



City of Santa Fe

AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
JUNE 24, 2020
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR GOVERNING BODY MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings of more than five (5) people, the Governing Body meeting will be conducted virtually.

Viewing: Members of the public may view the meeting through the Government Channel on Comcast Channel 28 and Comcast HD928 or may stream the meeting live on the City of Santa Fe's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. The YouTube live stream can be accessed at this address from most smartphones, tablets, or computers.

The video recording of this and all past meetings of the Governing Body will also remain available for viewing at any time on the City's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. Staff is available to help members of the public access pre-recorded Governing Body meetings on-line at any time during normal business hours. Please call 955-6521 for assistance.

Radio Broadcast: The meeting can be heard on radio station KSFR 101.1.

Agenda: The agenda for the meeting will be posted at <https://www.santafenm.gov>.

Written Comments: The public may submit written comments on any of the items to be considered on the Consent Agenda, Discussion Agenda, Public Hearings or Petitions From the Floor through 8:00 a.m. the day of the meeting via the virtual comment "button" at santafe.primegov.com/portal/search.

Petitions from the Floor: The Governing Body will also take public comment for "Petitions from the Floor" by telephone message, through 8:00 a.m. the day of the meeting. Telephone messages must identify the submitting party's name and address and may be left at 505-955-6520. These comments will be distributed to the Governing Body for review prior to the meeting.

To provide live public comment during petitions from the floor, send your name, email address, telephone number by 8:00 a.m. the day of the meeting, to petitionsfromthefloor@santafenm.gov. A Zoom Meeting invite will be sent the day of the meeting to the email address provided. If you do not have a smartphone, tablet, or computer, call 505-955-6520 by 8:00 a.m. the day of the meeting and leave a telephone message with your name and address. The City Clerk's office will return your call on the day of the meeting to provide Zoom call-in information.

Public Hearings: The Governing Body will also take public comments for the public hearings listed on the Evening Session Agenda by telephone message, through 8:00 a.m.



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To provide live public comment during the public hearings, send your name, email address, telephone number and the agenda item(s) you wish to comment on by 8:00 a.m. the day of the meeting to publiccomment@santafenm.gov. A Zoom Meeting invite will be sent on the morning of the meeting to the email address provided. If you do not have a smartphone, tablet, or computer, call 505-955-6520 by 8:00 a.m. the day of the meeting and leave a telephone message with your name, address and the agenda item you wish to comment on, and the City Clerk's office will return your call on the day of the meeting to provide Zoom call-in information.

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**
 - a) Regular Governing Body Meeting – June 10, 2020
9. **PRESENTATIONS**
10. **CONSENT CALENDAR**



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- a. Request for Approval of Amendment #1 with Denora-MIOX, Inc. to Provide On-Site Disinfectant Solution Generation Units through December 2020 in the Amount of \$428,239.21 Inclusive of NMGR. (Jonathan Montoya, Source of Supply Operations Manager, jmmontoya@santafenm.gov, 955-4373)

- b. CONSIDERATION OF RESOLUTION 2020-____. (Councilor Romero-Wirth and Councilor Abeyta)
A Resolution to Re-Establish the Santa Fe Water Conservation Committee. (Christine Chavez, Water Conservation Manager, cychavez@santafenm.gov, 955-4219)

- c. Request Approval of Contracts Awarded Through RFP 20/16 to Use Department of HUD Community Development Block Grant (CDBG) Funds to Support Community Development Activities, as Follows (Total \$799,810): (Alexandra Ladd, Affordable Housing Director, agladd@santafe.nm.gov, 955-6346)

SFPS – Adelante	\$27,000.00
Coming Home Connection	\$20,000.00
SF Habitat for Humanity	\$90,000.00
Homewise	\$200,000.00
Housing Trust	\$150,000.00
Interfaith Shelter	\$30,000.00
SF Civic Housing Authority	\$100,000.00
Youth Shelters	\$15,000.00
Youth Shelters	\$25,000.00

- d. Request for Approval of Amendments to Extend the Term of Performance on Four (4) Housing Contracts Through June 30, 202. 1 (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov, 955-6346):

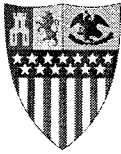
1) Amendment #1 to Mortgage Principal Reduction Contracts

a) Habitat for Humanity – (AHTF) – Contract Amount \$80,000 (Current Balance is \$40,000)

b) Housing Trust – (AHTF) – Contract Amount \$157,500 (Current Balance - \$76,000)

c) Homewise (CDBG) – Contract Amount \$188,000 (Current Balance - \$163,308.61)

2) Amendment #4 to Home Repair Contract



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a) Homewise Home Repair (CDBG) – Contract Amount \$ 75,000 (Current Balance - \$ 25,716.44)

- e. CONSIDERATION OF RESOLUTION NO. 2020-____. (Mayor Webber)
A Resolution Establishing a Framework for the Closure of Streets to Vehicular Traffic for a Certain Period During 2020. (Jesse Guillen, Legislative Liaison: jbg Guillen@santafenm.gov, 505-955-6518)

11. DISCUSSION/ACTION

- a. Request for Approval of Contract to Establish a New Agreement for Time and Attendance Software Subscriptions with Reseller IMMIX Technology. IMMIX Technology GSA Contract GS-35F-0265X Expires on March 2, 2021 and are Requesting a New 3-Year Contract to Go to June 30, 2023. (In the amount of Year 1: \$122,433.42, Year 2: \$127,903.49 and Year 3: \$133,179.71 for Total Compensation of \$383,516.62). (Joshua Elicio, ITT Director, juelicio@santafenm.gov, 955-5576)
- b. City of Santa Fe Employee Benefits Presentation by Aon. (Bernadette Salazar, Human Resources Director, bjsalazar@santafenm.gov, 955-6591)
- c. Request for Approval of Renewal for Fiscal Year 2020/2021 Comprehensive Insurance Program Coverages, in the Amount of \$3,034,268.06 for Annual Premiums; AJ Gallagher. (Bradley Fluetsch, CFA, Planning and Investment Officer, bjfluetsch@santafenm.gov, 955-6885)

12. MATTERS FROM THE CITY MANAGER

13. MATTERS FROM THE CITY ATTORNEY

- a. EXECUTIVE SESSION
- a) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(7), Discussion of Pending or Threatened Litigation, Including but not Limited to, a Settlement with the County of Santa Fe Regarding Payment of Certain Capital Costs for the Regional Emergency Call Center (RECC). (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov, 955-6512)



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b) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(8), Discussion of the Acquisition and Disposition of the Santa Fe Estates Property. (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov, 955-6512)

14. EXECUTIVE SESSION ACTION ITEMS

a EXECUTIVE SESSION ACTION ITEMS

Approval of a Settlement Agreement with the County of Santa Fe to Resolve Payment for Certain Capital Costs Pursuant to the Second Amended Joint Powers Agreement Between the Parties for the Operation of the Regional Emergency Call Center (RECC) and the Memorandum of Agreement (MOA) Between the City and the County for Public Safety Radio Communications Motorola Dispatch Consoles and Site Equipment. (Marcos Martinez, Senior Assistant City Attorney, mdmartinez@santafenm.gov, 955-6502)

b 2. Approval of Amendment #1 to the Termination Agreement Entered Into Between the City of Santa Fe and Santa Fe Estates in December of 2019, to Extend the Duration of the Agreement. (Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)

15. MATTERS FROM THE CITY CLERK

16. COMMUNICATIONS FROM THE GOVERNING BODY

a. Introduction of Legislation

EVENING SESSION - 7:00 P.M.

ROLL CALL

17. PETITIONS FROM THE FLOOR

18. APPOINTMENTS

19. PUBLIC HEARINGS

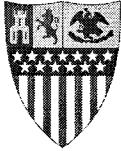


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- a. 1) Request Approval of Amendment to 2019 Annual Action Plan which Proposes to Use CARES Act Funding (\$361,227) Provided by HUD to Partially Fund Operations at the Midtown Shelter. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov; 955-6346)
- a) Approval of Budget Adjustment Request (BAR) to Increase Revenues in (2402750.490520) (CDBG) by \$361,227 and Move Funds to Expenditures (2402750.510400).
- b) Approval of a Professional Services Agreement + Project Budget in the Total Amount of \$361,227 of CARES Act Funds for Providing Oversight and Management of the Midtown Shelter; New Mexico Coalition to End Homelessness.
- b. CONSIDERATION OF BILL 2020-14. ADOPTION OF ORDINANCE NO. 2020-_____. (Mayor Webber)
- An Ordinance Amending Section 23-6.2 SFCC 1987 to Allow Licensed Establishments that Have Obtained an Obstruction Permit from the City and a Temporary Change/Expansion of Liquor License [Modification] Premises from the New Mexico Alcoholic Beverage Control Division to Serve Alcohol on City Sidewalks, Streets, Rights-of-Way, or Other Property that has Been Specifically Authorized for Temporary [Business] Use Due to the Covid-19 Public Health Emergency; and Establishing an Effective Date as the Date of Bill Adoption. (Randy Randall, Tourism Director, rrandall@santafenm.gov, 955-6209, and John Romero, Acting Public Works Director, jjromero1@santafenm.gov, 955-6638)
- c. Appeal No. 2020-2043-APPL of Case No. 2019-1600-HDRB. Appeal by Rosewood Hotels of the Historic Districts Review Board's March 10, 2020 Decision to Impose Conditions on its Approval of Rooftop Improvements at the Rosewood Inn of the Anasazi, Located at 113 Washington Avenue, Including a Fifty-Six Foot (56') High Addition, which Exceeds the Maximum Allowable Building Height and Requires an Exception to the Height Limitations in the Historic Districts Ordinance. (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)
- d. CONSIDERATION OF BILL 2020-11. ADOPTION OF ORDINANCE NO. 2020-_____. (Mayor Webber and Councilor Cassutt-Sanchez)



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An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987; Approving and Adopting an Amended Local Economic Development Project Participation Agreement Between the City of Santa Fe and Descartes Labs, Inc. for Design, Development and Construction of Tenant Improvements; and Lease Payments for Expansion of a New World Headquarters Facility, a Local Economic Development Project (Fabian Trujillo, Office for Business Growth Manager, ftujillo@santafenm.gov, 955-6912) **(POSTPONED TO JULY 29, 2020)**

- e. CONSIDERATION OF BILL 2020-12. ADOPTION OF ORDINANCE NO. 2020-____. (Mayor Webber and Councilor Cassutt-Sanchez)

An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987; Approving and Adopting a Local Economic Development Project Participation Agreement Between the City of Santa Fe and Descartes Labs, Inc. for an Economic Development Loan Project for Lease Payments to Provide Assistance for the Negative Financial Impacts of Covid-19. (Fabian Trujillo, Office for Business Growth Manager, ftujillo@santafenm.gov, 955-6912) **(POSTPONED TO JULY 29, 2020)**

20. **ADJOURN**

SUMMARY INDEX
SANTA FE CITY COUNCIL
June 24, 2020

ITEM	ACTION	PAGE
1. Call to Order	Convened at 5:00 p.m.	1
5. Roll Call	Quorum Present	1
6. Approval of Agenda	Approved as amended	2
7. Approval of Consent Calendar	Approved as amended	2
8. Approval of Minutes Regular Meeting - June 10, 2020	Approved as presented	2-3
9. Presentations	None	3
10. Consent Calendar Listing Consent Calendar Discussion	Listed	3-4
b) Water Conservation Committee	Approved	6
e) Street Closure Resolution	Approved	7-23
11. Discussion/Action Items		
a) Time/Attendance Software Contract	Approved	23-24
b) Employee Benefits	Presentation	24
c) Comprehensive Insurance Renewal	Approved	24-25
12. Matters from the City Manager	Reported	3-5
13. Matters from the City Attorney	Reported	29
Executive Session	Canceled	29
14. City/County Settlement for RECC	Postponed to July 8	64
15. Amendment of Santa Fe Estates Agreement	Approved	64-65
16. Matters from the City Clerk	None	29
17. Communications from Gov. Body Evening Session	Communicated	26-29
F. Petitions from the Floor	Petition heard	31-51
G. Appointments	None	51
H. Public Hearings		
1) CARES Act Funding Amendment	Approved	52-53
2) Alcohol sidewalk service Ordinance	Approved	53-55
3) Inn of the Anasazi Appeal	Denied	56-63
4) Bill 2020-11 with Descartes Labs	Postponed	63
5) Bill 2020-12 with Descartes Labs	Postponed	63
Adjournment	Adjourned at 12:36 am	65

MINUTES OF THE
REGULAR MEETING OF THE GOVERNING BODY
Wednesday, June 24, 2020
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, June 24, 2020, at approximately 5:03 p.m., at the Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico as a virtual meeting. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum remotely, as follows:

Members Present Remotely

Mayor Alan Webber
Councilor Roman "Tiger" Abeyta
Councilor Jamie Cassutt-Sanchez
Councilor Michael J. Garcia
Councilor Signe I. Lindell
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Other Participants Attending Remotely

Jarel LaPan Hill, City Manager
Erin McSherry, City Attorney
Yolanda Y. Vigil, City Clerk
Bernadette Salazar, HR Division Director
Bradley Fluetsch
Alexandra Ladd, Affordable Housing Director
Joshua Elicio, IT Director
Regina Wheeler, Emergency Operations Incident Commander
Marcos Martinez, Assistant City Attorney
Mary McCoy, Finance Director
Jesse Guillen, Legislative Liaison
Kristine Mihelcic, Constituent Services Director
Carl Boaz, Council Stenographer

6. APPROVAL OF AGENDA

Councilor Rivera asked to move Matters from the City Manager right after Presentations to get an update on the budget which has changed a lot in the last 48 hours.

Councilor Garcia asked for move item #16 in front of the Executive Session in order to hear Communications from Governing Body beforehand and ensure the public hears those comments earlier instead of at midnight.

MOTION: Councilor Garcia moved, seconded by Councilor Lindell, to approve the agenda as amended twice.

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

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

Against: None.

7. APPROVAL OF CONSENT CALENDAR

Councilor Cassutt-Sanchez requested discussion on item 10(e).

Councilor Romero-Wirth and Councilor Villarreal requested discussion on item 10(b).

Councilor Vigil Coppler and Councilor Villarreal also wanted discussion on item 10(e).

MOTION: Councilor Villarreal moved, seconded by Councilor Lindell, to approve the Consent Calendar as amended with 10(b) and 10(e) pulled for discussion.

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

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

Against: None.

8. APPROVAL OF MINUTES: Regular Governing Body Meeting - June 10, 2020

MOTION: Councilor Lindell moved, seconded by Councilor Vigil Coppler, to approve the minutes of the regular Governing Body meeting on June 10, 2020 as presented.

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

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

Against: None.

9. **PRESENTATIONS**

There were no presentations.

12. **MATTERS FROM THE CITY MANAGER (moved up)**

Manager LaPan Hill asked Finance Director, Mary McCoy to update the GRT and results of the Special Legislative Session. She will follow up with an additional memo on it.

Director McCoy said the update is on the GRT receipts from April 2020 and a brief recap of the special legislative session. Only recently did we get April 2020 receipts. Overall, it is a devastating decrease of over 70 million to Santa Fe County. 18 of 21 industries showed decline of taxable gross receipts from April 2019 to April 2020. Retail trade decreased by \$20 million; food services had a decrease of about \$23 million, and real estate decreased about 29% for a little over \$2 million. All industries across the board should the impact. A decrease of this magnitude obviously has a devastating impact on the economy of the City. The total amount the City received was \$6.9 million from GRT revenue in April. That is a 19% decrease for a total of \$1.6 million decrease from April 2019.

There was a bright spot, however. It was primarily offset by two industries increases in construction and in scientific technical services. She will meet with TRD for more clarification. There is more detail available.

For the update on the legislature, there were three bills passed. First was SB3 which created a loan fund for local governments of approximately \$100 million. We can apply in August for a portion of the \$100 million loan fund. It is in a 2% interest rate and become payable within five years. Additionally, HB 1 addressed the entire \$2 billion state shortfall

and also addressed funding of local governments using a formula based on the most recent US census of population from which we project to receive about \$10 million.

The third was not quite as large a number in HB6 which doubles the online sales tax distribution for local governments. We anticipate an additional \$750,000 will come from that additional distribution for FY21.

Councilor Vigil Coppler told Director McCoy that she got a call last week from an attorney who follows the numbers and mentioned the City was only \$1.6 million short from last year and was incensed the City has taken all of these measures and projected our deficit at \$100 million. He asked how we got those large numbers and how we justified them while things are starting to open up.

Director McCoy said \$46 million was an estimate for FY 20 that covers all funds. And the updated numbers she just gave were only from one source. The \$1.6 million deficit was only from GRT for April. It is much more complex than isolating to one revenue stream. There are many other revenue streams including water, wastewater, operations, etc. She hoped the detail that would be provided industry by industry would answer some of those questions. It will show how various industries are performing in the City. Some are as high as over 90% decrease and people have lost their jobs. It is a devastating impact economically.

Councilor Vigil Coppler noted that most of GRT receipts are for the General Fund and other funds are typically enterprise funds and have their own sources of income. She was told we did not have that revenue but a good chunk of GRT is for operating government. She asked if Director McCoy was going to come up with new estimates on the shortfall. We need to be careful, but it does not appear to be anywhere near the estimates. She was glad the Council is talking about this tonight and she would like to talk about it at every meeting and get an idea where we are at. Those were her requests. Source documents were also becoming a demand.

Councilor Garcia appreciated the update. It was great news from where we were some time ago. On the money allocated through HB 1, he asked if that meant the use must be Covid related.

Director McCoy agreed. It is part of the \$1.25 billion CARES Act Funding earmarked for Covid response and we are putting together a packet of items for our application as a direct response to the pandemic. Other measures will be undertaken to halt the spread of the virus, such as funding to support the shelter continuation operation.

Councilor Rivera heard Director McCoy mention construction and tech industries to help us out, and he asked if that is just or remainder of this FY -

Director McCoy agreed.

Councilor Rivera asked if the added State and Federal funding through the CARES Act will help out next fiscal year.

Director McCoy said it is. We do have a small portion that needs to be approved by DFA for \$500,000 of emergency funding the Governing Body approved in March and April to prevent spread of the virus. We will look for that to be reimbursed.

Mayor Webber affirmed this will be an ongoing update because it continues to evolve. It is too early to determine how far it will extend. The Finance Department will continue to do that.

Councilor Villarreal asked Director McCoy of the \$100 million in Loan Fund monies how that was allocated. Was it by population?

Director McCoy said we don't know at this time. We will apply as soon as it is available which will probably be in August.

Councilor Villarreal asked about the process for online tax revenue and how expeditiously it will get to local government.

Director McCoy explained that it is done on a monthly basis and based on our population. Right now, it is just about \$750,000 and will double to \$1.5 million in FY 21.

Mayor Webber asked how many of those bills are signed into law by the Governor at this point.

Director McCoy did not have that information yet. The Governor will take a few days to sign bills.

Mayor Webber thanked her for being early in the queue to talk about this with the State Government to get clarifications.

10. **CONSENT CALENDAR LISTING**

- a) Request for Approval of Amendment #1 with Denora-MIOX, Inc. to Provide On-Site Disinfectant Solution Generation Units through December 2020 in the Amount of \$428,239.21 Inclusive of NMGRT. (Jonathan Montoya, Source of Supply Operations Manager, jmontoya@santafenm.gov, 955-4373)

- b) This item was pulled for discussion by Councilor Romero-Wirth and Councilor Villarreal.

- c) Request Approval of Contracts Awarded through RFP 20/16 to Use Department of HUD Community Development Block Grant (CDBG) Funds to Support Community Development Activities, as Follows (Total \$799,810): (Alexandra Ladd, Affordable Housing Director, agladd@santafe.nm.gov, 955-6346)

SFPS – Adelante	\$27,000.00
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Youth Shelters	\$15,000.00
Youth Shelters	\$25,000.00

- d) Request for Approval of Amendments to Extend the Term of Performance on Four (4) Housing Contracts through June 30, 2021. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov, 9556346):

1) Amendment #1 to Mortgage Principal Reduction Contracts

- a) Habitat for Humanity – (AHTF) – Contract Amount \$80,000
(Current Balance is \$40,000)
- b) Housing Trust – (AHTF) – Contract Amount \$157,500
(Current Balance - \$76,000)
- c) Homewise (CDBG) – Contract Amount \$188,000
(Current Balance - \$163,308.61)

2) Amendment #4 to Home Repair Contract

- a) Homewise Home Repair (CDBG) – Contract Amount \$75,000
(Current Balance - \$25,716.44)

- e) This item was pulled for discussion by Councilor Cassutt-Sanchez, Councilor Vigil Coppler and Councilor Villarreal.

CONSENT CALENAR DISCUSSION

- b) CONSIDERATION OF RESOLUTION 2020-23. (Councilor Romero-Wirth and Councilor Abeyta)

A Resolution to Re-Establish the Santa Fe Water Conservation Committee. (Christine Chavez, Water Conservation Manager, cychavez@santafenm.gov, 955-4219)

Ms. Vigil read the caption into the record.

Councilor Romero-Wirth clarified there was no change to the substance in her amendment.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Abeyta, to adopt the Resolution as amended.

Mayor Webber noted the nonsubstantive amendment is in the packet.

Councilor Vigil Coppler saw no amendment.

Councilor Romero-Wirth it is the second item. When you click on the agenda item, it will give you the packet information and this item has two attachments.

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

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

Against: None.

- e) CONSIDERATION OF RESOLUTION NO. 2020-24. (Mayor Webber)
A Resolution Establishing a Framework for the Closure of Streets to Vehicular Traffic for a Certain Period During 2020. (Jesse Guillen, Legislative Liaison: jbg Guillen@santafenm.gov, 505-955-6518)

This item was pulled for discussion by Councilor Cassutt-Sanchez, Councilor Vigil Coppler, and Councilor Villarreal.

Ms. Vigil read the caption.

Mayor Webber pointed out that there are at least three sets of proposed amendments. We should begin by walking through those amendments.

Councilor Villarreal was concerned about the way it unfolded for us so we could review it in a timely manner. Because of that, she did abstain from the boat when it was at Public Works. At the Finance Committee meeting, we expressed concerns that we wanted to make sure were added in. Her amendments were not just hers but others also. These were issues that came up and all were just put under her name. First, was that the temporary street closure would only be from July 1 to October 31, 2020. We talked about the hours for no business from 11 pm to 6 am. And making sure at least one street was to stay open for vehicle traffic. She was not ever in conversations about the petition of closing San Francisco. Neither she nor Councilor Lindell received a copy of that petition. We did not necessarily support that. She appreciated that Councilor Vigil Coppler added that no part of San Francisco would be closed. She was okay with removing her language for at least one street to Plaza be open and was fine with San Francisco. It is a thoroughfare for deliveries, etc. That made sense so she would strike 10 and just go with Councilor Vigil Coppler's amendment to not close San Francisco. Also, regarding major arterials and collectors should not be closed to vehicular traffic, and was confusing in the resolution, was that this resolution was to be for all parts of Santa Fe, not just downtown. No major collectors will be closed for this purpose. She was not in favor of putting specific streets into this resolution. She wanted to hear about more about the amendments. Three were vetted by Staff. The others need to be vetted also.

Mayor Webber hoped as the Governing Body reviews each one to have conversation on the value of the idea in that amendment before voting on them. There were some that Staff could address, including Director Randall, Director Romero, Chief Padilla, or Mr. Guillen. Councilor Rivera had some firm ideas on some of the amendments.

Councilor Rivera said Councilor Villarreal summed up what the Quality of Life Committee wanted for amendments. He had some concern about leaving out San Francisco Street. He felt they should be equally treated, to have businesses there allowed to be out on the street and sidewalk. However, one street does need to be kept open to drive through the Plaza. He asked about Councilor Garcia's amendment.

Mayor Webber understood Councilor Rivera recommended item number 10 on the redline version on page 4, which said that one street should be available for vehicular traffic at all times. That is different than saying San Francisco shall not be closed.

Councilor Rivera agreed.

Mayor Webber pointed out that Director Romero was remotely present to answer questions and clear up any confusion about it.

Councilor Romero-Wirth was confused about how we are taking the amendments. She hoped we would just go down the list.

Mayor Webber agreed.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve amendment 10 of the redline version. (She clarified that her motion is on the first of the three amendments for consideration.)

Discussion on the Motion:

Councilor Lindell was unclear what the amendment by Councilor Villarreal says. She understood from Councilor Villarreal that she was changing it.

Councilor Villarreal clarified that she just did not want a conflict and is okay with keeping it in. She just didn't want extra unnecessary language.

Councilor Romero-Wirth explained that this amendment does not speak to closure of San Francisco Street.

Councilor Garcia recalled regarding keeping a street open, that in the conversation at the QOL Committee meeting, we wanted a street kept open and we assumed Palace would be opened. But that would not work because back in 2003, the City Council approved a recommendation from the Plaza Task Force to close Lincoln Avenue on the Plaza. With that, the only possibilities are San Francisco Street and Old Santa Fe Trail. So Lincoln would be available for traffic.

Councilor Villarreal thought San Francisco would be possible. We wanted to get more information. That is still a possibility - any street, including San Francisco.

Ms. McSherry said she didn't have a chance to read all the materials, but the Governing Body could overturn a resolution and if there is a conflict, the most recent resolution governs.

Director Romero pointed out that if we closed San Francisco, the open street could be Old Santa Fe Trail and Palace. It could not be Lincoln because Lincoln dead ends. His recommendation was Old Santa Fe Trail if San Francisco is closed. That would be a better way to get through the Plaza and would not compromise any traffic before Palace. Opening Palace is not out of the question. There are bollards but they can be removed to open Palace if we want.

Councilor Vigil Coppler didn't know what the amendment is.

Mayor Webber explained the amendment has 11 items. It includes reworking the "whereas" statements, striking some of the sections, adding a different series of language. It requires a diagram to show how a business would occupy space on the street and clarifies they could not conduct business from 11 pm to 6 am with one street to the Plaza accessible at all times and major arterials, as defined by the MPO shall not be closed.

Councilor Vigil Coppler said she had the sheet and wanted to make sure that was all one amendment because there are actually 11 amendments and she didn't think the public knows what we are talking about. Councilor Villarreal had wanted to remove #10 and now is not.

Councilor Villarreal agreed because it doesn't conflict with San Francisco.

Councilor Vigil Coppler said she received messages that the public doesn't know what we are voting on. She wanted the public to know it comprised eleven changes. And many people are interested in what we are doing right now.

Councilor Cassutt-Sanchez asked if this amendment includes striking the designated cruise night.

Councilor Villarreal responded that it does not remove the ability to have a cruise night. This just references an old resolution. "We struck it because it said all streets surrounding the Plaza shall be open. But it was based on a resolution in 2014. So we struck it because essentially, it should not be up to the City Manager to designate when people could have a cruise."

Councilor Cassutt-Sanchez was under the impression that we would still look at the potential of opening up all streets at the Plaza for cruise night. she thought that was a great idea.

Mayor Webber asked Director Romero if people should be able to cruise, rather than having it designated by the City Manager, and what it would take to open four streets for that night.

Councilor Cassutt-Sanchez understood that at all times, one street would be open, but all four would be open at designated times.

Director Romero clarified that in Resolution 2014-49, it established a designated cruise night and during a designated cruise night, all four streets around the Plaza would be open.

Mayor Webber asked how viable that is now with things that are under way.

Director Romero thought it was possible and would require coordination with business owners. If businesses use the street, they will have to invest in things like tables and canopies.

Councilor Cassutt-Sanchez acknowledged the thought behind it was because we have lost a lot of events and cruising is a pretty good social distance activity. That is why she was in favor of that. The designated cruise night would open up the entire plaza.

Councilor Garcia pointed out that in the red-line version, page 4, line 2, it says nobody should conduct business from 11 pm to 6 am. But he thought it should be until 10 am to allow for deliveries.

Mayor Webber asked Director Romero about it.

Director Romero thought that makes sense, so it overlaps the delivery time.

Director Randall said so long as a delivery lane is left open to 10 am and proper protection provided, a delivery lane is still needed during that time. It would preclude early morning breakfast on the Plaza and Plaza Cafe is doing that on Lincoln already. That should not be precluded.

Mayor Webber concluded that they could open for business at 8:00 but setting up by 6 am. That might have been the reason for having 6 am in the resolution.

Director Randall agreed. We would need to make sure it is safe.

Councilor Vigil Coppler noted regarding cruise night, that all Councilors have received letters and phone calls - statements of families taking elderly parents around the Plaza. "I did that with my parents. The Plaza was important to them as well. If we make some of these changes, that will disappear. So we don't have anything for them - like elderly cruise afternoons. We can't just cater to one segment of our population. We haven't even thought about that. We think mostly of Millennials who drive their cars around. ... That is one reason for my amendment about San Francisco Street. We all got an email from former DOT Engineer who gave his opinions about the traffic, if we use Old Santa Fe Trail. Driving through now would be a complete traffic log jam. Even if you remove that one stop sign on Old Santa Fe Trail, you can fit one car before you get to the other stop sign at that corner before you turn on Washington Street. That stop light cannot accommodate a lot of people and it will be even worse if we have to make changes for pedestrians. It will be a complete log jam. I am not in favor of closing that street." Palace was closed and it had a lot to do with Native Americans selling their wares at Palace of the Governors. What will they think about that if we open that street? We don't know if they will be allowed to sell their wares with social distancing.

She believed we have enough controversy in our City right now and this is one of them. She shared examples for those who cannot walk. We need to take a step back and try to solve problems now.

Mayor Webber asked Director Romero what the impacts are now.

Director Romero said he did not have counts around all of the Plaza, but San Francisco is roughly 1,700 cars per day. Prior to the current configuration with Palace closed, it was once San Francisco that was closed. It was before the Plaza Task Force for evaluating the Plaza when they flipped it from San Francisco Street to Palace. During that time, he did not remember any traffic congestion there. He agreed to pull that up from the task force records to confirm it.

Councilor Villarreal was not sure what Councilor Vigil Coppler wanted to change. She corrected herself that it was at the QOL Committee, not at the Finance Committee. That was about cruise night. She tried to figure out if that resolution would conflict with the other one that closes streets to have tables downtown. Resolution 14-49 was before her time on Council.

Ms. McSherry understood cruise night would be with all four streets open and wasn't sure whether that would conflict with closing streets to set up tables.

Councilor Villarreal thought that was decided in 2016.

Councilor Cassutt-Sanchez clarified that at the QOL Committee meeting, she understood we would keep one street open and leave the possibility for various events when all four streets would be closed for the special event but also all four open for a cruise event.

Mayor Webber understood it would direct the Traffic Engineer and Public Works Director to figure out how that could be implemented. Times could be worked out for how to make those events happen.

Councilor Abeyta asked Director Romero, "Just because a group of merchants come and ask to close a street, is it broad enough so you could deny that?"

Director Romero replied, "I do have that authority and have done so. It is not a rubber stamp. I look at all of the angles. I don't approve a closure that would cause a serious problem, especially in the downtown area. I don't believe that has happened... I scrutinize it and it is not an automatic approval."

Ms. McSherry noted we had this conversation on authority. It doesn't need to be through a resolution, and we decided it was best, even though Director Romero does have the authority for day-to-day street operations.

Councilor Abeyta asked him, "If you close a street, how hard is it to reopen the street?"

Director Romero said he works with the applicant to modify the permit when needed. It is hard to un-approve it when the business is permitted to use the right-of-way and that would need to come back.

Councilor Abeyta asked if it would remain closed (through the summer) until October.

Director Romero agreed.

There was no further discussion on the motion.

VOTE: The motion to adopt the first amendment was approved on the following Roll Call vote:

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

Against: None.

Councilor Vigil Coppler went next to her amendment that had two specific items.

Mayor Webber went to page 3 and read the proposed amendment, to insert a new paragraph, "Any business that utilizes City property on a closed street, pursuant to this Resolution, shall not offer for sale any merchandise located on public rights-of-way..." And the second amendment has two items: "Public Works Department shall determine streets that are eligible to be closed, depending on affected volume of traffic." and number two: "Gaspar Street between West San Francisco Street and Alameda Street shall be closed, except for the intersection at Water Street."

Councilor Vigil Coppler explained that many people did not want the Plaza turned into a flea market setting. She remembered that there were separate approvals with some at Public Works and some that belonged to Land Use. The purpose of this amendment was to keep the Plaza integrity from looking like a flea market and to comply with the Antiquities Act. So if people have to jump off the curb to get around things on the sidewalk, she didn't want that. That was the purpose of the amendment. She added that we also have ADA to comply with.

Councilor Romero-Wirth clarified that this amendment has two different changes to the resolution, and we will be voting on both. The second amendment includes two substantive ideas. So there are three total changes to

the resolution. The three changes could have been considered separately but are not.

Mayor Webber agreed. He asked Director Randall about sales of merchandise on a street and the effect on its appearance. What concerns have been raised on integrity?

Director Randall said the key thing is that it applies to any street in the City and not just at the Plaza. He assumed food and beverage service was not merchandise. He thought there were already codes that would prohibit merchandizing in the Historic Districts but might be allowed in other areas of the City that would be beneficial to businesses. He totally agreed we don't want the Plaza cheapened to appear like a flea market.

Councilor Vigil Coppler thought it was worth discussing and would not be a real stickler on this. She understood it applies all over the City. She didn't think it would really be the first thing on people's minds. If food and beverage is allowed, why couldn't this happen also. She knew there are shared responsibilities among the committees on the approvals. They would have to coordinate much more than they do now. But, if we don't need this, she was okay with that, but it is worth discussing. If one store went ahead without approval, and that can happen, then it would be too late. This is a heads up that such merchandizing shouldn't be done. But if Director Romero and Land Use decide otherwise, okay.

Councilor Villarreal understood where she is going and wondered how it would affect businesses with only 25% occupancy in their store. That limits them from having space for their workers and for customers looking at possibly buying things. That was her concern.

Ms. McSherry asked if there was a motion and second made.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Garcia, to approve this amendment.

Discussion on the Motion:

Councilor Villarreal pointed out that businesses are trying to make it and limited to 25% occupancy.

Councilor Vigil Coppler recalled the downtown businesses petitioned to close the Plaza streets to keep cars from driving past their businesses. She had not heard from any other business in other parts of the City. The impetus was to close the Plaza streets.

Mayor Webber had a different perspective. During his pandemic, he got emails to look at what other communities were doing in the face of the economic downturn. And even to use Parks or Plaza for outdoor spaces for them with businesses threatened to go out of business. The idea is to explore alternatives with business owners. Rufina Street was thriving but now are looking for a second boost with Meow Wolf being threatened. Tourism is down. Parking lots could be used in other areas of town. Seeing so many people lose their jobs and still be under very strict constraints is serious.

The people he talked with about this were very positive. They could hire people back. This is a temporary experiment to determine what impact would be on restaurants and their employees.

Councilor Vigil Coppler said they wanted it to look like Europe and now she was getting requests not to close San Francisco Street. She didn't want the appearance of the Plaza to change. She didn't think the businesses had all weighed in on this.

Councilor Cassutt-Sanchez wanted to know about the regulations around historic districts. She asked if those regulations would take precedence.

Ms. McSherry clarified that the code would supersede the resolutions. So all historic regulations and Land Use Regulations would apply to these streets.

Councilor Rivera thought there was some vision that San Francisco would be closed, and businesses take over the whole street, but asked Director Romero about a possible fire lane that must remain open. That would leave the sidewalks for businesses. He remembered this is a 20' street width.

Director Romero agreed. There are a lot of streets that have parking and some without proper clearance. On San Francisco, the only place people could put tables would be in the parking areas.

Councilor Rivera reasoned there would be a limited amount of space and it could not have vendors all over the place with no place to walk. So it would not as big as some have envisioned.

Mayor Webber went to her second part of the amendment.

Councilor Vigil Coppler agreed and noted that no one has talked about the ADA requirements that we must comply with. Pretend you are in a wheelchair and going by these places. It just would not work. She prepared these to give more direction if San Francisco was closed. She has already heard Director Romero say he already has the authority to do that and that he doesn't always say yes. I hope he is still able to say no to the City Manager and Mayor.

Director Romero said all of his decisions are in compliance with the Engineer's responsibilities and regulations and in all of his career, he has never had to make a decision not in compliance. We must provide detouring when a street is closed. He also coordinates with the ADA Coordinator for right-of-way and maintaining a 5-foot lane for walking and comply with Disability regulations there.

Councilor Vigil Coppler thanked him for that. Businesses sometimes do block such access.

Based on that testimony, she decided her amendment was not needed and would withdraw it.

Regarding Don Gaspar she made a strong recommendation that Director Romero give consideration to close that portion of Don Gaspar for the businesses there. She withdrew that amendment which only left her amendment for merchandise.

MOTION WITHDRAWN

Councilor Vigil Coppler withdrew her motion.

Councilor Garcia withdrew his second.

The third amendment was from Councilor Garcia who wanted to present his amendments separately with separate votes. The first was, "The Santa Fe Fire

Department shall have a presence on the Plaza at all times. The intent was to ensure we would have public safety at the Plaza and help with noise control.

Ms. McSherry said it needs a motion and second to discuss it.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Garcia, to approve the amendment to have the Fire Department presence on the Plaza.

Discussion on the Motion:

Councilor Vigil Coppler said it is important to pay attention to the vendors. Lots of them have mentioned the loud cars and motorcycles. She had not noticed any Police presence there for a long time - not with their cars or bicycles.

Deputy Chief Joye was present at the meeting remotely. He said the Department still has bike officers from 9 am until noon and then from noon to ten in the evening. A 24- hour placement would require mandatory overtime to cover it. The mobile video trailer is also there regularly as part of Area 9 coverage. It is our smallest geographical area but is an intense area. The 24-hour coverage would limit our coverage of the rest of the downtown area.

Councilor Rivera asked why he was talking about 24-hour coverage.

Deputy Chief Joye referred to the language in the amendment.

Councilor Garcia clarified that it refers to the time of the street closures but not 24/7. It was Councilor Vigil Coppler's amendment too.

Councilor Rivera recalled that the shooting on the east side required lots of response.

Deputy Chief Joye pointed out that it says, "at all times" and perhaps he was being too literal, but we don't want to violate the ordinance. We need flexibility to respond to other incidents as needed. We have 7-day coverage with the bike team with at least one officer to cover Area 9. Our Department breaks out the city into ten areas.

Mayor Webber spoke to the noise problem and the Police Department announced a presence to address the noise issue as part of Covid impact.

Deputy Chief Joye agreed and affirmed that it is in effect.

Councilor Rivera thought the mobile video is not extra officers.

Deputy Chief Joye agreed, but said officers are dedicated to that location.

Councilor Vigil Coppler thanked Chief Joye for his comments. The complaints from businesses around the Plaza are from cars with loud audio systems and motorcycles. They say they don't see a police presence there. This amendment is to address the noise problem. She didn't see the police when she has been in the Plaza. She agreed it was not to be at all times but from 10 am to 11 pm is what it means. People want that presence.

Deputy Chief Joye said the Department has also received those complaints from people at the downtown area and other locations around the City. The bike team was dedicated to the Plaza from complaints we received. Since February, we have been on the Plaza.

Councilor Cassutt-Sanchez said her biggest concern on this amendment is noise only on the downtown area. She has gotten many noise complaints in her district and also other districts. The drag racing issue is big, and it is city-wide. She was happy to hear about this new initiative. Her constituents complain they are ignored in their area. And she hears the noise every night. It is not just at the Plaza.

Councilor Romero-Wirth called the previous question. Councilor Lindell seconded and all voted in favor of stopping the date except Councilor Rivera, who was not present or that vote.

VOTE: The motion to amend the was not approved on the following Roll Call vote:

For: Councilor Garcia and Councilor Vigil Coppler.

Against: Mayor Webber, Councilor Abeyta, Councilor Cassutt-Sanchez, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Councilor Garcia's second amendment was that no part of San Francisco Street would be closed.

MOTION: Councilor Garcia moved, seconded by Councilor Vigil Coppler, to approve the amendment to not close San Francisco Street.

Discussion on the Motion:

Councilor Garcia asked if we need to take action to override the Councils decision to close Palace.

Ms. McSherry said no because the Palace decision was not made in a Resolution.

Councilor Garcia asked if the Council would need to take additional legislation to reopen Palace Avenue.

Ms. McSherry said it certainly would strengthen the action.

Mayor Webber asked if there is any documentation on closing of Palace Avenue.

Councilor Garcia did not think so, but it has not been open since 2003.

Ms. McSherry said if the Governing Body wants to make sure it is off the table, you would act to exclude it now.

Director Romero explained that prior to 2003, the Plaza Task Force was established and provided recommendations to Council that were approved but it was not approved as a resolution or ordinance.

Ms. McSherry asked what the duration of that recommendation was.

Mayor Webber said we talked about all four streets open for cruising and asked how we would do that if there is a prohibition an opening Palace Avenue.

Ms. McSherry clarified that the cruising would be a resolution just for that night.

Mayor Webber reasoned that it would supersede the resolution.

Ms. McSherry agreed.

Councilor Garcia wished we had better documentation from the Task Force. There should be some record of the action taken.

Secondly, he got an overwhelming number of requests to keep San Francisco Street open, not so much from the merchants on San Francisco Street, but numerous from merchants wanting to keep Don Gaspar open.

We're going off of a petition, but we have an email from a merchant that wants San Francisco St. to be kept open.

Mayor Webber asked Director Randall about the petitions.

Director Randall said he did get a petition and has distributed copies of it. There were 40 names and one was previously deleted who asked to have it deleted.

Councilor Garcia said we cannot be dismissive of that. We all got the email from the retired engineer. He has heard from merchants that they have to turn away customers while at capacity. The closure only benefits restaurants. He didn't think merchants would put expensive merchandise out on the street.

He was willing to accept an amendment to his amendment to only close a shorter distance to accommodate the restaurants. But, if we don't pass this, San Francisco Street would probably close and the only access would be on Old Santa Fe Trail.

Mayor Webber did not follow that assumption. He asked Director Romero if 1,700 cars per day is a significant impact.

Director Romero pointed out that its peak hours it would be close to three vehicles per minute. It is similar to other small streets like Water Street. Alameda and Marcy are wider streets. So it is not one of the largest streets in downtown. compared with Sandoval that has 7,000 cars per day or Old Pecos Trail with 15,000 cars per day. He did not consider it a significant problem.

Deputy Chief Joye had a memo from Chief Padilla that Palace Avenue was closed as a result of a fatal crash there.

Director Romero agreed that was the impetus. It was caused by drunk driving and happened when multiple lanes at the Plaza were open.

Councilor Vigil Coppler noted that the DOT engineer took the data from the SFMPO traffic counts. There is now more traffic with Covid. It is more like 3,099 cars. The engineer thought the data was a mistake.

We don't need more controversy and Councilor Garcia did a good job with this. Also, petitions with elderly were included. There are very good reasons for not closing San Francisco Street. It also includes Galisteo Street. She was adamant that San Francisco Street should not be closed. We don't need more controversy. The people have spoken. She thought it would be a mistake to open Palace Avenue and impact the Native Americans at the Palace of the Governors.

Mayor Webber said the decision is up to professional staff.

Councilor Vigil Coppler explained this amendment is to guarantee San Francisco Street is not closed.

Councilor Garcia observed there has been a recommendation by Staff already to close San Francisco Street.

NEW MOTION:

Councilor Garcia withdrew his motion and Councilor Vigil Coppler withdrew her second.

MOTION: Councilor Garcia moved, seconded by Councilor Vigil Coppler, to keep San Francisco St. open from Galisteo to Cathedral Place.

Discussion on the Motion:

Councilor Garcia said we listen to the people when we ask for their vote but not when we vote.

Mayor Webber asked Director Romero 's opinion about the assumption that Staff wanted San Francisco Street closed.

Director Romero said that was not so. He had just provided his professional opinion on what would happen if San Francisco Street were closed.

Mayor Webber indicated there is no disposition to close any particular street and not to prejudice one street or another, but to bring people back to work.

VOTE: The motion failed on the following (4-5) Roll Call vote:

For: Councilor Cassutt--Sanchez, Councilor Garcia, Councilor Vigil Coppler and Councilor Villarreal.

Against: Mayor Webber, Councilor Abeyta, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth.

vote on main motion.

Councilor Romero-Wirth/Councilor Rivera as amended.

Councilor Garcia - no
Councilor Vigil Coppler - no
the rest are yes.
passed.

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

For: Mayor Webber, Councilor Abeyta, Councilor Cassutt--Sanchez, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: Councilor Garcia, Councilor Vigil Coppler.

11. DISCUSSION/ACTION ITEMS

- a) Request for Approval of Contract to Establish a New Agreement for Time and Attendance Software Subscriptions with Reseller IMMIX Technology. IMMIX Technology GSA Contract GS=35F-0265X Expires on March 2, 2021 and are Requesting a New 3-Year Contract to Go to June 30, 2023 (In the Amount of Year 1: \$122,433.42, Year 2: \$127,903.49 and Year 3: \$133179.71 for Total Compensation of \$383,516.62). (Joshua Elicio, ITT Director, juelicio@santafenm.gov, 955-5576)

Ms. Vigil read the caption.

Director Elicio was present for questions.

MOTION: Councilor Cassutt-Sanchez moved, seconded by Councilor Lindell, to approve the IMMIX software subscription contract as presented.

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

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

Against: None.

- b) City of Santa Fe Employee Benefits Presentation by Aon. (Bernadette Salazar, Human Resources Director, bysalazar@santafenm.gov, 955-6591)

This item is informational.

Mr. Todd Burley, Aon representative, was present to report.

Mayor Webber explained this is on how claims are coming in.

Ms. Dawn Montaña showed a screen on the presentation as Mr. Burley spoke. He said there were about \$2 million in claims which was close to the projected amount. He expected it to continue for the next couple of months and compared it to past. It was about 30% higher because of Covid and expected it to continue through June. Dental claims by month sure they were below the previous year.

Ms. Montaña added that there are more details in the packet beginning on page 9.

Councilor Vigil Coppler thanked them for the presentation and asked for this kind of data when we consider the contract next time.

Mayor Webber clarified that this will be a monthly report.

Ms. Ashley Barela, for the HR Director, clarified they are meeting on a monthly basis and will continue doing that.

- c) Request for Approval of Renewal for Fiscal Year 2020/2021 Comprehensive Insurance Program Coverages, in the Amount of \$3,034,268.06 for Annual Premiums; AJ Gallagher. (Bradley Fluetsch, CFA, Planning and Investment Officer, bjfluetsch@santafenm.gov, 955-6885)

Ms. Vigil read the caption.

Mr. Fluetsch presented the overview. He explained that this is the renewal for all insurance aside from health care. The premium is \$3.034 million, and he will seek a 1-year extension soon.

Councilor Lindell wanted to know, in light of this premium, when the last time was that we requested other bids and what the payout has been in the last couple of years.

Mr. Fluetsch said the last one that was put out during the 8th year of the 8-year contract with AJ Gallagher as broker and the City will go out for RFP in April 2021. He has asked for the experience on all of the policies and he got the data but did not have time to put into a display.

Mr. Fluetsch explained the breakout of policies. A J Gallagher is our broker who found a variety of providers and insurance policies to get best prices. Travelers is \$2.3 million as shown on page 2. He listed the other providers which were shown on an excel spreadsheet.

Councilor Vigil Coppler thought it would be nice to see the experience here. Especially in risk management, to see what we are doing right or wrong. She hoped we would get it pretty soon.

Mr. Fluetsch agreed and said he would provide that to the Governing Body promptly. And he will go over the experience then.

Councilor Vigil Coppler past that it should be seen at the Public Works Committee meeting, not just at Finance.

Councilor Abeyta/Councilor Romero-Wirth to approve
unanimous by roll call.

MOTION: Councilor Abeyta moved, seconded by Councilor Romero-Wirth, to approve the Comprehensive Insurance renewal as presented.

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

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

Against: None.

AGENDA AMENDMENT

MOTION: Councilor Rivera moved, seconded by Councilor Romero-Wirth, to approve an amendment to the agenda by taking a short break, during communications from the Governing Body next before the public hearings.

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

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

Against: None.

The Governing Body took a short break at 8:20 pm and reconvened at 8:25 pm.

17. COMMUNICATIONS FROM THE GOVERNING BODY

Councilor Garcia mentioned the absence of activities at the Griego ballpark and absence of many other activities in the City. His heart goes out to that family's restaurant was attacked. Last week was very unusual with removing of statues because we are feeling pain from centuries-old wounds and for those who felt their history was being erased. We have to face the truth of our history in a truthful manner with a true accounting of New Mexico's history and learn from it. This is our time and he believed we will make future generations proud for our efforts in reconciliation. It is also critically needed to heal divisions and unite our community. We have to respect each other as we grow through it. It will be hard and be emotional but will bring us reconciliation. The next 4-letter word is love. We have a deep love for our culture. Our history has also brought us times of love

and concern for one another. Let us be kind and respectful. We can do it, but it requires all of us. for a more unified tomorrow.

Councilor Vigil Coppler thanked Councilor Garcia for his inspiring comments. I too want to express condolences for what happened to this family's business. It speaks to the good people in Santa Fe and outside of Santa Fe because theirs is a popular business in the restaurant and she hoped for justice in it.

For what has transpired in recent days, she was disheartened by what took place with the monuments and that the Council did not get a chance to deal with it. That is what emergency meetings or special meetings or for. There was no unification on how the Governing Body would treat the removal of the obelisk and DeVargas statutes because it affected so many people. We never got an opportunity to come together in one spirit.

My other disappointment was on the emergency proclamation. There were so many things that were wrong about what happened. We just never got an opportunity to discuss it. Now the public commentary is blaming us for all of it. But we were completely left out. Mayor Webber may have called a few councilors but many of us were not called. It could have had a different outcome and I express my displeasure with it. There have been other times when this Governing Body has not acted on what is in our purview. I hope this is a lesson we should all pay attention to because each of us was elected by our constituents. And maybe some of us will be elected again. It is not just the Mayor that runs this City, and this was a major, major decision. I am not content with that. My hope is that we can do better. That's why am on this Council I am here to make decisions and they might not be the best but I'm doing the best that I can. The city is important to me. I was born here, and I continue to live here, and I have family here. Many of these actions were offensive to me. I was elected and yet I have no say so. The only thing I have left is my voice to let you know I was discounted in these decisions and I think some of the other Councilors were too. And that is not okay.

Councilor Villarreal recognized the Parks and Rec Team for considering the arroyo bridge that was becoming a danger and now is safe. She also said happy pride month to everyone. She was sorry we were not able to have a parade but can still celebrate our family members. She also recognized the disgrace of white supremacy the family who own India Palace had to deal with. It was personal and we need to help them through this hard time.

I respect the conversations she had in the community for emergency removal of de Vargas statue. The cultural wounds we have and that have existed in our community. We while

have lived in harmony and loved each other, we have not taken the time to reconcile the past.

I don't have authority as an individual to decide to remove monuments, but we can have community conversations on what to do next and suggest. As we move forward, we need to schedule a Governing Body special working session to talk about it and share ideas on next steps and what could be a healing and reconciliation happening. And also to have a Commission of that caliber made up of people with backgrounds and expertise for that process and not elected officials.

Councilor Lindell said, "Take a deep breath. Everyone in the entire country has a brown nose over something. These are tough times. It makes it hard. We are not able to hug each other. I know we are a bunch of huggers and having these meetings by zoom means I miss seeing all of you. We will get through it. It is a gorgeous day, but we are in a pandemic. Be tolerant of others and -- I don't always understand what people are going through, but I respect them. Thanks for mentioning Pride. I did pride parades as a youngster and I just wanted to get them over with. Can you imagine? We felt endangered. We have come a long way and will keep going. We will get through this. Just take a deep breath.

Councilor Rivera announced that on Friday we celebrate our 27th anniversary. I wish my beautiful wife a happy anniversary. And on July 5, a happy birthday for daughter Emily.

Councilor Cassutt-Sanchez said we all recognize with movements of this moment and how many things are coming to a head. The incredible amount of ideas that come from my constituents is a wonderful mix of viewpoints. We know a lot of hard things are going on right now and coming together as a community and going forward is really challenging. Other people are holding values that are not our own. I have been working on learning that and committed to continue doing that listening. I am in the Anglo part of our community but understand the other parts of our wonderful community. Happy Pride Month. We can still celebrate. We have come so far; let's keep moving.

Councilor Romero-Wirth echoed the happy pride month and condolences to the family owning India Palace and being grateful for the help of the community. I just want them to know we are with you and recognize the deep pain and will help you move through it.

There were extraordinary events happening quickly in protecting the monuments and protecting the public and not always having time for a consensus decision. We have important conversations ahead of us and look forward to participating. We are ahead of our time in requiring face coverings. We have been out in front in doing the right things

and starting to see the importance of face covering and how seriously we are taking it. Let's keep bending the curve down.

Councilor Abeyta said happy pride month and recognizes the individuals who reached out to him on the events that took place. Some were happy, and some were sad. I agree with Councilor Garcia that we need to have conversations other than during campaign time. I felt the respect from them. Within my own family there was disagreement on it.

Councilor Rivera mentioned that on July 4 is Councilor Villarreal's birthday. He wished a Happy Birthday to her.

Mayor Webber introduced an ordinance on the procurement code with a fee schedule for the Land Use Dept. He is introducing the resolution in support of the conference of Mayors to combat bigotry. He also introduced an ordinance for an Economic Development Plan and an ordinance for E.D. for Las Puertas for a loan.

He commented that the last two weeks have been difficult and commented briefly on the things leading up to his emergency proclamation including threats of vigilantes and others causing trouble in Santa Fe. He noted a year-long process of the Caballeros and Fiesta Council working on reconciliation. A remarkable proclamation was signed by everyone those from the archdiocese of Santa Fe, governors of northern New Mexico pueblos, the Caballeros, the Fiesta Council, and the city of Santa Fe. Now, two years later, national events have transpired including Black Lives Matter and others that lead to Santa Fe's history. That was what was going on in the 24 hours that led up to his emergency proclamation. He said his goal was to avoid violence, he reiterated that no statute is worth losing a person's life. Statues are works of art and not necessarily reality. By putting them in safekeeping, he felt he was continuing the history. He thought it would set the stage for what would be a great conversation about truth and reconciliation. He thought this community has to and reconciliation in its DNA. Our wounds are much deeper than spray painting on the wall. There are people in our community who feel they are not welcomed. Yet they look just like us. And each one of us has been subjected to that in our own life. That has created a space for us to have dialogue. And we will end up with an opportunity for choice either to fall apart or stand together. And that is what he was anticipating.

16. **MATTERS FROM THE CITY CLERK**

There were no matters from the City Clerk.

13. **MATTERS FROM THE CITY ATTORNEY**

Ms. McSherry recommended tabling the executive session to the next meeting.

EXECUTIVE SESSION

- a) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(7), Discussion of Pending or Threatened Litigation, Including but not Limited to, a Settlement with the County of Santa Fe Regarding Payment of Certain Capital Costs for the Regional Emergency Call Center (RECC). (Erin K. McSherry, City Attorney; ekmcsberry@santafenm.gov, 955-6512)
- b) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(8), Discussion of the Acquisition and Disposition of the Santa Fe Estates Property. (Erin K. McSherry, City Attorney; ekmcsberry@santafenm.gov, 955-6512)

14. Approval of a Settlement Agreement with the County of Santa Fe to Resolve Payment for Certain Capital Costs Pursuant to the Second Amended Joint Powers Agreement Between the Parties for the Operation of the Regional Emergency Call Center (RECC) and the Memorandum of Agreement (MOA) Between the City and the County for Public Safety Radio Communications Motorola Dispatch Consoles and Site Equipment. (Marcos Martinez, Senior Assistant City Attorney, mdmartinez@santafenm.gov, 955-6502)

This matter was considered later in the meeting.

15. Approval of Amendment #1 to the Termination Agreement Entered Into Between the City of Santa Fe and Santa Fe Estates in December of 2019, to Extend the Duration of the Agreement. (Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)

This item was heard later in the meeting.

EVENING SESSION - 9:03 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, evening session was begun by Mayor Alan Webber, Chair, Wednesday, June 24, 2020, at approximately 9:03 p.m. in Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

Present remotely at the evening session were:

Members Present

Mayor Alan Webber
Councilor Roman "Tiger" Abeyta
Councilor Jamie Cassutt-Sanchez
Councilor Michael J. Garcia
Councilor Signe Lindell
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee D. Villarreal

Members Excused

Others Attending

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

F. PETITIONS FROM THE FLOOR

Mayor Weber said Ms. Mihelcic has control of the meeting room and is in charge. There were 72 requests to speak and each would have one minute to speak.

Ms. Mihelcic explained the process. She would call out the speaker's name and unmute them to speak. Ms. Vigil will keep time.

Aaron Garcia said he is the President of Santa Fe Fiesta Council. A cloud has been cast over the City of Santa Fe. Racism is wrong but it is alive today as it was in the past. The Hispanics are faced with ethnic racism as well as attacks on their beliefs and religion. He asked City Councilors where things went wrong. Perhaps supporting those groups will bring destruction to our City as seen in the media, not allowing the community to have a

City of Santa Fe

Governing Body Minutes

June 24, 2020

Page 31

voice. With the removal of the statue of DeVargas, the recent events have sadly created division, anger, and hate. Our celebrations are not of rage, hate, disrespect of others. It is peaceful and inclusive to all people and cultures. One culture is not more important than another. Just like we cannot change the failings of our ancestors, their mistakes are not the fault of anyone living today.

A copy of the written testimony by Mr. Garcia is incorporated herewith to these minutes as Exhibit 2.

Elicia Inez Guzman said she is Chicano and born and raised here in New Mexico. She is the former senior editor of New Mexico Magazine. As a Chicano, she thanked them for the proclamation to take down these monuments to white supremacy. This is not her history and as they know here in Santa Fe, the Colonial City was built by a group of Native slaves, and by Spaniards. The history of our people is a mixed people and the history of Kit Carson is a racist history. She wanted to congratulate City Council, but as they move forward in a truth and reconciliation, she asked that they look at the current causes of gentrification; the current causes of what people believe keep them out of the Plaza, which people believe is not an inclusive space. She encouraged them to think about how the issues were unfolding now in terms of a lack of affordable housing and lack of failing to cap...

Amber Espinoza Trujillo stated she is disgusted with the way Mayor Webber and Renée Villarreal have created divisiveness in the City and the way that no one on the Council has bothered to publicly speak against their pathetic actions. They are condoning destruction of public property and putting the National Historic Registry at risk. They are making us, the Hispanics, the bad guy in a situation in which you, the Mayor, have no skin. We are descendants of Native American and Hispanic unions, not rape, nor genocide. We lived in peace and you listened to the most divisive voices around and has demonized the rest of us. She asked if they wonder why none of the elders and Pueblo leaders were at the rally. It was because they don't agree with it. They have Regis Pecos, a coached team member, who was kicked out of his Pueblo and two pedophiles, a mayor, and a priest, as their guides to ruin. You must be proud; you could have done so much more for the community you are supposed to represent. If you could have been honest and forthcoming to the groups you lied to, including the Fiesta Council and the Caballeros DeVargas, a real conversation with everyone would have gone so much further than the betrayal that many are feeling. You owe the Hispanics and those excluded an apology. Not that anyone believes you will be given it.

Amy Tischler said she is a business owner and mother of three. She has her entire life invested in this community. She wanted to voice support for the removal of the

monuments in our City, specifically the obelisk in the Plaza. She asked to humanize this issue for a moment and talk about the people directly affected by these monuments, and the words carved into them. It really hit home for her when an indigenous friend said she didn't feel that she could take her children to the Plaza without feeling assaulted. She said she has spent decades walking past this monument without really thinking about how deeply those words might affect someone's psyche, because they were historical. That perspective was brought into focus that the history represented in the monuments is a gigantic reminder to the indigenous people. They were considered savages to be defeated on their own land. And not only that, but to this day that sentiment is celebrated with a monument. She asked how they can invite community to gather together to celebrate and eat pancakes, listen to music, and create our texts while at the same time subjecting the indigenous community to that constant racist reminder. There is absolutely a positive path forward when it celebrates what are our respective cultures have created for the betterment of our community as a whole. I have personally worked with many of our cultural institutions...

A copy of the written petition of Ms. Tischler is incorporated herewith to these minutes as Exhibit 3.

Mayor Webber asked if the connection was lost or they ran out of time.

Ms. Vigil said she ran out of time.

Mayor Webber reminded people with written statements in addition to their spoken statement to submit them. That will be included in the record as a comprehensive set of minutes of all of the comments received tonight.

Artisimo Romero said he is from Santa Fe and is a Norteño, a northern New Mexican Chicano raised on the south side of Santa Fe. His family, the Romero's have been in Santa Fe for as long as they can remember and mestizo people, their culture, is a direct product of the Colonial violence that created this City. Some have characterized the removal of the war obelisk as a threat and an erasure of his culture. That is simply not true. His people have been threatened, but not by historical accountability. They have been threatened by gentrification that segregates them from their own City into the edges of the south side, where they experience nationally unprecedented levels of child poverty. So, in light of those real threats of cultural erasure, it disgusted him that people have used his culture and his people as an excuse for the oppression of indigenous and First Nation cultures. The Obelisk is a symbol of ongoing racial violence and it is not something he, as a Norteño will ever feel pride in. He urged people who were new to Santa Fe and those who have lived here longer than he has, not to use his culture to cloak their racism.

Benjamin Davis said he lives downtown in Santa Fe. He wanted to say in light of everything going on, he wanted to talk about what Councilor Mike Garcia said earlier. One of the prevalent feelings right now is the ongoing pain of all of the communities involved in past oppression and past grievances. They are still feeling an ongoing sense of the vividness of those oppressions and racism. He thought it was the least we could do as a community to understand that pain and to start that conversation by acknowledging the pain and look at what action could start the healing of the people of these communities, especially the indigenous communities. He also sees the racism that white people have. He thanked them for allowing him to speak.

Charles Streeper, 3228 La Venida de San Marcos thanked the Mayor and City Councilors for all they do for the City. He grew up near the Plaza. He listened to the Mayor's proclamation and thought it very uniting. He thanked the Mayor for the explanation of why he waited the 24 hours before taking down the statues. That was his main question tonight because in the Mayor's proclamation he had mentioned an evaluation of the statues. It discusses the Entrada-like review of them prior to removal and then suddenly they were gone, or they attempted to remove them. It would have been nice the next day to have heard the 24-hour discussion of what inspired the Mayor's decision. That could have helped him the following day understand as a Santa Fe citizen why that happened and why it was a major concern from a violence perspective. He could understand the Mayor not doing that because it would have brought violence. He gets that and he is sad to see it go, but he also understands now as a local, why it needed to go. He would like to see it

Cecile Lipworth, 121 Michelle Dr., said she supports the Mayor and Councilor Villarreal in their decision and appreciates the rush. Change comes fast at you in these times and the decision to protect people's lives is more important than concrete and monuments. She said to address a reflection of her own history, she grew up as a white South African during Apartheid. She left South Africa in 1997 after the Truth and Reconciliation Commissions had taken place. As a white South African she felt hideous and terrible about what had happened. But she was also complicit in being that person. She thought it important that they listen to the indigenous women who came forward, Three Sisters. She appreciated that they came forward and had a conversation with the Mayor and took it to a place where there was a moment...

Cecilia Pacheco, 135 Nine Mile Rd., said she was born and raised in Santa Fe. She wanted to say initially when hearing about the current events happening, that she was angry at Mayor Webber. She did not think he had the place to do what he did. But now in listening to the discussions she understands why he took such quick action. She believes that going

forward they need to listen to the community voices; they need to have community discussions. A lot of different people, communities, cultures, and histories that need to be heard. She would hate to see people's voices not be heard regarding their history and it is important to listen to what people say. She appreciates the conversation today and hopes to be involved going forward.

Maria Christina Montoya, 47 Sunset Trail West, and is a graduate of Capital High School and she was glad this ran late because her kid just graduated from Santa Fe High School. She is an educator and a social worker and a 1994 Boys and Girls Club Youth of the Year. She said she was the second female to become the Youth of the Year. She wanted to talk about their youth and will absolutely write a letter. She said it is not okay that the youth feel they can only check one box when it comes to their culture, their race, and their ethnicity. They can be proud in one aspect of their culture but not another and be shamed by another aspect, regardless of what that is. That is what we are doing. Their actions as a City are raising the life condition of their youth. She asked what we are going to do about financial literacy, home ownership, true education in their history. That is what she is concerned about. She is also a certified Juvenile Sexual Offender Therapist and this shaming - we are not the sins of our ancestors. There has to be a point where we stop punishing everybody for what happened in the past. That is what she is passionate about now. They are rehashing things that their ancestors, even in the last century and the last decades did a lot to make atonement and reconciliation. Doing what the Spanish crown has come here to do.

Claudia Chavez, 95-A Cedar Road, said she is in the City of Santa Fe Plaza Artisan Program. Originally, she was going to ask Mayor Webber not to close the street, but since that passed, she invited Mayor Webber to spend time with her at her space on the Plaza. He could really see what tourists have to say. Their concerns for her culture; the shops are overpriced; they question the authenticity. She asked that the Mayor visit her to spend time, open his eyes and hear for himself what the tourists are really saying. They have great talented artisans in their program. Every year she has asked the City to recognize their program, such as a mention it in the City tourism guide. Every year she has asked and there's never been a mention of their program. Tourist come upon their program and are surprised. They have no idea and are so surprised and think it is a great market. But the City - they hear whatever. People are talking about offensive things these days. What she finds offensive is an \$800,000 price tag on a Casa next to her mother's house downtown. That is offensive to her.

Dani Katz said she prepared a two-minute statement and would thank them to give her the time to complete it. The lockdown the virus inspired, along with the media's 24/7 fear mongering, has traumatized our community. In addition to the very real economic

devastation that has endured, there is a matter of the emotional psychological trauma exacerbated by the unlawful mask ordinance. In addition to being unconstitutional and dangerous to our physiological help, this mask ordinance is destroying our social fabric. People who choose not to wear a mask, either because of medical issues or personal choice as self-responsible sovereign beings, are being shamed, harassed, bullied, filmed, and ratted out to cops. This mask ordinance is destroying our quality of life and fragmenting our already traumatized community. Healthy young people who are being forced to wear masks are clearly miserable. Community morale has plummeted, and tensions are already extremely high because: 2020. And this divisive and unconstitutional mask ordinance is only exacerbating that. I know many Santa Fe residents who...

A copy of the two written petitions of Dani Katz is incorporated herewith to these minutes as Exhibit 4.

Mayor Webber again mentioned if the statement is written out, to send it to the City.

Ms. Mihelcic noted for those who have already spoken they could leave the meeting if they wished.

Drew Lenihan said he is 30 years old and a member of the Art in Public Places Committee for Santa Fe. He was here to speak in solidarity with the action that took place last Thursday on the Plaza. He came to demand that the Mayor remove the remaining monuments for the community that have not been removed, immediately and swiftly. It is a public safety issue now. There are armed Homeland Security personnel surrounding the courthouse. That is not the Santa Fe that any of us want to live in. It is time to remove the monuments. They need to do it and not repeat the history of broken treaties and broken promises to the Native American community. Lastly, he would add that if any of these Councilors celebrating Pride are not considering defunding the police, they have absolutely zero right to celebrate Pride. Pride is a celebration of a riot for the liberation of our lesbian and gay...

A copy of the written petition of Drew Lenihan is incorporated herewith to these minutes as Exhibit 5.

Andrea Romero said she was born and raised in Santa Fe. It was heartbreaking to see what happened in the Plaza. Every time she has gone to the Plaza it is always a beautiful and special place to everyone from Santa Fe. It is the heart of Santa Fe and to see it in the way it was, was very sad. It is hurtful for all the communities, whether Spanish or Native, because it is special to us. There needs to be a better police presence there to protect the historical area of the City. If the Mayor is putting together a committee, it needs to have

community involvement that should include locals from Santa Fe. That should be posted so everyone that wants to be involved can get involved. They need to have the discussions to preserve their history and continue their culture.

Fabiola Hartford said she sent the Mayor a communication as well as the Councilmembers on the same day he signed the proclamation. She thanked the Council member who had the decency to respond to her, the only council member. She wanted to be clear about two things: The monument, the Obelisk is an atrocity, and the marble has to go. First because it is a semantic mistake that led to the attack of the Indian community. Because they are not Indian, they are indigenous. Second, for the rest of the monuments you cannot touch Hispanic heritage, it is cultural genocide. If you, Ms. Villarreal, don't know anything about it, you should learn about cultural genocide. And how to intervene in a crisis and how to help indigenous. If you think by removing the statues you are going to fix the damage that was done to indigenous communities by altering their development in civilization and forcing them to adapt to a culture that was not theirs. Then you are mistaken.

Emily Stern said she is an educator in Santa Fe. She was going to read a portion of her prepared statement and send in the rest. The pandemic positive thinking, she wanted to say in advance, that she is grateful to each of Santa Fe's leaders to continue to include community input. And for leading them into and through this unprecedented opportunity toward truth and reconciliation by removing statues that uphold violence and hatred. Maya Angelou has said that, *"Prejudice is a burden that confuses the past, threatens the future, and renders the present inaccessible."* She is fortunate to be a teacher in Santa Fe. As a professional she feels the personal responsibility to participate in movements that support all students and young people, a.k.a. the future. She has had the opportunity to read and witness students feelings, thoughts, and words about what it is like to be in the presence of an object that is uplifting the very idea, or person that tried to kill them in their communities. A problem with the statues is that they hinder the tender experience and process of learning. Learning in both my opinion and research suggests it occurs when one is not actively traumatized.

A copy of the written petition of Emily Stern is incorporated herewith to these minutes as Exhibit 6.

Noah Thomas Harris said he is a student at St. John's College. He said he would admit he is a bit of an outsider on the issue. If they already believe that the place for a Confederate statue is in a museum and not a pedestal, then they already understand that by having that statute up on a pedestal, it is not remembering history. They are celebrating an oppressive regime. He is asking them to apply that same logic to the Obelisk. He was

amazed that no one had pointed out yet that the Obelisk has the word "savage" etched into it, or it used to. He Did Not think that refers to white people. He asked if that was referring to white people, he is really asking, because if it was, that is shocking to him. So, if you don't remove the Obelisk then you are in the same boat as Mississippi. That is not...

Flora Natalini said she came here today to stand in solidarity with the Three Sisters Collective and the indigenous population in New Mexico. She fully supports the removal of all of the statues in town. By not removing the statutes, the community of Santa Fe is making a choice to celebrate and encourage the stealing of indigenous land and the killing of indigenous people. Through the removal of the statues they can begin to cultivate a new path toward healing for the indigenous people and our community. She thanked them for the time.

Gary Delgado tried to speak but had technical difficulties with the audio. [He returned later.]

Gregory Ross said after the amazing and passionate speech by Councilor Vigil Coppler and Mike Garcia, he was astounded to see Councilor Lindell stuffing herself with ice cream and seemingly having zero concern about this 400-year-old issue the City has. The Mayor has done an amazing job to bring together these disparate communities. He said he had been highly offended by Councilor Lindell's behavior. Moving forward, the City has done so much to forward and bring the communities together. It is sad to see us being influenced by outsiders, people who do not live here. And to see Santa Fe being influenced by people whose communities are not from here and by their perspectives, which he does not believe is relevant to the current situation.

Stefanie Beninato, PO Box 1601, Santa Fe, said even hearing your justification for your 24 hours prior to your action, she did not hear anything about the Obelisk. She thought it should have been obvious that you couldn't have moved it. It deserved some protection other than an attempt to try to remove it in the middle of the night without any public hearings on whether it should be removed or changed. As an historian, she decries proclatantism. She would like to see the Plaza Obelisk remain with the addition of a statue of the man who had chiseled out the word *savage* as he was doing just that. And then have it surrounded by whatever types of demonstration of reconciliation, education that wants to be there after public discussion and consensus. She thought it would be a powerful visual to contain a statue or a memorial to war, and then have it contained by a reconciliation and peace. She also understands that Lisa Roach...

A copy of the written petition of Stefanie Beninato is incorporated herewith to these minutes as Exhibit 7.

Gary Delgado said he is with the Caballeros DeVargas in Santa Fe. The abrupt removal of the statue in the wee hours of the morning was not expected, nor the attempt to remove the Obelisk. The removal of these historic statues is not the answer. The Caballeros DeVargas organization has been together since 1956. Their main goal is to honor Our Lady of Conquistadora and Our Lady of Peace. A promise made, a promise kept, has gone on for the past 307 years and we plan to continue that promise. There needs to be a halt to the senseless destruction that is affecting people's faith. And a stop to the few protesters from destroying what is ours. One day we will have the statue back and standing and have the full return of the City of Faith. Together with the problems, we will do an agreement where everyone knows and respects each other's things. He asked, are we then victims and victimizers, or are we descendants of individuals who found a way to coexist, even though some very challenging episodes. We are going to stay in this together.

John Block said he would testify in regard to the recent actions taken by Mayor Webber to remove historic landmarks across Santa Fe. He was born and raised in Santa Fe and these statues, especially the one of Don Diego DeVargas, mean more to him than simply a statue. These statues which symbolize their shared history, are a reminder to us of the struggles Santa Feans have been through in the past. How together they have overcome their challenges. Through their grassroots efforts they have been able to collect over 2000 signatures against the Mayor's removal of such monuments. He could see no reason why they couldn't preserve both Spanish and indigenous artwork around the City. In doing so they would not need the Truth And Reconciliation Commission. He did not believe such a commission is the most imminent issue that the City should spend its valuable resources on, especially during Covid 19. If we begin to tear down our history now, then when will it end. As a civilized people we should be able to respect others and cultures even if we disagree with them, showing tolerance and respect. He said he appreciated the opportunity to address this body and hoped to be a resource in the future.

A copy of the written petition of John Block is incorporated herewith to these minutes as Exhibit 8.

Jessica Lucero said she is here to discuss the honesty and transparency of moving the statues. We look at this as a movida and asked how we can move forward from this huge perception of a lack of trust. She said, Mr. Mayor, you were dividing and requiring Spanish surnamed individuals to be accountable for the political environment from 1693. But you cannot look past your Machiavellian political agenda to seek a higher ranking official. She asked on the destruction and revenge organization, if you have asked them what they want and their final purpose for what they want after they get the statues removed. It is

heart sickening, both you, Mayor and Councilor Villarreal. She couldn't believe this had happened in this city - the level of destruction. But you could not focus on getting your audit in on time or fixing the Santa Fe Police Department's response to destruction and hate crimes. It took three hours to get there. How unacceptable. What are you going to do to fix this budget deficit impacting and putting food on the table for your City employees? Yet your focus is on moving statues. She said shame on you Villarreal and shame on you Mayor Webber because you ...

Kathy Rivera said she is a native of downtown Santa Fe, as were her ancestors. She is also a world traveler who has been to Germany. She has seen concentration camps and marveled at how Jerusalem survives as a city at the main center of three religions. She is opposed to removing a cultural item, based on a request of one small group - a group who does not respect previous government decisions. A group who does not appear to respect or have patience for proper due process. And a group whose leader will never be satisfied. The three statues erected to honor the Tesuque Pueblo runners were done in honor, yet Elaine Ortiz did not like where they were placed. And she said that the Pueblo government does not speak for her. They will never be satisfied. Their demands will never be met. No apology will ever be enough. If you want to show that Santa Fe can be better than the rest of the country, show that no one and no group...

A copy of the written petition of Kathy Rivera is incorporated herewith to these minutes s Exhibit 9.

Laura Barela said she grew up in the historic district of Santa Fe and graduated from NMSU and married her boyfriend in second grade. They both grew up in Santa Fe and she could speak for both of them that they embrace and do not see any differences in their Native brothers and sisters. They shared the same foods; they grew up together, she doesn't understand. She is coming to them as a mother with 7 children and five grandchildren and one on the way. Her history goes back generations. She has Native, Hispanic, Spanish, and Anglo in her blood. Her grandfather owned the trading post in northern New Mexico. She is confused. She understands now about the quickness of doing what he [the Mayor] did. But she also commends Councilor Vigil Coppler and Councilor Mike Garcia for speaking up that to say they were not included in the decision that occurred. The Obelisk...

John Byers, 2410 Calle Contessa, said he wanted to express dismay at taking down any of the historic structures, statues, and cultural icons. That amounts to pampering to mob rule. The way and manner in which this was done clearly demonstrates cultural insensitivity and an unwillingness to have discussion, discourse, and debate. Removal of a statue by unilateral decision when done in a vacuum, is tantamount to boss rule and

not a democracy. Let's go by the rule of law instead of mob rule. Let's protect and defend the City property and perpetuate cultural unity, instead of inflaming the passions of hate by polarizing racist and ethnicities. The Mayor said that the Indian house was much more than concrete and mortar, yet he does not accredit that to any of the statues. His creed is not a question of whether you like it or not, it is a question that you learn from it. Thank you.

Karla Moya-Crites said she is from Santa Fe and wanted to read a letter she sent to Mayor Webber to the Council members. "Your actions to remove certain statues that represented the Spanish race is despicable. Your actions have created division in a City that once represented multicultural living as one. I am a fifth generation Santa Fean. In 1964 my father portrayed Don Diego DeVargas in the Fiesta de Santa Fe. During this time Santa Fe was a celebration which both Native Americans and Hispanics came together to collaborate in peace between both groups. I am disappointed that many Hispanic people and those who believe they are educators don't know the history of New Mexico. I am angry because for years I have sat back and listened to how the Native Americans were treated and tortured without mentioning what the Natives did to the Spaniards during the Pueblo Revolt in 1680 led by Popé, a medicine man from San Juan Pueblo who led the Indian revolt. My people, my ancestors were murdered in the uprising against the Spanish colonizers and the prominent Hispanics of Santa Fe. The Pueblo Revolt killed 400 Spaniard men, women and children..."

Joshua Driscoll, 1819 Hano Road, said in thinking about discussions around unity, and progress and re-conciliation, he wanted to draw their attention to the history of the Obelisk. He did not believe the Obelisk should be left up. He would like to remind the Councilmembers and the Mayor of the inscription on one side of the Obelisk. It reads, "*To the heroes who have fallen in the various battles with savage Indians in the Territory of New Mexico.*" He believed that is vulgar and slanderous to the indigenous populations here in Santa Fe. The Obelisk in the Plaza commemorates stolen land and the slaughter of indigenous peoples while celebrating colonization. Regardless of how this affects you, he hesitates to call it a monument; as it is viewed today, its historical context cannot be ignored. He said he is a district one voter active in Santa Fe. He said he would not vote for someone who allows the statute to be left up.

Ronald Trujillo, Santa Fe New Mexico, south side resident, said he thought he and the Mayor had had their discussion about what happened the other day. He was saddened that once again the Hispanic culture here in Santa Fe is coming under attack. As someone who portrayed Don Diego DeVargas for Fiesta's, he was not ashamed of that. It is part of his culture, part of his heritage and part of the tradition of a true Santa Fean. There is a few on the City Council who always wave the flag de la gente. Well now that you are, we

need you to stand up. Where are you? It is a shame this is happening in our City. He has never seen this happen before and it is disheartening. He addressed the Mayor: you say that you do want to put together a task force. And I hope that you do put together a task force to have these discussions. He believed that is exactly what needs to happen. When these obelisks, etc., when DeVargas was moved in the middle of the night, that discussion didn't take place. He thought that was what a lot of people in Santa Fe were most bugged about. That there was no discussion. In the future when you have these discussions, he hopes that all stakeholders are able to come to the table.

Marisa Frantz said she is here to strongly support Mayor Webber's emergency proclamation removing the monuments. She thanked him for acknowledging the historical context of this moment. We cannot continue to support these symbols of oppression and hate. She urged the Councilors to also acknowledge the broader movement happening around our City, our State, and the country. Statue removal is important of course, but as Councilor Villarreal said, we must continue this critical conversation and perform a full reconciliation of the continuing economic violence and structural oppression of the indigenous peoples of New Mexico. Ms. Frantz said she would also caution Councilor Vigil Coppler against focusing on the treatment of monuments rather than the treatment of human beings. She did agree with her that the timing of the removal of the monuments was off. The monuments should have been removed a long time ago.

A copy of the written petition of Marissa Frantz is incorporated herewith to these minutes as Exhibit 10.

Miguel Gabaldon said as a lifelong resident of Santa Fe and multiple generations of ancestors who lived in the historic part of Santa Fe for the past five centuries, he is speaking on behalf of his immediate family and relatives. He respectfully requested the City not make any hastier decisions regarding removal of cultural and Hispanic references in Santa Fe. For the past 54 years he has learned about the reality of the conflicts between the Spanish settlers and Native Americans. As well as the conflicts brought upon Spanish settlers and Native Americans by the Anglo settlers who came from the United States. What it has done is open his eyes to realize that all of America's history, to quote Mayor Webber, "has a dark and bloodied past." Not just Santa Fe and northern New Mexico. He grew up with Hispanic, Native American, Anglo, and African American children here in Santa Fe. We all got along with each other just as St. Francis of Assisi prayed, they would. Despite the diversified cultures and histories, we all stayed in Santa Fe and made it The City Different. In order to stop the tearing apart of our great City that has taken place in recent weeks, he asked that they not move forward with any further removal of public displays of their Hispanic culture without going through a thorough review process.

Rick Martinez, 725 Mesilla Rd., said he sat on the Plaza Task Force through all of the meetings, he was on the Plaza Roundtable Committee, and was part of the Downtown Vision Plan. He knows the history of the Plaza and how things work. He was very disappointed with the last item about the closure of the streets and that it was put on the Consent Calendar. That should have been a public hearing where everyone could voice their concerns, and about the monuments, too. These task forces were diverse groups of people. He thought if they're going to move forward, they need to bring the task force back. They need to get a better voice of the community and have something that could advise the Mayor and the Councilors. Without the task forces, a lot of the history will be gone. On the last item, no one knew the history. He thanked Councilor Garcia for realizing there was a history behind the closure of the Plaza. He hoped in the future they can get more local people involved and more diversity and have a better conversation.

Poppy Wilder said she wanted to call to support Mayor Webber and the emergency proclamation. She wanted to make a few points. First, she doesn't think the Obelisk and its inscription is a good focal point for the City. The Plaza is the tourist center and where most people out of State, out of country, go. It is a horrible precedent to set to have that there with the inscription. There should be something to show what Santa Fe is and she does not want something that creates diversity as a focal point. It is not beneficial to the City. In addition, they may have educated themselves and as people have moved here and care about the City, there are some who come to Santa Fe that do not educate themselves outside of what they see. And not educating themselves more, adds to the racism, even outside of our own community. That is a big thing to remember. In addition, she hears a lot of anger from the people who want to take the monument down.

Tiana Skordilis, 4305 Calle Andrew, said she is speaking in solidarity with the indigenous community of Santa Fe County in greater New Mexico. She supports the permanent removal of the old Obelisk in the Plaza, the Kit Carson obelisk in front of the courthouse, and the Don Diego DeVargas statue. Monuments such as these are constant reminders of the colonization and the genocide of the indigenous people of our community and that they have suffered. And they serve no purpose other than perpetuating a symbol of oppression and white supremacy. Rather than discussing the validity of racist monuments we should be discussing reparations and how we can celebrate Santa Fe's indigenous community.

Sascha Anderson, 149 Alamo Drive, said she first wanted to thank the Three Sisters Collective as well as indigenous activists throughout the years for their work. She thanked Mayor Webber for his swift action to remove the monuments that continue to inflict trauma upon indigenous people. She is a member of the Choctaw Nation and wants you

to know she descended from survivors of the Trail of Tears and also of European settlers who came to the United States in the 17th century. She is both the colonizer and colonized. She knows what it means to value heritage, however, is troubled by what it means to see physical manifestations of honor to those who have tried to destroy you. In the Sermon on the Mount, Christ said, "Where your treasure is, there your heart will be also." Monuments are not where we learn history. They are physical manifestations and resources of treasure that show where we, as a community, value, and revere. Let us put our treasure where our hearts ought to be, with those most marginalized in our communities, and not in the glorification of violence against indigenous people.

Ms. Mihelcic explained how to sign off after speaking to make space for others on the panel. To continue watching the meeting she directed them to YouTube to the *santafenm.gov* website.

Tomás Baca Rivera said he is the past president of Caballeros DeVargas and a Fiesta Councilmember and he has portrayed Don Diego DeVargas. He said they have seen the dismantling of their culture and traditions and where this ends, only God knows. He is here to state that neither he nor any member of the Caballeros ever agreed or hinted at taking down the statue of Don Diego DeVargas. When we gathered with you for two years along with Pueblo representation to solve the question of the DeVargas ceremony, we never agreed to do anything like that. Yes, there were mistakes made on both sides Spanish and indigenous, three centuries ago. But we have managed with the grace of God to live in peace for that time. He said he was deeply saddened and disappointed that the Mayor instead of uniting cultures has begun to divide us. The Mayor has taken us backwards from the hard work during his last two years he served as the president of the Caballeros. The Mayor did not listen to a single thing they said about why they celebrate Fiesta. The Mayor has been to his home at the Pueblo for Pueblo Feast days and has seen the uniting of cultures as he lives on the Pueblo of Pojoaque with his family. He asked how he could live on the Pueblo and celebrate violence.

Melissa Mascareñas said she is the immediate past president of Santa Fe Fiesta Council. She stated to set the record straight, we never agreed to any removal of historical statues in our community. History is history. As Hispanics we lost a lot when we retired the Entrada and replaced it with the community celebration. She feels betrayed by the Mayor and Councilor Villarreal. For the Mayor to stand on the Plaza stage with the Three Sisters group and celebrate such a horrible action was very disrespectful. She respectfully asked the City Council to overturn his decision and that City money be used on purchasing a statue of the two runners from the Tesuque Pueblo. It is important to remember we are a multi-cultural City and we all matter. No group is better than any other and we should be treated that way. Thank you, Mr. Mayor, because of your actions you have given us

the strength we need to never ever give in. We deserve better and I want to thank Councilor Vigil Coppler and Councilor Garcia for standing up for the community.

A copy of the written petition of Melissa Mascareñas is incorporated herewith to these minutes as Exhibit 11.

Steven Gonzales said he lives in Santa Fe and grew up here. He said the Mayor mentioned that we are all supposed to take a breath and yet he did that after he had already removed an important piece of our history. The Mayor is failing to recognize that the people whom he is in league with, the Three Sisters and the Red Nation, are extremists. Look at their websites. They say that this is stolen land; that they want repatriation and decolonization. What they are saying is that they don't want us here; that they don't want anyone else here. Which is what Popé did right before he killed 400 Spanish people simply for being Spanish. Popé sits in the US Statuary Hall. He said he was sure that a lot of Indians don't see him as a symbol of hate and violence. But that's the same thing. They have other reasons they see him differently. But Hispanic Santa Feans see DeVargas differently from how Natives see him. So, you have poured gas on a fire and you bought into this false dichotomy that the continued presence of the statues is somehow inconsistent with reconciliation. He asked that the Mayor revisit that mistake.

Lauren Stutzman and she lives in Cerrillos, but she owns a business in Santa Fe. She is new to New Mexico; she is been here since 1985. She wanted to voice her enthusiasm for reimagining our historical monuments. She thought everyone would be better served if we include an accurate depiction of what really took place at Ohkapogay. Rather than giving into a false narrative regarding benevolent European colonialism. Santa Fe has appropriated so much indigenous culture. And yet we seem so reluctant to pay even the smallest celebration through monuments built by honoring Pueblo people, who are the original citizens of this land. Use Norteño historians and Pueblo historians to identify those from the past who were neighbors, friends, teachers, and healers. Build monuments to them instead of the government officials, bureaucrats, and genocidal maniacs.

Mark (no last name) said he is a many generations-deep Santa Fean. Across the country, now in Santa Fe, the mob is trying to destroy America's connection to our history and foundations. They want to wipe that out and rebuild this country into a socialist utopia. He is concerned about the Mayor and the governor caving into the mob. He asked what is next the Cathedral; how about Mount Rushmore; universities, Duke, Yale, and Stanford; what about the Apache helicopter; the Masters Golf Tournament. It is a slippery slope to purge everything that hurts someone else's feelings. The mob starts at monuments then memorials, on to universities and then straight to the founding of the country. And then

you have to get rid of the country because the founders were white supremacist and racists, according to the leftist mob. About the Obelisk and the India Palace, they are both hate crimes to me and permitting lawlessness will lead to more lawlessness.

Samuel Villarreal Catanach, 55 Corona in the Pueblo of Pojoaque where he directs his community's Language Department and serves on the Tribal Council. He said all of his family is from northern New Mexico, his father's family is from Santa Fe. He attended St. Catherine's Indian School and his great-grandfather built his home on Acequia Madre by hand. A place in town now where no one he knows can afford to live anymore. Although he does not currently reside in Ohkapogay, the City now known as Santa Fe, he spends much of his time in the City, especially downtown. A city that heavily caters to mostly white, wealthy, out-of-state people for its Pueblo, Native and Hispano aesthetics, and history. It would be unconscionable to continue to keep monuments that hinted at racism, hate and murder in a place and time of vast change like we are experiencing in the world today. The City must remove all monuments that celebrate the killing and domination of any group, and instead work to tell the true history of all of our peoples, the good and the bad. Gracias.

Krystle Lucero said she lives off of Agua Fria and is a proud Santa Fean. Our history is a rough road, but we have managed to come together and live side-by-side for generations. Sadly, recent proclamations and covert destruction of public property has occurred at the hand of our government. A government that should have openly hosted a discussion and sought input from Santa Feans, the voters. Decisions like this feel like back alley deals negotiated by a Patrón. Santa Fe is frequently viewed as progressive so why then has this regressive behavior been. She said the Mayor was elected to represent us. She asked what is going on. His lack of leadership is caused anxiety, frustration, and distress. Shame on you Mayor, your job is to lead not create chaos. You represent us all, not just a few. If we wanted autocratic leadership, we would all live in a communist country. Your lack of leadership in action has signaled to some that they can do whatever they desire. This City is strong. She said prove us wrong and prove to us that you are worthy leaders.

A copy of the written petition of Krystle Lucero is incorporated herewith to these minutes as Exhibit 12.

Scott Bigbee, 1018 Don Juan St., said he was born in Santa Fe and his grandparents came in the 1940s. These monuments and where they are located are disrespectful to the indigenous people who live in and visit our City. The Obelisk stands directly across from the Palace of the Governors where Native people sell their jewelry and crafts as an icon of the City. How degrading it must be to face this thing which glorifies the destruction of your ancestors. Up the street is the IAIA Museum of Contemporary Art. Since 1992 it is

the only museum of its kind in the United States. In 2006 the monument to DeVargas was erected directly across the street. DeVargas in bronze, faces viewers holding a lance and behind him is a metal fence, and behind that is the IAIA Museum. As if the so-called "savages" are once again safely locked up and under his control. Three blocks away is the U.S. Courthouse. The monument seems to indicate that the ideals of Kit Carson are the current ideals of the federal government. These monuments do not represent our City and should be removed as promised immediately. This is Tewa land...

Oliver Hillenkamp, 507 Kathryn Avenue, said he grew up in Santa Fe and wanted to voice his support for the Three Sisters Collective, the Red Nation and other local indigenous organizations and people who have called for the removal of the Plaza Obelisk for many years, not just now. As a settler on stolen land, especially as a white settler, he believes he has the responsibility to stand behind these calls for the removal of monuments that glorify genocide. He encouraged other white people to use their privilege to support indigenous leadership and to question the power structures that unfairly benefit them.

Seneca Johnson said she is from the Muskogee and Seminole Nations and lives on the south side of Santa Fe. She is sick of seeing statues that celebrate the atrocities committed to indigenous people. And to see those statues looked on with pride by some, even when they are painful reminders to others. Seeing the statues being removed seems like a step toward mutual understanding of our shared history. We can't change the past, but we can control how we recognize it. Taking down statues isn't about rewriting history, erasing the memory, or blaming Hispanic people. It is about making a space for everyone in Santa Fe. It is about the acknowledgment of the cruelty we faced as indigenous people today. It is about healing and respect and not a one-sided retelling of history. Indigenous people and other residents have been upset by these statues for years. These statues don't celebrate anything other than colonization and genocide. That is their only purpose and they are divisive. We don't need a racist statue to remind us of New Mexico's history. We should be taught this history in schools and museums and not reminded of the vicious slaughter when walking through downtown with our families. We are calling for a safe space to exist. She stands in support of the removal of the Obelisk and other racist statues and calls on all of you to do the same.

Virgil Vigil said he liked the history from some of the people. To fixate on the Pueblo people led by Popé and other Indian leaders that tried to drive the Spanish colonists out in an uprising war, 21 Franciscan priests and hundreds of men and women were killed. In fact, the priests were tied onto horses and dragged through the streets until they died. The San Miguel Mission Church was set on fire. A courageous woman rescued a wooden statute known today as Our Lady of Peace. The Indians drove the Spanish settlers south to El Paso Del Norte, known today as Juarez. We would not be here today had this horrific

event known as the Pueblo Revolt, not occurred. Now over 400 years later, a group of individuals with the help of the Mayor are removing the past of our history in Santa Fe. It first began with the removal of the Entrada, then the removal of the Fiesta royalty visiting the elementary grades during Fiestas. The removal of the Spanish fresco at the north end of City Hall and now the removal of Don Diego DeVargas. The community must take a stand and say no Mas. The Mayor says he is worried about what happened but what he did was wrong.

Alissa Lujan-Blea said she was born and raised in Santa Fe and a multi-generational resident of Santa Fe. Everyone has heard the concerns regarding the division. And you can hear it directly tonight, the division that was caused here in Santa Fe. She wanted to propose what the Mayor has stated, to gather together. They need to find ways to come together as we were in the past and heal and reconcile what Spaniards did to indigenous people 400 years ago. And what the indigenous did to Spaniards and Catholic priests many years ago. We need to come together and unite and not be divided by outsiders who don't understand the rich culture and history of Santa Fe, of the City Different. We need peaceful discussions. This Three Sisters group - if you go on to their webpage, if anyone disagrees with them, they violently harass you and call you names.

Valerie Brooker said she wanted to address the issue of the Obelisk. On the panels are voices of the time, acknowledging a union victory on some. By silencing these voices, what do they gain unless they hear other voices for a complete narrative. The destroyed panel could be replaced by an acknowledgment that the Obelisk rests on Tewa land. It could cite the contributions of those and other Pueblo people to New Mexico's history, culture, and heritage.

A copy of the written petition of Valerie Brooker is incorporated herewith to these minutes as Exhibit 13.

Bianca Sopoci-Belknap, 525 Katharine Ave., said she was born and raised in Santa Fe in Ohkaypogay Tewa territory. She is speaking as someone who loves this place for family. It is the only home she has ever known. Even while the mountains and skies have raised her and now raise her sons, she recognizes that she is a settler and a guest here. She is here tonight to stand in solidarity with our indigenous community who has called for an end to the glorification and celebration of conquest in our community. Last Thursday's Three Sisters event was one of the most beautiful and powerful community gatherings she had ever had the honor to take part in. Red Nation members held a sign in front of the stage that said, "*Celebrate resistance, not conquest*". What a beautiful invitation. She asked if we could learn to celebrate resistance and resilience, not conquest. How profoundly different our world will be if we could embrace that shift. We don't want to

erase history, we need to lean in and face not only the legacy of Spanish colonization, but of Anglo colonization. And as we do that, we need to look at the threads of diversification that create the real fear of displacement and erasure.

David Sloan said he was a District 1 resident and born in Santa Fe and lived here all his life. He thanked them for doing the proclamation to remove the Obelisk of Kit Carson monument and Don Diego DeVargas statue in Cathedral Park. He was born and raised here and is glad to know that indigenous grandmothers, grandfathers and ancestors who vendor on the portal who recognize the historical context of Pueblo ancestors being executed on the Plaza, will not have to look at the monument that calls their ancestors savages. Across the country they are reconciling the history of these false idols. Thank you for understanding that these monuments hurt our community. Let's work toward an indigenous education center where it can teach us all how to live in a local economy and local food community.

A copy of the written petition of David Sloan is incorporated herewith to these minutes as Exhibit 14.

Valentine McKay Riddell and the founder of Orenda Healing international Center, said she supports the removal of the Obelisk. While there is historical argument for leaving them up, history is always written by the conquerors. The Obelisks do not reflect what actually happened and instead applaud the "valiant actions" of Anglo and Hispanic military commanders who enslaved, tortured, and murdered thousands of Native Pueblo people in New Mexico. This sadly is the true history and the Obelisks are painful reminders to our community. Especially to Native members of our community, of a time and actions that deserve no praise, but instead demand remorse, retribution, and re-conciliation as we move forward.

A copy of the written petition of Valentine McKay Riddell is incorporated herewith to these minutes as Exhibit 15.

Maryann Maestas said she is Hispanic and grew up in Santa Fe. Growing up, the Fiesta Council went to her school every year. And she would get really excited to see the Council Fiesta parade. She took many trips downtown and spent a lot of time at the DeVargas and Obelisks statutes. She could tell them that she learned nothing about the history of the State in any of those field trips or by looking at the statues. She has learned more about the history of the City and region from the events led and organized by indigenous people over the last few weeks and have been taking place for years. She supports indigenous people and the regional caretakers of this land that the City was built on. She feels we can embrace our Spanish background, without figures of genocidal historical figures and

without detriment to the Native peoples who have lived here for thousands of years and have established history and culture. But they should be realistic, most of them are not descendants of the colonizers. She encouraged her fellow Hispanic neighbors and community members who are hesitant to embrace this move, to continue to learn about the places we call home.

Mark (one of six on the list) **Rodriguez** said he is a lifelong resident of Santa Fe. He came tonight with a heavy heart. His main concern is what we are showing our youth and what kind of future we are leaving them. We can change words on a monument to words like respect or understanding unity and peace, celebrating a choice for equality and a better human race. We need healing and reconciliation. We can be an example for the rest of the country if we do things right and conquer hate with love. We cannot create a circle if sides are being formed. I would like to apologize to Mayor Webber for any inflammatory comments on social media. That is not helping to achieve a solution and adds to the problem. History is to be learned by us, not to repeat it. Destroying and erasing history will not change it. We have a unique opportunity to change the course of this. He asked if they could stand together for a united Santa Fe?

Audrey Storbeck, 118 W. Berger, asked what happens when racists are running a supposedly anti-racist organization; what happens when Santa Fe doesn't have white supremacists, yet organizers join with local groups to make it appear so. What if it is not Trump people who damaged the India Palace? What if it is a throw? Who are Antifa and why are they paid so much money and why were they in Albuquerque? Why are they organized throughout the nation? Why is the plan to take down the entire country's history by one political party so it can be repeated, and no one dares speak up? What if slavery of all of us is the goal? She said she met someone last night who told her they had moved to Santa Fe from New York to be an organizer. They told her they are an organizer and an anarchist. She walked with them for three blocks. She said a lot more is going on nationally than is going on in Santa Fe. She is an Anglo and is watching all of this. She is for all the historic statues and our history to remain for all to see, and not be repeated. She said she is not for the Mayor or one political party to unilaterally remove all of our history. Peace out.

Lily Sage said indigenous people are her community have taught her that these monuments to brutal mass murders, actively cause them harm. And when any member of their tri-cultural community suffers, we all do. The City profits off of and exploits indigenous people but affords them no basic respect. It feigns listening and placates. It does not ameliorate suffering or seek meaningful repair. Surely there are more venerable people to monumentalize than this genocidal maniacal rapist. Any of them, Kit Carson, DeVargas, Onate, etc. she asked why they are allowing it to be continuously vandalized

over and over. It is obvious that the people want it taken down. Take it down. It is shameful that any of these monuments still exist in public spaces. She said she feels the heebie-jeebies every time she walks past one of the monuments. She avoids them when showing people from out of town our beautiful City because of the shame attached to it. If you are serious about truth and reconciliation start making repairs now. Take down the monuments.

A copy of the written petition of Lily Sage is incorporated herewith to these minutes as Exhibit 16.

Ms. Mihelcic asked if there was anyone else had not had an opportunity to speak. [There were no others.]

A copy of the written petition of Virginia Miller is incorporated herewith to these minutes as Exhibit 17.

A copy of the written petition of Sunshine Muse is incorporated herewith to these minutes as Exhibit 18.

A copy of the written petition of David Quintana is incorporated herewith to these minutes as Exhibit 19.

A copy of the letter from Governor Robert Moya is incorporated herewith to these minutes as Exhibit 20.

Mayor Webber said he wasn't sure how to do a virtual Last Call, but if someone had signed up to speak and didn't have a chance or couldn't get technology to work, they could signal with their virtual hand. Now is the time, otherwise they will move forward and consider this the completion of the petitions from the floor on the agenda.

He noted the time as 10: 42 pm.

G. APPOINTMENTS

There were no appointments.

MEETING EXTENSION

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Lindell, to suspend the meeting limit rule to allow the Governing Body meeting to go past 11:30 p.m.

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

For: Mayor Webber, Councilor Abeyta, Councilor Cassutt--Sanchez, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Vigil Coppler.

Against: Councilor Villarreal.

H. PUBLIC HEARINGS

- 1) Request Approval of Amendment to 2019 Annual Action Plan Which Proposes to Use CARES Act Funding (\$361,227) Provided by HUD to Partially Fund Operations at the Midtown Shelter. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov; 955-6346)
 - a) Approval of Budget Adjustment Request (BAR) to Increase Revenues in (24-2750.490520) (CDBG) by \$361,227 and Move Funds to Expenditures (24-2750.510400).
 - b) Approval of a Professional Services Agreement + Project Budget in the Total Amount of \$361,227 of CARES Act Funds for Providing Oversight and Management of the Midtown Shelter; New Mexico Coalition to End Homelessness.

Ms. Vigil read the caption for the first public hearing.

PRESENTATION

Director Ladd presented this matter to the Governing Body. She explained the amendment is to accept the CARES Act funds and determine how we propose to use the funds. They are proposed to be used for the Midtown Shelter in keeping people safe during the pandemic. This is not just a situation where the City is running a shelter business. We are able to tap into the network of the Coalition to End Homelessness. The City will spend the funds there for contracting for services and other operating costs, including security. She stood for questions.

PUBLIC HEARING

Ms. Stefanie Beninato repeated her concern about Midtown becoming a permanent shelter and with the City spending a lot of money. She was concerned about future funding for it. The public has not given that a priority but rather for Affordable Housing. She asked how much is being spent to clean up the campus. She thought some of the residents were getting the Section 8 Housing Subsidy.

There were no other speakers from the public for this case.

COUNCIL QUESTIONS AND DISCUSSION

There were no questions or discussion from the Councilors.

MOTION: Councilor Lindell moved, seconded by Councilor Cassutt-Sanchez, to approve the budget adjustment request for the CARES Act funding as presented.

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

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

Against: None.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Villarreal, to approve the PSA with the Coalition to End Homelessness as presented.

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

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

Against: None.

2) CONSIDERATION OF BILL 2020-14. ADOPTION OF ORDINANCE NO. 2020-14. (Mayor Webber)

An Ordinance Amending Section 23-6.2 FCC 1987 to Allow Licensed Establishments that Have Obtained an obstruction Permit from the City and a Temporary Change/Expansion

City of Santa Fe

Governing Body Minutes

June 24, 2020

Page 53

of Liquor License [Modification] Premises from the New Mexico Beverage Control Division to Serve Alcohol on City Sidewalks, Streets, Rights-of-Way, or Other Property that has Been Specifically Authorized for Temporary [Business] Use Due to the COVID-19 Public Health Emergency; and Establishing an Effective Date as the Date of Bill Adoption. (Randy Randall, Tourism Director, rRANDALL@santafenm.gov, 955-6209, and John Romero, Acting Public Works Director, jromero1@santafenm.gov, 955-6638)

Ms. Vigil read the caption for this ordinance.

PRESENTATION

Director Randall presented this matter to the Governing Body. He explained that it is just to update our current policy to support several restaurants to allow liquor to be served on the exterior at 25% of their floor plan. It expires at the end of October and an obstruction permit is required to use it, and to make sure no restricted areas are affected.

PUBLIC HEARING

Ms. Stefanie Beninato said she was opposed to this ordinance. She noted that alcohol service is usually blocked from public spaces and she thought this would be hard to do. Restaurants would not have the money or security to do it, it encourages public drinking, people would be walking through the areas and people would be sitting there for a long time without masks on. Some would be sitting there texting. It would cause public disorderliness. Where does the alcohol go there? people walking off with their drink - no capacity to properly regulate it.

There were no other speakers from the public.

COUNCIL QUESTIONS AND DISCUSSION

Councilor Vigil Coppler knew it expires on October 31. She asked if Director Randall perceived that it likely would continue beyond the expiration date.

Director Randall pointed out that they couldn't continue it without Council approval, and this would give back some of their floor space lost by distancing requirements. He could see it coming back, but it would be under different circumstances. This is a great opportunity to experiment with this arrangement.

Councilor Vigil Coppler asked how he would know if it is working well.

Director Randall said he will be in contact with restaurants that use it and can find out any issues related to it and whether they are interested in continuing it.

Councilor Vigil Coppler asked if there is any way to use police reports or complaints or anecdotal information. She thought the Council needs to have some measurement.

Director Randall agreed. We will track all complaints as well as compliments. We will reach out in any way possible. There might be no desire to continue.

Councilor Vigil Coppler asked Director Randall to write up such measurements for the Council.

Mayor Webber agreed and pointed out that finance isn't the only measurement.

Councilor Vigil Coppler suggested that if you bring it back, maybe the City would charge for that space.

Director Randall agreed.

Councilor Villarreal asked whether the State regulates the required barriers for allowing this change.

Director Randall said yes. The State requires a 3' high solid barrier so no one would be able to slip through any alcoholic drink.

Councilor Romero-Wirth/Councilor Vigil Coppler to approve as amended.
Vote - unanimous by roll call.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Vigil Coppler, to approve Ordinance No. 2020-14 as presented.

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

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

Against: None.

- 3) Appeal No. 2020-2043-APPL of Case No. 2019-1600-HDRB. Appeal by Rosewood Hotels of the Historic Districts Review Board's March 10, 2020 Decision to Impose Conditions on its Approval of Rooftop Improvements at the Rosewood Inn of the Anasazi, Located at 113 Washington Avenue, Including a Fifty-Six Foot (56') High Addition, which Exceeds the Maximum Allowable Building Height and Requires an Exception to the Height Limitations in the Historic Districts Ordinance. (Erin McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512)

Ms. Vigil read the caption. She read Sally Paez as the presenter instead of Ms. McSherry.

Mayor Webber asked for disclosures and stated the procedure for quasi-judicial hearings.

There were no disclosures.

Ms. Sally Paez presented this item. She explained that this case is quasi-judicial, so the Governing Body members are acting as judges and the case is de novo.

She shared her screen and reviewed the case. She pointed out this is a nonhistoric building. She showed its location on a map.

The proposed project for this building would raise the building with an addition on the top four amenities to provide for hotel guests. In order to obtain approval of the project, the applicant needed an exception to the height limitations and the Code. The maximum allowable height for this building is 20'1" tall. The building is already at 42 feet, so it is already double that height calculation in the code. The proposal would take it to 56 feet with their addition. So they need an exception in order to gain approval of the project. She pointed out where the height would be added to the building. On the north and west elevations.

She went through the six exception criteria required for this building in the Downtown and Eastside Historic District. She focused on the two exception criteria that were not met in the application. Exception one was that it should not damage the character of the streetscape and the other was to provide the least negative impact with respect to the purposes of the historic district ordinance. As a result of not meeting those two exception criteria, the Historic Board imposed conditions on the project. They did approve the majority of the project components, including the pool in the middle section, taking into account the code requirements. However, the Board had concerns about the massive chimney elevations and rejected those.

There are two potential motions in this appeal. Motion 1 would grant the appeal without chimney conditions. Motion 2 would deny the appeal with chimney conditions.

She stood for questions.

PRESENTTION BY THE APPELLANT

Karl Sommer and team members Richard Martinez, Lutz Arnold, and Dolores Vigil were sworn in.

Mr. Sommer compared this design with other hotel that have rooftop bars. He indicated that the condition imposed by the Board has a deleterious effect on their investment.

In February, the HDRB heard the first presentation and tabled it. They wanted the chimneys moved back from front façade and Mr. Martinez changed that and came back in March. He moved them back 14'. There was a great deal of discussion about the design and how it was a good suggestion. Mr. Katz moved to say he did not like the way they looked. The motion said they didn't need to have the chimneys there. They did not say it did not meet conditions for an exception. The FF/CL was entirely different from the action of the Board and was the first time that it said the proposal did not meet the conditions for an exception. He pointed out that it is hard for an applicant to know what is going on. But, if the chimneys are kept as is, smoke will be in people's faces and below where people are sitting. And will affect the usability of their rooftop. It is not a matter of just losing 4 feet of table space. The Board is not in the business of designing a project. The design is to be left to the applicant. But Mr. Katz said the Board would redesign the hotel front. So it is the redesign that is deleterious to the entire project.

Mr. Martinez introduced himself and said he has been working as an architect in the historic district since 1989. The addition is for a pool and deck with lounge in the back and deck in the front with a four-foot wall around it and was set back six feet from the front façade to be less visible on the street.

An ENN meeting was held and the neighbors had a positive reception to the plan. The only concern was with trash flying off the roof.

At the first submittal to the HDRB, the members were concerned with where the chimneys would be located.

Mr. Sommer showed the hotel layout as it is today.

Mr. Martinez showed the largest chimney which was set back from the façade. He pointed out the other locations of chimneys which presently only go up to the parapet and are not legal at the present height. They must be raised to meet City code. Mr. Martinez reviewed the other details of the proposed project for the hotel.

Mr. Arnold pointed out the two things most important to them. By increasing the operations space, the hotel would be able to hire another associate and be more competitive with the other downtown hotels with comparable amenities.

Mayor Webber gave the appellants a chance to ask questions.

Mr. Sommer said they have no questions for staff.

PUBLIC HEARING

Stefanie Beninato was sworn and said, in looking at the design and redesign, the Council should look at what was approved by the Historic Board and whether the exceptions have been met. They did not speak to that. They doubled the height. They got the pool and would lose only two tables by setting it back 14 feet. As the tallest building on that street, it overwhelms all the rest. There is not any recognition that this building is in a desert with a pool being added. The minutes should reflect not just what Mr. Katz allegedly said and Mr. Sommer is trying to read into it. It is incredibly visible, and the Board's condition is very minor.

Ms. Mihelcic said Gregory Law and Brad Spain were also in the waiting room. However, neither of them had anything to say.

There were no other public comments.

COUNCIL QUESTIONS AND DISCUSSION

Councilor Vigil Coppler asked Ms. Paez if she said that the building is noncontributing.

Ms. Paez said that is correct. So the Historic Board is not designating it as contributing or significant. It is old enough but has to have integrity. There was a very large change in style done some time ago.

Councilor Vigil Coppler noted it seems there is much discussion about the current chimneys. Apparently, they are not up to code and nothing could be done except to raise them to meet code.

Ms. Paez said the City Code revealed that they need to be two feet higher than any part of the building within 10 feet. There could be other options for them. There are potentially other design solutions including other ways to direct the smoke.

Councilor Vigil Coppler asked about the economic benefit by having the space and contribution to the City's Gross Receipts. She pointed out that there are other hotels that get that economic benefits such as the Eldorado and Drury Hotels by having these rooftop places. She thought that would be good for the community. For this hotel, it is a small price to pay. She agreed that the City should not be designing the building. Since it is a noncontributing structure, that weighs in as well.

Mr. Randall said anything that is going to enhance a property would allow them to charge a higher rate, increase its revenues. This would increase food and beverage revenues and make it more competitive with the other hotels that have some pretty nice facilities. The fact that it is outdoor space and we don't have enough outdoor spaces right now. That's a great advantage. But as has been pointed out, it really has to be usable space for it to be of value. He had not done any economic analysis for this but could assure the Council that the owner has put a pencil to it and it will bring in enough revenue to cover the costs of the construction and that all translates to more Gross Receipts and Lodgers Tax for the City.

Councilor Vigil Coppler mentioned that she had worked in that building as a student intern and the tourism division that once was in that building. She added that the building in the picture looks much better today than when she worked in there.

Councilor Lindell said this makes it sound like if the Council doesn't grant the appeal, that there is not going to be any pool up there and not going to be any outdoor space. She asked if that is the case.

Mr. Sommer said the implications for this outdoor space is that it will be uninviting and particularly in jeopardy of being able to be used because the chimneys on the side have to be raised in the Board's condition was that we would have to keep them at the height they are now. It would be impossible to create this outdoor space unless the chimneys can be raised. And it is not accurate to say that would only be fires in the wintertime. This hotel has a fire almost all the time in the lobby area and that smoke will be blowing up there. So it is not that the whole thing would go away but it does jeopardize the usability

of that outdoor space. It is also inaccurate to say we would lose only two tables there. We will lose a lot more than that because of the manner in which the tables must be spaced on the top. So it jeopardizes that in a serious way.

Councilor Lindell commented that to say it would be uninviting is subjective. The HDRB is a tough board to sit on - extremely hard. The work they do is necessary. She asked Ms. Roach about continuity of streetscape.

Ms. Roach explained that the authority of HDRB is for harmony of exterior structures.

Councilor Lindell looked at page 85 and said to her, that doesn't appear to be very harmonious. Mr. Martinez has done a good job and she was respectful of what he has done. They are asking for a lot here with a given on the height. She understood other hotels have amenities on the rooftop. But there is nothing in the Code that says they deserve a pool because other hotels have one. She respects the work of the HDRB very much. She knew their expertise is much greater than hers.

The Historic Review Board weighs every decision and puts much more time in on these properties than Council does. She didn't think it would be such loss of revenue if we deny this. She asked if the new height is going to be 54' and what is allowable.

Ms. Roach said the allowable height is 21' calculated on the average of the applicable streetscape and then adding two feet to that. The proposed height is 56 '. The height calculation is for a residential model.

Councilor Lindell reason that the height exception is two times what the code allows. In the rendering on page 8,5, I agree with the HDRB that we don't have much continuity with streetscape on it.

Mr. Sommer asked that Brad Spain respond.

Mr. Brad Spain was sworn in.

Councilor Lindell said she didn't ask a question on economic benefit and she did not need a long explanation.

Mr. Spain said he did an analysis and this proposal would maximize everything for economic benefit. It would be worth a lot more with it approved and he would consider the rooftop unusable if not approved.

Councilor Lindell asked if this space would not be usable if not approved.

Mr. Spain said it impacts the rooftop greatly and does affect financial benefit. If not approved, we would just have to work on the design and see what costs there would be.

Councilor Lindell did not think it would be unusable and to hear that said was upsetting.

Councilor Rivera asked if the HDRB made their decision based on Chapter 14.

Ms. Paez agreed. The Board is focused solely on the code. They get a review by planning staff and issues are brought to their attention. Also, the building code is considered as well as the historic code.

Ms. Roach added that it is part of the process to have a preliminary zoning review and the requirements of Chapter 14, generally speaking, are part of the basis.

Councilor Rivera understood the chimney provisions are supported as part of Chapter 14.

Ms. Paez agreed. The conditions were based on the ordinance which is relevant and the harmony of the buildings on the street. When adding height, the code says the added height should be stepped back. The code is not specific about how much it should be set back.

Councilor Rivera reasoned that based on the grounds of the appeal, it does not comply, but from chapter 14 it seems it does comply. The last would not be supported by substantial evidence. He was not sure any of those were really met so he was not sure why we are here. If they didn't meet any of the grounds for appeal, why are we discussing it?

Ms. Paez explained there is a difference between preparing an application and proposing a design and obtaining approval of the process. Potentially, we could differ on whether the Board misapplied the provisions to the extent the Governing Body, in its de novo role, has authority for review power and could completely disagree in making an independent decision.

Councilor Rivera noted this is a problem he has with all of these. It is somewhat subjective, and applicants can take a chance with the Governing Body. The grounds for appeal are not very evident.

Mayor Webber said Staff has the opportunity to reply to appellant's statements.

Ms. Paez didn't feel the economic impact was very relevant to the ordinance. In the Board's opinion, the addition should be a little smaller but is a viable project

Ms. Roach added that the vast majority of the proposal was approved by the Board.

Mr. Sommer clarified a couple of things being missed by the Council. It is what the effect will be re space. This area pointed out on the map has chimneys which, if left at 2 feet - everything would have to be over ten feet away and that space cannot be occupied or used with that configuration. So it is not just on the front but also on the side. The Board approved the canopy, but the canopy must have structural supports in the Board approved the canopy.

Mr. Martinez explained that without the height of the chimney raise, he would have to go back and try to redesign the whole project.

Mr. Sommer said regarding Councilor Rivera's question why we are here. This is de novo for the Council. We challenged the Board's ability. They could have rejected it for the front of it but decided not to deny the design. The Board is not supposed to redesign. In both applications, Staff recommended approval of the design. So the grounds for appeal have been met. It is not for the Board to redesign it but to approve or deny a proposal.

Thanks for your attention in this case.

Mayor Webber closed the public hearing and asked for any other comments.

Mayor Webber explained the options.

MOTION: Councilor Vigil Coppler moved, seconded by Councilor Abeyta, to grant the appeal without the chimney conditions imposed by the Board.

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

For: Mayor Webber, Councilor Abeyta, and Councilor Vigil Coppler.

Against: Councilor Cassutt--Sanchez, Councilor Garcia, Councilor Lindell, Councilor Rivera, and Councilor Villarreal. Councilor Romero-Wirth was not present for the vote.

MOTION: Councilor Rivera moved, seconded by Councilor Lindell, to deny the appeal and to approve the project with the conditions on the chimney imposed by the Board.

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

For: Councilor Cassutt--Sanchez, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: Mayor Webber, Councilor Abeyta, and Councilor Vigil Coppler.

- 4) CONSIDERATION OF BILL 2020-11 ADOPTION OF ORDINANCE NO. 2020-____. (Mayor Webber and Councilor Cassutt-Sanchez)

An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987 Approving and Adopting an Amended Local Economic Development Project Participation Agreement Between the City of Santa Fe and Descartes Labs, Inc. for Design, Development and Construction of Tenant Improvements; and Lease Payments for Expansion of a New World Headquarters Facility, a Local Economic Development Project (Fabian Trujillo, Office for Business Growth Manager, ftujillo@santafenm.gov, 955-6912) **(POSTPONED TO JULY 29, 2020)**

- 5) CONSIDERATION OF BILL 2020-12. ADOPTION OF ORDINANCE NO. 2020-____. (Mayor Webber and Councilor Cassutt-Sanchez)

An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987; Approving and Adopting a Local Economic Development Project Participation Agreement Between the City of Santa Fe and Descartes Labs, Inc. for an Economic Development Loan Project for Lease Payments to Provide Assistance for the Negative Financial Impacts of COvid-19. (Fabian Trujillo, Office for Business Growth Manager, ftujillo@santafenm.gov, 955-6912) **(POSTPONED TO JULY 29, 2020)**

Ms. McSherry advised that the executive session could be avoided. She explained that she spoke with Andrea Salazar and thought the nature of the matter is okay. She suggested tabling the County item.

The Governing Body returned to the remainder of agenda items from the afternoon session.

14. Approval of a Settlement Agreement with the County of Santa Fe to Resolve Payment for Certain Capital Costs Pursuant to the Second Amended Joint Powers Agreement Between City of Santa Fe

the Parties for the Operation of the Regional Emergency Call Center (RECC) and the Memorandum of Agreement (MOA) Between the City and the County for Public Safety Radio Communications Motorola Dispatch Consoles and Site Equipment. (Marcos Martinez, Senior Assistant City Attorney, mdmartinez@santafenm.gov, 955-6502)

Ms. Vigil read the caption for this matter.

MOTION: Councilor Rivera moved, seconded by Councilor Lindell, to postpone this matter to the July 8, 2020 Governing Body meeting.

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

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

Against: None.

15. Approval of Amendment #1 to the Termination Agreement Entered Into Between the City of Santa Fe and Santa Fe Estates in December of 2019, to Extend the Duration of the Agreement. (Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)

Ms. Vigil read the caption for this matter.

Ms. Salazar briefed the Governing Body on the amendment 19-00296 for closing and obtain property that Santa Fe Estates has. It is a property that was owned by City and in 1930 transferred to Santa Fe Estates to create a tax base for the community. At this time only about 250 acres are left so the City would get the property and Santa Fe Estates would not have to perform under the 1930 agreement. We had a due diligence period of 90 days and extended for 30 days and now are evaluating the history of the termination agreement. We then had an objection period and now we can discuss more information and documents that were produced. This gives us more time for review of documents until July 20, 2020 and then Santa Fe Estates period is due to expire on August 4 and terminate by Aug 14 and close on September 10. That deliberation would be done in executive session.

Director Brown added that we have to do our due diligence which has 90 years of transaction history to review. There is a good interest in this property with eight parties.

Mayor Webber understood this to be just an extension for more time to review.

MOTION: Councilor Abeyta moved, seconded by Councilor Cassutt-Sanchez, to approve the amendment as presented.

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

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

Against: None.

I. ADJOURN

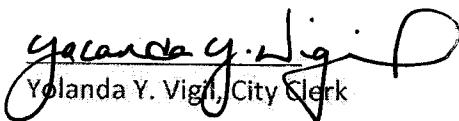
Having completed the agenda and with no further business to come before the Governing Body, the meeting was adjourned at 12:36 p.m.

Approved by:



Mayor Alan Webber

ATTESTED TO:


Yolanda Y. Vigil, City Clerk

Respectfully submitted by:


Carl G. Boaz, Council Stenographer



REGULAR GOVERNING BODY MEETING OF
June 24, 2020
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY

EXHIBIT ONE
 GB June 24, 2020

Mayor Alan Webber		
Co-Sponsors	Title*	Tentative Committee Schedule*
	AN ORDINANCE RELATING TO THE CITY OF SANTA FE'S PROCUREMENT CODE; AMENDING SECTION 11-13 TO INCREASE THE AWARDED PREFERENCE TO LOCAL BUSINESSES TO TEN PERCENT IN COMPETITIVE PROCUREMENTS.	Economic Development Advisory Committee – 7/8/20 City Council (request to publish) – 7/8/20 Finance Committee – 7/20/20 Quality of Life Committee – 7/22/20 City Council (public hearing) – 7/29/20
	AN ORDINANCE CREATING A NEW SECTION 7-1.11 SFCC ESTABLISHING A FEE SCHEDULE FOR SERVICES PROVIDED BY THE LAND USE DEPARTMENT; REPEALING SECTION 7-3.3 REGARDING THE PERMIT FEE TO MOVE A BUILDING; AMENDING CHAPTER 14, THE LAND DEVELOPMENT CODE, TO ADD A SECTION ESTABLISHING A FEE SCHEDULE FOR SERVICES PROVIDED BY THE LAND USE DEPARTMENT; AND ADDING A DEFINITION OF GRADING AT OWNER'S RISK PERMIT.	Planning Commission – 7/16/20 Public Works and Utilities Committee – 7/27/20 City Council (request to publish) – 7/29/20 Finance Committee – 8/3/20 City Council (public hearing) – 8/26/20
	A RESOLUTION SUPPORTING THE UNITED STATES CONFERENCE OF MAYORS COMPACT TO COMBAT HATE, EXTREMISM, AND BIGOTRY TO PROMOTE THE FUNDAMENTAL PRINCIPLES OF JUSTICE AND EQUALITY THAT DEFINE AMERICA.	Quality of Life Committee – 7/15/20 City Council – 7/29/20
	AN ORDINANCE RELATING TO THE CITY OF SANTA FE ECONOMIC DEVELOPMENT PLAN ORDINANCE, SECTION 11-11 SFCC 1987; APPROVING AND ADOPTING A LOCAL ECONOMIC DEVELOPMENT PROJECT PARTICIPATION AGREEMENT BETWEEN THE CITY OF SANTA FE AND SAVANT X, INC. FOR DESIGN DEVELOPMENT, AND CONSTRUCTION OF TENANT IMPROVEMENTS AND LEASE PAYMENTS FOR THE EXPANSION OF A CORPORATE RESEARCH CENTER, A LOCAL ECONOMIC DEVELOPMENT PROJECT.	Economic Development Advisory Committee – 7/8/20 City Council (request to publish) – 7/8/20 Finance Committee – 7/20/20 Quality of Life Committee – 7/22/20 City Council (public hearing) – 7/29/20
	AN ORDINANCE RELATING TO THE CITY OF SANTA FE ECONOMIC DEVELOPMENT PLAN ORDINANCE, SECTION 11-11 SFCC 1987; APPROVING AND ADOPTING A LOCAL ECONOMIC DEVELOPMENT PROJECT PARTICIPATION AGREEMENT BETWEEN THE CITY OF SANTA FE AND LA PUERTA ORIGINALS, LLC. FOR AN ECONOMIC DEVELOPMENT LOAN PROJECT FOR	Economic Development Advisory Committee – 7/8/20 City Council (request to publish) – 7/8/20 Finance Committee – 7/20/20

LEASE PAYMENTS TO PROVIDE ASSISTANCE FOR THE NEGATIVE FINANCIAL IMPACTS OF COVID-19.		Quality of Life Committee – 7/22/20 City Council (public hearing) – 7/29/20
Councilor Roman “Tiger” Abeyta		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor Jamie Cassutt-Sanchez		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor Michael J. Garcia		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor Signe I. Lindell		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor Chris Rivera		
Co-Sponsors	Title*	Tentative Committee Schedule*
		10/20
Councilor Carol Romero-Wirth		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor JoAnne Vigil Coppler		
Co-Sponsors	Title*	Tentative Committee Schedule*
Councilor Renee Villarreal		
Co-Sponsors	Title*	Tentative Committee Schedule*

* Subject to change

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Jesse Guillen, 505-955-6518, jbgullen@santafecn.gov or Jeff Norris, 505-955-6692, jtnorris@santafecn.gov.

-----Original Message-----

From: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Sent: Wednesday, June 24, 2020 11:34 PM
To: VIGIL, YOLANDA Y. <yvvigil@santafenm.gov>
Subject: FW: Statement

Last one

Kristine Mihelcic (Mi-hel-sick)
Constituent and Council Services Director

-----Original Message-----

From: Aaron Garcia <aaronmmgarcia1972@gmail.com>
Sent: Wednesday, June 24, 2020 9:57 PM
To: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Subject: Statement

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Aaron Garcia, President
Santa Fe Fiesta Council Inc.

There is a cloud that's casted over the city of Santa Fe. Racism is wrong but it is alive today, as it was in the past. Today we we (Hispanos/Santafecinos/Mestizo) are now faced with Ethnic Racism and are also facing attacks on our beliefs and religion. I asked of you councilors where did things go wrong? Perhaps support those groups who bring destruction to our community; Not allowing our community to have a voice; Removal of statue De Vargas. Recent events have sadly created division, anger and hate. Our celebration are not rage, hate or disrespect of others - it's peaceful and inclusive to all people and cultures. Not one culture is more important than another's. Just like we cannot change the failings of our ancestors. Their mistakes are not the fault of anyone living today. Our history cannot be erased or overlooked, but we need to be willing to listen to each other and build relationships between communities. The words we speak must match our actions. I asked you councilors to promote the preservation of our customs and heritage. Our people need to be heard. You as a governing body should not crush one group to appease another, this is unfair. All cultures within our communities matter. We have had peace with all and now the division. Peace is the answer. I encourage each of you to educate and learn all of New Mexico History. DeVargas came to our community layed down his sword and welcomed for us to coexist...

Sent from my iPhone

From: Amy Tischler <amytischler@comcast.net>

Sent: Wednesday, June 24, 2020 9:30:36 PM

To: Mayors Office <mayor@santafenm.gov>

Cc: VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; LINDELL, SIGNE I. <silindell@santafenm.gov>;

GARCIA, MICHAEL J. <migarcia@santafenm.gov>; ROMERO-WIRTH, CAROL <[cromero-](mailto:cromero-wirth@santafenm.gov)

wirth@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ABEYTA, ROMAN R.

<rrabeyta@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER,

JOANNE V. <jvcoppler@santafenm.gov>

Subject: My full statement made to the floor on 6/24/20

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Thank you Mayor Webber and City Council Members. I appreciate the opportunity for discourse. My name is Amy Tischler and I am a business owner and mother of three with my entire life invested in this community and would like to voice my support for removal of monuments in our city, very specifically the Obelisk in the Plaza.

I would like to humanize this issue for a moment and talk about the people directly affected by these monuments and the words carved into them. It really hit home for me when an indigenous friend of mine said she didn't feel that she could take her children to the plaza without feeling assaulted. I have spent decades waking past this monument without really thinking about how deeply those words might affect someone's psyche because it was it was "historical". But that perspective brought it into focus for me that the history represented in these monuments is a gigantic reminder to the indigenous people that they were considered "savages" to be defeated on their own land. And not only that, but to this day that sentiment is celebrated with a monument! How can we invite community to gather together to celebrate, eat pancakes, listen to music, and parade our pets while at the same time subject the indigenous community to that constant racist reminder?

There is absolutely a positive path forward. One that celebrates what our respective cultures have created for the betterment of our community as a whole. I have personally worked with many of the cultural institutions in Santa Fe and know that there is the artistic will, talent, desire, and thoughtfulness to create something truly inclusive and beautiful. We have an opportunity at this moment to heal and inspire and I urge this council to embrace change that will bring us together in our Plaza and city and not push us further apart. I want a city center where ALL our children feel safe and part of the fabric of this place.

Amy Tischler
505-231-1122

EXHIBIT FOUR

GB June 24, 2020

-----Original Message-----

From: LAPAN HILL, JAREL <jlapanhill@santafenm.gov>

Sent: Wednesday, June 24, 2020 9:42 PM

To: VIGIL, YOLANDA Y. <yvvigil@santafenm.gov>

Subject: FW: My statement about the unconstitutional mask ordinance which was cut unduly short at Wednesday night's public hearing

-----Original Message-----

From: Dani Katz <katzdanikatz@gmail.com>

Sent: Wednesday, June 24, 2020 9:41 PM

To: VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; LINDELL, SIGNE I. <silindell@santafenm.gov>;

GARCIA, MICHAEL J. <mjgarcia@santafenm.gov>; ROMERO-WIRTH, CAROL <cromero-wirth@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ABEYTA, ROMAN R. <rrabeyta@santafenm.gov>;

CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>; Mayors Office <mayor@santafenm.gov>

Subject: My statement about the unconstitutional mask ordinance which was cut unduly short at Wednesday night's public hearing

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor, and City Council men and women:

This is the statement I prepared for Wednesday night's meeting, which was cut short in light of the intensity of the tasks on your evening's list:

"The lockdown the virus inspired, along with the media's 24/7 fear-mongering, has traumatized our community.

In addition to the very real economic devastation our community has endured, there is the matter of the emotional and psychological trauma that is only being exacerbated by this unlawful mask ordinance. We have been falsely led to believe that our fellow brothers and sisters are a threat to our very mortality, which already had us distancing and masking, and treating each other like pariahs, even before you decided to mandate the masks.

In addition to being unconstitutional and dangerous to our physiological health, this mask ordinance is destroying our social fabric. People who are not choosing to wear masks, either because of medical issues, or personal choice as self-responsible, sovereign beings, are being shamed, harassed, bullied, filmed, and ratted out to the cops.

This mask ordinance is destroying our quality of life, and fragmenting our already traumatized community. Healthy, young people who are being forced to wear masks are clearly miserable. Community morale has plummeted. Tensions are already extremely high because – 2020 - and this divisive and unconstitutional mask ordinance is only exacerbating them.

I know many Santa Fe residents who, like me, have no desire to go spend money in the community, because the experience of being out among morose, masked, disempowered people, shaming, fearing and barking at each other is incredibly disturbing. This is creating a creepy, divisive, aggressive environment, that is taking a real toll on the psycho-emotional wellbeing of our community, to say nothing of the very real health issues masks have been proven to cause.

I urge you to carefully read the letter I sent yesterday, and to educate yourselves as to the negligible threat this virus really, truly poses. This unlawful overreach is not worth the damage you are doing to this community's psycho-emotional wellbeing. This constitutional affront is not worth the trauma you are inflicting upon the children and the people of Santa Fe, who need to be coming together to heal - now - unmasked, and free. Thank you for rescinding this mandatory mask ordinance, immediately."

Thank you for considering. I was disappointed to hear Council-person Romero-Wirth double-down on her unconstitutional ordinance, citing false figures about the virus which has me extremely concerned about the council's competence to be making decisions about public health and wellbeing.

I will be forwarding you a thread about the grossly inaccurate Washington Post article Romero-Wirth cited in her correspondence with yet another citizen who is opposed to the ordinance. Thank you for keeping your eyes peeled for that one.

Respectfully,

Dani Katz

-----Original Message-----

From: LAPAN HILL, JAREL <jlapanhill@santafenm.gov>

Sent: Wednesday, June 24, 2020 10:50 PM

To: VIGIL, YOLANDA Y. <yyvigil@santafenm.gov>

Subject: FW: Mask Ordinance passage 6/11/2020

-----Original Message-----

From: Dani Katz <katzdanikatz@gmail.com>

Sent: Wednesday, June 24, 2020 9:48 PM

To: Mayors Office <mayor@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>;

CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; ABEYTA, ROMAN R,

<rrabeyta@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ROMERO-WIRTH,

CAROL <cromero-wirth@santafenm.gov>; GARCIA, MICHAEL J. <migarcia@santafenm.gov>; LINDELL,

SIGNE I. <silindell@santafenm.gov>; VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>

Subject: Re: Mask Ordinance passage 6/11/2020

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Greetings, Council(wo)man Romero-Wirth, esteemed City Council members and Mayor Webber,

Upon receiving this thread from Mr. Harkey, I feel compelled to set the record straight about the legitimacy of anything the Washington Post reports. I am very disturbed by the notion that this is the media source you are relying on to track Coronavirus numbers, and is thus informing your decision to pass unconstitutional ordinances that override your constituents' civil liberties.

As a journalist who has written for CNN, Los Angeles Times, Vice, LA Weekly and Santa Fe Reporter, I understand why you would think the Washington Post is a trustworthy paper. It used to be. Alas, journalism has drastically changed over the past several years, especially so since Amazon CEO, Jeff Bezos, bought the paper.

Forbes magazine listed the Washington Post as #3 on their fake news list. The paper is known for its gross Left-leaning bias, and consistent factual errors. It is currently facing a number of defamation suits.

As Mayor Webber knows well, the cardinal rule of journalism, and drilling down to the truth of what's going on, is FOLLOW THE MONEY. To this end, we must keep in mind Jeff Bezos' various investments and avenues of profit, which the Washington Post's news is being skewed to serve. Bezos has partnered with Bill Gates on a number of projects, and - like Gates - is slated to make billions of dollars in profits off of the testing kits and vaccines he is developing/pushing, and that this virus has been set-up to mandate.

Coronavirus numbers are being faked in a number of ways - many of which I elucidated for you in my last correspondence. The CDC is rewarding hospitals with \$19k bonuses for every Covid-19 diagnosis, which is sending the numbers through the roof. They are also being paid \$39k for every person they put on a ventilator, which is why hospitalizations are also skyrocketing.

Let's take a look at the Texas numbers. Out of a total statewide population of 29,677,668, there are now a total of 125,921 reported cases, and five deaths. That makes the fatality rate .00000794%. Hardly a percentage that justifies a forced mask ordinance, let alone the other measures you are enforcing under the auspices of public health.

Moving forward, I urge you to refer to objectively reported numbers, instead of the fake ones coming out of the corporate media. I have sent you several links and sources for legitimate numbers, and I encourage you to familiarize with them so that you can catch yourself up to speed as to the reality of this situation, and do away with this unconstitutional mask ordinance, now.

Respectfully,

Dani Katz

> On Jun 24, 2020, at 6:01 PM, Brooks Harkey <brooks.harkey@gmail.com> wrote:

>

> Here is my letter and Carol's response, if it helps you any to see where her mind is. Good luck! I'll gonna watch!

>

>

>

> ----- Forwarded message -----

> From: ROMERO-WIRTH, CAROL <cromero-wirth@santafenm.gov>

> Date: Thursday, June 11, 2020

> Subject: Mask Ordinance passage 6/11/2020

> To: Brooks Harkey <brooks.harkey@gmail.com>

> Cc: Mayors Office <mayor@santafenm.gov>

>

>

>

> <https://gcc01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.washingtonpost.com%2Fhealth%2F2020%2F06%2F09%2Fcoronavirus-hospitalizations-rising%2F&data=02%7C01%7Cgfcardenas%40santafenm.gov%7Cc6375d7a10b249943edf08d8192aa31a%7C77b69f5a55ed436386164867b0bc707f%7C0%7C0%7C637287018201376512&data=KbOUJmR6ZyZSiDJhZT7%2Bs3Ewm4qZqvXk8ELf0y3yEol%3D&reserved=0>

>

> Stay Well,

> -Carol

>

> Carol Romero-Wirth

> City Councilor, District 2

> cromero-wirth@santafenm.gov

> (505)955-6815 Office

>

> Facebook & Twitter @romerowirth

>

> From: Brooks Harkey <brooks.harkey@gmail.com>

> Sent: Thursday, June 11, 2020 12:25:25 PM

> To: Mayors Office <mayor@santafenm.gov>; LINDELL, SIGNE I. <silindell@santafenm.gov>;

VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; GARCIA, MICHAEL J. <migarcia@santafenm.gov>;

ROMERO-WIRTH, CAROL <cromero-wirth@santafenm.gov>; RIVERA, CHRISTOPHER M.

<cmrivera@santafenm.gov>; ABEYTA, ROMAN R. <rrabeyta@santafenm.gov>; COPPLER, JOANNE V.

<jvcoppler@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>

> Cc: sfchamber@comcast.net <sfchamber@comcast.net>

> Subject: Mask Ordinance passage 6/11/2020

>

>

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>

>

> I listened with jaw-dropping interest late into the night last evening as you debated and passed the mask ordinance.

>

>

> I listened as citizen after citizen quoted you FACTS that masks are not effective, not required, citing government body after government body.

>

>

> I listened in astonishment as you threw all that out the window, quoted NO facts, governed solely on your feelings and what "they say". It was clear to me that you're only interested in placing POWER over people's lives rather than listening to facts and common sense about enforcement, reality, etc.

>

>

> My wife and I go to Colorado every year and always make a side trip thru Santa Fe for a couple of days. Not this year. We've cancelled our reservations. We refuse to wear masks, PERIOD, as the science has shown they are not necessary. The citizens on the call last night made that perfectly clear to any THINKING person with any COMMON SENSE.

>

>

> We'll spend our dollars in Texas and Colorado. Thanks for playing.

>

>

> --Brooks Harkey

>

> Dallas, TX

>

>

>

Dear Mayor Webber, and the City of Santa Fe,

We call for the removal of all depictions of the settler / colonizer from our public spaces. We call for the removal of all monuments and statues that glorify the violence of conquest, perpetuate false narratives, and exert historical amnesia in the City of Santa Fe, the state of New Mexico, across the nation and around the globe. We stand in solidarity with communities across the world who have had their histories erased and falsely retold. It is time for these strategies- as a means of political control and systemic oppression- to cease to exist. We stand in solidarity with the Indigenous nations and communities of this land who have experienced invasion, colonization, theft, and genocide. The herein colonial structures, that sit on Tewa land and beyond, serve as painful reminders of those historical injustices and atrocities, and are viewed as symbols of hate and violence that need not be honored.

We must come to terms with our legacies of colonization, slavery and the extraction of the land. It is past time for our communities, and elected leaders, to be aggressively critical of monoliths and monuments of injustice that veil and hide our histories. It is time we recognize how harmful they are to our community. We must instead advocate for public art that celebrates the diversity of New Mexico, and shares an accurate history of this land and place no matter how traumatic or uncomfortable it might be, so that our children and their children no longer participate in the glorification and celebration of brutal and inhumane colonizers. As historian Estevan Rael Galvez has suggested, "We must work harder to recover our sense of identity, and we can begin recognizing true icons of identity, like the mayordomos (protectors of water), curanderas (protectors of health) and farmers (stewards of land), all of which reflect more deeply and meaningfully the essence of a community." New Mexican history has many heroes, people who spent their lives uplifting their communities and harming no one, people who deserve reverence and remembrance. It is time we prioritize these stories in our public art.

Our history books are full of lies and erasure, and must no longer be read or taught in our schools and the monuments of these vicious so-called heroes who used religion, nationalism and false dogmatic supremacy to justify total destruction must go. These statues, meant to stand still in bronze for eternity, must be taken down, as these men, be them Peralta, Oñate or Robert E. Lee, deserve to be remembered for who they were: criminals, thieves, rapists and murderers. They are to be melted and returned to their elementary form, bronze, copper and silver- elements from the earth that were also stolen from this land. This is not an act of erasure. This is a step toward making space for a kinder and more diverse set of stories to be told in our public spaces.

Following the shooting of an unarmed peaceful protestor at the Albuquerque Museum's Oñate sculpture, the City of Santa Fe must act immediately. It is now in the interest of public safety that these monuments are removed. We have come to a critical moment where the ancestors of the victims of these atrocities are being traumatized again for peacefully seeking truth and social justice. Do not be complicit in that trauma.

To begin this long overdue and positive change this community and its governance must act today to remove harmful monuments and other symbols of colonization and European supremacy- such as the Obelisk on the Plaza; the Kit Carson monument at the Federal Courthouse; the Founding of Santa Fe monument, which falsely tells the story of Pedro Peralta and the Santa Fe Pioneer Monument at Cathedral Park.

We must as a community, and a civic system, urgently revise the history books and the curriculums used in our schools to teach our children. You must protect the people you swore to serve in Santa Fe, White Shell Water Place, O'gha Po'oge by acknowledging the past, and creating a future where we do not celebrate or glorify the violence of conquest.

May we remember and celebrate the real patriots of 1680, like Po'pay, and the defenders of life and land of the past and present. May we strive to be better for the sake of justice for all until we achieve reparations for all victims and descendants of systems of colonial oppression and genocide. May we make space for kindness and new stories to be celebrated in our communities.

In Solidarity,

Drew Cassidy Lenihan	Amenity Applewhite
Brandee Caoba	Annaleeza Motyl
Terran Last Gun	Ellie Duke
Angie Rizzo	Adam Fulton Johnson
Samantha Platero	Kimmy Rohrs
Mario Cervantes	Charlotte Klein
Poppy Wilder	Bel Sigado
Alex De Vore	Amelia Bauer
Red Cell	Sean Sunderland
Angelo Harmsworth	Kevin Bond
Zoila Cleaver	Daisy Geoffrey
Sadaf Cameron	Jenn Shapland
Filipina E. Paras	Rachel Donner
Greg Stimac	Robert Migliori
Eric-Paul Riege	Nathan Hollis
Kaya Sorkin Learnard	Jieun Reiner
Emily Margarit Mason	Alison Nitkiewicz
Brad Trone	Porter McLeod
Jacob Park	Sebastain Klee
Luke Absolon	Justin Rhody
Dillon Sachs	Abigail Smith
Jason Crawford	Nicholas Pace

Spencer Byrne-Seres	Meredith Davis
Maxwell Holmes	Jacob Brenner
Samantha Tracy	Dakota Yazzie
Jorge Alejandro Rodriguez Solorzano	Geet Jacobs
Kevin Doria	Rica Maestas
Peach O'Brien	Nancy Sutor
Shane Austin Tolbert	Brandon Soder
Emily Markwiese	Rachel Yanda
Jesse Malmed	Sage Sommer
Devon Hawkes Ludlow	Justin Fiset
Luke Henley	Natasha Balwit
Marcia Lenihan	Justin Cheung
Michael J. Wilson	Sebastiaan Stokhof de Jong
Moirá García	Madison McClintock
Sam Ashman	Saskia Ison
Lauren Michelle Rawlings	Joe Ison
Anika Murray	Rembrandt Stokhof de Jong
Mary Francis Cheeseman	Jules Stokhof de Jong
Sarah Bradley	Devon Stokhof de Jong
Andres Machin	Sabrina Griffith
Varina Ann Kosovich	Damon Griffith
David Lee del Norte	Raquel Goldman
RJ Ward	Diana Emilia Padilla Ríos
Eleanor Bauer	Mike Young
Joanne Lefrak	Israel Haros
Mara Padilla	Ryan Jameson
Delaney Hoffman	Zac Brenner
Amanda Gould	Lindsey Kennedy
Patrick Boyles	Anastasio Wrobel
Elisa Boyles	Margaret Medrano
Chelsea Weathers	Maxwell Hogan
Sarah Ashkin	Eliza Lutz
Meridel Rubenstein	Serafina Gluck
Ryan Miller	Daniel McCoy jr.
Nina Elder	M Wingren
David Scheinbaum	Sofia Howard
Alexandra Salazar	Marie Claire Bryant
Kyle Gray	Carrie Tafoya
N.S. De Vore	Naomi Gibbons
Patrick Barrow	Sadel Perez
Theo Krantz	

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From: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Sent: Wednesday, June 24, 2020 11:39 PM
To: VIGIL, YOLANDA Y. <yvyl@sanatfenm.gov>
Subject: FW: City Council

Sorry, so many emails. This one too

Kristine Mihelcic (Mi-hel-sick)
Constituent and Council Services Director

From: Emily Stern <emilystern@gmail.com>
Sent: Wednesday, June 24, 2020 9:10 PM
To: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Subject: Fwd: City Council

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Hi Kristine,

I assume that what I prepared to say will be longer than a minute. I wondered if you could please share what's below with city council members after the fact or during?

Thanks so much,

Emilie

----- Forwarded message -----

From: Emily Stern <emilystern@gmail.com>
Date: Wed, Jun 24, 2020 at 7:00 PM
Subject: City Council
To: Emily Stern <emilystern@gmail.com>

As part of my positive pandemic thinking, I would like to say in advance that I am grateful for and to each of you for both continuing to include us and for leading us into and through this unprecedented opportunity toward truth and reconciliation.

Maya Angelou has said that "Prejudice is a burden that confuses the past, threatens the future, and renders the present inaccessible."

I'm fortunate enough to be a teacher in Santa Fe. As a professional, I feel a personal responsibility to participate in movements that support students and young people, the future.

At the Santa Fe community college and IAIA, over the last 10 years, I've taught/teach English comp, humanities, and creative writing. I've had the opportunity to read students'

feelings, thoughts, and words about what it's like to be in the presence of an object that is uplifting the very idea or person that tried to kill them and their communities.

As an educator, parent, woman, queer human, and mother to a quarenteenager, I invite you to join me in trying to be a really good person and member in my community. I invite you to not uphold and uplift white supremacy when I am aware how very blessed I am to be here tonight on this Tewa land.

My problem with these statues is that they hinder the tender experience and process of learning.

Learning, in both my opinion and research would suggest, occurs when one is not being actively traumatized.

The DSM-V clearly links racism to PTSD.

How many meetings should taxpayers pay for teachers to brainstorm on how to encourage and retain students in schools if we're not going to address what is actively traumatizing people right here within communities?

How is Santa Fe going to build economic prowess with and among young people and young families if community members don't trust the very city leaders and institutions attempting to provide the skills to do that?

Please do not give my students messages that they and their lineage is and their existence is not valuable. That is awful and it is not true and it is your responsibility to say that and do that.

As leaders, I trust you understand that emperor's new clothes and elephants in rooms are not working anywhere, anymore.

You are the leaders.

These statues exist to revere false and incomplete narratives and histories.

These messages become systemic mechanisms of oppression — actions, behaviors, and policies that impacts all areas of a person and community's access and safety.

These messages show up as businesses the city decides to fund.

The location and direction of the affordable housing the city builds.

Transportation access.

The absence of city materials in English and in Spanish, since we are legally a dual-language state.

Cost of living.

Environmental racism.

The now-seeming assumption, notion, and fallacy that there is one community "on the Southside" that needs white-savior flavored saving, as opposed to the reality that its myriad communities that have been forcibly splintered, sprawled and are bearing the brunt and inequities of unfacilitated and non-collaborated gentrification.

The deaths of thousands and over time millions of people, quite simply because we choose to participate in white supremacists constructs that promote and propel violence and plain-old cruelty.

The problem with these statues is the exaltation and the reverence of one history above all others.

Cornel West has said that "Justice is what love looks like on the outside"
I want to be on the side of history remembered as the most loving. I to seeing each of you there.

--

Emily Stern, M.F.A.
she/her

Assistant Professor of English
Director of the Katie Besser Awards
School of Liberal Arts
Santa Fe Community College
6401 Richards Ave.
Santa Fe, NM 87508
Office: (505) 428.1467 / Cell: (505) 699-8766
[www.emilystern.com/Intersectional Consulting](http://www.emilystern.com/Intersectional%20Consulting)

From: WEBBER, ALAN M. <amwebber@santafenm.gov>
Sent: Thursday, June 25, 2020 10:08 AM
To: Stefanie Beninato <info@nmmediate.com>
Cc: VIGIL, YOLANDA Y. <yyvigil@santafenm.gov>
Subject: Re: against removal of the obelisk face covering not working

Will make sure the full statement goes into the record.

On Jun 24, 2020, at 9:58 PM, Stefanie Beninato <info@nmmediate.com> wrote:

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PETITIONS FROM THE FLOOR 24 June 2020

OBELISK

I am deeply disturbed by the autocratic action of Alan Webber concerning the removal of statutes and more importantly obelisks from public spaces in the middle of the night when Alan could have given a more moderated response (protection of these statutes/monuments) until a public hearing on their removals or changes could be held. As a historian who decries presentism, I would like to see the plaza obelisk remain with the addition of a statute of the man who chiseled out the word "savage" doing so. It could then be surrounded by plaques or other means of educating those of the harm of racial bias/discrimination; the existence of white supremacy; changing attitudes over time etc. I think it would be quite powerful to have a monument to war contained and surrounded by reconciliation/peace. Even more disturbing is the blatant lie of Lisa Roach, head of Historic Preservation, who insisted that Alan Webber never tried to remove the obelisk in the middle of the night. Are we living in Trumplandia? Is it a prerequisite that you have to lie for the "dear leader" to hold these well-paying jobs? And having a commission that is directed to find ways to remove the statutes as per proclamation and obelisks is a waste of taxpayers' money and time since the decision seems predetermined. BTW you will have to have the statute of Fray Angelico Chavez removed since he too was a racist—suggesting Pueblo people were too disorganized and too lazy to lead the Pueblo Revolt of 1680. It is in front of the state History Library on Washington St.

I totally agree with the last speaker that you are not necessarily going to like the history but learn from it. Destroying such reminders denies the ability to talk about it.

I felt like Webber gave permission for the damage to the obelisk and that in itself was an opening for the race hate crime done at the India Palace.

FACE COVERING

And the face covering ordinance is not working—almost no one I see except for this past Monday afternoon have worn face masks including a city worker entering city hall. When is the education part of this ordinance coming on line? When will someone be on the plaza educating people? An ordinance that is not enforced makes a joke of the rule of law. Will the city enforce

table distancing at these public outdoor spaces it is leasing because the Plaza Café really needs help with that as do many other outdoor food services.

Only 5 ft wide for ADA as per John Romero's testimony concerning closing streets and sidewalks means you have 2.5 ft separation from those sitting at these tables at each side will be less than 6 ft separation from these unmasked "diners". How is that promoting public safety?

Stefanie Beninato

PO Box 1601

Santa Fe NM 87504

From: John Block <john@pinonpost.com>
Sent: Wednesday, June 24, 2020 7:49 PM
To: Mayors Office <mayor@santafenm.gov>; VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; LINDELL, SIGNE I. <silindell@santafenm.gov>; GARCIA, MICHAEL J. <mjgarcia@santafenm.gov>; ROMERO-WIRTH, CAROL <cmromero-wirth@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ABEYTA, ROMAN R. <rrabeyta@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>
Subject: Testimony in front of Santa Fe City Council 4/24/2020

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor Webber and City Councilors,

Please see my testimony in front of tonight's City Council meeting regarding the taking down of the Spanish and historical monuments across the City:

Mayor Webber and Members of the City Council,

My name is John Block and I am testifying in front of you today in regard to the recent actions taken by the city to remove historic Spanish landmarks across Santa Fe. I was born and raised in Santa Fe, and these statues, especially that of Don Diego De Vargas, mean much more to me and many across the City than simply a statue.

These statues, which symbolize our shared history, are a reminder to us of the struggles Santa Feans have been through in the past and how together we have overcome our challenges. Through our grassroots efforts, we have been able to stand against anti-Hispanic bigotry and gather over 2,000 signatures against the removal of such monuments.

After our petition launched last Thursday, we garnered over 1,500 signatures in just one day.

There is no reason that I can see why we cannot preserve both Spanish and Indigenous artwork around the city, and in doing so we would not need the "truth and reconciliation commission." Especially with the City of Santa Fe's recent \$100 million budget shortfall, as reported by the Santa Fe New Mexican, I do not believe such a commission is economically feasible or the most imminent issue the city must expend its valuable resources on, at least at this time.

If we begin to tear down our shared history now, then when will it end? Especially with the recent hateful and lawless demonstrations, such as at India Palace and the assault on the obelisk in the heart of the Santa Fe Plaza, this violence must be stopped. As a civilized people, we should be able to respect others' cultures, even if we disagree with them -- showing tolerance and respect.

I appreciate being given the opportunity to address this body this evening, and I hope to be a resource if you have any questions.

Thank you
John Block

Mayor & Members of City Council:

I am a native of downtown Santa Fe as were my ancestors before me. I am also a world traveler that has seen Germany and a concentration camp and have marveled at how Jerusalem survives as a city at the heart of three major religions.

I am opposed to removing any of our cultural items based on the request of one small group: 3SC

- A group who does not respect previous government decisions
- A group who does not have the patience for proper due process
- A group whose leader, Elena Ortiz, will never be satisfied.

For example: Councilor Villarreal will remember that when two statues planned to honor the two Tesuque runners instrumental in the Pueblo Revolt of 1680, Elena Ortiz & Three Sisters Collective (3SC) did not like where they were to be placed even though their location was requested/approved by the Tesuque Pueblo. Elena Ortiz & 3SC say that the pueblo governments do not speak for them

This is a person who says:

- *"There is only one version of history"* and calls anyone who thinks otherwise 'uneducated'.
- The City of Santa Fe must *"heed their demand"*
- *"This is the Pueblo Revolt of 2020 !"*

They will never be satisfied.

Their demands will never be met.

No apology will ever be enough.

Santa Fe has long been a leader in living in harmony among three cultures. We cannot simply now replace one culture at the expense of another.

If you want to show that Santa Fe can be better than the rest of the country, show that no one or no single group gets to dictate/demand the display of cultural treasures.

Show that you will do it a 'City Different' way: show that you will put a vote to the people !

I challenge you to let the people of Santa Fe vote/decide what is best for this city.

I challenge you as a governing body to direct your energies to be creative in allowing the people of this city to vote and have a say in this most important issue.

Thank you.

Thank you Mayor and Councilors. My name is Marisa Frantz. I am here to strongly support Mayor Weber's emergency proclamation removing the monuments and to thank him for acknowledging the historical context of this moment. We cannot continue to support these symbols of oppression and hate. I also want to urge the councilors to also acknowledge the broader movement that is happening across our city, state and country right now. Statue removal is of course important, but as Councilor Villareal stated, we must continue this critical conversation and perform a full reconciliation of the continuing economic violence and structural oppression of the Indigenous peoples of New Mexico. I would also caution Councilor Vigil Coppler against focusing on the treatment of monuments rather than the treatment of human beings. I do agree with her though that the "timing of the removal of the monuments" was off. These monuments should have been removed a long long time ago. Thank you.

From: FREITAS, MARY M. <mmfreitas@santafenm.gov>
Sent: Thursday, June 25, 2020 1:24 PM
To: VIGIL, YOLANDA Y. <yvvigil@santafenm.gov>
Subject: FW: Comments from the floor June 25, 2020

Mary McCormick Freitas
Executive Assistant
Office of Mayor Alan Webber
City of Santa Fe, NM
505-955-6702



From: Melissa Mascarenas <missymas@msn.com>
Sent: Thursday, June 25, 2020 1:19 PM
To: Mayors Office <mayor@santafenm.gov>; VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; slindell@santafenm.gov; GARCIA, MICHAEL J. <migarcia@santafenm.gov>; ROMERO-WIRTH, CAROL <cmromero-wirth@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ABEYTA, ROMAN R. <rrabeyta@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>
Subject: Comments from the floor June 25, 2020

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Thank you for the opportunity to address the Mayor and the Santa Fe City Council.

My name is Melissa Mascarenas and I am the Immediate Past President of the Santa Fe Fiesta Council.

I have received numerous phone calls from the community saying that the Mayor and some City Councilor's that the Fiesta Council and Cabellos had agreed to remove the Historical Statues as part of our agreement when we agreed to retire the Entrada. This is a complete untruth. And we would of never agreed to that. This was the Mayor's decision on his own.

We Hispanics lost a lot when we agreed to retire the Entrada and replace it with the Community Celebration.

I feel very betrayed that the Mayor and Councilor Villareal would make this decision on his own without community involvement. This did not rise to the level of an Emergency Proclamation.

For the Mayor to stand on the plaza stage with the 3 Sisters group and celebrate such a horrible action was very disrespectful.

He allowed this group to gather without a permit or insurance and carry on a very insulting program against the entire city. Why was this group allowed to break the rules? Can any group decide to gather on the plaza?

The Governor has announced that no large gathering are allowed because of COVID-19, they disregarded this order and put our entire community at risk with the Mayor's blessing.

I respectfully ask that the Council overturn his decision and place the DeVargas statue back in his original place at the Cathedral park. And do whatever it takes to keep them from being vandalized. And if anyone attempts to do that that they be held accountable like any citizen would in our city.

I have also heard that the Mayor has plans to purchase using City money to place a statue of the two runners from Tesuque Pueblo where the Salmon's currently are between city hall and convention center. If statues are offensive why does he want to pay for more?

The city should spend money balancing the budget and paying their employees.

It is important to remember that we are a multicultural city. And we all matter. No group is better than the other.

Thank you Mr. Mayor- because of your actions you have given us the strength to never give in ever again.

We deserve better!

Thank you Councilor Vigil-Coppler and Councilor Garcia for doing the right thing.

From: MIHELIC, KRISTINE M. <kmmihelic@santafenm.gov>
Sent: Wednesday, June 24, 2020 10:44 PM
To: VIGIL, YOLANDA Y. <yyvigil@santafenm.gov>
Subject: FW: Speech for Santa Fe City Council Meeting

FYI

Kristine Mihelic (Mi-hel-sick)
Constituent and Council Services Director

From: Krystle Lucero <klucero84@gmail.com>
Sent: Wednesday, June 24, 2020 10:31 PM
To: Mayors Office <mayor@santafenm.gov>; LINDELL, SIGNE I. <silindell@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>; GARCIA, MICHAEL J. <migarcia@santafenm.gov>; VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; ABEYTA, ROMAN R. <rrabeyta@santafenm.gov>; MIHELIC, KRISTINE M. <kmmihelic@santafenm.gov>; FREITAS, MARY M. <mmfreitas@santafenm.gov>
Subject: Speech for Santa Fe City Council Meeting

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good evening Mayor Weber and Santa Fe city councilors.

I'm Krystle Lucero, a proud SantaFecina.

Santa Fe is often described as: beautiful, unique, diverse, united, and peaceful. People from around the world flock here to experience what we have.

Regretfully, this is no longer true. It is now synonymous with vandalism, division, hate and crime.

Santa Fe is not perfect ... but for hundreds of years our ancestors have worked collectively to create a city of love, faith, acceptance, familia.

As one of the most historic cities in North America, it is considered the oldest capital city ... we are the home to the most historic and oldest Marian statue in the United States ... we produce the oldest community commemoration of a European kind in the United States. The list of our accomplishments is endless. We have a melting pot of beautiful cultures and people who have lived side-by-side with one another for many years.

Our Spanish market and Indian market display the art that comes from the people of New Mexico. Our food ... well it speaks for itself.

Our history that has led to our Community is a rough road, but we have managed to come together and live side by side with one another.

Sadly, recent proclamations and covert destruction of public property has occurred at the hand of our government ... a government that should have openly hosted a discussion, sought input from SantaFecinos ... your voters.

Instead, voters and taxpayers were silenced, the city council was muzzled too in these one-sided decisions.

Decisions like this feel like back alley deals negotiated by a *patron*... Santa Fe is frequently viewed as progressive ... why then has this regressive behavior been okay with this governing body that remains so silent. You have been elected to represent us... what is going on?

NOW, there is a sudden call for reconciliation, discussion, working out a plan ... this after our city was vandalized, and yet, there is no suspect.

Your lack of leadership has caused anxiety, frustration, and distress among your community members. Shame on you... your job is to lead, not create chaos. You represent us all, not just a select few. Your role is to be open minded. If we wanted autocratic leadership, we'd all live in a communist country.

I encourage you all to read and learn everything you can about New Mexico's history ... the good, the bad, the ugly.

Remember, history led to the melting pot that so many admire. Please do not rely on 3rd party verbal information only.

Random decisions without any discussion or inclusion provide no transparency for anyone involved. This kind of behavior leads to mistrust.

Your lack of leadership and action has signaled to some that they can do whatever they desire.

In recent history, Santa Fe has never experienced vandalism, hate and destruction like we have experienced in the past few weeks.

It is disheartening to read comments online where people who have been neighbors for hundreds of years are now pitted against each other, threatening violence, threatening to burn the church, or bring harm to our blessed mother, Nuestra Senora de la Paz.

This ominous cloud looming over Santa Fe is your doing and is reflective of your lack of leadership ... you should be ashamed.

Please think of all your constituents prior to making brash decisions based on one point of view.

This city is strong. Prove to us you are worthy leaders.

Thank you all for your time.

Respectfully submitted,
Krystle Lucero

From: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Sent: Thursday, June 25, 2020 4:24 PM
To: VIGIL, YOLANDA Y. <yyvigil@santafenm.gov>
Subject: FW: Petitions from the Floor

A few more trickling in...

Best,
Kristine Mihelcic (Mi-hel-sick)
Constituent and Council Services Director

From: Valerie Brooker <ybrooker1@earthlink.net>
Sent: Thursday, June 25, 2020 1:58 PM
To: MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Subject: Re: Petitions from the Floor

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Hello Kristine,
Thanks for conducting the meeting last night.
Here are my comments for the record:
Valerie Brooker, 1616 Young Street, Santa Fe.
I wish to address the issue of the obelisk. On the panels are the voices of the time —
acknowledging a Union victory on some of them. By silencing these voices, what do we gain,
unless we place additional voices for a complete narrative.
The destroyed panel could be replaced by an acknowledgment that the obelisk rests on Tewa
land and could cite the contributions of those and other Pueblo people to New Mexico's history,
culture and heritage.
Thank you.
Valerie

Sent from my iPhone

On Jun 24, 2020, at 4:06 PM, MIHELCIC, KRISTINE M. <kmmihelcic@santafenm.gov>
wrote:

*Please verify your username / screen name matches the name you submitted for Petitions from the
Floor. Thank you.

Best,
Kristine Mihelcic

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://santafenm-gov.zoom.us/j/93139082483?pwd=UDNwWW43RW43dkkzNU5nZ3hDdTUJZz09>
Password: 797289

Or join by phone:

Dial (for higher quality, dial a number based on your current location):

US: +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782 or +1 312 626 6799 or +1 929 205 6099 or +1 301 715 8592

Webinar ID: 931 3908 2483

International numbers available: <https://santafenm-gov.zoom.us/j/93139082483>

<mime-attachment.ics>

From: MIHELICIC, KRISTINE M. <kmmihelcic@santafenm.gov>
Sent: Wednesday, June 24, 2020 11:11 PM
To: VIGIL, YOLANDA Y. <yvigil@santafenm.gov>
Subject: FW: Petitions from the Floor

Kristine Mihelcic (Mi-hel-sick)
Constituent and Council Services Director

From: David <dasl2001@hotmail.com>
Sent: Wednesday, June 24, 2020 9:48 PM
To: MIHELICIC, KRISTINE M. <kmmihelcic@santafenm.gov>; WEBBER, ALAN M. <amwebber@santafenm.gov>; VILLARREAL, RENEE D. <rdvillarreal@santafenm.gov>; GARCIA, MICHAEL J. <migarcia@santafenm.gov>; Sig Lindell <sigforthecity@gmail.com>; ROMERO-WIRTH, CAROL <cromero-wirth@santafenm.gov>; RIVERA, CHRISTOPHER M. <cmrivera@santafenm.gov>; ABEYTA, ROMAN R. <rabeyta@santafenm.gov>; CASSUTT-SANCHEZ, JAMIE A. <jcsanchez@santafenm.gov>; COPPLER, JOANNE V. <jvcoppler@santafenm.gov>
Subject: Re: Petitions from the Floor

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Here's my written statement for the record:

The Santa Fe Indian Center supports the removal of any monument, statue or event that dehumanizes Native Americans or glorifies their death or killing them.

New Mexico Native tribes are an integral part of the history of the State of New Mexico and must be included in community decisions and accurate representations of our history.

Thank you for the emergency proclamation to remove the Plaza obelisk, Kit Carson Monument on Federal Place, and Don Diego De Vargas Statue in Cathedral Park. I am a Diné (Navajo) and born and raised in Santa Fe. Knowing our indigenous grandmothers, grandfathers, aunts, uncles, and cousins who vend under the portal who recognize the historical context of 40

pueblo ancestors execution on the plaza, will not have to look at the monument which calls our ancestors "savages" brings me peace. Across the country we are reconciliating the history behind these false idols. Thank you for understanding how these monuments hurt our community. Lets work towards indigenous education center on SFUAD!

David Sloan

District 2 resident

Santa Fe Indian Center Board Member

From: FREITAS, MARY M. <mmfreitas@santafenm.gov>
Sent: Thursday, June 25, 2020 1:13 PM
To: VIGIL, YOLANDA Y. <yyvigil@santafenm.gov>
Subject: FW: Santa Fe Plaza and Obelisks

Mary McCormick Freitas
Executive Assistant
Office of Mayor Alan Webber
City of Santa Fe, NM
505-955-6702



From: Valentine McKay-Riddell <vmckayriddell@gmail.com>
Sent: Thursday, June 25, 2020 12:42 PM
To: Mayors Office <mayor@santafenm.gov>
Subject: Santa Fe Plaza and Obelisks

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Dear Mayor Webber,

I was one of the last to speak during last night's meeting, invited as "Orenda Healing International." In addition to being the founder and executive director of this nonprofit organization (based here in Santa Fe since 1993) I'm a psychologist and holistic health counselor.

First I want to thank you and the City Council for providing Santa Feans the opportunity to share their views about the fate of the Plaza and the obelisks in question. Thank you also for suggesting that we add whatever we didn't have time to say by sending those comments in. Here is the full text of what I wanted to share.

As I said last night, I support the removal of the obelisks.

True, there is some historical argument for leaving them up, but as we all know, history is always written by the conquerors. These obelisks do not reflect what actually happened and instead applaud the "valiant actions" of Anglo and Hispanic military commanders who enslaved, tortured, and murdered thousands of Native Pueblo people in New Mexico. This, sadly, is our true history, and the obelisks are painful reminders to our community -- especially to Native members of our community -- of a time and actions that deserve no praise but instead demand remorse, reparation, and reconciliation as we move forward.

What was once a tri-cultural community has branched out and now consists of people from many countries, many life-ways. If nothing else, this pandemic has shown us how deeply interdependent we are -- on each other and on the land where we all stand. Now more than ever, it is incumbent upon us to embrace *all* our citizens if we are to arrive at a viable future for ourselves and our children.

Here are some thoughts about what to do with the obelisks and the Plaza:

1. Place the obelisks outside at the Museum of Spanish Colonial Art on Museum Hill.
2. Create a fountain in the Plaza where the main obelisk stood, surrounded by attractive plantings. After all, here in the high desert, water is the most important element, is it not? And people of all cultures depend on water. Let us honor that which truly matters.
3. Invite sculptors (Native, Anglo, Hispanic, and those from all the other parts of the world who are now living here) to create sculptures that reflect unity, peace, harmony, and love for the Earth and all its creatures, and have those sculptures placed in various parts of the Plaza.
4. Finally, if there should be a task force addressing what to do with the Plaza, I would appreciate the opportunity to participate.

Most sincerely,

Dr. Valentine McKay-Riddell

~~~~~  
Valentine McKay-Riddell, PhD, MACP

Founder & Executive Director  
Orenda Healing International  
<http://www.orenda-arts.org/>

Publisher  
Winds of Change Press  
[windsofchange@orenda-arts.org](mailto:windsofchange@orenda-arts.org)

Wholebeing Wellness Counseling  
<https://wholebeingupdates.com/>

*The Earth does not belong to man; man belongs to the Earth. Man is but one strand in the Web of Life. What we do to the Earth we do to ourselves.*

Chief Seattle, Suquamish

## EXHIBIT SIXTEEN

GB June 24, 2020

This message is for Mayor Webber for the meeting today and it regards I'm having a hard time finding anyone to take a message for the meeting tonight, today but this message is from Virginia Miller 986-8676 Santa Fe District 1 and I'm urging him not to spend anymore money for the water divisions pump to dump project or the pipeline project. We need to fix the problem by upgrading the needed water and wastewater needs, we need to upgrade them and the Santa Fe River needs to just be (inaudible) to its own devices (inaudible) to release the water into it to keep it running as much as possible and whats available but the natural Santa Fe River flowing freely will best meet the needs of our environment and rural population so we go that direction. Thank you, this is Virginia Miller 986-8676 thank you be safe, bye.

**From:** MIHELCIC, KRISTINE M. <[kmmihelcic@santafenm.gov](mailto:kmmihelcic@santafenm.gov)>  
**Sent:** Wednesday, June 24, 2020 11:11 PM  
**To:** VIGIL, YOLANDA Y. <[yyvigil@santafenm.gov](mailto:yyvigil@santafenm.gov)>  
**Subject:** FW: Petitions from the Floor

I am not sure if you want to compile and then distribute? I have a few.

Kristine Mihelcic (Mi-hel-sick)  
Constituent and Council Services Director

**From:** Sunshine Muse <[sunshinemuse@live.com](mailto:sunshinemuse@live.com)>  
**Sent:** Wednesday, June 24, 2020 9:49 PM  
**To:** MIHELCIC, KRISTINE M. <[kmmihelcic@santafenm.gov](mailto:kmmihelcic@santafenm.gov)>  
**Subject:** Re: Petitions from the Floor

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Hi, here's my statement, thank you for your patience tonight.

We will never have HEALTH or EQUITY if our collective history isn't reconciled. It's time to end the celebration of colonialism. Symbols of power are not just symbols. They are teachers and talisman, we cannot teach that colonialism is ok and ever expect to achieve equity, and we cannot celebrate genocide just because it's history. Remove the statues. There is no reconciliation without redistribution of power and its symbols.

Sunshine Muse

**From:** LAPAN HILL, JAREL <[jlapanhill@santafenm.gov](mailto:jlapanhill@santafenm.gov)>  
**Sent:** Wednesday, June 24, 2020 10:50 PM  
**To:** VIGIL, YOLANDA Y. <[yyvigil@santafenm.gov](mailto:yyvigil@santafenm.gov)>  
**Subject:** FW: Monument Removal

**From:** david quintana <[dquin3407@yahoo.com](mailto:dquin3407@yahoo.com)>  
**Sent:** Wednesday, June 24, 2020 10:35 PM  
**To:** Mayors Office <[mayor@santafenm.gov](mailto:mayor@santafenm.gov)>; LINDELL, SIGNE I. <[silindell@santafenm.gov](mailto:silindell@santafenm.gov)>; rdvillarreal@santafenm.govm; GARCIA, MICHAEL J. <[mjgarcia@santafenm.gov](mailto:mjgarcia@santafenm.gov)>; ROMERO-WIRTH, CAROL <[cromero-wirth@santafenm.gov](mailto:cromero-wirth@santafenm.gov)>; RIVERA, CHRISTOPHER M. <[cmrivera@santafenm.gov](mailto:cmrivera@santafenm.gov)>; ABEYTA, ROMAN R. <[rrabeyta@santafenm.gov](mailto:rrabeyta@santafenm.gov)>; CASSUTT-SANCHEZ, JAMIE A. <[jcsanchez@santafenm.gov](mailto:jcsanchez@santafenm.gov)>; COPPLER, JOANNE V. <[jvcoppler@santafenm.gov](mailto:jvcoppler@santafenm.gov)>  
**Subject:** Monument Removal

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Mr. Mayor, Councilors;

Listening to the comments tonight regarding the removal of historical statues has been very eye opening!!! Your rash decision to remove the Obelisk and statue of Don Diego has completely divided our City of Santa Fe. It is amazing that, for the most part, those that are for removal have certain sir names and those against have another. Why sir, did you make such a unilateral decision? Your HUBRIS is amazing; why wouldn't you at least have the decency to have this discussion and meeting prior to your decision. I'm incredulous that this can be done by someone who is a transplant. That's exactly what you are, a transplant. Your divisive decision has opened up wounds that have been healed for many, many generations. For that; you deserve to be recalled and I will absolutely support that.

Open your eyes folks; human history the world over has blood and tears. Don't think that we are the only ones in the City, State, Country that has a history of violence and oppression; that is the history of man!

Councilor Villarreal; when will you change your name to placate your radical supporters???!!!

GB June 24, 2020

**From:** Governor Mora <[governor@pueblooftesuque.org](mailto:governor@pueblooftesuque.org)>  
**Sent:** Wednesday, June 24, 2020 12:49 PM  
**To:** Mayors Office <[mayor@santafenm.gov](mailto:mayor@santafenm.gov)>  
**Subject:** Obelisk vandalism

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Mayor Alan Webber and Honorable members of the City Council.

I was deeply saddened to see the headline and photo in Tuesday's New Mexican newspaper. We, the Pueblo of Tesuque Tribal Council, have other concerns with those organizations and/or individuals who seem to voice the concerns of the Pueblos without the consent of respective Tribal leadership, the Pueblo of Tesuque in particular.

Furthermore, the subversive actions and activities of those individuals/organizations have affected all the Pueblos and is a concern of APCG, the All Pueblo Council of Governors as well.

The Pueblo of Tesuque wholeheartedly supports Mayor Webber's actions and stands with him in his efforts to come to a realistic and practical solution of reconciliation and equality in sharing and educating our citizens in the rich, although controversial, history of our state and Capital city.

I regret that if any members of the Pueblo of Tesuque made or make any public oral and/or written statements, they voice their opinions as individuals and DO NOT SPEAK FOR, OR ON BEHALF, of the Pueblo of Tesuque.

Mayor and Counsellors, rest assured that if any of those vandals, when and if identified, are members of our Pueblo, we will make an effort to bring those individual(s) to justice either here in Tribal Court or recuse them to city jurisdiction.

Respectfully,

Robert A. Mora, Sr.  
Governor, Pueblo of Tesuque

1. Place the obelisks outside at the Museum of Spanish Colonial Art on Museum Hill.
2. Create a fountain in the Plaza where the main obelisk stood, surrounded by attractive plantings. After all, here in the high desert, water is the most important element, is it not? And people of all cultures depend on water. Let us honor that which truly matters.
3. Invite sculptors (Native, Anglo, Hispanic, and those from all the other parts of the world who are now living here) to create sculptures that reflect unity, peace, harmony, and love for the Earth and all its creatures, and have those sculptures placed in various parts of the Plaza.
4. Finally, if there should be a task force addressing what to do with the Plaza, I would appreciate the opportunity to participate.

Most sincerely,

Dr. Valentine McKay-Riddell

~~~~~  
Valentine McKay-Riddell, PhD, MACP

Founder & Executive Director
Orenda Healing International
<http://www.orenda-arts.org/>

Publisher
Winds of Change Press
windssofchange@orenda-arts.org

Wholebeing Wellness Counseling
<https://wholebeingupdates.com/>

The Earth does not belong to man; man belongs to the Earth. Man is but one strand in the Web of Life. What we do to the Earth we do to ourselves.
Chief Seattle, Suquamish