



Agenda

**PUBLIC WORKS/CIP & LAND USE
COMMITTEE MEETING
CITY HALL COUNCIL CHAMBERS
MONDAY, FEBRUARY 10, 2020
5:00 P.M.**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM JANUARY 27, 2020 PUBLIC WORKS/CIP & LAND USE COMMITTEE MEETING
6. CONSENT AGENDA
 - a) Request Approval of Amendments to Two Construction Services On Call Agreements:
 - Request for Approval of Amendment #2 to the Construction Services On Call Agreement with GM Emulsion LLC, to Increase Compensation in the Amount of \$8,000,000.00 Exclusive of NMGRT
 - Request for Approval of Amendment #1 to the Construction Services On Call Agreement with EMCO LLC to Increase Compensation in the Amount of \$8,000,000.00 Exclusive of NMGRT (Sarah Anderson, Engineering Supervisor 955-6672, smanderson@santafenm.gov)

COMMITTEE REVIEW

Finance Committee (Scheduled)
Governing Body (Scheduled)

02/17/2020
02/26/2020

- b) Approval of New Mexico Department of Transportation (NMDOT) Improvement Program Grant Application for "Santa Fe Safe Routes to School Program", in the Total Amount of \$343,406; and a Budget Adjustment Request for the City's Match of \$50,000; (Richard Thompson, Parks Division Director, rcthompson@santafenm.gov, 955-2105)

COMMITTEE REVIEW

Finance Committee (Scheduled)

02/17/2020

Governing Body (Scheduled)

02/26/2020

- c) Request for Approval of a PSA with Trane U.S. \$525,693.38 for the Replacement of (4) Rooftop Air- Handlers (IntelliPaks) at the Convention Center / GSA -07F-0248K / 60-350-15-06287; (Randy Randall, Tourism Santa Fe Executive Director rrandall@santafenm.gov, 955-6209)

COMMITTEE REVIEW

Finance Committee (Scheduled)

02/17/2020

Governing Body (Scheduled)

02/26/2020

- d) Request for Approval of Voluntary Collection Agreement with Homeaway.com, Inc. for the Collection of Lodgers Tax from Short Term Rentals on all Homeaway and VRBO STR's, Beginning March 1, 2020; (Randy Randall, Tourism Santa Fe Executive Director rrandall@santafenm.gov, 955-6209)

COMMITTEE REVIEW

Finance Committee (Scheduled)

02/17/2020

Governing Body (Scheduled)

02/26/2020

- e) Request for the Approval of Contract Amendment No. 1 in the Total Amount of \$297,461.75 for Additional Scope to Professional Services Contract for Investment-Grade Energy Audit to Solarize City Facilities; Yearout Energy Services Company; (Caryn Grosse, cgrosse@santafenm.gov, 955-5938)

COMMITTEE REVIEW

Finance Committee (Scheduled)

02/17/2020

Governing Body (Scheduled)

02/26/2020

- f) Consideration of Bill No. ____: An Ordinance Amending the Land Development Code to Add a Definition for "Apothecary"; and to Amend the Definition of "Clinic". (Councilors Abeyta and Lindell) (Eli Isaacson, Interim Director – Land Use Department, caisaacson@santafenm.gov, 955-6830)

COMMITTEE REVIEW

Planning Commission (scheduled)

02/06/2020

Governing Body (request to publish) (scheduled)

02/12/2020

Governing Body (public hearing) (scheduled)

03/11/2020

7. MATTERS FROM STAFF
8. MATTERS FROM THE COMMITTEE
9. MATTERS FROM THE CHAIR
10. NEXT MEETING: **MONDAY, FEBRUARY 24, 2020**
11. ADJOURN

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

RECEIVED AT THE CITY CLERK'S OFFICE

DATE: February 6, 2020

TIME: 12:41 PM

**SUMMARY OF ACTION
PUBLIC WORKS/CIP & LAND USE
COMMITTEE MEETING
CITY HALL/ COUNCIL CHAMBERS
MONDAY, FEBRUARY 10, 2020, 5:00 PM**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER		1
ROLL CALL	QUORUM	2
APPROVAL OF AGENDA	APPROVED	1
APPROVAL OF CONSENT AGENDA	APPROVED	2
APPROVAL OF MINUTES	APPROVED	2

CONSENT AGENDA

REQUEST APPROVAL OF AMENDMENTS TO TOW CONSTRUCTION SERVICES ON CALL AGREEMENTS REQUEST FOR APPROVAL OF AMENDMENT #2 TO THE CONSTRUCTION SERVICES ON CALL AGREEMENT WITH GM EMULSION LLC, TO INCREASE COMPENSATION IN THE AMOUNT OF \$8,000,000.00 EXCLUSIVE OF NMGR AND REQUEST FOR APPROVAL OF AMENDMENT #1 TO THE CONSTRUCTION SERVICES ON CALL AGREEMENT WITH EMCO LLC TO INCREASE COMPENSATION IN THE AMOUNT OF \$8,000,000.00 EXCLUSIVE OF NMGR	APPROVED ON CONSENT	2
APPROVAL OF NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) IMPROVEMENT PROGRAM GRANT APPLICATION FOR "SAFE ROUTES TO SCHOOLS PROGRAM", IN THE TOTAL AMOUNT OF \$343,406;	APPROVED	3

**AND A BUDGET ADJUSTMENT
REQUEST FOR THE CITY'S MATCH
OF \$50,000.**

**REQUEST FOR APPROVAL OF A
PSA WITH TRANE U.S. FOR
\$525,693.38 FOR THE REPLACEMENT
OF (4) ROOFTOP AIR-HANDLERS
(INTELLIPAKS) AT THE CONVENTION
CENTER / GSA - 07F-0248K /
60-350-15-06287.**

APPROVED ON CONSENT 4

**REQUEST FOR APPROVAL OF
VOLUNTARY COLLECTION
AGREEMENT WITH HOMEAWAY.COM,
INC. FOR THE COLLECTION OF
LODGERS TAX FROM SHORT TERM
RENTALS ON ALL HOMEAWAY AND
VRBO STRS BEGINNING MARCH 1,
2020.**

APPROVED 4-7

**REQUEST FOR APPROVAL OF
CONTRACT AMENDMENT NO. 1 IN
THE TOTAL AMOUNT OF \$297,461.75
FOR ADDITIONAL SCOPE TO
PROFESSIONAL SERVICES
CONTRACT FOR
INVESTMENT-GRADE ENERGY
AUDIT TO SOLARIZE CITY FACILITIES;
YEAROUT ENERGY SERVICES
COMPANY.**

APPROVED 7-8

**CONSIDERATION OF BILL NO. ____:
AN ORDINANCE AMENDING THE LAND
DEVELOPMENT CODE TO ADD A
DEFINITION FOR "APOTHECARY";
AND TO AMEND THE DEFINITION OF
"CLINIC".**

APPROVED 9-11

MATTERS FROM STAFF

INFORMATION/DISCUSSION 11-12

MATTERS FROM THE COMMITTEE

INFORMATION/DISCUSSION 12-13

MATTERS FROM THE CHAIR

NONE 13

NEXT MEETING

FEBRUARY 24, 2020

13

ADJOURN

ADJOURNED

13

**PUBLIC WORKS/CIP & LAND USE
COMMITTEE MEETING
CITY HALL/ COUNCIL CHAMBERS
MONDAY, FEBRUARY 10, 2020, 5:00 PM**

1. CALL TO ORDER

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on Monday, February 10, 2020, by Councilor Christopher Rivera, Chair, at approximately 5:00 PM in City Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fé, New Mexico.

2. ROLL CALL

Roll Call indicated the presence of a quorum as follows:

MEMBERS PRESENT:

Councilor Christopher Rivera, Chair
Councilor JoAnne Vigil Coppler
Councilor Roman Abeyta
Councilor Renee Villarreal
Councilor Michael Garcia

MEMBERS EXCUSED:

STAFF PRESENT:

Regina Wheeler, Public Works Director

OTHERS PRESENT:

Elizabeth Martin, Stenographer

3. APPROVAL OF AGENDA

Ms. Wheeler said on item B it says there is a budget adjustment request. It was determined that a BAR was not necessary. That part of the request needs to be deleted.

MOTION A motion was made by Councilor Vigil Coppler, seconded by Councilor Villarreal, to approve the agenda as amended.

VOTE The motion passed unanimously by voice vote.

4. APPROVAL OF CONSENT AGENDA

Councilor Vigil Coppler pulled items D and F for discussion.

Councilor Garcia pulled item B for discussion.

Councilor Villarreal pulled items E and D for discussion.

MOTION A motion was made by Councilor Villarreal, seconded by Councilor Vigil Coppler, to approve the consent agenda as amended.

VOTE The motion passed unanimously by voice vote.

**5. APPROVAL OF MINUTES
JANUARY 27, 2020**

MOTION A motion was made by Councilor Villarreal, seconded by Councilor Vigil Coppler, to approve the minutes as presented.

VOTE The motion passed unanimously by voice vote.

6. CONSENT AGENDA

A. REQUEST APPROVAL OF AMENDMENTS TO TWO CONSTRUCTION SERVICES ON CALL AGREEMENTS:

- 1. REQUEST FOR APPROVAL OF AMENDMENT #2 TO THE CONSTRUCTION SERVICES ON CALL AGREEMENT WITH GM EMULSION LLC, TO INCREASE COMPENSATION IN THE AMOUNT OF \$8,000,000.00 EXCLUSIVE OF NMGR**
- 2. REQUEST FOR APPROVAL OF AMENDMENT #1 TO THE CONSTRUCTION SERVICES ON CALL AGREEMENT WITH EMCO LLC TO INCREASE COMPENSATION IN THE AMOUNT OF \$8,000,000.00 EXCLUSIVE OF NMGR**

Approved on consent.

B. APPROVAL OF NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) IMPROVEMENT PROGRAM GRANT APPLICATION FOR

“SAFE ROUTES TO SCHOOLS PROGRAM”, IN THE TOTAL AMOUNT OF \$343,406; AND A BUDGET ADJUSTMENT REQUEST FOR THE CITY’S MATCH OF \$50,000. Richard Thompson

Councilor Garcia said the grant allowance for the match and resources are identified. Are we expecting the \$50,000 to be our employee time as the match or cash.

Mr. Thompson said both. We will expend some monies for advertisements for the RFP and for accounting throughout the life of the grant which runs through September 30, 2022.

Councilor Garcia said he likes it when we can track time and use that for the match component.

Councilor Villarreal said she talked with Mr. Munoz about this and the importance of this position. It will get a lot of interest. She would like us to advertise beyond our regular process and look at other possibilities at universities and the Planning School at UNM.

Mr. Thompson said we are hoping to contract this position and will go to RFP and broadcast it broadly. We will keep you apprised.

Councilor Villarreal said sometimes our RFP processes do not get to the greater populations. She wants to be sure we do that for this one.

Mr. Thompson said we are coordinating with the Santa Fe Public Schools, the MPO, the University and planning agencies.

Chair Rivera said RFPs can be sent to specific organizations you define. If you want it to go to the UNM Planning School you could direct that.

Mr. Thompson said correct. We can also advertise with the matching funds.

Councilor Vigil Coppler said she recommends you write those places down so you will remember them or Councilor Villarreal, will you send a quick message to him listing those because she did not see him writing anything down.

Mr. Thompson said he will send this out to those as described.

MOTION A motion was made by Councilor Garcia, seconded by Councilor Villarreal, to approve the request.

VOTE The motion passed unanimously by voice vote.

- C. REQUEST FOR APPROVAL OF A PSA WITH TRANE U.S. FOR \$525,693.38 FOR THE REPLACEMENT OF (4) ROOFTOP AIR-HANDLERS (INTELLIPAKS) AT THE CONVENTION CENTER / GSA - 07F-0248K / 60-350-15-06287.**

Approved on consent.

- D. REQUEST FOR APPROVAL OF VOLUNTARY COLLECTION AGREEMENT WITH HOMEAWAY.COM, INC. FOR THE COLLECTION OF LODGERS TAX FROM SHORT TERM RENTALS ON ALL HOMEAWAY AND VRBO STRS BEGINNING MARCH 1, 2020.
Randy Randall**

Councilor Vigil Coppler said she did not see a memo on this on what you want from us. She is assuming you want us to bless this contract. Is that right.

Mr. Randall said yes, that is correct.

Councilor Vigil Coppler said she is not sure she understands what you are saying in the memo here. In the contract it says they will collect the tax, but not what kind of tax. It needs to be named in the contract.

Mr. Randall said in the third paragraph it says facilitates the collection of City lodgers tax. It is clear which taxes are to be collected.

Councilor Vigil Coppler said in number 3 it is not named. She likes consistency. It may leave room for interpretation.

Mr. Randall said he will add lodgers anytime it says tax and will make sure Legal approves. This document was approved by Legal.

Councilor Vigil Coppler said we are the Council and that is why it is before us.

Mr. Randall said he is with her.

Councilor Vigil Coppler asked what is the problem here.

Mr. Randall said until Expedia purchased HomeAway they were not involved in the collection of funds from renters. When Expedia came in they opened up this opportunity. HB 6, that changed the tax code, says people doing business on the internet have to collect taxes due the City. Expedia went online and called GRT tax lodgers tax and they are suggesting that is all the tax they have to pay. Now the owner has to tell the renter no, there is another tax or they have to absorb the tax or they do not give us anything. He thinks that third item is what is happening. This will clean all

that up.

Councilor Vigil Coppler asked what is the City losing.

Mr. Randall said it is impossible to say. We don't know how much we should have been collecting. We don't have occupancy information on short term rentals or rate information. What we do know is with Airbnb we collected over \$1 million last year. They represent about 50% of the taxes on short term rentals. He would estimate that it would be a net gain to the City of about \$250,000.

Councilor Vigil Coppler said so we have not been benefitting from any of the GRT on Airbnb because they are not identifying it and it did not go to the State.

Mr. Randall said we don't know and the State does not report to us how much they collect. Prior to HB 6 it was up to each individual owner to collect GRT and remit it to the State and then we get our portion. We assume that now with the major entities having a relationship with the State and GRT is being collected and with this agreement we will get at least 80% of the lodgers tax we should be getting.

Councilor Vigil Coppler asked who in your organization is watching over this.

Mr. Randall said he has brought this contract forward.

Councilor Vigil Coppler asked do you study the data.

Mr. Randall said through a software program he gets data on what the short term rentals are doing in the City and County as they report. There is no way to validate the accuracy of the data. Actual enforcement is done through Land Use with a software called Host Compliance that will enable them to detect people not in compliance. We know there are people not in compliance. We collect from Airbnb the lodgers tax because they are collecting it. This will allow these entities to collect for us. They don't want to be in enforcement, but will collect and remit to us.

Councilor Vigil Coppler said it would be a good idea to have a bridge from what you are doing here to Land Use so you can double check.

Mr. Randall said we do not get detail from the entities as to who they are remitting funds for. We get a check. We have the right to audit them. Because of tax privacy laws they can't tell us who they collected for and they don't do that for any municipality.

Councilor Vigil Coppler said she has never known of any taxes to be private. It sounds very odd and she does not agree with that. If we give them money they should tell us.

Mr. Randall said they are giving us the money. A member of our legal team was with him when they said they could not give us detail and they accepted that so he did too. Without a relationship with the City they will not and cannot collect taxes for a third party. They are collecting on behalf of the owner.

Councilor Vigil Coppler asked what is in it for them.

Mr. Randall said they want to be good citizens and to be able to operate within the City. Their hosts are unhappy with the fact that they are telling the rental guests that is all they have to pay and there is another 7%. Then they have to deal with the issue on their own.

Councilor Vigil Coppler said she sees this as an opportunity for us to get more serious about short term rentals and connect the dots. We spent a great deal of time talking about this. We know we are not sure about how many are out there and we are not sure we are getting the fees and taxes appropriate for each into our coffers. Here is an opportunity to get information. This does not seem to go far enough. This is a missed opportunity. Also it is great you are here to suggest what you want from us. The message in your memo is not clear. If you want to keep coming here to explain your memos keep writing them like this.

Councilor Villarreal said details help. In this case she sees where we are going with this. To receive revenue from HomeAway rather than the owner. She is curious. Wouldn't they be able to give us the number of properties taxed at the end of the period so we can compare that. Maybe number of nights taxed as well.

Mr. Randall said that is a good question. He can ask them that. He thinks that would be something they would agree to outside of this agreement. We know per Airbnb and a platform that there are over 1,600 short term rentals in the City. We will ask about that.

Councilor Villarreal said so we will have a better idea of if we are collecting the lodgers tax we deserve and if they are doing what they say they are wanting to do. It is odd that HomeAway is part of VRBO and will tax their own entities.

Mr. Randall said Airbnb is the big dog in the hunt. HomeAway and VRBO are two separate platforms both owned by Expedia. He thinks they are trying to be competitive with Airbnb. For rental owners to have HomeAway collect and remit on their behalf is a real service. It is better for the owners.

Councilor Villarreal asked why is the contact with HomeAway, Inc. rather than Expedia.

Mr. Randall said they are a subsidiary.

Councilor Villarreal said maybe you can find out how we can track properties and nights. She thought there were more Airbnb rentals than the number you quoted. Do you have an idea of what it might be in the future. Have you done forecasting. Maybe there should be an FIR for this. Any idea of what we would be generating on an annual basis.

Mr. Randall said he can estimate from VRBO and HomeAway. What he can't estimate is how much we have already been collecting from homeowners.

Councilor Villarreal said she would like for us to have an estimate of that number.

Mr. Randall said he will put an FIR with this for Finance. He is guessing around \$800,000.

Councilor Villarreal said also correspond with the company to find out about providing us with numbers.

Mr. Randall said he will make that request tomorrow. He doesn't know if he will have the answer by Finance.

Councilor Garcia asked are we collecting these taxes from folks that are licensed to operate or are out of compliance and do we have the legal right to collect from them.

Mr. Randall said from what he was told there is nothing illegal or wrong with collecting taxes from rentals not in compliance with registration.

Councilor Vigil Coppler asked did you commit to getting the information Councilor Villarreal asked about for Finance.

Mr. Randall said he commitment to do an FIR and reach out to HomeAway and find out if we can get that data and to the extent he gets an answer he will provide it.

MOTION A motion was made by Councilor Vigil Coppler, seconded by Councilor Villarreal, to approve the request.

VOTE The motion passed unanimously by voice vote.

E. REQUEST FOR APPROVAL OF CONTRACT AMENDMENT NO. 1 IN THE TOTAL AMOUNT OF \$297,461.75 FOR ADDITIONAL SCOPE TO PROFESSIONAL SERVICES CONTRACT FOR INVESTMENT-GRADE ENERGY AUDIT TO SOLARIZE CITY FACILITIES; YEAROUT ENERGY SERVICES COMPANY. Caryn Grosse

Councilor Villarreal said she was glad to see that we are moving forward with this

exciting project. She is trying to understand the relationship with Yearout Energy and Positive Energy.

Ms. Grosse said Positive Energy is a subcontractor to Yearout.

Councilor Villarreal said Yearout is local and Positive is national.

Ms. Wheeler said Positive Energy was founded in Santa Fe and has an office here. They have national connections, but only do work in New Mexico.

Councilor Villarreal said on page 3 of the memo, under number 1, what is the Guaranteed Utility Savings Contract.

Ms. Grosse said that is the next step after the investment grade audit. By doing some of these steps in advance we can mitigate some steps.

Ms. Wheeler said that is the contract we enter into with Energy Services Company where by they implement the measures and they guarantee the energy savings which is the basis of our paying back the investment.

Councilor Villarreal asked are they the negotiator.

Ms. Wheeler said part of this is right of way negotiations with BLM and the consultant undertakes that as part of the project.

Councilor Villarreal said we have to get approval and negotiate with PNM because they own the infrastructure.

Ms. Wheeler said yes.

Councilor Villarreal said there are listings of sites that we will be working with. There are a couple like La Familia Medical Center, Cristo Rey Church and Kitchen Angels. Do you know why they are listed there.

Ms. Wheeler said we own the La Familia building. Cristo Rey is a pumping station, not a church.

Alex Montano, Yearout, explained Kitchen Angels and the listings.

MOTION A motion was made by Councilor Villarreal, seconded by Councilor Vigil Coppler, to approve the request.

VOTE The motion passed unanimously by voice vote.

**F. CONSIDERATION OF BILL NO. ____: AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE TO ADD A DEFINITION FOR "APOTHECARY"; AND TO AMEND THE DEFINITION OF "CLINIC".
Eli Isaacson**

Councilor Vigil Coppler said she was wondering, are we getting ready for something. What brought this about.

Mr. Isaacson said this was brought about by the agenda of an applicant who intends to open a clinic in the C4 unit and would like to have a dispensary in that business. It is specific to one business.

Councilor Vigil Coppler said that is occurring now in other parts of the City that are not zoned that way.

Mr. Isaacson said correct. Right now pharmacies or apothecaries are not allowed in a C4 zone. We are adding a definition for apothecary as well to draw a distinction between a traditional pharmacy and an entity more aligned with nontraditional medicine.

Councilor Abeyta said an apothecary could locate also without being attached to a clinic. He thought they should be attached to a clinic.

Councilor Vigil Coppler asked where is this located.

Mr. Isaacson handed out a map. The map is herewith attached to these minutes as Exhibit "1".

Mr. Isaacson said the map was produced by staff and shows where C4 parcels are in town.

Councilor Vigil Coppler said she is not opposed to this, she just wants to know more.

Councilor Abeyta said he did not want them to be stand alone. We also define what a clinic is in the Ordinance as well.

Councilor Vigil Coppler said in the event recreational marijuana gets approve this Session or next is this going to limit anything if we pass this.

Mr. Isaacson said that is a difficult question. Currently it is not allowed at all in these zones. We are allowing expansion of services in the zones. This would allow clinics in these areas to have this use. The reason we are taking this route is to limit these sort of unintended consequences or stand alone dispensaries. There are other

places in the City where stand alones are allowed.

Councilor Vigil Coppler said in the event recreational marijuana gets approved are we going to start thinking about specialized zoning for that.

Mr. Isaacson said it is speculative to talk about hypothetical situations. In talking with Sally Perez in Legal she and Land Use recommend if passed we would want to do a more comprehensive review of our zoning to draft some language appropriate to that new situation. He doesn't think making some small tweaks would be how we would deal with that eventuality.

Councilor Villarreal asked the dispensaries existing now, how are they zoned.

Mr. Isaacson said those are allowed in several of our existing zones. He doesn't have a list of specific zones. He has a list of zones for all clinics. In terms of how we currently regulate medical marijuana dispensaries, we treat them as retail use so anywhere retail is allowed we allow dispensaries. When we get to edibles, they are treated as manufacturing use. Just packaged products are retail use. Manufacturing of products is manufacturing use.

Councilor Villarreal asked do we have that manufacturing use.

Mr. Isaacson said we have several in the City.

Councilor Villarreal said we will have to think about all of that in the future. She is not opposed, but at the same time it is interesting. Is there a cap on uses.

Mr. Isaacson said not currently. Should it be legal that would be an appropriate time to reevaluate our current practices.

Chair Rivera said this is brand new language. On page 2 apothecaries are allowed in zone 11, why not 12.

Mr. Isaacson said 12 is heavy industrial use. He did not feel that was appropriate. 11 is light industrial.

Chair Rivera asked is housing allowed in mixed use.

Mr. Isaacson said yes.

Chair Rivera asked so could there potentially be apothecaries within residences.

Mr. Isaacson said not in residences, but maybe in that zone.

Councilor Rivera asked to avoid residential areas was it intended to be part of

mixed use.

Councilor Abeyta said no.

Mr. Isaacson said in the use table we added apothecaries and clinics where they were already allowed. It is for accessory use to a clinic, not for stand alone use.

Chair Rivera asked on page 4 what is compounded.

Mr. Isaacson said that was added as a recommendation of the Legal team as standard language included in language for pharmacies.

Chair Rivera said with pharmacies that do compounding they need a lot of specialized equipment. Are we treating these the same way.

Mr. Isaacson said yes.

Chair Rivera asked who is in charge of overseeing that.

Mr. Isaacson said these are licensed facilities with licensed professionals.

Chair Rivera said you have to be licensed for pharmacists, but what about herbalists or nutritionists.

Mr. Isaacson said they have to be licensed in New Mexico as well.

Chair Rivera asked where do urgent cares fit in.

Mr. Isaacson said they are separate from this and have their own rules and regulations.

MOTION A motion was made by Councilor Vigil Coppler, seconded by Councilor Villarreal, to approve the request.

VOTE The motion passed unanimously by voice vote.

7. MATTERS FROM STAFF

Ms. Wheeler said she asked for status on all street lights that are out.

Councilor Vigil Coppler said she saw the response and there are street lights out.

Ms. Wheeler said the answer is to switch to LED as soon as possible and get a new contract to maintain them. We had a meeting in the Mayor's office with PNM and

stressed safety.

Ms. Wheeler said we are working with PNM on a agreement to allow us to operate a paid parking lot behind the Farmers Market. They are open to that and supportive of that. There will be someone there every day to empty boxes and collect the money. It will help us control some of the activity over there and the litter and waste people are complaining about.

Councilor Villarreal said get rid of the vegetation.

Ms. Wheeler said we will

Ms. Wheeler said on February 26th we are bringing the Capital Outlay Project update to the Governing Body.

Chair Rivera said he would like to see an update on the Airport projects as Chair of the Airport Advisory Board.

Ms. Wheeler said all the Airport projects will be included. Our request for the \$10 million is not doing so well at the moment.

Ms. Wheeler said she wanted to remind the Committee about the Railyard study session on February 25th. It will be extensive. One of our goals for the Public Works Department is a Transit Service Plan to evaluate our bus service. It has been on the books for a couple of years. We have decided to turn it into a Multimodal Transportation Plan. We are interviewing firms to get that contract going. We are excited about that process. We are working with Land Use, MPO, Public Works Transit and Parking.

Councilor Villarreal asked did any local groups apply.

Ms. Wheeler said one did.

8. MATTERS FROM THE COMMITTEE

Councilor Vigil Coppler asked what are we doing with the Railyard garage. It is still unmanned.

Ms. Wheeler said the new system will be completely installed in March. It is not unmanned. It is staffed. It is rare that no one is there. We deleted five parking attendant positions to save money in the last budget. We are short staffed. We have three temps that we are supplementing staff with.

Councilor Vigil Coppler asked what about the project to improve the turn around

in the garages.

Ms. Wheeler said there will be an update on that at the Railyard study session. That is an approved capital improvement and will be on the Governing Body update. She met with Bob Siqueiros, who is staying with us for the rest of the year. Other projects are approved as well that he wants to see through.

Councilor Vigil Coppler said thank you. That is a very nice spin on it.

Councilor Vigil Coppler said the pot holes are back.

Ms. Wheeler said she asked staff to keep an eye out for when the hot mix plant has available the mix to fix the potholes. Otherwise we use the cold mix that only lasts a month.

Councilor Villarreal said a pot hole that is very problematic is at the narrow turn from Cerrillos to San Mateo. It is on the other side of street from the Indian hospital going south on San Mateo.

Councilor Garcia said there are pot holes from St. Francis to Cerrillos and on all of Second Street. They are getting worse and worse.

Ms. Wheeler said she will report those.

9. MATTERS FROM THE CHAIR

None

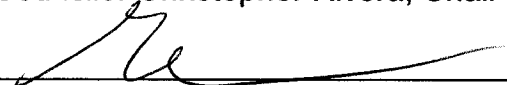
**10. NEXT MEETING
FEBRUARY 24, 2020**

11. ADJOURN

There being no further business before the Committee the meeting adjourned at 6:05 pm.



Councilor Christopher Rivera, Chair



Elizabeth Martin, Stenographer