



# Agenda

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## ARCHAEOLOGICAL REVIEW COMMITTEE MEETING

THURSDAY, DECEMBER 1, 2011 – 4:30 pm.

CITY COUNCILORS' CONFERENCE ROOM

CITY HALL, 200 LINCOLN AVENUE

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. APPROVAL OF MINUTES:  
November 3, 2011
- E. ACTIONS ITEMS
  - 1. Case#AR-19-11. Approval of monitoring and test excavations conducted for the Public Works Department of the City of Santa Fe for the installation of four light posts on the Santa Fe Plaza, located within the Historic Downtown Archaeological Review District. Requested by Tom Ireland, Office of Archaeological Studies, New Mexico Department of Cultural Affairs, for the City of Santa Fe.
  - 2. Case#AR-20-11. Approval of monitoring to be conducted for PNM for the installation of underground electrical lines running along Bishops Lodge Road and Hyde Park Road for the Fort Marcy 14 Electric Feeder project, located within the Suburban Archaeological Review District. Requested by Robert Dello-Russo, Office of Archaeological Studies, New Mexico Department of Cultural Affairs, for PNM.
  - 3. Case#AR-21-11. Approval of preliminary report on data recovery excavations at LA 161535 prepared for Drury Southwest, Inc for work conducted at La Villa Rivera/Marian Hall Complex, located within the Historic Downtown Archaeological Review District. Requested by Tom Ireland, Office of Archaeological Studies, New Mexico Department of Cultural Affairs, for Drury Southwest, Inc.
  - 4. Case#AR-22-11. Consideration of Guadalupe A. Martinez to be included on the City of Santa Fe list of approved archaeologists for the Historic Downtown Archaeological Review District.
- F. ADMINISTRATIVE MATTERS
- G. COMMUNICATIONS
- H. MATTERS FROM THE COMMITTEE
- I. BUSINESS FROM THE FLOOR
- J. ADJOURNMENT

For more information regarding cases on this agenda, please call the Planning Division at 955-6605. Interpreters for the hearing impaired are available through the City Clerk's office at 966-6520, upon five (5) days notice.

**SUMMARY INDEX  
ARCHAEOLOGICAL REVIEW COMMITTEE  
December 1, 2011**

| <u>ITEM</u>                           | <u>ACTION</u>      | <u>PAGE</u> |
|---------------------------------------|--------------------|-------------|
| CALL TO ORDER & ROLL CALL             | Quorum             | 1           |
| APPROVAL OF AGENDA                    | Approved [amended] | 1           |
| APPROVAL OF MINUTES: NOVEMBER 3, 2011 | Approved [amended] | 2           |

**ACTION ITEMS**

**CASE #AR-19-11. APPROVAL OF MONITORING AND TEST EXCAVATIONS CONDUCTED FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF SANTA FE FOR THE INSTALLATION OF FOUR LIGHT POSTS ON THE SANTA FE PLAZA, LOCATED WITHIN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY TOM IRELAND, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR THE CITY OF SANTA FE**

**Recommended Approval w/corrections 2-5**

**CASE #AR-20-11. APPROVAL OF MONITORING TO BE CONDUCTED FOR PNM FOR THE INSTALLATION OF UNDERGROUND ELECTRICAL LINES RUNNING ALONG BETWEEN BISHOPS LODGE ROAD AND HYDE PARK ROAD FOR THE FORT MARCY 14 ELECTRICAL FEEDER PROJECT, LOCATED WITHIN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY ROBERT DELLO-RUSSO, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR PNM**

**Approved**

**5-9**

| <u>ITEM</u>  | <u>ACTION</u>                 | <u>PAGE</u>  |
|--|-------------------------------|--------------|
| <b>CASE #AR-21-11. APPROVAL OF PRELIMINARY REPORT ON DATA RECOVERY EXCAVATIONS AT LA 161535, PREPARED FOR DRURY SOUTHWEST, INC., FOR WORK CONDUCTED AT LA VILLA RIVERA/ MARIAN HALL COMPLEX, LOCATED WITHIN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY TOM IRELAND, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR DRURY SOUTHWEST, INC.</b> | <b>Approved</b>               | <b>9-10</b>  |
| <b><del>CASE #AR-22-11.</del> CONSIDERATION OF GUADALUPE MARTINEZ TO BE INCLUDED ON THE CITY OF SANTA FE LIST OF APPROVED ARCHAEOLOGISTS FOR THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT</b>  | <b>Approved w/waiver</b>      | <b>11-12</b> |
| <b>ADMINISTRATIVE MATTERS</b>  | <b>Information/discussion</b> | <b>12-13</b> |
| <b>COMMUNICATIONS</b>  | <b>None</b>                   | <b>13</b>    |
| <b>MATTERS FROM THE COMMITTEE</b>  | <b>Information</b>            | <b>13</b>    |
| <b>BUSINESS FROM THE FLOOR</b>   | <b>None</b>                   | <b>13</b>    |
| <b>ADJOURNMENT</b>   |                               | <b>13</b>    |

**MINUTES OF THE  
CITY OF SANTA FE  
ARCHAEOLOGICAL REVIEW COMMITTEE  
City Councilors Conference Room  
December 1, 2011**

**A. CALL TO ORDER**

A meeting of the Archaeological Review Committee was called to order by Jeremy Kulisheck, Chair, at approximately 4:30 p.m., on December 1, 2011, in the City Councilors Conference Room, City Hall, Santa Fe, New Mexico.

**B. ROLL CALL**

**Members Present**

Jeremy Kulisheck, Chair  
Tess Monahan, Vice-Chair  
Gary Funkhouser  
James Edward Ivey  
David Eck

**Others Present**

John Murphey, Land Use Department  
Melessia Helberg, Stenographer

**NOTE:** All items in the Committee packet for all agenda items are incorporated herewith to these minutes by reference; and the original Committee packet is on file in, and may be obtained from, the Historic Planning Division.

**C. APPROVAL OF AGENDA**

Mr. Murphey said the Case # should be deleted on Item #4 under Action Items.

**MOTION:** Tess Monahan moved, seconded by Gary Funkhouser, to approve the Agenda as amended.

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

**D. APPROVAL OF MINUTES: NOVEMBER 3, 2011**

The following corrections were made to the minutes:

Global change Murphy to Murphey.

Page 4, paragraph 4, line 2 correct as follows: "... skeletal [~~inaudible~~] fragment was..."

Page 6, paragraph 2, line 6, correct as follows: "...Depression ~~area~~ era..."

Page 6, paragraph 2, line 6, correct as follows: "~~jackal~~ jacal structure..."

Page 8, paragraph 3, line 1, correct as follows: Change "519 to 5.19."

Page 8, paragraph 4, line 1, correct as follows: "...~~Purcell's~~ Preucel's dichotomy..."

Page 6, paragraph 2, line 1, add additional explanation as follows: "...disarticulated [human] remains.

Page 7, paragraph 1, line 1, add additional explanation as follows: "on Sanborn [maps] and..."

**MOTION:** Gary Funkhouser moved, seconded by Jake Ivey, to approve the minutes of the meeting of November 3, 2011, as amended.

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

**E. ACTION ITEMS**

1. **CASE #AR-19-11. APPROVAL OF MONITORING AND TEST EXCAVATIONS CONDUCTED FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF SANTA FE FOR THE INSTALLATION OF FOUR LIGHT POSTS ON THE SANTA FE PLAZA, LOCATED WITHIN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY TOM IRELAND, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR THE CITY OF SANTA FE.**

Chair Kulisheck reminded the Committee that this will be a recommendation for approval, with a finding that the Report conforms with City ordinance.

John Murphey, Senior Planner, Historic Preservation Division, presented information from the Staff Report, with attachments, dated November 22, 2011

**BACKGROUND AND SUMMARY:** At the request of the Public Works Department, City of Santa Fe, the Office of Archaeological Studies conducted archaeological monitoring and test excavations for the installation of four light standards on the Santa Fe Plaza (LA 80000), located within the Historic Downtown Archaeological Review District. The area under study consisted of four post holes measuring approximately 3' (90 cm) to 4' (1.2 m) in diameter and 7' (2.1 m) deep. Investigation resulted in the documentation of 17 strata and the collection of 1,430 artifacts, spanning the 17<sup>th</sup> to the 20<sup>th</sup> centuries.

Resultant findings are presented in the accompanying "Archaeological Monitoring and Testing for Four Light Posts on the Santa Fe Plaza, Santa Fe, New Mexico" (Barbour, Matthew J. AN 439, 2011).

**STAFF RECOMMENDATION:** Staff recommends approval of the monitoring and testing report, as the document meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and Archaeological Clearance Permits (14-3.13).

### **Commentary by the Board**

#### **Tess Monahan**

Ms. Monahan said she has no corrections. She said this is a great report and she appreciates the thoroughness. She said, Who would think it could be so rich."

#### **Gary Funkhouser**

Mr. Funkhouser said he has only a minor technicality about a reference in the environmental section, and there should be a reference in Section #19 of NIAF the form.

#### **David Eck**

Mr. Eck said on page 57, right column, paragraph 1, line 7, under Examination of Temporal Trends, correct as follows, "...from different ~~stratum~~ strata to..."

Mr. Eck said on page 110, right column, next to last line, correct as follows: " Santa Fe Plaza."

#### **Jake Ivey**

Mr. Ivey asked Mr. Barbour if they left out the blank pages, noting there is no page 66 or 92.

Mr. Barbour said those pages are intentionally left blank, and they just didn't put the blank page into the report.

Mr. Ivey said, regarding ceramics, when you did the ceramics analysis you never mentioned form, and asked if this is because the pieces were so small you couldn't tell.

Mr. Barbour said in some cases you could tell. He said there are tables in the report where it is broken down by form, noting most of the fragments were very small and these are primarily from trampled ground surfaces within the Santa Fe Plaza, with the exception of strand 3.6, which he believes to be an Early Colonial pit feature.

Mr. Ivey asked if the Table of Contents lists vessel form tables.

Mr. Barbour said it doesn't appear the table list is in the Table of Contents, and he will be sure that is corrected.

Mr. Eck said vessel form is addressed in one place – Table 13 on page 64.

Mr. Barbour said in Table 13 you are looking primarily at body sherds.

Mr. Ivey said on page 43, right column, line 3, correct as follows: "...~~Lentz's~~ Lentz posits..."

Mr. Ivey said on page 43, right column, last line, correct as follows: "...appear to date..."

### **Chair Kulisheck**

Chair Kulisheck said he would echo Ms. Monahan's commendation on extraction of a tremendous amount of information from 4 holes on the Plaza.

Mr. Barbour said given that the nature of the deposit is so fundamental to Santa Fe, it did warrant inclusion in the report.

Chair Kulisheck said on page 23, second column, paragraph 2, line 3, correct as follows: "These dates can be linked to a large-scale Pueblo..."

Chair Kulisheck said on page 26, left column, paragraph 2, line 1, provides as follows: "At least two trenches were excavated to 1.5 meters below the parking lot..." Chair Kulisheck said he went back and forth and couldn't find which parking lot that was.

Mr. Barbour said it is the parking lot that was behind the Palace of the Governors, but he will clarify that.

Chair Kulisheck said he has two substantive issues. He said the first is on page 40, in the first full paragraph on the left, regarding the ceramic analysis conducted for this report versus the ceramic analysis conducted by Candace Lewis for the Gazebo excavations, published in 2004. He quoted from the report, "Because both of these dates are based on analyst experience and not a mathematical equation, both are equally valid."

Mr. Barbour said he was dealing with a huge problem there, because the reality is that they both used exactly the same analysis, both projects were done using the exact same analysis format, both people who did the analysis were trained by the same person, and "I have the same assemblage, exactly as far as percentages go, I have exactly the same assemblage." He said, however, Dean Wilson maintains the assemblage dates to the early 18<sup>th</sup> century and Candace Lewis maintained it dated to the late 17<sup>th</sup> century.

Chair Kulisheck said, "In fairness, if you go to page 57, I think Dean is hedging his bets here. he says 'While some caution must be exercised given the small sample, Native ceramics suggest this assemblage could reflect an occupation slightly later than the proposed period'." Chair Kulisheck said he definitely would say some caution should be exercised because of the small assemblage. He said he doesn't need a mathematical equation. All he did was to look at the two sample sizes – 8,000 sherds versus about 800 sherds. He said if we narrow it to this one particular stratum to which he is referring, he has not idea how many ceramics were from the Gazebo.

Mr. Lentz said they were more comparable in size.

Chair Kulisheck said then he would say that neither analyst has any grounds to make any sort of definitive conclusions about which period they align in. He said perhaps Mr. Barbour is correct. He said it would be more accurate to say they were equally invalid. He said he should transfer some of the equivocation that Dean expresses in his chapter into this report, because he's making his interpretation based on one sherd of powhoge in that assemblage. He said the sample size is big enough to assess class evenness to tell whether the sherd is representative or aberrant. He said just say "Sample sizes are very small, and we can't be sure."

Chair Kulisheck said the other issue he has is on page 43, where the Report says, "Lentz posits that this is the infamous Pueblo Revolt of 1680." He said perhaps "infamous" is not the appropriate term, and he believes they should find another word to describe the revolt. He said there are many in the community today that would find the Pueblo Revolt of 1680 to be a virtuous event.

Chair Kulisheck asked Mr. Barbour if he has any remarks, apologizing that he didn't ask him prior to comments from the Board.

Mr. Barbour said he is very happy the Committee is pleased with the size and scale of the report given the nature of the project. He said it was only 4 test pits, but those were in downtown Santa Fe, and we're dealing with Early Colonial deposits which are very important to the history of Santa Fe. He did try to do as much reporting justice as he could on the materials and what they found. He said he was nervous about doing more than 100 pages, reiterating that he is pleased the Committee has found that to be okay in this instance. He said they are fully out at the Executive Office Building and will be there until the middle of next week. He said the Committee is welcome to come out and see the Executive Office Building, noting they have exposed the Beauchamp House, and should have the Butler House later next week.

**MOTION:** David Eck moved, seconded by Jake Ivey, with regard to Case #AR-19-11, that the Archaeological Review Committee recommend to the State Archaeologist, at the State Historic Preservation Division, the acceptance of the monitoring and test excavations report, requested by Tom Ireland, OAS, prepared for the Public Works Department, City of Santa Fe, for installation of four light posts on the Santa Fe Plaza, located within the Historic Downtown Archaeological Review District, with the aforementioned changes, and finding that the report conforms with the provisions of City Ordinance.

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



2. **CASE #AR-20-11. APPROVAL OF MONITORING TO BE CONDUCTED FOR PNM FOR THE INSTALLATION OF UNDERGROUND ELECTRICAL LINES RUNNING ALONG BETWEEN BISHOPS LODGE ROAD AND HYDE PARK ROAD FOR THE FORT MARCY 14 ELECTRICAL FEEDER PROJECT, LOCATED WITHIN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY ROBERT DELLO-RUSSO, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR PNM.**

John Murphey, Senior Planner, Historic Preservation Division, presented information from the Staff Report, with attachments, dated November 22, 2011. He apologized saying he assumes Figures 2-A through 3-A may not be legible since they were not reproduced in color, and he can provide his copy for clarity.

Mr. Murphey provided a copy of a letter for the record, dated November 18, 2011, to Ms. Michelle Ensey, from Robert Dello-Russo, regarding *Archaeological Monitoring Plan for installation of three-phase electrical feeder north of downtown Santa Fe (Suburban Archaeological District)*. A copy of this letter is incorporated herewith to these minutes as Exhibit "1."

**BACKGROUND AND SUMMARY:** At the request of PNM, the Office of Archaeological Studies (OAS) proposes to conduct archaeological monitoring for an electrical line installation project. The proposed project will extend approximately 11,718' (3.57 km) along Bishop Lodge Road/Hyde Park Road. The work will include digging 21 trenches, 24" wide and 36" deep, and 21 "pull boxes," approximately 5' x 7' in plan and 4" deep. The total excavation area for all work will encompass approximately 24,233 square feet. As a project subject to Archaeological Clearance Permits. OAS proposes a monitoring plan similar to what was used during the First Judicial District Courthouse project. Monitoring procedures, personnel and post-field reporting methods are described in the accompanying letter.

**STAFF RECOMMENDATION:** Staff recommends approval of the proposed monitoring plan, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and Archaeological Clearance Permits (14-3.13(B)(4)(a)).

Mr. Robert Dello-Russo said he is the sole surviving Director at OAS, noting Steve Post retired yesterday, and he [Dello-Russo] will be assuming a lot of Mr. Post's duties along with his own.

Mr. Dello-Russo the case caption on the agenda said the electrical line runs between Bishops Lodge Road and Hyde Park Road, which is incorrect. The line actually runs between the two roads in the Sierra del Norte Subdivision which is on the ridge between the two roads.

Mr. Dello-Russo said in the monitoring plan, it shows the entire project that PNM is proposing to do, and the vast majority is within the Sierra del Norte Subdivision, with a smaller portion outside the Subdivision. He said the area within the Subdivision was previously surveyed by Cherie Scheick and there

are no archaeological resources within that area. He said therefore, they are requesting that they not monitor that portion and monitor only the portion outside the inventory area. He said he spoke with Jan Biella and Michelle Ensey at HPD today about that, and they are in agreement with him. However, they advised that he needed to discuss this with the Archaeological Review Committee.

Mr. Dello-Russo said PNM hasn't finalized the exact nature of its installation, because they are waiting for a permit from the City with regard to whether the line will be an overhead line or be buried underground, which is the more likely outcome. He said there is more monitoring to be done with a trench than with power poles. He said it is PNM's estimation that the trenching is the most likely given that everything else out there is buried. He said they propose to do monitoring whether it is overhead or underground.

### **Commentary by the Board**

#### **Gary Funkhouser**

Mr. Funkhouser said he had no comment.

#### **David Eck**

Mr. Eck said what is presented matches exactly what we expressed would be appropriate.

Chair Kulisheck said he reviewed the minutes where this was presented, and the conversation was between this Committee and Ethan Giedraitis, the PNM representative and Ken Brown, the former contractor who has been replaced by Mr. Dello-Russo.

#### **Jake Ivey**

Mr. Ivey said he had no comment.

#### **Tess Monahan**

Ms. Monahan said she has no comment other than it was a great report.

#### **Chair Kulisheck**

Chair Kulisheck said he would echo what Mr. Eck stated, that it does represent very closely our conversation with Mr. Giedraitis and Mr. Brown, and it was our recommendation that if there were no sites within the previously surveyed right-of-way that there was no logic to monitor those, and he is glad they chose to adopt that recommendation.

Mr. Dello-Russo said 3 sites were identified previously – a historic limestone quarry and two Madera chert quarries which are the closest thing they could find to the project, which are significantly out of the way.

Chair Kulisheck said he realizes the power pole option is unlikely. However, he recalls that Mr. Giedraitis said the monitoring was necessary, and the variance was needed, was because PNM has to put the trench beneath the pavement in the road. He said his assumption is that if they do power poles, those would go on the adjacent easement and obviously not to the pavement of the road. He asked, if this is the case, with the poles going into the easement, if a survey could be conducted rather than monitoring for the poles, because this would be a less expensive option for his client.

Mr. Dello-Russo said this is a possibility, but PNM never brought it up, and it hasn't been discussed. He said for PNM it was always monitoring either way. He said because they are always leaning to trenching as the most likely outcome, they really hadn't considered that. He said if the Committee would like, he could bring it up to them if it turns out that they will be doing power poles.

Chair Kulisheck said yes, and if Mr. Giedraitis thinks that's a possibility, Mr. Dello-Russo can recommend that to him. He said if they choose to do that option, they don't need to come back to this Committee. They can do the survey because no variance would be required, and they can follow the procedures for the Suburban Archaeological Review District.

Ms. Monahan said she just reviewed the Association minutes for the meeting just held, and the minutes reported that everything would be underground, and that is the understanding of that HOA, noting she thinks a lawsuit was brought in that regard.

Chair Kulisheck said he is somewhat surprised about the amount of time this would take. He said the report provides, "OAS expects that 100 feet of trench will be excavated every day."

Mr. Dello-Russo asked if he thinks that is too much.

Chair Kulisheck said no, it seems to be too little.

Mr. Dello-Russo said it is based on all the monitoring work they have done in the area, and may be somewhat underestimated. He said there are some places where there are so many buried utilities that it slows the work significantly. He said in this area, the likelihood of buried utilities is much lower, and PNM's ability to locate them accurately is much higher than it is downtown. He said this is probably a slight underestimation, noting PNM's estimate is 80 feet a day. He said if they don't find anything, they probably can move much more quickly. He said in the downtown area, there were massive amounts of concrete beneath the asphalt which really slowed things.

**MOTION:** Tess Monahan moved, seconded by David Eck, with respect to Case #AR-20-11, to approve the monitoring plan as submitted, to be conducted for PNM for the installation of underground electrical lines running along between Bishops Lodge Road and Hyde Park Road, for the Fort Marcy 14 Electric Feeder, located within the Suburban Archaeological Review District, requested by Robert Dello-Russo for PNM.

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

Mr. Dello-Russo said Steve Lentz is here because he is the project director for all of these for PNM.

3. **CASE #AR-21-11. APPROVAL OF PRELIMINARY REPORT ON DATA RECOVERY EXCAVATIONS AT LA 161535, PREPARED FOR DRURY SOUTHWEST, INC., FOR WORK CONDUCTED AT LA VILLA RIVERA/ MARIAN HALL COMPLEX, LOCATED WITHIN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. REQUESTED BY TOM IRELAND, OFFICE OF ARCHAEOLOGICAL STUDIES, NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS, FOR DRURY SOUTHWEST, INC.**

John Murphey, Senior Planner, Historic Preservation Division, presented information from the Staff Report, with attachments, dated November 22, 2011. Mr. Murphey noted he received the report one day before preparing the Staff Report, so he defers to the Committee.

**BACKGROUND AND SUMMARY:** At the request of Drury Southwest, Inc., the Office of Archaeological Studies (OAS) conducted data recovery excavations at La Villa Rivera/Marian Hall Complex, located within the Historic Downtown Archaeological Review District. Data recovery excavations were confined to the western portion of the property, containing LA 161535. The investigation focused on three areas, comprising Features 1-6, identified during test excavations in 2008. Features included a trash-filled borrow pit, a possible subterranean vault and a midden deposit and cobble pavement dating to the Spanish Colonial period. Data recovery made extensive use of mechanical equipment, though none of the features were completely excavated or exposed. Excavations confirmed some of the conclusions made during the testing period, while questioning others. Findings are presented in the accompanying document, "Preliminary Report on Data Recovery Excavations at LA 161535 for Drury Southwest at the La Villa Rivera/Marian Hall Complex, City of Santa Fe, Santa Fe County, New Mexico: (Moore, James L., Preliminary Report No. 48,2011.

**STAFF RECOMMENDATION:** Staff defers to the Committee to determine whether the preliminary report on data recovery excavations meet the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and Archaeological Clearance Permits (14-3.13).

Mr. Dello-Russo said he has no comment, and will answer any questions.

Mr. Guadalupe Martinez said he has no comment at this time.

### **Commentary by the Board**

#### **David Eck**

Mr. Eck said he has no inquiries or comments.

**Jake Ivey**

Mr. Ivey said this is a preliminary report, which is a very nice, terse summary of what happened, and he thinks it is acceptable.

**Tess Monahan**

Ms. Monahan asked what is a "sheet trash deposit," which was referenced in the report.

Mr. Eck said it is a very thin deposit instead of one with considerable depth.

Ms. Monahan said in the previous report, reference was made to a vault, and one of these features is that vault which they talked about. She asked if anyone can identify which of those is the vault.

Mr. Dello-Russo said it is feature 4, in figure 1 on page 2.

**Gary Funkhouser**

Gary Funkhouser said he has no comment, commenting that it has been a pleasure reading this report.

**Chair Kulisheck**

Chair Kulisheck said has no comment. He thanked them for a concise and excellent report, and looks to the complete final report within the year.

Mr. Dello-Russo said because they are monitoring downtown, right in the very vicinity of this project, they probably will butt up against some of the excavations they just did where the buried road is located, and there is a good chance they will be able to core down and locate other pieces of the road.

Mr. Dello-Russo said in January 2012, they will be doing a fiber optic monitoring project on Palace Avenue for Century Link, which will end up in another area immediately adjacent to this project, where they will have another opportunity to look for another part of the road. He said if they are lucky, they will have three separate areas where they can identify the roadway.

**MOTION:** Gary Funkhouser moved, seconded by Tess Monahan, with respect to Case #AR-21-11, to approve the request as submitted for approval of the preliminary report on data recovery excavations at LA 161535, requested by Tom Ireland for Drury Southwest, Inc., for work conducted at La Villa Rivera/Marian Hall Complex, located within the Historic Downtown Archaeological Review District.

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

4. **CASE #AR-22-11. CONSIDERATION OF GUADALUPE MARTINEZ TO BE INCLUDED ON THE CITY OF SANTA FE LIST OF APPROVED ARCHAEOLOGISTS FOR THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT.**

A copy of a list of *City of Santa Fe Approved List of Archaeologists and Historians*, is incorporated herewith to these minutes as Exhibit "2."

John Murphey, Senior Planner, Historic Preservation Division, presented information from the Staff Report, with attachments, dated November 22, 2011. He said at the last meeting the external policies were handed out. He said the protocol was to ask the applicant to do a chart of experience, as stated under 15(B), and Mr. Martinez did so, although it not in the application, and it is available if the Committee would like to look at it.

**STAFF RECOMMENDATION:** Staff deters to Committee as to whether the applicant meets the criteria of External Policy 12 and 15, to be approved to work in the Historic Downtown Archaeological Review District.

Mr. Martinez said he has been working here for a long time, and should have done this a long time ago.

**Commentary by the Board**

**Tess Monahan**

Ms. Monahan said Mr. Martinez appears to be very well qualified.

**Jake Ivey**

Mr. Ivey said he agrees with Ms. Monahan.

**David Eck**

Mr. Eck said he has no qualms or objections. He said it appears, under the ordinance, we are invoking the clause which says, "or equivalent training or field experience, the sufficiency of which is to be determined by the Committee." He said Mr. Martinez does not hold a Masters.

Chair Kulisheck said then Mr. Eck is supporting that waiver, and Mr. Eck said yes.

**Gary Funkhouser**

Mr. Funkhouser said he concurs and agrees with Mr. Eck.

## **Chair Kulisheck**

Chair Kulisheck said he concurs with the members of the Committee, that based on the length of Mr. Martinez's experience, this Committee will waive the requirement for a graduate degree.

Chair Kulisheck said he hasn't had time to review the table of experience, and asked Mr. Martinez to certify that the table does represent the other requirement that he has two years of Southwest experience, and 6 months of supervisory service.

Chair Kulisheck said another requirement of the Ordinance is that Mr. Martinez needs to show a listing with the Historic Preservation Office as a supervisory archaeologist.

Mr. Dello-Russo said he is listed on their permit as a supervisor.

Chair Kulisheck asked Mr. Dello-Russo to certify that and provide that listing to Mr. Murphey at the earliest possible convenience.

**MOTION:** Jake Ivey moved, seconded by David Eck, to approve the request of Guadalupe A. Martinez to be included on the City of Santa Fe list of approved archaeologists for the Historic Downtown Archaeological Review District, and waiving C(2)(a), the requirement for a Masters Degree in Archaeology, Anthropology, etc., based on the Applicant's experience, equivalent training or field experience, the sufficiency of which is to be determined by this Committee.

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

## **F. ADMINISTRATIVE MATTERS**

Mr. Murphey said the City Attorney's Office asked that the City Attorney's Advisory Opinion be included in the Committee packet. He said this isn't directed toward this Committee. He said this is in regard to whether a member of a Board or Commission can testify at an appeal of its decision to the Governing Body. He said the opinion said they can't do so, and this is done in effort to curb *ex parte* and rolling quorum discussions. He said, "In a nutshell, the City Attorney doesn't want Board members talking about a case before coming to a meeting."

Chair Kulisheck said he read the opinion to mean that we are to testify before the Governing Body, only as members of the Committee and not as members of the public. He said if the Governing Body calls us to testify as a member of the Committee, we can testify, but we are not allowed to offer our own opinions.

Mr. Murphey said the idea is that members of quasi judicial boards and commission have prejudicial information.

Ms. Monahan said the events are documented in the minutes, so the opinions expressed would be there.

Chair Kulisheck said then there is no necessity for additional testimony which makes sense.

Mr. Murphey said he provided a list of City-approved archaeologists, which is incomplete, so he will provide the complete copy at the next meeting. He said he has one complete copy if any of the Committee members would like to look at it.

Chair Kulisheck thanked him for the list and said he looks forward to getting the complete list at the next meeting.

#### **G. COMMUNICATIONS**

There were no communications.

#### **H. MATTERS FROM THE COMMITTEE**

The next meeting of the Archaeological Review Committee is scheduled for December 15, 2011, and there is a consensus among the members that there will be a quorum in attendance at the meeting.

#### **I. BUSINESS FROM THE FLOOR**

There was no business from the floor.

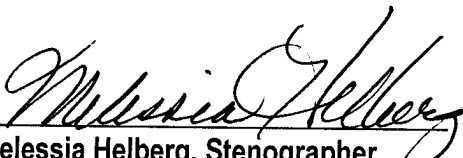
#### **J. ADJOURNMENT**

**MOTION:** David Eck moved, seconded by Tess Monahan, to adjourn the meeting.

**VOTE:** The motion was approved unanimously on a voice vote, and the meeting was adjourned at approximately 5:30 p.m.

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Jeremy Kulisheck, Chair

  
Melessia Helberg, Stenographer