



Agenda

CITY CLERK'S OFFICE

DATE 11-24-09 TIME 11:13

SERVED BY Stephanie A. Lopez

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AMENDED

PUBLIC UTILITIES COMMITTEE MEETING AND SPECIAL STUDY SESSION

CITY COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 2, 2009
SPECIAL STUDY SESSION – 4:00 P.M.
REGULAR MEETING – 5:00 P.M.

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM THE NOVEMBER 4, 2009 MEETING

SPECIAL STUDY SESSION – 4:00 p.m.

Water Rate Evaluation Study Session (Jason Mumm & Brian Snyder)

END OF STUDY SESSION

INFORMATIONAL ITEMS

6. Update on Las Campanas. (Marcos Martinez) **VERBAL**

CONSENT CALENDAR

7. Update on Current Water Supply Status. (Victor Archuleta)
8. Update on Solid Waste Division. (Bill De Grande)
9. BDD Project Manager's Monthly Project Exception Report. (Rick Carpenter)

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10. Request for Approval of the Purchase of (1) One Grappler Large Item Collection Body from High Mesa Environmental, LLC. For the Total Amount of \$71,604.00. (William DeGrande)
 11. Request for Approval of the Purchase of (1) One Large Truck Cab & Chassis Unit from Trucks West Inc. for the Total Amount of \$117,000.00 (William DeGrande)
 12. Canada Exploratory Monitoring Well Project:
 - a. Project Summary and Public Input. (Claudia Borchert)
 - b. Request for Approval of Award of RFB No. '10/08/B – CIP # 3031 for CANADA Exploratory Test Well Project to Henkle Drilling & Supply. (Bill Huey)
 - c. Request for Approval of Amendment No. 1 to the Professional Services Agreement Between City of Santa Fe and John Shoemaker and Associates for Geohydrologic Oversight of the Canada Well Drilling Project for the Amount of \$110,000.00 Exclusive of NMGRT. (Claudia Borchert)
 13. Request for Approval of RFP No. '10/09/P and Contract to Bohannon-Huston, Inc. for Engineering Design Services for the S-1 Southwest Tank Supply Pipeline (Part A) for the Amount of \$432,523.77 Exclusive of NMGRT and Approval of Budget Adjustment Request for the Amount of \$1,871,763.00. (Robert Jorgensen)
 14. Request for Approval of Amendment No. 1 to the Professional Services Agreement Between AECOM and the City of Santa Fe for the Completion of Hydroelectric Facility Final Engineering – ARRA Federal Stimulus Funding Project. (Dale Lyons)

DISCUSSION ITEMS AND ACTION ITEMS

15. Water UEC Rate Recommendations. (Bryan Snyder and Jason Mumm)
16. Request for Approval of Administrative Procedures for Ordinance No. 2009-38. An Ordinance Repealing Sections 14-1.11(G)(3), 14-8.13, 14-8.15 and 14-8.17 SFCC 1987 Regarding Annual Water Budget, Water Rights Transfer Requirements and Water Banking; Creating A New Section 14-8.13 SFCC 1987 Regarding Development Water Budget Requirements, a New Article 25-9 SFCC 1987 Regarding the City Water Budget, a New Article 25-10 SFCC 1987 Regarding the City Water Bank, a New Article 25-11 SFCC 1987 Regarding the Water Rights Transfer Program, and a New Article 25-12 SFCC 1987 Regarding the Water Conservation Credit Program; Making Such Other Related Changes as are Necessary. (Dale Lyons)

17. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN FORTY-TWO THOUSAND FOUR HUNDRED TWENTY DOLLARS (\$42,420), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN NINETY-EIGHT THOUSAND NINE HUNDRED EIGHTY DOLLARS (\$98,980), **FOR THE PURPOSE OF FINANCING THE COSTS OF MODIFICATION OF THE ELECTRICAL SYSTEM AT THE BUCKMAN DIRECT DIVERSION SURFACE WATER PROJECT TO PROVIDE FOR A PLANNED PHOTOVOLTAIC SYSTEM;** PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)
18. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN ONE HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED FIFTY DOLLARS (\$166,650), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN THREE HUNDRED EIGHTY-EIGHT THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$388,850), **FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A MICRO-HYDROELECTRIC GENERATION PROJECT;** PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)

19. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN THIRTY-SEVEN THOUSAND EIGHT HUNDRED SEVENTY-FIVE DOLLARS (\$37,875), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN EIGHTY-EIGHT THOUSAND THREE HUNDRED SEVENTY-FIVE DOLLARS (\$88,375), **FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTALLATION OF A WATER HARVESTING DEMONSTRATION PROJECT; PROVIDING** FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)
20. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN NINETY THOUSAND NINE HUNDRED DOLLARS (\$90,900), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN TWO HUNDRED TWELVE THOUSAND ONE HUNDRED DOLLARS (\$212,100), **FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A REBATE PROGRAM TO PROMOTE WATER CONSERVATION TECHNOLOGIES; PROVIDING** FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)

21. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN ONE HUNDRED SEVENTY-THREE THOUSAND SIX HUNDRED NINETY-FOUR DOLLARS (\$173,694), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, **FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE**; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)
22. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT") BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN TWENTY-THREE THOUSAND SIX HUNDRED FORTY-TWO DOLLARS (\$23,642), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN FIFTY-FIVE THOUSAND ONE HUNDRED SIXTY-FOUR DOLLARS (\$55,164), **FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE**; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT. (Councilor Calvert) (Dale Lyons)

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MATTERS FROM THE CITY ATTORNEY

ITEMS FROM STAFF

MATTERS FROM THE COMMITTEE

NEXT MEETING: WEDNESDAY, DECEMBER 2, 2009

ADJOURN

**PERSONS WITH DISABILITIES IN NEED OF ACCOMODATIONS, CONTACT
THE CITY CLERK'S OFFICE AT 505-955-6520, FIVE (5) WORKING DAYS
PRIOR TO THE MEETING DATE.**

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SUMMARY INDEX
PUBLIC UTILITIES COMMITTEE MEETING
AND SPECIAL STUDY SESSION
Wednesday, December 2, 2009

| <u>ITEM</u> | <u>ACTION</u> | <u>PAGE</u> |
|---|-----------------------------------|-------------|
| CALL TO ORDER | Quorum | 1 |
| APPROVAL OF AGENDA | Approved | 2 |
| APPROVAL OF CONSENT AGENDA | Approved [amended] | 2 |
| CONSENT CALENDAR LISTING | | 2-3 |
| APPROVAL OF MINUTES FOR THE NOVEMBER 4, 2009, PUBLIC UTILITIES COMMITTEE MEETING | Approved | 3 |
| ***** | | |
| <u>SPECIAL STUDY SESSION</u> | | |
| WATER RATE EVALUATION STUDY SESSION | Information/discussion/direction | 3-6 |
| ***** | | |
| <u>INFORMATIONAL ITEMS</u> | | |
| UPDATE ON LAS CAMPANAS | Information/discussion | 6-7 |
| <u>CONSENT DISCUSSION</u> | | |
| CANADA EXPLORATORY MONITORING WELL PROJECT: | | |
| PROJECT SUMMARY AND PUBLIC INPUT | Approved [conditions of approval] | 7-9 |
| REQUEST FOR APPROVAL OF AWARD OF RFB NO. '10/08/B – CIP #3031 FOR CANADA EXPLORATORY TEST WELL PROJECT TO HENKLE DRILLING & SUPPLY | Approved [conditions of approval] | 7-9 |
| REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN CITY OF SANTA FE AND JOHN SHOEMAKER AND ASSOCIATES FOR GEOHYDROLOGIC OVERSIGHT OF THE CANADA WELL DRILLING PROJECT FOR THE AMOUNT OF \$110,000.00, EXCLUSIVE OF NMGR | Approved [conditions of approval] | 7-9 |

ITEM**ACTION****PAGE**

REQUEST FOR APPROVAL OF RFP NO. '10/09/P AND CONTRACT TO BOHANNAN-HUSTON, INC., FOR ENGINEERING DESIGN SERVICES FOR THE S-1 SOUTHWEST TANK SUPPLY PIPELINE (PART A), FOR THE AMOUNT OF \$432,523.77, EXCLUSIVE OF NM GRT AND APPROVAL OF BUDGET ADJUSTMENT REQUEST FOR THE AMOUNT OF \$1,871,763

Approved

9-11

DISCUSSION AND ACTION ITEMS

WATER UEC RATE RECOMMENDATIONS

No action/direction to staff

11-13

REQUEST FOR APPROVAL OF ADMINISTRATIVE PROCEDURES FOR ORDINANCE NO. 2009-38. AN ORDINANCE REPEALING SECTIONS 14-1.11(G)(3), 14-8.13, 14-8.15 AND 14-8.17 SFCC 1987, REGARDING ANNUAL WATER BUDGET, WATER RIGHTS TRANSFER REQUIREMENTS AND WATER BANKING; CREATING A NEW SECTION 14-8.13 SFCC 1987, REGARDING DEVELOPMENT WATER BUDGET REQUIREMENTS, A NEW ARTICLE 25-9 SFCC 1987, REGARDING THE CITY WATER BUDGET, A NEW ARTICLE 25-10 SFCC 1987, REGARDING THE CITY WATER BANK, A NEW ARTICLE 25-11 SFCC 1987, REGARDING THE WATER RIGHTS TRANSFER PROGRAM, AND A NEW ARTICLE 25-12 SFCC 1987, REGARDING THE WATER CONSERVATION CREDIT PROGRAM; MAKING SUCH OTHER RELATED CHANGES AS ARE NECESSARY

Postponed to 01/06/10

13-14

AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC., *FOR THE PURPOSE OF FINANCING THE COSTS OF MODIFICATION OF THE ELECTRICAL SYSTEM AT THE BUCKMAN DIRECT DIVERSION SURFACE WATER PROJECT TO PROVIDE FOR A PLANNED PHOTOVOLTAIC SYSTEM; ETC.*

Approved

14

| <u>ITEM</u> | <u>ACTION</u> | <u>PAGE</u> |
|---|----------------------|--------------------|
| AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC., <i>FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A MICRO-HYDROELECTRIC GENERATION PROJECT; ETC.</i> | Approved | 14-15 |
| AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC.,) <i>FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTALLATION OF A WATER HARVESTING DEMONSTRATION PROJECT; ETC.</i> | Approved | 15 |
| AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC., <i>FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A REBATE PROGRAM TO PROMOTE WATER CONSERVATION TECHNOLOGIES; ETC.</i> | Approved | 16 |
| AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC., <i>FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE; ETC.</i> | Approved | 16-17 |
| AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO AND THE NEW MEXICO FINANCE AUTHORITY, ETC.,) <i>FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE; ETC.</i> | Approved | 17 |

| <u>ITEM</u> | <u>ACTION</u> | <u>PAGE</u> |
|---|----------------------|--------------------|
| MATTERS FROM THE CITY ATTORNEY | None | 17 |
| ITEMS FROM STAFF | None | 18 |
| MATTERS FROM THE COMMITTEE | None | 18 |
| NEXT MEETING: WEDNESDAY, JANUARY 6, 2009 | | 18 |
| ADJOURN | | 18 |

**MINUTES OF THE
CITY OF SANTA FE
PUBLIC UTILITIES COMMITTEE MEETING
AND
STUDY SESSION
Wednesday, December 2, 2009**

1. CALL TO ORDER

A meeting of the Public Utilities Committee was called to order by Councilor Rebecca Wurzburger, Chair, at approximately 4:00 p.m., on Wednesday, December 2, 2009, in the Council Chambers, City Hall, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Councilor Rebecca Wurzburger, Chair
Councilor Christopher Calvert
Councilor Matthew E. Ortiz
Councilor Ronald S. Trujillo

MEMBERS EXCUSED:

Councilor Rosemary Romero

OTHER GOVERNING BODY MEMBERS ATTENDING:

Mayor David Coss

OTHERS PRESENT:

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

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

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

3. APPROVAL OF AGENDA

MOTION: Councilor Calvert moved, seconded by Councilor Trujillo, to approve the Agenda as presented.

VOTE: The motion was approved on a voice vote [absent for the vote: Councilor Ortiz].

4. APPROVAL OF CONSENT AGENDA

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

VOTE: The motion was approved on a voice vote [absent for the vote: Councilor Ortiz].

CONSENT CALENDAR

- 7. UPDATE ON CURRENT WATER SUPPLY STATUS. (VICTOR ARCHULETA)**
A copy of "Weekly Water Report, Week of , 2009, is incorporated herewith to these minutes as Exhibit "1."
- 8. UPDATE ON SOLID WASTE DIVISION. (BILL DeGRANDE)**
- 9. BBD PROJECT MANAGER'S MONTHLY PROJECT EXCEPTION REPORT. (RICK CARPENTER)**
- 10. REQUEST FOR APPROVAL OF THE PURCHASE OF (1) ONE GRAPPLER LARGE ITEM COLLECTION BODY FROM HIGH MESA ENVIRONMENTAL, LLC, FOR THE TOTAL AMOUNT OF \$71,604.00. (WILLIAM DeGRANDE)**
- 11. REQUEST FOR APPROVAL OF THE PURCHASE OF (1) ONE LARGE TRUCK CAB & CHASSIS UNIT FROM TRUCKS WEST, INC., FOR THE TOTAL AMOUNT OF \$117,000.00. (WILLIAM DeGRANDE)**
- 12. *[Removed for discussion by Councilor Calvert]***
- 13. *[Removed for discussion by Councilor Calvert]***
- 14. REQUEST FOR APPROVAL OF THE PURCHASE OF ONE (1) ROLL-OFF REFUSE COLLECTION TRUCK FROM TRUCKS WEST, INC. (WILLIAM DeGRANDE)**

15. **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN AECOM AND THE CITY OF SANTA FE FOR THE COMPLETION OF HYDROELECTRIC FACILITY FINAL ENGINEERING – ARRA FEDERAL STIMULUS FUNDING PROJECT. (DALE LYONS)**
5. **APPROVAL OF MINUTES FOR THE NOVEMBER 4, 2009, PUBLIC UTILITIES COMMITTEE MEETING.**

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

VOTE: The motion was approved on a voice vote [absent for the vote: Councilor Ortiz].

SPECIAL STUDY SESSION

WATER RATE EVALUATION STUDY SESSION (JASON MUMM & BRIAN SNYDER)

A copy of the text of the power point presentation, "Santa Fe's Water Rates," prepared by StepWise is incorporated herewith to these minutes as Exhibit "1."

A copy of "City of Santa Fe Water Rate Design Ranking Worksheet," prepared by StepWise is incorporated herewith to these minutes as Exhibit "2."

Jason Mumm presented information via power point. Please see Exhibit "2," for specifics of this presentation.

The Committee commented and asked questions as follows:

- Councilor Calvert said he understands later in the meeting, Mr. Mumm is recommending an increase in the UEC, noting the cost increases as the meter size increases. He said the administrative fixed fee on the water bill increases with the meter size, and a component of the usage fee is dependent on meter size as well.
- Mr. Mumm said under the current rates, the tier thresholds change based on meter size for the commercial class only.
- Councilor Calvert said the Committee asked for some consideration in the new structure that everything wouldn't be so dependent to meter size, but he doesn't see that to any extent.

Mr. Mumm said none of the alternatives they considered have much dependence on meter size for anything other than the monthly service charge, noting it is very normal to have a different service charge based on meter size, but that's not related to any of the volume that's being use.

- Councilor Calvert asked if there is a reason the City would charge residential more than commercial for usage, given a certain meter size.

Mr. Mumm said this is one of the options which was presented in the earlier study for the rate structure which was adopted. He said at that time, based on deliberations at the City, "folks didn't want to have that." This is the reason there is no "7,000 going up from 5/8 to 3/4 to 1 inch, and so forth, like it is with the commercial class, mostly because usage in the residential class is a lot more... or is very similar between meter sizes, unlike the commercial class which varies substantially. From one meter size to the next, you actually get a lot more usage based on those differences."

- Councilor Calvert pointed out that many people had no choice of meter size, with no particular reason for the variation other than elevation, and they are getting hit with charges regardless of meter size.
- Chair Wurzbarger said this Committee gave direction and requested, at this point in time, to be able to address that problem. She doesn't know how to include that in the formula. She said we have to solve this issue in this "go around."

[Councilor Ortiz's remarks here are inaudible]

- Mr. Snyder said 96% of the residential water meters are 5/8 inch and 3/4 inch, so we're talking about 4% outside of that who have 1 inch – 120 out of 30,000 customers. He said the monthly service fee is the same for 5/8 inch and 3/4 inch.
- Councilor Ortiz asked the timeline for this issue.

Chair Wurzbarger said it is hoped to bring this back for a decision at the first meeting in January 2010. However, we may need to spend more time studying this information, and asking questions one more time.

- Councilor Ortiz said, "If we go with the January [meeting] for a presentation, that means we have to have an ordinance in place by then so that if it gets adopted, or do we have sufficient flexibility within our water rates ordinance to do this without doing an ordinance change." Mr. Buller said an ordinance change will be needed.

Chair Wurzbarger said we need to decide what to put in the ordinance.

Mr. Buller said there are four alternatives to the existing rates which have changes which are significant enough to need an ordinance amendment, if the Committee decides to make a change. He said there is the possibility of tinkering with the existing structure which may or may not require an ordinance amendment.

Chair Wurzburger would like Committee members to study the information, and then devote the next meeting to answering/asking any questions we may have, and try to come to a consensus with regard to the approach. She said people can call Jason Mumm and Brian Snyder in the interim with any questions so we can come back with the answers to make a decision. She said at that time, the Committee can direct staff to draft proposed ordinance changes which might be needed once we make a decision.

Mayor Coss said he heard the Committee discussing getting rid of the rate structure which is based on pipeline size as one of the options. He said he and many Councilors have discussed the problem which has been created with that rate structure with the business community and the much higher costs they are required to pay for water. He asked if we can resolve that issue – can that be fixed in this process.

Chair Wurzburger said she had always thought that we would address that issue somehow in this process.

Mayor Coss said he wants to make it very clear for the record that we have some options before us to fix that.

Councilor Ortiz asked if this can be fixed with a revenue neutral or revenue positive solution, or are we willing to take a revenue negative solution. He said it can be fixed, but it will cost the utility money and will cause rate increases in other parts of the utility.

Mr. Mumm said, regarding the volume charge and the way the thresholds are set up with meter size, there are at least three rate structures here which he thinks address that issue because there is no threshold, so there is no meter size distinction.

Councilor Calvert said there would be an issue on the fixed fee.

Mr. Mumm said this is correct, and the service charges would remain the same. He said this is based on the cost of maintaining meters and it is very normal to have a service charge which differs by meter size. He asked Councilor Calvert if he wants to see a rate structure where the monthly service charge is the same for all customers.

Councilor Calvert said not necessarily. He said, however, one criteria we discussed but which isn't here is equity, noting this was a criteria in the previous study.

Mr. Mumm said he took these from the study. He said that was discussed, but these four are the ones which made the final cut, reiterating he took these directly from the report.

Chair Wurzbarger said she would like to see a variable called pipe size. She asked if we can make this so pipe size is neutral, and there is no assumption that you will use more water because you have a bigger pipe and therefore you have to pay more. She asked what this would do to the analysis. She asked if this can be done in a revenue neutral situation.

Mr. Mumm said staff will go back and look at that.

Mayor Coss said the charge *per se* isn't because you use more water, but perhaps because it is more expensive to service that meter. He asked how to do this in a revenue neutral way. He said this hasn't worked for everyone, but the issue is how to do this in a revenue neutral way as requested by Councilor Ortiz. He said the Uniform Rate with Drought Surcharges showed a basic residential rate of \$5.76 and commercial \$8.42, "so you get revenue neutral when the commercial rate starts to rise above the residential."

Chair Wurzbarger said she understands that 2-3 of these rates do address that.

Mr. Mumm said the only one that doesn't address it would be the existing rate, noting all of the alternatives have removed that feature from the rate structure.

The Study Session was adjourned at approximately 5:00 p.m., and the regular meeting reconvened at approximately 5:10 p.m.

INFORMATIONAL ITEMS

6. UPDATE ON LAS CAMPANAS (MARCOS MARTINEZ)

Marcos Martinez said currently, our records indicate that Las Campanas owes the City \$167,000 plus change, but they agree they only owe \$100,000, so there is now a difference of \$67,000. Responding to Councilor Calvert, Mr. Martinez said these charges are for the Buckman Well water, and not for effluent. He said Las Campanas has agreed to pay \$100,000, and the City will be requesting proof of payment for the balance due. He said Las Campanas has made some back payments and this is the reason the numbers differ.

Councilor Wurzbarger asked Mr. Martinez when this Committee can get the backup information for comparison.

Mr. Martinez said he doesn't know, noting we are whittling this down and he hopes we can come to a resolution.

Councilor Calvert asked, with regard to the \$100,000 agreed to be paid, if there is a schedule for payment of this amount.

Mr. Martinez said Las Campanas has indicated it will be paid within the next week or so.

Councilor Calvert said he thought part of the update would be the status of the impact of the new agreement between the County and Las Campanas., and whether the City will be made whole under that agreement. He asked is there are any further written agreements, or anything "on that front."

Mr. Martinez said the bulk water service agreement between Santa Fe County and Las Campanas has been approved by the Board of County Commissioners. He said, having reviewed that agreement, staff believes it sufficiently provides an independent source for the water which would go to Las Campanas without impacting the City's system, which can be confirmed by Brian Snyder. He said "they" also have come up with a satisfactory explanation of how "they" intend to comply with "their" offset obligations, which is a long outstanding question "that we had for them... on how Las Campanas, as it transfers to the coop and to the County... how they would be complying with the Settlement Agreement."

Councilor Calvert said there also were questions about the original agreements, and how those were going to play out, ongoing operational charges and "stuff like that."

Mr. Martinez said, "I believe that the FOPA still needs to be amended, and possibly the Water Resources Agreement. We have been having meetings with the County that have been trying to discuss, along with the context of the Annexation Agreement, how a lot of these things will work out. And so far, the County has been receptive to changes that we believe need to be made. Nothing has been formalized, but when it does, it will need to be brought to Council... this Committee and Council. But, I believe we are relatively pleased with the dialogue that's going on with the County."

Brian Snyder said they have been meeting every other week, along with Las Campanas, and looking at how to serve the area around Las Campanas. *[The balance of Mr. Snyder's remarks are inaudible because he was away from the microphone.]*

CONSENT DISCUSSION

12. CANADA EXPLORATORY MONITORING WELL PROJECT:

- a. PROJECT SUMMARY AND PUBLIC INPUT. (CLAUDIA BORCHERT)**
- b. REQUEST FOR APPROVAL OF AWARD OF RFB NO. '10/08/B – CIP #3031 FOR CANADA EXPLORATORY TEST WELL PROJECT TO HENKLE DRILLING & SUPPLY. (BILL HUEY)**

c. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN CITY OF SANTA FE AND JOHN SHOEMAKER AND ASSOCIATES FOR GEOHYDROLOGIC OVERSIGHT OF THE CANADA WELL DRILLING PROJECT FOR THE AMOUNT OF \$110,000.00, EXCLUSIVE OF NMGR. (CLAUDIA BORCHERT)

Councilor Calvert said he has concerns about this, especially since it is in his District, with regard to the impact on the neighbors, as follows:

- a) Can the onset of drilling wait until Daylight Savings Time begins to reduce the amount of lighted activity which will be required.
- b) The Noise Ordinance permits activity from 7:00 a.m. to 7:00 p.m. He said he is concerned about the impact on the neighborhood from the lights and noise associated with this project.
- c) The Memorandum indicates, "Several continuous, 72-hour pumping tests are planned, which will safely discharge water." He is concerned about what this means in terms of noise impacts to the neighborhood. Chair Wurzbarger said there will be seven of the 72-hour pumping tests.
- d) The Memorandum also indicates, "Construction Traffic Impact...The existing metal fence will be removed for vehicle access." He asked what will be in place when it is down, and how will it be secured against vandalism.

Ms. Borchert said, with regard to the 24 hour pumping, staff arranged to have the generator pumping the water to hook up to power on site, so the noise from a generator has been replaced by a power supply. There will be lights and activity on a 24-hour basis. The reason she said "several" is that this is an exploratory well, so they don't know what they will find. For example, if they find only three zones of interest, then there be only three pumping tests, and for six zones of interest they would be doing six.

Ms. Borchert said the company is planning to put in a fence to secure its own equipment as well, so there will be a temporary fence to replace the permanent fence. The problem is that the permanent fence allows access in a very awkward way that doesn't allow their big vehicles to get in, so they will be redirecting entrance to a different place.

Ms. Borchert said they are flexible with regard to the start, and the driller is flexible as well. She believes that can be pushed into March, noting there are better drilling conditions in March. She said she will check with the contractor to be sure and will send an email to the Committee.

Councilor Calvert said the Memo says that the power and water supply "should" not be disrupted, and asked what would cause the disruption.

Ms. Borchert said there will be a hookup on site so there is water, and they will be adding a meter in the next few months preparatory to the drilling. She said there are no foreseen disruptions, but she doesn't want to say there will be none.

Responding to Councilor Calvert, Mr. Borchert said they "flyered" the area week before the two public meetings and she contacted the Barrio la Canada Neighborhood Association representative, Sven Redsun, and he posted the information on the website and sent it via email to the membership. She said someone attended the public meeting because of that notice. She said staff is taking ongoing comments, noting this hasn't been approved and they are willing to address any comments. She said there were a total of 8 people at the two public meetings, primarily concerned about domestic well issues. Only one person from the neighborhood attended and expressed concerns about the impact of the project on their daily life.

Councilor Calvert noted those people were from the Village of Agua Fria which is quite a distance from the site.

Councilor Trujillo said next year Daylight Savings Time begins on March 14, 2010.

Chair Wurzbarger would like staff to advise the neighborhood 1-2 weeks in advance of the start of this project and the start of the 72 hour testing. Councilor Calvert would like staff to provide updated notification to the residents as they work through the project..

Councilor Ortiz arrived at the meeting

Ms. Borchert said she is happy to do this, and she will ask the contact person what is the best way to do notification. She said they also could do additional flyers.

MOTION: Councilor Calvert moved, seconded by Councilor Trujillo, to approve this request, with the condition to hold off drilling until the beginning of Daylight Savings time, March 14, 2010, and to give periodic notice to the neighborhood when it is appropriate.

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

13. **REQUEST FOR APPROVAL OF RFP NO. '10/09/P AND CONTRACT TO BOHANNAN-HUSTON, INC., FOR ENGINEERING DESIGN SERVICES FOR THE S-1 SOUTHWEST TANK SUPPLY PIPELINE (PART A), FOR THE AMOUNT OF \$432,523.77, EXCLUSIVE OF NM GRT AND APPROVAL OF BUDGET ADJUSTMENT REQUEST FOR THE AMOUNT OF \$1,871,763.00. (ROBERT JORGENSEN)**

Councilor Calvert asked the reason the BAR amount is 3 times the budget for this project.

Mr. Jorgenson said the BAR is to roll-over money from the Capital Improvement Fund into this fund and the funds will cover design and partially fund the construction of this project.

Councilor Calvert said then the \$432,000 is just for design, and Mr. Jorgensen said this is correct.

Councilor Calvert asked the ballpark estimate for the cost of the construction, and Mr. Jorgenson said the master plan figure is \$6 million, but believes it will be significantly less, probably \$4.5 to \$5 million.

Chair Wurzbarger asked why they are requesting a BAR now, as opposed to later when the costs will be known.

Mr. Snyder said this is to get the \$1.8 million into the right line item. He said the finance plan calls for this project and in the next fiscal year there will be more money for the project, noting they also believe the cost sharing component with the County will be 11-12%. There also is a component from the UECs available for the project.

Chair Wurzbarger said her concern as well as Councilor Calvert's is the reason for the BAR request in this amount at this time.

Mr. Snyder said, "Simply put, it's just to clean up the line items where the money is actually allocated, so that \$432,000 would be for the design and the remaining \$1.4 million would be used toward construction phased services."

Chair Wurzbarger said she is confused, because he talked about \$6 million, and asked the source of the \$1.4 million, in terms of why this need to be transferred.

Councilor Calvert asked how much was budgeted for construction in the plan.

Mr. Snyder said in the range of \$6 million.

Councilor Calvert said it sounds as if there will be almost \$8 million in the pot, but you are saying it probably will come in at less than \$7 million.

Mr. Snyder said they can wait to do the BAR until construction, reiterating this is being done as a cleanup.

Chair Wurzbarger said these are funds we have this year and next year we will add to it, and we won't be doing a BAR, we will be doing a budget.

Councilor Ortiz asked what steps would be necessary to disavow this bid, noting this Committee would like to award this bid to a Santa Fe company if possible.

Mr. Martinez said it would be necessary to withdraw this bid application, and perhaps to amend our ordinance for a more specific local preference in the City's procurement code. He said this bid has gone through the process and received the highest score.

Councilor Ortiz agreed. He asked if it is withdrawn, what would be the timeline to rebid and re-award it.

Mr. Snyder said it would take about three months to go through the process.

Councilor Ortiz asked if there is a timeline consideration for awarding this contract at this time.

Mr. Snyder said yes. He said this project has to be designed, bid, constructed and completed by Spring 2011 when the BDD project goes on line.

Councilor Calvert noted information in the packet indicates we already are one month behind on this process, so it is time sensitive.

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

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

DISCUSSION AND ACTION ITEMS

15. WATER UEC RATE RECOMMENDATIONS. (BRYAN SNYDER AND JASON MUMM)

Jason Mumm presented information regarding this matter from his Memorandum of November 28, 2009, to Brian Snyder. Please see this Memorandum for specifics of this presentation.

Councilor Calvert said this shows the UEC eventually being \$4,100 versus, if we did it straight \$3,996. He thought this was meant to take into account that it is being phased. He said the analysis below indicates the City will lose revenue. He thought the higher number would have made it revenue neutral.

Mr. Mumm said they assumed the City would implement phasing which would take the City to the recommended fee, as well as increase the fee each year based on inflation, and that's where you see that figure.

Councilor Calvert said then it doesn't factor in the lost revenue.

Mr. Mumm said no. He said they want to make the fees based on the actual cost of the capacity and that you lost revenue because you didn't phase it in wouldn't become a cost of that capacity. He said they wanted to quantify the impact so the Committee could make the decision.

Councilor Calvert said then the decision to phase will depend on how fast we think any kind of recovery will take place.

Chair Wurzburger asked when were the focus group meetings held, because if it was a year ago, the attitudes might be somewhat different now.

Mr. Mumm said they met twice this summer with the focus groups and completed the work in October.

Chair Wurzburger asked if they presented the phasing options to the stakeholder groups.

Mr. Mumm said the group brought up the idea of phasing, and we discussed the appropriate phasing timeline, and the consensus was that it would be two years. He said they presented a two-year phase-in plan, and he was comfortable with that. If you go further out, the financial impacts could be greater, and it also could be that there isn't growth at 1% and the financial impact will be zero, noting he advised on the worst case scenario to be fair. He said they didn't run the 3-4 year phase-in plans by the group because they didn't have a chance to do that.

MOTION: Councilor Calvert moved to recommend the two year phase-in option. **The motion failed for lack of a second.**

Councilor Ortiz said he believes this is not the time to impose a UEC rate increase. He said we had a study session on water rates, and he believes this needs to be done all in conjunction. He said given our current state of affairs, this is the wrong time to be pushing this. He said we are at a historic low in the Planning & Land Use Department in terms of the number of permits being issued. He said we have had a lot of discussions about the state of housing in the City. He said this is not the right signal to a segment of our community which already is teetering. He understands the Water Division has to bring this forward and they are doing their due diligence, but we have other considerations and he doesn't favor taking any action at this time on these proposed increase.

Councilor Calvert said he doesn't recall this being included in the ten-year finance plan and shouldn't impact that plan.

Mr. Snyder said there is a line item in the Plan for UECs, but no increase was built in. He said it won't affect the Plan. He said as part of the rate increase, staff was asked to look at UECs, noting we have always said that development should pay for itself. He does understand that it's not a good time in the economy. These numbers show what is needed to make development pay for itself.

Councilor Ortiz said he has heard other members of the Governing Body, not members of this Committee, comment that we need to look at this and to make development pay for itself. He said those comments usually arise this time of the year in the election cycle. He said we are in changed times, and the economic circumstances of this community and City Hall need to be front and center. He said these increases are a "disincentive and a drag on a segment of the community at this time.

Councilor Ortiz said, "It is really just for the political leverage of saying that development pays for itself to consider this kind of an increase, especially in light of the fact that we have, as a Governing Body, increased water rates 3-4 times, 100 to 175%, for people over the last three years. And, this is not part of our plan. This is not a requirement as part of any kind of bond covenants that we've made. This is just part of the work that staff was charged to do by some members of the Governing Body when we raised rates the last time. And, I think that this is just not the appropriate time to be doing this."

Councilor Trujillo agreed with Councilor Ortiz that is not the right time to do this.

Councilor Wurzbarger agreed with Councilors Ortiz and Trujillo. She said is important to point out that through the water budget, we set up a process where developer started to pay more of their share by having to bring water rights to the City, so it's not as though we have done nothing to address the call that "developers aren't paying."

Councilor Calvert asked the Committee when they think the time would be right and what would trigger this.

Councilor Wurzbarger said we would be looking at indicators, such as when many of the contractors return to Santa Fe, or have repurchased their equipment, o contractors in Santa Fe are no longer going under, and building permits increase. She said there are a series of variables, but right now we have an industry that is practically gone.

Councilor Ortiz said the politically expedient answer is to just do this, and "what better time than now when it really doesn't affect now, but just increase it and just have this cost sort of sitting out there – looming when and if the market corrects. I agree with Councilor Wurzbarger. I don't think we can have a definitive date for when it's going to turn around. I just know that we're just not in that place now."

No action was taken on this agenda item.

- 16. REQUEST FOR APPROVAL OF ADMINISTRATIVE PROCEDURES FOR ORDINANCE NO. 2009-38. AN ORDINANCE REPEALING SECTIONS 14-1.11(G)(3), 14-8.13, 14-8.15 AND 14-8.17 SFCC 1987, REGARDING ANNUAL WATER BUDGET, WATER RIGHTS TRANSFER REQUIREMENTS AND WATER BANKING; CREATING A NEW SECTION 14-8.13 SFCC 1987, REGARDING DEVELOPMENT WATER BUDGET REQUIREMENTS, A NEW ARTICLE 25-9 SFCC 1987, REGARDING THE CITY WATER BUDGET, A NEW ARTICLE 25-10 SFCC 1987, REGARDING THE CITY WATER BANK, A NEW ARTICLE 25-11 SFCC 1987, REGARDING THE WATER RIGHTS TRANSFER PROGRAM, AND A NEW ARTICLE 25-12 SFCC 1987, REGARDING THE WATER CONSERVATION CREDIT PROGRAM; MAKING SUCH OTHER RELATED CHANGES AS ARE NECESSARY. (DALE LYONS)**

Chair Wurzbarger said there is a problem in that we received these very late, and believes there is a consensus to postpone this to the next meeting so people can really "digest" them.

Councilor Ortiz asked if there is a time crunch because we have an ordinance in place and we would need the administrative procedures for compliance.

Mr. Lyons said the ordinance was adopted to be effective, January 1, 2010, and the new programs will be implemented which are called for in the Ordinance. He said it is going next to Public Works and will be on the agenda for the December 9, 2010, Council meeting.

MOTION: Councilor Calvert moved, seconded by Councilor Trujillo, to move this item forward without recommendation.

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

17. **AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN FORTY TWO THOUSAND FOUR HUNDRED TWENTY DOLLARS (\$42,420), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN NINETY EIGHT THOUSAND NINE HUNDRED EIGHTY DOLLARS (\$98,980), FOR THE PURPOSE OF FINANCING THE COSTS OF MODIFICATION OF THE ELECTRICAL SYSTEM AT THE BUCKMAN DIRECT DIVERSION SURFACE WATER PROJECT TO PROVIDE FOR A PLANNED PHOTOVOLTAIC SYSTEM; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)**

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

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

18. **AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN ONE HUNDRED SIXTY SIX THOUSAND SIX HUNDRED FIFTY DOLLARS (\$166,650), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE**

THAN THREE HUNDRED EIGHTY EIGHT THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$388,850), FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A MICRO-HYDROELECTRIC GENERATION PROJECT; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)

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

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

19. **AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN THIRTY SEVEN THOUSAND EIGHT HUNDRED SEVENTY FIVE DOLLARS (\$37,875), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN EIGHTY EIGHT THOUSAND THREE HUNDRED SEVENTY FIVE DOLLARS (\$88,375), FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTALLATION OF A WATER HARVESTING DEMONSTRATION PROJECT; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)**

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

DISCUSSION: Councilor Ortiz noted for the record that the Resolutions in Agenda Items 17-33 are sponsored solely by Councilor Calvert.

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

20. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN NINETY THOUSAND NINE HUNDRED DOLLARS (\$90,900), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN TWO HUNDRED TWELVE THOUSAND ONE HUNDRED DOLLARS (\$212,100), FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING A REBATE PROGRAM TO PROMOTE WATER CONSERVATION TECHNOLOGIES; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)

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

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

21. AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN ONE HUNDRED SEVENTY-THREE THOUSAND SIX HUNDRED NINETY-FOUR DOLLARS (\$173,694), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)

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

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

22. **AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND SUBSIDY AGREEMENT ("LOAN AGREEMENT"), BY AND BETWEEN THE CITY OF SANTA FE, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN TWENTY THREE THOUSAND SIX HUNDRED FORTY TWO DOLLARS (\$23,642), TOGETHER WITH INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN FIFTY FIVE THOUSAND ONE HUNDRED SIXTY FOUR DOLLARS (\$55,164), FOR THE PURPOSE OF FINANCING THE COSTS OF A PROJECT CONSISTING OF UPGRADES TO THE CITY'S WATER UTILITY SYSTEM, INCLUDING INSTRUMENTATION OF PUMPING SITES TO MONITOR ENERGY USAGE; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF, ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT (COUNCILOR CALVERT). (DALE LYONS)**

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

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

Councilor Wurzbarger asked to be added as a cosponsor of the Resolutions in Items #17-22.

Mr. Lyons said he has been advised by MFOA that many cities are dropping out because their projects don't meet the requirements. He said the City may get more money for these projects, so it may be necessary to amend some of these agreements.

Chair Wurzbarger said, although this is unfortunate for the other municipalities, it will be good for the City, because there will be no additional funds from the Legislature in 2010, as the State appears to have a shortfall of almost \$1 billion.

MATTERS FROM THE CITY ATTORNEY

There were no matters from the City Attorney.

ITEMS FROM STAFF

There were no items from staff.

MATTERS FROM THE COMMITTEE

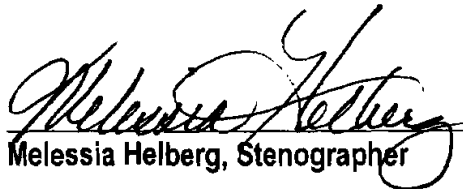
There were no matters from the Committee.

NEXT MEETING: WEDNESDAY, JANUARY 6, 2009

ADJOURN

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

Rebecca Wurzburger, Chair



Melessia Helberg, Stenographer