMGR. Munis Contract No. 3200652. (Mike Moya, Transmission & Distribution Operations Manager, mrmoya@santafenm.gov, 955-4243)
 - 2) Highway Supply for Four (4) Years for \$30,000 each Fiscal Year for a Total of \$120,000.00 Exclusive of NMGR. Munis Contract No. 3201144. (Mike Moya, Transmission & Distribution Operations Manager, mrmoya@santafenm.gov, 955-4243)
 - o) Request for Approval of a City Wide On-Call Professional Services Agreement with National Roofing, Inc. for Roofing Services Rendered on an As Needed Basis that Shall Not Exceed \$271,093.75 Inclusive of NMGR. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
 - p) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Distillery, LLC, 308 Read Street, Small Brewer 1st Off-Site Location Liquor License to be Located at Santa Fe Spirits, 308 Read Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
11. Request for Approval of a Closing Agreement and Warranty Deed between the City of Santa Fe and New Mexico Inter-Faith Community Housing Development Corporation to Convey Tract 2 in the Lot Line Adjustment for Tract 1 & Tract 2 for the City of Santa Fe Pursuant to Resolutions 2014-13, 2015-24, 2016-30, 2018-9, 2019-6, and Ordinance 2016-44. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov, 955-6346 and Andréa Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)



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12. Request to Publish Notice of Public Hearing on December 11, 2019:

Bill No. 2019-27: An Ordinance Amending Various Sections of the Santa Fe Homes Program, Section 26-1 SFCC 1987, to Revise the Requirements for Multifamily Rental Housing Development so that Developers Can Choose from a Menu of Compliance Options; Increasing the Fee-in-Lieu as Determined by an "Affordability Gap Calculation"; Determining the Requirements for "Low-Priced Dwelling Units" as They Apply to Multifamily Rental Housing Units; Determining the Requirements for Subsidized Rental Units Included On-Site in Market-Rate Rental Housing; Clarifying Developer Incentives and Terms of Compliance so They Correlate with Degree of Affordability; Prohibiting Market-Rate Properties that Receive Incentives from Discriminating on the Basis of Income Source When Qualifying Tenants; Amending Section 26-2 SFCC 1987 to Clarify the Requirements for Rental Low-Priced Dwelling Units that Comply with the Santa Fe Homes Program; Amending Section 26-3 SFCC 1987 to Permit Alternative Funding Cycles for Administration of the Affordable Housing Trust Fund; and Other Such Changes to the Santa Fe Homes Program as Needed. (Mayor Webber and Councilor Ives) (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)

13. CONSIDERATION OF RESOLUTION NO. 2019-____. (Mayor Webber, Councilor Harris, Councilor Abeyta and Councilor Ives)

A Resolution Urging the New Mexico Legislature to Pass an Extreme Risk Protection Bill and an Appropriation to Fund Research on the Causes of Gun Violence and Solutions to End Gun Violence Amongst New Mexico Youth During the 2020 Legislative Session; and Urging the New Mexico Legislature to Propose a Constitutional Amendment to Allow Municipalities to Adopt Their Own Public Safety Measures if the Legislature Fails to Act. (Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518)

14. CONSIDERATION OF RESOLUTION NO. 2019-____. (Councilor Villarreal)

A Resolution Supporting the Protection of Wildlife Corridors in the Upper Rio Grande Basin. (Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518)

15. MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, - Specifically NMSA 1978, Section 10-15-1(H), Subpart (7), Meetings Subject to the Attorney-Client Privilege Pertaining to Threatened or Pending Litigation in Which the City Is or May Become a Participant. (Erin K. McSherry, City Attorney, ekmcsberry@santafenm.gov, 955-6961)



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16. Approval of Amendment #2 to a Contract for Legal Services with Rothstein Donatelli, LLP, in the Amount of \$550,000 Including GRT for a Total Amount of \$766,875.50. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6961)
 - a) Request for Approval of Budget Adjustment Resolution (BAR).
17. MATTERS FROM THE CITY CLERK
18. COMMUNICATIONS FROM THE GOVERNING BODY

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
 - Immigration Committee
- H. PUBLIC HEARINGS:
 - 1) CONSIDERATION OF BILL NO. 2019-28: ADOPTION OF ORDINANCE NO. 2019-____. (Mayor Webber)
An Ordinance Repealing Section 24-9 SFCC 1987 Regarding the Vehicle Forfeiture Ordinance; and Limiting the Use of Funds Remaining in the Program Account from Forfeitures that Occurred Prior to the Espinoza Case. (Mike Prinz, Assistant City Attorney, mnprinz@santafenm.gov, 955-6554)
 - 2) CONSIDERATION OF BILL NO. 2019-33: ADOPTION OF ORDINANCE NO. 2019-____. (Councilor Vigil Coppler and Councilor Abeyta)
An Ordinance Amending Exhibit A of Chapter 22 SFCC 1987 to Add a Provision to Allow for a More Accurate Reading of Wastewater Discharge; and Amending Various Tables to Remove Provisions that are No Longer Applicable. (Shannon Jones, Public Utilities Department Director, swjones@santafenm.gov, 955-4267)



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- 3) Appeal No. 2019-921-APPL of Planning Commission Case #2019-62. Appeal by Titan Rodeo SS LLC of the Planning Commission's Decision to Deny Variances to (1) Exceed the Maximum of 3 Signs Permitted by Santa Fe City Code (SFCC) §14-8.10(G)(7)(a); (2) Exceed the Maximum Sign Size of 150 Total Square Feet Set Forth in SFCC §14-8.10(G)(7)(a); and (3) Exceed the Maximum Sign Height of 25 Feet Set Forth in SFCC §14-8.10(G)(7)(d), at Extra Space Storage, Located at 2977 Rodeo Park Drive East, which is Zoned BIP (Business Industrial Park) and is Located within the South Central Highway Corridor Overlay District. (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)
- 4) CONSIDERATION OF BILL NO. 2019-23: ADOPTION OF ORDINANCE NO. 2019-____. (Councilor Romero-Wirth, Mayor Webber, Councilor Ives and Councilor Lindell)
An Ordinance of the City of Santa Fe, New Mexico Authorizing and Providing for the Issuance and Sale of its Taxable Industrial Revenue Bonds for the Benefit of New Mexico Fresh Foods, LLC, in an Aggregate Principal Amount Not to Exceed Eighteen Million Dollars (\$18,000,000) for the Purpose of Financing the Acquisition, Construction, Renovation, Installation, and Equipping of a High Pressure Processing Facility in Santa Fe, New Mexico, Authorizing the Execution and Delivery of a Lease Agreement Between the City and New Mexico Fresh Foods, LLC, an Indenture Securing Said Bonds, a Bond Purchase Agreement, Closing Documents, and Such Bonds in Connection Therewith; Providing for the Terms of the Series 2019 Bonds and Making Determinations as to the Sufficiency of the Lease Payments and Other Matters Related to the Project; Authorizing the Sale of Said Bonds and Any Ancillary Agreements in Connection Therewith; and Authorizing Other Matters Pertaining to the Issuance of Said Bonds. (Fabian Trujillo), Office for Business Growth Manager, ftujillo@santafenm.gov, 955-6912) (POSTPONED SEPTEMBER 25, 2019) **(POSTPONED TO NOVEMBER 13, 2019)**

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. and the Governing Body does not vote to extend the meeting, 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.



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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.

RECEIVED AT THE CITY CLERK'S OFFICE

DATE: October 25, 2019

TIME: 8:00 AM

SUMMARY INDEX

SANTA FE CITY COUNCIL October 30, 2019

ITEM	ACTION	PAGE
1. Call to Order	Convened at 5:00 p.m.	1
5. Roll Call	Quorum Present	1
6. Approval of Agenda	Approved as amended	1-2
7. Approval of Consent Calendar	Approved as amended	2
8. Approval of Minutes: October 8, 2019 Regular Meeting	Approved as presented	2
9. Presentations:	None	2
10. Consent Calendar Listing	Listed	2-4
11. Agreement/Deed with Interfaith	Approved	5-6
12. Homes Program Amendment	Approved	6-7
13. Water Related Fund Applications	Approved	7-8
14. Wildlife Protection Corridors	Approved	8-9
14 a. Internal Audit PSA	Approved	9
15. Matters from the City Attorney Executive Session	Recommendation 5:48 to 7:02 pm	10 10
16. Legal Services Amendment #2	Approved	10-11
17. Matters from the City Manager	Comments	12
18. Matters from the City Clerk	Announcements	11
19. Communications with Council	Communicated	11-12
Evening Session at 7:23	Quorum Present	12-13
F. Petitions from the Floor	Petitions made	13
G. Appointments	Immigration Committee	13-14
H. Public Hearings		
1. Vehicle Forfeiture Funds	Approved the Ordinance	14-15
2. Wastewater Amendments	Approved the Ordinance	15
3. Titan Appeal of denial	Denied the Appeal	15-21
4. Fresh Foods IRB Ordinance	Postponed to Nov. 13	21
I. Adjournment	Adjourned at 9:31 pm	21-22

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
October 30, 2019**

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 Alan Webber, on Tuesday, October 30, 2019, at approximately 5:02 p.m., in Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico. 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 Alan Webber
Councilor Signe I. Lindell, Mayor Pro-Tem
Councilor Roman "Tiger" Abeyta
Councilor Mike Harris
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Others Attending

Jarel LaPan Hill, Interim City Manager
Erin McSherry, City Attorney
Yolanda Y. Vigil, City Clerk
Carl Boaz, Council Stenographer

6. APPROVAL OF AGENDA

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Rivera, to approve the agenda as published.

VOTE: The motion was approved on a voice vote with Mayor Webber and Councilors Abeyta, Harris, Ives, Rivera, Vigil Coppler and Villarreal

voting in favor of the motion and none voting against. Councilor Romero-Wirth was not present for the vote.

7. APPROVAL OF CONSENT CALENDAR

Ms. McSherry asked for 10 (a) to be pulled for discussion.

Ms. Vigil said it will become 14a in the agenda.

Ms. McSherry explained that it went to Finance Committee but did not go to Public Works. She stated the policy requires review by two committees. It is in the resolution on Council procedures.

MOTION: Councilor Abeyta moved, seconded by Councilor Vigil Coppler, to approve the Consent Calendar as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Vigil Coppler and Councilor Villarreal. Councilor Romero-Wirth was not present for the vote.

Against: None.

8. APPROVAL OF MINUTES: Regular City Council Meeting – October 8, 2019

MOTION: Councilor Lindell moved, seconded by Councilor Vigil Coppler, to approve the minutes of the October 8, 2019 Governing Body Meeting as presented.

VOTE: The motion was approved on a voice vote with Mayor Webber and Councilors Abeyta, Harris, Ives, Rivera, Vigil Coppler and Villarreal voting in favor of the motion and none voting against. Councilor Romero-Wirth was not present for the vote.

9. PRESENTATIONS - none

10. CONSENT CALENDAR

a) Moved to become 14 a.

b) Request for Approval of a Budget Amendment Resolution (BAR) Budget

Increase from Cash Balances for the Valli Bill Print and De novo Contract for Service Contracts in the Amount of \$300,000. (Nancy Jimenez, Utility Billing Division Director, nljimenez@santafenm.gov, 955-4364)

- c) Request for Approval of a Budget Amendment Resolution (BAR) for Re-Appropriation of Funds in the Amount of \$2,341,621 - Approved Purchases in FY 2018/2019. (Lawrence Garcia, ESD Maintenance Manager, lmgarcia@santafenm.gov, 955-2241 and Manuel Sanchez, Administrative Manager, mnsanchez@santafenm.gov, 955-2212)
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Milling and Overlay of Runway 10-28 along with Crack Seal, Sealcoating and Striping of Runway 15-33 and Runway 10-28. Construction Services will be at the City of Santa Fe Regional Airport, 121 Aviation Drive with Mountain States Constructors, Inc. for the Total Amount of \$1,169,500.06 Inclusive of NMGRT. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)

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- p) Request for Approval of Liquor Hearing Officer's Recommendation to

Approve the Request from Santa Fe Distillery, LLC, 308 Read Street, Small Brewer 1st Off-Site Location Liquor License to be Located at Santa Fe Spirits, 308 Read Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

11. Request for Approval of a Closing Agreement and Warranty Deed between the City of Santa Fe and New Mexico Inter-Faith Community Housing Development Corporation to Convey Tract 2 in the Lot Line Adjustment for Tract 1 & Tract 2 for the City of Santa Fe Pursuant to Resolutions 2014-13, 2015-24, 2016-30, 2018-9, 2019-6, and Ordinance 2016-44. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov, 955-6346 and Andréa Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)

Ms. Salazar said this is for housing at Interfaith as the Council has passed previously in ordinances and a donation of money. The final portion is to approve it all.

Councilor Lindell asked what would happen if for whatever reason, Interfaith does not proceed with this, and what the safeguard is for the City.

Ms. Salazar said there are no reversion provisions, and all say if they get approval from NMFA we would donate the money. They got approval so it will.

Councilor Romero-Wirth arrived at 5:16.

Councilor Harris said for Mr. Roark that he applauded his persistence and commend Mr. Roark and associates. The memo does not really document the costs and he could not remember the land value. It is a lot of money for this and it took a long time to get here and most have wished it could be sooner. \$37,192 per unit is the City contribution. He would vote for it, but it is important to know the numbers. We cannot do that many more times. He wished them well and hoped they break ground soon.

He had a question on page 5 of the closing agreement. Why is the City under #12 prohibited from disturbance of soil unless expressly granted by Interfaith? We are cooperating on utilities and spent money to remove some from it.

Director Ladd explained that part of the debt is a HUD loan which requires an environmental study and we want to make sure nothing happens between now and the close.

Councilor Harris pointed out the Real Estate Donation agreement that Andrea said she did not create it. He pointed out a typo in the agreement.

Councilor Rivera congratulated everyone on this. Five years ago he was sponsor of the original resolution. We were moving forward and ran into a problem. He was looking forward to what it has in store for the future.

MOTION: Councilor Rivera moved, seconded by Councilor Villarreal, to approve the agreement and deed for Interfaith as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

12. Request to Publish Notice of Public Hearing on December 11, 2019

Bill No. 2019-27: An Ordinance Amending Various Sections of the Santa Fe Homes Program, Section 26-1 SFCC 1987, to Revise the Requirements for Multifamily Rental Housing Development so that Developers Can Choose from a Menu of Compliance Options; Removing the Sunset Provision and Increasing the Fee-in-Lieu as Determined by an "Affordability Gap Calculation"; Determining the Requirements for "Low-Priced Dwelling Units" as They Apply to Multifamily Rental Housing Units; Determining the Requirements for Subsidized Rental Units Included On-Site in Market-Rate Rental Housing; Clarifying Developer Incentives and Terms of Compliance so They Correlate with Degree of Affordability; Prohibiting Market Rate Properties that Receive Incentives from Discriminating on the Basis of Income Source When Qualifying Tenants; Amending Section 26-2 SFCC 1987 to Clarify the Requirements for Rental Low-Priced Dwelling Units that Comply with the Santa Fe Homes Program; Amending Section 26-3 SFCC 1987 to Permit Alternative Funding Cycles for Administration of the Affordable Housing Trust Fund; and Other Such Changes to the Santa Fe Homes Program as Needed. (Mayor Webber and Councilor Ives) (Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346)

Mayor Webber said it is routine for notice to publish and this is another part of a more extensive housing agenda from the last several years, including the ADU ordinance and STR ordinance and prepared city-owned land in all four districts - NW Quadrant, Tierra Contenta, Midtown, etc. and other opportunity for development.

For each of us housing is one of the top two priorities: production of housing and creation of equity in the community. This ordinance will move forward. If we don't amend it before year end, what we have goes into the prior ordinance restriction which did not increase supply or equity. This gets on the books as an improved ordinance prior to lapse. We don't want to go back to something that did not work before. It deals only with rental housing with market incentives to add to housing stock and our funds and produce equity.

The Fee in Lieu has worked. We now have 1,100 units under construction and 800 that already received prior approval. We are simply adding new flexibility to what was already on the books. We will hear about the escalation of fee in lieu with a year by year escalation. So sooner is better for both the developer and the City and something the market can bear.

There are a set of options with a document prepared by Director Ladd and a sample test for the developers. It is also sensitive to market changes in the economy. There are predictions of a recession coming. He welcomed comments from the Governing Body.

Councilor Ives said it is bringing options into the housing realm, so folks have several means to accomplish the goal and that has been most important to me. The flexibility it provides is good and invites whomever to come in to develop.

Councilor Vigil Coppler said there will be various groups looking at it. Homebuilders, Housing Coalition, etc. We expect to see how a real-life fee in lieu of will work and put builders in a position to build. So it will receive some scrutiny. One thing still on the minds are the changes made years ago that put a halt to building in the city. This will help.

Mayor Webber agreed. Councilor Vigil Coppler and Director Ladd met with homebuilders and others to get feedback and changes to what is on the books. There was a time when what was on the books - the original approach, choked off all building and now is creating more options.

Councilor Ives hoped that anyone looking at the effect on our economy and bringing people back to Santa Fe. The best thing to do is build housing and make sure people can spend their earnings here.

Mayor Webber added that it affects our schools. In DC, the Mayor of Oakland talked about the direct impact of housing on public health.

Councilor Harris said he really wants this to work. Money is cheap but that is just a part of it. He talked about running pro formas to make sure this would work. That is what it will take.

MOTION: Councilor Abeyta moved, seconded by Councilor Villarreal, to approve the request as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

13. CONSIDERATION OF RESOLUTION NO. 2019-52. (Mayor Webber, Councilor Harris, Councilor Abeyta, Councilor Ives, Councilor Lindell and Councilor Romero-Wirth)

A Resolution Urging the New Mexico Legislature to Pass an Extreme Risk Protection Bill and an Appropriation to Fund Research on the Causes of Gun Violence and Solutions to End Gun Violence Amongst New Mexico Youth During the 2020 Legislative Session; and Urging the New Mexico Legislature to Propose a Constitutional Amendment to Allow Municipalities to Adopt Their Own Public Safety Measures if the Legislature Fails to Act. (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)

Councilor Harris had agreed to cosponsor and read a section that seems a little judgmental.

Mayor Webber said it is not trying to pick a fight. I spoke with the Governor's Office and our delegation about it.

Councilor Harris knew some will see it as something worth fighting for.

Councilor Ives said that amendment to the Constitution was brought by action in the mid 80's and that resulted in great backlash.

Mayor Webber was not interested in impugning anyone's motives but to point out the national disgrace and anguish and we do need to act.

Councilor Villarreal asked to be listed as a cosponsor.

MOTION: Councilor Villarreal moved, seconded by Councilor Vigil Coppler, to approve Resolution 2019-52 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

14. CONSIDERATION OF RESOLUTION NO. 2019-53. (Councilor Villarreal and

Councilor Lindell)

A Resolution Supporting the Protection of Wildlife Corridors in the Upper Rio Grande Basin. (Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518)

Councilor Villarreal said this is for protection of wildlife in upper Rio Grande basin by establishing a grant program and Caja del Rio wildlife management area and controlling archaeological sites.

Councilor Ives asked to be added as cosponsor. He said he has worked on projects like this in all of his life. It is significant, given the expanding development and uses of these corridors. Wildlife needs them to survive and breed. So this is a great measure.

Mayor said we should support it.

Councilor Rivera asked to be shown as a cosponsor.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Villarreal, to approve Resolution 2019-53 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

Councilor Villarreal on Friday, you are invited to join us as we bring it to the Santa Fe Forest Office.

14 a) Request for Approval of Professional Services Agreement in the Total Amount of \$112,232.81 for Internal Audit Services; RFP # 20/04/P; REDW. (Mary McCoy, Finance Director, mtmccoy@santafenm.gov, 505-955-6530)

Director McCoy said this is approval of internal audit services. After the McHard report we decided to outsource these services. REDW is the selected firm and the plan includes key areas of focus. The contract reserves the right for any other internal audit services needed in the fiscal year.

Councilor Ives noted his membership on boards that used REDW and they are very good in delivery of services.

MOTION: Councilor Abeyta moved, seconded by Councilor Ives, to approve

the agreement with REDW for internal audit services as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

15. MATTERS FROM THE CITY ATTORNEY

Ms. McSherry sent out copies of the section of process for consideration at Governing Body and recommended the Governing Body go into executive session.

EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, - Specifically NMSA 1978, Section 10-15-1(H), Subpart (7), Meetings Subject to the Attorney-Client Privilege Pertaining to Threatened or Pending Litigation in Which the City Is or May Become a Participant. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6961)

MOTION: Councilor Rivera moved, seconded by Councilor Ives, to go into executive session per the NMSA 1978, Section 10-15-1(H), Subpart (7) for discussion subject to the Attorney-Client Privilege pertaining to threatened or pending litigation in which the City is or may become a participant.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

The Governing Body entered closed executive session at 5:48 p.m.

The Governing Body ended the executive session at 7:02 pm and reconvened at 7:07 p.m.

MOTION: Councilor Rivera moved, seconded by Councilor Ives, to return to open session, noting for the record that the only matters discussed were those listed on the agenda.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

- 16.** Approval of Amendment #2 to a Contract for Legal Services with Rothstein Donatelli, LLP, in the Amount of \$550,000 Including GRT for a Total Amount of \$766,875.50. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6961)

1) Request for Approval of Budget Adjustment Resolution (BAR)

MOTION: Councilor Abeyta moved, seconded by Councilor Ives, to approve the contract amendment #2 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

17. MATTERS FROM THE CITY MANAGER

Skipped but presented below.

18. MATTERS FROM THE CITY CLERK

Ms. Vigil announced the local regular election would occur next Tuesday and asked people to call if they have questions about it.

19. COMMUNICATIONS FROM THE GOVERNING BODY

A copy of the Bills and Resolutions Scheduled for Introduction is incorporated herewith to these minutes as Exhibit 1.

Councilor Vigil Coppler said the compensation plan report was presented to Finance and she requested all Councilors get the report and that it not be considered in closed session.

Councilor Abeyta asked to be a co sponsor Councilor Lindell's resolution on outdoor shelter of dogs.

Councilor Rivera was a police rider Friday night. He lauded the trainer and said the fun night was four hours with quite a bit of work.

Councilor Villarreal thanked City Staff and Christina for organizing an event that was well attended and had lots of good feedback. She also thanked to Ryan Dodge on preparations for the event. She attended the Santa Fe Beautiful volunteer recognition and congratulated Councilor Harris, who got volunteer of the year award from Santa Fe Beautiful. She thanked the water conservation office for participation in the water conservation fiesta which was well organized.

Councilor Lindell thought it was a roast of Councilor Harris or she would have stayed longer. She noted that tonight, October 30, the weatherman told her it would be 13 degrees. If it is too cold for you to sleep outside it is too cold for pets to sleep outside.

Councilor Ives asked to be a cosponsor of Councilor Lindell's resolution or ordinance and of the ordinance to be proposed by Mayor Webber on arts and culture.

Councilor Harris was pleased about the article on the City Manager search. It was a wonderful event with Carol Branch there. He will not be at the Finance Committee meeting. He and Councilor Abeyta were at Public Works Committee with a long discussion on Tourism Santa Fe. Councilor Abeyta abstained with more information at Finance Committee and asked him to request any design guidelines and any walk-throughs and sign-in sheets for that procurement.

Councilor Romero-Wirth reminded people on November 12 and 14 at the Folsom Library, will be information meetings on water resources. It is open to everyone from 4:30 to 7:30 at the Folsom Library.

Mayor Webber said he skipped City Manager and asked for her report.

17. MATTERS FROM THE CITY MANAGER

Ms. LaPan Hill added to Councilor Lindell's comment that tonight an alert will be sent out to avoid outdoor exposure for all of our services to work together.

Secondly, the cards hanging on the bench are to honor First Responders.

Mayor Webber noted his two introductions - one is to establish an Arts and Culture Department as a name change for the Arts Commission. The second is to amend committee structure.

Councilor Harris noted that October 31 marks the end of the request of interest

solicited for the Midtown site and marks the beginning to assess those expressions of interest in the four categories, which he listed. The guidelines will include that evaluation and the steering committee will review them. In line with state procurement, it is not public until a selection is made although names of the respondents will be shared. That will be updated in the study sessions on this exciting phase of the project.

EVENING SESSION 7:23 P.M.

A-E. CALL TO ORDER AND ROLL CALL

The regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called back to order for the evening session by Mayor Alan Webber, Chair, Tuesday, October 30, 2019, at approximately 7:00 p.m. in Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

Present at the evening session were:

Members Present

Mayor Alan Webber
Councilor Signe Lindell
Councilor Mike Harris
Councilor Roman "Tiger" Abeyta
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Others Attending

Jarel LaPan Hill, Interim City Manager
Erin McSherry, City Attorney
Yolanda Y. Vigil, City Clerk
Carl Boaz, Council Stenographer

F. PETITIONS FROM THE FLOOR

Stephanie Beninato said Short-Term Rental Department has apparently taken no action on any illegal actions in the last year and 5 months. None have been identified.

Now all three recreation centers are under construction. AT GCCC, they say it will be opened but is not. On Monday, there was no heat, but in the pool area was it

was 81 degrees.

Permits - Land Use would have people sign out a permit notice. There is a project in my neighborhood without a permit posted.

She said Candidate Sanchez has her sign on fairgrounds which is a polling site and she should know better. The City has been sloppy and inconsistent in enforcing signs.

There were no other petitions.

G. APPOINTMENTS

Immigration Committee

Mayor Webber nominated How Whitley to fill an unexpired term.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Villarreal, to approve the appointment to the Immigration Committee.

VOTE: The motion was approved on a voice vote with Mayor Webber and Councilors Abeyta, Harris, Ives, Rivera, Romero-Wirth, Vigil Coppler and Villarreal voting in favor of the motion and none voting against.

H. PUBLIC HEARINGS

- 1) CONSIDERATION OF BILL NO. 2019-28: ADOPTION OF ORDINANCE NO. 2019-28. (Mayor Webber and Councilor Lindell)
An Ordinance Repealing Section 24-9 SFCC 1987 Regarding the Vehicle Forfeiture Ordinance; and Limiting the Use of Funds Remaining in the Program Account from Forfeitures that Occurred Prior to the Espinoza Case. (Mike Prinz, Assistant City Attorney, mnprinz@santafenm.gov, 955-6554)

Mr. Prinz stood for questions. He did not see any problems on it.

Councilor Vigil Coppler asked how much money is in the fund.

Mr. Prinz did not know but offered to get that information to her.

Ms. McSherry said it is approximately \$11 million.

Mr. Guillen said there is \$4,400,000 left in the fund.

Mayor Webber stepped out of the room.

Mayor Pro Tem Lindell opened the public hearing.

There were no speakers from the public and the public hearing was closed.

MOTION: Councilor Ives moved, seconded by Councilor Villarreal, to approve Ordinance 2019-28 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

- 2) CONSIDERATION OF BILL NO. 2019-33: ADOPTION OF ORDINANCE NO. 2019-29. (Councilor Vigil Coppler and Councilor Abeyta)
An Ordinance Amending Exhibit A of Chapter 22 SFCC 1987 to Add a Provision to Allow for a More Accurate Reading of Wastewater Discharge; and Amending Various Tables to Remove Provisions that are No Longer Applicable. (Shannon Jones, Public Utilities Department Director, swjones@santafenm.gov, 955-4267)

Director Jones spoke to the ordinance. This would allow wastewater to take other methodologies into account. He stood for questions.

Mayor Pro Tem Lindell opened the public hearing.

Mr. Richard Alarid said the sewer bills went from \$25 per month to \$1,500 per month. He had to address problem by giving a tour of his place. He said he cannot recharge a lot because it turns into ice. From his experience, the sewer bill has been mounting and he needs to solve it. He has been in business for 33 years. Alarid Street was named after his grandfather, who was also named Richard Alarid.

He also thanked Councilor Romero-Wirth for helping him with the problem.

There were no other speakers from the public and the public hearing was closed.

MOTION: Councilor Lindell moved, seconded by Councilor Vigil Coppler, to approve Ordinance 2019-29 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Harris, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal.

Against: None.

- 3) Appeal No. 2019-921-APPL of Planning Commission Case #2019-62. Appeal by Titan Rodeo SS LLC of the Planning Commission's Decision to Deny Variances to (1) Exceed the Maximum of 3 Signs Permitted by Santa Fe City Code (SFCC) §14-8.10(G)(7)(a); (2) Exceed the Maximum Sign Size of 150 Total Square Feet Set Forth in SFCC §14-8.10(G)(7)(a); and (3) Exceed the Maximum Sign Height of 25 Feet Set Forth in SFCC §14-8.10(G)(7)(d), at Extra Space Storage, Located at 2977 Rodeo Park Drive East, which is Zoned BIP (Business Industrial Park) and is Located within the South Central Highway Corridor Overlay District. (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)

Councilor Romero-Wirth deferred to the City Attorney regarding the Councilors' role in a quasi-judicial capacity, which included to apply existing law to the case at hand to determine which facts are relevant in the City Code.

Councilor Vigil Coppler had a question on procedure about disclosure. She knew they are typically asked if they communicated with anyone outside this hearing. We get invitations from the City Attorney to meetings on the matter, where she sees the City Attorney representing one side and an appellant representing the other side. So if we meet at the meeting and discuss our questions there, is it not ex parte?

Ms. McSherry said city attorneys don't have first-hand knowledge so they can speak with you. So the City Attorney representing our opinion is not representing any facts in the matter to which the law applies. And the recommendation we give in the memo are about events and other facts. And you might have questions once you get here.

Councilor Vigil Coppler said that, during some of these hearings, she has gotten the impression the City Attorney was recommending a particular decision. So she decided to not attend any of them.

Ms. McSherry said, "We give you the opportunity to speak in confidence."

Mayor Webber went through the process and it does begin with disclosures.

No one gave any disclosures.

Mayor Webber listed the steps in the process.

Ms. Paez presented the matter to the Governing Body. She presented her memo

and noted that Noah Berke and Carol Johnson were also here.

This appeal of a Planning Commission decision, which denied variances for Extra Space Storage, an indoor climate-controlled storage building located near the outbound exit from St. Francis to I-25. She showed the location in an aerial photo. It is in the South-Central Protection District. Originally, it came in 2017 for approval of a development plan and the Planning Commission did approve the plan, but it did not include the signage plan.

The plan was within the limitations of the code. They did ask for additional height which required a variance to put the building height to a maximum of 40' (over 33'). It is a very pretty storage facility with a beautiful parapet.

This year, they came back to add more signage with variances on 3 restrictions in the sign code. They want to exceed the maximum sign height of 25 feet to 33 feet.

Max of 25' ht.

They want to raise from 25' to 33' and have another sign at 50% increase in size.

She showed several pictures; first of the north wall facing existing sign, the monument sign out front. The entrance has a small office sign that was not counted in total signage. On the wall facing the interstate, they want to raise the sign to the parapet, and put a new wall mounted sign on the south wall.

The Land Use Director recommended denial of the variance. Planning Commission agreed it should not be granted but it was not a unanimous decision. They ultimately denied because not all variance criteria had been met. Variances are granted sparingly. Hardship is a good reason. There are a bunch of criteria and more in the state statute. She had them listed in Exhibit H (which was handed out).

The applicant does need to show a hardship. She briefly reviewed the criteria by reading her memo.

She acknowledged unusual characteristics. Here, it is 25' below grade of I-25, and the Planning Commission approved that criterion. They do have two areas of visibility, but they are much closer to a frontage road than others.

Regarding special circumstances, in her view, they could not show that because the property is already developed. People will still need directions to navigate from interstate to the property. It is really an advertising effect and mostly is the visibility of it.

The third criterion was that the sign cannot exceed the maximum size of twenty-five square feet. The sign is a structure, so they are adding more structure. It would prompt others to ask for the variance.

She added that a variance cannot be contrary to the public interest. She also acknowledged that there are similar or overlapping factors in the ordinance. The

Governing Body might find that the criteria have been met. But the Planning Commission considered this as a whole, so they denied all three. In her view, Ms. Paez felt the Planning Commission was correct that it did not meet the criteria.

The Appellant was represented by Ms. Jennifer Jenkins from JenkinsGavin and Mr. Harrison from Titan. Both were sworn.

Ms. Jenkins used a power point. She noted that after the storage business opened, their constant feedback was that clients didn't know they were there. But the site was appealing because it was located close to the interstate. Business Identification is the key element and the southwest and southeast façades are in question.

She showed the proposed location and various views of the building and how it fronts to I-25.

She noted that the maximum sized sign for a 100-foot building is the same as one that is 100,000 square feet. She displayed direct quotes from the code. She pointed out that the added 7' of parapet height will not affect the use. The building is an opaque mass already there that does not block the view.

Mr. Harrison from Titan made a few comments, repeated that they are in a 25' hole and got an approval for added height.

Public Hearing:

Ms. Stefanie Beninato was sworn and said this property was developed and designed as it is right now. Nothing was there before. They looked around town to find a good place. The Visual is not helpful when a person is driving 75-90 mph. And the owners knew what was going on with that. There is a safety factor here when getting onto the interstate. She did not think raising the neighbor and a bigger sign would be distracting.

There were no other speakers from the public.

Councilor Villarreal asked Ms. Jenkins to show the slide again on raising it on the southeast elevation.

Director Johnson agreed the sign size is the same for various sizes of buildings and fixed height of the sign.

Councilor Vigil Coppler heard Ms. Paez say she was not aware of other variances in that neighborhood.

Ms. Paez said she did look to see any variances requested in the area and one of them did come to the Governing Body. It does include some in the South-Central district

Councilor Vigil Coppler asked who provided information on it.

Ms. Paez said the ones in the vicinity are also subject to the corridor restrictions.

Ms. Jenkins said the location was allowed and is located in the same district.

Councilor Romero-Wirth asked to hear the code again and Ms. Paez read it again, including sections B and C.

Councilor Romero-Wirth asked her to explain how the code is done on variances in the state statute there.

Ms. Paez clarified that all of them in both codes need to be met.

Councilor Romero-Wirth asked if one set superseded or if the whole batch must include all criteria.

Ms. Paez said they need to have all met.

Councilor Romero-Wirth asked what happens if we cannot do what in our hearts, we feel we should be doing.

Ms. Paez said it is not good to violate state law.

Councilor Romero-Wirth understood the owner wants to raise the sign so it can be seen across the interstate.

Councilor Harris said Ms. Beninato has made good comments about signs in the past. He found it interesting that the Planning Commission did not consider previous decisions at all in this regard.

Councilor Ives agreed on the one condition that was met. He had problems with no incapacity to use the building.

Councilor Villarreal said in her thinking about this that the criteria do not really make sense. She had a hard time considering the criteria met.

Mayor Webber asked when the business opened.

Ms. Jenkins said it opened in December 2018.

Mayor Webber asked about occupancy.

Mr. Harrison said it was down about 20%. It is now around 30% and it is slower than anticipated.

Mayor Webber asked if most is by word of mouth.

Mr. Harrison agreed, but all methods are working.

Councilor Villarreal understood he said he has another facility.

Mr. Harrison said he does.

Councilor Villarreal was curious how owners thought about it.

Mayor Webber asked about turnover rate in customer base.

Mr. Harrison said, "We have seen anywhere from 30 to 65 gross." He clarified that Titan is the developer and Extra Space Storage is the manager. These are well-managed facilities and the feedback is good. The biggest issue is for customer groups to see our sign. He just wanted to raise the East

Councilor Vigil Coppler liked the compromise solution. She was surprised to see that kind of business. It had medical overtones to her. And it is too bad that people do not see it.

Councilor Lindell noted that it has been open around a year and is doing well. A wide variety of types of business have been successful here. But she could not make all five criteria fit this application.

Mayor Webber closed the public hearing.

Ms. Jenkins gave her statement. Looking at the criteria, all five were met and she referenced them. The question was asked and answered. But looking at the criteria she ruminated about accessibility. The building is there and operating. She questioned why it was permitted in the first place. The signage is not blocking any views. The building is already there.

Councilor Harris said the stage was set for consideration by raising the parapet and the Commission came up with a contradictory decision when they considered the signage. How can we factor that in?

Ms. McSherry said the Planning Commission considered the ordinance and she felt it was in line. Parapets are very different than higher signs. Prior decisions don't affect what you are considering.

Councilor Harris considered the raised parapet a good decision. It is a very visible location. And he felt the decisions were not consistent.

Mayor Webber said the business case is interesting. How much signage is enough? He was not convinced and the tests for the variance are well set out. The Planning Commission did a careful analysis. He was sympathetic with the business case but not enough to reverse the denial.

Councilor Harris did not think it will happen, but it got resolved with Presbyterian and with Christus. The business case is where he got hung up. He would like to see if

there is any possibility of reaching a compromise.

Councilor Ives had no idea whether all across Santa Fe, they could cash in on storage, but it was not shown sufficiently for him to move forward with a different outcome. He was not convinced this was due to lack of signage. He wanted to put together what he considered a compromise.

Councilor Romero-Wirth pointed out that we are not in a mediation here. There are five criteria and they have to meet all five and demonstrate why it does meet the criteria.

Ms. McSherry agreed, and the Governing Body must find that all criteria were met, but not consider the rest of the case.

Councilor Lindell asked if on the appeal, she could make one motion to uphold the decision of the Planning Commission.

Ms. McSherry agreed.

MOTION: Councilor Lindell moved, seconded by Councilor Ives, to uphold the decision of the Planning Commission.

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

For: Mayor Webber, Councilor Abeyta, Councilor Ives, Councilor Rivera, and Councilor Romero-Wirth.

Against: Councilor Harris, Councilor Vigil Coppler, and Councilor Villarreal.

4) **CONSIDERATION OF BILL NO. 2019-23: ADOPTION OF ORDINANCE NO. 2019-____.** (Councilor Romero-Wirth, Mayor Webber, Councilor Ives and Councilor Lindell)


An Ordinance of the City of Santa Fe, New Mexico Authorizing and Providing for the Issuance and Sale of its Taxable Industrial Revenue Bonds for the Benefit of New Mexico Fresh Foods, LLC, in an Aggregate Principal Amount Not to Exceed Eighteen Million Dollars (\$18,000,000) for the Purpose of Financing the Acquisition, Construction, Renovation, Installation, and Equipping of a High Pressure Processing Facility in Santa Fe, New Mexico, Authorizing the Execution and Delivery of a Lease Agreement Between the City and New Mexico Fresh Foods, LLC, an Indenture Securing Said Bonds, a Bond Purchase Agreement, Closing Documents, and Such Bonds in Connection Therewith; Providing for the Terms of the Series 2019 Bonds and Making Determinations as to the Sufficiency of the Lease Payments and Other Matters Related to the Project; Authorizing the Sale of Said Bonds and Any Ancillary Agreements in Connection Therewith; and Authorizing Other Matters Pertaining to the

Governing Body, the meeting was adjourned at 9:13 p.m.

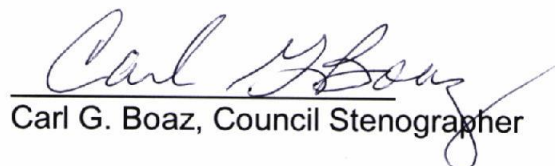
Approved by:


Mayor Alan Webber

ATTESTED TO:


Yolanda Y. Vigil, City Clerk

Respectfully submitted by:


Carl G. Boaz, Council Stenographer



GOVERNING BODY MEETING OF
October 30, 2019
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY

EXHIBIT 1
City Council - October 30, 2019

Mayor Alan Webber		
Co-Sponsors	Title	Tentative Committee Schedule
	AN ORDINANCE CREATING A NEW SECTION 2-23 TO ESTABLISH THE ARTS AND CULTURE DEPARTMENT; AND AMENDING SECTION 6-1.3 SFCC 1987 REGARDING THE DIRECTOR OF THE ARTS COMMISSION.	Arts Commission – 11/12/19 City Council – 11/13/19 Finance Committee – 12/2/19 City Council (public hearing) – 12/11/19
	AN ORDINANCE AMENDING SECTION 2-1.4 SFCC 1987 TO CLARIFY WHEN COMMITTEE APPOINTMENTS SHALL BE MADE AND CLARIFY WHICH COMMITTEES ARE COMPOSED ENTIRELY OF CITY COUNCILORS; AMENDING SECTION 2-1.13 SFCC 1987 TO FORMALLY ESTABLISH THE PUBLIC UTILITIES AND WORKS COMMITTEE, THE PUBLIC HEALTH COMMITTEE, AND THE FINANCE COMMITTEE; REPEALING SECTION 2-1.16 SFCC 1987; AMENDING REFERENCES OF THE PUBLIC UTILITIES COMMITTEE TO THE PUBLIC UTILITIES AND WORKS COMMITTEE; AND AMENDING THE REFERENCE OF THE PUBLIC WORKS COMMITTEE TO THE PUBLIC UTILITIES AND WORKS COMMITTEE.	City Council (request to publish) – 11/13/19 Public Utilities Committee – 12/4/19 Public Works Committee – 12/9/19 City Council (public hearing) – 12/11/19
Councilor Roman Tiger Abeyta		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Mike Harris		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Peter Ives		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Signe Lindell		
Co-Sponsors	Title	Tentative Committee Schedule
Abeyta Villarreal Vigil Coppler	AN ORDINANCE AMENDING SECTION 5-2 SFCC 1987 TO ADD A DEFINITION FOR “OUTSIDE AND UNATTENDED”; CREATING A NEW SECTION 5-5.7 TO ESTABLISH GUIDELINES FOR THE OUTDOOR SHELTER OF DOGS IN EXTREME WEATHER;	Public Safety Committee – 11/19/19 Finance Committee – 12/2/19 City Council (request to

CREATING A NEW SECTION 5-5.8 TO PROHIBIT THE KEEPING OF DOGS OUTSIDE AND UNATTENDED IN EXTREME WEATHER; AND AMENDING SECTION 5-12 TO ESTABLISH FEES AND FINES RELATED TO ANIMAL SERVICES IN CODE.		publish) – 12/2/19 City Council (public hearing) – 1/8/19
Councilor Chris Rivera		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Carol Romero-Wirth		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Renee Villarreal		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor JoAnne Vigil Coppler		
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, jbguillen@santafenm.gov.