



# Agenda

**PUBLIC WORKS/CIP & LAND USE  
COMMITTEE MEETING  
CITY COUNCIL CHAMBERS  
MONDAY, SEPTEMBER 13, 2010  
5:15 P.M.**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM AUGUST 23, 2010 PUBLIC WORKS COMMITTEE MEETING

**INFORMATIONAL AGENDA**

6. UPDATE TO ESCARPMENT OVERLAY DISTRICT RE-MAP PROGRESS (**WENDY BLACKWELL**)
7. UPDATE ON REVISIONS TO CHAPTER 14 (**GREG SMITH**)

**CONSENT AGENDA**

8. CIP PROJECT #108 – SOUTH SIDE LIBRARY – PLAZA
  - REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 WITH LOCKWOOD CONSTRUCTION COMPANY FOR CONSTRUCTION OF ADD ALTERNATE NO. 1, AMPHITHEATER AND NO. 2, BOLLARD LIGHTING IN THE AMOUNT OF \$79,490.16 INCLUSIVE OF NMGR
  - REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT REQUEST FROM IMPACT FEE CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS IN THE AMOUNT OF \$80,000 (**CHIP LILIENTHAL**)

**Committee Review:**

Finance Committee (Scheduled)

9/20/10

Council (Scheduled)

9/29/10

9. REQUEST FOR APPROVAL OF A COOPERATIVE AGREEMENT WITH SANTA FE PUBLIC SCHOOLS FOR JULY 1, 2010 THROUGH JUNE 30, 2013 (**ISAAC PINO**)
10. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE MOA BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY FOR TRAILS AND OPEN SPACE PROJECTS
  - REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT REQUEST FOR AN INCREASE IN BUDGET OF \$258,330 (**LEROY PACHECO**)

**Committee Review:**

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11. BISHOPS LODGE ROAD PEDESTRIAN AND CONCRETE BOX CULVERT (CBC)  
IMPROVEMENTS PROJECT

- REQUEST FOR APPROVAL OF A MUNICIPAL ARTERIAL PROGRAM COOPERATIVE AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$200,000 FOR IMPROVEMENTS TO BISHOPS LODGE ROAD (**LEANN VALDEZ**)
- REQUEST FOR APPROVAL OF A RESOLUTION IN SUPPORT OF THE BISHOPS LODGE ROAD PEDESTRIAN AND CBC IMPROVEMENTS PROJECT FUNDED THROUGH A MUNICIPAL ARTERIAL PROGRAM COOPERATIVE AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (**COUNCILOR CALVERT**) (**ERIC MARTINEZ**)
- REQUEST FOR APPROVAL OF BUDGET INCREASE

**Committee Review:**

Finance Committee (Approved)	8/30/10
Council (Scheduled)	9/15/10

12. REQUEST FOR APPROVAL OF NEW MEXICO LEGISLATIVE 2009 SPECIAL SESSION APPROPRIATIONS AGREEMENT NO. 04051 FOR LA FAMILIA MEDICAL CENTER IN THE AMOUNT OF \$396,000 (**DAVID CHAPMAN**)

**Committee Review:**

Finance Committee (Scheduled)	9/20/10
Council (Scheduled)	9/29/10

13. REQUEST FOR APPROVAL OF AN ORDINANCE REPEALING ARTICLE 18-3 SFCC 1987; AND CREATING A NEW ARTICLE 18-3 SFCC 1987 REGARDING SOLICITATION ON PRIVATE PROPERTY WITHIN THE CITY OF SANTA FE (**COUNCILOR TRUJILLO**) (**JEANNE PRICE**)

- REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING FEES ASSOCIATED WITH THE CITY'S SOLICITATION ORDINANCE (ARTICLE 18-3 SFCC 1987) (**COUNCILOR TRUJILLO**) (**JEANNE PRICE**)

**Committee Review:**

Public Safety (Approved)	8/17/10
Finance Committee (Approved)	8/30/10
Business & Quality of Life (No Action)	8/31/10
Council (Request to Publish)	9/15/10
Council (Public Hearing)	10/13/10

**DISCUSSION AGENDA**

14. CONSIDERATION OF THE FOLLOWING RESOLUTIONS WITH THE RECOMMENDATION OF ONE RESOLUTION TO THE GOVERNING BODY:

- REQUEST FOR APPROVAL OF A RESOLUTION AMENDING THE CITY'S ADMINISTRATIVE PROCEDURES FOR WATER DEMAND OFFSET REQUIREMENTS TO INCLUDE A WATER LOAN TRANSFER PROGRAM (**COUNCILOR CALVERT**) (**BRIAN SNYDER**)
- REQUEST FOR APPROVAL OF A RESOLUTION ALLOCATING THREE ACRE FEET OF AVAILABLE WATER FROM THE CITY'S EXISTING WATER SUPPLY TO LUNA LAUNDRY TO BE LOCATED AT 3138 RUFINA STREET (**COUNCILOR CALVERT**) (**BRIAN SNYDER**)
- REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE TRANSFER OF LUNA LAUNDRY'S CURRENT USAGE AT 7620 BACA LANE OF THREE ACRE FEET OF WATER TO LUNA LAUNDRY'S NEW LOCATION AT 3138 RUFINA STREET (**COUNCILOR CALVERT**) (**BRIAN SNYDER**)

**Committee Review:**

Public Utilities (Approved substitute concept)	8/04/10
Finance Committee (Approved)	8/16/10
Council (Postponed)	8/25/10
Finance Committee (Scheduled)	9/20/10
Council (Scheduled)	9/29/10

15. MATTERS FROM STAFF

16. MATTERS FROM THE COMMITTEE

17. NEXT MEETING: MONDAY, SEPTEMBER 27, 2010

18. ADJOURN

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

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### PUBLIC WORK, CIP & LAND USE COMMITTEE

September 13, 2010

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

**MONDAY, AUGUST 23, 2010**

**1. CALL TO ORDER**

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on the above date by Chair Carmichael Dominguez at approximately 5:15 p.m. in City Council Chambers, City Hall, 200 Lincoln, Santa Fe, New Mexico.

**2. ROLL CALL**

Roll Call indicated the presence of a quorum as follows:

**MEMBER PRESENT:**

Councilor Carmichael Dominguez, Chair  
Councilor Christopher Calvert  
Councilor Miguel Chávez  
Councilor Rosemary Romero

**MEMBERS ABSENT:**

Councilor Ronald S. Trujillo [excused]

**STAFF PRESENT:**

Mr. Ike Pino, Public Works Director  
Ms. Bobbi Mossman, Public Works Staff

**NOTE: All items in the Committee packet for all agenda items were incorporated herewith by reference. The original Committee packet was on file in the Public Works Department.**

**3. APPROVAL OF AGENDA**

Mr. Pino asked that item # 9 be postponed to October. He explained that Exhibit A was missing so they would have it for Finance and then to Public Works on the 27<sup>th</sup> and Council on the 29<sup>th</sup>

**Councilor Calvert moved to approve the agenda as amended with item # 9 postponed to October. Councilor Romero seconded the motion and it passed by unanimous voice vote.**

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

Councilor Calvert requested discussion on item # 13.

**Councilor Calvert moved to approve the Consent Agenda as amended. Councilor Romero seconded the motion and it passed by unanimous voice vote.**

#### **5. APPROVAL OF MINUTES FROM AUGUST 9, 2010 PUBLIC WORKS COMMITTEE MEETING**

**Councilor Romero moved to approve the minutes from August 9, 2010 as presented. Councilor Calvert seconded the motion and it passed by unanimous voice vote.**

#### **INFORMATIONAL AGENDA**

#### **6. UPDATE TO ESCARPMENT OVERLAY DISTRICT RE-MAP PROGRESS (WENDY BLACKWELL)**

Ms. Blackwell provided the update. Some of the Councilors had seen the emails because they were on the escarpment email list. In December 2008 the Council was presented with a purpose and intent document by a task force and Council directed them to go forward with it. They have been meeting monthly until recently when they began meeting semimonthly.

The group came up with a recommendation to have just one overlay district instead of the present two, foothills and ridgetop, so the City would have one set of standards and a high overview zone that would require one added approval. The acreage of it would be equivalent to the present ridgetop acreage. The map was based on GPS and views from all roadways. Approximately 11,000 viewpoints were analyzed. The map would be presented on the 27<sup>th</sup> and staff would recommend the amendments to the ordinance in concert with Legal.

The proposed public involvement strategy would get feedback from Land Use Subcommittee and then hold three or four public meetings in October and November. Then it would go back to the work group for consideration of the public input and then be considered by the committees and approval by Council in January or February.

Councilor Romero said at the final meeting at the Land Use Subcommittee they would look at the final map and also the framework for the public meetings. She asked if it would come back to Public Works in December.

Ms. Blackwell thought staff would probably take the month of December to integrate the public input

into the recommendation and the consultant would use a Powerpoint Presentation and would need time to refine that.

Councilor Chávez said it would be bottom up with neighborhoods or larger sub groups.

Ms. Blackwell agreed. They were going to do two large group public meetings but the feedback was to have smaller groups. They would provide notice at meetings like at the homebuilders' monthly meetings or neighborhood groups and publish in the newspaper.

Councilor Romero recounted that at Land Use they broke it down to quadrant meetings in more of a workshop style. They thought it should be hands-on nitty gritty looking at the maps on where things were occurring. Ms. Blackwell affirmed that on the 27<sup>th</sup> they would have a clear outreach plan. And the escarpment task force was a diverse group of citizens who had met for several years and now going to a greater public forum.

Councilor Chávez said since the focus was narrow to the escarpment interests it would be of more interest to those who would be more impacted.

He also offered that the neighborhood planner could play a role in this. That Planner needed to be abreast of these issues because they seemed to never go away.

Ms. Blackwell thanked for the excellent suggestion. She thought it would be great and also provide a two-way learning for staff.

Councilor Romero said the Land Use Subcommittee had been involved in this since they were organized. They worked hard with a grassroots schedule, asking the hard questions, rolling out the maps and hearing what the escarpment work group was doing. She appreciated the process tremendously over these years and understanding the end product which would have a scientific basis.

Chair Dominguez noted the action they took last time was to eliminate the subcommittee but keep this work group. He asked if that was still the intent.

Councilor Romero agreed. The task force should meet on a regular basis to keep this going especially when the neighborhood planner got going.

Chair Dominguez said he would appoint members to the task force at the next meeting.

He asked if that group of people that were meeting had been established by resolution or something else.

Ms. Blackwell replied that in September 2006, the Council passed a resolution for remapping the escarpment to better reflect the actual terrain. So the instruction from Council was to involve people who were involved in the 1980's and 1990's in creating the original map. And then some people were interested in observing – maybe 6 and they were invited. Then she had an email list of about 80 who wanted to keep informed on their work.

Chair Dominguez felt they owed a debt of gratitude for those public members and also the public

officials who showed an interest in what that ordinance protected. There were parts of escarpment in other places and he wanted to make sure it was well represented.

## **7.UPDATE ON REVISIONS TO CHAPTER 14 (GREG SMITH)**

Mr. Smith provided a handout summarizing the revisions to Chapter 14. [Exhibit A]

He reminded the Committee that the City started with Clarion as a consultant that ended in 2001 and then a second phase got about half of the way through the Historic Ordinance and lost momentum with changes in the Council role and the consultants.

For the last almost two years, they used Chris Glazer as a consultant in several small contracts and staff invested quite a number of hours in the process.

He said he had been the primary staff member and they also used a subcommittee that had members of the HDRB. They would have a draft ready for HDRB on 14-5.2. People would see in this the largest degree of improvement in the section over the past 50 years. He was confident it was a good process.

Regarding historic regulations they were clarifying and streamlining those regulations and not adding or subtracting the HDRB powers. The Subcommittee was pleased with what they had done so far.

The work group reported to Land Use on Aug 23<sup>rd</sup>. There were still a handful of meetings to go over some major sub sections.

On the handout, he pointed out that 14-1, 2, 4, 5 10 and 11 were posted to the webpage and they recommended approval of those sections.

The other ones in green were nearing completion. 14-3 had complicated procedures. Those have the most changes but they would not change the powers of the Commission.

The tables on set back and lot coverage they didn't expect to have changes.

Chair Dominguez asked if this was a subcommittee.

Mr. Smith explained that in April 2009 the Council appointed the subcommittee to the Planning Commission.

Chair Dominguez asked when they would hear the first set of recommendations.

Mr. Smith said the Planning Commission held full hearings on several sections. They would soon bring 14-3 to the full Planning Commission and hoped to start public hearing process this fall.

Councilor Chávez asked if the double asterisks meant the draft was on the web page so they had been reviewed by the Planning Commission and the HDRB.

Mr. Smith clarified that the HDRB only reviewed Section 14-5.2. He added that some parts still had



editing to be done and what was posted was basically a draft.

Councilor Chávez asked if they were posting before public comment.

Mr. Smith agreed.

Councilor Chávez asked about lot splits that resulted in non-conforming lots.

Mr. Smith said they were working on more clear standards that would inform 3.7 with definitions in 14-6.

Councilor Romero noted that the timeline laid out for this would overlap the escarpment so staff needed to look at scheduling of meetings to consider the holidays, etc. A lot of the interested parties would be interested in both.

Mr. Smith appreciated that and said they went into quite a bit of detail. There was a matrix of about 300 items. It had been about 2 years since this went before the Council. They were doing what they could do with current staff and consultant resources, trying to balance the need of adopting these regulations with other actions going on. They would be careful with the calendar and be cognizant that Council wanted a revised Chapter 14 to vote on sooner rather than later.

Councilor Calvert asked where the appeals section was.

Mr. Smith said it was 14-3.17 which was redone last year and the first set got out in front of the overall revisions.

Councilor Calvert wanted to make sure that the policies and procedures were coming forward at the same time because that was the commitment he got that night from Ms. Brennan.

Mr. O'Reilly agreed. The administrative draft for procedures would come forward at the same time.

Councilor Calvert asked Mr. Smith when the last update to the General Plan was done.

Mr. Smith said it was updated in 2004 and 2005. The Long Range Planning Committee was addressing that this week and discussing with Long Range Planning staff about an update to the General Plan.

Councilor Calvert said it sounded like the Chapter 14 rewrites would come first. But at some point the General Plan update could have implications for Chapter 14.

Councilor Chávez asked if there were other sections in Chapter 14 that were not on this list.

Mr. Smith said these were the sections.

Councilor Calvert said a major concern was the future land use map that didn't agree with the General Plan. It was updated more recently so there were inconsistencies there.

Mr. Smith agreed. Most of the map was done in 1999 and the City/County annexation agreement

changed it in the annexation rules.

Councilor Romero asked how that would be updated, given the annexation issues etc.

Mr. Smith said the annexation went through the EZC and EZA who went through the 1999 adopted plans and the Southwest Area Plan (SWAP). It was recognized at the time that it would have been desirable to do a more comprehensive review. The SWAP was done in the time from 2002. For the other, 1999 was the last systematic review. In many ways it was time to do a comprehensive review of the documents and when the Council decides to give direction to Land Use staff they would work out a methodology for doing that.

Councilor Romero was looking forward to one comprehensive map.

Mr. O'Reilly echoed what Mr. Smith said. There were 17-18 different properties that owners requested modifications of zoning so instantly, They would have non-conforming properties up there.

On behalf of the Planning Commission He wanted to let the Committee know how hard the Planning Commission worked on this. They looked at Chapter 14 sentence by sentence. All the commissioners took this very seriously. It was not easy at any time but they gave up the time to do it.

Chair Dominguez asked staff to please keep the Committee posted on the Chapter 14 and escarpment progress. Mr. O'Reilly agreed.

Mr. Pino said this reminded him that 20 years he started on the rewrite of the land use ordinance.

Mr. O'Reilly said when he came on as Land Use Director he was faced with 15-20 years of work on it with no end in sight and no money for consultants. Thanks to Mr. Smith, this had been completed by staff. So staff was working hard for the Council.

## **CONSENT AGENDA**

### **8.CIP PROJECT #108 – SOUTH SIDE LIBRARY – PLAZA**

- **REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 WITH LOCKWOOD CONSTRUCTION COMPANY FOR CONSTRUCTION OF ADD ALTERNATE NO. 1, AMPHITHEATER AND NO. 2, BOLLARD LIGHTING IN THE AMOUNT OF \$79,490.16 INCLUSIVE OF NMGR**
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#### **Committee Review:**

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9/29/10

**9. REQUEST FOR APPROVAL OF A COOPERATIVE AGREEMENT WITH SANTA FE PUBLIC SCHOOLS FOR JULY 1, 2010 THROUGH JUNE 30, 2013 (ISAAC PINO)**

This item was postponed.

- 10. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE MOA BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY FOR TRAILS AND OPEN SPACE PROJECTS**
- **REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT REQUEST FOR AN INCREASE IN BUDGET OF \$258,330 (LEROY PACHECO)**

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- **REQUEST FOR APPROVAL OF A MUNICIPAL ARTERIAL PROGRAM COOPERATIVE AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$200,000 FOR IMPROVEMENTS TO BISHOPS LODGE ROAD (LEANN VALDEZ)**
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- 13. REQUEST FOR APPROVAL OF AN ORDINANCE REPEALING ARTICLE 18-3 SFCC 1987; AND CREATING A NEW ARTICLE 18-3 SFCC 1987 REGARDING SOLICITATION ON**

**PRIVATE PROPERTY WITHIN THE CITY OF SANTA FE (COUNCILOR TRUJILLO) (JEANNE PRICE)**

- **REQUEST FOR APPROVAL OF A RESOLUTION ESTABLISHING FEES ASSOCIATED WITH THE CITY'S SOLICITATION ORDINANCE (ARTICLE 18-3 SFCC 1987) (COUNCILOR TRUJILLO) (JEANNE PRICE)**

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Councilor Calvert said he knew this was on agenda for Council only to publish but since the sponsor was not present, perhaps they should postpone for the sponsor.

Councilor Romero said the email from Hank Hughes for the Homeless Coalition said they had met but referred it back to Public Safety for striking certain language.

Ms. Price said Hank Hughes was not talking about this ordinance but the pan handling ordinance and that was not on this agenda. Both of them did need to be addressed. The solicitation one was on this agenda and the panhandling was still at Public Safety and they would have a proposal for Public Works later.

**Councilor Calvert moved to postpone this request. Councilor Romero seconded the motion and it passed by unanimous voice vote.**

**14. CONSIDERATION OF THE FOLLOWING RESOLUTIONS WITH THE RECOMMENDATION OF ONE RESOLUTION TO THE GOVERNING BODY:**

- **REQUEST FOR APPROVAL OF A RESOLUTION AMENDING THE CITY'S ADMINISTRATIVE PROCEDURES FOR WATER DEMAND OFFSET REQUIREMENTS TO INCLUDE A WATER LOAN TRANSFER PROGRAM (COUNCILOR CALVERT) (BRIAN SNYDER)**
- **REQUEST FOR APPROVAL OF A RESOLUTION ALLOCATING THREE ACRE FEET OF AVAILABLE WATER FROM THE CITY'S EXISTING WATER SUPPLY TO LUNA LAUNDRY TO BE LOCATED AT 3138 RUFINA STREET (COUNCILOR CALVERT) (BRIAN SNYDER)**
- **REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE TRANSFER OF LUNA LAUNDRY'S CURRENT USAGE AT 7620 BACA LANE OF THREE ACRE FEET OF WATER TO LUNA LAUNDRY'S NEW LOCATION AT 3138 RUFINA STREET (COUNCILOR CALVERT) (BRIAN SNYDER)**

**Committee Review:**

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Mr. Marcos Martínez presented the request to the Committee.

Councilor Calvert said the first was for recommendation and he thought this did fit all of Council's concerns and criteria. The other two were for background on what was being proposed. The first one was the one Public Works was recommending to move forward.

Mr. Martínez clarified that this was a resolution attempting to address Luna Laundry's need to move into the City. As Councilor Calvert indicated, the newest resolution was the one staff would like the Committee to consider and recommend approval to Council.

The resolution in brief proposed a no interest loan to Luna Laundry for the value of the water credits to satisfy Council's concern that there not be a double demand on the system. It would transfer the quantity of water from its old location to its new location.

But in Chapter 14 there was an opportunity for another tenant to move into the old location (and have a laundry) and thus create a new demand on the system. If that happened, under this resolution, Luna Laundry would repay the loan and, in essence, pay for the water rights. If no one moved into the old location, the City would receive the quantity of the loan for a year and then Luna Laundry would receive the balance of the water they were seeking to have transferred.

Councilor Chávez asked if the water transfer loan program was the new component.

Mr. Martínez agreed. There was no clear mechanism for transferring water in the system and that was why this resolution was being proposed.

Councilor Chávez asked if it was because this business was already a city customer and in moving into the city would continue to be a city customer.

Mr. Martínez agreed.

Councilor Chávez asked what the value of that water right was and if it was still public access or transferring it to them meant it was their personal asset.

Mr. Martínez said the City would always hold title to the water rights.

Councilor Chávez asked why they couldn't move into the City and keep their old water budget.

Mr. Martínez explained that the ordinance didn't allow that. Luna Laundry wanted the City to recognize they were a customer but here the City had to balance the needs of the City with the additional demands. He said the value of the water rights currently was about \$14,000 to \$15,000 per acre/foot and likely to go up in the future.

Councilor Romero said this was a projection of what could happen and took out the ambiguity. It

sounded like there were stop gap measures in place now and she was pleased to see this creative way to clarify it. She thanked him for his work on it.

Councilor Calvert said this issue was not in the water budget ordinance – the concept of transferring within the city system. Luna Laundry was in the presumptive city limits and that was not covered in the water budget ordinance. The other thing not covered was the provision in Chapter 14 that the location he was leaving would have that water budget for the next 12 months so they needed to balance it out.

He asked that the term of the loan be specified in the resolution. He suggested 15 years.

Chair Dominguez asked if this should become part of an ordinance for Chapter 25 and do the public process or just direct staff to make these changes.

His second question was on timelines. He thought at Council they took this back to PUC.

Councilor Calvert said that was not correct because they were not having a meeting in time and time was of the essence. They could do the resolution for this case and then take this through the ordinance amending process for others. For this one the time was crucial. He thought they could do this one by resolution but this approach could be incorporated into the water ordinance for the future.

Chair Dominguez said in terms of transparency and getting the public involved that they had done this in many other cases and, depending on who was requesting, you could get bumped for superseding the process. He said they should do the same for one as they did for everyone else.

Councilor Chávez agreed. Even though this benefited a volume customer, there were other customers that used the same amount. It was the cart before the horse and they should have the ordinance discussion and not just for this business. It was a public asset and they agreed on a no interest loan and would come up with a term on the loan. But they shouldn't be doing it at this level. It needed to be better thought out and he was not ready to support it.

Councilor Romero understood the ordinance was the bigger picture for the future for the water budget. The question was how it would get integrated into the procedures.

Mr. Martínez said this was in the form of a resolution so it was not intended to change any process. But this could be addressed in administrative procedures. Its process here was limited but it did not now propose to change the administrative procedures.

Councilor Romero thought this was not really a loan but a kind of a bridge from one use to another use – another laundry was not likely to happen. But this was not a monetary loan.

Councilor Calvert disagreed. It was a monetary loan; it was the value of the water.

Councilor Romero asked if it was the \$42,000.

Mr. Martínez agreed.

Councilor Calvert explained that Luna Laundry would have paid for that first year and not receive it

back. But if no one moved into the old location, the loan would be forgiven.

Councilor Calvert added that the title said it changed administrative procedures so either it did or it didn't.

Mr. Martínez said it could be a new section.

Chair Dominguez noted that it was in the ordering paragraph.

Councilor Chávez said it did include something that was new. It was not now part of the ordinance or the administrative procedures.

Councilor Calvert suggested one of the reasons for the logic of administrative procedures was so they could be more flexible in administering the code. It clarified how the City administered the code. And that was usually done by resolution. They had also given this public airing through three iterations.

**Councilor Calvert moved to approve the request as amended with a loan term of ten years. Councilor Romero seconded the motion.**

Councilor Chávez asked if they had given any consideration to interest.

Mr. Martínez understood that was directed so it would be not too burdensome on anyone. Thanks to Councilor Romero that it was an amendment to the administrative procedures. This committee or other committees could entertain a different proposal.

Chair Dominguez was curious to find out if other councilors would be willing to be this flexible on other such proposals. You could say that every case was different and unique. Transparency was always needed.

**The motion passed by a 2-1 majority voice vote with Council Chávez voting against.**

## **15. MATTERS FROM STAFF**

There were no matters from staff.

## **16. MATTERS FROM THE COMMITTEE**

Councilor Romero said she worked with Fabian Chávez on getting water to the Casa Linda Park on a regular basis. It was not on the park bonds. They were able to use a non-potable truck and that had been inconsistent and when it came, only the trees the city planted were watered. The rest needed water until the growing season was over. Many neighbors had been schlepping water to the park.

Councilor Calvert said one item that fell off the radar was the St. Francis/Cerrillos bicycle crossing. He understood that BTAC wanted a say in it. He understood the City had the funds for it and the corridor study

was finished. He wanted to move it forward. He knew there was debate on whether the crossing should be over or under but they wouldn't know unless they put it back on the agenda.

Chair Dominguez agreed to get with staff to find out if there was specific direction or if they needed new legislation to get it back on track.

Councilor Calvert was not sure he had seen any trail signage addressing the need for bicycles and pedestrians to share the trail. The bikes tended to scare the pedestrians and the pedestrians sprawled all over the trail. So a sign to encourage some sharing would be helpful if staff could bring a recommendation.

In his other job he saw a lot of failed road patches and knew the City had a year warranty on them. But he wondered if they had a process for checking them to make sure they were satisfactory before any warranty expired.

Mr. Pino said it was a good question and he would find out.

Councilor Calvert noted that along the River Trail, especially the new part, there was quite a bit of graffiti, even on the back of the Veteran's Park at Paseo de la Conquistadora. It was disrespectful to say the least.

Finally, Qwest had put out new cables and people were asking about whether they would be taking down the old ones or keeping them in place.

Councilor Chávez said he talked with Leroy Pacheco about the bicycle/pedestrian crossing. The City was doing a lot of work on the Rail Trail. What was decided at the time was to not deal with over or under but to direct people to the intersection to cross.

Councilor Calvert replied that whatever it was he wanted to see something come forward.

Chair Dominguez asked staff to bring that forward.

Councilor Romero noted that the short term rental report had no map on their locations and asked for an update.

She recently saw a memo on the Richards Extension from MPO of a white paper written by Eric Wrage (NMDOT). It would be good to have an update on it. There were three options proposed.

Chair Dominguez noted that Councilor Calvert had asked for an update on Affordable Housing.

Councilor Calvert said it was about public education.

Councilor Romero recalled there was an October deadline for the Plaza Roundtable report and asked if Public Works was going to see it again.

Chair Dominguez said it was out of this committee now.

Chair Dominguez mentioned that there were a lot of people involved in making sure the Fiesta



happened. He thanked Mr. Pino and his Public Works staff for all of their work.

Mr. Pino said he would pass that along.

**17. NEXT MEETING: MONDAY, SEPTEMBER 27, 2010**

**18. ADJOURN**

The meeting was adjourned at 6:50 p.m.

Approved by:

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Carmichael Dominguez, Chair

Submitted by:

  
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Carl Boaz, Stenographer