

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2010-56**

3 **INTRODUCED BY:**

4
5 **Mayor Coss**
6 **Councilor Bushee**
7 **Councilor Ortiz**
8 **Councilor Romero**

9
10 **A RESOLUTION**

11 **ESTABLISHING THE DUTIES AND MEMBERSHIP OF THE COMMUNICATION**
12 **FRANCHISE ADVISORY COMMITTEE CREATED BY ORDINANCE NO. 2010-14**
13 **(SECTION 27-2.16 SFCC 1987).**

14
15 **WHEREAS**, on June 9, 2010, the Governing Body adopted Ordinance No. 2010-14,
16 creating Article 27-2 SFCC 1987 to be known as the “Telecommunications Facilities in the
17 Public Rights-of-Way Ordinance”; and

18 **WHEREAS**, Ordinance No. 2010-14 included a provision requiring that the ordinance
19 be reviewed no later than four months from the date of its adoption; and

20 **WHEREAS**, Ordinance No. 2010-14 included Section 27-2.16 SFCC 1987
21 “Appointment of Communication Franchise Advisory Committee”; and

22 **WHEREAS**, the Governing Body desires to establish the duties and membership
23 of the Communication Franchise Advisory Committee in accordance with the city’s
24 committee procedures.

25 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**

1 **CITY OF SANTA FE** that:

2 Section 1. The Communication Franchise Advisory Committee was established by
3 Ordinance 2010-14 (Section 27-2.16 SFCC 1987) to serve in an advisory capacity.

4 Section 2. NAME: The advisory committee shall be called the Communication
5 Franchise Advisory Committee (“Committee”).

6 Section 3. PURPOSE: The purpose of the Committee is to advise, consult
7 and work with the public to make recommendations to the Governing Body regarding the
8 implementation, management, enforcement and fiscal impact of Article 27-2 SFCC 1987
9 and to provide recommended amendments to the above noted ordinance for the
10 Governing Body’s consideration.

11 Section 4. DUTIES AND RESPONSIBILITIES: The Committee shall:

12 A. Work with staff to develop a telecommunications baseline study that
13 would analyze the need for telecommunications services within the city in conjunction
14 with the efforts of the Santa Fe Regional Telecommunication Coalition;

15 B. Review and make recommendations regarding the telecommunications
16 master plan developed by City staff working with the Santa Fe Complex, a local non-
17 profit;

18 C. Review and make recommendations regarding Ordinance #2010-14, the
19 “Telecommunications Facilities in the Public Rights-of-Way Ordinance”; and

20 D. Advise on city policies, programs and ordinances as they relate to
21 telecommunications, including, but not limited to franchises.

22 Section 5. MEMBERSHIP:

23 A. The Committee shall originally consist of five individuals solicited and
24 appointed by the Mayor with the advice and consent of the City Council. The members of
25 the Committee shall include individuals that have experience and knowledge that would

1 assist the Governing Body in the implementation, management and fiscal impact of
2 Article 27-2 SFCC 1987 and other issues related to the telecommunication needs of the
3 City; and who are qualified by training, experience, and ability to exercise sound and
4 practical judgment regarding the duties and responsibilities of the Committee. Members
5 shall reside in the state of New Mexico.

6 B. The membership of the Committee may be increased to nine individuals
7 by the Mayor with the advice and consent of the Governing Body if it is determined that
8 additional membership is needed to accomplish the duties and responsibilities of the
9 Committee. An odd number of Committee members shall be maintained.

10 C. The Mayor, with the approval of the City Council, shall appoint the
11 initial chairperson. The chairperson shall designate the vice chairperson. The
12 chairperson shall serve as chairperson for a period of one year. Following one year of
13 service, the chairperson shall be elected (or reelected) by the members of the Committee.

14 D. The chairperson may appoint sub-committees and sub-committee
15 chairpersons as needed. Members of the sub-committee may include individuals who are
16 not members of the Committee but who have specific experience and knowledge related
17 to the sub-committee's purpose.

18 Section 6. TERMS: Two of the members shall be appointed for one year terms and
19 three shall be appointed for two year terms. Subsequent terms shall be for two years to maintain
20 staggering of terms. If additional members are appointed, those terms shall be set to maintain
21 staggering of terms also. There is no limitation to reappointment. The members shall serve at the
22 pleasure of the Governing Body and may be removed at any time with or without cause.

23 Section 7. VACANCIES: Vacancies shall be filled in the same manner as initial
24 appointments and shall be for the remainder of the term. Vacancies shall be filled as to maintain
25 the balance of interest group representation.

1 Section 8. MEETINGS: A quorum shall be a majority of the total membership.
2 The Committee shall also conduct all meetings in accordance with adopted City policies and
3 procedures and shall use *Robert's Rules of Order* in conducting its meetings. The Committee
4 shall meet as needed to accomplish the duties and responsibilities of the Committee.

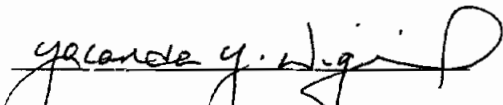
5 Section 9. STAFF. The economic development division shall serve as the
6 primary liaison to the Committee unless otherwise designated by the City Manager. Depending
7 upon the issue, other city staff may also be required to assist the Committee.

8 PASSED, APPROVED, and ADOPTED this 30th day of June, 2010.

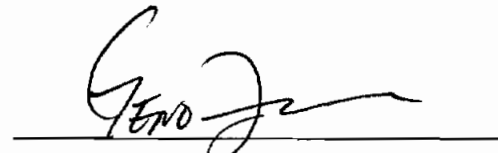
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11 DAVID COSS, MAYOR

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13 ATTEST:

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15 
16 YOLANDA Y. VIGIL, CITY CLERK

17
18 APPROVED AS TO FORM:

19
20 
21 GENO ZAMORA, CITY ATTORNEY

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25 Jp/ca/jpmb/2010 res/communication franchise advisory committee