



Agenda

Finance Committee Meeting
City Council Chambers
November 2, 2009 – 5:15 pm

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

CITY CLERK'S OFFICE

DATE 10-30-09 TIME 10:00

SERVED BY Yolanda Green

RECEIVED BY [Signature]

OCTOBER 19, 2009

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
7. UPDATE ON LAS CAMPANAS (BRIAN SNYDER AND FRANK KATZ)

CONSENT AGENDA

8. BID OPENINGS:
 - A. BID NO. 10/06/B – ONE (1) ROLL-OFF REFUSE COLLECTION UNIT FOR SOLID WASTE MANAGEMENT DIVISION; TRUCKS WEST, INC. (WILLIAM DEGRANDE)
9. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – ENGINEERING DESIGN SERVICES FOR S-1 SOUTHWEST TANK SUPPLY PIPELINE (RFP #10/09/P); BOHANNAN HUSTON, INC. (ROBERT JORGENSEN)
 - A. REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT – WATER ENTERPRISE FUND
10. REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO PROFESSIONAL SERVICES AGREEMENT – 2009 LEGISLATIVE APPROPRIATION FOR 400TH ANNIVERSARY; SANTA FE 400TH ANNIVERSARY (DARLENE GRIEGO)



Agenda

11. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO LEGAL SERVICES AGREEMENT – LEGAL PRESENTATION FOR PURCHASE AND SALE OF COLLEGE OF SANTA FE; HOLLAND & HART LLP (LEE DEPIETRO)
12. REQUEST FOR APPROVAL OF GRANT AWARD – FY 2009/2010 BUREAU OF JUSTICE ASSISTANCE FY 09 RECOVERY ACT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM LOCAL SOLICITATION; DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA) (CHIEF ARIC WHEELER AND DEPUTY CHIEF ROBIN CONTRERAS)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND
13. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – FISCAL AND PAYROLL AGENT AND CUSTODIAN FOR CITY OF SANTA FE INVESTMENT PORTFOLIO; WELLS FARGO BANK, N.A. (HELENE HAUSMAN)
14. REQUEST FOR APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT (CDBG) – MANAGEMENT OF SANTA FE BUSINESS REVOLVING LOAN FUND; NEW MEXICO COMMUNITY DEVELOPMENT LOAN FUND (FABIAN TRUJILLO)
15. REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF FIRST QUARTER BUDGET ADJUSTMENT ENDING SEPTEMBER 30, 2009 (CAL PROBASCO)
16. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO APPLY FOR AN ACCESS BREAK ALONG NM 599 FOR THE FUTURE JAGUAR DRIVE INTERCHANGE FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION'S (NMDOT) ACCESS CONTROL COMMITTEE AND TO PURSUE AN AIRSPACE AGREEMENT WITH THE NMDOT TO ALLOW FOR A CITY ROAD (I.E. JAGUAR DRIVE) TO CROSS NMDOT OWNED RIGHT-OF-WAY (COUNCILOR DOMINGUEZ) (JOHN ROMERO)

Committee Schedule

Public Works Committee (Approved)
City Council (Scheduled)

October 26, 2009
November 10, 2009

Fiscal Impact –No



Agenda

17. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE 23-6 SFCC 1987 REGARDING THE SALE OR CONSUMPTION OF ALCOHOLIC BEVERAGES ON CITY PROPERTY (MAYOR COSS AND COUNCILOR TRUJILLO) (JEANNE PRICE)

Committee Schedule

Public Safety Committee (Approved)	October 20, 2009
Public Works Committee (Approved)	October 26, 2009
City Council (Request to Publish)	November 10, 2009
City Council (Public Hearing)	December 9, 2009

Fiscal Impact – No

18. REQUEST FOR APPROVAL OF AN ORDINANCE ANNEXING APPROXIMATELY 1,956 ACRES (PHASE I) OF THE CITY-INITIATED ANNEXATION IN ACCORDANCE WITH THE “ANNEXATION PHASING AGREEMENT BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY” EXECUTED IN FEBRUARY 2009. THE PHASE 1 ANNEXATION INCLUDES AREAS 3, 6, 8, 9, 10, 11, 13, 15, 16 AND 17 AND INCLUDING THE INTERSTATE 25 RIGHT-OF-WAY BETWEEN OLD PECOS TRAIL AND NM HIGHWAY 599, AS SHOWN ON THE ATTACHED MAPS (EXHIBITS A-L) (COUNCILOR CHAVEZ) (REED LIMING)

Committee Schedule

City Council (Request to Publish – Approved)	October 14, 2009
Planning Commission (Approved)	October 15, 2009
Public Works Committee (Approved)	October 26, 2009
City Council (Public Hearing)	November 10, 2009

Fiscal Impact – Yes

19. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEDICATE THE PROGRAMMING AT THE COMMUNITY GALLERY TO HISPANIC HERITAGE DURING *NATIONAL HISPANIC HERITAGE MONTH* BEGINNING IN 2010 AND EVERY YEAR THEREAFTER (COUNCILOR CHAVEZ) (SABRINA PRATT)

Committee Schedule

Arts Commission (Denied)	October 13, 2009
Public Works Committee (Approved)	October 26, 2009
City Council (Scheduled)	October 28, 2009

Fiscal Impact – No



Agenda

20. REQUEST FOR APPROVAL OF A RESOLUTION ENDORSING A TRANSITIONAL TRANSPORTATION VOUCHER PROGRAM FOR SANTA FE RIDE PROGRAM PARTICIPANTS (COUNCILORS CALVERT AND WURZBURGER) (JON BULTHUIS)

Committee Schedule

Public Works Committee (Approved)
City Council (Scheduled)

October 26, 2009
November 10, 2009

Fiscal Impact – Yes

21. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTIONS 14-8.3(C)(2) AND 14-8.3(C)(3) SFCC 1987 REGARDING DEVELOPMENT WITHIN A SPECIAL FLOOD HAZARD AREA AND PERMITTED USES WITHIN A FLOODWAY AND MAKING SUCH CHANGES AS ARE NECESSARY (COUNCILORS CALVERT, CHAVEZ AND ROMERO) (WENDY BLACKWELL)

Committee Schedule

Planning Commission (Approved)
Public Works Committee (Approved)
City Council (Request to Publish)
City Council (Public Hearing)

October 15, 2009
October 26, 2009
November 10, 2009
December 9, 2009

Fiscal Impact – No

22. REQUEST FOR APPROVAL OF A RESOLUTION REQUIRING THAT SIGNIFICANT DECISIONS REGARDING THE NORTHWEST QUADRANT PROJECT RECEIVE APPROVAL BY A VOTE OF NO LESS THAN SIX MEMBERS OF THE GOVERNING BODY; AND DIRECTING THE OFFICE OF AFFORDABLE HOUSING TO CONDUCT A PUBLIC EDUCATIONAL CAMPAIGN REGARDING THE CITY'S ONGOING EFFORTS TO PROVIDE AFFORDABLE HOUSING WITHIN THE COMMUNITY (COUNCILORS CALVERT AND ROMERO) (KATHY MCCORMICK)

Committee Schedule

Public Works Committee (Approved)
City Council (Scheduled)

October 26, 2009
November 10, 2009

Fiscal Impact – Yes

23. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO ENTER INTO A CAPITAL COOPERATIVE AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION TO SHARE IN THE FUNDING FOR IMPROVEMENTS ON PACHECO STREET (COUNCILORS WURZBURGER AND ROMERO) (DAVID CATANACH)



Agenda

Committee Schedule

Public Works Committee (Approved)
City Council (Scheduled)

October 26, 2009
November 10, 2009

Fiscal Impact – Yes

24. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO CONDUCT A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A SUSTAINABILITY DEMONSTRATION CENTER IN THE AREA OF THE GENOVEVA CHAVEZ COMMUNITY CENTER AND THE RODEO GROUNDS (COUNCILOR ROMERO) (KATHERINE MORTIMER)

Committee Schedule

Sustainable Santa Fe Commission (Approved)
Water Conservation Committee (No Quorum)
City Business and Quality of Life Committee (Approved)
Public Works Committee (Approved)
City Council (Scheduled)

October 7, 2009
October 15, 2009
October 20, 2009
October 26, 2009
November 10, 2009

Fiscal Impact – No

END OF CONSENT AGENDA

DISCUSSION

25. REQUEST FOR APPROVAL OF NEGOTIATED ARTICLES AND CONTRACT AMENDMENT TO TENTATIVE AGREEMENT; AFSCME COLLECTIVE BARGAINING (KRISTINE KUEBLI AND CHRIS ORTEGA)
26. REQUEST FOR APPROVAL OF 2010 LEGISLATIVE PRIORITIES (ROBERT ROMERO)
27. OTHER FINANCIAL INFORMATION
28. MATTERS FROM THE COMMITTEE
29. ADJOURN

**SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Monday, November 2, 2009**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	1-2
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-4
APPROVAL OF MINUTES: OCTOBER 19, 2009 REGULAR FINANCE COMMITTEE MEETING	Approved	5
<u>INFORMATIONAL ITEMS</u>		
UPDATE ON CITY BUDGET PROCESS	Information/discussion	5-6
PROPOSALS TO IMPLEMENT BUDGET BALANCING MEASURES FOR FISCAL YEAR 2009/2010	Full discussion 11/30/2009	5-6
STATUS UPDATE ON THREE (3) CONDITIONS FOR NEW BUDGET MEASURES FOR FISCAL YEAR 2010/2011, INCLUDING FURLOUGH PLAN	Full discussion 11/30/2009	5-6
UPDATE ON LAS CAMPANAS	Removed from the agenda	6
<u>CONSENT CALENDAR DISCUSSION</u>		
REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE 23-6 SFCC 1987, REGARDING THE SALE OR CONSUMPTION OF ALCOHOLIC BEVERAGES ON CITY PROPERTY	Approved [amended]	6-7
REQUEST FOR APPROVAL OF AN ORDINANCE ANNEXING APPROXIMATELY 1,956 ACRES (PHASE I) OF THE CITY-INITIATED ANNEXATION, IN ACCORDANCE WITH THE "ANNEXATION PHASING AGREEMENT BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY," EXECUTED IN FEBRUARY 2009. THE PHASE 1 ANNEXATION INCLUDES AREAS 3, 6, 8, 9, 10, 11, 13, 15, 16 AND 17 AND INCLUDING THE INTERSTATE 25 RIGHT-OF-WAY BETWEEN OLD PECOS TRAIL AND NM HIGHWAY 599, AS SHOWN ON THE ATTACHED MAPS (EXHIBITS A-L)	Approved as amended	7-8

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF A RESOLUTION REQUIRING THAT SIGNIFICANT DECISION REGARDING THE NORTHWEST QUADRANT PROJECT RECEIVE APPROVAL BY A VOTE OF NO LESS THAN SIX MEMBERS OF THE GOVERNING BODY; AND DIRECTING THE OFFICE OF AFFORDABLE HOUSING TO CONDUCT A PUBLIC EDUCATION CAMPAIGN REGARDING THE CITY'S ONGOING EFFORTS TO PROVIDE AFFORDABLE HOUSING WITHIN THE COMMUNITY ***** END OF CONSENT CALENDAR DISCUSSION *****	Approved [amended]	8-9
<u>DISCUSSION</u>		
REQUEST FOR APPROVAL OF NEGOTIATED ARTICLES AND CONTRACT AMENDMENT TO TENTATIVE AGREEMENT; AFSCME COLLECTIVE BARGAINING <u>AGREEMENT</u>	Approved	9-10
REQUEST FOR APPROVAL OF 2010 LEGISLATIVE PRIORITIES	Approved [amended]	10-11
OTHER FINANCIAL INFORMATION	None	11
MATTERS FROM THE COMMITTEE	Information/discussion	11
ADJOURN		12

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE**
Monday, November 2, 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, November 2, 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 Rebecca Wurzbarger

MEMBERS EXCUSED:

Councilor Miguel Chavez
Councilor Carmichael A. Dominguez

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 Item #14 has to be removed from the Agenda because of a letter received by the City. It will be put on a future agenda after getting some legal advice from the City Attorney's office.

Mr. Millican said Item #7 has been removed from the Agenda.

Chair Ortiz said there will be a verbal report on Las Campanas on Wednesday at the Public Utilities Committee meeting.

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

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

4. APPROVAL OF CONSENT AGENDA

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

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

CONSENT AGENDA

8. BID OPENINGS:

A. **BID NO. 10/06B – ONE (1) ROLL-OFF REFUSE COLLECTION UNIT FOR SOLID WASTE MANAGEMENT DIVISION; TRUCKS WEST, INC. (WILLIAM DeGRANDE)**

9. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – ENGINEERING DESIGN SERVICES FOR S-1 SOUTHWEST TANK SUPPLY PIPELINE (RFP #10/09/P); BOHANNAN HUSTON, INC. (ROBERT JORGENSEN)

A. **REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT – WATER ENTERPRISE FUND.**

10. REQUEST FOR APPROVAL OF AMENDMENT NO. 6 TO PROFESSIONAL SERVICES AGREEMENT – 2009 LEGISLATIVE APPROPRIATION FOR 400TH ANNIVERSARY; SANTA FE 400TH ANNIVERSARY. (DARLENE GRIEGO)

11. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO LEGAL SERVICES AGREEMENT – LEGAL PRESENTATION FOR PURCHASE AND SALE OF COLLEGE OF SANTA FE; HOLLAND & HART, LLP. (LEE DePIETRO)

12. REQUEST FOR APPROVAL OF GRANT AWARD – FY 2009/2010 BUREAU OF JUSTICE ASSISTANCE FY 09 RECOVERY ACT, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM LOCAL SOLICITATION; DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE (BJA). (CHIEF ARIC WHEELER AND DEPUTY CHIEF ROBIN CONTRERAS)
 - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.
13. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – FISCAL AND PAYROLL AGENT AND CUSTODIAN FOR CITY OF SANTA FE INVESTMENT PORTFOLIO; WELLS FARGO BANK NA (HELENE HAUSMAN)
14. REQUEST FOR APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT (CDBG) – MANAGEMENT OF SANTA FE BUSINESS REVOLVING LOAN FUND; NEW MEXICO COMMUNITY DEVELOPMENT LOAN FUND. (FABIAN TRUJILLO) *[This item was removed from the agenda]*
15. REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF FIRST QUARTER BUDGET ADJUSTMENT ENDING SEPTEMBER 30, 2009. (CAL PROBASCO)
16. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO APPLY FOR AN ACCESS BREAK ALONG NM 599 FOR THE FUTURE JAGUAR DRIVE INTERCHANGE, FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION'S (NMDOT) ACCESS CONTROL COMMITTEE AND TO PURSUE AN AIRSPACE AGREEMENT WITH THE NMDOT TO ALLOW FOR A CITY ROAD (I.E. JAGUAR DRIVE) TO CROSS NMDOT OWNED RIGHT-OF-WAY (COUNCILOR DOMINGUEZ). (JOHN ROMERO) Committee Schedule: Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) November 10, 2009. Fiscal Impact – No.
17. *[Removed for discussion by Councilor Calvert]*
18. *[Removed for discussion by Councilor Calvert]*
19. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEDICATE THE PROGRAMMING AT THE COMMUNITY GALLERY TO HISPANIC HERITAGE DURING *NATIONAL HISPANIC HERITAGE MONTH* BEGINNING IN 2010 AND EVERY YEAR THEREAFTER (COUNCILOR CHAVEZ). (SABRINA PRATT). Committee Schedule: Arts Commission (Denied) October 13, 2009; Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) October 28, 2009. Fiscal Impact – No.

20. REQUEST FOR APPROVAL OF A RESOLUTION ENDORSING A TRANSITIONAL TRANSPORTATION VOUCHER PROGRAM FOR SANTA FE RIDE PROGRAM PARTICIPANTS (COUNCILORS CALVERT AND WURZBURGER). (JON BULTHUIS) Committee Schedule: Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) November 10, 2009. Fiscal Impact – Yes.
21. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTIONS 14-8.3(C)(2) AND 4-8.3(C)(3) SFCC 1987, REGARDING DEVELOPMENT WITHIN A SPECIAL FLOOD HAZARD AREA AND PERMITTED USES WITHIN A FLOODWAY AND MAKING SUCH CHANGES AS ARE NECESSARY (COUNCILORS CALVERT, CHAVEZ AND ROMERO). (WENDY BLACKWELL) Committee Schedule: Planning Commission (Approved) October 15, 2009; Public Works Committee (Approved) October 26, 2009; City Council (Request to Publish) November 10, 2009; and City Council (Public Hearing) December 9, 2009. Fiscal Impact – No.
22. *[Removed for discussion by Chair Ortiz]*
23. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO ENTER INTO A CAPITAL COOPERATIVE AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION TO SHARE IN THE FUNDING FOR IMPROVEMENTS ON PACHECO STREET (COUNCILORS WURZBURGER AND ROMERO). (DAVID CATANACH) Committee Schedule: Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) November 10, 2009. Fiscal Impact – Yes.
24. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO CONDUCT A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A SUSTAINABILITY DEMONSTRATION CENTER IN THE AREA OF THE GENOVEVA CHAVEZ COMMUNITY CENTER AND THE RODEO GROUNDS (COUNCILOR ROMERO). (KATHERINE MORTIMER) Committee Schedule: Sustainable Santa Fe Commission (Approved) October 7, 2009; Water Conservation Committee (No Quorum) October 15, 2009; City Business and Quality of Life Committee (Approved) October 20, 2009; Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) November 10, 2009. Fiscal Impact – No.

END OF CONSENT AGENDA

5. APPROVAL OF MINUTES: OCTOBER 19, 2009 REGULAR FINANCE COMMITTEE MEETING

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, to approve the minutes of the Regular Finance Committee Meeting of October 19, 2009, as presented.

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

INFORMATIONAL ITEM

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

Responding to the Chair, Mr. Millican said there will be a larger discussion of this Agenda Item on November 30th.

Mr. Millican said staff is preparing the plan for training the peer review groups and it will be complete by the end of this week in order to do training of those groups on November 20, 2009, so they can begin their work.

Mr. Millican said there is no new information about revenues due to the timing of this meeting. He said the good news is that the City received AAA ratings on its planned water bond issue for the first time in the City's history, with a two level upgrade from AA- to AA+ from Standard & Poor's, with the AAA coming from Fitch Rating Services. He said this represents the efforts of this Committee and the Council to ensure the financial health of that system.

Mr. Millican said they continue to have success in working with contractors to reduce the amount of the contracts, and there some examples of that on tonight's agenda. He said Robert Rodarte and his team have worked hard to ensure that the procurement process gets the best value out of awards made by the City. He said staff should assemble a report for the Committee for the first meeting in January, to give examples of the kinds of things which have been achieved through that program.

Chair Ortiz said the larger discussion on the administration restructuring efforts will be at the meeting on November 30, 2009.

Councilor Wurzbarger asked if the number of City Committees is being considered in the restructuring, as well as the staff time to staff those committees. If not, she would like staff to look at this.

Mr. Millican said that is the kind of request which probably is best received from the City Council, because staff is never sure about what to do in this regard. He said the City does have a number of Committees that consume a significant amount of staff time. He said it has been discussed, but has not been a focus, so staff will report back on November 30, 2009.

Councilor Wurzbarger would like a report summarizing the number of committees, and a generic assessment of the time it takes per month to do that.

- 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.**

7. UPDATE ON LAS CAMPANAS (BRIAN SNYDER AND FRANK KATZ)

This item was removed from the agenda.

CONSENT CALENDAR DISCUSSION

- 17. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE 23-6 SFCC 1987, REGARDING THE SALE OR CONSUMPTION OF ALCOHOLIC BEVERAGES ON CITY PROPERTY (MAYOR COSS AND COUNCILOR TRUJILLO). (JEANNE PRICE)**
Committee Schedule: Public Safety Committee (Approved) October 20, 2009; Public Works Committee (Approved) October 26, 2009; City Council (Request to Publish) November 10, 2009; and City Council (Public Hearing) December 9, 2009. **Fiscal Impact – No.**

Councilor Calvert said at the Public Works Committee meeting, he asked for clarification or what is included in some of these categories. He said Item C on page 2, provides, "The sale or consumption of alcoholic beverages is permitted in buildings owned by another party located on the Railyard on land owned by the city." He asked if El Museo would be included El Museo in that category.

Ms. Price said it would if it owns the building, noting some buildings on the railyard are owned by another person, but the City owns the land.

Councilor Calvert asked if this would include entities, such as the Civic Housing Authority, and Ms. Price said yes, because they own the building.

Councilor Calvert asked if the City intends for the Civic Housing Authority to fall under this category.

Ms. Price said yes. She said where there is a long term lease for an affordable housing unit, it is our land, but somebody else owns the house and they should be able to serve alcohol in their own home.

Councilor Calvert asked if Item D would include the College of Santa Fe, and Ms. Price said it would.

Councilor Calvert said the Santa Fe Southern Railroad serves alcohol in its cars on the railroad tracks, and would like to be able to continue to this as a part of its business. He wants to amend the bill to specifically state this, so there is no confusion, and to make it clear that alcohol could be served in cars of the Santa Fe Southern Railroad, whether stationary or in motion. Councilor Calvert said he will leave it to Ms. Price to find the correct place for this amendment, saying he believes Item D would be the appropriate place for this language.

Ms. Price said she assumes Santa Fe Southern has an easement of some kind.

Councilor Calvert said probably so, but he wants to make this as a separate point and include it in the bill, so it is very clear.

Ms. Price said she will include it in Item E, and then she will make a new Item F.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve this request with the proposed amendment.

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

- 18. REQUEST FOR APPROVAL OF AN ORDINANCE ANNEXING APPROXIMATELY 1,956 ACRES (PHASE I) OF THE CITY-INITIATED ANNEXATION, IN ACCORDANCE WITH THE "ANNEXATION PHASING AGREEMENT BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY," EXECUTED IN FEBRUARY 2009. THE PHASE 1 ANNEXATION INCLUDES AREAS 3, 6, 8, 9, 10, 11, 13, 15, 16 AND 17 AND INCLUDING THE INTERSTATE 25 RIGHT-OF-WAY BETWEEN OLD PECOS TRAIL AND NM HIGHWAY 599, AS SHOWN ON THE ATTACHED MAPS (EXHIBITS A-L) (COUNCILOR CHAVEZ).**

(REED LIMING) Committee Schedule: City Council (Request to Publish Approved) October 14, 2009; Planning Commission (Approved) October 15, 2009; Public Works Committee (Approved) October 26, 2009; and City Council (Public Hearing) November 10, 2009. Fiscal Impact – Yes.

Councilor Calvert said he wants, somehow, to formally get an MOU with the County and the State with regard to how we deal with responding to incidents on I-25 and #599. The bill as worded currently, is that the City will be first responder on I-25 and subsequently on #599.

Mr. Liming said the City Attorney has been in discussions with DPS on this, and apparently we are anticipating some kind of letter from them saying that they don't expect the City to patrol I-25, but he doesn't know about first response.

Councilor Calvert said he understands the City will be the first responder for an accident on I-25, unless the State Police are right on the spot. He said it isn't clear how that will work and he wants that formalized in an MOU or some other formal agreement with the State and the County, noting the City may be annexing to the other side. He doesn't want this to be the sole responsibility of the City.

Councilor Calvert said the City and County have an MOU in regard to the County-wide Public Safety Tax, and the County committed to do certain things in terms of fire protection in the County, and some of those areas are those the City will be annexing. He wants to be sure the County has done what it agreed to do in the MOU.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve this request, with two additional conditions, (1) that there will be some sort of agreement between the City, County and State regarding first response, for shared responsibility on I-25, and (2) there is some assurance from Santa Fe County that it has complied with all of the provisions of the MOU revolving around the Public Safety Tax.

DISCUSSION: Councilor Calvert said it is similar with what we did with the roads, and he wants to ensure these things are done before the City assumes responsibility.

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

- 22. REQUEST FOR APPROVAL OF A RESOLUTION REQUIRING THAT SIGNIFICANT DECISION REGARDING THE NORTHWEST QUADRANT PROJECT RECEIVE APPROVAL BY A VOTE OF NO LESS THAN SIX MEMBERS OF THE GOVERNING BODY; AND DIRECTING THE OFFICE OF AFFORDABLE HOUSING TO CONDUCT A**

PUBLIC EDUCATION CAMPAIGN REGARDING THE CITY'S ONGOING EFFORTS TO PROVIDE AFFORDABLE HOUSING WITHIN THE COMMUNITY (COUNCILORS CALVERT AND ROMERO). (KATHY McCORMICK) Committee Schedule: Public Works Committee (Approved) October 26, 2009; and City Council (Scheduled) November 10, 2009. Fiscal Impact – Yes.

Chair Ortiz said he removed this item for discussion, because he thinks what is being proposed in Paragraphs #1 and #4, is overreaching and a violation of our Governing Body Rules. He has no problem with Items #2 and #3, and proposed to delete all of Paragraphs #1 and #4.

Chair Ortiz said Paragraph #1 provides that changes in the approval of the master plan which would require six votes, and that is a violation of the current requirement that master plans require only five votes of the Governing Body. He said the Planning Commission is still just a majority vote, and to say that six votes are needed to call-up a decision of the Planning Commission gives too much authority to the Planning Commission itself.

Chair Ortiz said Paragraph #4, provides that repealing a resolution requires six votes, when adopting a resolution requires only five votes.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger to approve this request with an amendment to strike Items #1 and #4.

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

END OF CONSENT CALENDAR DISCUSSION

DISCUSSION

25. REQUEST FOR APPROVAL OF NEGOTIATED ARTICLES AND CONTRACT AMENDMENT TO TENTATIVE AGREEMENT; AFSCME COLLECTIVE BARGAINING AGREEMENT. (KRISTINE KUEBLI AND CHRIS ORTEGA)

Responding to the Chair, Chris Ortega said both parties have reached tentative agreement on the three articles, and in addition, AFSCME ratified the tentative agreements at its meeting last Friday night.

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

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

26. REQUEST FOR APPROVAL OF 2010 LEGISLATIVE PRIORITIES. (ROBERT ROMERO)

Chair Ortiz said he discussed this with Councilor Trujillo, and the amounts for District 4 for Capital Outlay should be as follows: (1) \$100,000 for ADA intersection improvements, instead of \$300,000; (2) \$100,000 for median sidewalk improvements; and (3) \$100,000 for Safe Route to School.

Councilor Wurzbarger said she and Councilor Romero spoke with Mr. Romero about funding something relating to Sun Mountain, in terms of trails. She said they had another item she doesn't remember.

Robert Romero said Councilor Romero mentioned funding for the historic power plant building.

Mr. Romero said he spoke with Councilor Bushee who would like to strike one of the pedestrian amenities projects, and put those funds in Alto Park to put in artificial turf in the infields so it can be used year-round.

Chair Ortiz said for the district projects, he hopes the Councilors reach some sort of consensus and work it out, noting that he isn't going to do anything to the list based on Mr. Romero's representations.

Councilor Wurzbarger asked if it is true, given the State's financial situation, that the probability of getting any capital funding from the Legislature is remote, and if this implies using the strategy we used several years ago, when the City went to the Legislature and focused on the big City-wide projects. She asked Mr. Duran if that is the tactic the City should use this year.

Mr. Duran said that's exactly the tactic we need to take. He said one of the bills passed during the Special Session was a "swap bill" to take capital projects funded by the General Fund and swap those with Severance Tax Bond funds. He said this was done for 2011, which significantly reduced the amount of Severance Tax bonds traditionally set aside for capital outlay projects – the State used \$150 million of the \$180 to \$200 million capacity. He said State law provides that 10% of any Severance Bond capacity has to be set aside for the Water Trust Board. He said the City will have to get to one priority, which likely is going to be the completion of the police renovation.

Councilor Wurzburger asked if the City lost any projects in this process.

Mr. Duran said there was a proposal to "take" lots of capital outlay projects, but that legislation never materialized. He said shortly after the Session the Governor froze all capital outlay projects without a third party agreement in place by October 26, 2009. He said there is still discussion among the constitutional lawyers as to whether the Governor has the authority to make that freeze. If the freeze stays in place, the City would have to evaluate all of its projects without contracts in place by October 26, 2009, saying he believes all of the City contracts were in place by that time. He said there are a lot of questions, however, regarding the nonprofits where the City was the fiscal agent.

Councilor Wurzburger would like that report by the next Finance Committee meeting.

After discussion, it was the consensus among the Committee that staff is directed to provide a list of all affected City contracts by the Finance Committee meeting of November 30, 2009, with an update on the status of the contracts in January 2010.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzburger, to approve this request, with the amendment proposed by Councilor Ortiz for District 4, and the amendment proposed by Councilor Wurzburger for District #2, but without amending District #1.

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

27. OTHER FINANCIAL INFORMATION:

None.

28. MATTERS FROM THE COMMITTEE

Chair Ortiz reminded the Committee that November 30, 2009, will be the last meeting of the Committee until January, and they should submit any items for the agenda by email as quickly as possible.

Mr. Millican said the Agenda will be posted on November 20, 2009, and Ms. Green said she needs all items for the agenda/packet by November 16, 2009.

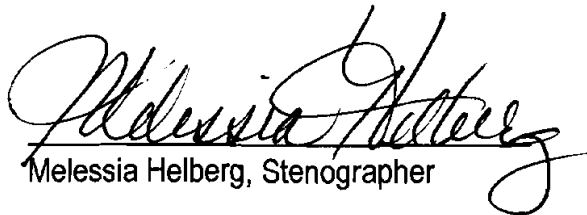
29. ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at 5:50 p.m.

Matthew E. Ortiz, Chair

Reviewed by:

David N. Millican, Director
Department of Finance



Melessia Helberg, Stenographer