



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
JANUARY 31, 2011 – 5:00 PM

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

CITY CLERK'S OFFICE

DATE 1-27-11 TIME 3:30

SERVED BY Holanda Green

RECEIVED BY [Signature]

CONSENT AGENDA

6. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – METER TESTING SERVICES FOR WATER DIVISION; GREAT SOUTHWEST METERS (MICHAEL GONZALES)
7. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – SHELTER STRAY ANIMALS RETRIEVED BY CITY OF SANTA FE ANIMAL SERVICES DIVISION; SANTA FE ANIMAL SHELTER (POLICE CHIEF ARIC WHEELER)
8. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – CITY HALL ROOFING; MIKE LOPEZ ROOFING, LLC (CHIP LILIENTHAL)
9. REQUEST FOR APPROVAL OF BUDGET INCREASE FOR SANTA FE COMMUNITY CONVENTION CENTER PROJECT (MARTIN VALDEZ)
10. REQUEST FOR CONCEPT APPROVAL OF PROPOSED RIGHT-OF-WAY DEDICATION PLAT FOR WEST EXTENSION OF JAGUAR ROAD AND AGREEMENT TO CONSTRUCT AND DEDICATE REQUIRED DEVELOPMENT IMPROVEMENTS AND ANNEXATION AGREEMENT THE PAVILION; COMMERCIAL CENTER AT 599, INC. (EDWARD VIGIL)
11. REQUEST FOR APPROVAL OF FOURTH RENEWAL OF LEASE AGREEMENT – OVERFLOW PARKING FOR HEALTH CLUB; SANTA FE HEALTH CLUB, LLC BY JOHN MONTOYA, MANAGING MEMBER (EDWARD VIGIL)



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
JANUARY 31, 2011 – 5:00 PM

12. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 50, PAGE 45 “PLANNED FIRE/EMS IMPROVEMENTS, 2007-2012” AND TABLE 62, PAGE 53 “PLANNED POLICE PROTECTION IMPROVEMENTS, 2007-2012” OF THE CITY OF SANTA FE “IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012” TO INCLUDE A “REGIONAL MOBILE MAPPING SYSTEM” AS AN ELIGIBLE PROJECT TO RECEIVE IMPACT FEE FUNDS (COUNCILOR TRUJILLO) (FIRE CHIEF BARBARA SALAS)

Committee Review:

Capital Impact Fees Advisory (approved)	1/13/11
Public Safety (approved)	1/20/11
Public Works (approved)	1/24/11
City Council (scheduled)	2/09/11

Fiscal Impact - Yes

13. REQUEST FOR APPROVAL OF AN ORDINANCE ADOPTED AS AN URGENT MEASURE ESTABLISHING A SIX MONTH MORATORIUM ON THE APPROVAL OF PERMITS FOR THE INSTALLATION OF TOWERS AND ANTENNAS SUBJECT TO CHAPTER 14 OF THE CITY CODE LOCATED ON PRIVATE PROPERTY OR CITY PROPERTY EXCLUDING PUBLIC RIGHTS-OF-WAY (COUNCILORS CALVERT AND BUSHEE) (MARCOS MARTINEZ)

Committee Review:

Public Works (approved)	1/24/11
City Council (request to publish)	2/09/11
City Council (public hearing)	3/09/11

Fiscal Impact - No

14. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 1-3-2 SFCC 1987 REGARDING THE DISTRIBUTION OF MUNICIPAL COURT FEES (COUNCILOR TRUJILLO) (JUDGE ANN YALMAN)

Committee Review:

Public Safety (approved)	1/20/11
City Council (request to publish)	2/09/11
City Council (public hearing)	3/09/11

Fiscal Impact - No



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
JANUARY 31, 2011 – 5:00 PM

15. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTIONS 24-4.4 AND 24-4.5 SFCC 1987 REGARDING THE SANTA FE TRAFFIC OPERATIONS PROGRAM IN ORDER TO MAKE ALL FINES ONE HUNDRED DOLLARS AND TO MAKE CLARIFICATIONS AND CORRECTIONS (COUNCILOR TRUJILLO) (CAPTAIN ROBBINS AND ADRIAN TERRY)

Committee Review:

Public Safety (approved)	1/20/11
City Council (request to publish)	2/09/11
City Council (public hearing)	3/09/11

Fiscal Impact - Yes

16. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE 11-4 SFCC 1987 TO AUTHORIZE THE FINANCE DIRECTOR TO APPROVE BUDGET ADJUSTMENTS UP TO AND INCLUDING FIVE THOUSAND DOLLARS (\$5,000); THE CITY MANAGER TO APPROVE BUDGET ADJUSTMENTS FROM FIVE THOUSAND DOLLARS AND ONE CENT (\$5,000.01) UP TO AND INCLUDING FIFTY THOUSAND DOLLARS (\$50,000) AND THE GOVERNING BODY TO APPROVE BUDGET ADJUSTMENTS OVER FIFTY THOUSAND DOLLARS (\$50,000) (COUNCILOR ORTIZ) (KATHRYN RAVELING)

Committee Review:

City Council (request to publish)	2/09/11
City Council (public hearing)	3/09/11

Fiscal Impact - No

17. REQUEST FOR APPROVAL OF A RESOLUTION URGING THE COMMUNITY TO SUPPORT THE SANTA FE VETERAN COMMUNITY CENTER (COUNCILOR WURZBURGER, MAYOR COSS AND COUNCILORS CALVERT, TRUJILLO, BUSHEE, DOMINGUEZ AND ROMERO) (JEANNE PRICE)

Committee Review:

Public Works (scheduled)	2/07/11
City Council (scheduled)	2/09/11

Fiscal Impact - No

END OF CONSENT AGENDA



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
JANUARY 31, 2011 – 5:00 PM

DISCUSSION

18. OTHER FINANCIAL INFORMATION:
 - A. CONTINUING DISCUSSION, REPORTS AND RECOMMENDATION OPTIONS ON STATUS OF FISCAL YEAR 2010/2011 BUDGET (KATHRYN RAVELING AND ROBERT ROMERO)
19. MATTERS FROM THE COMMITTEE
20. 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.

SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Tuesday, January 31, 2011

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER & ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	1-2
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-3
APPROVAL OF MINUTES	Removed from agenda	3
<u>DISCUSSION</u>		
OTHER FINANCIAL INFORMATION:		
CONTINUING DISCUSSION, REPORTS AND RECOMMENDATION OPTIONS ON STATUS OF FISCAL YEAR 2010/2011 BUDGET	Information/discussion/direction	3-12
<u>CONSENT CALENDAR DISCUSSION</u>		
REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – SHELTER STRAY ANIMALS RETRIEVED BY CITY OF SANTA FE ANIMAL SERVICES DIVISION; SANTA FE ANIMAL SHELTER	Approved	12
REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – CITY HALL ROOFING; MIKE LOPEZ ROOFING, LLC	Approved	12
REQUEST FOR APPROVAL OF BUDGET INCREASE FOR SANTA FE COMMUNITY CONVENTION CENTER PROJECT	Approved	13

ITEM

ACTION

PAGE

REQUEST FOR CONCEPT APPROVAL OF
PROPOSED RIGHT-OF-WAY DEDICATION
PLAT FOR WEST EXTENSION OF JAGUAR
ROAD AND AGREEMENT TO CONSTRUCT
AND DEDICATE REQUIRED DEVELOPMENT
IMPROVEMENTS ~~AND ANNEXATION~~
~~AGREEMENT~~ THE PAVILION; COMMERCIAL
CENTER AT 599, INC.

Approved [caption amended]

13-14

REQUEST FOR APPROVAL OF FOURTH
RENEWAL OF LEASE AGREEMENT –
OVERFLOW PARKING FOR HEALTH CLUB;
SANTA FE HEALTH CLUB, LLC, BY JOHN
MONTROYA, MANAGING MEMBER

Postponed to 02/14/11

14-16

REQUEST FOR APPROVAL OF AN ORDINANCE
AMENDING SECTIONS 24-4.4 AND 24-4.5 SFCC
1987, REGARDING THE SANTA FE TRAFFIC
OPERATIONS PROGRAM IN ORDER TO MAKE
ALL FINES ONE HUNDRED DOLLARS, AND TO
MAKE CLARIFICATIONS AND CORRECTIONS

Approved [amended]

16-17

END OF CONSENT CALENDAR DISCUSSION

MATTERS FROM THE COMMITTEE

Information/discussion

17-18

ADJOURN

18

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE**
Monday, January 31, 2011

1. CALL TO ORDER

A meeting of the City of Santa Fe Finance Committee was called to order by Vice Chair Rebecca Wurzbarger, at approximately 5:00 p.m., on Monday, January 31, 2011, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Vice-Chair Rebecca Wurzbarger
Councilor Patti J. Bushee
Councilor Carmichael A. Dominguez

MEMBERS EXCUSED:

Councilor Matthew E. Ortiz, Chair
Councilor Rosemary Romero

OTHER GOVERNING BODY MEMBERS PRESENT

Councilor Christopher Calvert

OTHERS ATTENDING:

Kathryn Raveling , Finance Director
Robert Romero, City Manager
Yolanda Green, Finance Division
Melessia Helberg, Stenographer.

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

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

3. APPROVAL OF AGENDA

Ms. Raveling said there are no minutes in the packet, so Item #8 should be removed from the Agenda. She said, regarding Item #10 under the Consent Calendar, delete the Annexation Agreement with the Pavilion, because that was approved previously.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to approve the agenda, as amended.

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

4. APPROVAL OF CONSENT AGENDA

Councilor Bushee asked to be shown as a cosponsor of the Resolution in Item #12.

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

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

CONSENT AGENDA

6. **REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – METER TESTING SERVICES FOR WATER DIVISION; GREAT SOUTHWEST METERS. (MICHAEL GONZALES)**

7. ***[Removed for discussion by Councilor Bushee]***

8. ***[Removed for discussion by Councilor Bushee]***

9. ***[Removed for discussion by Councilor Bushee]***

10. ***[Removed for discussion by Councilor Bushee]***

11. ***[Removed for discussion by Councilor Wurzbarger]***

12. **REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 50, PAGE 45, "PLANNED FIRE/EMS IMPROVEMENTS, 2007-2012," AND TABLE 62, PAGE 53, "PLANNED POLICE PROTECTION IMPROVEMENTS, 2007-2012," OF THE CITY OF SANTA FE "IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012," TO INCLUDE A "REGIONAL MOBILE MAPPING SYSTEM" AS AN ELIGIBLE PROJECT TO RECEIVE IMPACT FEE FUNDS (COUNCILOR TRUJILLO AND COUNCILOR BUSHEE). (FIRE CHIEF BARBARA SALAS) Committee Review: Capital Impact Fees Advisory (approved) 01/13/11; Public Safety (approved) 01/20/11; Public Works (approved) 01/24/11; and City Council (scheduled) 02/09/11. Fiscal Impact – Yes.**

13. REQUEST FOR APPROVAL OF AN ORDINANCE ADOPTED AS AN URGENT MEASURE, ESTABLISHING A SIX MONTH MORATORIUM ON THE APPROVAL OF PERMITS FOR THE INSTALLATION OF TOWERS AND ANTENNAS, SUBJECT TO CHAPTER 14 OF THE CITY CODE, LOCATED ON PRIVATE PROPERTY OR CITY PROPERTY, EXCLUDING PUBLIC RIGHTS-OF-WAY (COUNCILORS CALVERT AND BUSHEE). (MARCOS MARTINEZ). Committee Review: Public Works (approved) 01/24/11; City Council (request to publish) 02/09/11; and City Council (public hearing) 03/09/11. Fiscal Impact – No.
14. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 1-3-2 SFCC 1987, REGARDING THE DISTRIBUTION OF MUNICIPAL COURT FEES (COUNCILOR TRUJILLO). (JUDGE ANN YALMAN). Committee Review: Public Safety (approved) 01/20/11; City Council (request to publish) 02/09/11; and City Council (public hearing) 03/09/11. Fiscal Impact – No.
15. *[Removed for discussion by Councilor Bushee]*
16. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING ARTICLE 11-4 SFCC 1987, TO AUTHORIZE THE FINANCE DIRECTOR TO APPROVE BUDGET ADJUSTMENTS UP TO AND INCLUDING FIVE THOUSAND DOLLARS (\$5,000); THE CITY MANAGER TO APPROVE BUDGET ADJUSTMENTS FROM FIVE THOUSAND DOLLARS AND ONE CENT (\$5,000.01) UP TO AND INCLUDING FIFTY THOUSAND DOLLARS (\$50,000), AND THE GOVERNING BODY TO APPROVE BUDGET ADJUSTMENTS OVER FIFTY THOUSAND DOLLARS (\$50,000) (COUNCILOR ORTIZ). (KATHRYN RAVELING). Committee Review: City Council (request to publish) 02/09/11 and City Council (public hearing) 03/09/11. Fiscal Impact – No.
17. REQUEST FOR APPROVAL OF A RESOLUTION URGING THE COMMUNITY TO SUPPORT THE SANTA FE VETERAN COMMUNITY CENTER (COUNCILOR WURZBURGER, MAYOR COSS AND COUNCILORS CALVERT, TRUJILLO, BUSHEE, DOMINGUEZ AND ROMERO). (JEANNE PRICE). Committee Review: Public Works (scheduled) 02/07/11 and City Council (scheduled) 02/09/11. Fiscal Impact – No.

 END OF CONSENT AGENDA

5. APPROVAL OF MINUTES

This item was removed from the Agenda.

MOTION: Councilor Dominguez moved, seconded by Councilor Bushee, to amend the Agenda to hear Item #18 first on this evening's Agenda, and to approve the Agenda as amended.

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

DISCUSSION

18. OTHER FINANCIAL INFORMATION:

A. CONTINUING DISCUSSION, REPORTS AND RECOMMENDATION OPTIONS ON STATUS OF FISCAL YEAR 2010/2011 BUDGET. (KATHRYN RAVELING AND ROBERT ROMERO)

A copy of "Health Insurance Fund Budget to Actual Comparison," dated January 31, 2011, provided to the Committee by Ms. Raveling and Mr. Romero, is incorporated herewith to these minutes as Exhibit "1."

Mr. Romero said Exhibit "1" is an accounting of the Health Insurance Fund cash balance since 2005.

Responding to the Vice-Chair, Mr. Romero said the presentation today is on the various benefits, contracts and balancing the 2010/2011 Budget.

Mr. Romero reviewed the information in Exhibit #1. Please see Exhibit #1 for specifics of this presentation.

The Councilors asked questions, made suggestions and commented, and staff responded as follows:

- Councilor Bushee asked the reason the projection was \$1 million less in 2009/2010 than in the previous year.

Mr. Romero said the projection is based on the assumption that all 1,500 employees are going to sign up for the premium plan. He said this probably happened because some employees didn't purchase insurance or didn't purchase the premium plan.

- Councilor Bushee asked what are the trends on the actual cost for insurance.

Mr. Romero said it is anticipated that costs will increase 5% in the next fiscal year. He said this is dependent on a lot of factors, noting this year there were 7 claims in excess of \$75,000, which is high, and it depends on how many employees get sick.

Responding to Councilor Bushee, Mr. Romero said the actual revenue is how much the City and the employees paid into the plan, and the actual cost is what is paid out in claims.

- Councilor Bushee asked about the City's efforts to reduce the use of the Emergency Room by employees.

Mr. Robert said the City's copay is \$50, noting the use of the emergency room has been reduced by 20% . He noted the State copay for the emergency room is \$150.

- Responding to Councilor Bushee, Mr. Romero said the Benefits Committee looks at all these things. He said when the reserves are gone, we will have to look at doing something different. He said the premiums of the City and the employees could increase, or the benefits could be reduced.
- Councilor Bushee asked the membership of the Benefits Committee.
- Vicki Gage, HR Director said the members from management are the two Benefits Administrators in HR, a representative from the City Managers Office and herself. The Resolution requires one person from the membership of each of the three unions, one from the City Manager's Office, one from the Finance Department, one from Human Resources and a non-union person.

Responding to Councilor Bushee, Ms. Raveling said Teresita Garcia has been the representative from the Finance Department for the past few years.

Mr. Romero reviewed page 1 of the packet under this item, comparing the City and State Insurance plans.

Mr. Romero said the State could look at our claims experience and do a "zero load," which means instead of paying \$15.428 million, it could go to \$12.7 million, understanding this would be for the State's benefit package. However, if the State thought letting the City come into their plan could add to its costs, it could be as much as \$14 million. He said the City is large enough to issue its own plan, noting the City of Las Cruces joined the state plan but left to self insure itself. He said there is a huge benefit in joining the State plan, but there would be less benefits. He said it doesn't appear there is a huge benefit to joining the State plan right now, noting if we join the State we would have no opportunity to control our plan.

The Councilors asked questions, made suggestions and commented, and staff responded as follows:

- Councilor Bushee asked what happens if the City decides to self insure.

Mr. Romero said the City could raise copays and deductibles on certain surgeries, noting we have a 14% better plan than the State, reiterating that the State's emergency room copay is \$150, and up to \$3,500 out-of-pocket for surgery.

- Councilor Bushee asked if the changes would have to be negotiated with the union.

Mr. Romero said the Resolution provides that the Benefits Committee makes recommendations to the Council.

- Councilor Bushee asked if there is a target amount.

Mr. Romero said he would look for that direction from Council, as to whether it would be an increase in the copays/deductibles, or if the City would increase premiums. He said for the next fiscal year it would be possible to absorb the 5% with the cash balance, reiterating that he wants direction from the Council. He said if a 5% increase was paid from cash reserves, there would be a balance of \$7.5 million in FY 2012-2013, leaving the portions paid by the City and employees the same.

- Councilor Bushee asked Mr. Romero if he is comfortable doing this as a long time strategy.

Mr. Romero said there are other things which can be done, reiterating that he would ask for direction from the City Council.

- Ms. Gage said over the past 2 years the Committee has recognized the need for the employees to understand that if the plan remains with the City, that the way we use the plan contributes to the success of the plan. She said over the past year they have been doing educational campaigns with City staff, and the decrease in use of the emergency room is the result of the increase in copay, as well educating the employees that unnecessary emergency room visits increases costs to the City and employees. She said they noticed emergency room use decreasing even before the copay was increased.

Ms. Gage said one of the long-term strategies is to continue educating the employees, and also encouraging employees to purchase prescriptions by mail order which saves fund, noting that a dispensing fee is paid every time an employee fills a prescription at a pharmacy, which is not paid by mail order. She said these efforts are starting to bear fruit.

- Councilor Bushee asked if anyone is working with the Insurance provider, United, to keep the premium flat.

Ms. Gage said the only things which are negotiable are the fees charged to the City to manage and pay its claims. She said last year we were looking at a 10.4% increase, and this year we are looking at a 5.5% which indicates to her that we have been somewhat successful in getting a handle on expenses.

- Councilor Bushee asked how much the City borrowed/used from cash reserves to balance last year's budget.

Ms. Raveling said it was \$1.5 million.

- Councilor Bushee said this seems to have an upward trajectory. She would hope the Committee looks beyond the next fiscal year and there are strategies from staff to save money.

- Vice-Chair Wurzbarger said having this information provided to is one step in that direction to assist the Committee in making its decisions,.
- Councilor Calvert said neither the 5% or 10% increases have a good long-term outlook, in terms of a sustainable budget, noting 5% isn't sustainable in the long term. He said we need to look at out target for reserves/cash balance. He said we always need reserves in the event of a very large increase.
- Councilor Bushee asked Mr. Romero to get back to her on the year, 2009-2010, when there was a large decrease in terms of the projections, and the reason that happened.
- Councilor Calvert would like specific numbers regarding the effect of raising copays for the emergency room, and what would be the normal copay in a pool of this size. He wants information on the impact of the employees' choice of plan type on the total premiums to employees and the City.

Mr. Romero reviewed the information in the packet on the fold-out pages 1-3, which are in the Committee packet, on the various types of leave available to AFSCME, POA, SFFA and non-union employees. Please see these pages for specifics of this presentation.

The Councilors asked questions, made suggestions and commented, and staff responded as follows:

- Vice-Chair Wurzbarger asked the total to the City for all of these benefits.

Mr. Romero said he can look at this, depending if it is a salaried person or Police/Fire/Transit. He said, for example, when he is on leave there is no cost to the City, but when Police/Fire/Transit personnel take leave, it is necessary to pay someone to take their place to keep staffing levels. He said this amount can be calculated and brought back to the City.
- Councilor Dominguez said he also would like the total cost of the incentives, and the total for each unit.
- Councilor Dominguez asked if the bereavement leave is 40 hours per year.

Mr. Romero said it is 40 hours per occurrence for specified relatives.
- Councilor Dominguez asked about educational leave and if these are negotiated.

Mr. Romero said it is covered in the personnel rules and regulations for non-union or in the union agreements.

- Councilor Dominguez said some of it is required by State law, and isn't negotiated or in federal labor law or regulations and isn't negotiated – it is what is.

Mr. Romero said some of it might be governed by FLSA.

- Councilor Dominguez asked, for future presentations, for clarification of what is and what is not negotiable.
- Councilor Bushee said she understands each union negotiates separately and there is some lack of uniformity, noting some of it is surprising. She said firefighters earn considerably more annual and sick leave.

Mr. Romero understands since they do 24 hours shifts, they have to take off 24 hours instead of 8 hours, and believes that is related to those numbers.

- Chief Salas said this is correct, and one day for them is 24 hours and a shift is 48 hours, and they have 72 hours for bereavement leave, which is their week, noting the other employees get 40 hours because that is their week.
- Responding to Councilor Bushee, Mr. Romero said a lot of employees stay with the City long enough to wind up in non-union positions, and reason the high number for non-union.

Ms. Gage said in 2009-2010 where there is \$821,000, that was the year that all of the fire chiefs and some of the higher ranking police retired and the reason it is so high for that year.

- Councilor Bushee said sick leave is paid at one for one for 7 employees and is inching toward \$500,000.

Ms. Gage said when the Resolution was adopted, the employees either used their sick leave or saved it for retirement. She said once the Resolution was adopted, more employees are looking at that as an option for employment. She said when they were studying the fiscal impact of this, there was only a small handful of employees at that point. She said since it is now there, more employees are looking at that as an option – staying and getting all of their sick leave. She said they are analyzing today's leave balances and calculating out to, for example, 2012-2013, adding what they can accrue to that time without pay increases. She said they also don't know who will stay past 25 years, and how long that would be. She said the numbers start to grow as there is the possibility of more and more people using it at retirement.

- Councilor Bushee noted these are big numbers, and asked if it should be on the agenda for future discussion.

Mr. Romero said this was a Council Resolution.

Councilor Bushee said she knows, but a Resolution can be revisited, reiterating there are some very big numbers. She requested that this be an agenda item for the near future.

Vice-Chair Wurzbarger said she will talk to the Chair as to when he wants to schedule that.

- Councilor Bushee asked if the educational/non-union on page 2 is 6 hours a week.

Mr. Romero said this is correct.

- Councilor Bushee asked the reason Firefighters have only 8 hours of educational assistance while everyone else has 10.

Mr. Romero said all of the contracts negotiated independently, and they don't really do "copycat things" and the differences are because they are negotiated separately. He thanked Ms. Gage for putting this together so we can see the different leaves and the difference between leave for employees.

- Councilor Bushee asked who gets compensatory time if they are non-union.

Mr. Romero said everyone but Department Directors.

- Councilor Bushee noted, on page 3, it says administrative leave if granted by the Mayor is 10 hours, and asked if this is negotiated.

Mr. Romero said this year because Christmas Eve was a holiday, the Mayor didn't grant the usual 4 hours on Christmas Eve or New Year's Eve. He said Fiestas is a holiday, so the discretionary leave granted by the Mayor usually is 4 hours on Christmas Eve and New Year's Eve and 4 hours on Good Friday, noting that the 10 hours is an average. He said some years it is 12 hours, some 8 hours, depending on when Christmas and New Year's Fall.

- Councilor Bushee asked about administrative leave to commemorate a holiday if granted by the Mayor, noting this isn't written anywhere or in a contract. She said we pay firefighters double time to work those hours.

Mr. Romero said this has been a past practice.

- Councilor Bushee asked the savings if "this could just go away."

Mr. Romero said he can calculate this, but it would be savings for non-salaried employees.

- Councilor Bushee said, "If I have to look at furloughs, which I don't want to do, I'm looking at this first, so that's the thing I want to have in my back pocket to know what that means." She asked Mr. Romero if he would get paid for this.

Mr. Romero said no, because he gets paid for 40 hours a week, and he is paid the same with or without this leave.

- Councilor Bushee said she thought we also had non-union people taking furlough hours during the week too.

Mr. Romero said that was last year and wasn't approved in this year's budget. He said for most employees who work 40 hours a week, even if they are off work, they are paid the same. He said eliminating this kind of leave won't save a lot of money, unless we furlough them and don't pay them for those hours.

- Councilor Bushee said, "Well, I'm trying to get at.... the options so far to make up the gap, and that doesn't even get us into the long term. You know, I don't think we have to go extremes, at least I don't, in terms of raising taxes and/or cutting pay. But I want to look at... there's no way... how does that not save us money."

Mr. Romero said, "Let's just say that on Christmas Eve the Mayor would grant 4 hours off. Okay, everybody goes home and they get paid. If they would have stayed and worked those 4 hours, they still would be paid the same amount. So where it costs us more. Let's say firemen are still working, or bus drivers are still working and policemen are still working, we have to pay them overtime. So that overtime is what we would save. We wouldn't save the entire cost for all employees unless we said go home on a furlough, then we would save. He said if someone came to him and said we can get rid of bereavement leave to save \$500,000, he would say, "well we have to pay people regardless if they are here or not."

- Vice-Chair Wurzbarger asked Mr. Romero go through these documents and put figures to each kind of leave, so we can see about changing any of these benefits. She said, however, we don't have that information right now.
- Councilor Bushee, regarding the Schedule of Incentive Pay, said she wants the cost of the "sick leave incentive we pay out AFSCME. \$250 for full-time employees and \$125 for part time employees, for those that do not use sick leave. I get the incentive. I just want to know what it costs."

Mr. Romero said he will calculate that amount.

- Vice-Chair Wurzbarger asked Mr. Romero to refer to the information in the packet on what other cities are doing, and we can discuss it later.

Mr. Romero said staff was asked to look at what other cities are doing, and generally they are doing most of the things we're doing – personnel cuts, hiring freezes, layoffs, furloughs, delay or cuts in services, renegotiating debt, suspending positions, increasing fees, increasing taxes.

- Vice-Chair Wurzbarger said this is given as background information that we have explored all of the options which other cities have used.

Mr. Romero said on pages 11-12 of the packet there is information on what Rio Rancho and Las Cruces did.

- Vice-Chair Wurzbarger said this will be put on the next meeting agenda to see if there are questions about this background information.
- Mr. Romero said there is a lot of information in the packet and he is willing to go into it piece by piece if the Committee would like.
- Councilor Calvert asked, regarding the benefits, if comparisons have been done with other like-size cities in New Mexico.

Mr. Romero said no, but he can do that.

Councilor Calvert said that would be informative and helpful in this process. He said if we were to change some of these things, we need to know what these mean in terms of competition for personnel.

- Responding to Councilor Bushee, Vice-Chair Wurzbarger said staff is still working on the information on contracts and that will be available at the next meeting.
- Mr. Romero said regarding the gap, on page 29, we are looking at \$800,000. He said possibilities to cover that are Fire overtime savings of \$300,000, Police Fund balance of \$600,000. He said there is also other non-spending of \$300,000, but he is still working on that. He said the proposed \$1.2 million would cover enough so furloughs wouldn't be necessary.
- Responding to Councilor Bushee, Mr. Romero said the First Department will save \$300,000 through better practices. The Police Fund is the property tax balance in the Police Department. He said what was referred to in the newspaper involves impact fees which can be used for equipment, which is separate from this. He said other savings will be to defer spending \$300,000 from the different expense funds. He said shift savings is for this fiscal year.
- Councilor Bushee asked for this information in writing.

Mr. Romero said all of that information will be presented at the meeting on February 28, 2011.

- Councilor Dominguez asked if the \$400,000 in Police Equipment Savings includes police uniforms.

Mr. Romero said no, noting police uniforms are a contractual equipment.

- Responding to Councilor Dominguez, Mr. Romero said uniforms are a contract item, and he doesn't foresee an opportunity for savings on uniforms.
- Councilor Dominguez asked for an expense report on uniforms.

Mr. Romero said he will provide that information at the February 28th meeting.

CONSENT CALENDAR DISCUSSION

7. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – SHELTER STRAY ANIMALS RETRIEVED BY CITY OF SANTA FE ANIMAL SERVICES DIVISION; SANTA FE ANIMAL SHELTER. (POLICE CHIEF ARIC WHEELER)

Councilor Bushee said she will talk with the police about this after the meeting, and get the answers to her questions.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to approve this request.

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

8. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – CITY HALL ROOFING; MIKE LOPEZ ROOFING, LLC. (CHIP LILIENTHAL)

Councilor Bushee said the information isn't clear, and asked if we have paid ½ or if we are now adding another \$75,000.

Mr. Valdez said the original quote was for the west wing of City Hall, directly over the City Attorney's Office, where there was water intrusion. He said while the roofer was on site, another section was discovered which needed to be repaired. He said since they were on board, and there was funding through Nick Schiavo, staff felt it was in our best interest to go ahead and repair the other roof. He said this is a change order in addition to the original \$48,000. The grand total will be \$75,000 for the additional work.

Councilor Bushee said the work for this section wasn't included in the original bid, and Mr. Valdez said no.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez to approve this request

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

9. REQUEST FOR APPROVAL OF BUDGET INCREASE FOR SANTA FE COMMUNITY CONVENTION CENTER PROJECT. (MARTIN VALDEZ)

Councilor Bushee noted there is \$2.5 million in unbudgeted cash reserves on this, and asked "is there a limit on these funds, what are the allowable uses and where can I find that. And, you've got some payroll expenses for local employees, which I think is the locals program. It's not bricks and mortar money or it is bricks and mortar money. I'm on Item 10."

Vice-Chair Wurzbarger noted this is Item #9.

Councilor Bushee said, "I get the cost. One portion of it is also payroll expense. And I guess I want to understand the \$2.3 million. I assume the \$150,000 comes out of there, but where can I find out the allowable uses of the \$2.3 million."

Ms. Raveling said the \$2.3 million originally was for the landscaping and the surrounding area. She said the Council recommended holding-off spending those funds until we see if the building is functioning properly.

Councilor Bushee asked if payroll expenses for locals employees can be paid from this, and Ms. Raveling said yes, if they're doing something at the Convention Center.

Councilor Bushee said, "I'll get with you after the meeting because I want to understand what my limits are on the \$2.3 million and how it can be expended. Is it just bricks and mortar kind of money. Does it have to be used...."

Ms. Raveling said it is for bricks, mortar, landscaping and these kinds of things.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to approve this request.

DISCUSSION: Councilor Bushee asked the meaning of "WIP."

Ms. Raveling said that is a Work In Progress.

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

10. REQUEST FOR CONCEPT APPROVAL OF PROPOSED RIGHT-OF-WAY DEDICATION PLAT FOR WEST EXTENSION OF JAGUAR ROAD AND AGREEMENT TO CONSTRUCT AND DEDICATE REQUIRED DEVELOPMENT IMPROVEMENTS AND ANNEXATION AGREEMENT THE PAVILION; COMMERCIAL CENTER AT 599, INC. (EDWARD VIGIL)

Councilor Bushee said it says the Plat is only conceptual and very likely will be amended prior to execution because final road plans have not received Public Works Department approval. She asked if there is something we need to know about this.

Mr. Pino said they wanted to get conceptual approval so they would know the boundaries within which they had to work, so they could then do the design and come back and tighten up the rest of the easement.

Councilor Bushee said it is construction of the overpass over 599, which is "DOT right away and we're giving them... what are we giving them. A connection."

Mr. Pino said yes, noting the map behind the Memorandum in the packet has a cross-hatched area going from the diamond to the west, and this is the area of extension.

Councilor Bushee asked if we could work in a bicycle lane in the project such as the one on Siler Road in any of the construction.

Mr. Pino said the representatives of the developer told him allowances will be made to have a bicycle lane cross 599 and down the road.

Councilor Bushee said this is great. She asked if Public Works has any issues, and the reason this is just conceptual, and asked, "What's missing."

Mr. Pino said reiterated it is conceptual so they will know the boundary to tighten up the work. He said, "It is just putting the "cart before the horse, so to speak."

Councilor Bushee asked if the stub-out for a future connection to the I-25 frontage road is still happening, and Mr. Pino said he is told this is the case.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to approve this request.

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

11. REQUEST FOR APPROVAL OF FOURTH RENEWAL OF LEASE AGREEMENT – OVERFLOW PARKING FOR HEALTH CLUB; SANTA FE HEALTH CLUB, LLC, BY JOHN MONTOYA, MANAGING MEMBER. (EDWARD VIGIL)

Vice-Chair Wurzburger said there is no money listed for the fourth renewal of the Agreement, and asked if it is the number in the actual Lease Agreement, or does staff need to fill in those blanks before the Committee approves this request.

Mr. Vigil said a provision in the original Lease Agreement mandates that an appraisal be done. There also a provision that it be approved by the Committee prior to the execution of the document so we can give sufficient notice if it fails to gain approval by the Council.

Vice-Chair Wurzburger said then Mr. Vigil is saying we have to approve an agreement without an amount and Mr. Vigil said yes.

Councilor Bushee said she will move to deny unless Mr. Vigil has better answers. She said we're talking about a 1990 price currently in the agreement which allows four consecutive 5 year periods with written notice. She said, "This is either an ancient way of business that should no longer be, or we should be seeing if this is something we can sell these people. To just have another 20 years and not have any increase for inflation, you know... if we're going to own this, it is a crazy idea."

Mr. Vigil said, "It is written into the Lease Agreement as Exhibit B to your packet, Item #3 Options for Renewal... it is written into this Agreement that the Lessee would have option for four consecutive...."

Councilor Bushee said, "I don't agree with that. I don't agree that anybody should burden future councils 20 years out with a Lease Agreement. I think this should go back to the drawing board for an all new proposal and/or if the City doesn't need this land, we should consider selling it if they're interested."

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez to deny this request.

DISCUSSION: Vice-Chair Wurzbarger asked if another way to do this, rather than a flat denial, would be to go to our attorneys for clarification of what can be done with the lease which already has been signed.

Councilor Bushee said, "This lease flat out is over. It started August 9, 1990, so we.... I don't think we do it like this any more is what I'm trying to say..."

Mr. Vigil said, "It's written into this agreement that they have the option to extend it for a total of 25 years."

Councilor Bushee said, "Yes, but I don't agree with that."

Councilor Dominguez asked if it would be a violation of the original lease if we deny.

Vice-Chair Wurzbarger said she would prefer to seek Legal advice before denying.

Councilor Bushee said this is like the Country Club lease.

Vice-Chair Wurzbarger asked Geno Zamora, City Attorney, to speak to the motion.

Councilor Bushee said, "I guarantee you. There's got to be somewhere, with written notice, the City can also decide how they want to do this lease agreement, unlike the Country Club arrangement."

Mr. Zamora said, "You have several options as policymakers on this Committee. You can vote to deny. You can vote to approve. You can put it on the temporary table for legal review. With all honesty, I won't be able to give you legal advice on a pretty substantive lease."

Vice-Chair Wurzbarger said she didn't intend for him to give legal advice tonight.

WITHDRAWAL OF SECOND TO THE MOTION: Councilor Dominguez withdrew his second to the motion.

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to postpone this item to the next meeting of the Committee, with direction to staff to examine the City's options and come back with those options at the next meeting.

DISCUSSION: Councilor Bushee wants to know if the City could offer the land for sale, but doesn't believe the current lease is in the best interest of the City.

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

15. **REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTIONS 24-4.4 AND 24-4.5 SFCC 1987, REGARDING THE SANTA FE TRAFFIC OPERATIONS PROGRAM IN ORDER TO MAKE ALL FINES ONE HUNDRED DOLLARS, AND TO MAKE CLARIFICATIONS AND CORRECTIONS (COUNCILOR TRUJILLO). (CAPTAIN ROBBINS AND ADRIAN TERRY). (Committee Review: Public Safety (approved) 01/20/11; City Council (request to publish) 02/09/11; and City Council (public hearing) 03/09/11. Fiscal impact – Yes.**

Councilor Bushee asked if this is for the speed van or the red light cameras, and what are the current fines.

Captain Robbins said it is meant only to increase the fines to \$100 in speed zones and school zones in the 5-10 mile range which currently are \$86. It isn't means to affect the Red Light Cameras, noting those aren't giving tickets currently. He reiterated the proposal. He said this would affect only about 1,200 citations which would be a total increase of \$16,800.

Councilor Bushee said this is not what the title of the bill indicates.

Captain Robbins said he understands, noting he just noticed it now. He reiterated the intent of the Resolution.

Responding to Councilor Bushee, Captain Robbins said the funds go to the Special Public Safety Fund which was created for the STOP Program to be used for public safety purposes.

Councilor Bushee asked how much there is in the fund, and what do we intend to use it for.

Captain Robbins said last year the total gross was \$400,000 to \$450,000, and after the City split with the State, about \$200,000 to \$250,000 went into the fund.

Councilor Bushee asked, "And what have you earmarked it for."

Captain Robbins said he doesn't have that answer, commenting he hasn't earmarked it for anything.

Councilor Bushee said, "And will you get back to us. And if this on the chopping block for stuff, or what is that for."

Captain Robbins said it is for makeup.

Councilor Bushee said, "Well, then, that's not so special, that fund. Okay. Just please propose whatever language for the top and where you need it Jeanne. That'll be my motion."

MOTION: Councilor Bushee moved, seconded by Councilor Dominguez, to approve this request, with a change in the title of the bill as discussed.

DISCUSSION: Councilor Bushee said, "I just want to make it clear that everything is going up."

Responding to Ms. Price, Councilor Bushee said change it wherever it needs to be changed, "even though I don't like this program."

Councilor Dominguez wants to know how much the contractor is getting.

Captain Robbins said it is roughly 26%, but he can provide precise numbers.

Councilor Bushee asked when we renegotiate this contract.

Captain Robbins said four years from last year.

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

END OF CONSENT CALENDAR DISCUSSION

19. MATTERS FROM THE COMMITTEE

Councilor Bushee asked where is the Veterans Center "that I've just signed on and we've all approved," going to be located.

Ms. Price said she doesn't know, but it will be in Santa Fe.

Councilor Bushee would like somebody to get back with her on this.

Vice-Chair Wurzburger said they are looking at different sites, commenting she doesn't remember those, noting the idea was to get approval to move it forward "somewhat."

Councilor Bushee said she would like a "clear, concise one-page memo that says, especially when it come to change orders, this money was expended this... we decided... we found a problem... just a paragraph. Some of these things are just not super clear.

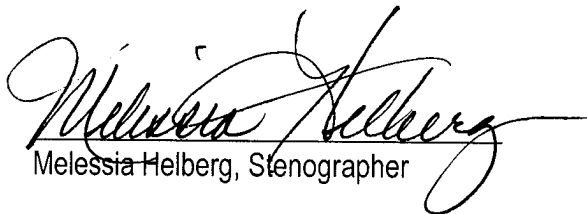
20. ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at 6:25 pm.

Matthew E. Ortiz, Chair

Reviewed by:

Kathryn L. Raveling, Director
Department of Finance



Melessia Helberg, Stenographer