



Agenda

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**PUBLIC UTILITIES COMMITTEE
MEETING
CITY COUNCIL CHAMBERS
WEDNESDAY, APRIL 1, 2009
5:00 PM**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FOR THE MARCH 4, 2009 PUBLIC UTILITIES COMMITTEE MEETING

INFORMATIONAL ITEMS

6. Update on Spring Reservoir Management and Storage Capacity. (Alan Hook)
7. Status of Water Main Line Flushing for Zone 4 North. (Shannon Jones)
8. Status of Watershed Management Plan and CFRP/Water Trust Board Funding. (Dale Lyons)
9. Water Update 2008. (Amanda King)

CONSENT CALENDAR

10. Update on Current Water Supply Status. (Victor Archuleta)
11. Update on Solid Waste Division. (Bill De Grande)
12. Update on Status of Buckman Direct Diversion Project. (Rick Carpenter)
13. Request for Approval Amendment # 3 to the Professional Services Agreement with Chavez Security for the Amount of \$ 335,397.01 Exclusive of NMGR and Extending the Term of the Contract. (Michael Gonzales)
14. Request for Approval of Amendment No. 1 to the Legal Services Agreement Between the City of Santa Fe and Sheehan, Sheehan and Stelzner, P.A. for

\$20,000 Exclusive of NMGR for the Buckman Well 11 Matters. (William Cassel)

15. Request for Approval of Amendment No. 3 to the Professional Services Agreement Between the City of Santa Fe and Lee Wilson and Associates, Inc. for the Amount of \$50,000 Exclusive of NMGR to Continue Supporting the City's Water Rights Transfer Program. (Dale Lyons)
16. Request for Approval of Water Transmission & Storage Master Plan. Adoption of Master Plan for Water Transmission and Storage System Improvements and Cost Sharing. (Robert Jorgensen)
17. Request for Re-Assignment of Professional Services Agreement and Legal Services Agreements for the Buckman Direct Diversion Project from the City of Santa Fe to the Buckman Direct Diversion Board. (Rick Carpenter, Kyle Harwood and Maya Martinez)
 - a. Cooney Watson & Associates
 - b. Hawkins Delafield & Wood, LLP
 - c. WRISC, Inc.
 - d. Kerry Howe Consulting
 - e. Modrall Sperling PA
 - f. Kirkpatrick Lockhart
 - g. Norman Gaume

DISCUSSION ITEMS

18. Request for Approval of the Evaluation Report for the Pressure Reducing Valve Project. (Robert Jorgensen) **PUBLIC HEARING**
19. Request for Approval of Resolution No. 2009-____. A Resolution Authorizing and Approving Submission of a Completed Application for Federal Financial Assistance to the Environmental Protection Agency for the City of Santa Fe Water Division Water Main Replacement Project. (Bill Huey)
20. Request for Approval of Resolution No. 2009-____. A Resolution Authorizing the City of Santa Fe to Support a Living Santa Fe River by Allowing Water to Pass Through McClure and Nichols Reservoirs in 2009. (Rachel Friedman) (Mayor Coss, Councilor Bushee, Councilor Romero, Councilor Calvert, Councilor Trujillo)

MATTERS FROM THE CITY ATTORNEY

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MATTERS FROM THE COMMITTEE

NEXT MEETING: WEDNESDAY, MAY 6, 2009

ADJOURN

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**MINUTES OF THE
CITY OF SANTA FE
PUBLIC UTILITIES COMMITTEE
Wednesday, April 1, 2009**

1. CALL TO ORDER

A meeting of the Public Utilities Committee was called to order by Councilor Matthew Ortiz, Acting Chair, at approximately 5:00 p.m., on April 1, 2009, in the Council Chambers, City Hall, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Councilor Christopher Calvert
Councilor Matthew E. Ortiz
Councilor Rosemary Romero
Councilor Ronald S. Trujillo

MEMBERS EXCUSED:

Councilor Rebecca Wurzbarger, Chair

OTHERS PRESENT:

Galen Buller, Public Utilities Director
Stephanie Lopez, Public Utilities
Marcus Martinez, Assistant City Attorney
Melessia Helberg, Stenographer

There was a quorum of the membership present for conducting official business.

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

3. APPROVAL OF AGENDA

Ms. Lopez said Item #13 will be pulled from the Consent Calendar and postponed to the next meeting of the Committee.

MOTION: Councilor Romero moved, seconded by Councilor Calvert, to approve the Agenda, as amended.

VOTE: The motion was approved on a voice vote [Absent: Councilor Trujillo].

Councilor Trujillo arrived at the meeting

4. APPROVAL OF CONSENT AGENDA

MOTION: Councilor Calvert moved, seconded by Councilor Romero, to approve the following consent agenda as amended.

VOTE: The motion was approved unanimously on a voice vote.

CONSENT CALENDAR

10. UPDATE ON CURRENT WATER SUPPLY STATUS. (VICTOR ARCHULETA)
11. UPDATE ON SOLID WASTE DIVISION. (BILL DeGRANDE)
12. UPDATE ON STATUS OF BUCKMAN DIRECT DIVERSION PROJECT. (RICK CARPENTER)
13. REQUEST FOR APPROVAL OF AMENDMENT #3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CHAVEZ SECURITY FOR THE AMOUNT OF \$335,397.01 EXCLUSIVE OF NMGR AND EXTENDING THE TERM OF THE CONTRACT. (MICHAEL GONZALES)
This item was withdrawn from the agenda and postponed to the meeting of May 6, 2009
14. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF SANTA FE AND SHEEHAN, SHEEHAN AND STELZNER, P.A., FOR \$20,000 EXCLUSIVE OF NMGR FOR THE BUCKMAN WELL #11 MATTERS. (WILLIAM CASSEL)
15. *[Removed for discussion by Councilor Calvert]*
16. REQUEST FOR APPROVAL OF WATER TRANSMISSION & STORAGE MASTER PLAN, ADOPTION OF MASTER PLAN FOR WATER TRANSMISSION AND STORAGE SYSTEM IMPROVEMENTS AND COST SHARING. (ROBERT JORGENSEN)
17. REQUEST FOR REASSIGNMENT OF PROFESSIONAL SERVICES AGREEMENT AND LEGAL SERVICES AGREEMENTS FOR THE BUCKMAN DIRECT DIVERSION PROJECT FROM THE CITY OF SANTA FE TO THE BUCKMAN DIRECT DIVERSION BOARD. (RICK CARPENTER, KYLE HARWOOD AND MAYA MARTINEZ)
 - a) COONEY WATSON & ASSOCIATES
 - b) HAWKINS, DELAFIELD & WOOD, LLP
 - c) WRISC, INC.
 - d) KERRY HOWE CONSULTING
 - e) MODRALL, SPERLING, PA
 - f) KIRKPATRICK, LOCKHART
 - g) NORMAN GAUME

5. APPROVAL OF MINUTES FOR THE MARCH 4, PUBLIC UTILITIES COMMITTEE MEETING.

MOTION: Councilor Romero moved, seconded by Councilor Calvert, to approve the minutes of the meeting of March 4, 2009, as submitted.

VOTE: The motion was approved unanimously on a voice vote.

INFORMATIONAL ITEMS

6. UPDATE ON SPRING RESERVOIR MANAGEMENT AND STORAGE CAPACITY. (ALAN HOOK)

A copy of "2009 McClure and Nichols Estimated Total Storage," is incorporated herewith to these minutes as Exhibit "1."

Mr. Hook reviewed the information in Exhibit "1." Please see this document for specifics of this presentation.

7. STATUS OF WATER MAIN LINE FLUSHING FOR ZONE 4 NORTH. (SHANNON JONES)

Councilor Calvert wants to be sure the public is advised on when this will be happening.

Chair Ortiz noted he has seen press releases on this, and asked if Councilor Calvert wants additional information to the public.

Councilor Calvert said he wants notices in the paper when these are actually done.

Mr. Jones said staff prepared a release to City staff to get it in the paper. He will be doing a radio talk show about the flushing. He said as the flushing gets closer, they post signs in the area with two-day advance warning. As they move into the area, they move the signs ahead of them and put "flushing in progress."

Councilor Romero said door hangers were done for a previous flushing. She agrees with Councilor Calvert and wants to go over and above in notifying the public, and she likes the door hangers.

8. STATUS OF WATERSHED MANAGEMENT PLAN AND CFRP/WATER TRUST BOARD FUNDING. (DALE LYONS)

Chair Ortiz asked if this will be presented as a discussion item in the future or have the opportunity to put this out for public comment.

Mr. Lyons this is the intention of the collaborative group that is developing the Watershed Plan. He said there has been one public informational meeting at the Library to present the Plan as it was presented to the Collaborative Forestry Restoration Program [CFRP], an adjunct to the U.S. Forest Service, noting we received a \$64,000 grant to do the management plan. He said there are no dates for future meetings, but this is the intention.

Chair Ortiz asked if the City will be spending its own resources to implement the plan.

Mr. Lyons said under the Water Management Plan component there are things the City is funding, including stream gauging and water quality monitoring. He said there are additional items in the Vegetative Management Plan which the City is contemplating funding for upkeep and maintenance of the forest thinning which is near completion in the watershed. He noted the Memorandum requests five years of funding from the Water Trust Board, and we've received notice from the Board and NMFA that our project was ranked second highest among all 63 projects submitted this year to the Water Trust Board and highest in watershed category. He noted the request is for \$1.3 million for five years.

Responding to Councilor Calvert, Mr. Lyons said he is asking the Committee and the Council to evaluate the financial management based on Payment for Ecosystem Services (or PES).

Mr. Lyons expects to hear from the Water Trust Board in May regarding the application for \$1.3 million, and he will report back on that application. He is prepared to make a brief presentation on the Management Plan.

Responding to Councilor Romero, Mr. Lyons said the public meeting at the Library was attended by about 20 people, and most of the questions were focused on the Vegetative Management Plan and how the current maintenance plan ongoing for 20 years in the future envisions maintaining the reduced fire hazard.

Councilor Romero said it sounds like "the choir," participated, and the financing will be the biggest bump in the road. She would like an attendance list and a written summary of the meeting, noting this is one of the first steps. She said the biggest difficulty will be selling it to people that aren't "the choir."

9. WATER UPDATE 2008. (AMANDA KING)

Amanda King was introduced to the Committee by Rick Carpenter, noting she is an intern that has been working with the Water Division since October 2009.

Ms. King noted a correction to the update: On page 15, in footnote #2, instead of 20 gallons saved, it should be 16.4 gallons used per load, and instead of 5 loads per week, it should be 5.7 loads per week.

Chair Ortiz thanked Ms. King for her work.

Responding to the Chair, Ms. King said she is working to get the information on the City's website.

CONSENT DISCUSSION

- 15. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF SANTA FE AND LEE WILSON AND ASSOCIATES, INC., FOR THE AMOUNT OF \$50,000 EXCLUSIVE OF NMGR TO CONTINUE SUPPORTING THE CITY'S WATER RIGHTS TRANSFER PROGRAM. (DALE LYONS)**

Councilor Calvert asked about competition with Las Soleras and others in the water rights market.

Mr. Lyons said sellers are being more flexible in asking price, but the City is less flexible in what it's offering, noting there is more interesting in our range of \$15,000 to \$18,000 per afy for pre-1907 Middle Rio Grande water rights. He said because of the economic conditions, the City is receiving a lot of interest in water rights sales from people owning rights in the Rio Grande Valley, so the advertising is bringing results, noting the size of the tracts are now over 10 afy.

Chair Ortiz asked if Lee Wilson is finding these rights for the City.

Mr. Lyons said identifying and tracking water rights for sale isn't part of Mr. Wilson's scope of work, but reviewing those water rights is.

Responding to Councilor Romero, Mr. Lyons said from start to finish, it take about two years to get water rights in place.

MOTION: Councilor Calvert moved, seconded by Councilor Romero, to approve this request.

VOTE: The motion was approved unanimously on a voice vote.

DISCUSSION ITEMS

- 18. REQUEST FOR APPROVAL OF THE EVALUATION REPORT FOR THE PRESSURE REDUCING VALVE PROJECT. (ROBERT JORGENSEN) PUBLIC HEARING**

A copy of the sign-in sheet for the PRV SCADA Public Meeting, dated September 11, 2008, submitted for the record by Barry Green, is incorporated herewith to these minutes as Exhibit "2."

A copy of a statement for the record in opposition to the request, submitted for the record by Ellen Casey and Suella Domres, 486½ Camino Don Miguel, is incorporated herewith to these minutes as Exhibit "3."

A copy of a statement for the record in opposition to the request, dated April 1, 2009, submitted for the record by Jamie Campbell and Deborah Riverbend, 507A & B Camino Sin Nombre, is incorporated herewith to these minutes as Exhibit "4."

A copy of a statement for the record in opposition to the request, dated March 30, 2009, submitted for the record by Steward Kane and Judith K. Johnson, 132 Valley Drive, with attached petition with 26 signatures in opposition to "Above Ground Radio Tower," is incorporated herewith to these minutes as Exhibit "5."

Two statements dated April 1, 2009, in opposition to the request, from Miriam Linn, 504 Camino Sin Nombre, are incorporated herewith to these minutes as Exhibit "6."

Robert Jorgensen presented information regarding this matter from the evaluation report which is in the packet. Please see this document for specifics of this presentation. He said the report is on the City's website, and he does have copies available.

Councilor Calvert noted on page 2-4, there is discussion of cumulative radio transmission time of 22 minutes during an entire year, and asked if this per PRV or is it for the whole system.

Mr. Jorgenson said it is per site.

Councilor Calvert said on page 4-4, you talk about future PRV station design, and asked how soon is the future.

Mr. Jorgenson said staff would like to see these as soon we can get the funding.

Councilor Calvert asked the cost. He asked how the prefabricated underground PRV station cost compares to what you're doing right now.

Mr. Jorgenson said that is for the actual physical hardware of underground PRV stations.

Councilor Calvert noted concerns have been expressed about the telemetry equipment as well as the station itself. He asked how the prefabricated underground PRV station compares cost-wise to what we're doing now.

Mr. Jorgenson said the cost of the prefabricated unit is \$40,000 to \$50,000, with installation costs around \$20,000. This is a major upgrade, noting some of the PRV stations are being upgraded and staff is looking at a design to put all controls and everything below grade, everything but telemetry mass.

Councilor Calvert asked the cost for above grade and below grade PRV stations.

Mr. Jorgenson said a new PRV station above grade with brand new construction costs \$30,000 to \$40,000, and below grade is another \$20,000, plus installation, which is significantly more expensive.

Councilor Calvert said there seemed to be operational advantages to the prefabricated self-contained station, noting he heard \$30,000 to \$40,000 above grade and another \$20,000 for the below grade existing stations.

Chair Ortiz noted the cost of the underground is the cost of digging the hole and installing it, and Mr. Jorgenson said this is correct.

Responding to Councilor Calvert, Mr. Jorgenson reiterated that the below grade would be an additional \$20,000 more than the above grade. He said this is a separate issue and the Water Division is looking at this because of some noise issues.

Councilor Calvert said in several cases there are options, and asked if these will be hammered out with the public when you go to modify these stations, and you will do this one by one.

Mr. Jorgensen said this is correct, noting it is due to the nature of the site, and the utilization criteria doesn't always tie to the site.

Public Hearing

Chair Ortiz gave everyone three minutes to speak to the request.

Barry Green, attorney, said he has been asked to speak on behalf of a number of citizens in Santa Fe, saying "we attempted to have the wifi turned off in this room." He contacted City Attorney Frank Katz who advised that the wifi can't be turned off. He said Arthur Firstenberg, Caroline Walker, Victoria Jewett, Lynn Jacob, Marjorie Young, Phil Bruno and Rebecca [no last name given] have asked him to speak on their behalf because they can't come into the room when the wifi is on because of their sensitivities.

Mr. Green said these individuals have asked him to ask the Committee to postpone its decision today because they didn't get notice of this hearing in a timely manner. He said Mr. Jorgenson said he only released his report last week, and the setting of this hearing was only confirmed this week, which doesn't seem to be enough public notice for the public to arrive. He has emails from people who said they would have attended if they had more advance warning, including Chelis Clendenning and Felicia Trujillo.

Mr. Green said he has only been involved in this matter for a few days, noting if he had more time to review the report and the technical aspects, he could speak more intelligently. He reiterated his request for the Committee to postpone its decision to the next meeting, so that everyone who would have like to come to this meeting would have that opportunity as well as to allow them to study this report.

Mr. Green said Mr. Jorgenson mentioned the meeting on September 11, 2008. He has a sign-in sheet where 32 people signed in and requested copies of the report and to be notified of this hearing. He said Mr. Firstenberg contacted a number of people by email and not one person who responded said they

were notified that the report was ready or that his hearing was going to take place. The sign-in sheet was entered for the record [See Exhibit "2"]. Mr. Green said the only way Mr. Firstenberg knew about the hearing is that he's been calling Mr. Jorgenson every few weeks about the report since September.

Mr. Green would like the Committee to postpone its decision, especially since Councilor Wurzbarger isn't in attendance. He said you are excluding people with the most concerns about this issue by not turning off the wifi, noting they are concerned about the electromagnetic radiation from the towers proposed. He said if a future hearing could have the wifi turned off, it would allow these people to express their concerns directly to the Committee, noting many are technically knowledgeable, including Bill Bruno who has a Ph.D. from Berkeley. Mr. Green said Mr. Bruno said the report doesn't analyze the long term effects of this exposure, and it doesn't talk about the exposure and the long term health effects.

Mr. Green said all of the people to whom he has spoken, ask that the City use the telephone telemetry alternative. He said Mr. Jorgenson said there was a significant cost factor, and he disputes that, noting there is only \$22,000 difference to use the telephone telemetry. He said Mr. Jorgenson doesn't include the health care costs, the property value costs, the esthetic costs. He said this is a bit elitist because you are saying we won't do this in the Historic District or neighborhoods with covenants, but will do this in other residential neighborhoods. It isn't fair to treat different areas differently. He believes the telephone telemetry is the best alternative because it satisfies almost all the concerns.

Ellen Casey, 486 Camino Don Miguel, said she agrees with the previous speaker, read her statement of opposition into the record, and submitted a copy for the record [Exhibit "3"]. [STENOGRAPHER'S NOTE: Ms. Casey presented two color photographs for inspection by the Committee, but these weren't entered for the record.] Ms. Casey said the photographs demonstrate that several things which have been installed are less than 30 ft. from her front door, and affects her view and the value of her property. She asked the Committee not to approve the Report, and at the very least, postpone the decision when more information is known, and she requested that the City order the removal of the existing installations which have been there for two months.

Jamey Campbell, 507A Camino sin nombre, said she has had several conversations with Mr. Jorgenson. She said everyone on her street is against the installation. She said in her particular situation, the City was going to install these very visible items in a place where they go to great lengths to maintain the esthetic quality of the neighborhood. She said there are numerous other options and she wants to continue to use the telephone as they have done for 25 years to report water problems. She said there was no cost analysis to leave as is. There are only 20 properties on the line, and no Fire Department or emergency services are connected. This would drastically change the look and feel of their street as it has done on Camino Don Miguel. She said there is no analysis of the cost of the degradation of the environment and the resulting impact on the look and feel of the street. She said Mr. Jorgenson has informed her that in their particular instance there are many other options, and they can get rid of the valves altogether. She is concerned that we find a way as a community of putting out information clearly and readily so all of the intelligence and wisdom of the collective community can go into making these

decisions. She asked the Committee to delay acceptance of this report, noting a number of people on her street wanted to come to this meeting, but only found out about it 6 days ago. Ms. Campbell entered her statement for the record [Exhibit "4."]

Randy Bell, Attorney representing clients Sally Bingham and Frances Donald who reside 515 to 519 Camino del Monte Sol. Mr. Bell said good points have been raised by previous speakers and there is a real question about the wisdom of making a positive recommendation on the report as it stands. He said Mr. Jorgenson raises an issue on page 5-3, Note #2 which says, "A detailed analysis is underway to determine if permanent elimination of PRV stations can be done either directly or as the result of a cost effective reconfiguration of the distribution system." He said this is a very significant determination which should be made before whatever system goes forward, and believes there is a real argument to defer action until that is done.

Mr. Bell attended the meeting at the Library on Jaguar Drive at the first public hearing. He said the public was almost unanimously against the radiotelemetry concept and were urging the Water Division to go with another alternative. He is glad to see other alternatives have been analyzed, and curious as to why there is still real pressure to go with the original concept in face of the strong public opposition. He said Mr. Jorgenson "just told us that he agreed that the telephone data system and the radiotelemetry are essentially, technically equivalent, that there would be some additional costs." Mr. Bell understood Mr. Jorgenson indicated that cost at \$27,000 a year for 50 sites, and now that they are down to 25 sites, he presumes it would be about half that amount. He urged the Committee to go toward the telephone data mode, which eliminates the public concerns about health issues, commenting he thinks they shouldn't be eliminated. He said it also eliminates a large amount of the visual blight. He urged the Committee to defer any action on the report until the key issue is resolved of which ones will be eliminated, and in the long term to consider adopting or recommending the telephone data.

Tony Malmel, 547 Camino Rancheros, said one of the stations is just outside his house, 30-40 feet from where his children sleep. He said the standards were set by indiscreet lobbyists. He doesn't want radiotelemetry there and the health issues are not just in his area but City-wide. He heard Mr. Jorgenson say the telephone might cost more, and there is greater reliability. He said all the objections from the public would go away if the City chooses radiotelemetry. He believes there is a need to monitor pressure. He asked before anything is determined that they figure out what they would do in each place and make sure it is okay with the neighbors at that location.

Judy Johnson, 132 Valley Drive, said site #35 is directly in front of her house. Ms. Johnson entered her statement in opposition into the record. [Exhibit "5"]. She said their neighborhood has discussed all the same issues. They don't want a radio tower, noting there currently is no tower installed. She said they have underground utilities and no street lights and no poles of any kind, except for the occasional traffic sign. She said a radio tower will decrease property values and their right to enjoy their property. They are requesting an underground telephone for the monitoring at this site. She said Mr.

Jorgenson said the consultant worked with them in California and Arizona, but the one site fits all design approach is insufficient. They believe Santa Fe is unique and a destination City, and the towers would make it someplace else. Ms. Johnson requested that the Committee not approve the Report until Table 5.2 reflects a final, specific determination in the action column on the kind of installation at these sites. She said, for the record, she submitted her letter with attached petition requesting no above ground radio towers or PRV at Site 35 [Exhibit "5"].

Stewart Kane, 132 Valley Drive, opposite Station #35. [STENOGRAPHER'S NOTE: Mr. Kane submitted a joint statement with Ms. Johnson. Please see Exhibit "5"]. Mr. Kane spoke about an experience with City workers not being truthful about what they were doing in the neighborhood and installing a pole, although the pole was eventually moved. He said the Water Department has had a cavalier attitude in disregarding the Community opposition to this report. Mr. Kane noted that Table 5-1, 3(D) footnote 5 provides, "Areas with underground utilities will utilize an underground electric service pedestal and a 14 ft. telemetry mast, or if feasible, utilize a remotely located telemetry mast with joint use pole mounting." He said there is no mention of an underground. He asked that the Committee amend the Report in Table 5-1 to include the possibility of an underground telephone line.

John McFie said he is not here on behalf of the Health Department or CPFC, he is here on behalf of the Electromagnetic Field Task Force of Santa Fe. He hopes the Committee will take into account the overwhelming opposition of radiotelemetry that took place at the Library, and move in the direction of incorporating the precautionary principle. There is no definitive research saying any of this electronic smog from towers or wifi is safe, and no testing was done in combination. He would like to see a white paper research evaluation of this total electric load on the general health of the population and conditions which have been linked with this kind of pollution. He is perplexed that the radio option is on the table when the telephone is basically the same price and doesn't have the same kinds of omissions the radio option has.

Jan Bullier, psychotherapist, said she works with a number of people who have various difficulties, some because of the electromagnetic fields. She is disappointed the City couldn't turn off the wifi for tonight's meeting because a lot of people couldn't attend because of it. She said, "I'm very opposed to this and just want to second everything that the previous speaker said."

The Public Hearing was Closed

MOTION: Councilor Romero moved, seconded by Councilor Trujillo, to postpone this item to the next Public Utilities Committee meeting, to continue the public hearing to the next meeting with an update on the report.

DISCUSSION: Councilor Calvert said as direction to staff, we need a better idea of how many people are affected and as well as the cost of removing a PRV station. He said if you are considering telephone

telemetry at some sites, he wants to know if there is an advantage of working with only one system approach, and not mixing different systems. He would like an update of cost and clarification on the footnotes on monitoring stations where covenants prevent above ground facilities.

VOTE: The motion was approved unanimously on a voice vote.

Chair Ortiz said a public hearing on this item will be held on May 6, 2009.

- 19. REQUEST FOR APPROVAL OF RESOLUTION NO. 2009- _____. A RESOLUTION AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION FOR FEDERAL FINANCIAL ASSISTANCE TO THE ENVIRONMENTAL PROTECTION AGENCY FOR THE CITY OF SANTA FE WATER DIVISION WATER MAIN REPLACEMENT PROJECT. (BILL HUEY)**

Chair Ortiz said this item should have been on consent.

MOTION: Councilor Romero moved, seconded by Councilor Trujillo, to approve this request.

VOTE: The motion was approved unanimously on a voice vote.

- 20. REQUEST FOR APPROVAL OF RESOLUTION NO. 2009- _____. A RESOLUTION AUTHORIZING THE CITY OF SANTA FE TO SUPPORT A LIVING SANTA FE RIVER BY ALLOWING WATER TO PASS THROUGH McCLURE AND NICHOLS RESERVOIRS IN 2009 (MAYOR COSS, COUNCILOR BUSHEE, COUNCILOR ROMERO, COUNCILOR CALVERT AND COUNCILOR TRUJILLO). (RACHEL FRIEDMAN)**

A copy of proposed amendments from staff, along with proposed wording for adoption, is incorporated herewith to these minutes as Exhibit "7."

Chair Ortiz noted Allan Hook sent an email and the proposed amendments are on our desks [Exhibit "7"]

MOTION: Councilor Calvert moved, seconded by Councilor Romero, to approve this request, with the amendments in Exhibit "7."

VOTE: The motion was approved unanimously on a voice vote.

MATTERS FROM THE CITY ATTORNEY

There were no matters from the City Attorney.

ITEMS FROM STAFF

There were no items from staff.

MATTERS FROM THE COMMITTEE

A copy of a letter dated March 25, 2009, with attachments, to the Mayor and City Councilors, from Richard Maestas, Manager, Northern New Mexico Bottling Company, d/b/a The Water Man, is incorporated herewith to these minutes as Exhibit "8."

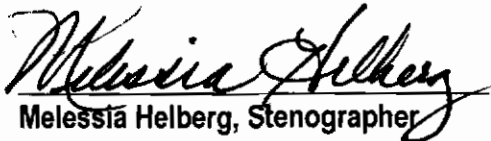
Chair Ortiz noted that everyone on the Governing Body received a letter from Northern New Mexico Bottling Company, requesting an amended rate adjustment [Exhibit "8"]. He said he thought this had been done. He asked staff to research this and report back to the Committee.

NEXT MEETING: WEDNESDAY, MAY 6, 2009.

ADJOURN

There was no further business to come before the Committee, and the Committee having completed its agenda, the meeting was adjourned at 6:30 p.m.

Rebecca Wurzbarger, Chair


Melissa Helberg, Stenographer