



Agenda

CITY CLERK'S OFFICE

DATE 1/26/09 TIME 1:55pm

SERVED BY Belli Mossman

RECEIVED BY [Signature]

**PUBLIC WORKS/CIP & LAND USE COMMITTEE
MEETING
CITY COUNCIL CHAMBERS
MONDAY, JANUARY 26, 2009
5:15 P.M.**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM JANUARY 12, 2009, PUBLIC WORKS COMMITTEE MEETING

CONSENT AGENDA

6. UPDATE REGARDING THE TRANSFER OF LAND AND ASSOCIATED FUNDING FROM THE BARRIO LA CANADA HOMEOWNERS ASSOCIATION TO THE CITY (**KELLEY BRENNAN**)

CONSENT AGENDA

7. CIP PROJECT #328 – FIRE STATION NO. 3
 - REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 WITH SAMCON INC. IN THE AMOUNT OF \$19,419.04 (**CHIP LILIENTHAL**)
8. CIP PROJECT #430A – SANTA FE PLAZA RENOVATIONS – PHASE II
 - REQUEST FOR APPROVAL OF CHANGE ORDER NO. 3 WITH AIC GENERAL CONTRACTOR IN THE AMOUNT OF \$63,227.77 AND ADD 57 CALENDAR DAYS EXTENSION TO THE AGREEMENT
 - REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT (BAR) IN THE AMOUNT OF \$35,700
 - REQUEST FOR CITY MANAGER APPROVAL FOR MINOR CHANGE ORDERS, NOT TO EXCEED \$10,000 FOR THE BALANCE OF THE PROJECT (**CHIP LILIENTHAL**)
9. CIP PROJECT #852A-II – OLD PECOS TRAIL PROJECT
 - REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GANNET FLEMING WEST, INC. IN THE AMOUNT OF \$51,172.48 PLUS APPLICABLE NMGR (JOHN ROMERO)
10. CIP PROJECT #534A – RUGBY FIELDS PHASE II – ELECTRICAL POWER SUPPLY
 - REQUEST FOR APPROVAL OF AGREEMENT WITH PNM IN THE AMOUNT OF \$56,185.26 (**MARY MACDONALD**)

11. TRANSIT VEHICLE PROCUREMENT

- REQUEST FOR APPROVAL TO REPLACE SIX (6) VEHICLES THAT HAVE EXCEEDED THEIR USEFUL LIFE
 - FIVE (5) VEHICLES FOR PARATRANSIT SERVICE UTILIZING STATE PRICE AGREEMENT #70-805-00-03837 FOR \$32,320 EACH
 - ONE (1) VEHICLE FOR THE MAINTENANCE SECTION UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR \$37,343
 - REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT REQUEST (BAR) (JON BULTHUIS)

12. STREET MAINTENANCE AND DRAINAGE VEHICLE/EQUIPMENT PROCUREMENT

- REQUEST FOR APPROVAL TO REPLACE TWO (2) VEHICLES/EQUIPMENT THAT HAVE EXCEEDED THEIR USEFUL LIFE
 - TWO (2) 1-TON TRUCKS WITH BOB TURNERS FORD UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR A TOTAL AMOUNT OF \$53,416.00
 - TWO (2) DUMP BODIES WITH MCT INDUSTRIES UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR A TOTAL AMOUNT OF \$17,950.00 (DAVID CATANACH)

13. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY ECONOMIC DEVELOPMENT DIVISION TO CARRY OUT THE ACTIVITIES OF THE SANTA FE REGIONAL TELECOMMUNICATIONS COALITION ON BEHALF OF THE CITY OF SANTA FE AND AUTHORIZING THE DIVISION TO ACTIVELY PARTICIPATE IN THE PLANNING DELIBERATIONS OF THE SANTA FE REGIONAL TELECOMMUNICATIONS COALITION (COUNCILOR DOMINGUEZ AND COUNCILOR ROMERO) (LEE DEPIETRO)

14. REQUEST FOR APPROVAL OF A RESOLUTION PROCLAIMING THE MONTH OF MAY THIS YEAR AND EACH YEAR FORWARD AS "UNDERAGE DRINKING PREVENTION MONTH" AND TAKING EFFORTS TO EDUCATE CITY EMPLOYEES AND THE PUBLIC REGARDING THE DANGERS OF UNDERAGE DRINKING AND ENCOURAGING PARENTS TO EDUCATE THEIR CHILDREN REGARDING THESE DANGERS (COUNCILOR DOMINGUEZ AND COUNCILOR ROMERO) (TERRIE RODRIGUEZ)

DISCUSSION

15. CIP PROJECT #684 – SANTA FE CIVIC CONVENTION CENTER

- REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF SANTA FE AND HANDS ENGINEERING LLC, IN THE AMOUNT OF \$46,672.18 (MARTIN VALDEZ)
- REQUEST FOR APPROVAL OF AMENDMENT NO. 8 TO PROFESSIONAL SERVICES AGREEMENT WITH FENTRESS BRADBURN ARCHITECTS LTD, IN THE AMOUNT OF \$47,686.82 (MARTIN VALDEZ)

16. CIP PROJECT #810A – CERRILLOS ROAD RECONSTRUCTION PROJECT – PHASE IIB – CIELO CT. TO CAMINO CARLOS REY

- REQUEST FOR APPROVAL OF FUND REALLOCATION AND BUDGET ADJUSTMENT REQUEST IN THE AMOUNT OF \$200,000 FROM 2008 CIP "NIGHT SKY COMPLIANCE" TO CERRILLOS ROAD RECONSTRUCTION PROJECT FOR PHASE IIB DESIGN SERVICES (ERIC MARTINEZ)

17. REQUEST FOR APPROVAL OF ALTERNATIVE MEANS OF COMPLIANCE FOR THE SANTA FE HOMES PROGRAM AGREEMENT

- REQUEST A REVISION TO THE ORIGINAL SANTA FE HOMES PROGRAM AGREEMENT FOR SUN VISTAS SUBDIVISION, 1500 MIRADA ROAD (TED SWISHER/KATHY MCCORMICK)

18. REQUEST FOR APPROVAL OF THE EXCLUSIVE AGREEMENT BETWEEN THE CITY OF SANTA FE AND REDFLEX TRAFFIC SYSTEMS, INC. FOR THE PHOTO RED LIGHT AND SPEED ENFORCEMENT PROGRAM (**CAPTAIN ROBBIN**)
19. REQUEST FOR APPROVAL OF AN ORDINANCE ESTABLISHING A RURAL RESIDENTIAL ZONING DISTRICT FOR THAT AREA REFERRED TO AS AREA 1 IN THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS ENTERED INTO BY THE CITY OF SANTA FE, SANTA FE COUNTY AND OTHER PARTIES DATED MAY 19, 2008 AND GENERALLY LOCATED WEST OF THE CURRENT CITY LIMITS AND NORTH OF AGUA FRIA STREET; AND MAKING SUCH OTHER RELATED CHANGES (**COUNCILOR WURZBURGER**) (**JEANNE PRICE**)
20. GREEN BUILDING CODE BILL AND RESOLUTIONS
 - REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW ARTICLE 7-4 SFCC 1987, GREEN BUILDING CODES; CREATING A NEW SECTION 7-4.1 SFCC 1987, RESIDENTIAL GREEN BUILDING CODE (SINGLE FAMILY ATTACHED AND DETACHED); AND REPEALING SECTION 7-15 SFCC 1987 ENERGY AUDITS (**COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ**) (**KATHERINE MORTIMER**)
 - REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE ADMINISTRATIVE PROCEDURES FOR THE SANTA FE RESIDENTIAL GREEN BUILDING CODE (**COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ**) (**KATHERINE MORTIMER**)
 - REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING AN EDUCATION AND OUTREACH PROGRAM FOR THE IMPLEMENTATION OF THE CITY OF SANTA FE'S RESIDENTIAL GREEN BUILDING CODE (**COUNCILOR DOMINGUEZ, MAYOR COSS, COUNCILORS CALVERT, WURZBURGER, BUSHEE AND ROMERO**) (**KATHERINE MORTIMER**)
 - REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING INCENTIVES FOR GREEN BUILDING THAT EXCEEDS THE REQUIREMENTS OF THE SANTA FE RESIDENTIAL GREEN BUILDING CODE (**COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ**) (**KATHERINE MORTIMER**)
 - REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING TARGET GOALS FOR THE CITY OF SANTA FE'S RESIDENTIAL GREEN BUILDING CODE TO MEET THE GOALS SET FORTH IN THE U.S. MAYORS CLIMATE AGREEMENT (**COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ**) (**KATHERINE MORTIMER**)
21. REQUEST FOR APPROVAL OF THE UPDATED 2008 PARKS BOND IMPLEMENTATION PLAN (**ROBERT ROMERO**)
22. MATTERS FROM STAFF
23. MATTERS FROM THE COMMITTEE
24. NEXT MEETING: MONDAY, FEBRUARY 9, 2009
25. ADJOURN

SUMMARY INDEX

PUBLIC WORK, CIP & LAND USE COMMITTEE

January 26, 2009

ITEM	ACTION TAKEN	PAGE(S)
2. ROLL CALL	Quorum Present	1
3. APPROVAL OF AGENDA	Approved as published	1-2
4. APPROVAL OF CONSENT AGENDA	Approved as amended	2
5. APPROVAL OF MINUTES - Jan 12, 2009	Approved as presented	2
INFORMATIONAL AGENDA		
6. Barrio La Cañada Land Transfer	Discussion	2-3
CONSENT AGENDA LISTING		
9. Old Pecos Trail	Listed	3-4
13. Telecommunications Coalition	Approved	4
DISCUSSION AGENDA		
15. SFCCC PSA Amendments	Approved with amendments	4-5
16. Cerrillos Road Reconstruction	Forwarded	6-8
17. Santa Fe Homes Program Agreement	Denied	8-9
18. Redflex Agreement	Approved with amendments	9-11
19. Rural Residential Zoning	Approved	11-12
20. Green Building Code Bill/Resolutions	Approved	12-13
21. Parks Bond Implementation Plan Update	Approved	13-14
22. Matters from Staff	None	14
23. Matters from the Committee	None	14
24. Next Meeting	Set for February 9, 2009	14
25. Adjournment	Adjourned at	14

MINUTES OF THE
CITY OF SANTA FE
PUBLIC WORKS/CIP & LAND USE COMMITTEE

MONDAY, JANUARY 26, 2009

1. CALL TO ORDER

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on the above date by Chair Patti Bushee at approximately 5:15 p.m. in City Council Chambers, City Hall, 200 Lincoln, Santa Fe, New Mexico

2. ROLL CALL

Roll Call indicated the presence of a quorum as follows:

MEMBER PRESENT:

Councilor Patti Bushee, Chair
Councilor Christopher Calvert
Councilor Miguel Chávez
Councilor Rosemary Romero
Councilor Ronald S. Trujillo

MEMBERS ABSENT:

None.

OTHER COUNCILORS PRESENT:

Councilor Carmichael Dominguez

OTHERS PRESENT:

Mr. Robert Romero, Public Works Director
Ms. Bobbi Mossman, Public Works Staff

NOTE: All items in the Committee packet for all agenda items are incorporated herewith by reference. The original Committee packet is on file in the Public Works Department.

3. APPROVAL OF AGENDA

Mr. Romero requested a correction to the agenda, noting that item #6 was an informational item.

Councilor Calvert moved to approve the agenda as amended. Councilor Chávez seconded the motion and it passed by unanimous voice vote.

4. APPROVAL OF CONSENT AGENDA

Councilor Calvert requested discussion on Item 13.

Councilor Romero requested discussion on Item 9.

Councilor Chávez moved to approve the Consent Agenda as amended with items 9 and 13 removed. Councilor Romero seconded the motion and it passed by unanimous voice vote.

5. APPROVAL OF MINUTES FROM JANUARY 12, 2008, PUBLIC WORKS COMMITTEE MEETING

Councilor Trujillo moved to approve the minutes of January 12, 2008 as submitted. Councilor Romero seconded the motion and it passed by unanimous voice vote.

INFORMATIONAL AGENDA

6. UPDATE REGARDING THE TRANSFER OF LAND AND ASSOCIATED FUNDING FROM THE BARRIO LA CAÑADA HOMEOWNERS ASSOCIATION TO THE CITY (KELLEY BRENNAN)

Ms. Brennan said the only outstanding issue was that the Assn wanted to have Directors and Officers liability insurance to protect them and didn't want to have to pay for it. It was suggested to purchase the park for that amount of money and hold the property until they got the insurance. She didn't know the source of the money for the park.

Chair Bushee asked if the policy term would be for a year.

Ms. Brennan thought so. The association was reconstituted just for this one transaction.

Councilor Romero asked if they were a 501c3 organization.

Ms. Brennan said they were a duly constituted non-profit corporation but the 501c3 was just an IRS designation. They were in good standing with the PRC although in arrears with corporation fees. They kept accurate records of their meetings, noting the presence of a quorum, etc. They were afraid that absentee owners might appear. Their records would provide a high degree of protection for them.

Councilor Calvert asked if there was any way they could get the coverage from another entity or a rider on another policy.

Ms. Brennan felt that would be very difficult since D&O was highly specific.

Mr. Rick Martínez said they had to come up with it.

Councilor Calvert asked if there was any money allocated that could be used for that purpose.

Ms. Brennan said she had already asked.

Chair Bushee noted this was just informational and asked that they get it worked out.

Mr. Doug Conwell said he was a member of the neighborhood but not an officer. He said he spoke with the President today and the only next step would be to put it back in the City Attorney's office to work out. He added that they had not had a face to face with all parties yet.

Chair Bushee thanked Ms. Brennan for the report.

CONSENT AGENDA LISTING

7. CIP PROJECT #328 – FIRE STATION NO. 3

- **REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 WITH SAMCON INC. IN THE AMOUNT OF \$19,419.04 (CHIP LILIENTHAL)**

8. CIP PROJECT #430A – SANTA FE PLAZA RENOVATIONS – PHASE II

- **REQUEST FOR APPROVAL OF CHANGE ORDER NO. 3 WITH AIC GENERAL CONTRACTOR IN THE AMOUNT OF \$53,227.77 AND ADD 57 CALENDAR DAYS EXTENSION TO THE AGREEMENT**
- **REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT (BAR) IN THE AMOUNT OF \$35,700**
- **REQUEST FOR CITY MANAGER APPROVAL FOR MINOR CHANGE ORDERS, NOT TO EXCEED \$10,000 FOR THE BALANCE OF THE PROJECT (CHIP LILIENTHAL)**

10. CIP PROJECT #534A – RUGBY FIELDS PHASE II – ELECTRICAL POWER SUPPLY

- **REQUEST FOR APPROVAL OF AGREEMENT WITH PNM IN THE AMOUNT OF \$56,185.26 (MARY MACDONALD)**

11. TRANSIT VEHICLE PROCUREMENT

- **REQUEST FOR APPROVAL TO REPLACE SIX (6) VEHICLES THAT HAVE EXCEEDED THEIR USEFUL LIFE**
 - **FIVE (5) VEHICLES FOR PARATRANSIT SERVICE UTILIZING STATE PRICE AGREEMENT #70-805-00-03837 FOR \$32,320 EACH**

- ONE (1) VEHICLE FOR THE MAINTENANCE SECTION UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR \$37,343
- REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT REQUEST (BAR) (JON BULTHUIS)

12. STREET MAINTENANCE AND DRAINAGE VEHICLE/EQUIPMENT PROCUREMENT

- REQUEST FOR APPROVAL TO REPLACE TWO (2) VEHICLES/EQUIPMENT THAT HAVE EXCEEDED THEIR USEFUL LIFE
 - TWO (2) 1-TON TRUCKS WITH BOB TURNERS FORD UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR A TOTAL AMOUNT OF \$53,416.00
 - TWO (2) DUMP BODIES WITH MCT INDUSTRIES UTILIZING STATE PRICE AGREEMENT #90-000-00-00015 FOR A TOTAL AMOUNT OF \$17,950.00 (DAVID CATANACH)

14. REQUEST FOR APPROVAL OF A RESOLUTION PROCLAIMING THE MONTH OF MAY THIS YEAR AND EACH YEAR FORWARD AS "UNDERAGE DRINKING PREVENTION MONTH" AND TAKING EFFORTS TO EDUCATE CITY EMPLOYEES AND THE PUBLIC REGARDING THE DANGERS OF UNDERAGE DRINKING AND ENCOURAGING PARENTS TO EDUCATE THEIR CHILDREN REGARDING THESE DANGERS (COUNCILOR DOMINGUEZ AND COUNCILOR ROMERO) (TERRIE RODRIGUEZ)

CONSENT ITEMS PULLED FOR DISCUSSION

9. CIP PROJECT #852A-II – OLD PECOS TRAIL PROJECT

- REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GANNET FLEMING WEST, INC. IN THE AMOUNT OF \$51,172.48 PLUS APPLICABLE NMGR (JOHN ROMERO)

Councilor Romero said she had no issues with the contract. She said the neighbors had been meeting to work things out.

Mr. Romero said they had a design completed for this road and worked on it several years. But they had a public meeting on the design and had a change of heart from the neighbors. So instead of widening, it would just be a sidewalk project. The City's concern was whether DOT funding would still be there when it was cut down. But they had to redesign it based on the neighbors' wishes.

Councilor Romero moved to approve the request. Councilor Calvert seconded the motion and it passed by unanimous voice vote.

13. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY ECONOMIC

DEVELOPMENT DIVISION TO CARRY OUT THE ACTIVITIES OF THE SANTA FE REGIONAL TELECOMMUNICATIONS COALITION ON BEHALF OF THE CITY OF SANTA FE AND AUTHORIZING THE DIVISION TO ACTIVELY PARTICIPATE IN THE PLANNING DELIBERATIONS OF THE SANTA FE REGIONAL TELECOMMUNICATIONS COALITION (COUNCILOR DOMINGUEZ AND COUNCILOR ROMERO) (LEE DEPIETRO)

Councilor Calvert had no problem with the resolution but was a little concerned by the MOA. His basic question was how much fiscal authority staff had in this process.

Ms. DePietro said staff had none.

Councilor Calvert pointed out his concern on page 2 of the MOA in #4.

Ms. DePietro said they piggybacked with the County because they were ahead. They had specific need for fiber laid by July. Staff wanted to use the same vendor and the contract was for less than \$30,000. The recommendations would be a menu of soup to nuts and they would come back with the report on the recommendations and how to finance it.

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

DISCUSSION

9. CIP PROJECT #852A-II – OLD PECOS TRAIL PROJECT

- REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GANNET FLEMING WEST, INC. IN THE AMOUNT OF \$51,172.48 PLUS APPLICABLE NMGR (JOHN ROMERO)**

Councilor Romero had no contract issues. The neighbors had been meeting to work things out.

Mr. Romero said they had a design completed for this road and worked on it for several years. Then when they had a public meeting on the design they had a change of heart from the neighbors. So instead of widening, it would just be a sidewalk project. The City's concern was whether DOT funding would still be there when it was reduced to sidewalks. They had to redesign it based on the neighborhood's wishes.

Councilor Romero moved to approve the request. Councilor Calvert seconded the motion and it passed by unanimous voice vote.

15. CIP PROJECT #684 – SANTA FE CIVIC CONVENTION CENTER

- REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF SANTA FE AND HAND ENGINEERING LLC, IN THE AMOUNT OF \$46,672.18 (MARTIN VALDEZ)**

- **REQUEST FOR APPROVAL OF AMENDMENT NO. 8 TO PROFESSIONAL SERVICES AGREEMENT WITH FENTRESS BRADBURN ARCHITECTS LTD, IN THE AMOUNT OF \$47,686.82 (MARTIN VALDEZ)**

Mr. Valdez presented the request.

Chair Bushee asked Mr. Valdez if this was a discussion item because it had to go to Finance.

Mr. Valdez clarified that these two items were approval by management team, construction costs, commissioning costs. With these change orders, the contractor was covering 85-90% of the costs associated with it. It was not part of E&O but separate and necessary because of the extra time required by the architect and design team. It would be passed through to the contractor. Hopefully this would be the last change order although there might be a change order on landscaping.

Councilor Calvert had no problem with the one to Hands Engineering. The second one was still the City's money. They had an item on Council agenda with the architect that was in question.

Councilor Calvert moved to approve the request, subject to staff working out with architect firm so the City would get a commitment of understanding.

He said the item on the Council agenda had \$3,000 and the staff needed to get a clear understanding whose responsibility this would be.

Mr. Valdez said he wished he had been more vocal on the change order. There were less than \$1 million in change orders on this \$51 million project. It was a very successful project.

Councilor Calvert explained that he didn't want this approved before the negotiation.

Mr. Valdez said they would close with \$38,000 balance and this would authorize payment to some subcontractors and the evaluation of that one item.

Councilor Calvert said there was time to pursue that before it reached the Council. He was asking about the dispute at the Finance Committee.

Councilor Chávez seconded the motion and asked for a friendly amendment that it include that specific direction to staff.

Councilor Romero thought this sounded like it was hooking the subcontractors for something that was not their fault. It was a clarification, not a dispute. The dispute was in the Finance Committee.

Councilor Calvert said it was a dispute over who was responsible: the City or the designers.

The motion passed by unanimous voice vote.

16. CIP PROJECT #810A – CERRILLOS ROAD RECONSTRUCTION PROJECT – PHASE IIB – CIELO CT. TO CAMINO CARLOS REY

- **REQUEST FOR APPROVAL OF FUND REALLOCATION AND BUDGET ADJUSTMENT REQUEST IN THE AMOUNT OF \$20,000 FROM 2008 CIP “NIGHT SKY COMPLIANCE” TO CERRILLOS ROAD RECONSTRUCTION PROJECT FOR PHASE IIB DESIGN SERVICES (ERIC MARTÍNEZ)**

Mr. Eric Martínez presented the request.

Chair Bushee knew they needed money but hoped he could find it someplace else. She had received an email from Fairbanks Alaska where they just put in LED lights. It was proving to be cost effective, saving \$450,000 to the city annually. They do better in cold weather; require less maintenance, last longer and provide clearer light. She asked him if he could tell the Committee why those things were not happening.

Mr. Romero said they were replacing with Night Sky compliant lights. Right now LED lights were very expensive. And the City was charged a flat rate, not metered. They did have some at intersections where they were metered. But until something happened between the City, PNM and PRC, they would have huge capital costs. They were told not to do anything until LED lights were approved but they could move forward with standard lights.

Councilor Calvert said they had asked for a report on the technology and the report indicated that the LED technology was right around the corner. Their intent was to put them in where they were metered so the City could realize those savings and then work with PNM for a different schedule on how to pay for the lighting. He asked why the money was being requested now and if they were ahead of schedule.

Mr. Romero explained that the Night Sky issue was going to take a lot longer but they had to be prepared for doing this by the 2010 receipt of money. They could get stimulus money and use the DOT money in the next project. They could go back and look at the other projects or reallocate somewhere else.

Mr. Romero said he would look at other options and suggested the Committee could move it forward to Finance and come back with other options.

Councilor Calvert asked that he discuss it with Nick Schiavo.

Mr. Romero said it could be on the next agenda and he would respond to that.

Councilor Chávez suggested they might wrap it into the franchise agreement.

Councilor Trujillo moved to forward the request without recommendation.

Councilor Chávez seconded the motion.

Mr. Romero agreed to bring it back and try to figure it out so the options would fit.

The motion passed by unanimous voice vote.

17. REQUEST FOR APPROVAL OF ALTERNATIVE MEANS OF COMPLIANCE FOR THE SANTA FE HOMES PROGRAM AGREEMENT

- **REQUEST A REVISION TO THE ORIGINAL SANTA FE HOMES PROGRAM AGREEMENT FOR SUN VISTAS SUBDIVISION, 1500 MIRADA ROAD (TED SWISHER/KATHY MCCORMICK)**

Mr. Swisher presented the request. He explained there was an existing agreement and the developer got into development of infrastructure and found unforeseen problems. They were asking for this alternative. Staff recommended it be granted. They would donate three lots for affordable housing and Santa Fe Habitat for Humanity would build them. It was a small project and difficult to develop in a cost effective way. The lots were about an acre in size and they would install a deceleration lane at 599.

Chair Bushee asked where the lots were located.

Mr. Swisher said they would be at 599 and Montoya. The alternative lots had not yet been determined and they needed to purchase the lots.

Chair Bushee said the subdivision at Camino los Montoyas was to have city water and sewer services.

Paul Eibers, Alliance Properties, 22 07 Ridgefield, Albuquerque, said they talked with the water authority. At this time it was not possible to extend water because it would have low water pressure so they were looking at putting in two wells. A total of nine homes would be served. The benefit to the City would be the deceleration lane. There were thousands of acres that could use that deceleration lane. Secondly they would put in trails and also provide electric and gas service, extended from Camino los Montoyas.

Chair Bushee said it looked like a PUC consideration. She asked who owned the land.

Mr. Eibers said the City of Santa Fe owned the land.

Chair Bushee asked what benefit the deceleration lane would provide.

Mr. Eibers said it was required to be put in.

Chair Bushee felt this was a piecemeal kind of program and she would not support a well and septic for these nine homes to get out of building an affordable home.

Mr. Eibers said it was already approved and they could not provide this without it.

Councilor Calvert was interested in how this land was zoned. The other question was that usually the Affordable Housing contributions were units but here they were just donating lots.

Mr. Eibers said Santa Fe Habitat had no land to develop right now.

Councilor Calvert said these lots were conceivably much less valuable now.

Mr. Eibers said that's the only way they could move forward.

Councilor Calvert asked if the Planning Commission approved the development, Mr. Eibers agreed.

Councilor Calvert asked if the deceleration lane had been approved by DOT. Mr. Eibers agreed.

Councilor Calvert asked how that happened. They were giving the City benefits that the City had no use for and could not see it for so many reasons.

Councilor Calvert moved to deny the request. Councilor Trujillo seconded the motion.

Chair Bushee commented that this was Affordable Housing at all costs.

The motion passed by unanimous voice vote.

18. REQUEST FOR APPROVAL OF THE EXCLUSIVE AGREEMENT BETWEEN THE CITY OF SANTA FE AND REDFLEX TRAFFIC SYSTEMS, INC. FOR THE PHOTO RED LIGHT AND SPEED ENFORCEMENT PROGRAM (CAPTAIN ROBBIN)

Captain Robbin referred to a hand out and introduced Mr. Darren Kolack from Redflex. He briefly reviewed the proposal. He noted one other company, IEG, was interested in this project but didn't have the support for the computer system to process all citations. Redflex also provided a quick response for equipment and service and implementation once it was up and running. Contract Specifics were reviewed.

Councilor Calvert questioned the procurement guidelines since it didn't have an RFP.

Mr. Kolack explained that the Consortium (HGAC - Houston/Galveston Area Council) had a number of vendors. They solicited bids and then compiled a contract. That was what Mr. Rodarte reviewed and affirmed that the process complied with the procurement guidelines. Captain Robbin agreed.

Councilor Calvert next reviewed in the exhibits. Page 26, items 9 and 10 -

Councilor Trujillo said he spoke with Frank Katz about that.

Councilor Calvert clarified that he was talking about unforeseen things.

Mr. Kolack explained that 100% of all the unforeseen things: snow plows, wiring, etc, all would fall on Redflex. A knock down would need the city's help with a tow truck until Redflex technicians could come out. In those cases - Exhibit C covered the situations.

Councilor Calvert understood but didn't see that language in writing. The other one was related to the

payment choices.

Mr. Kolack explained the two options for payment. He said page 34 did not pertain to Santa Fe.

Councilor Romero had the same concerns. She asked if she missed something about an automobile as part of the package.

Captain Robbin said they would have six fixed locations and one mobile unit that had a camera system to be used in high speed areas to help monitor speed through a radar device that was calibrated daily. It would photograph the car, and go through the same processing. He thought it would be marked as a police vehicle with advance publicity to let people know about it.

Councilor Calvert said he understood the need to cover fixed costs. The number of citations would be those who violated but the mobile unit was a little different. There would be a temptation to move it where they would get the most revenue, not necessarily for public safety.

Captain Robbin said that on a daily basis they assigned traffic units to places where there was high speed. The only difference was in not having an officer with a radar gun but a vehicle. The vehicle would be manned. Like the mobile radar units, this would rely on citizen complaints as well. It would be used in the same fashion. The intent was to lower speed like on St. Francis from the north where they got speeds as high as 91 mph.

Councilor Calvert asked if the traffic units would stay at the same number after getting this going.

Captain Robbin agreed.

Chief Johnson said on any given day they got several complaints and could cover several locations in the day. It would free up officers for other duties. They were not going to reduce the number of traffic officers.

Councilor Calvert said he was just trying to understand how this would fit in. The fixed ones, he had no doubts about.

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion.

Councilor Chávez asked if the agreement included the exhibits. Captain Robbin agreed.

Councilor Chávez noted that Councilor Calvert had pointed out some need for cleanup of those exhibits.

Councilor Calvert clarified that the motion would include clean up in the agreement on what would be done when the unit was down and to eliminate the exhibits that were not relevant.

Councilor Chávez asked if the mobile unit would be used along with the speed trailers.

Captain Robbin agreed they could use them in any combination to reduce speeds.

Councilor Chávez asked if that meant speed trailers would still be used. Captain Robbin agreed.

The motion passed by unanimous voice vote.

19. REQUEST FOR APPROVAL OF AN ORDINANCE ESTABLISHING A RURAL RESIDENTIAL ZONING DISTRICT FOR THAT AREA REFERRED TO AS AREA 1 IN THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE OF CLAIMS ENTERED INTO BY THE CITY OF SANTA FE, SANTA FE COUNTY AND OTHER PARTIES DATED MAY 19, 2008 AND GENERALLY LOCATED WEST OF THE CURRENT CITY LIMITS AND NORTH OF AGUA FRIA STREET; AND MAKING SUCH OTHER RELATED CHANGES (COUNCILOR WURZBURGER) (JEANNE PRICE)

Ms. Price handed out an amendment to the bill. (Excluded lands in village of Agua Fria). She explained this had to do with commitments in the settlement agreement. The objective was to protect the rural nature of the residents primarily north of Agua Fria and a little subdivision off Richards and Rodeo. They concluded that Richards/Rodeo with regular R1 zoning would be fine. But the other one toward Agua Fria needed this protection. It would allow one dwelling unit per two acres. It also allowed more agricultural uses. It also had a 25 foot front yard. Landscaping, signs, etc would remain the same.

The Planning Commission recommended that we put in that it was intended to go for the 20 years of the settlement agreement and after that consider rezoning. Agua Fria Village had recently been expanded and the amendment clarified that part would be excluded from this bill.

Ms. Price thought the intent was that this was rural residential and the larger lot was what they wanted to protect. They did not want to encourage large lot development.

Chair Bushee thought they needed to have this district but wanted to have city services.

Councilor Romero suggested that at some later time they could look at how solid waste disposal and other issues would be resolved. Family lot transfers were part of this whole picture.

Ms. Price said the family transfer rules for the county were kind of wild. But the City's family transfer rules would stay in place for this area. She agreed to send information about the family transfer.

The law enacted on sewer and water last year applied outside the City and was in place, no matter what zoning would be there.

Chair Bushee said it should not lower the quality of life for others.

Jeanne said the settlement was about land use first. The City would apply its rules. They would not pick up their garbage until they asked.

Councilor Chávez moved for approval of the ordinance with the amendment that excluded those lands within the Village of Agua Fria Traditional Historic Community Boundary. Councilor Romero seconded the motion.

The Committee also agreed that in the Planning Commission amendment, the word "shall" should be changed to "may."

The motion passed by unanimous voice vote.

20. GREEN BUILDING CODE BILL AND RESOLUTIONS

Chair Bushee thought they would have to vote separately on these requests.

Ms. Mortimer presented the requests to the Committee. She said the lawsuit was new and they made no changes to the code.

- **REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW ARTICLE 7-4 SFCC 1987, GREEN BUILDING CODES; CREATING A NEW SECTION 7-4.1 SFCC 1987, RESIDENTIAL GREEN BUILDING CODE (SINGLE FAMILY ATTACHED AND DETACHED); AND REPEALING SECTION 7-15 SFCC 1987 ENERGY AUDITS (COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUES) (KATHERINE MORTIMER)**

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

- **REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE ADMINISTRATIVE PROCEDURES FOR THE SANTA FE RESIDENTIAL GREEN BUILDING CODE (COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ) (KATHERINE MORTIMER)**

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

- **REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING AN EDUCATION AND OUTREACH PROGRAM FOR THE IMPLEMENTATION OF THE CITY OF SANTA FE'S RESIDENTIAL GREEN BUILDING CODE (COUNCILOR DOMINGUEZ, MAYOR COSS, COUNCILORS CALVERT, WURZBURGER, BUSHEE AND ROMERO) (KATHERINE MORTIMER)**

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

- **REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING INCENTIVES FOR GREEN BUILDING THAT EXCEEDS THE REQUIREMENTS OF THE SANTA FE RESIDENTIAL GREEN BUILDING CODE (COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ) (KATHERINE MORTIMER)**

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

- **REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING TARGET GOALS FOR THE CITY OF SANTA FE'S RESIDENTIAL GREEN BUILDING CODE TO MEET THE GOALS SET FORTH IN THE U.S. MAYORS' CLIMATE AGREEMENT (COUNCILOR CALVERT, MAYOR COSS, COUNCILORS WURZBURGER, BUSHEE, ROMERO AND DOMINGUEZ) (KATHERINE MORTIMER)**

Councilor Calvert moved to approve the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

21. REQUEST FOR APPROVAL OF THE UPDATED 2008 PARKS BOND IMPLEMENTATION PLAN (ROBERT ROMERO)

Mr. Romero went through the sections on the spread sheet. They were segments of the Santa Fe River Parkway.

Chair Bushee asked about the erosion between Alire and the substation.

Mr. Romero said they had to get some river rock to help support the channel there. There were some problems near Alire. Staff had done a lot of work and next time they would give more detail. He briefly went through the projects.

Councilor Trujillo asked for something like this for Franklin Miles Park. Mr. Romero agreed he could do that.

Mr. Romero referred to the park bond publication on the web and said they would soon be updating it.

Councilor Chávez moved for approval with the understanding that the updating process would be done. Councilor Trujillo seconded the motion.

Mr. Romero agreed it would be. He pointed out how he indicated those that had changed.

Councilor Romero was satisfied with it and liked the direction they were going. She had a question about the power plant and a shifting of budget.

Mr. Romero said there was money from the old CIP bond that should that be taken out. The architect was putting together a construction budget. The construction contingency and design had to fit with that amount. He thought the full amount was all for construction but had misunderstood.

Councilor Calvert asked for a friendly amendment to add the spreadsheet to it. Mr. Romero agreed.

Mr. Romero clarified they were not recommending cutting but using some general fund money, amended with the service factors. They had almost everything in the contract right now.

The motion passed by unanimous voice vote.

22. MATTERS FROM STAFF

None.

23. MATTERS FROM THE COMMITTEE

None.

24. NEXT MEETING: MONDAY, FEBRUARY 9, 2009

25. ADJOURN

Having completed the agenda and with nothing further to come before the Committee, the meeting was adjourned at approximately 7:15 p.m.

Approved by:

Patti J. Bushee, Chair

Submitted by:



Carl Boaz, Stenographer