



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 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 – November 13, 2019
Governing Body Study Session – November 18, 2019
9. PRESENTATIONS
 - a) Proclamation--St. Michael's Boys Soccer Team – 2019 Class A-3A NMAA State Champions. (Councilor Rivera)
 - b) Proclamation--The Academy for Technology and the Classics (ATC) Girls Cross Country Team -- 2019 AA Team State Champions. (Councilor Rivera)
10. CONSENT CALENDAR
 - a) Request for Approval of Addendum #6 to Maintenance Agreement in the Total Amount of \$66,130.54 for City of Santa Fe Library's Integrated Library System (ILS) with Innovative Interfaces Inc. (Maria Tucker, Library Division Director, metucker@santafenm.gov 955-6788)
 - b) Request for the Approval of Acceptance of Amendment No. 2 to a Memorandum of Agreement with the County of Santa Fe for the Accountable Health Community Navigation Initiative in the Amount of \$55,800 for a Total Amount of \$175,800 for Navigation Services; County of Santa Fe. (Andres J. Mercado, Battalion Chief/Mobile Integrated Health Office, ajmercado@santafenm.gov, 955-3604)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

- c) Request for Acceptance of NMDOT Aviation Division Grant SAF#20-01 in the Amount of \$72,000 to Fund the Design of New Airfield Electrical Vault and Precision Approach Path Indicator (PAPI). Grant will be for the Santa Fe Regional Airport, 121 Aviation Drive. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
- d) Request for Acceptance of FAA Grant #3-35-0037-049-2019 to Fund 90.75% of Taxiway Delta Construction. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
 - 1) Request for the Acceptance of NMDOT Aviation Division Grant SAF 18-01 to Fund 3.5% of Taxiway Delta Construction.
 - 2) Request for Approval of Contract for Services Using RFB #20/02/B for New Construction of Approximately 2,400 Linear Feet of Taxiway Delta, and Taxiway Lighting. Construction Services will be at the Santa Fe Regional Airport, 121 Aviation Drive with Albuquerque Asphalt, Inc. for the Total Amount of \$2,289,019.44, Inclusive of NMGR. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
- e) Request for Approval of Amendment No. 3 to Professional Services Agreement in the Amount of \$27,500 for Workforce and Talent Development; RFP# 16/37/P; Make Santa Fe. (Rich Brown, Director-Office of Economic Development, rdbrown@santafenm.gov, 505-955-6625)
- f) Request for Approval of Professional Services Agreement with Morrow Rearden Wilkenson Miller, Ltd (MRWM) for Landscape Architectural Design Services for Rehabilitation of Soccer Valley. The Cost of this Project will be \$107,810.73, Inclusive of NMGR. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- g) Request for Approval of City Wide On-Call Professional Services Agreement with Davenport Construction Management, Inc. for General Contractor 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)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

- h) Request for Approval of Addendum to Service Agreement #18-0338 for Software and Data Hosting and Related Services for the Fire Department, Renewing the Agreement for a One-Year Term as Provided for in the Original Agreement, in the Amount of \$66,660.00; E&F Recovery LLC. (Greg Cliburn, Assistant Fire Chief, gcliburn@santafenm.gov, 955-3123)
 - 1) Request for Approval of Budget Amendment Resolution.
- i) CONSIDERATION OF RESOLUTION 2019 NO. 2019-____. (Finance Committee)
A Resolution Relating to a Request for Approval of First Quarter Budget Amendments for Fiscal Year 2019/2020. (Andy Hopkins, Principle Budget Analyst, ahopkins@santafe,nm.gov, 955-6177)
- j) Request for Approval of Sole Source Agreement with Rodney Hunt Inc. for the Wastewater Aeration Basin Gate Replacements in the Amount of \$85,800.02, Excluding NMGR. (James Martinez, Wastewater Engineer, jmartinez1@santafenm.gov, 955-4616)
- k) Request for Approval of Appointment of Municipal Court Pro-Tem Judge Pursuant to §2-3.4(C) - Patricio Sema. (Virginia Vigil, Municipal Court Judge, vmvigil@santafenm.gov, 955-5110)
- l) Request for Approval of Amendment No. 2 to Original Professional Services Agreement 18-1371 with New Mexico Office of Archaeological Studies for Retroactively Extending the Term from 6/30/2019 to 6/30/2020. (Maya Martinez, Utility Fiscal Administrator, mfmartinez@santafenm.gov, 955-4210 and Paul Duran, Archaeological Technician, paduran@santafenm.gov, 955-4234)
- m) Request for Approval of Contract Amendment No. 1 with Proscapes, Inc. for On-Call Landscape Services for City Facilities in the Amount of \$190,000.00, Inclusive of NMGR and Bond. The Total Cost of this Project is \$255,062.50, Inclusive of NMGR. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- n) Request for Approval of On-Call Contract with B&D Industries, Inc. for On-Call HVAC & Plumbing Services for City Facilities. The Total Cost of this Project is \$271,093.75, Inclusive of NMGR and Bond. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

- o) Request for Approval of the 2020 Employee Calendar. (Bernadette Salazar, Human Resources Director, bjsalazar@santafenm.gov, 955-6591)
- p) Request for Approval of a Termination Agreement of a Contract By and Between the City of Santa Fe and Santa Fe Estates, Inc. The Termination Agreement will End the Contract Memorialized in a Memorandum of Agreement Entered into on January 25, 1930, as Amended by an Agreement Entered into on August 30, 1978 (Collectively "the 1930 Agreement"). The Parties Seek to Terminate the 1930 Agreement, Extinguish the Obligations of the Parties Under the 1930 Agreement, Provide for Santa Fe Estates to Return and Convey the Northwest Quadrant Property to the City, and to State Certain other Agreements of the Parties. (Kevin Kellogg, Asset Development Manager, kckellogg@santafenm.gov, 955-6213; Andréa Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)
- q) Request for Approval of Joint Funding Agreement No. 20RGJFA30 with US Department of Interior / US Geological Survey for the Stream Flow Gages in the Santa Fe River, Above McClure Reservoir and Cochiti in the Amount of \$74,032.00, Exclusive of NMGR. (Alan Hook, Water Resources Coordinator Assistant, aghook@santafenm.gov, 955-4205)
- r) Request for Approval of Sole Source Professional Service Agreement to Santa Fe Green Chamber of Commerce for the Restaurant Rebate Pilot Program in the Total Amount of \$230,000, Inclusive of NMGR for a Four Year Contract Beginning Fiscal Year 19/20. (Christine Chavez, Water Conservation Manager, cychavez@santafenm.gov, 955-4219)
- s) Request for Approval of NM Department of Transportation Project Agreement in the Total Amount of \$89,359 to the Police Department to Conduct Traffic-Related Projects; New Mexico Department of Transportation. (Chief Andrew Padilla, aapadilla@santafenm.gov, 505-955-5102)
 - 1) Request for Approval of Budget Amendment Resolution.
- t) Request for Approval of City of Santa Fe Schedule for 2020 City Council and Council Committee Meetings. (Yolanda Y. Vigil, City Clerk, [yyvigil@santafenm.gov](mailto:yvigil@santafenm.gov), 955-6521)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

- u) **CONSIDERATION OF RESOLUTION 2019 NO. 2019-____.** (Councilor Romero-Wirth and Councilor Ives)
A Resolution Directing Staff to Develop a Forty-Year Water Plan and a Longer Range, Eighty-Year Plan to Evaluate the City's Water Demand and Supplies, Including an Evaluation of Operational Scenarios to Maximize the City's Existing Water Supplies. (Jesse Roach, Water Division Director, jdroach@santafenm.gov, 955-4309)
- v) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Blue Corn III, Inc., for a Transfer of Location Only of Inter-Local Dispenser Liquor License from Chama River Brewing, 4939 Pan American Fwy., Albuquerque to the Draft Station, 60 E. San Francisco Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- w) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from James W. Campbell, 2064 Calle Sombra, Santa Fe, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at La Boca, 72 W. Marcy Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- x) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Regal Cinemas, Inc., 7132 Regal Lane, Knoxville, Tennessee, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at Santa Fe 6, 4250 Cerrillos Road, Suite 1314. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- y) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Boutique Wines, LLC, 2209 Brothers Road, Suite 230, Santa Fe, for a Spirits & Wine Wholesaler Liquor License, to be Located at Santa Fe Boutique Wines & Spirits, 1808 Second Street, Suite J. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- z) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Goler Fine Imported Shoes for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Champagne at Goler Fine Imported Shoes, 125 E. Palace Avenue #125, which is Within 300 Feet of the Cathedral Basilica of St. Francis of Assisi, 131 Cathedral Place. The Request is for a Gratitude Party on Saturday, December 14, 2019 from 2:00 p.m. to 6:00 p.m. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

11. Request for Approval of Award of Bid No. '20/09/B and Contract to Pro-Fab, Inc. for Santa Fe Trails Bus Shelters Phase 3 in the Amount of \$129,758.00, Inclusive of NMGRT. (Anson Rane, Project Administrator, Facilities Division, 955-5935, aerane@santafenm.gov)
12. Request for Approval of Amendment No. 2 for Time Extension through November 30, 2019 for the Nichols to McClure Reservoir Utility Extension Project; Public Service Company of New Mexico. (Alex Gamino, Automation and Security System Administrator, aegamino@santafenm.gov, 955-4375)
13. Request for Approval of BAR in the Amount of \$750,000 for Maintenance and Operation of Midtown Property through Remainder of FY20. (Sam Burnett, isburnett@santafenm.gov, 505-955-5933)
14. Santa Fe Railyard Development Budget Adjustment Requests: (Robert Siqueiros, Railyard Projects Administrator, rmsiqueiros@santafenm.gov, 955-6977)
 - a) Request for Approval of a Budget Adjustment from the Santa Fe Railyard GRT Cash Balances to the Railyard Development (CIP) Fund in the Amount of \$810,000.
 - b) Request for Approval of a Budget Adjustment from the 2013/2014 General Obligation Bond Reallocation to the Railyard Development (CIP) Fund in the Amount of \$315,000.
15. Request for Approval of Three (3) Year Contract with ESRI Environment Systems Research, in the Amount of \$166,820 for the Provision of Small Enterprise Agreement Public Safety ArcGIS Online Creator, Continually Staffed Environment License and ArcGIS Hub Premium. (Steven Santistevan, Enterprise Applications Manager sdsantistevan@santafenm.gov, 505-955-5579. Joshua Elicio, ITT Director juelicio@santafenm.gov, 505-955-5576)
16. CONSIDERATION OF RESOLUTION 2019 NO. 2019-____. (Councilor Romero-Wirth and Councilor Ives)
A Resolution Approving the Trade and Transfer of Two Tracts of City-Owned Real Property Located at 4491 Cerrillos Road and 2680 Camino Entrada to the State of New Mexico in Trade and Exchange for the Transfer of Five Tracts of State-Owned Real Property Located Within the City. (Kevin Kellogg, Asset Development Manager, kckellogg@santafenm.gov, 955-6213)



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

17. MATTERS FROM THE CITY MANAGER
18. MATTERS FROM THE CITY ATTORNEY
19. MATTERS FROM THE CITY CLERK
20. 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
 - Water Conservation Committee
 - Parks & Recreation Advisory Commission
- H. PUBLIC HEARINGS:
 - 1) CONSIDERATION OF BILL 2019-27: ADOPTION OF ORDINANCE NO. 2019-____. (Mayor Webber and Councilor Ives)
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



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

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 Lo-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. (Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346)

- 2) **CONSIDERATION OF BILL 2019-35: ADOPTION OF ORDINANCE NO. 2019-____.** (Councilor Ives)
An Ordinance Amending Exhibit A of Section 13-1.5 to Increase the Stormwater Utility Service Charge. (Melissa McDonald, River and Watershed Coordinator, mamcdonald@santafenm.gov, 955-6840)
- 3) **CONSIDERATION OF BILL 2019-36: ADOPTION OF ORDINANCE NO. 2019-____.** (Mayor Webber)
An Ordinance Amending Section 2-1.4 SFCC 1987 to Clarify When Committee Appointments Shall be Made and to Clarify which Committees are Composed Entirely of Members of the Governing Body; Amending Section 2-1.13 SFCC 1987 to Formally Establish the Public Works and Utilities Committee, the Quality of Life Committee, and the Finance Committee; Repealing Section 2-1.16 SFCC 1987; Amending References to the Public Utilities Committee and Replacing them with the Public Works and Utilities Committee; and Amending the Reference to the Public Works Committee and Replacing it with the Public Works and Utilities Committee. (Jesse Guillen, Legislative Liaison, jbguillen@santafenm.gov, 955-6518)
- 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



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
DECEMBER 11, 2019
CITY COUNCIL CHAMBERS

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, frujillo@santafenm.gov, 955-6912) (Postponed September 25, 2019, October 30, 2019 and November 13, 2019) **(WITHDRAWN)**

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.

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: December 6, 2019

TIME: 4:40 PM

**City of Santa Fe, New Mexico
Regular Meeting of the Governing Body
Wednesday, December 11, 2019 05:00 PM – Governing Body
City Council Chambers**

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 Wednesday, November 13, 2019, at approximately 5:00 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, Mayor
Councilor Signe I. Lindell, Mayor Pro-Tem
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

Councilor Mike Harris

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 Lindell moved, seconded by Councilor Ives, to approve the agenda as published.

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

7. APPROVAL OF CONSENT CALENDAR

Councilor Romero-Wirth asked for discussion on 10 (u).

Councilor Ives requested discussion on 10 (l) so he could recuse himself.

Councilor Lindell requested discussion on 10 (o).

Councilor Villarreal requested discussion on 10 (p) as well as o and u.

Councilor Rivera requested discussion on 10 (a) and (h) as well as (o).

Councilor Vigil Coppler requested discussion on 10 (i) as well as (o) and (u).

MOTION: Councilor Ives moved, seconded by Councilor Villarreal, to approve the Consent Calendar as amended with items 10(a) (h) (i) (o) (p) and (u) removed for discussion.

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

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

Against: None.

8. APPROVAL OF MINUTES:

· Regular City Council Meeting – November 13, 2019

MOTION: Councilor Ives moved, seconded by Councilor Lindell, to approve the minutes of the November 13, 2019 meeting as presented.

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

· Governing Body Study Session – November 18, 2019

MOTION: Councilor Ives moved, seconded by Councilor Abeyta, to approve the minutes of the November 18, 2019 Governing Body Study Session as presented.

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

9. PRESENTATIONS

- a) Proclamation--St. Michael's Boys Soccer Team – 2019 Class A-3A NMAA State Champions. (Councilor Rivera)

Councilor Rivera noted it has been a good time for school athletics in Santa Fe for St. Mike's Boys Soccer team who won the state championship this year. He noted Daniel, the goalkeeper, is his nephew. Sixteen boys and their coach came forward.

Councilor Rivera read the first part of the proclamation and stated that this state championship is the first time in the school's history and defeated NMML after four overtimes.

Mayor Webber proclaimed December 11 as St. Michael's Boys' Soccer Day. Their Coach also thanked the parents and pictures were taken with the Councilors.

- b) Proclamation--The Academy for Technology and the Classics (ATC) Girls Cross Country Team -- 2019 AA Team State Champions. (Councilor Rivera)

Councilor Rivera asked the Girls' Cross-Country Team to come down and read the proclamation along with Mayor Webber, who noted the team's high GPA and donations they have made to the community. He then proclaimed December 11 as ATC Girls Cross Country Team Day. Their Coach added that this is championship #2 which is great for charter schools. Pictures were taken with Coach and Councilors.

10. CONSENT CALENDAR LISTING

- a) Pulled for discussion by Councilor Rivera.
- b) Request for the Approval of Acceptance of Amendment No. 2 to a Memorandum of Agreement with the County of Santa Fe for the Accountable Health Community Navigation Initiative in the Amount of \$55,800 for a Total Amount of \$175,800 for Navigation Services; County of Santa Fe. (Andres J. Mercado, Battalion Chief/Mobile Integrated Health Office, ajmercado@santafenm.gov, 955-3604)

- c) Request for Acceptance of NMDOT Aviation Division Grant SAF#20-01 in the Amount of \$72,000 to Fund the Design of New Airfield Electrical Vault and Precision Approach Path Indicator (PAPI). Grant will be for the Santa Fe Regional Airport, 121 Aviation Drive. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
- d) Request for Acceptance of FAA Grant #3-35-0037-049-2019 to Fund 90.75% of Taxiway Delta Construction. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
 - 1) Request for the Acceptance of NMDOT Aviation Division Grant SAF 18-01 to Fund 3.5% of Taxiway Delta Construction.
 - 2) Request for Approval of Contract for Services Using RFB #20/02/B for New Construction of Approximately 2,400 Linear Feet of Taxiway Delta, and Taxiway Lighting. Construction Services will be at the Santa Fe Regional Airport, 121 Aviation Drive with Albuquerque Asphalt, Inc. for the Total Amount of \$2,289,019.44, Inclusive of NMGRT. (Curt Temple, Santa Fe Regional Airport Project Administrator, cetemple@santafenm.gov, 955-2906)
- e) Request for Approval of Amendment No. 3 to Professional Services Agreement in the Amount of \$27,500 for Workforce and Talent Development; RFP# 16/37/P; Make Santa Fe. (Rich Brown, Director-Office of Economic Development, rdbrown@santafenm.gov, 505-955-6625)
- f) Request for Approval of Professional Services Agreement with Morrow Rearden Wilkenson Miller, Ltd (MRWM) for Landscape Architectural Design Services for Rehabilitation of Soccer Valley. The Cost of this Project will be \$107,810.73, Inclusive of NMGRT. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- g) Request for Approval of City Wide On-Call Professional Services Agreement with Davenport Construction Management, Inc. for General Contractor Services Rendered on an As Needed Basis That Shall Not Exceed \$271,093.75, Inclusive of NMGRT. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- h) Pulled for discussion by Councilor Rivera
- i) Pulled for discussion by Councilor Vigil Coppler
- j) Request for Approval of Sole Source Agreement with Rodney Hunt Inc. for the Wastewater Aeration Basin Gate Replacements in the Amount of \$85,800.02, Excluding NMGRT. (James Martinez, Wastewater Engineer, jamartinez1@santafenm.gov, 955-4616)

- k) Request for Approval of Appointment of Municipal Court Pro-Tem Judge Pursuant to §2-3.4(C) - Patricio Sema. (Virginia Vigil, Municipal Court Judge, vmvigil@santafenm.gov, 955-5110)
- l) This item was pulled for discussion by Councilor Ives.
- m) Request for Approval of Contract Amendment No. 1 with Proscapes, Inc. for On-Call Landscape Services for City Facilities in the amount of \$190,000.00, Inclusive of NMGRT and Bond. The Total Cost of this Project is \$255,062.50, Inclusive of NMGRT. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- n) Request for Approval of On-Call Contract with B&D Industries, Inc. for On-Call HVAC & Plumbing Services for City Facilities. The Total Cost of this Project is \$271,093.75, Inclusive of NMGRT and Bond. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)
- o) This item was pulled for discussion by Councilors Lindell, Rivera, Vigil Coppler and Villarreal.
- p) This item was pulled for discussion by Councilors Vigil Coppler and Villarreal.
- q) Request for Approval of Joint Funding Agreement No. 20RGJFA30 with US Department of Interior / US Geological Survey for the Stream Flow Gages in the Santa Fe River, Above McClure Reservoir and Cochiti in the Amount of \$74,032.00, Exclusive of NMGRT. (Alan Hook, Water Resources Coordinator Assistant, aghook@santafenm.gov, 955-4205)
- r) Request for Approval of Sole Source Professional Service Agreement to Santa Fe Green Chamber of Commerce for the Restaurant Rebate Pilot Program in the Total Amount of \$230,000, Inclusive of NMGRT for a Four-Year Contract Beginning Fiscal Year 19/20. (Christine Chavez, Water Conservation Manager, cychavez@santafenm.gov, 955-4219)
- s) Request for Approval of NM Department of Transportation Project Agreement in the Total Amount of \$89,359 to the Police Department to Conduct Traffic-Related Projects; New Mexico Department of Transportation. (Chief Andrew Padilla, aapadilla@santafenm.gov, 505-955-5102) 1) Request for Approval of Budget Amendment Resolution.

- t) Request for Approval of City of Santa Fe Schedule for 2020 City Council and Council Committee Meetings. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- u) This item was pulled for discussion by Councilor Romero-Wirth.
- v) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Blue Corn III, Inc., for a Transfer of Location Only of Inter-Local Dispenser Liquor License from Chama River Brewing, 4939 Pan American Fwy., Albuquerque to the Draft Station, 60 E. San Francisco Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- w) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from James W. Campbell, 2064 Calle Sombra, Santa Fe, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at La Boca, 72 W. Marcy Street. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- x) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Regal Cinemas, Inc., 7132 Regal Lane, Knoxville, Tennessee, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at Santa Fe 6, 4250 Cerrillos Road, Suite 1314. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- y) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Boutique Wines, LLC, 2209 Brothers Road, Suite 230, Santa Fe, for a Spirits & Wine Wholesaler Liquor License, to be Located at Santa Fe Boutique Wines & Spirits, 1808 Second Street, Suite J. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
- z) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Goler Fine Imported Shoes for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Champagne at Goler Fine Imported Shoes, 125 E. Palace Avenue #125, which is Within 300 Feet of the Cathedral Basilica of St. Francis of Assisi, 131 Cathedral Place. The Request is for a Gratitude Party on Saturday, December 14, 2019 from 2:00 p.m. to 6:00 p.m. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

CONSENT CALENDAR DISCUSSION

- a) Request for Approval of Addendum #6 to Maintenance Agreement in the Total Amount of \$66,130.54 for City of Santa Fe Library's Integrated Library

System (ILS) with Innovative Interfaces Inc. (Maria Tucker, Library Division Director, metucker@santafenm.gov 955-6788)

Councilor Rivera stated that at the Finance Committee meeting, he asked if the business (ILS) had applied for a business license.

Director Tucker explained what the service does for the library. She said they have been providing these services since 1994 and were unaware they needed a business license. They are now applying for a business license and a CRS # so the agreement can be completed. She saw no other problem with the agreement.

Councilor Rivera asked the City Attorney if Council can approve this now.

Ms. McSherry said she has not determined that. She said Council could make the approval contingent on getting properly registered. The question came to her just before the meeting and had to do with whether they were actually doing any business in Santa Fe.

Director Tucker said they are just waiting for their invoice to be paid to activate the maintenance agreement and she will make sure it is all in place.

MOTION: Councilor Rivera moved, seconded by Councilor Ives, to approve the agreement, contingent upon receipt of the tax information.

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

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

Against: None.

- h) Request for Approval of Addendum to Service Agreement #18-0338 for Software and Data Hosting and Related Services for the Fire Department, Renewing the Agreement for a One-Year Term as Provided for in the Original Agreement, in the Amount of \$66,660.00; E&F Recovery LLC. (Greg Cliburn, Assistant Fire Chief, gbcliburn@santafenm.gov, 955-3123)
- 1) Request for Approval of Budget Amendment Resolution.

Councilor Rivera asked if they are required to have a Santa Fe business license.

Chief Cliburn said they were also not aware that they needed the business license and were getting it now.

MOTION: Councilor Rivera moved, seconded by Councilor Villarreal to approve the agreement with the same contingency - receipt of tax information.

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

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

Against: None.

- i) **CONSIDERATION OF RESOLUTION NO. 2019-55.** (Finance Committee)
A Resolution Relating to a Request for Approval of First Quarter Budget Amendments for Fiscal Year 2019/2020. (Andy Hopkins, Principle Budget Analyst, ajhopkins@santafenm.gov, 955-6177)

This item was pulled by Councilor Vigil Coppler. She pointed out that we are now in the next quarter which would end with December and we are now in December. She guessed that DFA needs the report in extenuating circumstances.

Mr. Hopkins agreed. We had trouble translating between our chart of accounts with DFA's chart of accounts. It is not quite done and there are tentacle issues that have caused it to be delayed. Normally we would provide the BAR within 30 days after the quarter and this will put us back on that schedule. He hoped it never happens again.

Councilor Vigil Coppler appreciated her work, and this is very complicated. I understand it is not the mid-year budget review. Are any of the BARs include changed in staff positions? that needed to be tracked.

Mr. Hopkins said no. There were minor corrections in some positions that needed to be fixed but no changes.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Ives, to approve Resolution 2019-55.

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

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

Against: None.

- l) Request for Approval of Amendment No. 2 to the Original PSA 18-1371 with New Mexico Office of Archaeological Studies for Retroactively Extending the Term from 6/30/2019 to 6/30/2020. (Maya Martinez, Utility Fiscal Administrator, mfmartinez@santafenm.gov, 955-4210 and Paul Duran, Archaeological Technician, paduran@santafenm.gov, 955-4234)

Councilor Ives recused himself.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Ives, to approve Amendment No.2 to the original PSA.

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

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

Against: None.

Councilor Ives returned to the bench after the vote.

- o) Request for Approval of the 2020 Employee Calendar. (Bernadette Salazar, Human Resources Director, bjsalazar@santafenm.gov, 955-6591)

This item was pulled by several Councilors.

Councilor Lindell asked Director Salazar to provide 2 numbers - one being the cost for the four hours and second, the cost already budgeted, not additional cost, but for four hours across the city.

Director Salazar replied the cost for the four hours of leave is \$105,600.

Councilor Lindell asked if she knew the cost on the four hours in overtime already in the budget for the people having to be at work during that time.

Director Salazar said the total is \$30,400 for the overtime.

Councilor Lindell said she would not be supporting this request. With all of our voting convenience centers and early voting, she thought two hours is sufficient time and this is is not a small amount of money.

Councilor Vigil Coppler saw in the memo, it said something about the last midterm election and wondered if any research was done on the percentage or numbers of city employees that voted in that election.

Director Salazar said it was a great question and she had not done the analysis yet but would work with the Secretary of State to obtain those numbers.

Councilor Vigil Coppler said in considering two extra hours, it would be prudent to see if there was really a problem, and that would be a good way to tell. Two hours seems to be enough time, especially since the polls open at 7 and close at 7. She questioned if this is a good use of taxpayer money. And it does require other employees to provide coverage resulting in overtime for the facilities we keep open more than 8-5. These situations do cause extra cost. And if it would cover those for time and a half.

Director Salazar said she included that in the costs.

Councilor Vigil Coppler so that is another hidden cost. There are many ways to vote early, absentee voting, convenience centers. This is not a cure for voting apathy. On the other hand, it is quite a price tag. Is there any accountability when they take off to know if they did vote?

Director Salazar said this employee calendar is approved annually so this is an experiment to determine if it will increase voter turnout. We can try it for one year and work with the Secretary of State to see if it made a difference. The \$30,400 is an accurate number for the holiday hours.

Councilor Vigil Coppler appreciated her willingness to work with the Secretary of State. This is easy to give and harder to take away. It really is a benefit. So she wanted to study it first for employees registered to vote but do not vote. So if they take the four hours, we should make sure they are registered to vote.

Director Salazar said she has not verified that.

Councilor Vigil Coppler asked if temp employees get the 4 hours too.

Director Salazar said the temp employees do not get it. They would get what the State requires. And it would follow the holiday schedule.

Councilor Vigil Coppler asked if it was given to part-time employees.

Director Salazar said she thought it was pro-rated.

Councilor Vigil Coppler asked about police and firefighters.

Director Salazar replied that under the CBA, they would get double time and a half.

Councilor Vigil Coppler felt the Council should treat this for what was brought to us - to encourage people to vote. It is not the same as holidays but for voting. And especially find out if they voted in the past when they took the time off. She would personally not vote for this section.

Councilor Abeyta asked if this is talking about four hours to go vote or closing the city for a half day.

Director Salazar said it would be closing City for a half day.

Councilor Rivera understood we could measure the progress and compare with previous years at the state and, if this was approved, to see how it affects votes. Is it possible to determine who votes early and who votes on election day?

Director Salazar said yes.

Councilor Rivera understood the recommendation is only for the 2020 election, so this is only for the presidential election.

Director Salazar said the request is for each year but will be evaluated after next year.

Councilor Rivera asked to clarify if the \$30,400 adds two more hours than the two hours the State provides.

Director Salazar agreed. The \$30,400 was what was paid for Fiesta.

Councilor Rivera said the total then is \$80,000.

Director Salazar agreed but \$ 52,800 is already budgeted for two hours off. She explained it further.

Councilor Rivera concluded that it is not ongoing, and you would come back next year with the data.

Director Salazar agreed. The calendar comes each year and we could provide more data from the Secretary of State.

Councilor Abeyta understood that it is an extra two hours every other year and City will be closed. So we are just closed and that is easier to manage. The public schools close all day for election day.

Director Salazar agreed.

Councilor Abeyta wanted to try this. A lot comes from our efforts on the south side to increase voting participation. The data is readily available from the Secretary of State's office. It just raises awareness. This is just as good a cause as Fiestas.

Councilor Villarreal appreciated the information and dialogue. Some data was presented from electionday.org. She asked if that was specific to Santa Fe.

Director Salazar said no. That was national data.

Councilor Villarreal was struggling with it. We do want to increase city employee voting. All voting methods are under state control. We need to help young people understand the importance of voting and I would rather use the money to get them involved in school, etc. We have so many opportunities for voting. She wondered how this came about.

Director Salazar said they were suggestions from electionday.org and vote.org. It is a good opportunity for our city to increase voting.

Councilor Ives was still inclined to try it once and see if it results in greater voting turnout. But we should make sure all city employees understand that intent and that it is an experiment and that we will be looking at the results. Shutting down the City makes sense and is easier to track. So he supported one round. He urged some educational campaign on the purposes here.

Councilor Romero-Wirth thought many national businesses are closing on election day and that is increasing to convey the importance of voting. She agreed for employees living outside to be able to vote.

Councilor Rivera reminded the Council that there are many out-of-town employees. We remember lines outside the voting polls. We should give it one shot.

Mayor Webber said it does have his fingerprints on it. He reminded people of the voting suppression like in Georgia. Councilor Rivera's point about people being in line is on point. There were efforts to keep people from voting. Some doubt their vote or voice matters. People of color are often discouraged about their votes counting. We provide free bus service because it helps with citizen engagement. We can see if it helps with voter turnout.

This is taking a leadership position of sending our employees to the polls. We want to make a statement and put a small amount of money in and lots of education. We will absolutely reach out to other jurisdictions to mount a combined effort. The League of Women Voters says it is worth doing and

we have an opportunity to demonstrate leadership. So he encouraged approving it for a sample try.

MOTION: Councilor Abeyta moved, seconded by Councilor Ives to approve the 2020 Employee Calendar as proposed.

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 Lindell, Councilor Vigil Coppler and Councilor Villarreal.

- p) Request for Approval of a Termination Agreement of a Contract By and Between the City of Santa Fe and Santa Fe Estates, Inc. The Termination Agreement will End the Contract Memorialized in a Memorandum of Agreement Entered into on January 25, 1930, as Amended by an Agreement Entered into on August 30, 1978 (Collectively "the 1930 Agreement"). The Parties Seek to Terminate the 1930 Agreement, Extinguish the Obligations of the Parties Under the 1930 Agreement, Provide for Santa Fe Estates to Return and Convey the Northwest Quadrant Property to the City, and to State Certain other Agreements of the Parties. (Kevin Kellogg, Asset Development Manager, kckellogg@santafenm.gov, 955-6213; Andréa Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)

This item was pulled for discussion by Councilor Villarreal and Councilor Lindell.

Councilor Villarreal wanted to know what it would look like structurally and asked for an explanation and had questions on drainage management. She asked also how the transfer gets passed along and how it balances on control with new properties being bought.

Mr. Kellogg said this will set in motion a due diligence session to answer questions. The Master Association has four board members with the fourth being appointed by the HOA. This will remain in place until conveyance of the property. while we study the process and keep the same structure in place. The drainage structures are most important, and a third party is evaluating those and will present maintenance items that are best practices to keep the drainage working. Each year they are repaired, if necessary, and restored to original condition. There are 50 drainage structures and those will all remain in place unless we can improve them.

Councilor Villarreal asked if Estrellas residents would be represented on the board.

Mr. Kellogg explained that under the current structure and as more is developed, it goes up pro rata for residents on the board. It is already an established protocol so action would be needed to change that structure.

Councilor Villarreal asked if the City plans to have meetings with the HOA to interpret it.

Mr. Kellogg agreed. That will be some time during due diligence period to provide information designed to maximize the transparency and respond to questions. Any changes in covenants will go through Land Use and have the regular ENN process.

Councilor Villarreal was not sure what the perfect formula is but want to make sure there was proper representation. She asked for Council to be kept updated on it.

Councilor Lindell commented that anytime you see Northwest Quadrant as a piece of property, it jogs back to 2007 and 2008 with a very sizable process on city-owned land. This is not city-owned but property that belongs to Santa Fe Estates.

MOTION: Councilor Lindell moved, seconded by Councilor Villarreal to approve the request to terminate the agreement.

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

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

Against: None.

Amendment to the Agenda

MOTION: Councilor Rivera moved, seconded by Councilor Villarreal, to suspend the agenda and go to Communications from the Governing Body for one item by the Mayor.

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

Mayor Webber presented a plaque to Councilor Ives honoring his service on the City of Santa Fe Governing Body.

Councilor Ives introduced his family - the people who made his service possible on Council through inspiration and their kind patience of his many meetings over the last eight years. All members of his family except Carolyn were present.

Mayor Webber read the proclamation and Declared December 11, 2019 as Councilor Peter N. Ives Day. Everyone applauded.

The Council returned to the regular agenda.

- u) **CONSIDERATION OF RESOLUTION 2019 NO. 2019-56. (Councilor Romero-Wirth and Councilor Ives)**
A Resolution Directing Staff to Develop a Forty-Year Water Plan and a Longer Range, Eighty-Year Plan to Evaluate the City's Water Demand and Supplies, Including an Evaluation of Operational Scenarios to Maximize the City's Existing Water Supplies. (Jesse Roach, Water Division Director, jdroach@santafenm.gov, 955-4309)

This item was pulled for discussion by Councilor Romero-Wirth. This is not a public hearing but discussion with staff.

Councilor Villarreal asked how Council is to deal with each of these.

Councilor Romero-Wirth gave a shoutout for all who responded by calls and emails and said she did take their information and thoughts into consideration. There has been great interest in this resolution and at the Public Works Committee. This is a complex issue and misunderstood in many ways. So it deserves to have time spent to understand our water supply system. She asked staff to help provide that information. Bill Shidler prepared a big map.

Councilor Romero-Wirth started with planning the resolution which calls for extending the water plan out to 80 years. She asked how long it has been since the plan was updated.

Mr. Martinez said it was last done in 1999.

Councilor Romero-Wirth thought that was largely directed by State Statute.

Mr. Martinez agreed.

Councilor Romero-Wirth asked why it is good.

Mr. Martinez explained that the Legislation was conceived as a way to protect water rights. It provides a way for local entities to describe their water needs, demand, resources, and projected growth.

Councilor Romero-Wirth asked Director Roach why it needed to go to an 80-year plan.

Director Roach replied that they are looking at area climate change which is projected out to 2100 now but only making the funding decision on a much narrower time scale. It is worth considering what is on the horizon.

Councilor Romero-Wirth asked what San Juan Chama Water is and where does it come in. The map is of our water supply system.

Director Roach agreed the map doesn't show the origin, which is across the San Juan divide. There are three tributaries to San Juan in Colorado and 5,000 ac/ft of water diverted by gravity through 26 miles across the continental divide. We have used that water for all but two years. It is not 100% reliable.

Councilor Romero-Wirth understood that water is our allocation of the Colorado River Water.

Director Roach agreed. It is part of the New Mexico allocation through the Colorado River. He showed on the overhead where it is diverted from Rio Grande to Buckman and into the City. We have taken close to 5,000 ac/ft each year as shown in the bar graph.

Councilor Romero-Wirth said the City sends our whole allocation to the Buckman Treatment facility and we use it for all indoor uses, and we consume 40% of it and 60% goes to our water treatment facility. The County also draws from San Juan Chama for a charge.

Director Roach said the charge is \$64 million.

Councilor Romero-Wirth explained that we only consume 40% of our water and 60% goes through treatment and down the Santa Fe River back to the Rio Grande. This is where return flow credit comes in. The proposal is to build a pipeline. and where it is and what it would do

Director Roach said it would be treated and then piped uphill to near Buckman and from there by gravity back down to the Rio Grande. That water once returned to Rio Grande, through one of two mechanisms, would allow us to redivert that water. For every two gallons, we would get one gallon from Abiquiu and one from recycled treated water and hope to consume more of our allocated water and approach full consumption.

He pointed out that Albuquerque figured out how to consume all of it. They borrowed from Rio Grande - one gallon from Abiquiu and one from about 11 miles of river. They were able to move from buying water rights by fully consuming their allocated water and no longer need to look at water rights.

Councilor Romero-Wirth said the study tells us why using that 60% is important and reveals the supply gap we will be facing.

Director Roach said in 2015, we started the last planning cycle and Santa Fe was first to look at climate change and assumed we would have what we had in the past and saw we would not have as much. So we looked at 9,000 ac/ft for City and County. Our potable use is about 10,000 ac/ft. We are trying to plan for the "what if scenarios" like losing our watershed, etc. and how our population growth leads to more challenges.

Councilor Romero-Wirth asked if the City can't just conserve our way out of it. We've been a national leader.

Director Roach said we will continue working on conservation, but we cannot conserve our way out of this.

Councilor Romero-Wirth mentioned the downstream users who are protesting our use. There are at least two groups just below our treatment facility. There has been misunderstanding about Santa Fe River use. The water we are diverting is the imported water from Buckman.

Director Roach agreed and there are beneficial uses of it downstream. We believe we can meet those needs with native return from the facility. And what we would divert is part of the 60% we have imported.

Councilor Romero-Wirth asked what the effect would be on the immediate downstream users if we moved the diverted water back to Buckman.

Director Roach said it would reduce the flow by half. He showed a chart of flows by month. About 5 million gallons per day reaches the reclamation facility. he interpreted the colors used in the chart.

Councilor Romero-Wirth pointed out that our release is one factor but there are other factors, such as county wells, for example.

Director Roach agreed. The State Penitentiary is now not using wells but only surface water. And the County has seen a change in the water table and El Dorado is coming on the county system instead of using their wells. And the County needs to regulate domestic wells which also have an impact on those downstream neighbors.

Councilor Romero-Wirth mentioned the bigger users downstream also include pueblos and the acequia stream association. If we do the return flow credit project, she asked if we would need to do more outreach with downstream neighbors to explain what needs to be done for the future.

Mr. Martinez agreed. Even if the Council acts now, not much would happen until lots of discussions take place and about 28 permits are obtained. An Environmental Assessment would need to be done. So there is a lot more to do.

Councilor Romero-Wirth asked if there is potential for the living river to be enhanced with moving to return flow credits.

Mr. Martinez said that is a fair statement. With a pipeline in place, the City could explore other mechanisms for recovery and the way it manages the living river with operational flexibility. It is an added way to look at aquifer storage and other uses of the river. And we are not foreclosing the option of Direct Potable Reuse.

Director Roach agreed. We have not taken the option of direct potable reuse off the table and the return flow pipeline means more acceptable use. However the proposed pipeline in the map would take the portion from imported sources through the pipe past Buckman so at some point, if technology has changed and we want direct potable reuse, it could be done at the plant and then put into the existing potable infrastructure. It is not proposed to be done now because we are trying to be responsible to our ratepayers. There is no difference when we move it from reclamation facility and then ends up as treated reusable potable water. If we are willing to pay more, it can be done, but we need to be responsible to our ratepayers. We have already begun to look at direct potable reuse. For a pilot project, we would need the State to catch up with our decision. It still must be permitted and regulated but it is on our radar. It will help us answer the questions.

Councilor Romero-Wirth asked why we are putting our chips over at San Juan-Chama since climate change will affect that too.

Director Roach said right now we only use half of it and if it declines to half, we could be more efficient in our use. The pipeline could also help us do storage and recovery as we move toward a drier future to combat the drought. If we cannot get as much imported, we would need to use less water than we do now. "Prior to working with the City, I worked a lot with projections. There are not scenarios in the model with climate change that would present importation of water."

Councilor Romero-Wirth asked how long we have talked about return flow credits.

Director Roach said in the 1972 Buckman permit, it talks about return flow credits. So it has been an idea in documents since then. It continues since 1988 to be a preferred alternative. And that is because it delivers the biggest share of water at the lowest cost.

Councilor Romero-Wirth asked why we think the City has a right to that return flow.

Mr. Martinez said the City has a right to it because of the federal contract that gives the City that right, and in the City-County agreement, the City preserved all of its right.

Councilor Romero-Wirth recalled the issue about water quality this summer and asked, if we had a return flow pipeline, what flexibility it would have given the City.

Director Jones said in the July incident we were out of compliance for ten days and the pictures showed how to cope with those challenges to take retreated water, what was not up to the quality, would have to be released to the Rio Grande. He believed we would find those opportunities that used the Rio Grande supply for effluent. Untreated water from Rio Grande could be used for irrigation. Mitigation of the river water was required by the Forest Service for habitat restoration and improvements and benefits at the diversion site.

Councilor Romero-Wirth commented that it would be great if the City and County worked together. In fact, we must work together because we provide backup for the County when Buckman is off-line.

Director Jones said his department staff has a good relationship with the County and at advisory committee levels, we have to deal with regional issues. But there is always more that we could do.

Councilor Romero-Wirth closed by saying, "As a newly elected Councilor, I had an opportunity to travel to Africa while in their epic drought. My daughter was studying at University of Capetown. She related their crisis in turning off the taps. Thankfully, the crisis was averted at the last minute. But we need to avoid waiting until the last minute. We need to keep our water system robust and be prepared and to know we are doing the best we can."

Councilor Romero-Wirth offered one amendment and she read, "Be it further resolved that the concerns of the downstream users and the

environmental community continue to be discussed and addressed as the work continues in the design and permitting stage of this project." She thanked all who have emailed and taken an interest in this.

Councilor Ives thanked Councilor Romero-Wirth for her comments. He commented that the resiliency concept was important, and he asked Mr. Martinez if permits at the Buckman well field would be required for the return flow when drawing from that well field.

Mr. Martinez said permits are required because it affects the Rio Grande and pueblos' rights. The permit allows use of 10,000 ac/ft but that is limited by the amount we must offset and in actuality, only about 1250 a/ft can be pumped.

Councilor Ives asked if it could be increased with more return flow credits.

Mr. Martinez agreed.

Councilor Ives reasoned that our water system would have greater resiliency with more use of Buckman wells.

Mr. Martinez agreed.

Councilor Ives thought it would be about 3,000 ac/ft and asked what the value might be.

Mr. Martinez couldn't put a number on the cost to the City. They are so scarce. Since 2010 the City has been able to acquire only 10 ac/ft. and by PNM in the 70's. so there is no market left.

Councilor Ives concluded that it might well be over a \$200-million-dollar value for the City. That gives some sense of the importance here for water to the City. And, in the end, saving significant resources for the City.

Councilor Ives noted his amendment sheet in the packet for folks to look at. The most significant was, "Be it resolved that the City maximize the City's allocation of San Juan Chama water for all these reasons that have been stated by implementation of the return flow pipeline, including acquiring the necessary State and Federal permits, while evaluating other feasible options for water use." He also concurred with the amendment by Councilor Romero-Wirth on a going-forward basis by looking at this as an option to be acted on sooner than later. We don't aim to give up on any option so it would be an "and/also" type, presented as best option for water supply and resilience in the system to ensure Santa Fe's water future. He mentioned that he took many calls and emails on this issue and apologized for not getting back to all.

Mayor Webber thought they should take the votes as they appear on our sheet.

Councilor Romero-Wirth pointed out that Councilor Ives's amendment requires no vote. It is already on there.

Councilor Rivera said he had asked to be a cosponsor at the Public Works Committee meeting and wanted to be sure he was listed now as well. He thanked Councilor Romero-Wirth for a clear understanding of how we got here.

He asked if we have had public meetings regarding water reuse plans including the option of return flow pipeline.

Director Roach said it was part of the 1984 plan and was recommended. In this cycle, it is the same thing.

Councilor Rivera recalled many public meetings and wondered how many.

Mr. Shidler said those were documented in the 2013 reclaim plan and a large meeting held in 2017 at GCCC to address feasibility. On the specifics of the pipeline, there were at least 15 meetings.

Councilor Villarreal thought the presentation really helped. It is complex and highly technical. Each time it is presented, she learned more.

Since the PUC meetings, she understood it would not lead to resolution on the pipeline and hoped for more public hearings and stakeholder meetings on how it affects them. There was a misconception in the newspaper. Tonight was helpful but there are other stakeholders and groups who didn't hear this. She asked what is hard to have the pipeline language inserted in this resolution and the need to plan for 80 years. We are not arguing about that. But language on commencement and design of pipeline is not what this resolution should have been. It should be a separate resolution. It changes the scope on some level.

It was an overreach to the original resolution. She did not think that was an intention to pull people into moving forward but it was not a transparent process. Obviously the two are connected but she didn't believe this is the correct route.

There were lots of questions she could not answer. We have a major role with the County - we are the backup water source for them. And we are not holding the County accountable for the number of wells being put in. Those are things she really wanted Council to work on.

She proposed a counter amendment to Councilor Ives's amendment to clarify it. We have had various outreach meetings and the usual suspects showed up at the meetings. But there are other stakeholders who want to understand this project. We should go out to community groups. She wished this format could have happened at the public hearings because it is more informative. She also wanted to include an evaluation and the final be is further resolved that Councilor Ives just read was to change it to say that the City take steps to maximize the City's allocation of the San Juan Chama water by engaging community groups and stakeholders to determine whether to implement the design and construction of a return-flow pipeline. It was really acknowledging that stakeholders need to be engaged and there are still groups like pueblos that need to be included.

That is why she was promoting her amendments. There is still work to be done and other groups to meet with regarding the pipeline. Meetings we have with councilors happen in silos and the rest of us don't get that information. But it is complex, and everyone needs to understand it. "I hope you will consider my amendment."

Councilor Lindell appreciated all the mails and calls she got. She thanked staff and Councilor Romero-Wirth. It looks like they will be going on the road with the presentations together. It was very edifying for a complex situation. Some have lots of passion on it. This explanation tonight is very useful.

We have an obligation to the future and climate change is undeniable. She saw studies and plans on this back to 1988. So for 31 years we have weighed in on it and the clock is ticking and environment getting worse.

She asked of Director Jones what the future process is for this. Does passing this mean building on it right away?

Director Jones said no. We need to answer other questions. He expected it to start in about five years.

Councilor Lindell noted we exist on support of imported water now. She asked if this will come back to Council again.

Director Jones said it would come back multiple times.

Councilor Lindell heard colleagues mention, and bothering her, that it is low-hanging fruit with the issue of wells. There are thousands of them. She once sold real estate, including property with wells. And they were supposed to all be metered with limits on amounts pumped.

Director Jones said there are probably about 800 wells within the city with only a few that are metered and monitored.

Councilor Lindell said that is low-hanging fruit. No one know how much water is taken out of those wells. We have no idea how much people pump out of them. That annoyed her. She asked Director Jones to work with her on that issue. He agreed.

Councilor Lindell said this presentation answered many of her questions and she didn't need to ask them again. But she did not what to turn on the tap in 2060 and no water comes out.

Councilor Vigil Coppler thanked Councilor Romero-Wirth and staff for all of the information here. In listening to it, she wished she had heard it before tonight. She reminded them she is still a new Councilor, and this is the first big discussion that she has benefitted from except for a meeting with Director Jones with a map to find out the logistics. She felt at a disadvantage since it has been discussed since she was in high school.

It was discussed on Monday at Public Works. Yet it feels like an end run. She was excited about a 40-year plan and wished the pipeline was its own resolution. Santa Fe County feels that this is a rush too. but it is very important, and she didn't want to diminish the need for planning. She asked if the acequia users were included and what their comments were in the other meetings.

The acequia users and farmers are a part of our culture too. They should have a seat at our table to discuss how it affects them. They don't know what kind of contaminants will go downstream with this. What will they get? There are lots of issues to take into consideration when we discuss them. Once you get to the permitting stage, it is sometimes a fait accompli. Where does that leave the downstream users and at that stage, there is no turning back. They may not even have a voice at that time.

She would like the pipeline discussion to move forward, but now may be too soon because we have not included our brothers - the County and acequia people. Some of these amendments might address that.

Councilor Abeyta had questions that were not fully answered. He asked what year Buckman went online.

Director Roach said it was in 2011.

Councilor Abeyta asked if it was the 5,000 ac/ft and if that was going down the river before that.

Director Roach said no. The City had rights to it, and it was stored in the Abiquiu reservoir before that. Buckman was an attempt to divert from the river what was ours. In a sense, the Santa Fe River, since the 1970's has benefitted.

Councilor Abeyta asked who pays for it.

Director Roach said only City customers pay; not County, not pueblos; not acequia users for that 5,000 ac/ft.

Councilor Abeyta reasoned that we want to use it again.

Director Roach agreed. Santa Fe residents paid about \$125 million in order to divert 5,000 ac/ft. per year (Buckman Direct Diversion) and with this proposal, can divert another 5,000 ac/ft. per year for approximately \$20 million more.

Councilor Abeyta asked if the City has other water sources besides this 5,000 ac/ft.

Director Roach agreed.

Mayor Webber asked Director Jones if he was familiar with the chart of meeting dates in 2019 and stakeholder attendees.

Director Jones said he was.

Mayor Webber noted that on 3/6/19 the PUC briefing happened and asked if that would have covered some of our items tonight.

Director Jones agreed.

Mayor Webber mentioned the other dates and Director Jones said they covered those items on each of those dates.

Director Jones said this sheet takes us through about 30 different sessions on this topic. He thought it helped people get up to speed. The record of all of them suggests something like 44 meetings in one year alone took place so the City has done outreach with them.

Mr. Martinez produced the bibliography starting in 1977 of studies done with variety of consulting firms. He agreed this is a compelling set of consultants in this review.

Mayor Webber saw that a variety of options were considered. and not one particular outcome. He also pointed out the drought study presented. It

seems to underline the point of Councilor Romero-Wirth that we tend to hit a crisis and respond and then the City goes into overdrive, if you look at them going back to the 1930's.

Mayor Webber complimented staff and Councilor Romero-Wirth, Councilor Rivera and Councilor Ives for their work during the past year, meeting with many people. Councilor Romero-Wirth explained why we need to act and what action we should take. This is not an issue where there is a winner and a loser. We need to look at the record and extensive community outreach done with 44 public meetings in one year to get people and experts to the table. The work that has been done suggests we are not eliminating options, but others are enabled by this action and adding to our tools for meeting water shortage. An enormous amount of validation was gathered before we vote and move a teaspoon of dirt. Our predecessors decided to raise rates. We are now thankful they did that. Today we lead the country in water conservation. Tonight is just one step in an ongoing process and time for us to either do long-range water planning or we don't. The time to reaffirm this direction is tonight and there will be more in the debate. Staff has been attacked and impugned and have kept their professional attitude.

We should now consider a series of amendments. Councilor Romero-Wirth first.

Councilor Romero-Wirth moved her amendment which she read again. She added a further be it resolved on page 4. Councilor Lindell seconded.

Ms. McSherry clarified that if all sponsors agreed, it could be taken as friendly without a need to vote. All agreed.

MOTION: Councilor Villarreal moved, seconded by Councilor Vigil Coppler to amend Councilor Ives' amendment, in the section tht says, "Be it further resolved that the City take steps to maximize the City's allocation of San Juan-Chama water by engaging community groups and stakeholders to determine whether to implement the design and construction of return flow pipeline, including the filing of necessary state and federal permits while evaluating other feasible options for water reuse."

Mayor Webber said, "There are other proposed amendments in your outline but the most important one is the one you just read."

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

For: Councilor Ives, Councilor Vigil Coppler and Councilor Villarreal.

Against: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives,

Councilor Rivera, Councilor Romero-Wirth

MOTION: Councilor Ives moved, seconded by Councilor Rivera, to adopt the resolution with the amendments and he and Councilor Romero-Wirth proposed.

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

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

Against: Councilor Vigil Coppler and Councilor Villarreal.

At 8:15 p.m., Mayor Webber noted a lot of unfinished business from 5:00 remained. He asked Councilors if they wanted to complete the afternoon agenda and they generally agreed.

11. **REQUEST FOR APPROVAL OF AWARD OF BID** No. '20/09/B and Contract to Pro-Fab, Inc. for Santa Fe Trails Bus Shelters Phase 3 in the Amount of \$129,758.00, Inclusive of NMGRT. (Anson Rane, Project Administrator, Facilities Division, 955-5935, aerane@santafenm.gov)

Ms. Vigil read the caption for this item.

Mr. Keith Wilson was here to report.

Councilor Lindell asked him why this was such a last-minute procurement.

Mr. Wilson said it was because he didn't get the procurement offer in time.

Councilor Lindell noticed it appeared that the bid was opened in less than two weeks.

Mr. Rane said it was all done properly but was done within proper timelines.

Councilor Lindell saw only one bid and asked if it was the same company as before.

Mr. Rane said it was and it was properly advertised in newspapers.

Councilor Lindell said it has a lot of language and asked if it was because it is federal grant. There are over 100 pages of qualifiers. Who on the staff could go through 174 pages for some metal hammers? This is like the worst of government procurements. Who do we have who can evaluate this?

Mr. Rane said Staff can inspect during the process and make sure it does meet the standards. Those are in the bid package.

Councilor Lindell asked if the bid includes installation.

Mr. Rane said no. It is just delivery to Santa Fe.

Councilor Lindell would have liked to have received more than one bid but yielded the floor.

Councilor Villarreal recalled we had some of the metal panels already installed. Does this contract provide benches and the rest of the shelter? What does this cover?

Mr. Wilson said it is just one part of the shelters and we will use future funding to identify which need shelters with those other funds. We are trying to use funds that will expire soon. They came forward earlier on these panels.

Mr. Rane said there are about 85 panels to be purchased with remaining funds. In all, there are 430 stops and about 80 have been updated to shelters.

Councilor Villarreal felt Council was not told the truth about it the first time.

MOTION: Councilor Ives moved, seconded by Councilor Abeyta, to approve the award of bid as proposed.

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

For: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal, with some concerns noted.

Against: None.

- 12. REQUEST FOR APPROVAL OF AMENDMENT NO. 2** for Time Extension through November 30, 2019 for the Nichols to McClure Reservoir Utility Extension Project; Public Service Company of New Mexico. (Alex Gamino, Automation and Security System Administrator, aegamino@santafenm.gov, 955-4375)

Ms. Vigil read the caption.

Director Jones explained this is a request for a time extension with PNM. We just worked with their attorneys and this work is done.

MOTION: Councilor Abeyta moved, seconded by Councilor Ives, to approve Amendment No. 2 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal, with some concerns noted.

Against: None.

- 13. REQUEST FOR APPROVAL OF BAR** in the Amount of \$750,000 for Maintenance and Operation of Midtown Property through Remainder of FY20. (Sam Burnett, jsburnett@santafenm.gov., 505-955-5933)

Ms. Vigil read the caption.

Mr. Burnett said the BAR would move \$750,000 from the Mid-Town fund balance to Midtown Operating to continue maintenance.

Councilor Villarreal saw it was off significantly in a few areas and asked him to explain why.

Mr. Burnett said essentially what happened e.g. electric gas and water billing projections were based on past cycles and in budget planning, it was determined to provide different levels to compensate for that. Overall, that was his understanding. The big part of repair and maintenance and operational costs, which was difficult to project in the budget on such a large campus.

MOTION: Councilor Lindell moved, seconded by Councilor Rivera, to approve the Mid-Town BAR as requested.

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

For: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal, with some concerns noted.

Against: None. Councilor Vigil Coppler was not present for the vote.

- 14. SANTA FE RAILYARD DEVELOPMENT BUDGET ADJUSTMENT REQUESTS: (ROBERT SIQUEIROS, RAILYARD PROJECTS ADMINISTRATOR, RMSIQUEIROS@SANTAFENM.GOV, 955-6977)**

- a) Request for Approval of a Budget Adjustment from the Santa Fe Railyard GRT Cash Balances to the Railyard Development (CIP) Fund in the Amount of \$810,000.
- b) Request for Approval of a Budget Adjustment from the 2013/2014 General Obligation Bond Reallocation to the Railyard Development (CIP) Fund in the Amount of \$315,000.

Ms. Vigil read the captions.

Mr. Siqueiros - the BAR will provide funding for many deferred safety and parking issues and funding for repairs needed in the last five years. The list of projects is in the packet in order of priority and wish to have them completed by next summer.

MOTION: Councilor Ives moved, seconded by Councilor Vigil Coppler, to approve both budget adjustments.

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

For: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal, with some concerns noted.

Against: None.

- 15. **REQUEST FOR APPROVAL OF THREE (3) YEAR CONTRACT WITH ESRI ENVIRONMENT SYSTEMS RESEARCH**, in the Amount of \$166,820 for the Provision of Small Enterprise Agreement Public Safety ArcGIS Online Creator, Continually Staffed Environment License and ArcGIS Hub Premium. (Steven Santistevan, Enterprise Applications Manager sdsantistevan@santafenm.gov, 505-955-5579. Joshua Elicio, ITT Director juelicio@santafenm.gov, 505-955-5576)

Ms. Vigil read the caption.

Director Elicio said the 3-year contract is for enterprise services to expand our service throughout the City.

Councilor Villarreal asked what the direction was at Finance.

Director Elicio did not recall.

Councilor Abeyta did not either.

MOTION: Councilor Ives moved, seconded by Councilor Vigil Coppler, to approve the contract.

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. CONSIDERATION OF RESOLUTION 2019 NO. 2019-57. (COUNCILOR ROMERO-WIRTH AND COUNCILOR IVES)

A Resolution Approving the Trade and Transfer of Two Tracts of City-Owned Real Property Located at 4491 Cerrillos Road and 2680 Camino Entrada to the State of New Mexico in Trade and Exchange for the Transfer of Five Tracts of State-Owned Real Property Located Within the City. (Kevin Kellogg, Asset Development Manager, kckellogg@santafenm.gov, 955-6213)

Ms. Vigil read the caption. Mr. Kellogg at podium.

Mr. Kellogg offered to answer questions.

Councilor Rivera noted on page 2 that it says regarding balance of acreage and value that ours is much more valuable than theirs. He asked if we need to balance it out.

Mr. Kellogg said the State has agreed in principle to give us \$5 million but that must go through legislature.

Councilor Rivera said we looked at South Meadows and where our fire station is located and asked if we considered that.

Mr. Kellogg said it was brought up in the negotiation. But that is owned by the State Land Commission - a totally different set of circumstances.

Councilor Rivera understood.

MOTION: Councilor Ives moved, seconded by Councilor Rivera, to approve Resolution No. 2019-57 as presented.

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

For: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Ives, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler and Councilor Villarreal. Councilor Vigil Coppler and Councilor Villarreal asked to be listed as a cosponsor.

Against: None.

17. MATTERS FROM THE CITY MANAGER

This item was considered at the end of the agenda.

18. MATTERS FROM THE CITY ATTORNEY

This item was considered at the end of the agenda.

19 MATTERS FROM THE CITY CLERK

This item was considered at the end of the agenda.

20. COMMUNICATIONS FROM THE GOVERNING BODY

This item was considered at the end of the agenda.

EVENING SESSION – 8:30 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, Wednesday, December 11, 2019, at approximately 8:30 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 Roman "Tiger" Abeyta

Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Councilor Signe Lindell [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

Ms. Stefanie Beninato pointed out when Council is adopting changes to holidays for city employees it should be put on the 2020 schedule, but she couldn't find it.

She said it took head of zoning and enforcement two months to open a complaint. She has been involved in HDRB approval. It is not digital, and many copies are required because the City cannot produce color copies. It is much more expensive and time consuming than it once was so the claims about efficiency are false.

She said that at Ft Marcy, she was told there was no water but there was water and she was able to shower and go home. Three weeks off at GCCC for exercise is ridiculous and there was no notice in December.

There were no other petitions from the floor.

RECESS

The Governing Body recessed from 8:35 pm to 8:50 pm and then resumed the meeting.

MOTION TO RECONSIDER

MOTION: Councilor Ives moved, seconded by Councilor Villarreal to reconsider Agenda item #16.

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

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

Against: None.

Councilor Ives said that at the Public Works Committee meeting on Monday, questions were asked about the language in the resolution that should be edited to remove in the amendment on page 2 lines 9-11 which said, ",which contains abandoned army barracks scheduled for demolition that were once part of the College of Santa Fe." That should be taken out since it already occurred.

MOTION: Councilor Villarreal moved, seconded by Councilor Ives, to approve the amendment to approval of agenda item #16 as requested by deleting on page 2 lines 9-11, the part about abandoned army barracks at the College of Santa Fe; and to substitute Councilor Villarreal in place of Councilor Romero-Wirth.

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

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

Against: None.

Councilor Romero-Wirth asked for her name to be taken off and Councilor Villarreal's name be put on. She explained that she was not at Public Works.

MOTION: Councilor Villarreal moved, seconded by Councilor Ives, to approve RESOLUTION 2019 NO. 2019-57 as amended with Councilor Ives and Councilor Villarreal listed as its sponsors.

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

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

Against: None.

G. APPOINTMENTS

- **Water Conservation Committee**

Mayor Webber nominated:

Matthew S. O'Reilly to fill unexpired term ending 7/2021
 Peggy Wright to fill unexpired term ending 7/2020 and
 Reese Baker to fill unexpired term ending 7/2021.

MOTION: Councilor Lindell moved, seconded by Councilor Vigil Coppler, to approve the nominees for the Water Conservation 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.

- **Parks & Recreation Advisory Commission**

Mayor Webber nominated:

Victoria Bruneni, Chair - reappointment, term ending 1/2024
 Patricia Cardona - reappointment, term ending 1/2014
 Joseph E. Cosby - reappointment, term ending 1/2024
 David Sidebottom - reappointment, term ending 1/2024
 Margaret L. (Peggy) Vasquez - reappointment, term ending 1/2024
 Jeremy J. Perea to fill unexpired term ending 1/2022
 Thomas J. (TJ) Rieland to fill unexpired term ending 1/2022, and
 Lisa Glickman McDonough to fill unexpired term ending 1/2022

Councilor Vigil Coppler/?? unanimous by voice vote.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Ives, to approve the nominees for the Parks & Recreation Advisory Commission.

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 2019-27: ADOPTION OF ORDINANCE NO. 2019-30. (Mayor Webber and Councilor Ives)**
 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. (Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346)

Ms. Vigil read the caption.

Director Ladd thanked the Governing Body for their inter/concern/comment and passion for Affordable Housing. This has been before the Council at a couple of previous meetings. The biggest point is why we have the program - With our housing market, it is not a recent thing. We had had many obstacles and geographic inequity and all together, it requires a response. Inclusionary zoning was the answer.

Inclusionary zoning leverages affordability but is not designed to meet housing needs of very low income and those who are homeless. And inclusionary zoning will never meet those needs, nor the needs of those with special needs.

This amendment is needed because of a sunset clause and would revert to the previous language which has never worked. The intent behind these revisions is to make it work with the market for affordability for our community so a developer can choose one of these options.

She offered to go into details if the Council wants but had many conversations with real estate agents, developers, etc. and invite them to develop their own units or creating a low-priced unit. Also the Fee in Lieu was because of a dearth of new inventory and it has succeeded. We have 1,000 units under construction or built and about 1,500 more in the pipeline. Being able to generate that revenue enables us to serve those low-income people. The amendment means the economy can absorb the increase of the fee now. We have an obligation to provide these services. Will it stifle multifamily development? We wrote in a 25% increase per year and we will look at several market factors to determine if development is slowing.

The exhibit piece is an amendment to the Land Use Code, Chapter 14, for their projects to be done.

She suggested it is kind of a toss-up. Those amendments will come to the Planning Commission early in 2020 and then to the Governing Body. Another amendment looks at small rental apartment projects where the increased fee would not work.

Just under the wire was to increase the income for set-aside units with rent restrictions. from 65% median to 80% median to bring that income classification with the federal subsidy qualifications. She wanted it to be aligned so people wouldn't be disqualified. That is about all that is new.

Mayor Webber understood there were three amendments introduced as Director Ladd presented it some time ago - one was for review within two years for unintended consequences. The second was to align with federal rental subsidies and the third is exemption for 12 units or less to proceed with less money and time involved.

Director Ladd agreed.

Public Hearing

Mayor Webber allowed 3 minutes each.

Beth Stevens - president of the Santa Fe Association of Realtors said she was here to address the proposed inclusionary zoning amendment. There is a great demand for all types of housing, and multi-family development is a vital step in addressing the growing need. We are pleased with City Staff and Mayor to address those needs. We strongly support a modest increase of 10% rather than 25% per year for fee-in-lieu-of to keep it financially viable with a two-year review and voluntary measures for those under 12 units to encourage their growth. Thank you.

Josh Rogers with Titan Development and representing them and three other developers, said he sent a letter to the Mayor and expanded on the concepts. We took a hypothetical project, went through the numbers, and shared it with Director Ladd. We asked how they could be feasible.

Fee in lieu is already expensive but the need is great. We believe an increase is needed but not sure how much. It won't work on some projects and at some point, those increases will be a problem - not today.

Option 3 is what we had 5 years ago to 2015 and nothing happened so Director Ladd is right. It did not work for the developer. Using experiences we have had; we should partner together and make affordable units feasible and find the balance

Option 2 doesn't even get close to working. We proposed in the letter 60% of market rate and that was verified by all developers. Option 3 was close - so go to 80% AMI and it is exciting with choices to move forward. Let's do all three with options.

Rick Martinez said, "I've always said you need Affordable Housing rather than fee in lieu of. What is happening now? Casa Azul has 225 units and multifamily homes. We need over a thousand. This is money from out of State. The Affordable Housing stays here and serves seniors too. They are being built all around town but not with fee in lieu of. They need to include affordable units and they can pay for it and the rest will fall in place."

Daniel Werwath was speaking in favor of it tonight. It is one of the trickiest parts of Affordable Housing. He and Mr. Martinez don't agree on some things. But here, the point is to have units in place and what inclusion means. "I don't think throwing out fee in lieu is right but when they cannot build units on site, they can use the trust fund. Director Ladd is to be commended for this. I really appreciate reviewing it and amending for present day. This is a compromise proposal and I ask you to approve it."

Stefanie Beninato said, "Of course we need Affordable Housing, but I have specific concerns on how it is written. The construction industry can work. 5% Affordable Housing units we just heard again and fee in lieu is very low. I'd like to see a presentation on how those would work and generate income for the trust fund to know that they will work. If you look at the four-story on Pen Road, it could all go up in smoke. Affordable Housing needs to be in all developments. Some would only be Affordable Housing for ten years and they are not well defined. Some of the requirements apply only to two dwelling units. It is hard for owners to be subject to this with its many exclusions. There seems to be a table, but it is 1166 now and going up 2,000. In the long formula - I came out with \$7700 for fee in lieu which is nothing. They talk about \$1.2 million going into the fund in the last four years but don't say how many units made that up.

There were no other speakers from the public.

Questions From Council

Mayor Webber said one point that was worth revisiting was a comment about incentives and where they would go. They are options to lead us to put it into Chapter 14.

Director Ladd agreed. We would look at how the Link requirements allow much more height and when not a residential use next door for setback flexibility, use of shared parking, etc.

Mayor Webber concluded there are ways to look at input and there is not a place in this ordinance for those options, but we are interested in revisiting them in a different part of the City Code.

Director Ladd said yes - in Chapter 26, and Chapter 14 is the carrot. So when you read Chapter 26, they are eligible for the incentives described in Chapter 14.

Mayor Webber added, "And you would be prepared to commit to that kind of look for incentives in the code.

Director Ladd agreed.

Mayor Webber understood it would be forthcoming.

Councilor Ives felt she explained it reasonably well. We continue to face these challenges and housing generally and he appreciated Director Ladd figuring out how to incentivize what we are trying to do with Affordable Housing efforts and appreciated revisiting it again and again. It is subject to market factors that are not static. This is a reasonable approach to do housing in the City. He took at face value that inclusionary zonings are hard to work. It is testing in the marketplace. There is significant property in the Northwest Quadrant where there could be controlled pricing. It is hard work.

Councilor Villarreal reported as Chair of the Community Development Committee, that we tried this several times and you have gathered community input and Mr. Torres in the audience had good input. It was Rick Martinez who said he did not understand where the fee goes. It does help people stay in their unit and asked Director Ladd to explain further.

Director Ladd clarified that on the rental side, we created a rental assistance program for people walking in the door asking for help. It is much better to keep them housed than to try to get them housing after being on the street. We moved them into a safer place. Four different agencies use these funds, and each serves a different constituency. It enables their organization to serve their clientele. We also use it for capital development. We had used it for repairs and improvements in places and used it on down payment assistance as well as home repair. That helps seniors, single women and

others with serious repair needs. Nonprofits can use it to leverage federal money also.

Councilor Villarreal went over the amendment one more time and asked how the small project got worked out.

Director Ladd, on home ownership, said they made exceptions for small projects at a time when many developers were going out of business. On the rental side, realtors brought it up as an excellent form of infill housing. So we chose 12 as the break point because it was divisible by many ways. It increases each year but not by 20%.

Councilor Villarreal asked if increasing the percent of median from 65% to 80% means we would catch more low income people.

Director Ladd said at 65%, it was out of line with the fees. She realized when looking at inventory that tax credits can serve up to 60%. But we had nothing for those who were just above 65%.

Councilor Villarreal asked if with that, we are able to cover the very low-income people.

Director Ladd said yes. It is just a ceiling.

Councilor Vigil Coppler asked, on Councilor Villarreal's fee in lieu of question, is Director Ladd had a sense for how much goes actually to home ownership and how much goes to rental.

Director Ladd said it has been about 50/50 over the years. Not much had been used for rental at all when she came.

Councilor Vigil Coppler didn't remember any reporting on fee-in-lieu-of revenues. It would be good to know where it all goes at some time in the future.

Director Ladd said she brings it through for approval each year as part of CDC. She owned that they don't require that but as we get staffed up, that will be a better data management system.

Councilor Villarreal asked if that would be done in March.

Director Ladd said it is usually by mid-April. We also provide a report for use of funds on the block grant.

Councilor Vigil Coppler had never seen a report that said what went to repairs. She assumed these other organizations use it as appropriate but would like to see it in a report.

She was also concerned about leakage. Director Ladd has not gotten any more staff since the class she took from her. We don't monitor the rules of the game enough and how we keep that home with reporting back when helping with first time homebuyer homes. We are trying to keep the affordable homes and they don't always stay that way but get used for investments. So she is making a case for enforcement and tighten up on back end. At 20% per year, the second-year review would be at 40%. But at 30% some developers went out of business. Maybe we could do the review sooner if something is remiss. There was a time when there was no building going on. It was when the bubble hit "like a ghost town." Would a ten percent be palatable?

Director Ladd felt like the market could afford a 20% fee. So doubling it over five years.

Councilor Vigil Coppler argued that after five years, it would be at 100%. She was very concerned with the fees going so high.

Director Ladd said the incidence of turning their house purchase into rental housing is a small issue. There are good reasons that are approved now and then. It is not a big problem.

Councilor Vigil Coppler agreed but thought we need to do a better job of enforcement. We discussed enforcement at length with the short-term rental issue. She was talking about those who live there awhile and then rent them out. She would like to take a sooner than later look to see whether it is working. Developers might take their business out to the County instead.

Director Ladd said the County doesn't have high density on most county property.

Mayor Webber agreed. If we feel there is a serious problem out there, we need to be nimbler rather than waiting for two years.

Councilor Vigil Coppler said that was what she was after.

Director Ladd noted the ordinance says on July 2, 2020. So maybe it could say "any time up to July 2, 2020."

Councilor Vigil Coppler and Councilor Ives agreed on that as amendment.

Councilor Ives noted there is another amendment already in the packet in reference to small projects - to 65% of average median. He asked if that is where we want it to be given the other change.

Director Ladd clarified the fee is calculated using the affordability gap and that is just referencing the calculation of differential between that rate and market rate.

Mayor Webber restated the first principles which are first, second and third priorities. They are housing, housing, and housing. This is part of a larger housing strategy and he listed some of the other projects. This is a broad - based strategy which we hope will reinforce all parts to build the housing we are in demand for. Firms are hiring. but about 53% of those who work here don't live here so housing has to be our highest priority. He thought people will try to build quickly to avoid the increase in fees.

We have left money on the table with fee in lieu of. If we can garner and increase, at least we would have a dedicated fund.

MOTION: Councilor Ives moved, seconded by Councilor Villarreal, to approve Adoption of Ordinance No. 2019-30

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

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

Against: None.

Mayor Webber thanked Director Ladd.

2) **CONSIDERATION OF BILL 2019-35: ADOPTION OF ORDINANCE NO. 2019-31. (Councilor Ives)**

An Ordinance Amending Exhibit A of Section 13-1.5 to Increase the Stormwater Utility Service Charge. (Melissa McDonald, River and Watershed Coordinator, mamcdonald@santafenm.gov, 955-6840)

Ms. Vigil read the caption.

Ms. McDonald said the proposed increase was in the packet on page 7. There has been no increase in the past ten years and before that the previous one was 7 years before that.

The strategic plan directed to staff was to implement and comply with federal requirements and identified about \$30 million worth of projects to be

done within 20 years. A portion is used to leverage bonds in three-year cycles. The first is on 2018 stormwater related damages.

They just completed an assessment for structures that were not accomplishing their purpose. These infrastructure items and other repairs were shown in the chart in the packet. The stormwater team participated in public engagement meetings and this info was helpful in establishing the recommendation for an increase. We believe it is necessary to raise the service fees. There is still work to be done.

Public Hearing

Sally Knox, 1012 Osage Circle- in Casa Alegre and the storm drain there was completely inadequate and her house was completely flooded during the big storm, as were three or four other houses there were also damaged. The waterway caused a lot of damage and was lowered three feet from the ensuing erosion. She tried to open the storm drain during the flood and now her neighbors call her regularly for help in opening storm drains.

Dave Deshiels, in La Cieneguita, said after the July flood, he came to City Council to ask for help. He related his experience with the flood and petition of 26 people and is looking forward to Council putting this ordinance in place.

Mary Schruben was in favor of the stormwater fee increase and said it is a long time coming. In the near future we need to study a way to grant credits for those who collect 100% of their flood waters. She also would like to encourage the City to change the billing system so all would pay this fee. Rain falls everywhere. So everyone needs to pay. She also encouraged stormwater groups to continue to partner with the Watershed Association, the Municipal Tree Board, Santa Fe Public Schools, and the Parks Department to corral all water for the urban forest that needs the water so desperately.

There were no other speakers from the public concerning this matter.

Councilor Villarreal said what we receive from constituents to implement the stormwater plan should be described. We are considering other options beside the fee. She asked why not asked for infrastructure funding (ICIP) at the Legislature.

Ms. McDonald asked what other options she was referring to.

Councilor Villarreal said bonding is one.

Ms. McDonald said they will apply \$500,000 through a bond to produce \$4.2 million in each of five years and low interest loans will stretch that money even further.

Regarding why we did not apply for ICIP funds, she did not participate at that level and it will be over our needs for the projects.

Director Wheeler explained that the needs on ICIP totals hundreds of millions of dollars and when possible to fund this every year, we felt it went where we should get the money.

Councilor Villarreal asked what happens if someone could not afford the fee of \$30 per year.

Ms. McDonald said the city has a system for waiving fees. If they are already enrolled in that program, they will be covered. They can apply at the Water Department where you pay your bills.

Councilor Villarreal said this is sorely needed in District 1. She was in favor of it. We need to have the funding for stormwater management.

Councilor Ives said his house also suffered in the 2014 flood and shortly after, he became an advocate for the City to do more with the stormwater fee. A number of changes were made, and Rodriguez urged approval of the plan. So Public Works and Ms. McDonald launched that about two years before the plan came forward.

Now we have opportunity to address some of those needs in a realistic way and he was excited to participate. The major flood events will only increase, and we already see the destructive power of such nature events.

MOTION: Councilor Ives moved, seconded by Councilor Lindell, to approve Bill 2019-35, adopting Ordinance No. 2019-31.

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

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

Against: None.

3) **CONSIDERATION OF BILL 2019-36: ADOPTION OF ORDINANCE NO. 2019-32. (Mayor Webber)**

Committee; Repealing Section 2-1.16 SFCC 1987; Amending References to the Public Utilities Committee and Replacing them with the Public Works and Utilities Committee; and Amending the Reference to the Public Works Committee and Replacing it with the Public Works and Utilities Committee. (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)

Ms. Vigil read the caption.

Mr. Guillen described what this will do and move forward in the new year. His exhibit included a page with color coding to make it easier to read. The main premise of the bill is to create some of the committees as new and combining Public Works Committee and Public Utilities Committee into a new joint committee. The descriptions are very specific on the oversight and what is lacking is in Quality of Life Committee and Education, Arts and Culture, and Human Services, which don't fall under any committee structure. So those would be under Council oversight.

Mayor Webber thought we have an enormously large number of issues related to human services and quality of life. And he respected how they were identified. Councilors have become experts in these matters. This is a way to balance all interests with a committee. It is an effort to bring them back into alignment and be advanced and grow that size.

Councilor Romero-Wirth spoke to Mayor Webber's amendment on page 3 section E, it says on lines 11-12, "city council standing committees," but if you go up to the blue, it says, "comprised entirely of Governing Body members." It seemed to her like E should just say, "City Council Standing Committees:" and then list them.

Mr. Guillen explained that the document distributed has all of the amendments and the Council would have to choose which one to approve.

Councilor Romero-Wirth thought Mayor Webber's amendment should just say Council Standing Committees.

Councilor Villarreal recalled as we talked about the committee structure, more questions came up without anyone to answer them which is why the Public Works Committee and the Public Utilities Committee have no recommendations. She wanted to make sure this is not duplicating efforts with the Quality of Life Committee. She asked how it would work for Quality of Live Committee dealing with all these former committees' work and if it would become subcommittees. She also asked how it affects staff responsibilities.

Public Works Committee and the Public Utilities Committee have no recommendations. She wanted to make sure this is not duplicating efforts with the Quality of Life Committee. She asked how it would work for Quality of Life Committee dealing with all these former committees' work and if it would become subcommittees. She also asked how it affects staff responsibilities.

Mayor Webber suggested we have 120 days to put it into effect and could have a series of work sessions and make sure Council has oversight with the committees composed only of community people.

Director Ochoa said those questions are definitely to be determined and from her point of view it is great to have Councilors consider whatever boils up in citizen committees. We are working on the citizen committees to think of the Human Services Committee as the brain where all those services feed in. And from that central brain will come the citizen's group that can inform the Quality of Life Committee.

Councilor Villarreal asked if also the Quality of Life Committee is going to make recommendations to the citizens' committees.

Director Ochoa agreed.

Mayor Webber agreed it is a two-way street, and this creates that chain.

Councilor Villarreal reasoned that a study session will work out these details. We don't have anything formally that creates the Finance Committee. We were trying to figure out the missing links on how it will function. So why not have a study session first and work those out first?

Mayor Webber thought whether we work out every detail first or not, the Quality of Life Committee stands on its own merit. There is a work session in the works and it could go a number of different directions to see what the workflow looks like. We are increasingly using our talent and resources and that vacancy on the org chart needs to be filled with an interior process and how much change to bring into it. The right step is to change the nomenclature of the committees.

Councilor Vigil Coppler related that some of the discussion in the Public Works Committee had some questions on why the rush. At the same time, there does seem to be a need to better understand what is planned here. Who will head up that new merged committee - the Public Works Director or the Public Utilities Director? How will it integrate with Public Safety? There is a bit of overlap and she was not sure she understood the various committees that were under Director Ochoa. She asked if those committees would now relate to Quality of Life.

Ms. McSherry explained that the staffing is not in the ordinance and that is up to Management. Ms. LaPan Hill can assign whatever staff she wants to assign. Right now, none of those questions are addressed but probably don't need to be in here.

Councilor Vigil Coppler understood the distinction between Management and Governing Body, but she was interested in them. even down to scheduling of meetings. It would be nice to have some idea. She was not sure how the calendar would change. These answers should be written into the proposal. If our system of committees is broken - she was not sure that it is broken so much. She did not understand combining Public Works Committee and Public Works Committees.

MOTION: Councilor Ives moved, seconded by Councilor Abeyta, to approve Bill No. 2019-36 as amended, adopting Ordinance No. 2019-32.

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, and Councilor Villarreal.

Against: Councilor Vigil Coppler

UNFINISHED MATTERS FROM THE AFTERNOON AGENDA

17. MATTERS FROM THE CITY MANAGER

Ms. LaPan Hill announced this is Carol Johnson's last day, and she was indebted to Ms. Johnson for her service. Eli Isaacson will be interim Land Use Director while a public national search is underway.

The Legislative Breakfast will take place on Friday.

18. MATTERS FROM THE CITY ATTORNEY

Ms. McSherry said only one committee meeting is on the calendar before the next Governing Body meeting so it will probably be a very short consent calendar on the agenda.

19 MATTERS FROM THE CITY CLERK

Ms. Vigil announced the study session is scheduled for Monday, December 15 at 5 pm in the Convention Center to discuss matters regarding the Public Library. There will also be a study session on January 14, 2020.

20. COMMUNICATIONS FROM THE GOVERNING BODY

Councilor Vigil Coppler said when the Governing Body makes requests, it brought to mind the email sent out regarding the \$3,000 employee loans. She was interested and had questions and one item was how we open the ability to have choices. So need to be informed of the RFP and how widespread it would benefit. She understood there has been a lot of turnover, but when she inquired about it she felt a commitment was made and not honored and she was disheartened and dismayed by that when she was told that was not customary or "we've always done it that way." That is not acceptable. When a Councilor asks for information, it should be kept track of. She has been waiting for it and have not forgotten. She was disappointed and asked for better tracking.

Councilor Abeyta thanked Councilor Romero-Wirth for her work on that difficult issue and for explaining it so he could understand it. He thanked Councilor Ives for his leadership on the Public Works Committee. "It was a pleasure."

Councilor Rivera introduced a resolution for a time extension resolution for cooperative transportation and the DOT grant for the intersection improvements at Agua Fria Street and South Meadows Road. He asked to be a co-sponsor for Mayor Webber's state tax on social security benefits resolution and Councilor Lindell's resolution on fresh fruits. He thanked all the City crews for hard work on Christmas lighting at the Plaza. A lot of people to reach out with thanks.

He said, "It has been a pleasure working with Councilor Ives. We started at the same time and you have been a great mentor and it was great to see your grandchild up here."

Councilor Villarreal said we will have to party with Councilor Ives some time. Thanks for your guidance and clarity. She thanked Staff who were involved in the main water break. It is not complete yet, but it is better now despite the major mud issues.

She asked for the best way to track things. There are lots of them on our plate. She also wanted to know more on the contract for the Coalition. She asked to cosponsor with Councilor Lindell on the local government fund program and the DOT grant for Santa Fe River rehabilitation. She will cosponsor the resolution of Councilor Lindell.

Councilor Lindell introduced a resolution for appropriation for fresh fruits and veggies for schools and farmers. It is extremely painful to say goodbye to Councilor Ives and was grateful for his thoughtfulness and graciousness. She was also extremely grateful for his service and the opportunity for learning from him.

Councilor Romero-Wirth didn't have anything other than to say goodbye to Councilor Ives. "Do I thank you for getting me into this? So thanks again - here I am. I will miss you and your legal expertise and being the parliamentarian."

Councilor Vigil Coppler thanked Councilor Ives for his service. "There cannot be enough accolades and I admire your articulateness and still want to hear you sing. Godspeed." She asked to be listed as a cosponsor with Mayor Webber's resolution.

Mayor Webber introduced a resolution urging repeal on state tax on Social Security benefits and authorizing law. He is looking forward to the study sessions on community service and advertising. I think we will all benefit by more thoughtful approach. work to do on policies, etc. I am excited about the employee loan benefit kicking in and the contract with the contractor. New Mexico ranks #1 in payday loans. So for us to offer loans to employees up to \$3,000 means it will be paid off and is so attractive as a stand against predatory loans. In the first two days now, 15 employees have applied. and the loan includes lessons on how to manage finances.

He pointed out that he is the only one here to run against Councilor Ives for the same job. it was not a competition but a journey together to make the City a better place and we laughed and he was impressed by your command of the city's history and you made a better candidate and for our friendship, you embraced me and coached me at the end. So I am a little choked up. Whatever you do, you will have our support. You leave with great admiration and respect and true love and congratulations on your new job. Please don't go far.

Councilor Ives said at the 237 different forums, I spent more time with you than with Patricia. Looking back, thank you for winning. When one door closes, another opens. So tonight, you got to meet my wife. I would not be spending more time with her if I were in your chair.

We are so often on the same page that it gives me great confidence. And as a statement to all of you, it has been a great privilege to be a city councilor here in Santa Fe and how we work together as a Governing Body. Sometimes we have passionate disagreements but always with respect for each other, so this Body sets a wonderful example for others who miss some of that point. The example set here is so engaging across the city. It is so fractious in D.C. This is one of life's remarkable experiences. Thank you for your mentorships through your passion for certain issues which has helped me with sensibility, and you apply it in ways within constraints of budget and law, what a pleasure that is. My first six months were spent coming to understand the intelligence and hard work of the City employees for this City. And I leave carrying that same sensibility for them.

I will miss you up here but be with you out there in all the important ways life allows us to be members of the community. Final thing - I took a life lesson from Councilor Abeyta. He is a grandfather. When you become a grandparent for young children, it is

important to understand your role as a spiritual guide. Tiger has done it brilliantly. So here is my new name tag- Councilor Peter "Raven" Ives.


I. ADJOURN -

Having completed the agenda and with no further business to come before the Governing Body, the meeting was adjourned at 11:04 p.m.

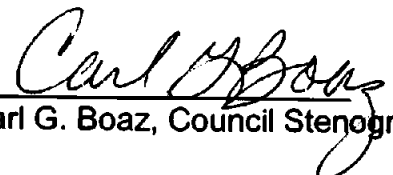
Approved by:


Mayor Alan Webber

ATTESTED TO:


Yolanda Y. Vigil, City Clerk

Respectfully submitted by:


Carl G. Boaz, Council Stenographer