



Agenda

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**PUBLIC WORKS/CIP & LAND USE COMMITTEE
MEETING
CITY COUNCIL CHAMBERS
TUESDAY, MAY 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 MAY 11, 2009 PUBLIC WORKS COMMITTEE MEETINGS

CONSENT AGENDA

6. PUEBLOS DEL SOL TRAILS / PARK
 - REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 (REVISED) WITH ADVANTAGE ASPHALT AND SEAL COATING, LLC FOR TRAIL SYSTEM AND PARK IMPROVEMENTS IN THE AMOUNT OF \$102,649.70 (**MARTIN VALDEZ**)
7. SANTA FE MUNICIPAL AIRPORT
 - REQUEST FOR APPROVAL OF ARFF BUILDING CONSTRUCTION CHANGE ORDER NO. 1 WITH AIC GENERAL CONTRACTORS, INC. IN THE AMOUNT OF \$37,829.18
 - REQUEST FOR APPROVAL OF A LEASE AGREEMENT BETWEEN THE CITY OF SANTA FE AND AMERICAN EAGLE AIRLINES, INC. FOR TERMINAL BUILDING OFFICE, COUNTER AND FLOOR SPACE AT THE SANTA FE MUNICIPAL AIRPORT (**JIM MONTMAN**)
8. 2009 SUMMER PAVEMENT MAINTENANCE PROGRAM – CRACK SEALING
 - REQUEST FOR APPROVAL TO USE STATE PRICE AGREEMENT NO. 91-805-00-04408 WITH DISMUKE CONSTRUCTION IN THE AMOUNT OF \$426,418 (**DAVID CATANACH**)
9. REQUEST FOR APPROVAL OF A RESOLUTION SUPPORTING THE NEW MEXICO LITTER CONTROL AND BEAUTIFICATION ACT OF 1985 WHICH PROVIDES PUBLIC FUNDS IN THE FORM OF GRANTS FOR THE PURPOSE OF ENHANCING LOCAL LITTER CONTROL AND BEAUTIFICATION PROGRAMS (**COUNCILOR TRUJILLO**) (**GILDA MONTANO**)

DISCUSSION

10. REQUEST FOR APPROVAL OF A RESOLUTION APPROVING THE DESIGN AND INSTALLATION PLAN FOR THE 400TH ANNIVERSARY BANNERS (**COUNCILOR TRUJILLO**) (**JEANNE PRICE**)
11. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING ARTS AND CRAFTS SHOWS TO BE HELD IN THE PLAZA SPACE BORDERING MARCY STREET BETWEEN CITY HALL AND THE SANTA FE COMMUNITY CONVENTION CENTER; AND ESTABLISHING APPLICABLE POLICIES (**COUNCILOR CHAVEZ**) (**JEANNE PRICE**)
12. REQUEST FOR APPROVAL OF THE CDBG CONTRACTS
 - SANTA FE RECOVERY
 - SANTA FE COMMUNITY HOUSING TRUST
 - HOMEWISE, DOWN PAYMENT ASSISTANCE
 - HOMEWISE, REHAB (**MELISA DAILEY**)
13. CIP PROJECT #421 – CANYON ROAD POWER PLANT (WATER HISTORY MUSEUM) – STEP II
 - REQUEST FOR APPROVAL TO AWARD BID # 09/28/B AND AGREEMENT BETWEEN THE CITY OF SANTA FE AND AIC GENERAL CONTRACTORS, INC. IN THE AMOUNT OF \$631,126 INCLUSIVE OF NMGR
 - REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT REQUEST (BAR) IN THE AMOUNT OF \$55,000 (**CHIP LILIENTHAL**)
14. REPORT ON THE LAND USE SUBCOMMITTEE (**COUNCILOR ROMERO**)
15. SANTA FE RESIDENTIAL GREEN BUILDING CODE
 - REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE SANTA FE RESIDENTIAL GREEN BUILDING CODE, BEING EXHIBIT A OF CHAPTER VII SFCC 1987, TO CLARIFY AND CORRECT TEXT; AND TO PROVIDE EQUITABLE REQUIREMENTS FOR DIFFERENT HEATING AND AIR CONDITIONING EQUIPMENT THAT RESULT IN HIGHER GREENHOUSE GAS EMISSIONS THAN THE EQUIVALENT CODE-MINIMUM EQUIPMENT (**COUNCILOR CALVERT**) (**KATHERINE MORTIMER**)
 - REQUEST FOR APPROVAL OF A RESOLUTION AMENDING CERTAIN ITEMS IN THE ADMINISTRATIVE PROCEDURES FOR THE SANTA FE RESIDENTIAL GREEN BUILDING CODE TO CLARIFY AND CORRECT TEXT; AND TO PROVIDE EQUITABLE REQUIREMENTS FOR DIFFERENT HEATING AND AIR CONDITIONING EQUIPMENT THAT RESULT IN HIGH GREENHOUSE GAS EMISSIONS THAN THE EQUIVALENT CODE-MINIMUM EQUIPMENT (**COUNCILOR CALVERT**) (**KATHERINE MORTIMER**)
16. REQUEST FOR APPROVAL OF AN ORDINANCE REPEALING ARTICLE 20-25 SFCC 1987 MAINTENANCE AND INSTALLATION OF ALARM DEVICES AND SYSTEMS AND CREATING A NEW ARTICLE 20-5 SFCC 1987 REGARDING ALARM SYSTEMS, FALSE ALARMS REDUCTION AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (**COUNCILOR CALVERT**) (**POLICE CHIEF JOHNSON AND LYDIA LIOCE**)
17. SANTA FE HOMES PROGRAM
 - REQUEST FOR APPROVAL OF A RESOLUTION AMENDING THE ADMINISTRATIVE PROCEDURES FOR THE SANTA FE HOMES PROGRAM (SFHP) TO ADJUST THE SANTA FE HOMES PROGRAM SALE PRICES FOR ENERGY EFFICIENCY (**COUNCILOR CALVERT**) (**TED SWISHER**)

- REQUEST FOR APPROVAL OF A ORDINANCE AMENDING SECTION 26-1.16 SFCC 1987 ADJUSTING THE SANTA FE HOMES PROGRAM SALE PRICES FOR ENERGY EFFICIENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (COUNCILOR CALVERT) (TED SWISHER)

18. MATTERS FROM STAFF

19. MATTERS FROM THE COMMITTEE

20. NEXT MEETING: JUNE 8, 2009

21. ADJOURN

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

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PUBLIC WORK, CIP & LAND USE COMMITTEE

May 26, 2009

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21. Adjournment	Adjourned at 6:30 p.m.	13

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

TUESDAY, MAY 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 Rosemary Romero
Councilor Ronald S. Trujillo

MEMBERS ABSENT:

Councilor Christopher Calvert [excused]
Councilor Miguel Chávez [excused]

OTHER COUNCILORS PRESENT:

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 said staff requested that item #11 be postponed to the next meeting. It was on Arts and Crafts shows on the City Hall Plaza.

Councilor Trujillo moved to approve the agenda as amended with Item 11 postponed. Councilor

Romero seconded the motion and it passed by unanimous voice vote.

4. APPROVAL OF CONSENT AGENDA

Councilor Romero moved to approve the Consent Agenda. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.

5. APPROVAL OF MINUTES FROM MAY 11, 2009, PUBLIC WORKS COMMITTEE MEETING

Councilor Trujillo moved to approve the minutes of May 11, 2009 as presented. Councilor Romero seconded the motion and it passed by unanimous voice vote.

CONSENT AGENDA LISTING

6. PUEBLOS DEL SOL TRAILS/PARK

- REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 (REVISED) WITH ADVANTAGE ASPHALT AND SEAL COATING, LLC FOR TRAIL SYSTEM AND PARK IMPROVEMENTS IN THE AMOUNT OF \$102,649.70 (MARTIN VALDEZ)

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10. REQUEST FOR APPROVAL OF A RESOLUTION APPROVING THE DESIGN AND INSTALLATION PLAN FOR THE 400TH ANNIVERSARY BANNERS (COUNCILOR TRUJILLO) (JEANNE PRICE)

Ms. Price presented this request. She reminded the Committee of the recent amendment to the ordinance that provided for such banners providing they be reviewed first by the HDRB before going to the Council as a resolution. This request went to the HDRB and the Board made a recommendation with some conditions of approval as shown in the packet. The Director of the 400th Anniversary, Ms. Libby Dover, was present to answer questions.

Chair Bushee asked about the changes recommended by the HDRB - to make the sponsor's name smaller on the banners.

Ms. Price said that was a condition of their recommendation.

Chair Bushee asked for clarification on the three sizes.

Ms. Dover said the HDRB asked that the sponsor information not be more than 1/4th of the banner size. The largest size banner would only be put on 45' light poles; the medium sized banner would be on 25' - 35' poles and the smallest sized banners would be used in the Historic District and Downtown.

Chair Bushee asked if the HDRB had a chance to consider the locations.

Ms. Dover said she provided a spreadsheet to them on locations.

Chair Bushee asked for a copy of the spreadsheet. Ms. Dover agreed to provide one.

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

Councilor Romero asked to be listed as a sponsor.

11. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING ARTS AND CRAFTS SHOWS TO BE HELD IN THE PLAZA SPACE BORDERING MARCY STREET BETWEEN CITY HALL AND THE SANTA FE COMMUNITY CONVENTION CENTER; AND ESTABLISHING APPLICABLE POLICIES (COUNCILOR CHÁVEZ) (JEANNE PRICE)

This item was postponed to the next Public Works Committee meeting.

12. REQUEST FOR APPROVAL OF THE CDBG CONTRACTS

- **SANTA FE RECOVERY**
- **SANTA FE COMMUNITY HOUSING TRUST**
- **HOMEWISE, DOWN PAYMENT ASSISTANCE**

- **HOMEWISE, REHAB (MELISA DAILEY)**

Ms. Melisa Dailey presented this request to the Committee. She said she understood that only the Santa Fe Recovery contract would be discussed at this meeting and asked if that was correct.

Chair Bushee agreed. She said if it was held up at Public Works, it would not go to the Finance Committee as a consent item.

Chair Bushee asked if there were any proposed changes.

Ms. Dailey said there were no changes but she did submit a memo with the proper funding amounts.

Chair Bushee asked if it was still a feasibility study then.

Ms. Dailey said feasibility study was not really the proper language to use since the project was much further along. The majority of the funds were for financial analysis, research and grant writing that would fund the construction of the facility. So those types of funds would include money from HUD, New Mexico Finance Authority, Tax Credits from DFA which would be construction loans for medical related facilities and possibly state CDBG funding.

Chair Bushee invited those who had come for this item to speak to it.

Chair Bushee said she understood they already had secured some funding for matching funds or this effort was to obtain matching funds.

Ms. Marcie Davis was their grant writer. She said they had some support but had done some research and were ready to submit other proposals. They had submitted a Continuum of Care proposal as well as several for private and public funds. She said she and Billy had submitted proposals several years ago when this was the Recovery of Alcoholics Program. They now had a very different board and they were very healthy.

Chair Bushee asked if the monies raised for the RAP program could not be used now.

Ms. Davis said that was not possible, however she and Billy were still part of the project and Hank Hughes was a partner. They needed to get started and these funds would really allow them to make it happen.

Chair Bushee personally felt that in these difficult times, CDBG funds were very difficult to obtain and would go to something that was shovel ready. She asked why they wouldn't have funded Life Link that already had a program in existence or why they wouldn't have City staff write grants rather than give out a grant for them to write grants.

A woman in the group said one reason was that Life Link didn't apply. But with them, a person had to be sober for 30 days to get into this housing. This facility would allow them to transition directly out of treatment and into housing. She wondered where they were supposed to live for 30 days so Santa Fe

needed a place where they could go directly out of treatment and directly into housing.

She said the financial analysis that had to be done for tax credits did cost money. She looked into it several years ago for Challenge and it would have cost \$32,000 then. You could not just apply for it; you had to hire someone to help you get that certification. She thought what Santa Fe was missing was a treatment program that would go all the way. Without it, they were spinning their wheels.

Chair Bushee asked what federal and what local foundations were interested in funding this.

Mr. Hank Hughes said they forgot to mention that they already had the land and in Santa Fe, that was certainly more than matching funds. That would get them points on any application. With the stimulus funds, the homebuilding program has more money and the tax credit has some so there was a really good change that they could get funding.

Billy said it had been in their five-year plan for two years. They applied to the housing authority. They started an outpatient program in Española and then an in-patient program in Santa Fe, so the transitional housing had been in the plans.

Chair Bushee asked if it would be permanent housing.

The Board Chairman said they hoped it would be long term and were not going to kick them out. Here they would be getting the support services right on site. It was at the Village. They would grow from 10 to 20 apartments and have them stay six months to a year or longer. Most of them would be finding jobs and getting back into being productive in society. Most of them were homeless or had only lived in housing that was unsafe. So they constantly were going to ER for help because they didn't have the support services. He thought this was the missing link to supply that needed housing and believed they could get the funding for it. They went to Denver to view their programs and wanted to be more efficient and more worthy of funding by design.

Chair Bushee said she would not be interested in funding something that did not have matching funds.

The woman said they would be back at the next funding cycle for it.

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

13. CIP PROJECT #421 - CANYON ROAD POWER PLANT (WATER HISTORY MUSEUM) – STEP II

- **REQUEST FOR APPROVAL TO AWARD BID # 09/28/B AND AGREEMENT BETWEEN THE CITY OF SANTA FE AND AIC GENERAL CONTRACTORS, INC. IN THE AMOUNT OF %631,126 INCLUSIVE OF NMGR**
- **REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT REQUEST (BAR) IN THE AMOUNT OF \$55,000 (CHIP LILIENTHAL)**

Mr. Lilienthal presented this request and stood for questions.

Chair Bushee said this seemed to have evolved into an interesting water project and asked if there were there security issues.

Mr. Lilienthal said he had very little information about the water project. The Park Division was in charge of the park part and would have it open from 8 am to 10 pm and gates were locked at night. The actual park was still under consideration whether to have it only open by reservation or to follow the normal part hours.

Councilor Romero noted that fencing was around it already. But it was a little different with this huge building under renovation. There were lots of things not known about programming and hours yet. She said she knew the committee was working on it. There were just things they didn't know yet. She thought Vic Johnson, who was on the committee could answer some of those.

Mr. Victor Johnson said there were two degrees of fencing: one was a security fence to protect the water system and was approved by both Parks and Water Departments. It also went through the HDRB. Then there was a perimeter fence that was more permeable and had also been approved by Parks and HDRB.

Chair Bushee said she just wanted assurance on accessibility because it was a park and she would like to see it used.

Mr. Johnson said the City and the Canyon Neighborhood Association were in agreement on intensity and hours of use for the facility. It had also been reviewed by the Police Department. And the Water Department had taken on the locking and unlocking responsibilities. He knew of no conflicts. He added that he had also heard of alternate hours like 7-7 and dawn to dusk.

Mr. Lilienthal said he understood it was 8-10 like all the other parks in the City. He repeated that it was not yet determined if it would be open only for reservations or on a daily basis. That would be up to Parks, Water and the Canyon Neighborhood Association.

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

14. REPORT ON THE LAND USE SUBCOMMITTEE (COUNCILOR ROMERO)

Councilor Romero said she would not go into the details. The memo was to highlight what they had discussed. Short Term Rentals, Chapter 14 revisions. They got regular reports from Frank Katz on annexation issues and met the County Planner who was on loan to the City for the annexation issues. Regarding the Moss-Adams audit, they were getting regular staff reports and all recommendations had been implemented. Mr. Hiatt was present to answer questions on it. They had received a little information on the Water Ordinance and would continue to receive more as they moved along.

What was not in the memo was that they had received updates on the Neighborhood Planning effort. She explained that Councilor Trujillo and Councilor Wurzbarger she were the subcommittee.

Chair Bushee said she had questions for Mr. Hiatt. She asked him regarding the technology upgrades how the new system was working.

Mr. Hiatt said the IVR system was working very well from a staff point of view but was not working as well from the contractors' point of view. City staff were using it 100% of time and it saved them an hour a day individually. The contractors hadn't used it as much so they were thinking of having a mandatory call in to set up the inspections, perhaps starting in July. He planned to explore it some more with the contractors. He thought they were just used to the old system where they called in by phone and talking with the secretaries.

Chair Bushee asked if this had reduced the time for inspections.

Mr. Hiatt said it had saved the City inspectors about 1.5 hours per day each.

Chair Bushee clarified she wanted an analysis on how long it took from call in to inspection. It used to take about three days to a week.

Mr. Hiatt said he believed that mechanical, building, electrical and plumbing inspections now had a 24 hour turn around. The problems were with Historical, ADA, and the technical review that was done in that division. Historic Preservation, in and of itself, was problematic with inspections but also those in technical review which were ADA, grading and drainage.

Chair Bushee asked if it would be easy to put a monthly report system in place.

Mr. Hiatt said this had been in place since October and he could provide monthly reports.

Councilor Romero said the matrix for the subcommittee on time saved and the time it took could be helpful to this committee.

Mr. Hiatt said it was called the Performance Standards and agreed it could be provided.

Chair Bushee asked if that was broken out into ADA, Historic, etc.

Mr. Hiatt said it was across the board for virtually every place except Current Planning. Current Planning met a different kind of time table but the other four divisions were broken out by function.

Chair Bushee turned to the Moss Adams audit where the report said all recommendations had been implemented except one and that one was incompatible technology systems.

Mr. Hiatt explained that the HTE system and the JD Edwards system were not compatible to share information with each other. And they would not be able to do that as long as the City used two

incompatible systems.

Chair Bushee asked what was not implemented.

Mr. Hiatt said he had forgotten what piece of it that was.

Councilor Romero said it was a fee of some sort.

Mr. Hiatt said they monitored and tracked that manually now by the Division Director. She supervised all of that.

Chair Bushee said it was funny that there always seemed to be something that was incompatible - sometimes it was Planning and Land Use and sometimes in Legal but primarily it was in Planning and Land Use. It would seem when the City bought systems that they should work with every system and department.

She asked if the City was not going to be subjected to any follow up audits or that the City was not requesting any follow up audits.

Mr. Hiatt said he was not aware of any future audits but he certainly had no plans to request another one and didn't think the City Manager did either. It seemed to him that all the systems were operating that needed to.

Chair Bushee asked about filling the Neighborhood Planner position.

Mr. Hiatt said the Manager was waiting to see what would happen at Council tomorrow before further action was taken. It was not on the list of positions that would go away but was on the list of positions anticipated to be vacant on June 30. They had not advertised but anticipated doing that.

He said that at the Land Use Subcommittee meeting today, Councilor Wurzbarger made a suggestion he felt had merit. It was to revamp the job description to widen the pool to draw from. They had serious difficulty filling that position. He agreed to get back to the Committee on it.

Chair Bushee asked about the confusion over the Deputy Director for the Historic Department.

Mr. Hiatt explained that when Council approved the fee increases last fall; they also approved an expansion that had nine positions attached to it. One of the positions was for a Division Director for Historic Preservation. So the Council already authorized the position.

Chair Bushee asked if they didn't fund it.

Mr. Hiatt said he was hedging because funding depended on how much...

Chair Bushee said no one gave an answer at Finance.

Mr. Hiatt said Council was very clear that because of the budget situation, those positions should not be all filled at once. There was money that was coming in through the increased fee process to justify that. So they justified 3 of the 9 and historic preservation was the 4th. He believed that the Manager and the Finance Director both agreed that there was sufficient funding to fill that position now. However, that decision also was awaiting Council's actions tomorrow night.

Chair Bushee said no one could find anywhere in the line item budget the line for funds appropriated for that position.

Mr. Hiatt explained that there were no funds appropriated as Planning and Land Use was a General Fund department. Whatever came in from the fees went into the General Fund. But the General Fund financed only about 50% of department expenses. The fees would increase, depending on the level of building in the community but the funds for a position came from the Council's authorization to create the position.

Chair Bushee said that usually in the budget there was a recommendation from the department to fund it. But he was saying there were no fees taken so it was a non-existent position.

Councilor Romero believed they had gone down the budget rabbit hole on this one. She clarified that the Land Use Subcommittee report did not include anything on budget which she believed Chair Bushee was talking about now. She suggested just putting the report aside and asking any questions.

Chair Bushee said she was just trying to get a handle on whether staff was going to fill the Neighborhood Planner position and if there would be a recommendation to fill the Division Director of Historic Preservation position.

Mr. Hiatt said the answer was yes to both.

Chair Bushee said staff was yet to find or designate a source of funding.

Chair Bushee explained that it was not that they would not hear from Mr. Hiatt at Public Works but that the Land Use Subcommittee did raise some issues so the Committee was going to have him come here and report on them.

Mr. Hiatt said he understood.

Chair Bushee asked if the Land Use Subcommittee was recommending any changes in the Short Term Rentals issue. She understood from Councilor Wurzbarger that there would be some amendments coming forward.

Councilor Romero said the subcommittee did hear from two levels of people: they heard from staff on some of the ideas on recommendations for changes to the ordinance but none that they could bring forward to the Committee. They also heard from some people in the industry about how the ordinance had worked for them. So the subcommittee had some changes to recommend which she would allow Mr. Hiatt to report on.

Mr. Hiatt said he had a draft report ready and proposed to bring it to Land Use at their next meeting and then bring it to Public Works and to Council in July.

Chair Bushee had heard about the condo issue and related problems.

Councilor Romero said they had some ideas. The notification requirement would be in the application itself as a box to check if it was a condo and attach documents that showed prohibition or no prohibition of rentals.

Mr. Hiatt agreed and said the responsibility would be on the applicants, themselves. He said he would bring the final recommendation next month.

15. SANTA FE RESIDENTIAL GREEN BUILDING CODE

- **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE SANTA FE RESIDENTIAL GREEN BUILDING CODE, BEING EXHIBIT A OF CHAPTER VII SFCC 1987, TO CLARIFY AND CORRECT TEXT; AND TO PROVIDE EQUITABLE REQUIREMENTS FOR DIFFERENT HEATING AND IAR CONDITIONING EQUIPMENT THAT RESULT IN HIGHER GREENHOUSE GAS EMISSIONS THAN THE EQUIVALENT CODE-MINIMUM EQUIPMENT (COUNCILOR CALVERT) (KATHERINE MORTIMER)**
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Ms. Katherine Mortimer presented the request. She reported that they were teaching classes on it.

Chair Bushee asked about the person who was hired for this project.

Ms. Mortimer said he completed his contract some time ago but had donated some additional time to follow through. They were looking at some changes on it in a couple of places where language needed to be corrected as shown on the agenda. That language was being changed so that it was more general instead of just one piece of equipment. If they had refrigerated air that used more electricity they would have to offset it with some renewable energy.

Chair Bushee asked if no changes were needed.

Ms. Mortimer agreed. It would go into effect on July 1.

Chair Bushee asked who would do inspections.

Ms. Mortimer said she would be responsible for them and they were going to hire people. She explained what was required in the inspection.

Chair Bushee asked what this cost the average consumer.

Ms. Mortimer said they used houses that were under construction at that time on how to economically do it. The cost was anywhere from 1-4% of construction costs. And the tax credits would pretty much offset that. She briefly explained the tax credit provisions that were based on square footage. There would be no tax credit after 3000 square feet. The highest figures she was hearing were about \$10,000. She also clarified that it was only for new construction.

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

16. REQUEST FOR APPROVAL OF AN ORDINANCE REPEALING ARTICLE 20-25 SFCC 1987 MAINTENANCE AND INSTALLATION OF ALARM DEVICES AND SYSTEMS AND CREATING A NEW ARTICLE 20-5 SFCC 1987 REGARDING ALARM SYSTEMS, FALSE ALARMS REDUCTION AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (COUNCILOR CALVERT) (POLICE CHIEF JOHNSON AND LYDIA LIOCE)

Ms. Melissa Byers presented this request. She explained that the current ordinance was not being enforced because it was an administrative problem. Councilor Calvert had introduced a bill and the Public Safety Committee asked for the Task Force to either tweak that one or come up with new ordinance. They used the model legislation by the False Alarm Reduction Association. It was what Albuquerque used too.

In Santa Fe, the police respond to every alarm with two officers. She offered to go through the highlights or respond to questions. She noted that a task force member, Mr. Salazar who owned an alarm company, was also present to help answer questions. Everyone on the Task Force agreed with this bill and the City Business and Quality of Life Committee had approved it.

Councilor Trujillo asked where the state and federal provisions were.

Ms. Byers said those were in section 20 on page 20. It stated which entities would not be subject to the fines.

Ms. Lydia Lioce, with Santa Fe PD, said she was working on the statistics now and had identified each of the public entities but had not completed the research. It came up at the Public Safety Committee meeting.

Councilor Trujillo said he would wait for that.

Chair Bushee asked if there was any estimate now.

Ms. Lioce said the worst offenders were commercial. Schools were not as burdensome and most of them had private security that responded first. There were a couple of state agencies and city agencies.

Chair Bushee asked how they got the reports.

Ms. Lioce said at present the reports came from the alarm companies or a neighbor hearing the alarm. The change was to verify twice before police were dispatched. Normally, the private security company was listed as the first contact. Some of the federal buildings had their own security. There were some repeat violators on Cerrillos Road. The current ordinances allowed fines on the sixth false alarm and the new one would allow fines on the third false alarm. It also raised the fine amount to \$150. There was an appeal process as well.

Councilor Trujillo moved for approval of the request. Councilor Romero seconded the motion and it passed by unanimous voice vote.

17. SANTA FE HOMES PROGRAM

- **REQUEST FOR APPROVAL OF A RESOLUTION AMENDING THE ADMINISTRATIVE PROCEDURES FOR THE SANTA FE HOMES PROGRAM (SFHP) TO ADJUST THE SANTA FE HOMES PROGRAM SALE PRICES FOR ENERGY EFFICIENCY (COUNCILOR CALVERT) (TED SWISHER)**
- **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 26-1.16 SFCC 1987 ADJUSTING THE SANTA FE HOMES PROGRAM SALE PRICES FOR ENERGY EFFICIENCY; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (COUNCILOR CALVERT) (TED SWISHER)**

Mr. Ted Swisher presented this report. This was a recommended change as an incentive for those who built more energy efficient homes and would allow them to make more payment on mortgage. It had a safety factor built in when the savings was not what was projected. It had been reviewed by Homewise and the Homebuilders Association, as well. This resolution and ordinance would run very much in parallel with the issues Ms. Mortimer was speaking to. There was an official rating - using 70% of a baseline house. If they didn't reach that level by closing time, there would be no adjustment.

Chair Bushee asked about how the requirements for Affordable Housing would work.

Mr. Swisher explained that the requirement was that the AH be built during the course of the project and not at the end. Waiting until the end had not happened since he had been on staff (one year). The builders used a projection based on house plans and the rater tests the house before closing.

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

18. MATTERS FROM STAFF

None.

19. MATTERS FROM THE COMMITTEE

None.

20. NEXT MEETING: JUNE 8, 2009

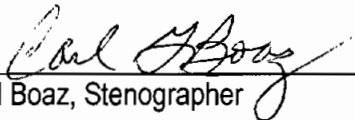
21. ADJOURN

The meeting was adjourned at 6:30 p.m.

Approved by:

Patti J. Bushee, Chair

Submitted by:



Carl Boaz, Stenographer