



# Agenda

Finance Committee Meeting  
City Council Chambers  
September 21, 2009 – 5:15 pm

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES:

AUGUST 31, 2009

CITY CLERK'S OFFICE

DATE 9-18-09 TIME 9:40am

SERVED BY Yolanda Green

RECEIVED BY R. Dominguez

## INFORMATIONAL ITEM

6. UPDATE ON CITY BUDGET PROCESS (DAVID MILLICAN)
  - A. PROPOSALS TO IMPLEMENT BUDGET BALANCING MEASURES FOR FISCAL YEAR 2009/2010
  - B. STATUS UPDATE ON THREE (3) CONDITIONS FOR NEW BUDGET MEASURES FOR FISCAL YEAR 2010/2011 INCLUDING FURLOUGH PLAN

## CONSENT AGENDA

7. BID OPENINGS:
  - A. BID NO. 09/44/B – METHANE RE-USE PROJECT FOR WASTEWATER MANAGEMENT DIVISION AND CONSTRUCTION CONTRACT; RMCI, INC. (BRYAN ROMERO)
    1. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND
8. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 – WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT; RMCI, INC. (BRYAN ROMERO)
9. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – DESIGN SERVICES FOR WASTEWATER TREATMENT PLANT PROJECT AND CONSTRUCTION PHASE SERVICES FOR METHANE GAS RE-USE PROJECT FOR WASTEWATER MANAGEMENT DIVISION; HDR, INC. (BRYAN ROMERO)
10. REQUEST FOR APPROVAL OF JOINT FUNDING AGREEMENT – STREAM GAGING ON THE SANTA FE RIVER; U.S. GEOLOGICAL SERVICES SURVEY, U.S. DEPARTMENT OF THE INTERIOR (CLAUDIA BORCHERT)



# Agenda

11. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – RUNWAY 2-20 STRIPING AND OTHER PAVEMENT MARKING AT SANTA FE MUNICIPAL AIRPORT; HIGHWAY SUPPLY, LLC (JIM MONTMAN)
12. REQUEST FOR APPROVAL OF PROCUREMENT OF CHEMICALS FOR WASTEWATER TREATMENT PLANT AND TERM EXTENSION TO CONTRACT; POLYDYNE (SHERMAN BILBO)
13. REQUEST FOR APPROVAL OF REVISED AND RESTATED JOINT POWERS AGREEMENT – SANTA FE METROPOLITAN PLANNING ORGANIZATION COORDINATED TRANSPORTATION PLANNING; COUNTY OF SANTA FE, STATE OF NEW MEXICO DEPARTMENT OF TRANSPORTATION AND TESUQUE PUEBLO (MARK TIBBETTS)
14. REQUEST FOR APPROVAL OF DONATION – POLICE K-9 NARCOTICS SERVICE DOG FOR POLICE DEPARTMENT ; OFFICE OF NATIONAL DRUG CONTROL POLICY HIGH INTENSITY DRUG TRAFFICKING AREA; NEW MEXICO REGION (ARIC WHEELER)
15. REQUEST FOR APPROVAL OF 2005 GENERAL FUND GRANT AGREEMENT AMENDMENT NO. 2 WHICH MAKES CHANGES TO THE ORIGINAL AGREEMENT – CORRECTION OF DUPLICATE PROJECT NUMBER AND REAUTHORIZES A PROJECT FOR MARIA BENITEZ AT MUSEO CULTURAL TO MARIA BENITEZ AT BATAAN MEMORIAL COMPLEX AND THE CITY OF SANTA FE IS NO LONGER FISCAL AGENT; NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION LOCAL GOVERNMENT DIVISION (DAVID CHAPMAN)
  - A. REQUEST FOR APPROVAL OF BUDGET DECREASE – GRANT FUND
16. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AGREEMENT – SOFTWARE AND SUPPORT SERVICES FOR “ENTERPRISE ONE” ENTERPRISE RESOURCE PLANNING SYSTEM UPGRADE; INSIGHT SOFTWARE (FORMERLY GL COMPANY) AND ACTIVE NETWORK (DAVID MILLICAN)
17. REQUEST FOR APPROVAL OF CONSIDERATION TO RE-ESTABLISH POSITIONS IN FY 2009/2010 BUDGET (KRISTINE KUEBLI)



# Agenda

18. REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE *ANTI-GRAFFITI TASK FORCE RECOMMENDATIONS* DATED APRIL 15, 2009; DIRECTING THE CITY MANAGER TO BEGIN IMPLEMENTING THE RECOMMENDATIONS OF THE ANTI-GRAFFITI TASK FORCE THAT HAVE NO FISCAL IMPACT; DIRECTING THE CITY MANAGER TO MAKE AN ORGANIZATIONAL MOVE TO PLACE THE OFFICE OF ANTI-GRAFFITI COORDINATION UNDER THE SANTA FE POLICE DEPARTMENT; AND DIRECTING THE CITY ATTORNEY TO REVIEW THE CITY CODE AMENDMENTS RECOMMENDED BY THE TASK FORCE. (COUNCILOR DOMINGUEZ) (POLICE CHIEF ARIC WHEELER) **(POSTPONED)**

**Committee Schedule**

Public Safety Committee (no quorum)

August 18, 2009

Public Works Committee (move to Finance)

September 8, 2009

City Council (scheduled)

September 30, 2009

***Fiscal Impact – Yes***

19. REQUEST FOR APPROVAL OF A RESOLUTION SUPPORTING LEGISLATIVE EFFORTS TO AMEND THE NEW MEXICO INDIAN ARTS AND CRAFTS SALES ACT IN ORDER TO INCREASE PENALTIES FOR VIOLATIONS OF THE ACT (COUNCILOR CALVERT) (JEANNE PRICE)

**Committee Schedule**

City Council (scheduled)

September 30, 2009

***Fiscal Impact – No***

20. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2003-104; AND ADOPTING A REVISED CITY OF SANTA FE PER DIEM AND MILEAGE POLICY THAT REFLECTS THE 2009 STATE LEGISLATIVE AMENDMENTS TO THE PER DIEM AND MILEAGE ACT, §§10-8-1 THROUGH 10-8-8, NMSA 1978; AND AMENDING THE POLICY TO REQUIRE PUBLIC OFFICIALS AND EMPLOYEES OF THE CITY TO OBTAIN TWO COMPETITIVE QUOTATIONS FOR TRAVEL BY COMMON CARRIER (COUNCILOR WURZBURGER) (TERESITA GARCIA)

**Committee Schedule**

City Council (scheduled)

September 30, 2009

***Fiscal Impact – Yes***



# Agenda

21. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 22 OF THE CITY OF SANTA FE IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012 REGARDING PLANNED MAJOR ROAD IMPROVEMENTS TO INCLUDE THE RUFINA ST. CONNECTION PROJECT FOR FUNDING IN THE AMOUNT OF \$60,000 (COUNCILOR DOMINGUEZ) (ERIC MARTINEZ)

**Committee Schedule**

Capital Improvements Advisory Committee (approved)

September 8, 2009

Public Works Committee (approved)

September 8, 2009

City Council (scheduled)

September 30, 2009

***Fiscal Impact – Yes***

22. REQUEST FOR APPROVAL OF A RESOLUTION RECOGNIZING ST. MICHAEL'S HIGH SCHOOL'S 150 YEARS OF EDUCATION AND DECLARING OCTOBER 9 – 12, 2009 AS "ST. MICHAEL'S SESQUICENTENNIAL WEEKEND" (COUNCILOR ORTIZ) (JEANNE PRICE)

**Committee Schedule**

City Council (scheduled)

September 30, 2009

***Fiscal Impact – No***

***END OF CONSENT AGENDA***

**DISCUSSION**

23. OTHER FINANCIAL INFORMATION:
- A. UPDATE ON GROSS RECEIPTS TAX REPORT FOR SEPTEMBER 2009 AND LODGERS' TAX REPORT FOR AUGUST 2009 (DAVID MILLICAN)
24. MATTERS FROM THE COMMITTEE
25. ADJOURN

**SUMMARY OF ACTION  
FINANCE COMMITTEE MEETING  
Monday, September 21, 2009**

<b><u>ITEM</u></b>	<b><u>ACTION</u></b>	<b><u>PAGE</u></b>
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	1
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-4
APPROVAL OF MINUTES: AUGUST 31, 2009 REGULAR FINANCE COMMITTEE MEETING	Approved	4
<b><u>INFORMATIONAL ITEM</u></b>		
UPDATE ON CITY BUDGET PROCESS PROPOSALS TO IMPLEMENT BUDGET BALANCING MEASURES FOR FISCAL YEAR 2009/2010	Information/discussion	4-6
STATUS UPDATE ON THREE (3) CONDITIONS FOR NEW BUDGET MEASURES FOR FISCAL YEAR 2010/2011, INCLUDING FURLOUGH PLAN		6
<b><u>CONSENT CALENDAR DISCUSSION</u></b>		
REQUEST FOR APPROVAL OF CONSIDERATION TO REESTABLISH POSITIONS IN FY 2009/2010 BUDGET *****	Approved [amended]	6-10
END OF CONSENT CALENDAR DISCUSSION *****		
<b><u>DISCUSSION</u></b>		
OTHER FINANCIAL INFORMATION: UPDATE ON GROSS RECEIPTS TAX REPORT FOR JUNE 2009 AND LODGERS' TAX REPORT FOR MAY 2009	Information/discussion	11
MATTERS FROM THE COMMITTEE	None	11
ADJOURN		11

**MINUTES OF THE  
CITY OF SANTA FE  
FINANCE COMMITTEE**  
Monday, September 21, 2009

**1. CALL TO ORDER**

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Matthew E. Ortiz, at approximately 5:15 p.m., on Monday, September 21, 2009, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

**2. ROLL CALL**

**MEMBERS PRESENT:**

Councilor Matthew E. Ortiz, Chair  
Councilor Christopher Calvert  
Councilor Miguel Chavez  
Councilor Carmichael A. Dominguez  
Councilor Rebecca Wurzbarger

**OTHERS ATTENDING:**

David Millican, Finance Director  
Yolanda Green, Finance Division  
Melessia Helberg, Stenographer.

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

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

**3. APPROVAL OF AGENDA**

Chair Ortiz said there is a request to postpone Item #18 to the meeting of October 5, 2009, and Councilor Calvert noted that is indicated on the Agenda..

**MOTION:** Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the agenda, as published.

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

#### **4. APPROVAL OF CONSENT AGENDA**

**MOTION:** Councilor Wurzburger moved, seconded by Councilor Calvert, to approve the following Consent Agenda as amended.

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

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#### **CONSENT AGENDA**

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#### **7. BID OPENINGS:**

- A. **BID NO. 09/44/B – METHANE REUSE PROJECT FOR WASTEWATER MANAGEMENT DIVISION AND CONSTRUCTION CONTRACT; RMCI, INC. (BRYAN ROMERO)**
  - 1. **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.**
- B. **BID NO. 09/39/B – 2009 MOBILE CONCRETE DISPENSER FOR STREETS AND DRAINAGE MAINTENANCE DIVISION; CEMENTECH, INC. (DAVID CATANACH)**
- 8. **REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 – WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT; RMCI, INC. (BRYAN ROMERO)**
- 9. **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – DESIGN SERVICES FOR WASTEWATER TREATMENT PLANT PROJECT AND CONSTRUCTION PHASE SERVICES FOR METHANE GAS REUSE PROJECT FOR WASTEWATER MANAGEMENT DIVISION; HDR, INC. (BRYAN ROMERO)**
- 10. **REQUEST FOR APPROVAL OF JOINT FUNDING AGREEMENT – STREAM GAGING IN THE SANTA FE RIVER; U.S. GEOLOGICAL SERVICES SURVEY, U.S. DEPARTMENT OF THE INTERIOR. (CLAUDIA BORCHERT)**
- 11. **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – RUNWAY 2-20 STRIPING AND OTHER PAVEMENT MARKING AT SANTA FE MUNICIPAL AIRPORT; HIGHWAY SUPPLY, LLC. (JIM MONTMAN)**
- 12. **REQUEST FOR APPROVAL OF PROCUREMENT OF CHEMICALS FOR WASTEWATER TREATMENT PLANT AND TERM EXTENSION TO CONTRACT; POLYDYNE. (SHERMAN BILBO)**
- 13. **REQUEST FOR APPROVAL OF REVISED AND RESTATED JOINT POWERS AGREEMENT – SANTA FE METROPOLITAN PLANNING ORGANIZATION COORDINATED TRANSPORTATION PLANNING; COUNTY OF SANTA FE, STATE OF NEW MEXICO, DEPARTMENT OF TRANSPORTATION AND TESUQUE PUEBLO. (MARK TIBBETTS)**

14. REQUEST FOR APPROVAL OF DONATION – POLICE K-9 NARCOTICS SERVICE DOG FOR POLICE DEPARTMENT; OFFICE OF NATIONAL DRUG CONTROL POLICY HIGH INTENSITY DRUG TRAFFICKING AREA; NEW MEXICO REGION. (ARIC WHEELER)
15. REQUEST FOR APPROVAL OF 2005 GENERAL FUND GRANT AGREEMENT AMENDMENT NO. 2, WHICH MAKES CHANGES TO THE ORIGINAL AGREEMENT – CORRECTION OF DUPLICATE PROJECT NUMBER AND REAUTHORIZES A PROJECT FOR MARIA BENITEZ AT MUSEO CULTURAL TO MARIA BENITEZ AT BATAAN MEMORIAL COMPLEX AND THE CITY OF SANTA FE IS NO LONGER FISCAL AGENT; NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION. (DAVID CHAPMAN)  
A. REQUEST FOR APPROVAL OF BUDGET DECREASE – GRANT FUND.
16. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AGREEMENT – SOFTWARE AND SUPPORT SERVICES FOR “ENTERPRISE ONE” ENTERPRISE RESOURCE PLANNING SYSTEM UPGRADE; INSIGHT SOFTWARE (FORMERLY GL COMPANY) AND ACTIVE NETWORK. (DAVID MILLICAN)
17. *[Removed for discussion by Councilor Ortiz]*
18. REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE ANTI-GRAFFITI TASK FORCE RECOMMENDATIONS DATED APRIL 15, 2009; DIRECTING THE CITY MANAGER TO BEGIN IMPLEMENTING THE RECOMMENDATIONS OF THE ANTI-GRAFFITI TASK FORCE THAT HAVE NO FISCAL IMPACT; DIRECTING THE CITY MANAGER TO MAKE AN ORGANIZATIONAL MOVE TO PLACE THE OFFICE OF ANTI-GRAFFITI COORDINATION UNDER THE SANTA FE POLICE DEPARTMENT; AND DIRECTING THE CITY ATTORNEY TO REVIEW THE CITY CODE AMENDMENTS RECOMMENDED BY THE TASK FORCE (COUNCILOR DOMINGUEZ). (POLICE CHIEF ARIC WHEELER). (POSTPONED TO OCTOBER 5, 2009). Committee Schedule. Public Safety Committee (no quorum) August 18, 2009; Public Works Committee (move to Finance) September 8, 2009; and City Council (scheduled) September 30, 2009. Fiscal Impact – Yes.
19. REQUEST FOR APPROVAL OF A RESOLUTION SUPPORTING LEGISLATIVE EFFORTS TO AMEND THE NEW MEXICO INDIAN ARTS AND CRAFTS SALES ACT IN ORDER TO INCREASE PENALTIES FOR VIOLATIONS OF THE ACT (COUNCILOR CALVERT). (JEANNE PRICE). Committee Schedule. City Council (scheduled) September 30, 2009. Fiscal Impact – No.
20. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2003-104; AND ADOPTING A REVISED CITY OF SANTA FE PER DIEM AND MILEAGE POLICY THAT REFLECTS THE 2009 STATE LEGISLATIVE AMENDMENTS TO THE PER DIEM AND MILEAGE ACT, §10-8-1 THROUGH 10-8-8 NMSA 1978; AND AMENDING THE POLICY TO REQUIRE PUBLIC OFFICIALS AND EMPLOYEES OF THE CITY TO OBTAIN TWO QUOTATIONS FOR TRAVEL BY COMMON CARRIER (COUNCILOR WURZBURGER). (TERESITA GARCIA). Committee Schedule City Council (scheduled) September 30, 2009. Fiscal Impact – Yes.



21. **REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 22 OF THE CITY OF SANTA FE IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012, REGARDING PLANNED MAJOR ROAD IMPROVEMENTS TO INCLUDE THE RUFINA ST. CONNECTION PROJECT FOR FUNDING IN THE AMOUNT OF \$60,000 (COUNCILOR DOMINGUEZ). (ERIC MARTINEZ). Committee Schedule: Capital Improvements Advisory Committee (approved) September 8, 2009; Public Works Committee (approved) September 8, 2009; and City Council (scheduled) September 30, 2009. Fiscal Impact – Yes.**
22. **REQUEST FOR APPROVAL OF A RESOLUTION RECOGNIZING ST. MICHAEL'S HIGH SCHOOL'S 150 YEARS OF EDUCATION AND DECLARING OCTOBER 9-12, 2009 AS "ST. MICHAEL'S SESQUICENTENNIAL WEEKEND" (COUNCILOR ORTIZ). (JEANNE PRICE Committee Schedule: City Council (scheduled) September 30, 2009. Fiscal Impact – No.**

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**END OF CONSENT AGENDA**

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**5. APPROVAL OF MINUTES:  
AUGUST 31, 2009 REGULAR FINANCE COMMITTEE MEETING**

**MOTION:** Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the minutes of the Regular Finance Committee Meeting of August 31, 2009, as presented.

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

**INFORMATIONAL ITEM**

**6. UPDATE ON CITY BUDGET PROCESS. (DAVID MILLICAN)**

**A. PROPOSALS TO IMPLEMENT BUDGET BALANCING MEASURES FOR FISCAL YEAR 2009/2010.**

A copy of "City of Santa Fe, New Mexico, September 21, 2009, Budget Update," is incorporated herewith to these minutes as Exhibit "1."

Galen Buller said he will be presenting this evening as David Millican is on vacation.

Mr. Buller said, given the GRTs performance over the past 3 months, staff's recommendation is to take no action at the current time. He asked if the Committee would like him to review the information in Exhibit "1."

Councilor Wurzbarger said it isn't necessary for Mr. Buller to review the information page by page. She asked if staff is continuing to move forward with the planning with respect to furloughs and strategies which would have to be implemented if the GRTs aren't okay next month – is staff stopping that process.

Mr. Buller said no. He said staff developed a furlough plan which it presented to this Committee at the last meeting. The Committee asked staff to develop a few alternatives. He said staff is recommending that nothing be done this year. He said given the performance of the GRTs we don't need to do that. However, we may want to put something on shelf. He said staff could continue to work on either the adoption of some kind of contingency plan, or look at the alternatives to the furlough plan and have it ready to go. He said Mr. Millican said he would have the numbers ready for the October meeting. He said it might make sense to roll all of this into the October meeting and have all of the data available then.

Councilor Wurzbarger said she is okay with that. However, she isn't okay with not presenting the alternatives, in terms of at least exploring those alternatives. She said, "One month does not a trend make." She is happy to postpone to the October 5<sup>th</sup> meeting, but she would like to have the numbers and the alternative recommendations at that meeting.

Chair Ortiz said he understands why the administration is not going to recommend cuts. He said, "And yet still, you are under, I think, an obligation from the conditions to bring those alternatives, those 'what if,' scenarios forward. Because, again, as refreshing as it was to get the email from David, saying that our revenue was up, and as I think as positive as the Mayor's email message was on Friday, talking about how he and the administration doesn't think that they need to look at any further cuts, it is still incumbent on us to see and to plan for the "what if," scenario. And, we've been burned, I think, too often by not being fully prepared for that "what if" scenario. So that if we can continue to have that work continue to be done, that I think is the direction that we would give."

Councilor Calvert said he thought he heard Mr. Buller say he would continue to look at the alternatives, but not necessarily implementing anything right now, and to have the alternatives shelf ready if we need to pull them off in November.

Mr. Buller said on the second to last page of the handout are options to the furlough plan that staff had presented initially. He said the options are there, and he will be happy to talk to the Committee members who would like to discuss that in more detail. Secondly, he has broken the Restructuring Groups into 3 subcommittees which are meeting twice a week, and the big Restructuring Group has been meeting weekly, but probably will be taking a hiatus while the subcommittees do their work. He said at the last meeting in October or the meeting in November, some of the cuts proposed by the Chair, will be presented more in the context of a restructuring plan more than in a furlough contingency plan, especially now that we are not in an emergency situation. He said all of this continues to be worked on.

Chair Ortiz said in light of Mr. Buller's remarks, perhaps we need to do this at the second Finance Committee meeting in October, on October 19, 2009, so that the October GRT check will have been received. That would give staff additional time to finish whatever restructuring work they are doing, as well as provide four months of data.

Councilor Dominguez said he also would like to know the process they went through in discussing restructuring, who attended, how often they met and who was involved in that.

Chair Ortiz asked if the Restructuring Committee is still in active communication with, and seeking participation from, the collective bargaining units.

Mr. Buller said yes.

Mayor Coss said they continue to work on restructuring, and agrees that we think we see the "light at the end of the tunnel," but maybe not, and it is important to be ready for whatever may come. He is relieved that we don't have to move forward today with furloughs and layoffs. He said he has attended one of the Restructuring meetings, and has invited AFSCME in, and they are participating with us on this matter.

Daniel Trujillo, AFSCME President, said he attended one meeting, and this is the first he has heard about the twice weekly meetings and he wants to be included those meetings.

Councilor Ortiz clarified that Mr. Buller's invitation is for the bargaining units to participate in any and all meetings of the restructuring committee.

Mr. Buller said it is his understanding that all three bargaining units have been invited to attend the last Restructuring meeting, and he is checking on that. He said the Committee is divided into work groups which are small groups of people. He said all three bargaining units are invited to attend or participate in any work group, the large committee or any combination.

Chair Ortiz said, "All the bargaining unit members can find at least three people and one gets on each sub-group, and you will keep meeting until you come up with solutions."

**B. STATUS UPDATE ON THREE (3) CONDITIONS FOR NEW BUDGET MEASURES FOR FISCAL YEAR 2010/2011, INCLUDING FURLOUGH PLAN.**

See Item A above.

*Councilor Chavez arrived at the meeting*

**CONSENT CALENDAR DISCUSSION**

**17. REQUEST FOR APPROVAL OF CONSIDERATION TO REESTABLISH POSITIONS IN FY 2009/2010 BUDGET. (KRISTINE KUEBLI)**

Chair Ortiz said initially he was just going to deny four positions. However, we can't really do anything because we have no justification for any of these position. He said this is his option, and asked for Committee input.

Councilor Calvert said perhaps some of the positions could be approved.

Councilor Dominguez said he isn't opposed to that. However, this is the first time he's seen this and he is wondering what other positions are being requested to be reestablished, and why those aren't being recommended. He doesn't know the priorities.

Councilor Wurzbarger said we don't have a context to evaluate positions. She said it is hard to make a decision, given that we don't know how this fits with the department. She would be more comfortable in having the job description and the rationale in the context of all that is happening in the department before making a decision. She asked if any of these positions are of an urgent nature, and if so, she would want to hear about that.

Councilor Calvert said most of these appear to be trying to fill a vacancy in a currently budgeted position, noting there was justification for these positions in the original budget and were approved.

Councilor Chavez asked if it would be worthwhile to hear from staff on these positions as to whether or not these are beneficial – the vacant and new positions.

Chair Ortiz said it sounds as if the Committee is interested in hearing a brief overview from responsible staff in the justification of these positions.

Councilor Chavez said perhaps it would merit a discussion on approving some, but not all.

Councilor Wurzbarger said it was her understanding during the budget process that a certain number of positions would be brought to the Committee for approval, and we've done that once previously. She has no recollection of the dollars amount allocated for those, and what has been spent.

Chair Ortiz said the condition is that if there are any vacant positions, outside of those vacant positions which we already have approved, that those have to come to this Committee for permission to fill those vacancies, otherwise the vacancies go away. He said there is no indication of whether this work could be reabsorbed within the department or agency, or if this position is critical, or where there could be another approach in doing the work. He said, with regard to the Senior Housing Planner, the Project Specialist for the Children and Youth Commission, the Land Use Planner Senior, and the River and Watershed Coordinator, these are four positions which he won't act on approving now without further justification. He said because the Convention Specialists were part of the budget discussion, he knows the need for those positions, and can act on that request without further justification. He said he would have questions about the Solid Waste Supervisor as well.

Chair Ortiz asked the Committee's pleasure as to how to proceed.

Councilor Dominguez said wants to understand how this enters into the discussion of restructuring, and secondly he wants to know the source of funding for these positions, and asked what happens to these positions at the end of the budget year.

Kristine Kuebli, responding to a question from Councilor Wurzbarger, said both she and Councilor Calvert are correct. These are currently budgeted positions, with the exception of Convention Specialists, which have become vacant. The Convention positions were not budgeted previously for this budget year and are expansion positions.

Ms. Kuebli said this is the second they have been before this Committee and staff will continue to refine the process. She said each department submitted a justification sheet which answered questions with regard to the necessity for the position, why it is critical, whether other people could do the position, and every department felt these were critical positions. She asked them to attend this evening so they would be available to share why they feel these positions are critical.

Ms. Kuebli said on July 1, 2009, 5 positions were eliminated, and she requested to reestablish 3 of those. The 5 positions were a total of \$259,000, and the 3 reestablished positions cost \$171,000. The second action was on August 23, 2009, where she presented 23 critical positions which were budgeted but had become vacant. The Council and this Committee approved reestablishing those 23 positions in the budget. Once they are reestablished, this gave Mr. Buller permission to fill the positions. However, there still is a rigorous process to ensure those questions are answered. There were also a set of positions relating to seniors, recreation, transit, solid waste, wastewater, etc., which were recreated in the "vein that they were allowed to be recreated anytime they become vacant, because we felt these were critical services." She said the measure was to reestablish 1 in 4 positions, or 25%, noting they currently are running 60%, and if these are approved we will have used 69% of what was budgeted for vacancies.

Ms. Kuebli, responding to Councilor Dominguez's question, said these are positions which are presented to her prior to going to the Finance Committee, so it is likely other positions are becoming vacant every day. She said she has to wait to fill the vacancies until the department requests to do so, and the reason every vacant job isn't listed.

Councilor Chavez said there was another question which relates to how will filling these positions related to the restructuring – how is this a part of that.

Ms. Kuebli said at this point, these positions haven't been filtered through restructuring. However, as we continue to resize or restructure City services it will have to filter through restructuring.

Councilor Dominguez said that is part of his struggle. He said if the positions had gone through the Restructuring Committee, that is more consistent with what hears from the Governing Body and what it is requesting staff to do. He said he can't debate the department if they say this is a necessary position, unless he was micromanaging. He is concerned because he doesn't understand how these positions fit into the overall plan to restructure.

Councilor Chavez said then there is a total disconnect between filling these positions and restructuring, and asked how related these positions are to restructuring – totally related, somewhat related.

Ms. Kuebli said at this point, these job titles are very unique and very unique functions. These positions haven't gone through the filter of restructuring so they haven't been presented to the restructuring team. She values Councilor Dominguez's remarks about the importance of that happening in the future. She would like to get this direction from this Committee to filter the positions through restructuring.

Councilor Chavez asked, if some positions are more "specialty" than others, if every position is directly tied to the restructuring – does restructuring have to wait or do each of these positions have to wait for that restructuring to happen.

Ms. Kuebli said, for example, the Senior Housing Planner performs very specific activities about working with Homewise and the Community Trust, and doing different things for Housing. She can't say today what that position would look like a year or 6 months from now, and this applies to the other positions as well.

Responding to Councilor Calvert, Ivy Vigil said the vacant positions have been budgeted in each department budget. She said the "depletion" of \$171,000 to reestablish the three positions came out of the 25% reserve established from all of the eliminated positions, but the positions before the Board today have been budgeted in each department.

Councilor Calvert said we are trying to implement the Parks Master Plan in terms of parks and river trails and such, and he believes the River & Watershed Coordinator is integral to that process and to coordinate those activities.

Responding to Councilor Chavez, Ms. Kuebli said the numbers at the bottom of the page are incorrect and the Special Revenue Fund should be \$30,972, and the Enterprise Fund should be \$169,510, noting the \$91,000 for the Convention Specialist positions should be in the Enterprise Fund. She said the Lodger's Tax would be paying for these positions.

Councilor Dominguez asked Mr. Buller if he can justify these positions.

Mr. Buller said he has justification Memos for each of the positions, noting these haven't gone through his office, so he doesn't know the justification.

Chair Ortiz asked Mr. Buller if it would be a useful exercise to take these through the restructuring committee to see if we can do these positions with another approach.

Mr. Buller said the positions before the Committee are critical positions, the Housing and the River Coordinator positions particularly, and probably don't need a lot of restructuring analysis to support them. However, there are other positions which have been vacated which aren't on list because there is no request by the department directors to refill these positions. He believes all of these should go through restructuring. He said Ms. Kuebli and the department directors believe these positions are critical and can't wait, noting this is a very small number of positions which have risen to the top as necessary position. He said, general, these vacancies should be looked at in terms of restructuring, but believes you will find that there are positions which come up from time to time which can't wait.

Chair Ortiz said then Mr. Buller is saying none of the positions can wait for restructuring.

Mr. Buller said he has seen a short justification, and talked to the directors about these positions. He said, "Whether or not, in the context of how a department would look at its own restructuring, and really make that kind of an analysis, I have to pretty much depend on the recommendation of the department directors. They are telling me that these are the positions that need to be filled."

Chair Ortiz said, for example, "We are not getting building permits at the same level that we are getting the Planning and Land Use Department. They are proposing to refill the Land Use Planner Senior at a cost of approximately \$80,000. He said without a justification that the work is there, how can we know this position is necessary and there is sufficient work within the department to know that." He asked, regarding the River & Watershed Coordinator, if there is another approach, and if we could contract with the Watershed Guardians at half this amount – can we do this more cheaply and do we need someone full time to do this. He asked how we can judge the efficiency of this position without something other than the one sheet in the Committee packet.

Mr. Buller said he has no problem in postponing approval for these positions so he can include the justifications in the packet.

**MOTION:** Councilor Dominguez moved, seconded by Councilor Wurzbarger, to postpone this request to the meeting of October 5, 2009.

**DISCUSSION:** Councilor Dominguez would also like the job description to be included in the packet along with the memos justifying these positions.

**FRIENDLY AMENDMENT:** Councilor Wurzbarger would like to amend the motion to approve the two Convention Specialist Positions. **THE AMENDMENT WAS FRIENDLY TO THE MAKER, AND THERE WERE NO OBJECTIONS BY THE OTHER COMMITTEE MEMBERS..**

**FRIENDLY AMENDMENT:** Councilor Chavez would like to amend the motion to approve the position of Project Specialist for the Children & Youth Commission. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, AND THERE WERE NO OBJECTIONS BY THE OTHER COMMITTEE MEMBERS..**

**CLARIFICATION OF THE MOTION:** Chair Ortiz said his understanding of the motion is that it is a motion to postpone consideration all of these positions to the meeting of October 5, 2009, with direction to staff to get the job descriptions and justifications for these positions for presentation at the next meeting, and that the Committee recommends approval of the Special Revenue position and the Enterprise Fund positions for the Convention Center.

**VOTE:** The motion, as amended, was approved unanimously on a voice vote.

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**END OF CONSENT CALENDAR DISCUSSION**

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## **DISCUSSION**

### **23. OTHER FINANCIAL INFORMATION:**

#### **A. UPDATE ON GROSS RECEIPTS TAX REPORT FOR JUNE 2009 AND LODGERS' TAX REPORT FOR MAY 2009. (DAVID MILLICAN)**

Teresita Garcia said she has nothing to add to the information in the Committee packet.

### **24. MATTERS FROM THE COMMITTEE**

There were no matters from the Committee.

### **25. ADJOURN**

There was no further business to come before the Committee, and the meeting was adjourned at approximately 6:00 pm.

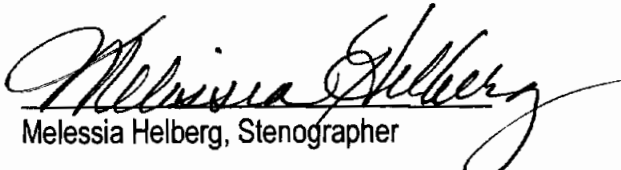
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Matthew E. Ortiz, Chair

Reviewed by:

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David N. Millican, Director  
Department of Finance



Melessia Helberg, Stenographer