



**PUBLIC WORKS/CIP & LAND USE  
COMMITTEE MEETING  
CITY COUNCIL CHAMBERS  
MONDAY, AUGUST 29, 2011  
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 8, 2011 AND JULY 11, 2011 PUBLIC WORKS COMMITTEE MEETINGS

**INFORMATION AGENDA**

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

**CONSENT AGENDA**

7. REQUEST FOR APPROVAL OF 2011 STATE OF NEW MEXICO, DEPARTMENT OF FINANCE AND ADMINISTRATION SEVERANCE TAX BOND FUND CAPITAL APPROPRIATION PROJECT AGREEMENT 11-L-G-1205 TO PLAN, DESIGN, CONSTRUCT, EQUIP AND FURNISH THE GENOVEVA CHAVEZ COMMUNITY CENTER IN THE AMOUNT OF \$215,000 (**DAVID CHAPMAN**)

**Committee Review:**

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

09/14/11

8. REQUEST FOR APPROVAL OF SANTA FE TRAILS (SFT) DISADVANTAGE BUSINESS ENTERPRISE PROGRAM POLICY STATEMENT IN ACCORDANCE WITH REGULATIONS OF THE U.S. DEPARTMENT OF TRANSPORTATION (DOT), 49 CFR PART 26 BECAUSE SFT HAS RECEIVED FEDERAL FINANCIAL ASSISTANCE FROM THE DOT (**DAVID CHAPMAN**)

**Committee Review:**

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

09/14/11

9. CIP PROJECT #413B – SANTA FE RIVER PARK, EL PARQUE DEL RIO, RENOVATIONS AND IMPROVEMENTS
  - REQUEST FOR APPROVAL OF BID NO. 11/38/B AND CONSTRUCTION AGREEMENT WITH NAMBE PUEBLO HEALTHCARE SERVICES, DBA NAMBE CONSTRUCTION IN THE AMOUNT OF \$1,093,782 PLUS \$89,553.40 (NMGR) FOR A TOTAL AMOUNT OF \$1,183,335.40 (**BRIAN DRYPOLCHER**)

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

10. ON CALL SERVICES FOR ROADWAY & TRAILS CONSTRUCTION SERVICES

- REQUEST FOR APPROVAL OF BID NO. 12/02/B AND CONSTRUCTION AGREEMENT FOR ON CALL CONSTRUCTION SERVICES WITH H.O. CONSTRUCTION INC. AND TLC PLUMBING & UTILITY, IN AN AMOUNT NOT TO EXCEED \$2,000,000 EXCLUSIVE OF NMGR (LEANN VALDEZ)

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

11. REQUEST FOR APPROVAL OF AN ORDINANCE APPROVING A LEASE BETWEEN THE CITY OF SANTA FE AND BOKUM BURRO ALLEY LLC FOR APPROXIMATELY 900 SQUARE FEET OF CITY OWNED LAND LOCATED WITHIN THE BOUNDS OF THE BURRO ALLEY RIGHT OF WAY FOR OUTDOOR SEATING AND SERVICE AREA APPURTENANT TO RESTAURANT AT 31 BURRO ALLEY (COUNCILOR ORTIZ) (EDWARD VIGIL)

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Request to Publish)	09/14/11
Council (Public Hearing)	10/12/11

12. REQUEST FOR APPROVAL OF AN ORDINANCE APPROVING A LEASE BETWEEN THE CITY OF SANTA FE AND MAJED HAMDOUNI D/B/A BURRO ALLEY CAFÉ FOR APPROXIMATELY 700 SQUARE FEET OF CITY OWNED LAND LOCATED WITHIN THE BOUNDS OF THE BURRO ALLEY RIGHT OF WAY FOR OUTDOORS SEATING AND SERVICE AREA APPURTENANT TO RESTAURANT OF 207 W. SAN FRANCISCO (COUNCILOR ORTIZ) (EDWARD VIGIL)

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Request to Publish)	09/14/11
Council (Public Hearing)	10/12/11

13. REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING, AS CITY POLICY, THE LA TIERRA TRAILS MASTER PLAN FOR USE BY THE CITY AS A GUIDE FOR DEVELOPMENT OF CITY WILDERNESS TRAILS AND OPEN SPACE IN THE NORTHWEST QUADRANT (COUNCILOR BUSHEE) (LEROY PACHECO)

**Committee Review:**

Parks and Open Space (Approved)	08/16/11
Bicycle and Trails Committee (Scheduled)	08/25/11
Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

14. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 37, PAGE 36 OF THE CITY OF SANTA FE IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012 REGARDING PLANNED PARK IMPROVEMENTS ADDING "SALVADOR PEREZ PARK" TO BE ELIGIBLE TO RECEIVE IMPACT FEE FUNDING (COUNCILORS DOMINGUEZ, ROMERO AND WURZBURGER) (FABIAN CHAVEZ)

**Committee Review:**

Capital Improvements Advisory Committee (Approved)	07/14/11
Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

**DISCUSSION AGENDA**

15. REQUEST FOR APPROVAL OF IMPACT FEE CREDIT AGREEMENT – AGREEMENT PURSUANT TO SFCC 14-8.14 BETWEEN BECKNER ROAD EQUITIES AND THE CITY OF SANTA FE FOR BECKNER ROAD EQUITIES TO RECEIVE ROAD IMPACT FEE CREDITS FOR INFRASTRUCTURE IMPROVEMENTS MADE ASSOCIATED WITH THE LAS SOLERAS DEVELOPMENT. THE DEVELOPMENT IS LOCATED SOUTH OF GOVERNOR MILES ROAD, EAST OF CERRILLOS ROAD, NORTH OF I-25 AND WEST OF RICHARDS AVENUE; BECKNER ROAD EQUITIES (**MATTHEW O'REILLY AND JUDITH AMER**)

**Committee Review:**

Council (Remanded to PWC/FC)	08/10/11
Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

**PUBLIC HEARING**

16. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO REVIEW AND COMPARE EXISTING CITY OF SANTA FE TRANSPARENCY POLICIES AND PROCEDURES WITH THE TRANSPARENCY POLICIES AND PROCEDURES OF VARIOUS LOCAL GOVERNMENTS; THE TRANSPARENCY POSITION ADOPTED BY THE LEAGUE OF WOMEN VOTERS OF SANTA FE COUNTY AND OTHER RESOURCES FOR THE PURPOSE OF PROVIDING A COST BENEFIT AND ANALYSIS TO THE GOVERNING BODY FOR THE IMPLEMENTATION OF A COMPREHENSIVE CITY OF SANTA FE TRANSPARENCY POLICY AND SUNSHINE PORTAL (**COUNCILORS CHAVEZ AND BUSHEE**) (**CARLA LOPEZ**)

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

17. MATTERS FROM STAFF

18. MATTERS FROM THE COMMITTEE

19. NEXT MEETING: **MONDAY, SEPTEMBER 12, 2011**

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 INDEX FOR  
PUBLIC WORKS/CIP & LAND USE COMMITTEE  
August 29, 2011**

<b>ITEM</b>	<b>ACTION</b>	<b>PAGE</b>
1. Call to Order	Convened at 5:15 p.m.	1
2. Roll Call	Quorum Present	1
3. Approval of Agenda	Approved as presented	1
4. Approval of Consent Agenda	Approved as presented	1-2
5. Approval of Minutes - August 8, 2011	Approved as presented	2
Information Agenda		
6. Escarpment Overlay District Update	Stricken	2
Consent Agenda Listing	Listed	2-3
Discussion Agenda		
7. GCCC Tax Bond Project	Approved	3-4
9. Santa Fé River Park Project	Approved	4-5
11. Bokum Burro Alley Lease	Approved as amended	5-6
12. Burro Alley Café Lease	Approved as amended	6
14. CIP Amendment	Approved as amended	6-8
15. Impact Fee Credit Agreement	Discussion	8-9
Public Hearing		
16. Transparency Policies & Procedures	Discussion/postponed	9-11
17. Matters from Staff	None	11
18. Matters from the Committee	None	11
19. Next Meeting	Set for September 12, 2011	12
20. Adjournment	Adjourned at 6:30 p.m.	12

**MINUTES OF THE**

**CITY OF SANTA FÉ**

**PUBLIC WORKS/CIP & LAND USE COMMITTEE**

**MONDAY, AUGUST 29, 2011**

**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 Fé, New Mexico.

**2. ROLL CALL**

Roll Call indicated the presence of a quorum as follows:

**MEMBERS PRESENT:**

Councilor Carmichael Dominguez, Chair  
Councilor Christopher Calvert  
Councilor Rosemary Romero  
Councilor Ronald S. Trujillo

**MEMBERS ABSENT:**

Councilor Miguel Chávez [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 is on file in the Public Works Department.**

**3. APPROVAL OF AGENDA**

Mr. Pino requested that #6 be removed from the agenda. #15 should say under Committee Review this item would be forwarded to Council on Wednesday, not remanded. For the public hearing, #16, Councilor Chávez was not here and asked if the Committee wished to postpone it.

Chair Dominguez said they should have the public hearing and then postpone action to the next

meeting.

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

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

Councilor Calvert requested to pull from the consent agenda for discussion 7, 9, 11, 12 and 14. He asked to be added as a sponsor of #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 JULY 11, 2011 PUBLIC WORKS COMMITTEE MEETING AND FROM AUGUST 8, 2011 PUBLIC WORKS COMMITTEE MEETING**

Councilor Romero moved to approve the minutes of July 11, 2011 and August 8, 2011 as presented. Councilor Calvert seconded the motion and it passed by unanimous voice vote.  
**INFORMATION AGENDA**

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

This item was removed from the agenda under Approval of Agenda.

#### **CONSENT AGENDA LISTING**

#### **8. REQUEST FOR APPROVAL OF SANTA FÉ TRAILS (SFT) DISADVANTAGE BUSINESS ENTERPRISE PROGRAM POLICY STATEMENT IN ACCORDANCE WITH REGULATIONS OF THE U.S. DEPARTMENT OF TRANSPORTATION (DOT), 49 CFR PART 26 BECAUSE SFT HAS RECEIVED FEDERAL FINANCIAL ASSISTANCE FROM THE DOT (DAVID CHAPMAN)**

**Committee Review:**

Finance Committee (Scheduled)  
Council (Scheduled)

09/06/11  
09/14/11

#### **10. ON CALL SERVICES FOR ROADWAY & TRAILS CONSTRUCTION SERVICES**

- REQUEST FOR APPROVAL OF BID NO. 12/02/B AND CONSTRUCTION AGREEMENT FOR ON CALL CONSTRUCTION SERVICES WITH H.O. CONSTRUCTION INC. AND TLC PLUMBING & UTILITY, IN AN AMOUNT NOT TO EXCEED \$2,000,000 EXCLUSIVE OF NMGR (LEANN VALDEZ)**

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Finance Committee (Scheduled)

09/06/11

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**Committee Review:**

Parks and Open Space (Approved)

08/16/11

Bicycle and Trails Committee (Scheduled)

08/25/11

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

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**DISCUSSION AGENDA**

**7. REQUEST FOR APPROVAL OF 2011 STATE OF NEW MEXICO, DEPARTMENT OF FINANCE AND ADMINISTRATION SEVERANCE TAX BOND FUND CAPITAL APPROPRIATION PROJECT AGREEMENT 11-L-G-1205 TO PLAN, DESIGN, CONSTRUCT, EQUIP AND FURNISH THE GENOVEVA CHÁVEZ COMMUNITY CENTER IN THE AMOUNT OF \$215,000 (DAVID CHAPMAN)**

**Committee Review:**

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

09/14/11

Councilor Calvert asked if there were specific uses for this amount and if there was a budget on it.

Mr. Pino said that per the memo, it would be for planning, design and equipment for GCCC.

Ms. Suzanne said there was a current CIP allocation for GCCC for the Dectron unit, roof issues, pigeon infestation and some stucco to fix. So there were a slew of projects in addition to those for the CIP funds.

Councilor Calvert asked if it would free up some of the CIP funds.

Ms. Suzanne explained that these were above that list.

Councilor Calvert commented that some of these problems never seemed to go away. He thought some of what they were doing was to eliminate those recurring problems. They kept hearing about the dectron problems. He asked if they would ever end.

Ms. Suzanne said they called it their dragon and it consumed a lot of money to operate. It was 12 years old and with 60,000 users each month, they didn't know what to expect with the differences in temperature required. It would continue to need systems addressed every year.

**Councilor Calvert moved to approve the request. Councilor Trujillo seconded the motion.**

Councilor Romero called it a "bleeder" at one meeting. It would help to have that list so they would know. It was a message to pass on. Ms. Suzanne agreed.

Mr. Pino agreed to get the list from Facilities Division.

**The motion passed by unanimous voice vote.**

**9. CIP PROJECT #413B – SANTA FÉ RIVER PARK, EL PARQUE DEL RIO, RENOVATIONS AND IMPROVEMENTS**

- **REQUEST FOR APPROVAL OF BID NO. 11/38/B AND CONSTRUCTION AGREEMENT WITH NAMBE PUEBLO HEALTHCARE SERVICES, DBA NAMBE CONSTRUCTION IN THE AMOUNT OF \$1,093,782 PLUS \$89,533.40 (NMGRT) FOR A TOTAL AMOUNT OF \$1,183,335.40 (BRIAN DRYPOLCHER)**

**Committee Review:**

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

09/14/11

Councilor Calvert noted there had been confusion with public and press on some of their award processes of late. He pulled this to have staff explain it.

Mr. Pino agreed some questions were raised. There were two types of awards: low bid and Professional Service Agreements. On low bids the contractor had to meet minimum requirements including insurance and performance bonds and without them they could not bid on the project. Once the bids were tabulated it generally went to the lowest bidder meeting the qualifications.

In PSAs there were other things that got reviewed such as qualifications and experience. On the security contract, one bidder failed to submit the required documentation, etc. There was subjective information like being licensed to carry firearms and points were awarded on all the things evaluated and the response with highest score got the contract and not necessarily based on price.

Councilor Calvert agreed but price was usually one of the criteria. Mr. Pino agreed.

Mr. Pino said the engineers' association was prohibited from submitting price considerations. And with theirs a price would be negotiated.



**Councilor Calvert moved to approve the request. Councilor Romero seconded the motion.**

Councilor Romero understood they missed part of the requested information.

Councilor Calvert noted on page 20 for alternate #3 they considerably over bid that because they misunderstood it.

Chair Dominguez felt the Committee didn't need to get into that.

Councilor Romero said their bid amount was off. Maybe she misunderstood or read it wrong.

Mr. Pino thought they were still the lowest bidder. Mr. Drypolcher agreed.

Councilor Romero said their bid on #3 still made them competitive.

Mr. Drypolcher explained there was an error and as it turned out, it was a typo. Their base bid was lower than the others and the clarification of deductive alternates was satisfactory so they were awarded the bid.

**The motion passed by unanimous voice vote.**

**11. REQUEST FOR APPROVAL OF AN ORDINANCE APPROVING A LEASE BETWEEN THE CITY OF SANTA FÉ AND BOKUM BURRO ALLEY LLC FOR APPROXIMATELY 900 SQUARE FEET OF CITY OWNED LAND LOCATED WITH IN THE BOUNDS OF THE BURRO ALLEY RIGHT OF WAY FOR OUTDOOR SEATING AND SERVICE AREA APPURTENANT TO RESTAURANT AT 31 BURRO ALLEY (COUNCILOR ORTÍZ) (EDWARD VIGIL)**

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
Council (Request to Publish)	09/14/11
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Councilor Calvert said his question related to both 11 and 12. Some of the figures got copied down wrong. This was definitely for 900 sq. ft. and annual value was \$90,000. Mr. O'Reilly agreed.

Councilor Calvert said consistent with the earlier approved lease, he wanted to add language on the second page of the lease that he thought they agreed on before. Installation and maintenance of a barrier along the patio area that allows for bicycle passage on the west side of the alley. That was to Section A.

**Councilor Calvert moved to approve the lease with that addition. Councilor Trujillo seconded the motion.**

Councilor Romero recalled the discussion was to make sure the bicycles could pass adjacent to the area. She asked what the barriers would be.

Councilor Calvert said Café Paris used the planters.

Councilor Romero asked if they should suggest something more specific. She didn't want it to be a chain link fence.

Mr. O'Reilly said the lease wasn't specific except for the chain link fence. Several things had been used. The lease should have an exhibit attached with dimensions that indicated that portion of land where bicycles could pass through. That specific was left up to the restaurant how they would block it off. Anything that demarcated where the restaurant left off.

Councilor Romero was okay with it. She liked the planters.

Chair Dominguez asked if staff would have some discretion on it.

Mr. O'Reilly said staff wanted to know of anything Council didn't want to see. The leases have gotten narrower. The planter would significantly reduce the seating area there. But they would take direction on it.

**The motion passed by unanimous voice vote.**

**12. REQUEST FOR APPROVAL OF AN ORDINANCE APPROVING A LEASE BETWEEN THE CITY OF SANTA FÉ AND MAJED HAMDOUNI D/B/A BURRO ALLEY CAFÉ FOR APPROXIMATELY 700 SQUARE FEET OF CITY OWNED LAND LOCATED WITHIN THE BOUNDS OF THE BURRO ALLEY RIGHT OF WAY FOR OUTDOOR SEATING AND SERVICE AREA APPURTENANT TO RESTAURANT OF 207 W. SAN FRANCISCO (COUNCILOR ORTÍZ) (EDWARD VIGIL)**

**Committee Review:**

Finance Committee (Scheduled)	09/06/11
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Councilor Calvert wanted the Solid Waste Management language added to section A in this lease. In the memo there was some confusion in C which said \$798 and probably should be \$748 to be consistent.

Mr. O'Reilly said it should be \$7,448 per year which was same rate.

Councilor Calvert asked why they had a monthly rate in one and an annual rate in the other.

Mr. O'Reilly wasn't sure but the rate was the same.  $\$627.67/\text{month} = \$7,448/\text{year}$ .

Councilor Calvert moved to approve the lease with that change. Councilor Romero seconded the motion and it passed by unanimous voice vote.

**14. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING TABLE 37, PAGE 36 OF THE CITY OF SANTA FÉ IMPACT FEES CAPITAL IMPROVEMENTS PLAN AND LAND USE ASSUMPTIONS, 2007-2012 REGARDING PLANNED PARK IMPROVEMENTS ADDING "SALVADOR PEREZ PARK" TO BE ELIGIBLE TO RECEIVE IMPACT FEE FUNDING (COUNCILORS DOMINGUEZ, ROMERO AND WURZBURGER) (FABIAN CHÁVEZ)**

**Committee Review:**

Capital Improvements Advisory Committee (Approved)	07/14/11
Finance Committee (Scheduled)	09/06/11
Council (Scheduled)	09/14/11

Councilor Calvert asked why this was not part of the park bond master plan. He asked if they were sure they couldn't fund it with left over remaining monies. He asked what the overall status of impact fee accounts was.

Mr. Chávez said they missed it on this one. They had no idea the parking and drainage would rise to this level. It was the best estimate at that time but didn't come close.

Councilor Calvert asked if this item appeared on the list for this park. Mr. Chávez said no.

Councilor Calvert asked if it wouldn't be eligible for left over funds then.

Mr. Chávez said they wanted to move it forward rather than delaying it another year. There was engineering that needed to be done. It would take more money than they were requesting for it. They always discussed that when the park bond was complete, they would count up the money left unspent and would be ready to make recommendations to Council.

Councilor Calvert understood that but wanted to keep in front that if there was money left over they could reimburse the impact fee fund. Without an accounting of them to date, he was unsure where they were.

Chair Dominguez noted they just had park bond reallocation last month.

Mr. Pino agreed. It looked like left over funds were being used for things that had been missed. The reallocation considered all the projects yet to be done or completed so they believed all the parks bond money was spoken for through December 2012.

Councilor Calvert asked if they thought there was likely to be no money left over.

Mr. Pino agreed. They would have a very efficient use of the fund.

Councilor Calvert understood that but felt the Council should consider reimbursing the impact fee fund account.

Chair Dominguez had no problem with that.

Councilor Calvert wanted to add that provision into the "therefore be it resolved" section. It probably wouldn't happen but he would feel more comfortable with it in there.

**Councilor Calvert moved to approve the request as amended. Councilor Romero seconded the motion.**

Councilor Romero thought it was all up for consideration. If there was anything left over it was wiser for this consideration.

**The motion passed by unanimous voice vote.**

**15. REQUEST FOR APPROVAL OF IMPACT FEE CREDIT AGREEMENT – AGREEMENT PURSUANT TO SFCC 14-8.14 BETWEEN BECKNER ROAD EQUITIES AND THE CITY OF SANTA FÉ FOR BECKNER ROAD EQUITIES TO RECEIVE ROAD IMPACT FEE CREDITS FOR INFRASTRUCTURE IMPROVEMENT MADE ASSOCIATED WITH THE LAS SOLERAS DEVELOPMENT. THE DEVELOPMENT was LOCATED SOUGH OF GOVERNOR MILES ROAD, EAST OF CERRILLOS ROAD, NORTH OF I-25 AND WEST OF RICHARDS AVENUE; BECKER ROAD EQUITIES (MATTHEW O'REILLY AND JUDITH AMER)**

**Committee Review:**

Council (Remanded to PWC/FC)	08/10/11
Finance Committee (Scheduled)	09/06/11
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Mr. O'Reilly presented the request. This came to Council and was remanded to PWC and FC

Councilor Calvert was confused about it. He asked if they were just considering part or the whole thing.

Mr. O'Reilly said at Council, it was voted to remand it back. At the Finance Committee they moved to approve #1 in C which was cost of improvements that were already constructed and a motion to approve the rest of that list failed. So the entire thing was moved forward but there was no recommendation.

Councilor Romero said the amount was only for what had been done. The figures were as close as possible for efficiency because they were close to what was projected and staff spent time to figure it out.

She said she didn't want staff to have to spend more time on it. It was just a motion to move it forward without a recommendation.

**Councilor Romero moved to approve the original recommendation and move it forward. Councilor Calvert seconded the motion.**

Councilor Calvert thought the reasoning was clear. He asked if there was a possibility they could approve the rest of this subject to actual figures in a re-estimation to make sure the figures were accurate.

Chair Dominguez thought staff did a wonderful job. He would like to see traffic counts.

Mr. O'Reilly explained that it was already in the agreement - each time work was done for which impact fees were eligible.

Chair Dominguez understood they estimated the road traffic there. If those numbers for whatever reason were not correct, he asked if they could make an adjustment.

Mr. O'Reilly agreed. There were two columns on page 31 - one was estimated cost of improvements and other was non site estimates. It would be possible if a developer wanted to come forward to claim impact fees that they could see if the non-site traffic had changed.

Chair Dominguez asked if they would agree to add that in there.

Councilor Romero asked what the language was.

Mr. Romero said the appropriate language would be that **at the time a certain impact fee credit was sought that the development provide a revised traffic study with revised non-site traffic percentages to be reviewed by the public works department.**

**Councilor Romero agreed with that language. That was a friendly amendment.**

**Councilor Calvert said it was friendly** but Chair Dominguez was concerned that down the road with construction that had already occurred more traffic might occur.

Chair Dominguez was fine with it.

Councilor Calvert asked if they based it on what they believed the project would contribute.

Mr. O'Reilly said they assessed impact fees based on the floor area of the project - on the actual costs of road building. And if the developer holds, he could apply those credits against that proposal. He provided an example. It was unrelated to what they might later construct on the site.

Councilor Calvert asked for clarification on non-site generated traffic.

Mr. O'Reilly said they didn't give credits for what the development caused to be needed. The impact fee credit was reduced by that percentage.

**The motion to approve as amended passed by unanimous voice vote.**

## **PUBLIC HEARING**

### **16. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO REVIEW AND COMPARE EXISTING CITY OF SANTA FÉ TRANSPARENCY POLICIES AND PROCEDURES WITH THE TRANSPARENCY POLICIES AND PROCEDURES OF VARIOUS LOCAL GOVERNMENTS; THE TRANSPARENCY POSITION ADOPTED BY THE LEAGUE OF WOMEN VOTERS OF SANTA FÉ COUNTY AND OTHER RESOURCES FOR THE PURPOSE OF PROVIDING A COST BENEFIT AND ANALYSIS TO THE GOVERNING BODY FOR THE IMPLEMENTATION OF A COMPREHENSIVE CITY OF SANTA FÉ TRANSPARENCY POLICY AND SUNSHINE PORTAL (COUNCILORS CHÁVEZ AND BUSHEE) (CARLA LÓPEZ)**

#### **Committee Review:**

Finance Committee (Scheduled)

09/06/11

Council (Scheduled)

09/14/11

Ms. López provided 2 handouts. She said this resolution was to expand on the transparency policy so they needed to know what they already had. This was the working definition on transparency done by the League of Women Voters and the Coalition for Open Government. They had the Open Meetings Act and both were on the website or a person could get copies in person. You could download the forms for when you come to get your records.

A year ago she built a transparency web site and used a guide for it. For contracts there was very little on line. The Public Information Office had her and Joyce Bond. They broadcast all council meetings. Whatever people bring to staff could be put on the bulletin board that was updated regularly. There had been a year's worth of work by staff. Items under #5 were examples of their work. She used the definition from the report she mentioned earlier.

## **PUBLIC HEARING**

Ms. Karen Heldmeyer, representing League of Women Voters, said the Chair of the Transparency Project couldn't be present but won an award for this work on transparency. Their work might be argued throughout the state. Jodie did a lot of that work. The other person was Councilor Chavez who wanted to be here but was going to be late.

The League had worked for a couple of years on it. The County adopted the policy and had begun to put many parts into effect. Councilor Chávez and Councilor Bushee agreed to sponsor a bill similar to that work.

She briefly addressed the history of it and said if the Councilors wanted to change it, they should get permission from the sponsors.

The County approval was with the condition that new things would be added. Information was already available in electronic form so putting it elsewhere was not that big of a deal. Many of these things were already done by the City. A sunshine portal was a very important part of it. To say the City should look into the costs was fine but the bottom line should be that the City was adopting the transparency policy.

There were no other speakers from the public on this hearing.

Councilor Romero appreciated those comments. She was fine having it postponed. She noted there were some things missing that could be added she thought the voting records should be added and perhaps the lawsuits that had been filed. She thought it should be postponed for a month.

**Councilor Romero moved to postpone it for one month (September 26). Councilor Trujillo seconded the motion and it passed by unanimous voice vote.**

## **17. MATTERS FROM STAFF**

There were no matters from staff.

## **18. MATTERS FROM THE COMMITTEE**

Councilor Trujillo mentioned a park that might need another cleaning. Certain sections were really ugly. A couple of years ago they went in with a backhoe with all the silt runoff.

Councilor Calvert thought they had come to an agreement on the marking of the curb at Carlos Gilbert but he had not seen anything happen. Parts of the curb were so faded out that people didn't understand where to park. The bus went through there and there was no way to avoid a conflict.

Mr. Pino needed to recheck it. He was told signs had been erected but he hadn't checked them. Also SFPS was supposed to do something. He agreed to check with John Romero on it.

Councilor Romero said the NM DOT did have use for material from SWAMA at Alta Vista and Pacheco. There was interest in improving it with Mr. Lipless and Mr. Kippenbrock to beautify that intersection. She asked staff to please keep it on the forefront.

Mr. Pino asked who was supposed to do the improvement.

Councilor Romero said NMDOT was to do it but SWAMA had the materials. It was just coordination.

**19. NEXT MEETING: MONDAY, SEPTEMBER 12, 2011**


**20. ADJOURN**

The meeting was adjourned at 6:30 p.m.

Approved by:

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Submitted by:

  
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Carl Boaz, Stenographer