



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
MAY 9, 2012  
CITY COUNCIL CHAMBERS

## AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 5-4-12 TIME 2:00 pm

SERVED BY \_\_\_\_\_

RECEIVED BY \_\_\_\_\_

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Reg. City Council Meeting – April 25, 2012
9. PRESENTATIONS
  - a) Employee of the Month for May 2012 -- Captain Fred Hawkins, Fire Department. (5 minutes)
  - b) Proclamation -- Bike to Work Week -- May 14 - May 18, 2012. (5 minutes)
10. CONSENT CALENDAR:
  - a) Bid No. 12/16/B - Gonzalez Road Pedestrian Trail Improvements Project; H.O. Construction, Inc. (Leroy Pacheco)
    - 1) Request for Approval of Budget Increase – Project Fund.
  - b) Request for Approval of Budget Increase from Santa Fe Arts Commission Gallery Revenue. (Sabrina Pratt)
  - c) Request for Approval of Procurement under State Price Agreement – Two (2) Salt Spreader Boxes and Two (2) Dump Bodies; Construction Support Equipment. (David Catanach)
  - d) Request for Approval of Budget Increase for DWI Vehicle Forfeiture Program Fund from Cash Fund Balance. (Police Chief Raymond Rael)



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- e) Request for Approval of Procurement under Federal Price Agreement – FATS L7 Next Generation Virtual Training System Equipment and Software for Police Department; Meggitt Training Systems, Inc. (Police Chief Raymond Rael)
- f) Request for Approval of Amendment No. 4 to Agreement – Juvenile Services; State of New Mexico Children Youth and Families Department. (Richard DeMella)
- g) Request for Concept Approval of Environmental Services Division FY 2012/2013 Financial Plan and Recommendations. (Cindy Padilla)
- h) Request for Approval of Amendment No. 2 to Professional Services Agreement – Printing and Mailing Services of Utility Bills and Reimbursement of Postage Fees for Utility Billing Division; Data Print LLC. (Peter Ortega)
  - 1) Request for Approval of Budget Increase – Utility Billing Fund.
- i) Request for Approval of Grant Application – FY 2013 Municipal Fire Protection Fund Distribution for Fire Department; New Mexico State Fire Marshal Division. (Fire Chief Barbara Salas)
- j) Request for Approval of Procurement under Cooperative Price Agreement – Two (2) Ford Type III Medix Ambulances for Fire Department; The Phoenix Group d/b/a Southwest Ambulance Sales (Fire Chief Barbara Salas and Robert Rodarte)
- k) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Calvert and Councilor Ives)  
A Resolution Directing Staff to Inventory and Assess Unpaid Balances Currently Owed to the City of Santa Fe and Recommend Options for the Governing Body to Consider Relating to Civil Enforcement and Collection of Unpaid Balances. (Geno Zamora and Dr. Melville Morgan)
- l) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Ives, Councilor Bushee and Councilor Wurzbarger)  
A Resolution Relating to the Inspection of Public Records Act and Establishing a Full-Time, Dedicated Position in the City Attorney's Office to be known as the "Custodian" of Public Records. (Geno Zamora)



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- m) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss, Councilor Wurzbarger, Councilor Dominguez, Councilor Rivera, Councilor Dimas, Councilor Ives, Councilor Bushee and Councilor Calvert)  
A Resolution Supporting Santa Fe Fiesta, Inc. and Commemorating the Jubilee 300<sup>th</sup> Year of the Resettlement of La Villa Real de La Santa Fe de San Francisco de Asis. (Robert Romero)
- n) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss, Councilor Wurzbarger, Councilor Dominguez, Councilor Rivera, Councilor Dimas, Councilor Ives, Councilor Bushee and Councilor Calvert)  
A Resolution Authorizing City of Santa Fe Sponsorships for the 63<sup>rd</sup> Annual Rodeo de Santa Fe and the New Mexico Gay Rodeo Association's ("NMGRA") 21<sup>st</sup> Annual Zia Regional Rodeo. (Robert Romero)
- o) Request to Publish Notice of Pubic Hearing on May 30, 2012:  
Bill No. 2012-15: An Ordinance Creating a New Section 14-3.20 SFCC 1987 to Establish Residential Condominium Requirements; Amending Section 14-6.3(D)(1) SFCC 1987 to Require that a Restrictive Covenant that is Required to be in Compliance with 14-6.3(D) be Recorded Prior to the Issuance of a Construction Permit for an Accessory Dwelling Unit; Creating a New Section 14-10.6 to Permit Legally Nonconforming Residential Condominium Units; and Making Such Other Changes as are Necessary. (Councilor Calvert, Councilor Wurzbarger, Councilor Ives and Councilor Busheee) (Matthew O'Reilly)
- p) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Trujillo)  
A Resolution Amending Resolution No. 2008-111 so that Beginning this Year and Every Year Thereafter, the Date of the Annual River Festival and Fishing Derby May be Changed from the First Saturday in June to Another Date to be Determined by Anticipated Watershed Yield or for Other Climatic or Hydrologic Reasons. (Brian Drypolcher)
- q) Request for Approval of Consideration to Fill Vacant Positions. (Robert Romero)
- r) Request for Approval of Cerro Gordo Erosion Project. (Porfirio Chavarria)



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- s) Request for Approval of Amendment No. 1 to Professional Services Agreement – Security Services for Municipal Parking Facilities, Santa Fe Community Convention Center, Municipal Libraries and Municipal Court; Chavez Security, Inc. (P.J. Griego) (Postponed at April 25, 2012 City Council Meeting) **(Postponed to May 30, 2012 City Council Meeting)**
- 11. CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss, Councilor Wurzburger, Councilor Calvert, Councilor Ives, Councilor Dimas and Councilor Rivera)  
A Resolution Petitioning the President and Congress of the United States to Say No to Attack on Iran, No to Any Pre-Emptive Strike on Iran and No to U.S. Weapons Used in an Attack On Iran.
- 12. Request for Approval of Implementation of a Six-Month Change for Change Youth Pilot Project Utilizing Available Retired Parking Meters in Accordance with Resolution No. 2012-25. (P.J. Griego)
- 13. Request for Approval of 2011/2012 Collective Bargaining Agreement Between the City of Santa Fe and the Santa Fe Police Officer's Association for 2011/2012. (Deputy Chief William Johnson)
- 14. MATTERS FROM THE CITY MANAGER
- 15. MATTERS FROM THE CITY ATTORNEY
- 16. MATTERS FROM THE CITY CLERK
- 17. COMMUNICATIONS FROM THE GOVERNING BODY

## EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
MAY 9, 2012  
CITY COUNCIL CHAMBERS

E. ROLL CALL

F. PETITIONS FROM THE FLOOR

G. APPOINTMENTS

H. PUBLIC HEARINGS:

- 1) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Calvert, Councilor Rivera and Councilor Wurzburger)  
A Resolution Proclaiming Severe or Extreme Drought Conditions in the City of Santa Fe and Restricting the Sale or Use of Fireworks Within the City of Santa Fe and Prohibiting other Fire Hazard Activities. (Fire Marshal Gonzales and Alfred Walker)
- 2) Request for Approval of the 2012-2013 Annual Action Plan and the Eight (8) Resulting CDBG Contracts. The City's Annual Action Plan is Part of the CDBG Program. The 2012-2013 Annual Action Plan Must be Submitted to the United States Department of Housing and Urban Development for a 45 Day Review Period Prior to June 30<sup>th</sup> in Order to Receive the 2012-2013 Allocation. (Kym Dicome)
- 3) CONSIDERATION OF BILL NO. 2012-13: ADOPTION OF ORDINANCE NO. 2012-\_\_\_\_. (Mayor Coss)  
An Ordinance Amending Subsections 14-3.10(B) SFCC 1987 and 14-3.10(C) SFCC 1987 Relating to Development in Special Flood Hazard Areas; Amending Section 14-8.3 Relating to Flood Regulations; Amending Article 14-12 SFCC 1987 to Repeal the Definition of "Floodplain"; Amend Various Definitions and Establish Definitions for "Flood Insurance Rate Map" and "Waiver"; and Making Any Other Changes as are Necessary. (Matthew O'Reilly)
- 4) **Case #2012-034. Appeal.** JenkinsGavin Design & Development, Inc., Agent for Santa Fe Public Schools, Appeals the March 13, 2012 Decision of the Historic Districts Review Board in Case #H-08-096 Designating the West Façade of the Manderfield Elementary School at 1150 Canyon Road in the Downtown and Eastside Historic District as a Primary Facade. (David Rasch and Kelley Brennan)



# Agenda

REGULAR MEETING OF  
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- 5) CONSIDERATION OF BILL NO. 2012-12: ADOPTION OF ORDINANCE NO. 2012-\_\_\_\_. (Councilor Dominguez)  
An Ordinance Amending Article 23-6 SFCC 1987 to Establish Regulations for Event Sponsors Who Have Been Authorized to Use a City Park when the Sale and Consumption of Alcohol is Permitted. (Alfred Walker)  
**(Postponed to May 30<sup>th</sup> City Council Meeting)**

## I. ADJOURN

**Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.**

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

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

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May 9, 2012

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<u>PRESENTATIONS</u>		
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PROCLAMATION – BIKE TO WORK WEEK – MAY 14-MAY 18, 2012		5
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CONSIDERATION OF RESOLUTION NO. 2012-53 A RESOLUTION PETITIONING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO SAY <u>NO</u> TO ATTACK ON IRAN, <u>NO</u> TO ANY PRE-EMPTIVE STRIKE ON IRAN AND <u>NO</u> TO U.S. WEAPONS USED IN AN ATTACK ON IRAN	Approved [amended]	5-6
CONSIDERATION OF IMPLEMENTATION OF A SIX MONTH CHANGE FOR CHANGE YOUTH PILOT PROJECT UTILIZING AVAILABLE RETIRED PARKING METERS IN ACCORDANCE WITH RESOLUTION NO. 2012-25	Approved	6-7
REQUEST FOR APPROVAL OF 2011/2012 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SANTA FE AND THE SANTA FE POLICE OFFICER'S ASSOCIATION FOR 2011/2012	Approved	7-9

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
MATTERS FROM THE CITY MANAGER	None	9
MATTERS FROM THE CITY ATTORNEY	None	9
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CONSIDERATION OF RESOLUTION NO. 2012-54. A RESOLUTION PROCLAIMING SEVERE OR EXTREME DROUGHT CONDITIONS IN THE CITY OF SANTA FE AND RESTRICTING THE SALE OR USE OF FIREWORKS WITHIN THE CITY OF SANTA FE AND PROHIBITING OTHER FIRE HAZARD ACTIVITIES	Approved [amended]	17-18
REQUEST FOR APPROVAL OF THE 2012-2013 ANNUAL ACTION PLAN AND THE EIGHT (8) RESULTING CDBG CONTRACTS. THE CITY'S ANNUAL ACTION PLAN IS PART OF THE CDBG PROGRAM. THE 2012-2013 ANNUAL ACTION PLAN MUST BE SUBMITTED TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A 45 DAY REVIEW PERIOD PRIOR TO JUNE 30 <sup>TH</sup> IN ORDER TO RECEIVE THE 2012-2013 ALLOCATION	Approved	18-21



**ITEM****ACTION****PAGE #**

CONSIDERATION OF BILL NO. 2012-13:  
ADOPTION OF ORDINANCE NO. 2012-19. AN  
ORDINANCE AMENDING SUBSECTIONS  
14-3.10(B) SFCC 1987 AND 14-3.10(C) SFCC  
1987, RELATING TO DEVELOPMENT IN  
SPECIAL FLOOD HAZARD AREAS;  
AMENDING SECTION 14-8.3 RELATING TO  
FLOOD REGULATIONS; AMENDING  
ARTICLE 14-12 SFCC 1987, TO REPEAL  
THE DEFINITION OF "FLOODPLAIN;"  
AMEND VARIOUS DEFINITIONS AND  
ESTABLISH DEFINITIONS FOR "FLOOD  
INSURANCE RATE MAP" AND "WAIVER;"  
AND MAKING ANY OTHER CHANGES AS  
ARE NECESSARY

Approved

21-27

CASE #2012-034. APPEAL. JENKINS  
GAVIN DESIGN & DEVELOPMENT, INC., AGENT FOR  
SANTA FE PUBLIC SCHOOLS, APPEALS THE  
MARCH 13, 2012 DECISION OF THE HISTORIC  
DISTRICTS REVIEW BOARD IN CASE #H-08-096  
DESIGNATING THE WEST FAÇADE OF THE  
MANDERFIELD ELEMENTARY SCHOOL AT  
1150 CANYON ROAD IN THE DOWNTOWN AND  
EASTSIDE HISTORIC DISTRICT AS A PRIMARY  
FAÇADE

Appeal granted [amended]

27-41

CONSIDERATION OF BILL NO. 2011-12: ADOPTION  
OF ORDINANCE NO. 2012- \_\_\_. AN ORDINANCE  
AMENDING ARTICLE 23-6 SFCC 1987, TO ESTABLISH  
REGULATIONS FOR EVENT SPONSORS WHO HAVE  
BEEN AUTHORIZED TO USE A CITY PARK WHEN THE  
SALE AND CONSUMPTION OF ALCOHOL IS PERMITTED

Postponed to 05/30/12

41

ADJOURN

42

**MINUTES OF THE  
REGULAR MEETING OF THE  
GOVERNING BODY  
Santa Fe, New Mexico  
May 9, 2012**

**AFTERNOON SESSION**

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor David Coss, on Wednesday, May 9, 2012, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

**Members Present**

Mayor David Coss  
Councilor Rebecca Wurzburger, Mayor Pro-Tem  
Councilor Patti J. Bushee  
Councilor Christopher Calvert  
Councilor Bill Dimas  
Councilor Carmichael A. Dominguez  
Councilor Peter N. Ives  
Councilor Christopher M. Rivera  
Councilor Ronald S. Trujillo

**Others Attending**

Robert Romero, City Manager  
Kelley Brennan, City Attorney  
Yolanda Y. Vigil, City Clerk  
Melessia Helberg, Council Stenographer

**6. APPROVAL OF AGENDA**

**MOTION:** Councilor Wurzburger moved, seconded by Councilor Dominguez, to approve the agenda as published.

**VOTE:** The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzburger voting for the motion and none against.

**7. APPROVAL OF CONSENT CALENDAR**

Councilor Trujillo asked to be added as a cosponsor of Items 10(m) and (n).

**MOTION:** Councilor Calvert moved, seconded by Councilor Trujillo, to approve the following Consent Calendar, as published.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Ortiz, Councilor Romero, Councilor Trujillo and Councilor Wurzbarger.

**Against:** None.

#### **10. CONSENT CALENDAR**

A copy of an Action Sheet from the Public Works/CIP and Land Use Committee meeting of Monday, May 7, 2012, regarding Item 10(p) is incorporated herewith to these minutes as Exhibit "1."

- a) **BID NO. 12/16/B – GONZALEZ ROAD PEDESTRIAN TRAIL IMPROVEMENTS PROJECT; H.O. CONSTRUCTION, INC. (LEROY PACHECO)**
  - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND.**
- b) **REQUEST FOR APPROVAL OF BUDGET INCREASE FROM SANTA FE ARTS COMMISSION GALLERY REVENUE. (SABRINA PRATT)**
- c) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – TWO (2) SALT SPREADER BOXES AND TWO (2) DUMP BODIES; CONSTRUCTION SUPPORT EQUIPMENT. (DAVID CATANACH)**
- d) **REQUEST FOR APPROVAL OF BUDGET INCREASE FOR DWI VEHICLE FORFEITURE PROGRAM FUND FROM CASH FUND BALANCE. (POLICE CHIEF RAYMOND RAE)**
- e) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – FATS L7 NEXT GENERATION VIRTUAL TRAINING SYSTEM EQUIPMENT AND SOFTWARE FOR POLICE DEPARTMENT; MEGGITT TRAINING SYSTEMS, INC. (POLICE CHIEF RAYMOND RAE)**
- f) **REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO AGREEMENT – JUVENILE SERVICES; STATE OF NEW MEXICO CHILDREN, YOUTH & FAMILIES DEPARTMENT. (RICHARD DeMELLA)**
- g) **REQUEST FOR CONCEPT APPROVAL OF ENVIRONMENTAL SERVICES DIVISION, FY 2012/2013 FINANCIAL PLAN AND RECOMMENDATIONS. (CINDY PADILLA)**

- h) REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – PRINTING AND MAILING SERVICES OF UTILITY BILLS AND REIMBURSEMENT OF POSTAGE FEES FOR UTILITY BILLING DIVISION; DATA PRINT, LLC. (PETER ORTEGA)

  - 1) REQUEST FOR APPROVAL OF BUDGET INCREASE – UTILITY BILLING FUND.
- i) REQUEST FOR APPROVAL OF GRANT APPLICATION – FY 2013 MUNICIPAL FIRE PROTECTION FUND DISTRIBUTION FOR FIRE DEPARTMENT; NEW MEXICO STATE FIRE MARSHAL DIVISION. (FIRE CHIEF BARBARA SALAS)
- j) REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT – TWO (2) FORD TYPE III MEDIX AMBULANCES FOR FIRE DEPARTMENT; THE PHOENIX GROUP D/B/A SOUTHWEST AMBULANCE SALES. (FIRE CHIEF BARBARA SALAS AND ROBERT RODARTE)
- k) CONSIDERATION OF RESOLUTION NO. 2012-48 (COUNCILOR CALVERT AND COUNCILOR IVES). A RESOLUTION DIRECTING STAFF TO INVENTORY AND ASSESS UNPAID BALANCES CURRENTLY OWED TO THE CITY OF SANTA FE AND RECOMMEND OPTIONS FOR THE GOVERNING BODY TO CONSIDER RELATING TO CIVIL ENFORCEMENT AND COLLECTION OF UNPAID BALANCES. (GENO ZAMORA AND DR. MELVILLE MORGAN)
- l) CONSIDERATION OF RESOLUTION NO. 2012- 49 (COUNCILOR IVES, COUNCILOR BUSHEE AND COUNCILOR WURZBURGER). A RESOLUTION RELATING TO THE INSPECTION OF PUBLIC RECORDS ACT AND ESTABLISHING A FULL-TIME, DEDICATED POSITION IN THE CITY ATTORNEY’S OFFICE TO BE KNOWN AS THE “CUSTODIAN” OF PUBLIC RECORDS. (GENO ZAMORA)
- m) CONSIDERATION OF RESOLUTION NO. 2012-50 (MAYOR COSS, COUNCILOR WURZBURGER, COUNCILOR DOMINGUEZ, COUNCILOR RIVERA, COUNCILOR DIMAS, COUNCILOR IVES, COUNCILOR BUSHEE AND COUNCILOR CALVERT AND COUNCILOR TRUJILLO). A RESOLUTION SUPPORTING SANTA FE FIESTA, INC., AND COMMEMORATING THE JUBILEE 300<sup>TH</sup> YEAR OF THE RESETTLEMENT OF LA VILLA REAL DE LA SANTA FE DE SAN FRANCISCO DE ASIS. (ROBERT ROMERO)
- n) CONSIDERATION OF RESOLUTION NO. 2012-51 (MAYOR COSS, COUNCILOR WURZBURGER, COUNCILOR DOMINGUEZ, COUNCILOR RIVERA, COUNCILOR DIMAS, COUNCILOR IVES, COUNCILOR BUSHEE AND COUNCILOR CALVERT AND COUNCILOR TRUJILLO). A RESOLUTION AUTHORIZING CITY OF SANTA FE SPONSORSHIPS FOR THE 63<sup>RD</sup> ANNUAL RODEO DE SANTA FE AND THE NEW MEXICO GAY RODEO ASSOCIATION’S (“NMGRA”) 21<sup>ST</sup> ANNUAL ZIA REGIONAL RODEO. (ROBERT ROMERO)

- o) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON MAY 30, 2012: BILL NO. 2012-15: AN ORDINANCE CREATING A NEW SECTION 14-3.20 SFCC 1987, TO ESTABLISH RESIDENTIAL CONDOMINIUM REQUIREMENTS; AMENDING SECTION 14-6.3(D)(1) SFCC 1987, TO REQUIRE THAT A RESTRICTIVE COVENANT THAT IS REQUIRED TO BE IN COMPLIANCE WITH 14-6.3(D) BE RECORDED PRIOR TO THE ISSUANCE OF A CONSTRUCTION PERMIT FOR AN ACCESSORY DWELLING UNIT; CREATING A NEW SECTION 14-10.6 TO PERMIT LEGALLY NONCONFORMING RESIDENTIAL CONDOMINIUM UNITS; AND MAKING SUCH OTHER CHANGES AS ARE NECESSARY (COUNCILOR CALVERT, COUNCILOR WURZBURGER, COUNCILOR IVES AND COUNCILOR BUSHEE). (MATTHEW O'REILLY)**
- p) **CONSIDERATION OF RESOLUTION NO. 2012-52 (COUNCILOR TRUJILLO). A RESOLUTION AMENDING RESOLUTION NO. 2008-111, SO THAT BEGINNING THIS YEAR AND EVERY YEAR THEREAFTER, THE DATE OF THE ANNUAL RIVER FESTIVAL AND FISHING DERBY MAY BE CHANGED FROM THE FIRST SATURDAY IN JUNE TO ANOTHER DATE TO BE DETERMINED BY ANTICIPATED WATERSHED YIELD OR FOR OTHER CLIMATIC OR HYDROLOGIC REASONS. (BRIAN DRYPOLCHER)**
- q) **REQUEST FOR APPROVAL OF CONSIDERATION TO FILL VACANT POSITIONS. (ROBERT ROMERO)**
- r) **REQUEST FOR APPROVAL OF CERRO GORDO EROSION PROJECT. (PORFIRIO CHAVARRIA)**
- s) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES FOR MUNICIPAL PARKING FACILITIES, SANTA FE COMMUNITY CONVENTION CENTER, MUNICIPAL LIBRARIES AND MUNICIPAL COURT; CHAVEZ SECURITY, INC. (P.J. GRIEGO). (Postponed at April 25, 2012 City Council Meeting). (Postponed to May 30, 2012 City Council Meeting)**

**8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – APRIL 25, 2012**

**MOTION:** Councilor Wurzbarger moved, seconded by Councilor Dominguez, to approve the minutes of the Regular City Council meeting of April 25, 2012, as presented.

**VOTE:** The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting for the motion and none against.

*Councilor Wurzbarger departed the meeting*

## **9. PRESENTATIONS**

### **a) EMPLOYEE OF THE MONTH FOR MAY 2012 – CAPTAIN FRED HAWKINS, FIRE DEPARTMENT.**

Mayor Coss read the letter of nomination into the record, and presented Captain Hawkins with a plaque and a check for \$100 from the Employee Benefits Committee. He thanked him for his service and his heroism.

### **b) PROCLAMATION – BIKE TO WORK WEEK – MAY 14-MAY 18, 2012.**

Councilor Bushee, on behalf of Mayor Coss, read the proclamation into the record declaring May 14 through 18, 2012, as Bike to Work Week in Santa Fe.

Councilor Bushee noted that Santa Fe is a Bronze Status Bicycle Friendly Community and striving for our Silver Status. She noted today is Kids Bike to School Day. She said she will present the Proclamation next Friday during the opening ceremonies.

## **CONSENT CALENDAR DISCUSSION**

No items were pulled from consent for discussion.

### **11. CONSIDERATION OF RESOLUTION NO. 2012-53 (MAYOR COSS, COUNCILOR WURZBURGER, COUNCILOR CALVERT, COUNCILOR IVES, COUNCILOR DIMAS AND COUNCILOR RIVERA). A RESOLUTION PETITIONING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO SAY NO TO ATTACK ON IRAN, NO TO ANY PRE-EMPTIVE STRIKE ON IRAN AND NO TO U.S. WEAPONS USED IN AN ATTACK ON IRAN.**

Mayor Coss said at the last Council meeting the Council unanimously adopted a Resolution introduced by Councilor Bushee, calling for diversion of military spending into spending which will help our communities. introduced a Resolution. This resolution is specifically asking for no attack on Iran. He said he had one email saying "The City Council doesn't know what it's talking about and should not be involved in anything that would hamper what the Congress, the President and other nations have to do." He sees this differently, and won't accept that our representatives can't say they don't want war as the first option and to let the President and Congress know our feelings.

Mayor Coss said, however, he wants to be sensitive to some of the concerns being raised, and recommended approval of the Resolution striking language as follows: Page 1, lines 23-25, and on Page 2, lines 9-11.

**MOTION:** Councilor Dominguez moved, seconded by Councilor Bushee, to adopt Resolution No. 2012-53, with the amendments proposed by Mayor Coss.

**DISCUSSION:** Councilor Bushee thanked everyone for bringing this to our attention, commenting we got into an unnecessary war in Iraq with diversion of our resources. She feels it is appropriate for us to send this message to our Congressional Delegation.

Mayor Coss thanked everyone that brought this Resolution to the Governing Body and are working on this issue on behalf of the whole community.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, and Councilor Rivera.

**Against:** Councilor Trujillo.

**Absent for the vote:** Councilor Wurzbarger

**Explaining his vote:** Councilor Trujillo said, "Mayor, I'm going to vote no, and my reasoning behind it is that we have Senators and Representatives, and yes, we're sending a message to them, and Councilor Bushee I agree with you when it is a war that was totally on the Bush administrative, but we have a much better President in Barack Obama right now, and I think he will negotiate this. But, the way I see this is it is a "feel good" Resolution. I remember years ago, the Council passed a Resolution making Santa Fe a Nuclear-Free Zone, and people were saying how can it be a Nuclear-Free Zone. If somebody is going to bomb Santa Fe, not in particular, they're going to bomb Los Alamos. Everybody knows that. It'll happen. These are feel good and I think we have the proper people in Washington, smart enough people in Washington, that can make these decisions. That's why I'm going to vote no. I agree with what you're doing on this. I don't want to go war. It's the last thing I want to do ever, I think it's a bad thing, but then too, I think that's why we elect Congressmen and that's why we elect Senators. And that's why people elect us in Santa Fe to do the duties here in Santa Fe and I say we let the people who are in Washington do their things in Washington, so that's my reasoning, Council, Mayor."

**Explaining her vote:** Councilor Bushee read the title of this Resolution. Councilor Bushee said, "And I think we have every right as a collective and individually, to petition the President and our Congressional Delegation in particular to do these things, so I vote yes."

**12. CONSIDERATION OF IMPLEMENTATION OF A SIX MONTH CHANGE FOR CHANGE YOUTH PILOT PROJECT UTILIZING AVAILABLE RETIRED PARKING METERS IN ACCORDANCE WITH RESOLUTION NO. 2012-25. (P.J. GRIEGO)**

Terrie Rodriguez noted there is work plan before the Governing Body, along with a Memorandum dated April 16, 2012, which is in the Council Packet. She said they looked at 12 U.S. cities as well as

Montreal who are doing these programs, only two of which required the meters to be unique works of art, noting Santa Fe's will be unique works of art. She said this is a pilot program which will be evaluated before going to the second step of the process.

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

**DISCUSSION:** Councilor Dominguez said this idea was brought to the Governing Body by Eva Ross, a student at the New Mexico School for the Arts. He wants to be sure that Miss Ross is kept in the loop.

Ms. Rodriguez said Miss Ross is being kept in the loop, and will be speaking about this tomorrow to the Mayor's Youth Advisory Board.

Councilor Bushee asked if the City is going to advertise.

Ms. Rodriguez said we will advertise to have the meters created as pieces of art, and there will be an acknowledgment of who is doing them, because we anticipate it will be schools as well as non-profits.

Responding to Bushee, Ms. Rodriguez said at this time, there will be only 4 meters which will be mounted on something which can be moved and will be in front of the Community Gallery for the first 6 months.

Councilor Bushee said it will be in a Historic District, and wants to be sure that it complies.

Ms. Rodriguez said they won't be flashy, and will work well here.

**VOTE:** The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera and Trujillo voting in favor of the motion, none voting against and Councilor Wurzbarger absent for the vote.

**13. REQUEST FOR APPROVAL OF 2011/2012 COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SANTA FE AND THE SANTA FE POLICE OFFICER'S ASSOCIATION FOR 2011/2012. (DEPUTY CHIEF WILLIAM JOHNSON)**

Chief Rael said the City management team and the Police Officers Association [POA] ratified this agreement one week ago. Chief Rael reviewed the summary of items negotiated, in Deputy Chief John's Memorandum of May 4, 2012, to Mayor Coss. Please see this Memorandum for specifics of this presentation. Chief Rael said it was a difficult negotiation, but he believes the Agreement will work in the best interest of the City and the Police Department and the community.

Mayor Coss said he supports this agreement.

Officer Adam Gallegos, President, POA, said, "It was a bitter pill to swallow, unfortunately." He said many things negotiated and reduced may impact recruiting, noting many of these things were in the recruiting brochure. He said he sent an official letter to Chief Rael demanding that "we go back to the



table," as soon as we can do so, noting we are on a timeline for the next timeline and would like to begin those negotiations immediately if possible.

Councilor Bushee asked what is in the recruitment brochure which would impact recruitment.

Chief Leyba said it is difficult to say exactly what would impact recruitment, but he guesses it would be the specialty pay, clothing allowance and such. He said, at the direction of the Finance Committee, they are working on adjusting the vehicle take-home policy, which will be coming forward as part of the budget.

Councilor Bushee asked how do the salaries and additional benefits compare to other communities where we are recruiting.

Chief Leyba said we are very competitive in the middle levels, and one of the reasons he recommended for this year's budget to eliminate the Cadet starting salary and start hiring people at a PO1 level, which puts us slightly above the other communities, making us more attractive in initial hiring. He said it is a less expensive option.

Responding to Councilor Bushee, Chief Leyba said the safe driving award remains at 10 hours of annual leave, but the additional 10 hours after 3 years of a non-chargeable accident was eliminated. He said it was modified, but still remains on the table.

Councilor Bushee asked if the K-9 force is going to be reduced.

Chief Leyba said there is one active officer in the K-9, and we have reallocated some of our resources to bicycle patrol and some of the other areas which have been identified to reduce property crimes.

Councilor Bushee asked if the K-9 Patrol is to be eliminated.

Chief Leyba said the incentive was reduced by \$75 per month.

Councilor Bushee asked if there are still people interested in that "and you're not trying to cut that part of the force."

Chief Leyba said it is possible it may be cut, depending on our needs, noting K-9s are available nearby from the State Penitentiary and other areas. He is not 100% certain it will be eliminated. He said he is looking at every phase of the operation, and that is a possibility. He said this is separate from the Drug Task Force.

Councilor Bushee asked if the Take-Home Vehicle Policy will be back on the table.

Chief Leyba said, "As I understand my authority on the take home contract is that I can either eliminate it completely, or I can leave it in place, and I may be able to make modifications for future hires

which I am looking at. However, to modify the contract, based on some of the changes which have been recommended by the Council, it would have to go back to negotiations, including the 15 mile limit, grandfathering those currently with the benefit and other options."

Councilor Bushee asked how quickly can we get back to the table, and can we deal with this issue timely for this year's budget.

Chief Leyba said he will go back to the table as soon as the Council provides direction with regard to its wishes.

Councilor Bushee said personally she would like for them to go back to the table, and include the take-home vehicle policy in the negotiations.

Councilor Bushee is glad we have an Agreement, comment she feels we punted on a few important things, and perhaps "we'll get to it this next go-round."

Councilor Dimas said we worked out the incentive for take-home vehicles at the Finance Committee and it will come up again on Monday.

Councilor Dimas asked about the bereavement leave, and asked if AFSCME and the Firefighters also gave up bereavement leave, or if this is only the POA.

Mr. Romero said all contracts have eliminated the 40 hour bereavement leave benefit. It has now been changed to allow sick or annual leave for bereavement. He believes it has been eliminated from all contracts and from management.

Mayor Coss thanked Chief Leyba and Adam Gallegos and Officer Dobbins for their work to get this agreement in place, noting "as soon as the ink dries, we start again, and I really appreciate all the work and I hope for approval of the contract.

**MOTION:** Councilor Trujillo moved, seconded by Councilor Calvert, to approve this request.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Ortiz, Councilor Romero and Councilor Trujillo.

**Against:** None.

**Absent for the vote:** Councilor Wurzbarger

**14. MATTERS FROM THE CITY MANAGER.**

There were no matters from the City Manager.

**15. MATTERS FROM THE CITY ATTORNEY**

There were no matters from the City Attorney.

**16. MATTERS FROM THE CITY CLERK**

There were no matters from the City Clerk.

**17. COMMUNICATIONS FROM THE GOVERNING BODY**

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of , is incorporated herewith to these minutes as Exhibit "2."

**Councilor Trujillo**

Councilor Trujillo invited everyone tonight, tomorrow and Saturday, to the Santa Fe Fuego game, noting tonight they are playing a 3 game series with the Trinidad Triggers. He will be throwing out the first pitch tonight.

Councilor Trujillo said the sign-up for the Summer Youth Program is this weekend and parents can get information at the website. He said Community Day is Saturday on the Plaza.

**Councilor Dominguez**

Councilor Dominguez said there will be a Special Finance Committee meeting on Monday, at 5:00 p.m., and the entire Governing Body is invited to attend, noting we are getting close to the end.

Councilor Dominguez said, now that the weather is getting warm, he would like to encourage the public to be careful of people and pets walking on the street, on the sidewalk or crossing the street.

**Councilor Ives**

Councilor Ives said he had no communications.

### **Councilor Bushee**

Councilor Bushee introduced a Resolution endorsing the North Central Regional Transit District's FY 2013 budget proposal, approving the FY 2013 City of Santa Fe Regional Transit plan and directing staff to submit the City of Santa Fe Regional Transit Plan for FY 2013 to the North Central Regional Transit District Board of Directors for consideration and approval. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "3."

Councilor Bushee said some people on west San Mateo are concerned about speeding on Galisteo down to St. Francis, and have contacted the previous District #2 Councilor. They want a stop light where there is a stop sign, as well as a speed beacon in both directions. She said there is a pretty big speed zone over there.

Councilor Bushee said she has other items which she will email to Mr. Romero.

### **Councilor Calvert**

Councilor Calvert introduced an Ordinance amending Exhibit B of Chapter XXI SFCC 1987, relating to an annual 3.4% rate increase for four years for residential curbside service, commercial non-compacting rear-loading bin service, commercial non-compacting rear-loading cart service, light commercial non-compacting rear-loading bin service, commercial non-compacting front-loading bin service, commercial compacting front-loading bin service, commercial non-compacting roll off service, commercial compacting compactor service, residential large item service, residential curbside service and making such other amendments to Chapter XXI as are necessary.

Councilor Calvert said people will be getting a letter regarding the National Letter Carriers Stamp Out Hunger Annual Food Drive on Saturday. He said people can put non-perishable donations in a bag and put it by the mailbox and they will pick it up, noting they will pick up more than one bag. He thanked all of the sponsors that help with this annual food drive. He asked for public participation to help people less fortunate.

Councilor Calvert said he would note for staff and to all of the candidates for office, the City does have sign ordinances. He asked people to respect private property and to not put signs on private property without the owner's permission.

### **Councilor Rivera**

Councilor Rivera thanked the Recreation Division which several hundred elementary age kids at the GCCC for a swim meet on Saturday and Sunday. He was very impressed with the coordination, the lifeguard. He said everyone felt safe, the event went smoothly. He said on Saturday there were 94 events, and 87 on Sunday. He said they did a great job.

Councilor Rivera said this is National Hospital Week, and asked people to thank health professionals this week, noting there are a lot events at the hospital.

### **Councilor Dimas**

Councilor Dimas said he had to call an ambulance for his mother, on Monday. The ambulance was there in 5 minutes. He was very impressed with the two people who responded, paramedic Dominique Gallegos and Firefighter Antonio Candelaria. They were great – compassionate, professional. He is very impressed with them and with the whole Fire Department, commenting that we have one of the finest Fire Departments in the country and they deserve all the accolades they get. He said the are dedicated and hard working. His said his mother is fine and out of the hospital.

### **Mayor Coss**

Mayor Coss introduced a Resolution directing that the 2012/2013 Fiscal Year Budget include an appropriation for a funding a \_\_\_ percent (\_\_\_%) salary increase for members of the Santa Fe Police Officers Association (POA), for members of the Santa Fe Firefighters Association (FFA), members, members of AFSCME Local 3999 (AFSCME) and non-union employees. He is submitting this to the Finance Committee for consideration to make it part of the budget, so we can give direction to staff and everyone can get back to the bargaining table. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "4."

**END OF AFTERNOON SESSION AT APPROXIMATELY 6:00 P.M.**

## **EVENING SESSION**

### **A. CALL TO ORDER AND ROLL CALL**

The Evening Session was called to order by Mayor David Coss, at approximately 7:00 p.m. Following the Pledge of Allegiance, salute to the New Mexico Flag, and Invocation, Roll Call indicated the presence of a quorum as follows:

#### **Members Present**

Mayor David Coss  
Councilor Patti J. Bushee  
Councilor Christopher Calvert  
Councilor Dimas  
Councilor Carmichael A. Dominguez  
Councilor Ives  
Councilor Rivera

#### **Members Excused**

Councilor Ronald S. Trujillo  
Councilor Rebecca Wurzbarger, Mayor Pro-Tem

#### **Others Attending**

Robert P. Romero, City Manager  
Kelley Brennan, Assistant City Attorney  
Yolanda Y. Vigil, City Clerk  
Melessia Helberg, Council Stenographer

### **F. PETITIONS FROM THE FLOOR**

A copy of a statement for the record by Linda Hibbs, dated May 9, 2012, supporting the Council's adoption of the No Attack on Iran Resolution, entered for the record by Linda Hibbs, is incorporated herewith to these minutes as Exhibit "5."

A copy of an article from CommonDreams.org, dated January 31, 2008, *Foreign Policy Goes Local*, by Karen Dolan, entered for the record by Linda Hibbs, is incorporated herewith to these minutes as Exhibit "6."

A Petition for No Attack on Iran containing 34 pages of signatures, entered for the record by Elliott Skinner, is incorporated herewith to these minutes as Exhibit "7."

**Ann Galloway** said she is here to talk about fluoride. She was struck by an automobile last year as a pedestrian, and had been under close watch by health practitioners. She was told she can't drink fluoride that her [inaudible] doesn't take the fluoride out. She is petitioning the Governing Body to remove fluoride from our water system. She said there is no reason for it to be there, and research indicates that fluoride is a toxic waste material from aluminum plants. She said research has shown that it collects in our bones, and there is a rise in osteoporosis, it collects in our brain. She said Alzheimer's is on the rise by 800%, and one in every 100 children are Autistic. She said there are serious, serious side-effects, and our kidneys are not releasing fluoride. She said 20-30 years ago it was said that fluoride in the public water system was the greatest accomplishment, but they're finding out that it isn't, that it doesn't help our teeth and it destroys major organs, our bones, our brains, and she would like the City Council to take a serious look at this and have it removed. She said there is no reason for it to be in our water system and encourages everyone to do their own research and not take her word for it. She said the American Dental Association is now saying that it does not help our teeth. She said television celebrity, Dr. Oz says "Don't drink the water."

**Stefanie Beninato** said she is here to talk about Fuego, the baseball team. She said until yesterday, Fuego had no business license in Santa Fe. She said in November they were told they could move forward with the team at Ft. Marcy. She said the Public Works Department decided it was more important to clear the field for the tryouts than to clear the sidewalk adjacent to Ft. Marcy. She said only 3 of the 25 players are local, and there was a notice in the paper for volunteer timekeepers and score keepers, so it isn't an economic driver. She said El Paseo has the license to do the beer garden and finally built the fence. She said people are violating the anti-smoking ordinance, "and in the summer they open up the window there and people put their beer on the counter by the window and stand on the sidewalk and reach in and get the beer and are smoking outside and drinking beer, and wonders if they will be enforcing the restrictions that the Council put on them. She also is concerned that a ball went into the children's playground. She asked what you are doing to protect children from being hit by a ball when playing on that playground. She hopes the Council will get the City Manager to address that issue for safety reasons for all of our citizens.

**Jeffrey Haas**, thanked the City for passing the No Attack on Iran Resolution. He said each of you he contacted has considered whether our No Attack on Iran Resolution was morally right to support and whether it would benefit Santa Fe. He said each of you has concluded yes on both counts. He said, "Yes, because avoiding another disastrous war in the Middle East is the correct moral and political thing to do. And yes, because Santa Fe wants to stand out as a leader in taking progressive positions. Yes, because Santa Feans and their representatives on the City Council want our precious tax dollars to go to education, police and fire protection, clean air and water, health care and protecting the environment. Yes because these priorities provide useful and important jobs here." He said if any of you think we don't have to worry about this, and it was a big issue two months ago. He said the same people who brought us into the Iraq War are the same people who will be advising Mitt Romney if he's elected. He thinks Democrats should stand tall against war mongering because that's the threat and we can't give into that.

**James Farris** said, before retirement, he directed a program at a major research university in Middle East Studies and Languages. He thanked the City Council for adopting the No Attack on Iran Resolution. He said it is vitally important, because it is trying to prevent a war. He said the evidence is clear to him that Iran is not in the process of making nuclear weapons. He said, "Their leading clergymen have decided this is a sin and the evidence from both Israeli and U.S. intelligence says that this is not the case, so to attack Iran would be another embroilment in the Middle East that we need not pursue."

**John Otter** said for millennia nations have attacked other nations for this or not reason, and those attacks have engendered alienations which have led to strife, tragedy, death, destruction and devastation. He said the vast majority of people in the world want a peaceful and productive world in which they can be happy. This can happen only if nations cease to make attacks on other nations. He thanked the City Council for agreeing to petition the national leaders not to attack Iran. He said Santa Fe one of the few jurisdictions that has passed similar Resolutions. He is proud to live in a City which is taking an initiative to lead the way to a more peaceful world.

**Linda Hibbs** thanked the Council for adopting the No Attack on Iran Resolution. Ms. Hibbs read her statement into the record. Please see Exhibit "5" for the text of Ms. Hibbs' statement. She said yesterday she spoke with Karen Dolen, an analyst for the Institute of Policy Studies which arranged the trip to Washing and New York in 2003. Ms. Dolen emailed an article to her which talks about the points she made in her statement, and she would like to enter for the record [Exhibit "6"].

**Lisa Donahue** said 10 years ago she marched down Michigan Avenue in downtown Chicago, opposing an attack on Iraq. She said 10 years later the supposed threat has a different face and "we're playing the same tune on the guitar and going nowhere fast, and our futures are uncertain." She said, "We have seen the face of the water and we are asking to urge our national leaders to keep those dollars here at home."

**Richard Sober** said, on behalf of Communication Workers of America Local #7076, he thanked the Council for adopting the No Attack on Iran Resolution, noting it was approved of April 21, 2012. He said the wars in Iraq and Afghanistan have bankrupted our country, and left thousands dead and maimed and not made the world any safer. He said there is no reason to believe a war against Iran would bring different results. He said need to begin to empower ourselves as a community by supporting life over destruction. He said the Council's decision is a statement of conscience on behalf our citizens and working people wherever they may.

**Carmen Stone** said she is first and foremost is a mother, and she wants to speak for all mothers.



She said every step we take, every time we raise our voices, such as this Resolution, against attacking anybody for peace, we are saying we do not wish to put our children in the ground any longer, we do not want to continue to kill our children. She thanked the Council for taking this step to adopt the Resolution.

**Dr. [inaudible] Bruns** said he is the CEO of a company in New Mexico called Sequence, which is involved in genetic analysis of a group of substances prescription drugs, over the counter drugs, food nutrients and specifically for this purpose exotoxins. He said Ms. Gallagher spoke earlier about an exotoxins, and his company does an analysis based on a genetic profile in terms of how the body eliminates substances we take in. He said it important to understand, if you take it in you have to be able to get it out. The problem is that each of us have a different thumb print. He said each of us eliminates the fluoride in the water a different rate. He said if we can't eliminate the fluoride through renal process, it backs up, and over time gets worse and worse and worse. He said he has done genetic analysis for patients all over the world since 2003. He said people reach peak levels of fluoride in the body within 30 minutes to an hour, and it dissipates in 3-6 hours. He said there is a buildup because you can't eliminate it quickly, and that's if you have good function. He suggested the Council look at lowering the fluoride first, noting there is an economic cost and a human cost. He said the pathology of buildup won't show up for some time. He said a colleague wrote The Checklist Manifesto, which says there is a distinction between errors we make of ignorance and errors of ineptitude because we don't utilize the knowledge we have..

**Elliott Skinner** has resided in Santa Fe since 1965, and is a retired member of the faculty at St. John's. He thanked the Council for adopting the No War Against Iran Resolution. He is proud to be a Santa Fean with a Mayor and Council like you and for a long time for the things you've done – the 2003 Resolution against the War in Iraq, declaring Santa Fe a Sanctuary City, the Living Wage Ordinance. He said this is one of the most progressive communities in the United States. He does not agree with those who say your job is restricted to local affairs. He said you are the place where we can come and speak out, and to make our petition and have it heard and considered. Mr. Skinner submitted pages of a petition for the record [Exhibit "7"].

**Oshana Spring** said she came to speak about fluoride in the water, and didn't know about the anti-war resolution, but she definitely is anti-war, and wants to add her name in opposition. She said whether or not to put fluoride in the water is a simple issue. First, we need to admit that we have been brainwashed as a nation to buy and use a toxic by-product of the aluminum industry. She said, statistically, adding fluoride does not protect teeth, as European nations realized. She said according to Dr. Russell Blalock, fluoride increases bone fractures, negatively affects the thyroid, creates learning and behavioral problems in children, endangers our species by abnormal sperm and impotence, aids and abets various cancers and ultimately ends in early Alzheimers. She petitioned the Governing Body to no longer add this "sodium fluoride, which also is used as rat poison, to our local water supply, thereby safeguarding the health of residents as well as preserving City revenues." She said, "Do you realize this hazardous by-product also makes humans stupid, docile and subservient."

## G. APPOINTMENTS

### Santa Fe County Health Policy and Planning Commission

Mayor Coss made the following appointment to the Santa Fe County Health Policy Planning Commission:

Reena Szczepanski – term to be assigned by Santa Fe County.

**MOTION:** Councilor Dominguez moved, seconded by Councilor Calvert, to approve this appointment.

**VOTE:** The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives and Rivera voting in favor of the motion and none voting against.

## H. PUBLIC HEARINGS

- 1) **CONSIDERATION OF RESOLUTION NO. 2012-54 (COUNCILOR CALVERT, COUNCILOR RIVERA AND COUNCILOR WURZBURGER). A RESOLUTION PROCLAIMING SEVERE OR EXTREME DROUGHT CONDITIONS IN THE CITY OF SANTA FE AND RESTRICTING THE SALE OR USE OF FIREWORKS WITHIN THE CITY OF SANTA FE AND PROHIBITING OTHER FIRE HAZARD ACTIVITIES. (FIRE MARSHAL GONZALES AND ALFRED WALKER)**

The staff report was presented by Fire Marshal Gonzales.

### Public Hearing

**Stefanie Beninato** said she is in favor of this Resolution, because there is a severe fire danger and many people like setting off firework – some legal some not. This is a wise precautionary step in view of the dryness right now.

### The Public Hearing was closed

**MOTION:** Councilor Calvert moved, seconded by Councilor Dimas, to adopt Resolution No. 2012-54, as amended, with the following additional amendments: Page 4, delete lines 15-17, and insert the following language "BE IT FURTHER RESOLVED, that the Governing Body recognizes that Section 60-2C-8.1 NMSA 1978, only allows municipalities to adopt fireworks restrictions for thirty days at a time and no less than twenty days prior to a holiday for which fireworks may be sold. Therefore, to ensure that there will be no lapse in the fire restrictions imposed by the Resolution, the Governing Body will hear this Resolution on May 30, 2012, and June 13, 2012, and on any subsequent meetings dates thereafter to ensure that such fire restrictions are in place during extreme or severe drought conditions and wildland fire conditions.

**DISCUSSION:** Councilors Bushee and Ives asked to be added as cosponsors.

Councilor Ives said he is glad this has come forward because it seems to be a perennial issue in Santa Fe, and based on interactions recently with the Fire Chief and some of the information she provided with regard to the quality of the dryness in our forests, especially in our wildland interface, this danger is significant and very real. He said there was hope the rain this week might have stemmed some of that tide, but it didn't happen. He said he and Councilor Wurzburger will be trying to engage the Fire Chief in District #2 in conversations to ensure the Wildland interface and the issues are handled appropriately within the City.

Councilor Bushee asked about progress at the Legislature to change the sale of fireworks.

Fire Marshal Gonzales said they really tried at the last Legislature, but the legislation didn't make it to the floor. He said the fireworks lobby is very strong at this point.

Responding to Councilor Bushee, Fire Marshal Gonzales said they are working with the State Fire Marshal's Association and they also have obtained attorneys and lobbyists. He said it is still a work in progress.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives and Councilor Rivera.

**Against:** None.

- 2) **REQUEST FOR APPROVAL OF THE 2012-2013 ANNUAL ACTION PLAN AND THE EIGHT (8) RESULTING CDBG CONTRACTS. THE CITY'S ANNUAL ACTION PLAN IS PART OF THE CDBG PROGRAM. THE 2012-2013 ANNUAL ACTION PLAN MUST BE SUBMITTED TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A 45 DAY REVIEW PERIOD PRIOR TO JUNE 30<sup>TH</sup> IN ORDER TO RECEIVE THE 2012-2013 ALLOCATION. (KYM DICOME)**

The staff report was presented by Kym Dicome from her Memorandum, with attachments, of April 20, 2012, to the Finance Committee, which is in the Council packets. She noted there is a requirement to present the Plan to HUD, 45 days before review.

### **Public Hearing**

There was no one speaking for or against this request.

### **The Public Hearing was closed**

Councilor Bushee said she doesn't see money for the Housing Trust or Habitat for Humanity.

Ms. Dicome said the Housing Trust is one of the groups approved for the \$800,000 through the Affordable Housing Trust Fund for down-payment assistance which is what they always request. She said Habitat is trying something new.

Councilor Bushee said she gets concerned when a non-profit puts in a request to do something new. She is concerned that we are starting up things that already are being done.

Ms. Dicome said Councilor Bushee is correct, but they have to react to what is submitted, and there only two which weren't funded. She said Habitat is trying to address energy issues for its homes, specifically for those which are built already.

Councilor Bushee said Habitat built homes with electric heat because was cheap at the time. She expressed concern then that we are building affordable homes with expensive heating solutions that cost down the road. She asked if they can say no to proposals, and send out for more requests or go into the community and solicit applications.

Ms. Dicome said this Council can reallocate funds within the entities chosen, but there is a timing issue to go back and solicit more proposals. If that is done, they won't meet the HUD deadline.

Councilor Bushee asked if the Plan can be submitted without full allocation of funds, and come back with amendments. She said she isn't good with "oh, the deadline is tomorrow so we can't make changes either, so you may just get me voting against this, and I'll probably be the only one."

Ms. Dicome said she doesn't know, but she does know they have to have approval by June 30, 2012, or else we won't get the funding.

Councilor Bushee said, with regard to the foreclosure issue, she never received an analysis or assessment as to how it went when that was done by the Housing Trust, noting she raised this concern previously when we went with a new entity. She said it appeared to be successful and asked why it isn't being funded once again.

Ms. Dicome said it is successful, and they met the goals and she can provide those quarterly reports, noting United South Broadway didn't reapply for funding, but she doesn't know why. However, the New Mexico Community Foundation Consumer Protection Center is being funded by CDBG to address foreclosure, noting it is on page 3.

Councilor Bushee said then we are going to give this to yet another entity, and asked if they would work with the attorney from South Broadway.

Ms. Dicome said, "This is her thing. She was with United South Broadway. She approached the Housing Trust first and they said they weren't interested, because you can't come as an individual. She then went to United South Broadway."

Councilor Bushee said then she needed a fiscal umbrella, and Ms. Dicome said yes.

Councilor Bushee asked if it is more or less money.

Ms. Dicome said it's less money than United South Broadway.

Councilor Bushee asked if the Council will get reports on how things worked.

Ms. Dicome said this tells what we are planning to do in 2012/2013, and in September she will be back to the Council with a summary, noting there is a summary on pages 3-4 of what has happened so far with the programs in place 2011/2012.

Councilor Bushee said she wants to see everything funded, although she does have concerns with the Habit Home Efficiency Improvement Program, given that she hasn't seen a track record. She said she is going to request that the Committee discuss at a meeting in the future about how to do outreach in the community, because "it's blowing me away that not every non-profit doesn't know to apply, and thinks more should be." She said if there's a dearth of proposals, she is going to ask for some kind of outreach.

Councilor Bushee asked if our shelter applied, and Ms. Dicome said No.

Councilor Bushee asked if they need to apply, and Mr. Dicome said she doesn't know.

Councilor Bushee said she's grateful to see the Santa Fe Public Schools Adalente Program and Esperanza and Youth Shelters. However, with regard to housing, we seem to do the same entities. She thought it was misstep to go with the Housing Trust on the foreclosure program, because they had no capacity to do that in the past, and spent a year doing it, but she doesn't know how it worked. She said she is glad to see "the South Broadway gal back under a different umbrella," but she has concerns about Habitat, and she is unsure she wants to support that.

Councilor Ives thanked Ms. Dicome for keeping Santa Fe's participation in the program moving forward, and quite successfully so. He understands, in terms of advertising, that is done through various federal outlets, although he is unsure how that works and how people find out about the opportunities. He said, however, extensive advertising is done and available to the public as people are looking.

Ms. Dicone said this is correct, noting there is a citizen participation plan, which she has to follow as well as the federal guidelines. She said in December she advertises in *The Santa Fe New Mexican* and *Pasa Tiempo*, *Santa Fe Reporter*, and do a press release. She said these are big ads in both English and Spanish to get the word out that this funding is available, where to go on the website for an application. She said short of going on television, she doesn't know how else to get the word out. She said every year it is pretty much the same system and doesn't deviate month-by-month.

Councilor Ives recalls seeing some of those ads, commenting perhaps she could work with City web staff to post the opportunities there. He reiterated he is glad she is doing this, and it was a successful round, although it is better when there are more applications, commenting that isn't something Ms. Dicone can control.

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

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives and Councilor Rivera.

**Against:** None.

**Abstain:** Councilor Bushee.

**Explaining her vote:** Councilor Bushee said she would vote present. Mayor Coss said it has to be yes, no or abstain. Councilor Bushee said, "I guess we'll have to put that in abstention, because it's a yes, but not all the way."

- 3) **CONSIDERATION OF BILL NO. 2012-13: ADOPTION OF ORDINANCE NO. 2012-19 (MAYOR COSS). AN ORDINANCE AMENDING SUBSECTIONS 14-3.10(B) SFCC 1987 AND 14-3.10(C) SFCC 1987, RELATING TO DEVELOPMENT IN SPECIAL FLOOD HAZARD AREAS; AMENDING SECTION 14-8.3 RELATING TO FLOOD REGULATIONS; AMENDING ARTICLE 14-12 SFCC 1987, TO REPEAL THE DEFINITION OF "FLOODPLAIN;" AMEND VARIOUS DEFINITIONS AND ESTABLISH DEFINITIONS FOR "FLOOD INSURANCE RATE MAP" AND "WAIVER;" AND MAKING ANY OTHER CHANGES AS ARE NECESSARY. (MATTHEW O'REILLY)**

A copy of a letter dated January 25, 2012, to Matthew S. O'Reilly, from Dale Hoff, Natural Hazards Program Specialist, FEMA, is incorporated herewith to these minutes as Exhibit "8."

The staff report was presented by Matthew O'Reilly, noting this is a clean-up Ordinance of the revisions to Chapter 14, which were adopted on November 30, 2011. He said staff submitted portions of

Chapter 14 concerning flood plains to FEMA for it's comment, but it had not responded to staff by the time the Council adopted the Chapter 14 amendments. He said there is a letter from FEMA on the Governing Body's desk, which was received on January 25, 201. He said Dale Hoff, the FEMA Region 6 Natural Hazards Program Specialist came to Santa Fe and worked with us to make these changes to our Ordinance. He said these changes are necessary, according to FEMA, for the City to maintain good standing in the National Flood Insurance Program [NFIP], which allows City residents to get flood insurance at much reduced rates. It is a great advantage for the City to be a member of NFIP and to be in good standing, and that's what this Ordinance accomplishes.

### **Public Hearing**

There was no one speaking for or against this request.

### **The Public Hearing was closed**

**MOTION:** Councilor Calvert moved, seconded by Councilor Dimas, to adopt Ordinance No. 2012-19.

**DISCUSSION:** Councilor Bushee asked if Mr. O'Reilly is the Flood Plain Administrator.

Mr. O'Reilly said the current Flood Plain Administrator is the Acting Technical Review Division Director, and the Administrator can designate someone to do certain things for them, noting the Acting Technical Review Division Director is R.B. Zaxus, who is also the City Engineer for Land Use. He said, "I also have a Certified Flood Plain Manager Designation as well as being a P.E., so that allows me to act if she's not here, but she can also designate other staff members to certain things for her, but she has the final say as the Flood Plain Administrator under the Ordinance."

Councilor Bushee said Item (6), line 24 on page 6 of the Ordinance, provides, "New and replacement water supply and sanitary sewerage systems located in *special flood hazard areas* shall be designed to minimize or eliminate infiltration." She said this just means not septic, presuming the emphasis is on the sanitary sewerage system side and not on the water supply side.

Mr. O'Reilly reiterated that this is the language FEMA wanted us to insert, and it means if someone is going to build such a system in this special flood hazard area, that it be tightly sealed to reduce infiltration as much as possible.

Councilor Bushee said, "I just wanted to be sure I understood that it didn't preclude some of our greener technologies here within the City, because I actually have folks in my District right in the City that are not connected up."

Mr. O'Reilly said no, this relates to water supply and sanitary sewer system, and wouldn't apply to irrigation systems or rainwater cisterns.

Councilor Bushee said, "Not so much that. People have actual systems that are for everything because they aren't connected to our system. They have blackwater, graywater, and they use it for household use as well as for outdoor."

Mr. O'Reilly reiterated that it wouldn't prohibit someone from having a septic tank and leach field style liquid waste disposal system. It means the septic tank itself would have to be properly sealed to reduce infiltration from the septic tank before the effluent water made it to the leach field.

Councilor Bushee said some of the systems actually are cleaned up enough, "like we could drink our treated effluent for instance." She asked if this applies to treated effluent.

Mr. O'Reilly is unsure treated effluent was taken into consideration. He thinks the intent of this insertion by FEMA is that untreated water not be allowed to enter the flood plain in the special flood hazard area.

Councilor Bushee said she isn't referring to septic systems, because we have fewer of those in the City. "I'm talking about the actual systems that are blackwater treated systems, they've turned that water into useful, both indoor and outdoor, water."

Mr. O'Reilly said as long as those systems don't leak before they accomplish their treatment, then they meet the intent of this section.

Councilor Bushee said, "Okay, so afterwards they can be infiltrating, they can be used, because you're actually treating it to the point where you can utilize this water both for potable and non-potable applications. I get this is boilerplate language, I'm assuming. Is there anything that stands out in any of this particular language that you know would hamper any of what we're trying to do in terms of greener technologies indoor and outdoor. Do you see anything there?"

Mr. O'Reilly said no, not at all.

Councilor Bushee said, "Okay, because it says on site liquid waste disposals. In the next line, the same thing. I'm just not entirely... okay. Then it's got some language in changing subdivision and platting language, and again, what do you summarize that to mean?"

Responding to Mr. O'Reilly, Councilor Bushee said she is referring to Item (8) on page 7, and Item (4) on page 6.

Mr. O'Reilly said the FEMA and NFIP regulations come directly from Part 44, Sections 59-73 of the Federal Register, and those are requirements which come directly from that location in the Federal Register. He said, "If they are a little odd.. we're not sure why the federal law calls for 50 lots or 5 acres, but that is what it says, and so for us to be compliant within NFIP, we have to adopt that."



Councilor Bushee asked Mr. O'Reilly what he considers to be the meaning of the new language in Item (10), line 16, commenting we have drainage that flows from the Railyard, crosses St. Francis, actually engineered to that effect. She said, "I want to know, because we're by an arroyo there, you know, does this apply, or anything by a river. What does this mean to you."

Mr. O'Reilly said Paragraph 10 was a paragraph that was in existence in the current Code, and the added language is underlined at the end. He said FEMA recognizes that sometimes roads, streets and bridges have to cross flood zones, and want to make sure, when that happens, that they comply with the last sentence, that they don't "... constrict flow or create a rise in the base flood elevation.." It doesn't prevent that from happening, but it is designed so it doesn't raise the flood level by being installed in those areas."

Councilor Bushee said, "Then our upcoming DeFouri Bridge design needs to comply in some way."

Mr. O'Reilly said, "The Santa Fe River is a regulatory flood zone in that area, and so the bridge will have to be designed to accommodate that."

Councilor Bushee asked, regarding (a) on page 10, line 21, Flood Insurance Program, if we are making anything more restrictive or such that they have to require more flood insurance.

Mr. O'Reilly said the City can't impose regulations to require more flood insurance, and generally it is a third party that requires flood insurance, for example the lender on the house.

Councilor Bushee said, "Right, but when we add them to our maps or change our ordinances, this is when we hear from folks. I mean, we used to hear from the folks, I guess it's Camino Pequeno, right up there off of Alameda, who had great concerns, I don't know... and a few off of Del Norte Lane and other places, that I've had people backing up to arroyos and other waterways who have complained to me, and I haven't heard from them in a while and I'm just making sure and I understand this is cleanup language, but it's law, so I like to know what we're doing."

Mr. O'Reilly said, "FEMA is the entity that decides where the flood plain is and how wide it is and what kind of a flood plain it is, and we're stuck with those things. And each time they change that, there's a period when FEMA goes out and gets public comment. In fact, we just went through that last year and there's also an opportunity during that time for the City to dispute or ask questions about what they've done, and we did some of that as well."

Councilor Bushee asked if anything has changed.

Mr. O'Reilly said, "Indeed, some of the flood areas that FEMA studied did change. Some got smaller and impacted less properties and some got larger and impacted more properties. We didn't always necessarily agree with how they did things, but they follow federal law and ultimately, we don't have a whole lot of say about that. So it is possible that when a map changes, a federal government map changes, there could be a property that becomes more in a flood plain or less in a flood plain, or might be put in a flood plain where

it wasn't before, and those are just things that happen. Depending on that person's situation and how their house is financed or whether there's a mortgage on it. It could mean that now, they might have to get flood insurance where they didn't before."

Councilor Bushee said, "Well, for instance, the potential St. Kate's property, the ballfield and all of it, at the time, one of the folks that was looking at potentially developing that, raised the major concern that they were in the new FEMA map, in the flood plain, and it was going to add all his expense. Did they fall in or out."

Mr. O'Reilly said he doesn't know where the flood plain is on the St. Kate's property "off the top of my head." He said he could get that information for sure.

Councilor Bushee asked, "How often do they do that, because I see on your page 17 slash 21, it talks Flood Insurance Rate map and then waiver, and that's all new language, and so I don't really understand the waiver piece of it."

Mr. O'Reilly said, "The FEMA has its own schedule for doing things and they keep their own counsel about that. We have had some flood maps in the Santa Fe area that have been the same since 1980, and for whatever reason, FEMA thought that that would be a good idea to update some of those. And when that happens, they have to go through this whole process that the federal government requires when they do something like that. It requires, as I said, a lot of public hearings, a lot of notification to people, involvement of the municipality and the county in this case. And there were some appeals filed during this most recent iteration of the maps, where property owners could appeal to FEMA and say we don't like what you've done. For the most part, FEMA rejected those appeals for various reasons, but that still doesn't mean that those people can't do something with their property if it happens to be in a Special Flood Hazard Area. It just means that there are different steps they have to go through, and it kinda depends where they are, whether they are in a flood fringe, whether they are in a floodway, how deep the water is according to FEMA. It's complicated."

Councilor Bushee said, "And how does this waiver provision work. It seems to have... more apply to insurance programs, but...."

Mr. O'Reilly said, "The reason that we've got this language in here is because FEMA uses the term variance in their language, and we have adopted very strict criteria for variances to the Land Development Code, and so we didn't want those same criteria to be applied to flood zones when that was not FEMA's intent. So what we put in is language that says that a variance..."

Councilor Calvert said then their waiver is our variance, and Mr. O'Reilly said this is correct and it is by means of clarification.

Mr. O'Reilly said it has always been possible to request these kinds of things from FEMA and it's still possible on the federal level.

Councilor Bushee asked if they go through the City to do that.

Mr. O'Reilly said it depends on what they are requesting. He said the City is the first step, the Flood Plain Administrator, is the first step in enforcing federal regulations. He said ultimately, different kinds of applications to do things in the flood plain, end up at FEMA, so we pre-screen them, and the ultimate approval comes from FEMA.

Councilor Bushee said, "And just one final question. How does that work for the City or any municipality to build, say, a trail in an arroyo, or something like that. Did we just do it in the past and never really had to follow any of these regulations."

Mr. O'Reilly said, "No. In fact the Public Works Department often creates and prepares what's called a No Rise Certificate, which is a certificate and a certification that the improvements that they're doing will not raise the base flood elevation more than a foot which is again part of federal regulations. We should do that, any time we do anything that's in a Special Flood Hazard Area and generally we do."

Councilor Bushee said, "But we're allowed to build in it."

Mr. O'Reilly said, "Absolutely yes. So we could put a trail, for instance, the Tierra Contenta Trail runs through the bottom of the arroyo. The reason there is no rise is because the trail isn't elevated, it's just at the bottom of the arroyo level. Completely acceptable, if you follow federal law."

Councilor Bushee commented that there are a lot subdivisions where "little small buildings happening all along the River."

Councilor Dominguez said there is a development requirement for 50 lots or 5 acres, and asked if this is mandated by FEMA, that's not part of our local discretion.

Mr. O'Reilly noted that provision is on page 7 of the Ordinance, lines 3-6. He said the City doesn't allow people to created new subdivisions that are inside flood zones and to have house be put there, regardless of the number of lots. He said this requirement is when you have a subdivision of this size that you have to show the base flood elevation on the plat, and it's more of a housekeeping thing. He said on the Plat of Survey, the Surveyor would have to write and show on the plat what the base flood elevations are.

Councilor Dominguez asked if this is required now.

Mr. O'Reilly said, "We don't necessarily require that they're shown on the plat, but we do require that they not build there."

Councilor Dominguez said our policy trumps, in a way, what they're asking for, what they're requiring.

Mr. O'Reilly said, "In some ways it does, but in this particular case, theirs is a little more stringent. Again, there's no difference between what they're asking for and what we currently do. They just want it documented on the plat." He said normally when someone submits a proposal to do a subdivision like this, is we'll get a drainage study, we want to see where the flood plain is, graphically, on their project. This simply adds the requirement that they show the actual elevation of the base flood on that plat.

Councilor Dominguez said he just wants to make sure that this doesn't prohibit the City from doing a lot of things we're already doing.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives and Councilor Rivera.

**Against:** None.

- 4) **CASE #2012-034. APPEAL. JENKINS GAVIN DESIGN & DEVELOPMENT, INC., AGENT FOR SANTA FE PUBLIC SCHOOLS, APPEALS THE MARCH 13, 2012 DECISION OF THE HISTORIC DISTRICTS REVIEW BOARD IN CASE #H-08-096 DESIGNATING THE WEST FAÇADE OF THE MANDERFIELD ELEMENTARY SCHOOL AT 1150 CANYON ROAD IN THE DOWNTOWN AND EASTSIDE HISTORIC DISTRICT AS A PRIMARY FAÇADE. (DAVID RASCH AND KELLEY BRENNAN)**

A copy of a Memorandum dated. April 30, 2012, with attachments, to the Members of the Governing Body, from Kelley Brennan, Assistant City Attorney, is incorporated herewith to these minutes as Exhibit "9."

An aerial photograph of the subject site, entered for the record by David Rasch, is incorporated herewith to these minutes as Exhibit "10."

A series of color photographs demonstrating the north, south, east and west façades of the building, the north end detail of the east façades and the north end detail of west façades, entered for the record by David Rasch, are herewith incorporated collectively to these minutes as Exhibit "11."

The staff report was presented by Kelley Brennan. Please see Exhibit "9" for the specifics of this presentation.

David Rasch presented an aerial view of the site [Exhibit "10"], and then a series of color photographs [Exhibit "11] demonstrating the façades, via the overhead.

Mr. Rasch said, "Facing Canyon Road, you have the east elevation and the north elevation. The south elevation is not very visible, and the west elevation is only obliquely visible. Then I'll run through each of the façades with you. This is the south end of the east façade. It's what you see when you are on Canyon Road. There is the Manderfield School sign at the south end of this elevation. And, as we go to the north, notice these four windows here. That's a reference point for the next photograph. Here's those four windows, so this is the continuation of that east façade all the way to the north end. This is one of the façades that I recommended for designation and the Board accepted as primary."

Mr. Rasch continued, "This is the north façade as it's viewed from Lower Canyon Road end. Here you see a distinctive character of this building. There are these single, then double, and then single again, six over six, double-hung, wood windows. Those are historic windows. The historic windows in this building are in generally good or repairable condition. As you go around the elevations, you also note the character that makes this building known as a Territorial Revival. It's got this brick cornice at the top. It has brick window sills, and you'll also see sometimes window surrounds and door surrounds that are painted white. Those are the character defining elements of the architectural features."

Mr. Rasch continued, "So again, this north façade, I recommended primary elevations for these windows and the Board accepted that designation. As we go to the west façade, this is that oblique façade that's visible from the end of Lower Canyon Road. And I'll have a detail photograph, but on the rear of the building, this west façade, it's the similar kind of treatment. You have the historic wood windows, the brick coping, the brick window sills, nothing unique in my opinion, so I didn't recommend that for primary elevation, but the Board did find that there were a significant number of historic windows in good condition that they did make it primary. That is the focus of you hearing tonight."

Mr. Rasch continued, "This is the south elevation which faces Cristo Rey Church, and as you can see, it's kind of the least distinctive façade. I didn't recommend primary designation for it, and the Board did not designate a primary elevation for it."

Mr. Rasch continued, "Then I wanted to point directly to one of the issues that is core to this appeal. You can see here in one of the details of the east façade, which is primary, this window configuration again. You also see here, we have these larger historic windows and these smaller historic windows. We have a nice element here that really shows around the building. You find it all on the east façade, all that character defining element. When you go to the west façade, you see the same thing. You see these larger six over six wood, double hung windows. You see the smaller wood, double-hung windows. There isn't really anything unique on this west elevation."

Mr. Rasch continued, "In your packet on page 30 you can look at the development of this property over time. [Mr. Rasch's remarks here are inaudible, because he moved away from the microphone]. But this building has evolved over time, and I wanted to make sure you understood where the historic wings are and where the non-historic wings are. Here, the original floor plan with this access corridor that goes

north-south. The primary entrance was here. This is facing Canyon Road. Then in pre-1962, there were a number of additions along that north-south access, so that north-south access is another character defining feature of this building and how it evolved over time."

Mr. Rasch continued, "And then finally, this last photograph shows additional additions on the front east façade. There are two additions that are not historic and one addition that is not historic on the west elevation, but all the rest of that floor plan is historic. And so, I thought, besides the historic windows and the brick coping and the brick window sills, the idea of capturing the massing and how it evolved over that north-south access was an important point. And that's why I recommended east façade and north façade, because it grabbed that character of massing. But that's the case in a nutshell. If you have any questions, I'd be happy to answer them."

Councilor Bushee asked if there are minutes from the Historic Review Board meeting, and Mr. Rasch said they are in the packet.

Councilor Bushee asked staff to summarize the primary concern.

Ms. Brennan said the appellant is here and will make a presentation.

Councilor Bushee said she is speaking of the HDRB. She said, "Could you summarize, David, what their main concern was."

Mr. Rasch said, "The Board, yes. Mayor, Councilor Bushee, the Board agreed that the historic windows and the brick coping, and the brick window sills were important character defining elements. They also agreed that the massing extension along the north-south corridor was important to preserve. But on the west elevation, there are more historic windows than on the east and north elevation, so they saw a lot of historic windows on that west elevation and that was their concern. They were not unique, but there was enough historic character on the west elevation that they assigned that primary as well."

Councilor Bushee said it appears the Board questioned Mr. Rasch not designating it.

Mr. Rasch said, "Yes. And that's really the difference between staff and Board. I tend to not encumber the property excessively. I figure if it's not a unique feature, and I've already seen it on another elevation that's more publicly accessible, I would rather grab that elevation as primary, than one that is less accessible. The Board tends to look more closely at the building as a whole, and prefers to designate more elevations than I would see fit to."

Councilor Bushee said, "And I understand then, this motion and I see it's amended, so maybe I'm not clear:

Mr. Katz moved to designate the east and west façades as primary, with the exception of the non-historic portions and the non-historic windows."

Councilor Bushee asked if this is the final motion, and Mr. Rasch said yes.

Councilor Bushee asked how much of the west façade is not going to be considered primary.

Mr. Rasch said, "There is this one small addition, right there, and that is the only thing on this west elevation which would not be considered historic for presentation."

Councilor Bushee noted it was approved "by unanimous voice vote," and asked if the Board votes by roll call vote.

Mr. Rasch said they usually vote by voice vote.

Councilor Bushee, quoting from the minutes, said, "Mr. Acton pointed out that John Gaw Meem would have to ask for exceptions if he came today." So, exceptions could be requested.

Councilor Bushee said, "So, are they talking, when they're talking exceptions, are they talking about when the construction comes."

Mr. Rasch said, "When an applicant will come forward to remodel this property, it's essential that they know what the standards are that would apply to the property. And the primary elevation designation is one of those essential standards. On any primary elevation, historic materials must be retained, so those historic windows have to be preserved if they're not beyond repair. So, if an elevation is primary, all those windows will be retained. If it's not primary, those windows can be replaced. Also, the other important item about development on primary versus non-primary is additions. Additions cannot be placed on primary elevations. They can be placed on non-primary elevations."

Councilor Bushee said, "I guess what I interpret this to mean is that, rather than anticipatory demolition, they could have an actual proposal before them and ask for exceptions."

Mr. Rasch said this is correct.

Councilor Bushee doesn't know what's coming in there and is uncertain why it is being pursued at this point.

Mr. Rasch said it's just to know the standard.

Councilor Bushee said, "It seems to me that the historicity of that back façade is still significant, and how do we know if somebody even wants to add to it or subtract from it, or do anything without knowing what's coming in."

Mr. Rasch said any applicant can ask for an exception, so if the west elevation is retained as primary someone would like to put an addition on that elevation, the Code says they can't. They would have to ask for an exception and meet the criteria that allows them to place the addition there.

Councilor Bushee said she would be more comfortable if someone asked for an exception, rather than "blanketly now, deciding that it's not."

Mayor Coss said at this time, we need to proceed with the Appellant's testimony and the Public Hearing.

### **Public Hearing**

#### **Presentation by the Appellant**

**Jennifer Jenkins and Colleen Gavin.** Ms. Jenkins said they are here this evening on behalf of Santa Fe Public Schools, and as has been very adequately and carefully explained, they are appealing the Board's designation of the west façade as primary. She said this is critical, because the property currently is for sale or lease, and the property has not been used, as it was originally built, as a public school for 40 years. She said it possibly will never be a school again, "it's probably likely." She said this is an important building with contributing status. It does not have significant status. She said the building is worthy of preservation and preservation requires investment and the opportunity for adaptive reuse. She said adaptive reuse is so critical to historic preservation, noting we are seeing this with the Old St. Vincent's Hospital. She said they are fortunate that an organization like Drury has come in and wanting to invest in our community and invest in this very important building which is very important, especially to all the Santa Feans that were born there. She said they are seeing this happen successfully, with the City as an important partner. She said the process of defining the primary elevations on that building was critical to that project being able to move forward.

Ms. Jenkins continued, "As potential new buyers, or users of this property, are looking at it, they need some assurances, especially in this market, in this economy, to attract investment and attract someone who wants to remake that property and return it to an important part of that neighborhood fabric, instead of an old building with broken windows that's falling in disrepair. In order to attract that, there need to be some assurances. There needs to be some reasonable guidelines and parameters for redevelopment. For someone to come in and invest significantly in a full architectural plan of what they want to do, based on maybe getting an exception from the Board, that does not make it easy or even buyable to effectively market this property and have it done right. So we ask for you to be our partner in allowing this very important building to be successfully preserved, and successfully remodeled and remodeled, so we can attract the appropriate investment to make that happen. And with that, we'd be happy to stand for questions."

Councilor Ives asked Ms. Jenkins if she has access to the Findings of Fact and Conclusions of Law, and Ms. Jenkins said she read them.



Mayor Coss asked Councilor Ives if he would like to have the public testimony before he asks questions.

Councilor Ives said he can wait.

### Speaking to the request

**Frank Montano, Member, Santa Fe School Board**, said as Board President, he is speaking on behalf of the entire School Board, and they hope they approve this appeal brought forward by the School Board. He said they absolutely agree this is a historic building, there is no doubt it is worthy of preservation. However, it is a building that is most definitely in need of repurposing. He said they are maintaining the building minimally which costs money. He said the sooner they can sell it, the sooner they don't have to maintain it. He said the maintenance comes out of the operational funds of the School District, and they would like those funds to go to the classroom, rather than to a building they no longer use.

Mr. Montano said they wholeheartedly agree with the consultant that to repurpose this building a developer would be more likely to invest in the building if they know the "rules of the game" ahead of time and would not have to come forward to ask for an exception. They likely could get more money for the building if they can set this up before a developer decides to buy the building. It is critical for the School District, in that if they can sell the building at or about the asking price, it has the potential to fund the administration and support they would have to hire for the new southside school for at least 4 years, which would be a great help to the School District. He said if you vote against the appeal, there is the potential that we would use that income in order to support the operations. He said, "And I know that might not be consideration for you, but I am asking that you give that consideration."

Mr. Montano continued, "And again, there is no doubt that this building is worthy of preservation. I do want to point out that the Santa Fe Public School District did, in the past few years, remodel Carlos Gilbert and the City came to us with their concerns, and we of course do not have to follow the rules of the Historic Board and the City regulations. But, when we were done with that building, even after all the concerns that the City had, and we didn't repurpose it, but we remodeled it and added to it, the City recognized us with a Historic Award for the design. So, I do think that you can be assured that by going through the minimal process that you have, when that building is repurposed, a new developer most definitely can create a design that would be fitting of the historic design."

Mr. Montano continued, "And I also want to point out that the view corridor from Lower Canyon Road is very minimal. Thank you for your consideration, and we certainly hope that you vote for the appeal."

**Stefanie Beninato** said she is speaking in support of the Board's decision. She doesn't believe economic considerations should be a factor in deciding a Historic Board or Historic design issue, and in

fact believes it is totally irrelevant and improper. She said the *quid pro quo* of doing something at Carlos Gilbert so you should allow something to happen at Manderfield School, seems totally irrelevant and irregular to even bring it up. She said in terms of the Ordinance, with which she has some familiarity, there is nothing which says if one façade is primary that a second façade which has a replication of that pattern should not be considered primary. There is absolutely nothing in the Ordinance for that. She said, although staff makes recommendations, she said to the Board and she thinks the City should seriously consider that staff recommendations should be for technical matters only, that they meet submittal requirements and such.

Ms. Beninato continued, saying ultimately the Board has the power to make decisions, not staff, and it is the Board expertise that is supposed to determine what is happening there. She believes anyone can apply for an exception to the designation as a primary façade and there are restrictions on primary façades. However, often the Board will grant exceptions, which includes changing a window to a door as long as the opening is the same, the Board often will allow those kinds of changes. She said Drury is an example because it didn't ask for exceptions, and worked with what they found to be historic patterns on all façades which were determined to be historic, and developed a good project downtown. She urges that the Governing Body support the Board's decision and allow whoever buys it to come in and go through the normal process for a variance. She said they may develop on the south side wherever they can do what they want. She said everybody takes a chance of coming in with a plan after buying a building, hoping the Board will allow the exception or work with the Board to come up with an acceptable plan. It is about each façade, and whether they have unique historic features.

#### **The Public Hearing was closed**

Councilor Ives said, on Page 49, as he looks through the Findings, Findings 1, 2 and 3 don't appear to deal at all with the west façade. He said Finding 4 provides, "The Board finds that the historic massing changes and the development along the central north-south axis if the building as reflected on the north façade merits recognition as primary elevations." He asked if there a way to construe that as relating to the west façade.

Ms. Jenkins said no, and that is not the way she read it.

Councilor Ives asked, "Just looking at that, is it in that Conclusion of Law, the first instance in which the Board concludes that the elevations facing west constitute primary façades."

Ms. Jenkins said the reference to the west façade appears in the Conclusions of Law, but it doesn't appear in the findings.

Councilor Ives asked the Assistant City Attorney if he is reading this correctly, based on their understanding of the Findings and Conclusions.

Ms. Brennan said, "It appears that you are. I believe, looking at the minutes, that the original motion was to designate east and west façades as primary, and then the north was included and the windows on the west façade had been mentioned earlier. You are right, this is spread sort of in a confusing manner throughout the minutes and the Findings did not particularly capture how to resolve that confusion."

Councilor Ives asked Ms. Jenkins, if we approve the appeal and seek to impose conditions on the preservation and reuse of those windows if there are alterations to the west façade, if it is something to which the School would be amenable to, and asked Ms. Brennan if we can do that.

Ms. Brennan said the Governing Body has the jurisdiction of the Board in this appeal, and can establish conditions of approval. She said a condition regarding reusing the historic windows is probably a plausible condition, "otherwise if they're supposed to be kept in the same spot in the same way, it essentially doesn't really alter the fact that that façade can't be altered. If that makes any sense."

Councilor Ives said, "Yes."

Ms. Jenkins said, "We would be open to a condition that some portion of the windows either be reused or replicated in kind on any sort of new addition to the west façade, and I think that's appropriate. I think in terms of continuity and consistency for the rest of the building, I would not want to commit to all of them, because that feels too restrictive, but for some portion of them, I think we would be very open to that. I would ask, prior to a motion, I would ask for a moment to just to confer with the representatives from the School District just to make sure I'm not speaking out of turn. But, I think we would be open to something like that, to preserve or replicate that window pattern."

Councilor Ives said staff's presentation indicated the windows are capable of being reused and could successfully be done, and presumably, the patterning in those windows is certainly a part and parcel of that historic context. He said while we wouldn't ask to preserve the entire line up, preserving them in the context which captures the historic significance might be an adequate means of expressing that.

Councilor Calvert asked Ms. Jenkins to elaborate on what she means by replicate in kind – create something that looks like it, but not use the actual ones.

Ms. Jenkins said, "Yes, as an option, because I haven't inspected those windows personally and I can't attest to their viability. And when demolition is happening on a façade, and things happen. And you think you're going to be able to remove that window and something goes awry. And so, having the opportunity to fabricate... windows can be fabricated to look like anything. And they can be made out wood, they can have the same brick opening on the sills. There are opportunities to do that where no one would frankly know the difference. So, having some flexibility there, because again, I haven't inspected those windows and I trust what David Rasch is saying about that he feels that they do have integrity and could be reused. And, so I would like to have maybe just a little bit of flexibility there."

Councilor Bushee said she is concerned with the kinds of negotiations or conditions you impose when you're considering what development is coming in there. And so, it's the same concern I had after I finished reading the minutes. And I have to say, although I always appreciate the school's... concerns that are fiscal, I really find that a disturbing trend lately in our Historic, and this before the new Councilors came on we had this with the Hilton... where the discussion seemed to be driven by economics, not necessarily by our Historic Ordinance or preservation. And, I'm a little disappointed. I can expect that because I understand former Councilor Montano's role at the School Board is very different than when he was on the Council. But, he was always a stalwart in favor of historic preservation when he sat up here. And I understand the plea around economics and what potentially might come in there, but I really feel like those kind of comments and that discussion are more appropriate when there is a discussion of whether or not there needs to be exception or whether there needs to be an addition or any kind of demolition or removal. I think it's then when your builder comes in and talks about whether or not the windows and fenestrations are viable, adaptable." She said then there is a plan where you can see if it will replicate or be attached to the west façade.

Councilor Bushee said there is a lot of interpretation on our Ordinance, and it is subjective, and in those cases she has to rely on the Board who we appoint with the expertise. She said she personally feels these discussions should be in place when we are talking about what potentially might be coming in there and they are asking for an exception. She said if we uphold the Board, we aren't precluding reuse or adaptation of the facility. If we preempt and try and anticipate a decision, and do it just on economic grounds rather than on our Ordinance enforcement, then she thinks we are doing a disservice to the potential conservation. She said she always doesn't agree with the Board, but she generally wants to see our Ordinance upheld and the Board supported, particularly on a building with contributing significance and not knowing what will come in there. She was uncomfortable with the negotiations about whether or not to keep the windows, when the decision is whether or not to uphold the appeal, reiterating the decision shouldn't be based on whether or not the school can get more money if we make this decision tonight. It should be about preservation.

**MOTION:** Councilor Dominguez moved, seconded by Councilor Rivera, with respect to Case #2012-034, to grant the appeal by the Santa Fe Public Schools to the decision of the Historic Districts Review Board in Case #H-096.

**DISCUSSION:** Councilor Dominguez said we can talk a lot about economics, noting economics has always been an issue when it comes to the Historic District. He said the fundamental difference here is that there is a difference between private entities asking for economic relief versus a public non-profit entity that is asking for economic relief. He said he trusts the School District Board, given its track record with Carlos Gilbert, that they are going to want to do what they can to preserve and recognize the historic significance of any proposal that comes along, whether at Carlos Gilbert or Manderfield.

**FINDING OF FACT ON THE MOTION BY THE MAKER:** Councilor Dominguez said, "The other thing that I wanted to say, I guess, just as a finding of fact on the motion, was that the west side, in my opinion, based on the definition, I don't consider it a primary façade, based on the definition."

**CONTINUATION OF DISCUSSION ON THE MOTION:** Councilor Dominguez said, "And then the other thing that I'm concerned about, given the Findings of Fact that I... well let me ask you this. These Findings and Conclusions and law have been approved by the Board. Correct."

Ms. Brennan said this is correct.

Councilor Dominguez said, "What I find a little confusing, is that although they're asking for the west façade to be considered a primary elevation, it's not even part of the Findings of Fact. I see nothing about the west façade in the Findings of Fact. I find it in the Conclusions of Law, but I don't even think that the Conclusions of Law are even captured, really, in the motion that was made by the Board. It's kind of captured in the discussion, but it's not necessarily captured in the motion, and for those reasons, that's why I move for approval."

Councilor Calvert said the main goal here is to preserve this historic building, and there are differing opinions on what that would entail. He said, "I'm not taking into account financial considerations, but I think, if the goal is preservation, you will require some adaptive use, and if you overly-condition, or in this case, designate too many primary façades, you may preclude that adaptive use that is going to be what preserves the building. Because, ultimately it will get down to finances, because that adaptive use you have to have somebody willing to put in the money to preserve this building. So, I think we found that out with St. Catherine's. The big issue there is who is willing to put in the money to preserve it, because you need an adaptive use. And if you don't have that, it's just going to start falling apart like St. Catherine's does."

Councilor Calvert continued, "And I also have a question. I have to say, on the Conclusions of Law, I find them, the ones in here, I find somewhat vague in terms of terminology and what they really stand for. Because it says, 'The Board concludes that all elevations facing west, all elevations facing east except the northernmost bloc..' He asked who knows what the northernmost block is. Is it as designated on a map, is it given by dimensions. I think you need something to that effect to define what that is for this to be, not only meaningful, but legal."

Councilor Calvert continued, "And then, 'The easternmost block of the north elevation shall be designated as primary, excluding the three non-historic elevations and all non-historic windows...' I think these things... and, the easternmost block of the north elevation, what is that. That could be subjective, I think. And so I think you need something, either a reference to a diagram, or those things are pinpointed, or you need dimensions that specify those things to really lock those things and what we're talking about."

Ms. Brennan said, "David can speak more to this, but I believe that the Board was referring in this to the diagram that David showed you earlier that appears in the packet and, you are correct, that should have it attached as an exhibit."

Councilor Calvert said, "I think you need to say northernmost block, and either have them highlighted on that, reference that and highlighted, so that we know specifically what we're talking about, otherwise, I think it's very subjective as to what that means. Okay. Those are my comments."

Councilor Ives noted on page 4 of the packet, which is part of the Memo provided to the Governing Body, in the middle paragraph, which begins with the language "Because alterations to primary façades are restricted," that it notes in the last few lines of that paragraph:

"Thus, where a character-defining feature is identified in a publicly-visible façade and repeated on a façade that is not publicly-visible, or minimally visible, the publicly-visible façade with that feature is typically recommended for designation as a primary, and the less-visible façade is not. In this case, the west façade, while publicly-visible at an oblique angle from Canyon Road, does not face Canyon Road as the east and north-facing façades do."

Councilor Ives noted we've seen evidence of that on the various photographs and diagrams which were shown. He said as he understands it, what this is saying is that the pattern and practice, presumably of both staff and the Board, has been, in the circumstance of a contributing building where all façades are, in the first instance, not determined to be primary façades. But where you have some that aren't visible, in that instance, they will preserve as primary those that are visible, but not necessarily those which are not. And that the west façade in this instance, constitutes one of those less visible and therefore presumably non-primary façades. He asked Ms. Brennan if this is a fair assessment.

Ms. Brennan said, "Councilor Ives, that is a fair assessment, and it was a combination of less visibility and repetition of features that reflects practice in making that recommendation."

Councilor Bushee asks who writes the Findings of Fact and Conclusions of Law for the H-Board.

Ms. Brennan said, "The Historic Board staff writes them and the Board does make changes to them routinely."

Councilor Bushee said, "I see you sign off as well, and I see the Chair."

Ms. Brennan said, "I do."

Councilor Bushee said, "But they're generally written by staff as sort of a summary of some kind, but with guidance from the Legal Department I assume."

Ms. Brennan said, "I have very little to do with writing the Findings. They do them now, and the Board revises them for approval."

Councilor Bushee said we might look at formalizing that process in some way.

Ms. Brennan said, "The hearing could be said to have lacked some clarity."

Councilor Bushee said she has a painting of the Rancho de Taos Church, and the façades you see most of the time that are popular are the side and the front. She said the side and the back appeals to her the most – the buttresses and that is a visible site.

Councilor Bushee said she absolutely trusts the School Board, and are grateful for what they did at Carlos Gilbert. The point is, they're selling this building to the highest bidder and the point of this appeal in the first place. She said her emphasis would be on the process down the road, where you actually have someone come in with a proposal who is seeing to purchase the building, and they present their potential exceptions, tell us what they're going to do, what it is looking like. She said she didn't make a motion because she doesn't think economics should be driving our H-Board appealed decisions, which unfortunately is the trend that has developed, and she will continue to oppose that.

**FRIENDLY AMENDMENT:** Councilor Rivera would like to amend the motion to make a condition that whoever purchases the building will try to reuse the windows that are there, or replicate them to match the east façade." **THE AMENDMENT WAS FRIENDLY TO THE MAKER, AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.**

**COMMENT ON THE FRIENDLY AMENDMENT:** Councilor Dominguez said Councilor Ives asked the question of the applicant and he wants to hear from the Applicant. He doesn't think it is unreasonable to ask them to replicate, but he would caution that we don't become too restrictive. He said when he was on the Board of Education and they tried to change the windows at Acequia Madre to look exactly the same, we were restricted because the materials had to be exactly the same, which drove the cost of the windows up, which took money away from the classroom. He wants to be cautious here.

**CONTINUATION OF DISCUSSION ON THE MOTION, AS AMENDED:** Ms. Jenkins said, "We are willing. We want to collaborate with you in coming up with a win-win solution here. There are concerns, because of the Energy Code. These windows do not meet any sort of the City's Energy Code Standards, or any Energy Code Standards for that matter. But we want to be collaborative, and frankly as the redevelopment and renovation of this property moves forward to the Board, they're going to be looking for those sorts of architectural features consistency in any kind of addition anyway. That's going to be part of their review process, which is completely appropriate. So we are open to something, but we want to try to quantify it if we can, so it's not vague. I think we've been dealing with a lot of ambiguities, so we want to try to quantify it, but reusing and replicating that pattern for the large six over six windows, I think we're very open to that, if that is the wish of the Council."

Councilor Dominguez asked Councilor Rivera if he has language which would nail it down a little more.

Councilor Rivera asked if "replicate" means "exactly as what is on the east side of the building."

**FRIENDLY AMENDMENT RESTATED:** Councilor Ives proposed to restate the previous Friendly Amendment as follows: A condition of approval would be "To reuse the existing windows and preserve the historic grouping of those windows, to the greatest extent practicable if it is changed." **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY**

Councilor Dimas asked Mr. Rasch asked how difficult it would be to do this and if it is possible to do this under the circumstances.

Mr. Rasch said, "On primary elevations the historic windows will be required to be retained and those are single pane, wood windows. They are not highly efficient in terms of energy conservation. The Board typically rules that a win-win situation is preserve the historic window and put on a storm window that preserves the historic window behind the storm window and it creates better energy efficiency. For non-primary elevations those windows are not required to be retained. Typically when the Board will see a project that comes forward, the additions proposed, if any, will need to be harmonious to the building. Oftentimes applicants propose to reuse historic windows, when they are taking them out of an existing window for an addition. That's an excellent idea. It's also a green idea to not throw away existing windows, and then add the storm windows to add the thermal capacity. In my opinion, although I'm not a window expert or a restoration expert, those windows are in good condition. They are repairable and they can be used for future remodeling. I do feel that they are not beyond repair."

Councilor Dimas said then he is willing to go with the idea.

Councilor Rivera agrees with Councilor Bushee that if Boards are going to make recommendations, that you typically don't overturn those recommendations. However, this isn't as clear as some of the ones which have come to us in the past, and the reason he will support the appeal. However, he doesn't feel it is something which should normally be done.

Councilor Calvert asked Mr. Rasch how much would something like storm windows add to the efficiency of the windows, if you are able to reuse the windows.

Mr. Rasch said there have been studies among the preservation and green communities, and it is becoming obvious that at first there was a lot of negative comment about historic windows, and the fact that federal law prohibits the municipality from requiring energy conservation. We can assist people to be conservative, but we can't force them to be on listed historic buildings. He said it is becoming more apparent that most of the energy loss is not the windows, and there are good ways to create better energy efficiency with historic materials.

Councilor Calvert again asked what can be done on the windows with historical treatment and what kind of energy efficiency does that treatment get you.



Mr. Rasch said because it is with the State Historic District, the owner can get state tax credits to buy materials to help preserve the building. He said the Code allows removing single pane glass and put in thermal pans, as well as gaskets. He said the muntins are usually much thinner in single pane glass windows. So, the grids called muntins are thicker because thermal or double-pane glass is heavier and the narrow historic muntins often won't accept the weight. He said often the historic muntin and sash can't be refitted with thermal panes, but it is allowed by Code.

Councilor Calvert reiterated his question.

Mr. Rasch said it greatly improves the efficiency of the windows.

Councilor Calvert asked if he has an R-factor.

Mr. Rasch said no, but it is similar to new windows as opposed to leaving them as single pane.

Ms. Brennan pointed out that these will have to go back to the H-Board for approval. The design will have to be reviewed, so a lot of these factors will be before that Board

**FRIENDLY AMENDMENT:** Councilor Calvert asked to amend the motion to require that the Findings of Fact and Conclusions of law come back to the Governing Body for approval. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND, AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY**

Mayor Coss said he is concerned that we are going to overturn the H-Board again, and that economics was brought into it, that the building is more valuable if we grant the appeal. He said, "That reminds me a lot of the Hilton situation which has gone up now, and I can live with it, but it's not the best looking that it could have been. All these jobs came from Kansas. But, I'm concerned with setting that precedence. And we want to help the Public Schools certainly, but I don't think anybody in the private sector would agree that we should do anything for a public non-profit entity, because the next thing you know, there'll be a historic church in here saying well I'm non-profit. And that's a slippery slope. I think the question of, 'do our ordinances apply to the Public Schools at all,' is a different question."

Mayor Coss continued, "But since we've been going down the road and they're in front of the H-Board, I'm concerned about over-ruling the H-Board again, and I think we would get into a stick situation saying well we'll do this for the public schools because they need the money and we wouldn't do it for a church or a private non-profit or a homeowner. I think it would be better done with a development plan: here's what we want to do, here's why we want to do it. Because I think the analogy to St. Catherine's is, they sold it and they're gone, and as good as the Schools did on Carlos Gilbert, if they sell it, then we're dealing with a whole new entity. I just have some concerns about that. I don't think we can discriminate against a public non-profit versus a private for profit or non-profit. I don't like the economic arguments as to whether or not to uphold the H-Board decision. I'm concerned that we're going to over-rule the H-Board again."

Councilor Ives said in response to the Mayor, he concurs that treating different entities differently probably isn't something in which we should engage, and does represent a slippery slope. He said, "While I would readily acknowledge the economic impact of having this decision go one way or another, in terms of the ease with which the Public Schools are capable of moving forward, for me it fundamentally doesn't come down to an economic issue, and it's really an issue. And again the language I read with regard to the pattern and practice of staff and the H-Board over time as to what they do with these non-visible façades in contributing buildings. So to me, from that perspective, to me, it is one which should be decided on that basis alone, as long as, again with the amendments that have been proposed, we have the opportunity to preserve that character as that building moves into, hopefully, whatever very good and future reuse it faces. So I agree that the economic factor doesn't come into play here. I do note in that same paragraph, there is reference to the fact that staff and the H-Board apparently do, at some level, consider those types of factors in there when it states that "HDRB staff also considers the impact on owners of the designation of primary façades. So it appears it's a pattern and practice to some degree that we've had, not that it said it is a decisional factor, but in this particular case, it's not the economics, but really how those decisions have been made in the past that dyed my decision here."

**VOTE:** The motion, as amended, was approved on the following Roll Call vote:

**For:** Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives and Councilor Rivera.

**Against:** Councilor Bushee

**Explaining his vote:** Councilor Dominguez said, "Just a real quick comment. If you notice my finding really wasn't economical. It didn't have anything to do with economics. It was really purely my opinion when we talked about economics and the impact it could or could not have. But, the motion that I made and the specific finding did not have to do with economics, so I vote yes."

**Explaining his vote:** Councilor Rivera said, "I also would just like to say that economics did not play a factor in the decision that I made, so with that I vote yes."

- 5) **CONSIDERATION OF BILL NO. 2011-12: ADOPTION OF ORDINANCE NO. 2012- \_\_\_\_ (COUNCILOR DOMINGUEZ). AN ORDINANCE AMENDING ARTICLE 23-6 SFCC 1987, TO ESTABLISH REGULATIONS FOR EVENT SPONSORS WHO HAVE BEEN AUTHORIZED TO USE A CITY PARK WHEN THE SALE AND CONSUMPTION OF ALCOHOL IS PERMITTED. (ALFRED WALKER). Postponed to May 30<sup>th</sup> City Council Meeting)**

This case is postponed to the meeting of May 30, 2012.

**I. ADJOURN**

The was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 9:25 p.m.

**Approved by:**

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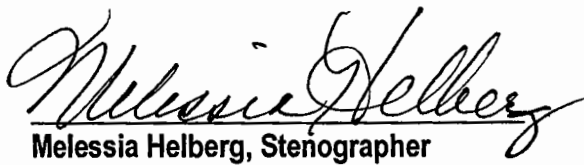
**Mayor David Coss**

**ATTESTED TO:**

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**Yolanda Y. Vigil, City Clerk**

**Respectfully submitted:**

  
**Melessia Helberg, Stenographer**

**ACTION SHEET  
ITEM FROM THE  
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING  
OF  
MONDAY, MAY 07, 2012**

**ITEM 8**

REQUEST FOR APPROVAL OF A RESOLUTION AMENDING RESOLUTION NO. 2008-111 SO THAT BEGINNING THIS YEAR AND EVERY YEAR THEREAFTER, THE DATE OF THE ANNUAL RIVER FESTIVAL AND FISHING DERBY MAY BE CHANGED FROM THE FIRST SATURDAY IN JUNE TO ANOTHER DATE TO BE DETERMINED BY ANTICIPATED WATERSHED YIELD OR FOR OTHER CLIMATIC OR HYDROLOGIC REASONS (COUNCILOR TRUJILLO) (BRIAN DRYPOLCHER)

**PUBLIC WORKS COMMITTEE ACTION: APPROVED ON CONSENT**

**SPECIAL CONDITIONS OR AMENDMENTS:**

**STAFF FOLLOW UP:**

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON WURZBURGER			
COUNCILOR CALVERT	X		
COUNCILOR IVES	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	X		

*Exhibit "1"*



**CITY COUNCIL MEETING OF  
MAY 9, 2012  
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION  
BY MEMBERS OF THE GOVERNING BODY**

<b>Mayor David Coss</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A Resolution Directing That The 2012/2013 Fiscal Year Budget Include An Appropriation For Funding A _____ Percent (____%) Salary Increase For Members Of The Santa Fe Police Officers Association (POA), For Members Of The Santa Fe Firefighters Association (FFA), Members Of AFSCME, Local 3999 (AFSCME) And Non-Union Employees.	Finance Budget Hearing – 5/14/12 Finance – 5/21/12 Council – 5/30/12
<b>Councilor Patti Bushee</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	A Resolution Endorsing The North Central Regional Transit District's FY2013 Budget Proposal, Approving The FY2013 City Of Santa Fe Regional Transit Plan And Directing Staff To Submit The City Of Santa Fe Regional Transit Plan For FY2013 To The North Central Regional Transit District Board Of Directors For Consideration And Approval.	Finance – 5/21/12 Public Works – 5/29/12 Council – 5/30/12
<b>Councilor Chris Calvert</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
	An Ordinance Amending Exhibit B Of Chapter XXI SFCC 1987 Relating To An Annual 3.4% Rate Increase, For Four Years, For Residential Curbside Service, Commercial Non- Compacting Rear-Loading Bin Service, Commercial Non- Compacting Rear-Loading Cart Service, Light Commercial Non-Compacting Rear-Loading Bin Service, Commercial Non-Compacting Front-Loading Bin Service, Commercial Compacting Front-Loading Bin Service, Commercial Non-Compacting Roll Off Service, Commercial Compacting Compactor Service, Residential Large Item Service, Residential Curbside Service And Making Such Other Amendments To Chapter XXI As Are Necessary.	

<b>Councilor Bill Dimas</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Carmichael Dominguez</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Peter Ives</b>		
<b>Councilor Chris Rivera</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Ron Trujillo</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Wurzbarger</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>

Introduced legislation will be posted on the City Attorney's website, under legislative services (<http://www.santafenm.gov/index.asp?nid=320>). If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Melissa Byers, (505)955-6518, [mdbyers@santafenm.gov](mailto:mdbyers@santafenm.gov).

**CITY OF SANTA FE, NEW MEXICO**

**RESOLUTION NO. 2012-\_\_\_\_**

**INTRODUCED BY:**

Councilor Patti Bushee

**A RESOLUTION**

**ENDORISING THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT'S FY2013  
BUDGET PROPOSAL, APPROVING THE FY2013 CITY OF SANTA FE REGIONAL  
TRANSIT PLAN AND DIRECTING STAFF TO SUBMIT THE CITY OF SANTA FE  
REGIONAL TRANSIT PLAN FOR FY2013 TO THE NORTH CENTRAL REGIONAL  
TRANSIT DISTRICT BOARD OF DIRECTORS FOR CONSIDERATION AND APPROVAL.**

**WHEREAS**, the North Central Regional Transit District (hereinafter referred to as  
"NCRTD") was created in 2004 by agreement between the City of Espanola, Los Alamos County,  
Pojoaque Pueblo, Rio Arriba County, San Ildefonso Pueblo, San Juan Pueblo, Santa Clara Pueblo, the  
City of Santa Fe, Santa Fe County and Tesuque Pueblo; and

**WHEREAS**, NCRTD Resolution 2008-14 states that "in order to create a truly effective and  
efficient regional transit system that cooperatively and equitably serves north central New Mexico,  
the NCRTD believes that the City of Santa Fe should be a member of the District"; and

**WHEREAS**, as a result of City of Santa Fe Resolution 2008-87, the City of Santa Fe joined  
the NCRTD and soon thereafter expanded City delivered transit services to provide connecting

1 transportation to and from the Rail Runner, through funding made available by the NCRTD; and

2 **WHEREAS**, the City's expanded services include:

- 3 • Development and implementation of Santa Fe Pick-Up operations, providing shuttle
- 4 service from the final Rail Runner station at the Railyard to downtown destinations;
- 5 • Santa Fe Trails Route 22, serving the New Mexico 599 Rail Runner station as well as
- 6 Rancho Viejo and Santa Fe Community College;
- 7 • New connections between Santa Fe Trails Routes 2 and 4, serving the South Capital Rail
- 8 Runner station;
- 9 • Additional "special services" to accommodate increased demand for Rail Runner
- 10 transfers, and other visitors, during special events; and

11 **WHEREAS**, the NCRTD has identified funding in their FY2013 budget proposal to keep the  
12 aforementioned City operated services funded and running through FY2013; and

13 **WHEREAS**, the NCRTD has also identified additional funding in the amount of \$14,302,  
14 that is available for new services; and

15 **WHEREAS**, community members and organizations have called for a new seasonal, direct  
16 Santa Fe Pick-Up connection between the final Rail Runner station at the Railyard and Museum Hill,  
17 with the proposed route also serving the Santa Fe Children's Museum, Center for Contemporary Arts,  
18 and the Armory for the Arts on Old Pecos Trail; and

19 **WHEREAS**, community members and organizations have also requested that a new and  
20 direct seasonal service between the Rail Runner and the Santa Fe Ski area be explored and  
21 implemented, if sufficient funding becomes available from the NCRTD.

22 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
23 **CITY OF SANTA FE** that the Governing Body hereby endorses the proposed FY2013 NCRTD  
24 budget that continues to fund regional transit services, as identified above, that the City of Santa Fe  
25 currently provides on behalf of the NCRTD.



1       **BE IT FURTHER RESOLVED** that any additional funding that is made available from the  
2 NCRTD to the City, in the FY2013 budget, be allocated to the Santa Fe Pick-Up for operation of a  
3 new and direct seasonal connection between the final Rail Runner station at the Rail Yard and  
4 Museum Hill, service which will also serve the Santa Fe Children's Museum, the Center for  
5 Contemporary Arts and the Armory for the Arts on Old Pecos Trail.

6       **BE IT FURTHER RESOLVED** that staff is directed to explore the provision of new and  
7 direct seasonal service between the Rail Runner and the Santa Fe Ski area, for potential  
8 implementation, at such time that NCRTD funding for this service becomes available.

9       **BE IT FURTHER RESOLVED** that the aforementioned routes, both funded and unfunded,  
10 compose and are approved as the City of Santa Fe Regional Transit Plan for FY2013 and upon  
11 approval by the NCRTD Board of Directors is incorporated in the NCRTD service plan.

12       PASSED, APPROVED, and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

13  
14 \_\_\_\_\_  
15 DAVID COSS, MAYOR

16 ATTEST:

17  
18 \_\_\_\_\_  
19 YOLANDA Y. VIGIL, CITY CLERK

20  
21 APPROVED AS TO FORM:

22  
23 \_\_\_\_\_  
24 GENO ZAMORA, CITY ATTORNEY

25 *Resolution 2012: FY2013 NCRTD Transit Plan*

**CITY OF SANTA FE, NEW MEXICO**

**RESOLUTION NO. 2012-\_\_**

**INTRODUCED BY:**

Mayor David Coss

**A RESOLUTION**

**DIRECTING THAT THE 2012/2013 FISCAL YEAR BUDGET INCLUDE AN  
APPROPRIATION FOR FUNDING A \_\_\_\_\_ PERCENT (\_\_\_%) SALARY INCREASE FOR  
MEMBERS OF THE SANTA FE POLICE OFFICERS ASSOCIATION (POA), FOR  
MEMBERS OF THE SANTA FE FIREFIGHTERS ASSOCIATION (FFA), MEMBERS OF  
AFSCME, LOCAL 3999 (AFSCME) AND NON-UNION EMPLOYEES; AND PROVIDING  
DIRECTION FOR COLLECTIVE BARGAINING NEGOTIATIONS.**

**WHEREAS**, the Governing Body of the City of Santa Fe has had to take drastic measures to  
reduce the City's operating budget for the last four fiscal years; and

**WHEREAS**, the 2011/2012 Fiscal Year budget required an incentive reduction which totaled  
\$600,000 from collective bargaining employees and non-union employees and further required that  
leave benefits for all employees be reduced by 10%; and

**WHEREAS**, the Governing Body desires to include in the 2012/2013 Fiscal Year budget a  
\_\_\_\_% salary increase for all collective bargaining employees and non-union employees.

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

1 **OF THE CITY OF SANTA FE** that:

2       Section 1.       The 2012/2013 fiscal year budget shall include a \_\_\_\_ percent (\_\_\_\_%) salary  
3 increase for members of the POA, FFA and AFSCME and non-union employees, which shall be  
4 appropriated in the following manner:

- 5           • POA                   \$ \_\_\_\_\_
- 6           • FFA                   \$ \_\_\_\_\_
- 7           • AFSCME               \$ \_\_\_\_\_
- 8           • Non-Union Employees \$ \_\_\_\_\_

9       Section 2.       Appropriations for POA, FFA and AFSCME increases shall not be  
10 implemented until such increases have been negotiated and inserted into the respective collective  
11 bargaining agreements.

12       Section 3.       Other than the \_\_\_\_% salary increase appropriated by this resolution, there  
13 shall be no additional fiscal impact resulting from collective bargaining negotiations.

14       PASSED, APPROVED, and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2012.

15  
16 \_\_\_\_\_  
17 DAVID COSS, MAYOR

18 ATTEST:

19  
20 \_\_\_\_\_  
21 YOLANDA Y. VIGIL, CITY CLERK

22 APPROVED AS TO FORM:

23  
24 \_\_\_\_\_  
25 GENO ZAMORA, CITY ATTORNEY

*M/Melissa/Resolutions 2012/SFPOA\_SFFA\_AFSCME-NU Increase*

Petitions  
from the floor

May 9, 2012

City Council meeting, Santa Fe, New Mexico

Along with Virginia Miller, I represented the city of Santa Fe, along with Mayors and Council members and citizens from cities around the country, when Santa Fe was one of many cities that opposed a preemptive military strike on Iraq in 2003. There was a press conference in D.C. with John Conyers, a walk to the White House with petitions, not received by Bush, briefings at the Institute of Policy Studies, and lobbying our representatives on Capitol Hill.

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My local government does not disappoint once again. I want to comment on the importance of passing this resolution. Always, there are a few who weigh in to say that our local government should not be meddling in the affairs of state. There are always the potholes. Beginning with the Revolutionary War, the U.S. has a strong tradition of city council resolutions weighing in on wars, foreign policy, nuclear weapons, and other social, environmental, and political issues. The Cities for Peace movement in 2003, as other resolutions of its kind, help to change public discourse. The current resolution that you have just passed for no attack on Iran is an action that will also encourage public dialogue. For most of us, our local government is the most immediate and accessible body to which we can petition and air grievances that have the power to affect policy maker about difficult issues. Moreover, corporate interests are diminished at the local level, and direct citizen participation is encouraged.

Nowhere in the Constitution is foreign policy delegated or restricted to the federal government, though we see the federal government consistently opposing local involvement. Yesterday, I spoke to Karen Dolan, project director for the Institute for Policy Studies, who arranged our trip to D.C. and NYC in 2003. She sent me a paper she published on when "Foreign Policy Goes Local," which gives details on constitutional precedents and examples of other actions taken by cities that have weighed in on foreign policy, such as the Anti-Apartheid Act, the Kyoto Protocol, and the expiration of the President's legal authority to send National Guard troops to Iraq. I shall submit Karen Dolan's article into the public record of this meeting.

Linda Hibbs

[lhibbs@cybermesa.com](mailto:lhibbs@cybermesa.com)

505 983 3906

Exhibit "5"



Published on Thursday, January 31, 2008 by Foreign Policy in Focus

## **Foreign Policy Goes Local**

by Karen Dolan

The scene is the floor of the Chicago city council chambers. The meeting is unusually passionate. The floor speeches are particularly charged, even by the Chicago city council's turbulent standards.

"Had this resolution not been introduced, we would have been accused of being morons, amoral. If we don't speak out for the people - who will?" demands one of the council's more conservative members, Alderman Bernard Stone.

The date is January 16, 2003, and the Chicago city council is in the midst of passing a resolution denouncing the drive toward war with Iraq. The author and principal sponsor of this resolution is Alderman Joe Moore from Chicago's 49th Ward. Unsure that such a resolution will fly in a council controlled by Chicago's powerful Mayor Richard M. Daley, Moore drafts it anyway, hoping that Chicago will join the close to 100 cities in a growing movement voicing local opposition to Bush's impending war with Iraq. The resolution passes 46-to-1 and sent a loud message reverberating through the mainstream media and Congress that folks in the heart of America's Midwest aren't happy with the direction Bush's administration is taking in the Middle East.

The passion of the council debate didn't arise out of a pro-con debate. Liberals and conservatives agreed: U.S. foreign policy was heading in a reckless direction. Over the last five years, citizens and local leaders have increasingly added their voices to the national debate over the Iraq War through municipal institutions like city councils. Even before the costs of war began to hit home, these local voices warned of the risks of war and occupation.

The idea of municipal foreign policy draws on such experiences as the Cities for Peace movement, the anti-Apartheid municipal movement of the 1980s, and the nuclear-free zone movement of the 1970s. It asserts that politicians who are most accessible and accountable to their citizens are in the best position to represent positions that challenge the political status quo and the large corporate powers to which national lawmakers and policymakers usually answer. Locally elected officials are certainly susceptible to moneyed interests, particularly in many large cities. But the more local the office, the greater the accountability to the public and public sentiment.

**The War** In the lead-up to the 2003 invasion of Iraq, U.S. citizens filled hundreds town hall meetings with reasoned, rational, responsible discussion and said "No" to preemptive war. By the time of the March invasion, 170 municipalities and two state houses had approved anti-war resolutions, which foretold the disaster, destruction and cost such a policy, would bring to Iraq and the United States. This local resolution movement has been dubbed the Cities for Peace movement nation-wide. Since the invasion, the Cities for Peace movement has grown to include over 270 municipalities, 12 mayors, and 17 states, representing fully half of the U.S. population.

*Exhibit "C"*

At the time of the 2006 elections, polls found that disapproval of Bush's Iraq policy stood at about 65%. These high figures reflect the sentiment that made the Iraq War the number one issue in the last election, catapulting the Democrats to power on Capitol Hill. No one can predict the tipping point, but it seems safe to assume that as these numbers increase, pressure for lawmakers of both parties to end the war also increases.

The expressions of the local governments on this issue have proven the more judicious and wise. The resolutions prior to the invasion cited a disbelief that Iraq posed any immediate threat to the United States; they cited the violation of international law such a preemptive attack on Iraq would perpetrate; they cited the enormous long-term cost in lives and money; they cited environmental and moral concerns such a strike posed.

The post-invasion resolutions reiterated many of these concerns and wisely called for a prudent and swift end to the disaster.

**Wal-Mart** In addition to his anti-war position, Chicago Alderman Joe Moore was also one of the most outspoken opponents of Wal-Mart's entry into Chicago. He led the battle to deny Wal-Mart their requests for zoning changes. In April 2005, spurred by the Wal-Mart battle, Moore introduced a Living Wage Ordinance that would effectively increase the wages and health benefits of employees of Big Box retailers within Chicago's city limits. The Wal-Mart and living wage campaigns were designed to improve the standards for American workers that had been steadily eroded by free trade agreements and corporate outsourcing.

Predictably, Chicago's business interests, led by the Chicagoland Chamber of Commerce and the Illinois Retail Merchants Association, waged a multi-million-dollar campaign to defeat the ordinance. Mayor Daley sided with the business interests and strongly opposed the ordinance. Despite the Mayor's opposition, the City Council voted overwhelmingly in support of the Living Wage Ordinance and forced the mayor to exercise his first-ever veto.

The City Council's living wage supporters ultimately failed to override the Mayor's veto, but the political battle lines were drawn in the upcoming city elections. The Chicagoland Chamber of Commerce launched a \$1.5 million campaign to defeat the city council supporters of the ordinance, and named Moore their number one target.

Although this corporate effort forced Moore into a run-off election, he ultimately won re-election in 2007. Because aldermen hold a local office and his constituency is relatively small (slightly fewer than 8,000 voters cast ballots in his race), Moore was able to meet most voters one-on-one at transit stops and door-to-door. Moore's accessibility to the voters and their personal knowledge of him combined to overcome his big business and big money opponents.

**Is It Constitutional?** The potential of making and influencing national and international policy at the local level excites progressives in particular. Not only is the influence of corporate interests diminished at the local level but also direct citizen participation and deliberation is a positive sign of true democracy. Not least, the town hall format allows for real citizen participation in debate that brings in human and moral dimensions relatively free from the influence of the business lobby. Corporate interests may come and join the debate directly, or may have council members speak for them, but the process is generally more transparent and includes more direct citizen participation than at the federal level.

Is the making and influencing policy at the local level constitutional? Opposition to state and local involvement in foreign policy has focused largely on the supremacy clause of the Constitution and the legal doctrine of preemption of state and local statute by federal statute or law. One proponent, however, Michael Shuman, founder of the Business Alliance for Local Living Economies, is a prominent scholar on this topic. He refers to the 10th Amendment of the U.S. Constitution: "the powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, and to the people." Nowhere in the Constitution is foreign policy delegated or restricted.

Shuman makes the point that the Constitution goes out of its way to create and protect "mediating" institutions where individuals who may not be able to act by themselves can come together with others to associate, organize, and have their voices heard. These institutions mediate in the sense of standing between the federal government and the People, and include juries, militia, civic associations and, most importantly, state and local governments.

**Federal Opposition** Not surprisingly, the federal government has consistently opposed local involvement in matters of foreign policy. There have been legal challenges to municipal foreign policy-making such as the 1990 District Court of the 9th Circuit in the case of *United States v. City of Oakland*. The city of Oakland passed an ordinance that prohibited city investment in companies in any way involved in manufacturing nuclear warheads and/or delivery systems. The ordinance also banned the transportation of these materials within city limits. The court found the ordinance in direct conflict with the authority of the federal government and therefore unconstitutional. This decision however, was confined to the District Court of the 9th Circuit.

In 1996, Massachusetts passed a law barring state entities from buying goods or services from companies doing business with Burma. Three months later, the U.S. Congress enacted its own sanctions against Burma. The National Foreign Trade Council, a non-governmental business association dedicated to opening markets internationally, had several affiliates affected by the state Act. It filed suit against state officials in federal court, claiming that the state law unconstitutionally infringed on the federal foreign affairs power, violated the Foreign Commerce Clause, and was preempted by the federal act. The Supreme Court subsequently ruled against the Massachusetts law and reasoned that Congress had passed a law imposing sanctions on Burma and that the Massachusetts law "undermine[d] the intended purpose and 'natural effect' of at least three provisions of the federal Act..."

While this ruling led some legal scholars to conjecture that state (and local) governmental involvement in foreign affairs had suffered a fatal blow, a different view prevails in the legal writing in this area. Prominent legal scholar and Harvard Law professor Jack Goldsmith has written extensively on this case as well as on the doctrine of federal preemption of state statute. He **points out** that the Supreme Court "decided only that Congress' own Burma sanctions preempted the Massachusetts sanctions. It carefully avoided any suggestion that state foreign affairs activities are invalid in the absence of some preemptive action by Congress."

Thus, this ruling by the Supreme Court has no bearing on the current Sudanese divestment campaigns successfully launched by 20 states, including the more politically conservative states of Texas and Indiana. Most of these legislatures have passed prohibitions against public financial holdings in companies doing business with the Sudanese regime.

Historically, there have always been acts of what could be considered municipal foreign policy: In 1798, the Virginia and Kentucky legislatures adopted the words of James Madison and Thomas Jefferson

condemning federal policies penalizing France. Abolitionists used local governments to condemn southern states and federal laws that supported U.S. slavery. And today hundreds of local governments are speaking out against the Iraq War, against the USA PATRIOT act, and in favor of the Kyoto Protocol that the United States has refused to sign.

A prime example of how direct citizen participation through municipal governments has affected both U.S. and world policy is the example of the local divestment campaigns opposing both Apartheid in South Africa and, effectively, the Reagan foreign policy of "constructive engagement" with South Africa. As internal and global pressure was destabilizing the Apartheid government of South Africa, the municipal divestment campaigns in the United States ramped up pressure and helped to push to victory the Comprehensive Anti-Apartheid Act of 1986. This extraordinary accomplishment was achieved despite a Reagan veto and while the Senate was in Republican hands. The pressure felt by national lawmakers from the 14 U.S. states and close to 100 U.S. cities that had divested from South Africa made the critical difference. Within three weeks of the veto override, IBM and General Motors also announced they were withdrawing from South Africa. This movement also serves as a model for the current local divestment campaigns from Burma and Sudan.

**Municipal Foreign Policy Now** With the advent of the Internet, the possibilities for such mass movements have increased exponentially. At least 30 cities, including the nation's capital, have declared themselves "Sanctuary Cities" for illegal immigrants. Sanctuary Cities protect illegal aliens through local resolutions, executive orders or city ordinances. These cities have decided to defy federal guidelines from the 9/11 Commission Report to help federal agencies crack down on illegal immigrants and refuse to make inquiries into citizenship or residency status of the people they serve within their city limits. There are also now about 100 U.S. cities whose mayors are part of the international nuclear disarmament effort called Mayors for Peace. And, as stated above, some 20 states have weighed in on the repressive regime in Sudan by divesting public funds.

U.S. cities have also taken a position on the federal U.S. embargo against Cuba. The U.S.-Cuba Sister City Association has set up a multitude of sister city citizen diplomacy projects that once enjoyed privileged status in acquiring licenses to travel to Cuba for cultural, educational and diplomatic exchanges. Even in the face of a Bush Executive Order that now prohibits such travel, the town hall debates, education, and stakeholder status of citizens across cultures paves the way for a different foreign policy with Cuba when the Bush administration leaves office.

Although it is a signatory to the international Kyoto Protocol, designed to reduce the threat of global climate change through the reduction of greenhouses gas production by country, the United States has failed to ratify the treaty. However, after Mayor Greg Nickels of Seattle started a nationwide effort to get cities to agree to the protocol, 740 U.S. cities in 50 states, the District of Columbia, and Puerto Rico, representing over 76 million Americans now support Kyoto.

The most recent development in state involvement in issues of foreign policy is the recent legislation crafted by Vermont state legislators claiming that the legal justification for federal commandeering of state National Guard units has expired. With the expiration of the president's legal authority to send National Guard troops to Iraq, the power over the Guard must return to state governors. At least three more states are expected to follow the lead of Vermont, and another four are considering doing so.

As such, the heart of the municipal foreign policy movement remains the opposition to the Iraq War. There are now over 300 local and state resolutions or initiatives opposing the war in Iraq and over 400 opposing



certain provisions in the USA PATRIOT act.

"We are the elected officials closest to the people," says Chicago Alderman Joe Moore. "These resolutions, referenda and proclamations represent the will of the American people, average citizens from all walks of life, who are unalterably opposed to the Bush administration's war in Iraq and who are profoundly disappointed in Congress's inability to end this war."

It is July 2007, four years and half a trillion dollars into the Iraq War. Moore is standing at the National Press Club in Washington DC, along with other locally elected officials from among the over-300 cities, towns, and states that have weighed in to end the disaster in Iraq.

"We cannot remain silent as our national leaders allow this war to continue indefinitely," the Chicago alderman continues. "We cannot remain silent as our cities young men and woman are sent to die in this senseless war. We cannot remain silent as our scarce finical resources our squandered on this unnecessary disastrous military adventure while our cities and towns are told to fend for themselves. Mr. President, members of Congress, hear the pleas of the elected officials closest to the people. Let's bring our brave men and woman home. Let's end this war now."

*Karen Dolan is a fellow at the Institute for Policy Studies in Washington D.C. and a contributor to **Foreign Policy In Focus**. She directs the Institute's **Cities for Progress** project.*

**Comments are closed**

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May 9, 2012

City Council meeting, Santa Fe, New Mexico

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My local government does not disappoint once again. I want to comment on the importance of passing this resolution. Always, there are a few who weigh in to say that our local government should not be meddling in the affairs of state. However, beginning with the Revolutionary War, there is a strong tradition of city council resolutions weighing in on wars, foreign policy, nuclear weapons, and other social, environmental, and political issues. The Cities for Peace movement in 2003, as other resolutions of its kind, help to change public discourse. The current resolution that you have just passed for no attack on Iran is an action that will also encourage public dialogue. For most of us, our local government is the most immediate and accessible body to which we can petition and air grievances that have the power to affect policy maker about difficult issues. Moreover, corporate interests are diminished at the local level, and direct citizen participation is encouraged.

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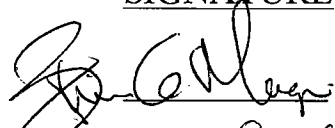




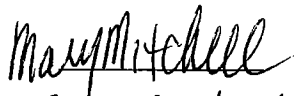
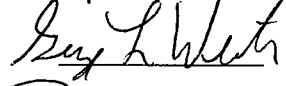
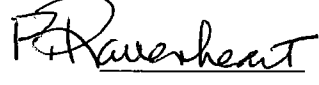
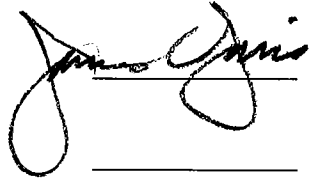
Linda Hibbs

[lhlibbs@cybermesa.com](mailto:lhlibbs@cybermesa.com)

505 983 3906

# PETITION FOR NO ATTACK ON IRAN

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	MARY MITCHELL	"	"
	George Weston	"	87505
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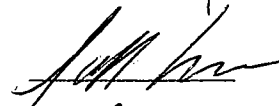
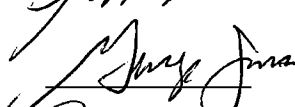
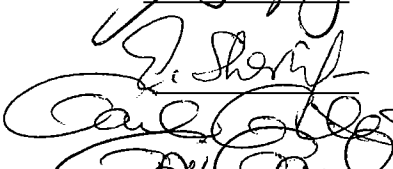
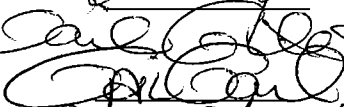
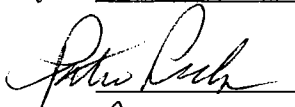
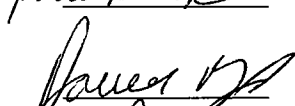
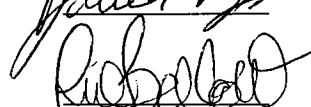
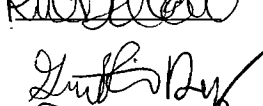
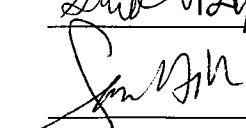
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<u>Bob Brumpe</u>	<u>BO BRUMPE</u>	<u>bodahipsta@yahoo</u>	<u>87501</u>
<u>Pzt. Lerner</u>	<u>Pzt. Lerner</u>		<u>87507</u>
<u>B. Hall</u>	<u>B. HALL</u>	<u>bhallhallwilden@aol.com</u>	<u>87505</u>
<u>Trina Hall</u>	<u>TRINA HALL</u>	<u>Trinabadaruk@aol.com</u>	<u>87505</u>
<u>James McGrath</u>	<u>JAMES McGRATH</u>		<u>87502</u>
<u>R. Roekman</u>	<u>R. Roekman</u>		<u>87505</u>
<u>MA Lipprey</u>	<u>MA Lipprey</u>		<u>87506</u>
<u>David Meyer</u>	<u>DAVID MEYER</u>		<u>87507</u>
<u>June Ferrill</u>	<u>JUNE Ferrill</u>		<u>87501</u>
<u>Barbara Belding</u>	<u>BARBARA BELDING</u>	<u>Bbelding2002@yahoo.com</u>	<u>87505</u>
<u>Michael T. Collins</u>	<u>Michael T. Collins</u>	<u>mtrvaxcollins@yahoo.com</u>	

## PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	<u>Marcia Skolman</u>	<u>marciaskolman@kstrnat.com</u>	<u>87507</u>
<u>Linda Drapela</u>	<u>Linda Drapela</u>	<u>lmdrapela@aig.com</u>	<u>87507</u>
	<u>Joseph Lefevre</u>	<u>jody.lefevre@kstrnat.com</u>	<u>87501</u>
	<u>George Jones</u>	<u>georgejones.ernst@jones-1.com</u>	<u>87501</u>
	<u>ELISABETH SHERIF</u>	<u>ELISABETHSHERIF@GMAIL</u>	
	<u>GIL GIES</u>	<u>gilessail@sbcglobal.net</u>	<u>87505</u>
<u>Pierre Stromberg</u>	<u>Pierre Stromberg</u>		<u>87501</u>
	<u>Patricia Federsen</u>	<u>pat.fed6@yahoo.com</u>	<u>87505</u>
	<u>Xavier Ro</u>	<u>JRCSO@IZcom</u>	<u>87721</u>
	<u>Riel Bellon</u>	<u>rielonfire@net</u>	<u>87501</u>
	<u>Griffin Daly</u>	<u>GriffinDaly@mail</u>	<u>87507</u>
	<u>SAN HITT</u>	<u>Sanjashitt@stershed.org</u>	<u>87508</u>
		<u>y.daly@stprep.org</u>	

# PETITION FOR NO ATTACK ON IRAN

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SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
<u>Wendy Hitt</u>	<u>Wendy Hitt</u>	<u>wmhitt@earthlink.net</u>	<u>87508</u>
<u>Craig Barnes</u>	<u>CRAIG BARNES</u>	<u>craigatcantfe@gmail.com</u>	<u>87508</u>
<u>Richard Stump</u>	<u>Richard Stump</u>	<u>RSTUMP@GMAIL.COM</u>	<u>87501</u>
<u>Adana B</u>	<u>Adana B</u>		<u>87507</u>
<u>Suzanne C. Rhy</u>		<u>CRGORTT@Cpbarrera</u>	
<u>Barbara Carnett</u>	<u>BARBARA CARNETT</u>		
<u>Annie Coogan</u>	<u>Annie Coogan</u>		<u>87506</u>

## PETITION FOR NO ATTACK ON IRAN

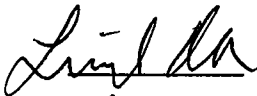



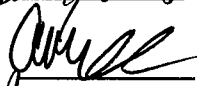
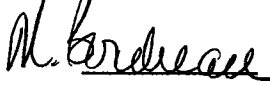






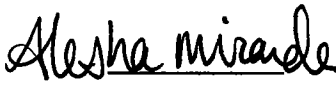

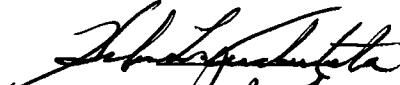

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SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
<u>J. Salgado</u>	<u>J. Salgado</u>	<u>_____</u>	<u>87506</u>
<u>Becky Andrews</u>	<u>Becky Andrews</u>	<u>_____</u>	<u>87507</u>
<u>Crystal Gunde</u>	<u>Crystal Gunde</u>	<u>_____</u>	<u>87507</u>
<u>Ryan Veschler</u>	<u>Ryan Veschler</u>	<u>_____</u>	<u>87502</u>
<u>Lucas Nardito</u>	<u>Lucas Nardito</u>	<u>lnardito@gmail.com</u>	<u>87505</u>
<u>Pete White</u>	<u>Pete White</u>	<u>_____</u>	<u>87507</u>
<u>Margaret Trull</u>	<u>Margaret Trull</u>	<u>_____</u>	<u>87501</u>
<u>Noddy Brent</u>	<u>Noddy Brent</u>	<u>lux@cybermexa.com</u>	<u>87505</u>
<u>Carlos Lux</u>	<u>Carlos Lux</u>	<u>same as above</u>	<u>↑</u>
<u>Sueella Domes</u>	<u>Sueella Domes</u>	<u>486 Co</u>	<u>87505</u>
<u>Ellen S. Casey</u>	<u>Ellen S. Casey</u>	<u>_____</u>	<u>87505</u>
<u>Amara Whitney</u>	<u>Amara Whitney</u>	<u>_____</u>	<u>87110</u>
<u>Erica Ellis</u>	<u>Erica Ellis</u>	<u>_____</u>	<u>87507</u>
<u>Ben Bennett</u>	<u>Ben Bennett</u>	<u>bgtasague@gmail.com</u>	<u>87574</u>
<u>Toni Kuehn</u>	<u>Toni Kuehn</u>	<u>_____</u>	<u>87501</u>
<u>James Archibald</u>	<u>JAMES Archibald</u>	<u>_____</u>	<u>87501</u>



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SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
	Linda Archibald		87501
	Claudia Parcel		87502
	Jonas Naman		87505
	Tammy Voisine	voisine.tammy@yahoo.com	87505
	Amy Voisine		87505
	Mary Baudreau		87507
	Heather Vaughan		87501
	LISA ESCOBEDO		87505
	J. Thomas		87501
	Julie Wark		91355 California
	Alexis Higginbotham		87508
	Alcoric Ted		87508
	Alesha miranda		87507
	Madeline Barbieri		87508
	Helen L. Archuleta		87501
	Patrick Lord		87505

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## PETITION FOR NO ATTACK ON IRAN

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SIGNATURE      PRINTED NAME      EMAIL ADDRESS      ZIP

~~\_\_\_\_\_~~

Rhea Goodman      RHEA GOODMAN      Rheajcix@aol.com      87507

Gerard M. Gray      Gerard M. Gray      gerardbear134@hotmail.com      87505

Kimberly Martin      Kimberly Martin      Knsgrawers@valornet.com      87511

Sue Lessard      Sue Lessard      Sue.lessard@yahoo.com      87508

Joan Sickler      Joan Sickler      Joaniesickler@gmail.com      87505

Sam Hitt      SAM HITT      Sam@wildwatership.org      87508

Eva Holt      EVA HOLT      \_\_\_\_\_      87507

G Siegel      Gershon Siegel      permpress@aol.com      87508

Emily Norris      EMILY NORRIS      N/A      87505

Patrick McGinn      PATRICK MCGINN      \_\_\_\_\_      87505

Strider D. East      STRIDER D. EAST      cell 505-660-1881      87505

## PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I  
OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS  
LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF  
IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR  
STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY  
COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

	<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP Code</u>
1	<u>Linda Hibbs</u>	<u>LINDA HIBBS</u>	<u>lhibbs@cybermesa</u>	<u>87505</u>
2	<u>Michael Brace</u>	<u>MICHAEL BRACE</u>	<u>MBrace1946@GMAIL.COM</u>	<u>87505</u>
3	<u>Virginia J. Miller</u>	<u>Virginia J. Miller</u>	<u>vjmopus@cybermesa.com</u> <u>125 Calle Don Jose</u>	<u>87501</u>
4	<u>Michael T. Collins</u>	<u>Michael T. Collins</u>		
5	<u>Margo Chavez</u>	<u>Margo Chavez-Charles</u>	<u>margocc2126@yahoo.com</u>	<u>87501</u>
6	<u>Elliott Skinner</u>	<u>Elliott Skinner</u>	<u>eskinner@cybermesa.com</u>	
7	<u>Leah Weed</u>	<u>Leah Weed</u>	<u>leahweed@hotmail.com</u>	<u>87505</u>
8	<u>Dennis</u>	<u>MAR Ker</u>	<u>Melby1@Earthlink.net</u>	<u>87505</u>
9	<u>Farzaneh</u>	<u>Farzaneh Sarlak</u>	<u>sarlakf@gmail.com</u>	<u>82906</u>

9

# PETITION FOR NO ATTACK ON IRAN

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SIGNATURE      PRINTED NAME      EMAIL ADDRESS      ZIP C

William R Swift      William R Swift      bill-swift@earthlink.net      87507

PENZO      PENZO Quinana      penzo.antonio13@yahoo.com      87507

Sawyer      Sawyer Clark      sawyerclark@aol.com      87505

Karen Taylor      Karen Taylor            87508  
Laura B. Solomon      LAURA Solomon            87507

\* Elizabeth Baker      Elizabeth Baker      goodfilms11@gmail.com      87506

Barbara Hutterjee      Barbara Hutterjee      barbaracnm@aol.com      87505

Ellen Fox      Ellen Fox      ellenfoxcreative@gmail.com      87505

Joan B Talley      Joan B Talley      jbtalley@earthlink.net      87501

John E. Talley MD      John E. Talley            87501

Andrée Neuweiser      Andrée Neuweiser            87010

# PETITION FOR NO ATTACK ON IRAN

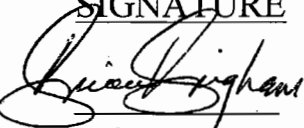
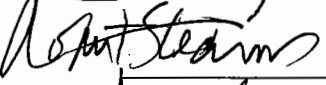

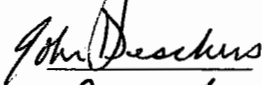

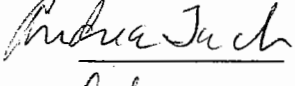
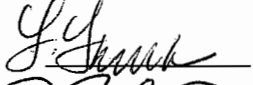

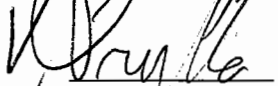
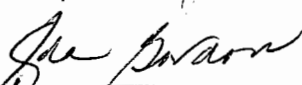

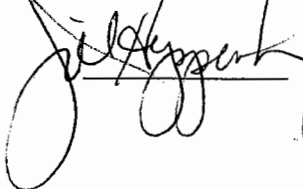
I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDDLE EAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

12

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
<u>Julian Hands</u>	<u>Julian Hands</u>	<u>julian@imageratio.com</u>	<u>87505</u>
<u>Elliott Skinner</u>	<u>Elliott Skinner</u>	<u>eskinner@cybermesa.com</u>	<u>87505</u>
<u>Marion Seymour</u>	<u>Marion Seymour</u>	<u>seymourmarion@gmail.com</u>	<u>87507</u>
<u>Susan Heinrichs</u>	<u>Susan Heinrichs</u>	<u>409<sup>E</sup> Coronado Rd</u>	<u>87505</u>
<u>Allen M Dulles</u>	<u>Allen M Dulles</u>	<u>409<sup>E</sup> Coronado Rd</u>	<u>87505</u>
<u>Tania Chavez</u>	<u>Tania Chavez</u>	<u>Tania@swcp.com</u>	<u>87501</u>
<u>Shama Beach</u>	<u>Shama Beach</u>	<u>530 Garcia #6</u>	<u>87505</u>
<u>Gail Askew</u>	<u>GAIL ASKEW</u>	<u>gail.askew@globalnet</u>	<u>87501</u>
<u>Darryl Wellington</u>	<u>Darryl Wellington</u>	<u>DarrylWellington@hotmail.com</u>	<u>87501</u>
<u>Dominique Mazeaud</u>	<u>Dominique Mazeaud</u>	<u>Reartistdmdad.com</u>	<u>87506</u>
<u>RICHARD MILLER</u>	<u>RICHARD MILLER</u>	<u>DICK-MILLER@COMCAST.NET</u>	<u>87506</u>
<u>Juliana Coles</u>	<u>Juliana Coles</u>	<u>jkcoles@mac.com</u>	<u>87505</u>
<u>Douglas M Alde</u>	<u>Douglas M Alde</u>	<u>dmalde@cybermesa.com</u>	<u>87506</u>
<u>Abraham Franklin</u>	<u>Abraham Franklin</u>		<u>87501</u>
<u>BRUCE BERLIN</u>	<u>BRUCE BERLIN</u>		<u>87507</u>
<u>BRIAN THEODORE</u>	<u>BRIAN THEODORE</u>	<u>B.THEODORE@USA.NET</u>	<u>87501</u>

## PETITION FOR NO ATTACK ON IRAN

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	BRIAN BRIGHAM	pinonfastprint@hotmail.com	87501
	Robert Stearns	Robert.stearns@aatt.net	87505
	David Craig	davidcraig@yahoo.com	87545
	John Deschenes	Bitn48@hotmail.com	87502
	Dylan Deschenes	-	87507
	Andrea Tuch	andy@lannan.org	87501
	L. LANNAN	LLANNAN@AMERIITECH.NET	60526
	J. PATRICK LANNAN	-	87501
	Virginia	vatiav@aol.com	92651
	EDA GORDON	eda.gordon@redmedico.com	87505
	Marianna VERSTEEG	-	87505
	Jill Heppner	rusee@aol.com	87501

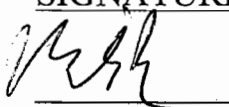
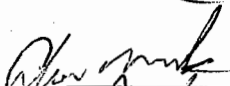

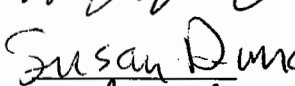

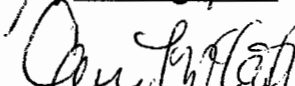
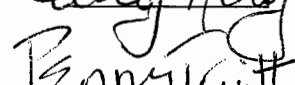
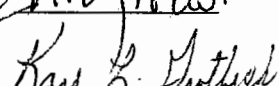
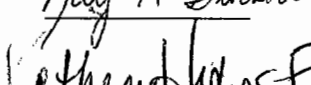


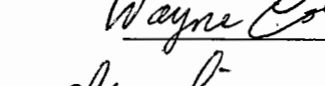
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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	<u>LOUISE PAPE</u>	<u>lousepapedad.com</u>	<u>87507</u>
	<u>Mary Ellen Gonzales</u>	<u>maryellen.gonzalos@gmail.com</u>	<u>87505</u>
	<u>J.G. AGU</u>	<u>sgagu.ja@gmail.com</u>	<u>87505</u>
	<u>Cam Duncan</u>	<u>duncancam@comcast.net</u>	<u>87506</u>
	<u>LISA FLYNN</u>	<u>lflynn59@yahoo.com</u>	<u>87507</u>
	<u>PATRICIA STEPHENS</u>	<u>LEATAT11@GMAIL.COM</u>	<u>87508</u>
	<u>TRISH STEINDLER</u>	<u>tsteindler@earthlink.net</u>	<u>87502</u>
	<u>Kathryn Sherlock</u>	<u>kcsherlock43@yahoo.com</u>	<u>87502</u>
	<u>Roger Brumley</u>	<u>rellisbrumley@msn.com</u>	<u>87507</u>
	<u>Cara Esquibel</u>	<u>caraesquibel@gmail.com</u>	<u>87505</u>
	<u>Robert Stearns</u>	<u>robert.stearns@att.net</u>	<u>87508</u>
	<u>KATHRYN S. TOLL</u>	<u>KATHRYNTOLL@GMAIL.COM</u>	<u>87508</u>

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Michael Burgon	mburgon@yahoo.com	87505
	Alon Marks	jamar@unm.edu	87105
	Rob Weiner	m33skibz@jmi.com	87507
	Susan Duncan	suduncan@comcast.net	
	Malena Mor	malena.mor@gmail.com	87501
	Camie McCarty		
		pennytruitt@hotmail.com	87508
	Kay L. Grotbeck		87082
	Katherine Fraute	katherine@pbusa.org	87118
	Ann Morgan	momannan@msn.com	87501
	WAYNE COE	wcoe@earthlink.net	87507
	F.M. Oliva	fmo11@hotmail.com	87505



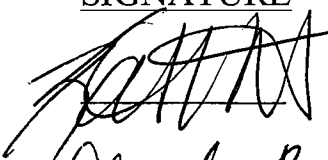
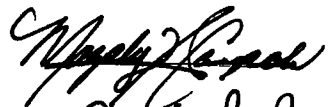
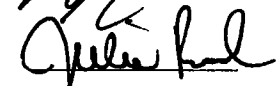

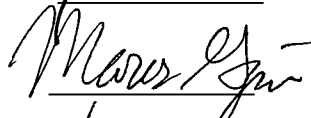

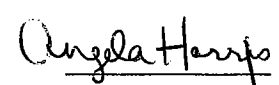
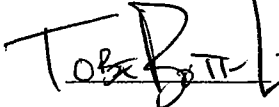

# PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE US AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
	Quinn Kelly	qkelly@iaia.edu	87501
	Emma Johnstone	emmajohnstone@yahoo.com	87501
	Andrea Chambers	knotssanta@gmail.com	87505
	Ericka James	ericka.james@gmail.com	87505
	Jennifer Leet	jkleet@msa	87501
	Julianne Hope	jhopeca@yahoo.com	87504
	Christine Wirganowicz	dom@kitcarson.net	87501
	Kelly M. Reynolds	puella310@hotmail.com	87501
	JAMES LEE	Jimmy.Lee.SantaFe@gmail.com	
	Peter Brandoni		87505
	Robert Jenks	RTJenks@msn	87505
	Ann B. Willcutt		87507
	Keith Carlson		87507
	Michael Ortiz-Hill	michaelortizhill@verizon.net	87505
	Ken Hughes		87507
	Manuel Nolasco	manuel@seedsbeneaththesnow.com	87505


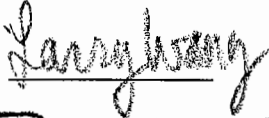
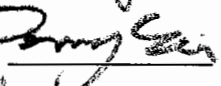


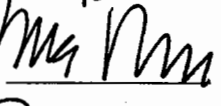
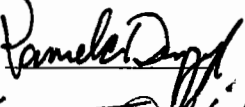
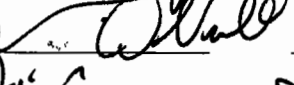
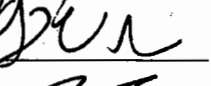
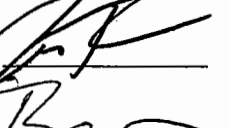
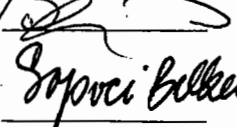
# PETITION FOR NO ATTACK ON IRAN

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Katherine Mortimer	Kemortimer@santafenm.gov	87508
Olondra R.	Olondra Rosales	olondra.rosales@gmail.com	87507
	Magali Campos		87507
	Liza Plone	Liza.Plone@yahoo.com	87501
	Eliot Ryan	eryan@montezuma.org	87507
	Marcus Grignon	GrignonM@gmail.com	87505
	Marco Campos	Marco@earthcarenm.org	87507
	Angela Harris	angela@earthcarenm.org	87505
	Tobie Bott	TBOTTLTONK@GMAIL	87505
Mina	Radtarr	YFCSantaFe@gmail.com	
Rubia	Cel	Cohen.rubi@gmail.com	87508
	Ariel Parrella Aureli	ariel.felice@gmail.com	87508

# PETITION FOR NO ATTACK ON IRAN

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Rebecca Sobel	sobel.rebecca@gmail.com	87506
	LARRY WANG	lostdog@mindspring.com	87505
	Dennis Coen		87501
	Mario José Ugaldé	mugaldealcazar@gmail.com	87505
	Gershon Siegel	permpress@aol.com	87508
	Nina Ross	nross24@gmail.com	87508
	Pamela Dypzyk	four73@yahoo.com	87505
	Ean O'Neill	seedyp@comcast.net	87506
	Paige Hopkins	hopkins.p@netnet.net	87507
	Jamie Taylor	belle313@msn.com	87507
	LUZANA SOPOCI-BEKNAPO	luzkavizi@gmail.com	87505

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
<u>Mark W Budy</u>	<u>MARK W. BUDY</u>		<u>875701</u>
<u>Anne Davenport</u>	<u>ANNIE DAVENPORT</u>		<u>875704</u>
<u>Gail Haggard</u>	<u>Gail Haggard</u>		<u>87520</u>
<u>David Hohnstien</u>	<u>DAVID HONSTIEN</u>		<u>87508</u>
<u>Beth Suedet</u>	<u>BETH SUEDET</u>		<u>87505</u>
<u>Richard Khachian</u>	<u>RICHARD KHACHIAN</u>		<u>87505</u>
<u>Carlene Carey</u>	<u>Carlene Carey</u>		<u>87509</u>
<u>Ada Browne</u>	<u>ADA BROWNE</u>		<u>87501</u>
<u>Conrad LaRiviere</u>	<u>CONRAD LARIVIERE</u>		<u>87501</u>
<u>Nora Fisher</u>	<u>Nora Fisher</u>		<u>87505</u>
<u>Marcia Stark</u>	<u>MARCIA STARK</u>		<u>87501</u>
<u>Julie Salazar</u>	<u>Julie Salazar</u>		<u>87501</u>

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SIGNATURE

PRINTED NAME

EMAIL ADDRESS

ZIP CODE

Elena Sopoci

Elena Sopoci

sopoci.belknap@  
msn.com

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Arree Kolfan

87505

# PETITION FOR NO ATTACK ON IRAN


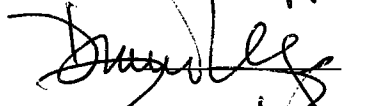
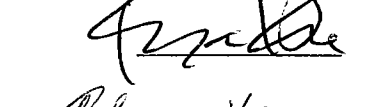
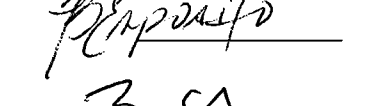
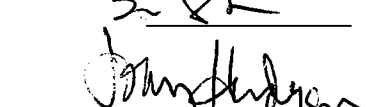
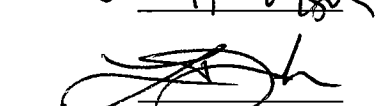
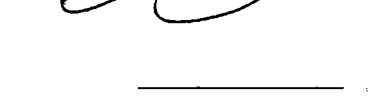
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SIGNATURE

PRINTED NAME

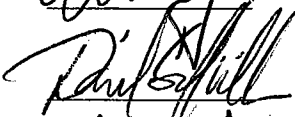
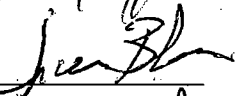
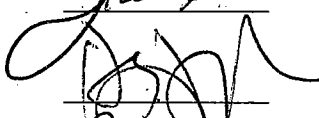

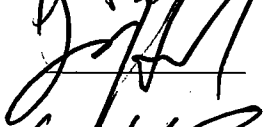

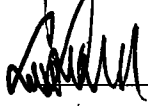

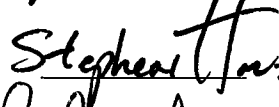
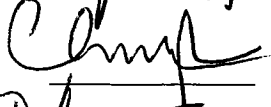

EMAIL ADDRESS

ZIP CODE

	<u>Lucy R. Lippard</u>	<u>flip14@willblue.net</u>	<u>87540</u>
	<u>DIANE KARP</u>	<u>dianekarp@earthlink.net</u>	<u>87505</u>
	<u>RYAN RICE</u>	<u>rrice@kia.edu</u>	<u>87501</u>
	<u>BERNADETTE ESPOSITO</u>	<u>BERNSARF@yahoo.com</u>	<u>87070</u>
	<u>Lynette Smith</u>	<u>mail@lynetthesmith.com.au</u>	<u>82070</u>
	<u>Joan Henderson</u>	<u>ejjtrail@yahoo.com</u>	<u>87507</u>
	<u>Lisa Donahue</u>	<u>ichamicha85@yahoo.com</u>	<u>87505-</u>
	<u>STEINA VASULKA</u>	<u>Vasulka@VASULKA.ORG</u>	<u>87507</u>

# PETITION FOR NO ATTACK ON IRAN

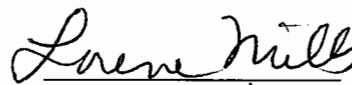
I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

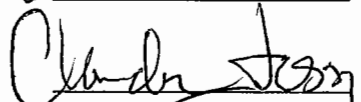
<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	ANNE E Koffman		87505
	Daniel Schuttmiller	youcantmel schuttmiller@gmail.com	87505
	James	xibakug@live.com	87106
	David Joseph		87505
	Frederick Diehl	bigdiehl@q.com	87506
	James Heel		87505
	Chicmi Heel		28205
	Carlos		87507
	Steven Botticelli	sr6224@qu.edu	10014
	Stephen Hartman		94117
	Cheryl Severe	gemeith@hohmail.com	87507
	Catherine Hobson		87507

# PETITION FOR NO ATTACK ON IRAN

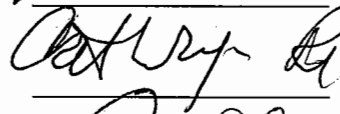
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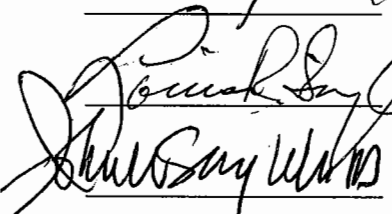
SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
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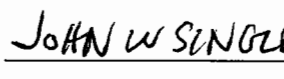
	LORENE MILLS	<sup>CAOL.COM</sup> LCARPIMILLS	87502
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	Claudia Jessup	CAMANDAKI@gmail	87501
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	SHEILA SULLIVAN	ssull1@comcast.net	87508
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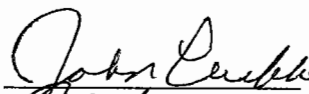
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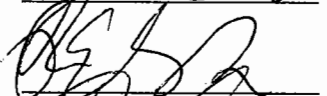
	LOUISE R. SINGLETON	SINGLTR@AOL.COM	87508
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	JOHN W. SINGLETON	johnsingleton@mac.com	87501
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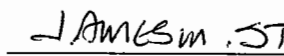
	KERBY GOFORTH	LUDDITE	87548
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	Joan Blythe	—	87501
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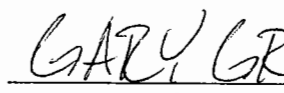
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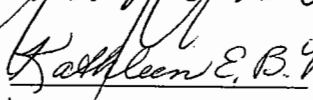
	JAMES M. STILLINGS	<del>IAA</del> —	87507
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	ESHA CHIOCHIO	—	87507
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	JOAN CUMMINS	—	87507
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	Alice Ladas	Aladas@aol.com	87507
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	GARY GRAVES	—	87507
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	Kathleen E.B. Manley	—	same
--	----------------------	---	------

	Yvonne Carleton	—	87907
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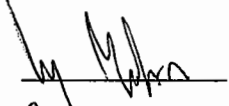
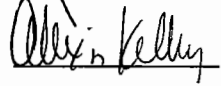

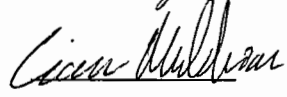
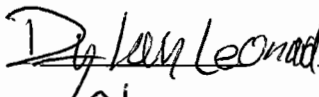
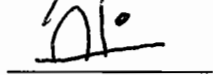
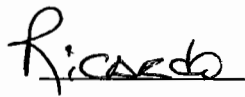
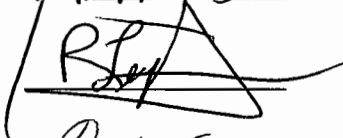
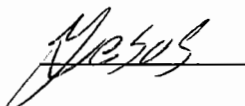
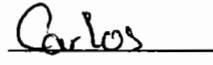
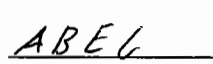

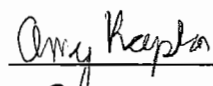
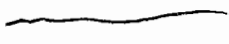
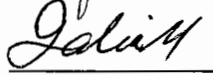
# PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO PREEMPTIVE ATTACK ON IRAN.

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	RITA GRANT		87505
	ROBERT TOLL		87508
	Sarah Lovett	sarah@sarahlovett.com	87508
	SAM TUMA		87501
	Karen Cohen		87505
	Robert Templeton		87505
	Gretchen M Goff		87514
	Mary Goldberger		87505
	EMILY NORRIS		87505
	J. CARDINALE		87508
	NORM BUDOW		87505
	PHILIP EDGERTON		87505
	FRANK O. SHECK		87508
	Jane Hanna		87508
	Susan Ohori		87505
	STEFANIE TASHJIAN		87505
	ED TASHJIAN, MD		87505

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Rufus Soric	rufus.soric@gmail.com	87508
	Alexis Kelley	kelley.alexis@rocketmail.com	87505
	Leah Puglisi	#cats101dogs202@yahoo.com	87505
	Cian Muldoon	cian.muldoon@gmail	87508
	Dylan Leonard	Dylward@gmail.com	87505
	Kira Reis	Kirareis97@yahoo.com	87501
			87505
	Rick		87504
	Malbonado		87505
			87505
	Amy Kaplan		87507
	TALIA MICHELLE		87122

# PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
<u>[Signature]</u>	<u>Gerry Martyn</u>	<u>Germanto5@gmail.com</u>	<u>87574</u>
<u>[Signature]</u>	<u>Antonio Garcia</u>	<u>slimcy4eva@yahoo.com</u>	<u>87505</u>
<u>Chelsea Baros</u>	<u>Chelsea Baros</u>		<u>87508</u>
<u>Alexandria Villa</u>	<u>Alexandria Villa</u>	<u>alexandria_villa@yahoo.com</u>	<u>87505</u>
<u>Sean Callin</u>	<u>Sean Callin</u>	<u>scallin121121@gmail.com</u>	<u>87508</u>
<u>Raj Singh</u>	<u>RAJ SINGH</u>	<u>nowa.majus@gmail.com</u>	<u>87508</u>
<u>Wilson Plowman</u>	<u>Wilson Plowman</u>	<u>Wplowman@aol.com</u>	<u>87507</u>
<u>[Signature]</u>	<u>E-Armbruster</u>		<u>87508</u>
<u>[Signature]</u>	<u>Iliana Delgado</u>		<u>87508</u>
<u>Kenia</u>	<u>Kenia Ordoñez</u>		<u>87507</u>
<u>[Signature]</u>	<u>Curtis Almy</u>		<u>87507</u>
<u>[Signature]</u>	<u>Karla Leon</u>		<u>87507</u>

# PETITION FOR NO ATTACK ON IRAN

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Iris Marquez	x.krista118.x@gmail	87507
	M. Michael	mtmberry88@gmail	87505
	Chris Appleby		87507
	Anthony Treto		87506
	Jesús Dominguez		87507
	jtr157@gmail.com	jennifer Romero	87507
	Shania Velasquez		87501
	Edgardo Vazquez		87507
	José Avalos		87507
	Fernando Ponce		87507
	Victor Vans	vic_vans@hotmail.com	87507
	Valeria Maldonado	hiihi_vale@hotmail.com	87507
	Miriam Vazquez		87507

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
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<u>Mgok</u>	<u>MARYG.A. KEENS</u>	<u>greenlikeatree@gmail.com</u>	<u>87507</u>
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<u>L. Whitener</u>	<u>Lilia Whitener</u>	<u>whitener30@hotmail.com</u>	<u>87507</u>
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<u>Donald Kerr</u>	<u>DONALD KERR</u>		<u>87508</u>
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<u>Doughen</u>	<u>Doughen</u>	<u>lenwestland@comcast.net</u>	
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<u>John Hoiler</u>	<u>JOHN HOILER</u>		
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<u>Rae Silk</u>	<u>Rae Silkova</u>	<u>rae@plantpeacedaily.org</u>	<u>87507</u>
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<u>Makeyla Sadamori Bled</u>		<u>makeyla.insf@yahoo.com</u>	<u>87508</u>
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<u>Reuben Holmgren</u>	<u>REUBEN HOLMGREN</u>	<u>reubenholmgren@hotmail.com</u>	<u>87505</u>
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<u>Jim R. Cost</u>	<u>JAMES R. COST</u>	<u>jim@zmail.com</u>	<u>87506</u>
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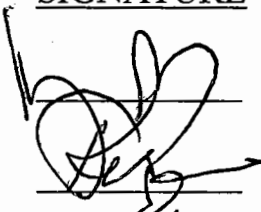
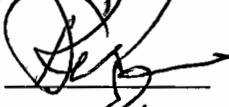
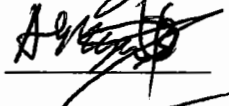
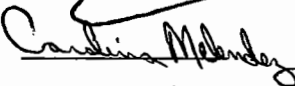

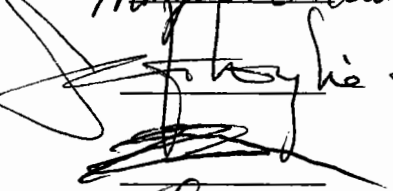

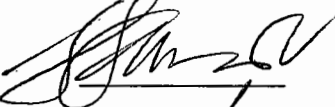
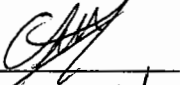
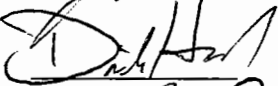

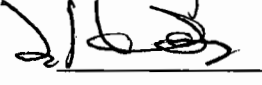
<u>Maephis</u>	<u>M Hopkins</u>	<u>quebuenos@hotmail.com</u>	<u>87501</u>
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<u>Basia Miller</u>	<u>Basia Miller</u>	<u>basiamiller5@gmail.com</u>	<u>87504</u>
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<u>Joseph Sandpore</u>	<u>JOSEPH SANDPORE</u>	<u>JOSEPH.SANDPORE7@SFCC</u>	<u>87504</u>
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# PETITION FOR NO ATTACK ON IRAN

I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	VIRGINIA BUCALARI	virginia@bucalari.com	87505
	Kent Nager	kentnager@gmail.com	87508
	Ashleigh	Fedcor189@yahoo.com	87505
	Carolina Melendez	Carolina.melendez@sfc.edu	87507
	Margaret E. Gold		87502
	Jennie L. Wyllie	jenny.l.wyllie@yahoo.com	87508
	Dennis Rocha	rochaded@hotmail.com	87505
	J. Fankus		87505
	Olivera	1896 lorca dr. Apt 1	87505
	Dick Hanslip	richard.hanslip@sfc.edu	87508
	Udell Calzadillas Chavez	Shadowkrypt13@yahoo.com	87507
	Loy Harrell	harrisharloy@hotmail.com	87574

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
<u>Paul Volmer</u>	<u>Paul Volmer</u>	<u>paulvolmer@</u>	<u>87508</u>
<u>Justin Wren</u>	<u>Justin Wren</u>	<u>id-cc+@yahoo.com</u>	<u>87505</u>
<u>Robert Kaiser</u>	<u>Robert Kaiser</u>	<u>rkaiser@gmail.com</u>	<u>87501</u>
<u>Adam Buechley</u>	<u>Adam Buechley</u>	<u>atomb420@yahoo.com</u>	<u>87521</u>
<u>Scott Shaker</u>	<u>SCOTT SHAKER</u>		<u>87501</u>
<u>Stacy Hines</u>	<u>Stacy Hines</u>	<u>aveyad@hotmail.</u>	<u>87505</u>
<u>Frances Boyd</u>	<u>FRANCES BOYD</u>	<u>francesboydant@yahoo.com</u>	<u>87505</u>
<u>Chris Matthews</u>	<u>Chris Matthews</u>	<u>tmmetaphoric@a gmail.</u>	<u>505</u>
<u>Amanda Melvin</u>	<u>Amanda Melvin</u>	<u>cheesecakevillain@gmail.com</u>	<u>87508</u>
<u>Paul Wilck</u>	<u>Paul Wilck</u>	<u>prairiec@aol.com</u>	<u>87507</u>
<u>Allison Pale</u>	<u>Allison Pale</u>	<u>apole@twp SantaFe.org</u>	<u>87508</u>

PETITION FOR NO ATTACK ON IRAN

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Diana Schultz	diana.schultz@sfc.edu	87507
	Janet M Berry	janet.berry@sfc.edu	87508
	Nancy Buechley	nbuechley@gmail	87521
	LINDA SMITH	LBMS55@AHO.com	87508
<del>Caroline Smith</del>			
	Jose Andre	jayde@gmail.com	87505
	MARY BURNS	—	87505
	Kande Roun	—	87505
	CAHALAN FIDDES	CAHALAN.FIDDES@SFC.EDU	87507
	Susie Kuenzler	Susie.Kuenzler@sfc.edu	87505
	Omar Sereno	valis432@aol.com	87505
	Elizabeth Murray	—	87508



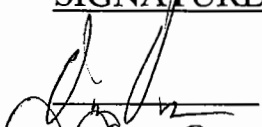

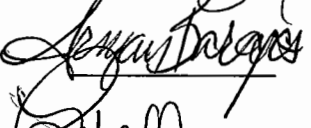
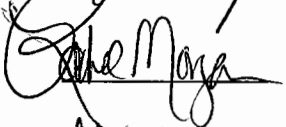
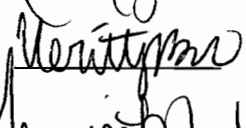
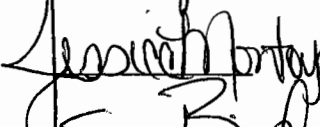
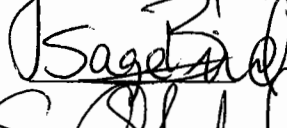

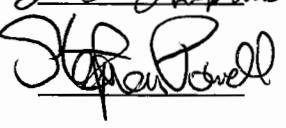
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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	John-M. Herrera	Jmikejr007@gmail.com	87501
	Irvin Allende	irvinsemail@gmail.com	87508
	Amy Kaplan	—	87507
*	Carol Witter	carolawitter@comcast.net	87508
	Daniel	—	87504
	Hussein Rantulla	—	87114
	Christine Wankel	—	87508
	Chavuncy Gadek	—	87505
	Lisa Tiger	LisaGKTiger@aol.com	87501
	ANYA ATTEMBERG	AAITEMBERG@yahoo.com	87008
	TAYLORE KING	TAYLOREKING@GMAIL.COM	87508
	Desiree Doran	ddlursflowers@yahoo.com	87505

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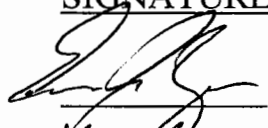
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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>EMAIL ADDRESS</u>	<u>ZIP CODE</u>
	Orion Osborn	orion.osborn@gmail.com	87106
	Dana Allages	da@allages.com	87540
	Arman Berceps	heartistalley@yahoo.com	87507
	Rachel Morgan		87514
	Verity Burnett	Verityburnett@yahoo.com	87507
	Jessica Rios	Jessicarios14@yahoo.com	87507
	Sage Bird	sagebird@sfcc.edu	87501
	SARA SHEPHERD	SARASHEPHERD@GMAIL.COM	87505
	Stephen Powell	wildmintgosta@jermes2.com	87532

# PETITION FOR NO ATTACK ON IRAN

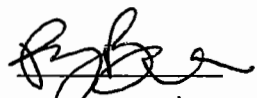
I LIVE AND/OR WORK IN SANTA FE, NEW MEXICO AND I OPPOSE ANY PRE-EMPTIVE STRIKE ON IRAN. AN ATTACK IS LIKELY TO HAVE DISASTROUS EFFECTS ON THE PEOPLE OF IRAN AND DIRE CONSEQUENCES FOR THE U.S. AND FOR STABILITY IN THE MIDEAST. I SUPPORT A SANTA FE CITY COUNCIL RESOLUTION CALLING FOR NO ATTACK ON IRAN.


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	Emiliano Yepa	eyepa@yahoo.com	87072
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	Kari Bremer	kari.k.bremer@gmail.com	87505
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	Aaron Melchor	—	87072
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	Dyan Baca	dionwidi@yahoo.com	87506
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	Mark Barckholtz	markbarck@gmail.com	87505
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	Isaac Garcia	snead.iq23@gmail.com	87505
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SIGNATURE

PRINTED NAME

EMAIL ADDRESS

ZIP CODE

<u>Susan Mayes</u>	<u>Susan Mayes</u>	<u>BOOKENDERS@gmail.com</u>	<u>87508</u>
<u>Susan Mayes</u>	<u>Susan Mayes</u>	<u>susandmayes@gmail.com</u>	<u>87508</u>
<u>Terry McKay</u>	<u>Terry McKay</u>	<u>terry@montezumekay.com</u>	<u>87503</u>
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SIGNATURE	PRINTED NAME	EMAIL ADDRESS	ZIP CODE
	David Wheeler	dtetfordwheeler@hotmail.com	87565
	E. J. Solvino	e.j.solvino@gmail.com	
	Lowell Reiland	lreiland.fractal@gmail.com	
	Conni S. Brog	connibrog@gmail.com	87501
	Maria P. Elliott	maria@substantialsolutions.com	87505
	Dave Wheelock	DaveWheelock@yahoo	87507
	Mary Mac Donald	dontyouturnback@aol.com	87565
	Edward E. Escobar		87532
	Deborah		
	Miguel Chavez		
	Miguel Chavez	miguelmchavez@msn.com	87505

**1 Name:** Bianca Sopoci-Belknap on Mar 30, 2012 **Address:** 546 Franklin Avenue **Zip Code:** 87505 **Comments:** [Flag](#)

**2 Name:** Jeffrey Haas on Mar 30, 2012 **Address:** 1433 Seville Rd **Zip Code:** 87505 **Comments:** Let's make Santa Fe a leader in speaking out against another disastrous and unnecessary war, [Flag](#)

**3 Name:** Tami Linder on Mar 30, 2012 **Address:** PO Box **Zip Code:** 87036 **Comments:** [Flag](#)

**4 Name:** Larry Wang on Mar 30, 2012 **Address:** 813 Columbia Street **Zip Code:** 87505 **Comments:** [Flag](#)

**5 Name:** Sheridan Phillips on Mar 30, 2012 **Address:** 3224 Casa Rinconada **Zip Code:** 87507 **Comments:** [Flag](#)

**6 Name:** Carmen Stone on Mar 31, 2012 **Address:** Santa Fe **Zip Code:** 87508 **Comments:** [Flag](#)

**7 Name:** Dennis Cormier on Mar 31, 2012 **Address:** 208 1/2 W San Francisco Street **Zip Code:** 87501 **Comments:** [Flag](#)

**8 Name:** Robert McCormick on Mar 31, 2012 **Address:** 660 Camino Don Emilio **Zip Code:** 87507 **Comments:** [Flag](#)

**9 Name:** Rienna Young on Mar 31, 2012 **Address:** 4512 Camino Verde, Santa Fe, NM **Zip Code:** 87507 **Comments:** [Flag](#)

**10 Name:** Marcia Starck on Mar 31, 2012 **Address:** 1720-Medio st **Zip Code:** 87501 **Comments:** [Flag](#)

**11 Name:** Maclovía Quintana on Apr 2, 2012 **Address:** 201 Alamo Drive **Zip Code:** 87501 **Comments:** [Flag](#)

**12 Name:** Lyric Kali on Apr 2, 2012 **Address:** 515 Alarid Street **Zip Code:** 87501 **Comments:** [Flag](#)

**13 Name:** Miles M Tokunow on Apr 2, 2012 **Address:** 617 E. Alameda St. **Zip Code:** 87501 **Comments:** [Flag](#)

**14 Name:** Eden Erdoes on Apr 2, 2012 **Address:** p o box 10163 **Zip Code:** 87504 **Comments:** Thank you for creating this opportunity for us to voice our opposition to this insanity! [Flag](#)

**15 Name:** Amelia Pedini on Apr 2, 2012 **Address:** 1031 Hickok st Santa fe nm **Zip Code:** 87505 **Comments:** [Flag](#)

**16 Name:** Adesina Clay on Apr 6, 2012 **Address:** Santa Fe, NM **Zip Code:** 87505 **Comments:** No sanctions on Iran, no strike on Iran, no military aid from the U.S.. Period. I support the City of Santa Fe taking a stand by endorsing this resolution. [Flag](#)

**17 Name:** Julian Hands on Apr 6, 2012 **Address:** 134 W. Santa Fe Ave **Zip Code:** 87505 **Comments:** [Flag](#)

**18 Name:** Richard Sober on Apr 7, 2012 **Address:** P.O. Box 386 Pecos, NM **Zip Code:** 87552 **Comments:** No more beating down of working class people using working class people to do the bidding of those who thrive on power, money, access to vital resources, and endless competition which is destroying the planet which means all of us. [Flag](#)

**19 Name:** Mark Jacobs on Apr 7, 2012 **Address:** 2100 Calle de la Vuelta C204 **Zip Code:** 87505 **Comments:** [Flag](#)

- 20 Name:** Sandy Rasich on Apr 7, 2012 **Address:** 2300 W Alameda **Zip Code:** 87507 **Comments:** [Flag](#)
- 21 Name:** Joan Logghe on Apr 7, 2012 **Address:** 12 C Eckards Way Espanola, NM **Zip Code:** 87532 **Comments:** [Flag](#)
- 22 Name:** Roxanne Swentzell on Apr 8, 2012 **Address:** po Box 4154 Fairview, NM **Zip Code:** 87533 **Comments:** [Flag](#)
- 23 Name:** Elizabeth Romero on Apr 8, 2012 **Address:** 34 calle el Gancho **Zip Code:** 87507 **Comments:** I own a small Santa Fe business, Books of Interest. I'm old enough to have watched generations of or nation's youth die in stupid wars that brought no advantages to their families. No more waste of human potential and wealth in stupid wars that make huge profits for the one percent! [Flag](#)
- 24 Name:** Laura Johnson on Apr 10, 2012 **Address:** 1100 Don Juan Street, Santa Fe, NM **Zip Code:** 87501 **Comments:** [Flag](#)
- 25 Name:** Guthrie Miller on Apr 10, 2012 **Address:** 509 camino lejo **Zip Code:** 87505 **Comments:** [Flag](#)
- 26 Name:** Christian Leahy on Apr 10, 2012 **Address:** 7458 Old Santa Fe Trail **Zip Code:** 87505 **Comments:** [Flag](#)
- 27 Name:** Nancy Gordon on Apr 10, 2012 **Address:** 728 Franklin Ave **Zip Code:** 87505 **Comments:** [Flag](#)
- 28 Name:** Tania Chavez on Apr 10, 2012 **Address:** 1016 Don Juan St **Zip Code:** 87501 **Comments:** [Flag](#)
- 29 Name:** *Anonymous* on Apr 10, 2012 **Address:** PO Box 9038 **Zip Code:** 87504 **Comments:** [Flag](#)
- 30 Name:** Jaime Cobb, D.C., D.O.M. on Apr 10, 2012 **Address:** 120 Spruce Street, Santa Fe, NM 87501 **Zip Code:** 87501 **Comments:** [Flag](#)
- 31 Name:** Reverend Rachelle Woods on Apr 10, 2012 **Address:** 120 Spruce St **Zip Code:** 87501 **Comments:** [Flag](#)
- 32 Name:** Chris Clemens on Apr 11, 2012 **Address:** 1546 A Bishops Lodge Road **Zip Code:** 87506 **Comments:** [Flag](#)
- 33 Name:** Isaac Garcia on Apr 11, 2012 **Address:** PO BOX 2659 **Zip Code:** 87504 **Comments:** [Flag](#)
- 34 Name:** *Anonymous* on Apr 11, 2012 **Address:** 2240 West Alameda **Zip Code:** 87507 **Comments:** [Flag](#)
- 35 Name:** Ellen Ackerman on Apr 11, 2012 **Address:** 730-F Columbia St., Santa Fe **Zip Code:** 87505 **Comments:** War is terrorism with a bigger budget. War hurts our economy. [Flag](#)
- 36 Name:** Amina on Apr 15, 2012 **Address:** 2300 west alameda **Zip Code:** 87507 **Comments:** [Flag](#)
- 37 Name:** Moriah Williams on Apr 16, 2012 **Address:** PO Box 22748 **Zip Code:** 87502 **Comments:** [Flag](#)
- 38 Name:** Elizabeth Dunham on Apr 16, 2012 **Address:** 901 Nicole Pl **Zip Code:** 87505 **Comments:** [Flag](#)
- 39 Name:** Laura Clarke on Apr 19, 2012 **Address:** 10 Arroyo Vista **Zip Code:** 87505 **Comments:**

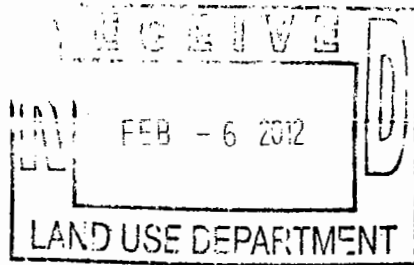
- 40 Name:** Sandra K Oriel on Apr 19, 2012 **Address:** 1330 F. Cerro Gordo Rd. **Zip Code:** 87501 **Comments:** [Flag](#)
- 41 Name:** Richard Sober on Apr 22, 2012 **Address:** P.O. Box 386 **Zip Code:** 87552 **Comments:** On behalf of the Communications Workers of America Local 7076 we endorse the No Attack on Iran Resolution Richard Sober Steward, Local 7076 [Flag](#)
- 42 Name:** Chris Wismer on Apr 25, 2012 **Address:** 29 Domingo Rd **Zip Code:** 87508 **Comments:** [Flag](#)
- 43 Name:** Jon McDonald on Apr 25, 2012 **Address:** 2323 Casa Rufina #112 **Zip Code:** 87507 **Comments:** [Flag](#)
- 44 Name:** Sabine Lucas on Apr 25, 2012 **Address:** 408 Salazar Place **Zip Code:** 87501 **Comments:** Not another "preventive war" like the one in Iraq! [Flag](#)
- 45 Name:** Vera Davis on Apr 25, 2012 **Address:** 2244 Calle Cacique **Zip Code:** 87505 **Comments:** [Flag](#)
- 46 Name:** Robert Fischhoff on Apr 25, 2012 **Address:** 34 Craftsman Road **Zip Code:** 87508 **Comment**
- 47 Name:** Helen Cahn on Apr 25, 2012 **Address:** 730 Camino Mirada **Zip Code:** 87505 **Comments:** [Flag](#)
- 48 Name:** Monica White on Apr 25, 2012 **Address:** 825 Calle Mejia #1002 **Zip Code:** 87501 **Comments:** [Flag](#)
- 49 Name:** Ronald White on Apr 25, 2012 **Address:** 825 Calle Mejia #1002 **Zip Code:** 87501 **Comments:** [Flag](#)
- 50 Name:** Marilyn Mason on Apr 26, 2012 **Address:** 369 Montezuma Ave., #199 **Zip Code:** 87501 **Comments:**
- 51 Name:** Hampton Mabry on Apr 26, 2012 **Address:** 1530 Calle Redondo - Santa Fe NM **Zip Code:** 87505 **Comments:** [Flag](#)
- 52 Name:** Robert Tryon on Apr 26, 2012 **Address:** 2709 Herradura Rd., Unit B **Zip Code:** 87505 **Comments:** [Flag](#)
- 53 Name:** Deborah Cooper on Apr 26, 2012 **Address:** 1573 Burro Lane **Zip Code:** 87507 **Comments:**
- 54 Name:** James C Faris on Apr 26, 2012 **Address:** 990 Camino San Acacio **Zip Code:** 87505 **Comments:** [Flag](#)
- 55 Name:** LAURA NG on Apr 26, 2012 **Address:** 1572 ESCONDIDA CT. **Zip Code:** 87507 **Comments:** [Flag](#)
- 56 Name:** Steven S. Spencer, MD on Apr 27, 2012 **Address:** 2154 Calle de Sebastian **Zip Code:** 87505 **Comments:** [Flag](#)
- 57 Name:** Nancy King on Apr 27, 2012 **Address:** 1224 Vallecita Drive **Zip Code:** 87501 **Comments:** War is not and has never been the solution. The only way to peace is through negotiation and diplomacy, recognizing all sides' needs. [Flag](#)
- 58 Name:** Betty Phillips on Apr 27, 2012 **Address:** 1291 Lejano Lane **Zip Code:** 87501 **Comments:** Absolutely against war with Iran, even if Israel attacks them! [Flag](#)
- 59 Name:** *Anonymous* on Apr 28, 2012 **Address:** 931 Stagecoach Road **Zip Code:** 87501 **Comments:** [Flag](#)



**60 Name:** Frances Kean on Apr 28, 2012 **Address:** 3044 Plaza Blanca **Zip**  
**Code:** 87507 **Comments:** [Flag](#)



**FEMA**



January 25, 2012

Mr. Matthew S. O'Reilly, P.E., CFM  
Director, Land Use Department  
City of Santa Fe  
P.O. Box 909  
Santa Fe, NM 87504-0909

Dear Mr. O'Reilly:

I want to thank you for the hard work and time you dedicated to bringing the Flood Damage Prevention portion of your Land Use Ordinance into compliance. Major changes were required, but you were both cordial and professional in discussing those changes with me and then incorporating them. Once those changes are passed in your new ordinance and with proper enforcement, Santa Fe will continue to be one of the strongest and safest cities in the country in your efforts to manage the devastating effects of flooding.

I also congratulate the City of Santa Fe and its leadership for adopting higher floodplain management standards such as freeboard and the limited use of regulatory floodplains. These efforts will certainly make Santa Fe citizens and properties even safer from flood damages.

Thank you again for your cooperation and foresight in creating this important ordinance. I look forward to working with you in the future.

Please contact me anytime if I may be of assistance to you.

Sincerely,

Dale Hoff  
Natural Hazards  
Program Specialist

cc: Bill Borthwick, State NFIP Coordinator

*Exhibit "B"*



# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

David Coss, *Mayor*

**Councilors:**

Rebecca Wurzbarger, Mayor Pro Tem, Dist. 2

Patti J. Bushee, Dist. 1

Chris Calvert, Dist. 1

Rosemary Romero, Dist. 2

Miguel M. Chavez, Dist. 3

Carmichael A. Dominguez, Dist. 3

Matthew E. Ortiz, Dist. 4

Ronald S. Trujillo, Dist. 4

## Memorandum

To: Members of the Governing Body

Via: Geno Zamora  
City Attorney

From: Kelley Brennan *KAB*  
Assistant City Attorney

Re: Appeal of Santa Fe Public Schools from the  
March 13, 2012 Decision of the Historic Districts Review Board  
in Case #H-08-096 Designating Primary Facades  
at the Manderfield Elementary School  
Case No. 2012-034

Date: April 30, 2012 for the May 9, 2012 Meeting of the Governing Body

### I. The Appeal

On March 28, 2012 JenkinsGavin Design & Development, Inc., agent for Santa Fe Public Schools, (Appellant) filed a Verified Appeal Petition (Petition) appealing that part of the March 13, 2012 decision of the Historic Districts Review Board (HDRB) designating the west elevation of the Manderfield Elementary School building (Building) at 1150 Canyon Road (Property) as a "primary facade" (the Decision). A copy of the Petition is attached as **Exhibit A**. The Appellant is not appealing the HDRB's designation of the east and north elevations as primary.

### II. History of the Case

The Property is located in the Downtown and Eastside Historic District (H-District). The Appellant applied to the HDRB to designate primary facades<sup>1</sup> on the Building because primary

<sup>1</sup> Santa Fe City Code 1987 (SFCC) §14-12.1 defines a "primary façade" as "[o]ne or more principal faces or elevations of a structure with features that define the character of the structure's architecture."



*Exhibit "9"*

facades were not assigned on August 26, 2008 when the HDRB designated the Building as "contributing" to the H-District.

The HDRB held a hearing on the Application on February 28, 2012 (the Hearing). HDRB staff provided the HDRB with a report (Staff Report) briefly describing the Application and recommending that the HDRB assign as "primary facades" all historic<sup>2</sup> massing with elevations facing east and north regardless of window alterations. A copy of the Staff Report is attached as **Exhibit B**.

The HDRB voted at the conclusion of the Hearing to designate part of the north and east façades and the west facade as "primary facades", with the exception of the non-historic portions and non-historic windows. A copy of the relevant portion of the minutes of the February 28, 2012 meeting is attached as **Exhibit C**. Findings of Fact and Conclusions of Law embodying the Decision were adopted by the HDRB on March 13, 2012 (Findings). The Findings (Item #12-0176) are attached as **Exhibit D**.

### III. Basis of Appeal

The Appellant claims that the HDRB should not have designated the west façade as primary because the designation was based on the existence of a bank of original double-hung windows which duplicated windows on both the east and north facades.

### IV. Relief Sought

The Appellant asks the Governing Body to vacate the Decision.

### V. Issues Raised by the Appeal; Analysis

SFCC §14-5.2 restricts alterations to primary facades<sup>3</sup>. Since the Appellant hopes to lease or sell the Property for adaptive re-use, it is important to know what kinds of limitations may be imposed on future development by the as a result of these restrictions.

Typically, HDRB staff evaluates a building for assignment of primary facades by determining how many facades<sup>4</sup> there are on the building, based on a plat showing the building footprint. Each façade is then numbered, starting at the front door and moving either clockwise or counterclockwise. Then HDRB staff logs for each numbered façade the character-defining features on that facade.

In this case HDRB staff did not number the Building facades, but otherwise followed established practice by noting the character-defining features on each Building façade. For example, the first

<sup>2</sup> 50 years old or older. In this case, "historic massing" refers to additions completed prior to 1962.

<sup>3</sup> For example, additions cannot be made to a primary façade; additions must be set back from a primary façade by at least 10 feet; the locations and dimensions of window and door openings cannot be altered; and historic materials, such as original windows and doors, must be retained.

<sup>4</sup> A "façade" is defined as "[o]ne whole exterior face or elevation of a structure from grade up to and including the top of the parapet. An individual façade is defined as including at least an eight-foot width that is offset from an adjacent plane by at least four feet."

(east/main door) facade has brick coping on parapets and windowsills, white-painted window and door surrounds, and 14 historic windows with a 6-over-6 muntin pattern. Because these are all character-defining features, HDRB staff recommended designation of the east-facing facades as primary.

Generally, once the character-defining features are logged for all facades, HDRB staff then considers for each façade whether the identified features are unique to that facade or whether they simply repeat features found on facades logged before that. If they are unique, HDRB staff recommends that the façade be designated as primary. If the features simply repeat features found on other facades, HDRB staff does not recommend designation as primary. In this case, the west façade of the Building has brick coping on parapets and windowsills, white-painted door and window surrounds and 26 historic windows with the same muntin pattern as the windows on the east-facades.

After this analysis, HDRB staff considered character-defining massing<sup>5</sup>, recommending designation as primary those facades that help establish the overall massing of the Building, even if there are no identified character-defining features on those facades. Because the Building was originally designed in an H-shaped configuration to accommodate future additions on a north-south axis and those additions, when made, contributed to the distinctive overall massing of the Building, HDRB staff recommended for designation as primary the historic massing on all east and north facing facades.

Because alterations to primary facades are restricted, HDRB staff also considers the impact on owners of the designation of primary facades. The consideration of whether a feature is unique, or simply a repetition of features on other facades, is one way this issue is addressed. Thus, where a character-defining feature is identified on a publicly-visible façade and repeated on a façade that is not publicly-visible, or minimally visible, the publicly visible façade with that feature is typically recommended for designation as a primary, and the less-visible façade is not. In this case, the west façade, while publicly-visible at an oblique angle from Canyon Road, does not face Canyon Road as the east and north-facing facades do.

In addition, if all facades of a contributing building are designated as primary, the building is effectively given "significant" status, because on significant structures all facades are considered primary. Thus an upgrade in status from "contributing" to "significant" is one way all facades of a building can be protected.

HDRB staff's recommendation for the Building was based upon foregoing principles and practices.

Notwithstanding HDRB staff's recommendation, the HDRB considered the existence of a large bank of historic windows on the west façade to be character-defining and thus designated the west façade as primary, along with the historic parts of the north and east facades.

---

<sup>5</sup> Building massing refers to the arrangement of the "building blocks" that compose a building's overall form.

## VI. Conclusion

If the Governing Body concludes that the windows on the west façade are uniquely character-defining, it should deny the appeal and adopt the Findings as its own.

If the Governing Body concludes that the windows on the west façade repeat character-defining features on the primary north and east facades, and are not of themselves unique, it should grant the appeal and find that the west façade is not a primary façade as a result.

## Verified Appeal Petition

[Two originals of this form must be filed. The Land Use Department Director or his/her designee will enter the date and time of receipt and initial both originals. See 14-3.17(D) for procedure.]

To (Check one)

- ☐ Board of Adjustment  
☐ Planning Commission  
☐ Hearing Examiner  
☒ Governing Body

LAND USE DEPARTMENT USE ONLY

Date filed: Mar 28  
Time filed: 2:50 pm ☐ a.m. ☒ p.m.  
Fee paid: \$ 100.00  
Receipt attached ☒

Appellant:

Name Santa Fe Public Schools  
Address 610 Alta Vista  
Santa Fe NM 87505  
Telephone 467-2000  
Basis of  
Standing [See 14-3.17(B) - Standing Required to Appeal]  
Section 14-3.17(B) owner

Describe the harm that would result to you from the action appealed from:

Unsuitable for adaptive re-use.

Subject of Appeal:

Applicant Name  
Address/Location  
of Subject Site

Santa Fe Public Schools/Jenkins Gavin  
1150 Canyon Road  
Santa Fe NM

Permit No.:  
Case No.

H-08-096

☐ [Check here if you have made diligent search, but have been unable to obtain the above information.] Explain the nature and extent of your search.



Description of the final action appealed from: Primary designation of west facade

Date on which final action was taken: 2.28.2012

☐ [Check here if you have attached a copy of the final action appealed from]

Basis for Appeal:

☒ The facts were incorrectly determined.

☐ Ordinances/laws were violated and/or misrepresented.

Explain [Be specific] Staff recommended that only the east and north elevations be designated as primary. The double-hung wood windows on the west elevation, which were sighted as the reason for designating it as primary, also occur on the east elevation. Therefore, the west elevation is not the only elevation with this feature.

Verification

State of New Mexico )

) ss.

County of Santa Fe )

I/We Shirley McDougall, being first duly sworn, depose and say/s: I/We have read the foregoing appeal petition and know the contents thereof and that the same are true to my/our own knowledge.

Petitioner/s:

Shirley McDougall  
[Sign name]

[Sign name]

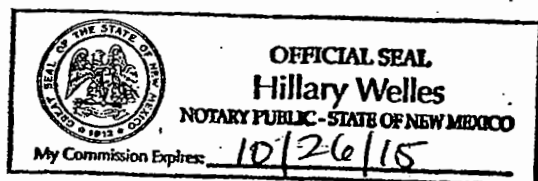
Shirley McDougall  
[Print name]

[Print name]

Subscribed and sworn to before me this 28<sup>th</sup> day of March, 2012

Hillary Welles  
NOTARY PUBLIC

My commission expires:







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

Project description: Requests assignment of primary elevations on this contributing school building.

Project Number: 08-080096  
Case number: H-08-096  
Project Type: HDRB

**PROJECT LOCATION (S):** 1150 Canyon Road

### **PROJECT NAMES:**

OW – NM Board of Education  
Santa Fe, NM 87505

610 Alta Vista  
505-467-2000

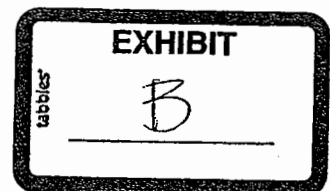
AP – Shirley McDougall  
Santa Fe, NM 87505

610 Alta Vista  
505-467-3443

### **PROJECT DATA:**

HISTORIC DISTRICT  
HISTORIC BUILDING STATUS  
PUBLICLY VISIBLE FACADE-EAST  
PUBLICLY VISIBLE FACADE-NORTH  
PUBLICLY VISIBLE FACADE-SOUTH  
PUBLICLY VISIBLE FACADE-WEST  
HISTORIC DISTRICT INVENTORY NUMBER  
YEAR OF CONSTRUCTION  
PROJECT TYPE (NEW, ADD, ETC.)  
USE, EXISTING  
USE, PROPOSE  
HISTORIC BUILDING NAME

Downtown & Eastside  
Contributing  
Yes  
Yes  
Yes  
No  
H-1150  
1928 with Hist. & Non-Historic  
Primary Elevation Designation  
Vacant School  
NA  
Manderfield School



# City of Santa Fe, New Mexico

# memo

DATE: February 28, 2012  
TO: Historic Design Review Board Members  
FROM: David Rasch, Supervising Planner in Historic Preservation DR

CASE # H-08-096

ADDRESS: 1150 Canyon Road  
Historic Status: Contributing  
Historic District: Downtown & Eastside

## REFERENCE ATTACHMENTS (Sequentially):

### CITY SUBMITTALS

- ☒ Case Synopsis  
☐ District Standards & Yard wall  
& fence standards.  
☒ Historic Inventory Form  
☐ Zoning Review Sheet  
☐ Other:

### APPLICANT SUBMITTALS

- ☒ Proposal Letter  
☐ Vicinity Map  
☐ Site Plan/Floor Plan  
☐ Elevations  
☐ Photographs  
☐ Other:

## STAFF RECOMMENDATION:

Staff recommends that all historic massing with elevations facing east and north regardless of window alterations be designated as primary.

## **BACKGROUND & SUMMARY:**

1150 Canyon Road, known as Manderfield Elementary School, was originally constructed with hollow clay tile in the Territorial Revival style by John Gaw Meem in 1927 with approximately 3,000 square feet. The building was designed for future expansion along a north-south hall axis. The building features a flat roof with brick coping at the parapets and windowsills, earth-toned stuccoed walls, and white-painted window and door trim.

The 1984 Historic Building Inventory (HBI) recommends non-contributing historic status for the structure due to lack of historic date of construction at that time. The form notes moderate remodeling from changes to windows at the southeast corner and 1947 additions by Meem.

The 2005 HBI recommends contributing historic status and further describes the historic building as an important prototype for other schools along with the note that original wood double-hung windows are retained on the west elevation. Alterations are listed by Meem at 1943 and 1947 and include aluminum windows.

The recent 2007 State Register Nomination goes into much more of the building's history and its alterations. The original massing included an inset entry portal with projecting classroom blocks flanking the entrance on the north and south sides. Seven additions have been added to the original building. In 1943, additions were constructed on the south end. In 1947, a room was added to the southeast corner. In 1948, an addition was constructed on the northeast corner. These additions were completed by Meem's firm. A final historic addition was added at the far north end in 1957.

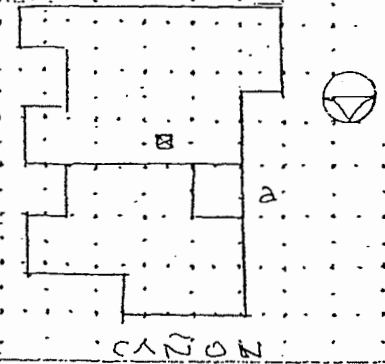
Further additions occurred between 1967 and 1970. The non-historic additions included the infill of the central recess created by the original front projecting wings and two small room additions, one to the south of the front center infill and one at the rear between the original 1928 restrooms and the north 1948 addition. Some historic wood windows have been removed and replaced with wall infill or non-historic aluminum windows. All additions are sensitive to the character and style of the original building.

The building was placed on the New Mexico State Register of Cultural Properties on December 7, 2007. On August 26, 2008, the Board designated the building as contributing to the Downtown & Eastside Historic District, but primary elevations were not designated.

The applicant requests that the Board designate the primary elevations at this time.



SPND - 1456		zone 12 13	
location description		city/town	
1150 CANYON		SANTA FE	
building name		land grant/reservation	
Henderson School			
legal description			
Twp N S range E W sec			
film roll		plan sheet	
by no. 17		negative nos. 14	
date of neg.		date of neg.	



date of construction	
Pre 1928 estimate act	
source	
BD	
use	Int
present	residential
other	
historic	residential
other	Int
condition	
excellent	X good
fair	deterioration
degree of remodeling	
minor	X moderate
describe:	
A windows to SE	
surroundings	
Res/Com	
relationship to surroundings	
X similar	not similar
district potential	
yes	no
significance	
eligible	L of none
if eligible, interest	
why? NC.	
associated buildings? X yes	
what type?	
Shed & greenhouse	
if inventoried, list ID nos.	
see back? yes	

style	foundation material
Territorial Revival	NV
wall material	surface
?	Stucco
architectural features	
Roof - Flat Brick parapet. Stretcher, Str, dentil, str.	
1 brick chimney. Mtl cornice to N	
Windows - single, dbl & quadruple 5 ft wtl csmt Bull	
nosed. Brick slip sill. Also single large 8/9	
wd	
Doors - Dbl 3 lite wd panel. Transom over.	
Also 1 lite wd panel w transom + side ltr.	
comments	
Portal - Flat roof w 8x8 chamfered wd pnt.	
Cased lintel.	
Overhang at rear entry (a)	
ADDITIONS, REMODEL BY J.G. LEECH IN 1947	



# Historic Cultural Properties Inventory (HCPI) Base Form (FORM1)

Historic Preservation Division, New Mexico Office of Cultural Affairs

For HPD Office use only: HCPI No. \_\_\_\_\_

District No. \_\_\_\_\_

☐ NRHP ☐ SRCP Criteria: ☐ A ☐ B ☐ C ☐ D

1 Name of Property (Historic and/or current name for property)

Manderfield School

2 Location (Address or description of location)

1150 Canyon Road

3 Local Reference Number

4 County

SANTA FE

5 Property Type

☒ Building ☐ Structure  
☐ Site ☐ Object

6 Date of Survey

9 / 20 / 05

7 Previous Survey Date(s)

\_\_\_\_ / \_\_\_\_ / \_\_\_\_

☐ No previous survey

8 Name of Project

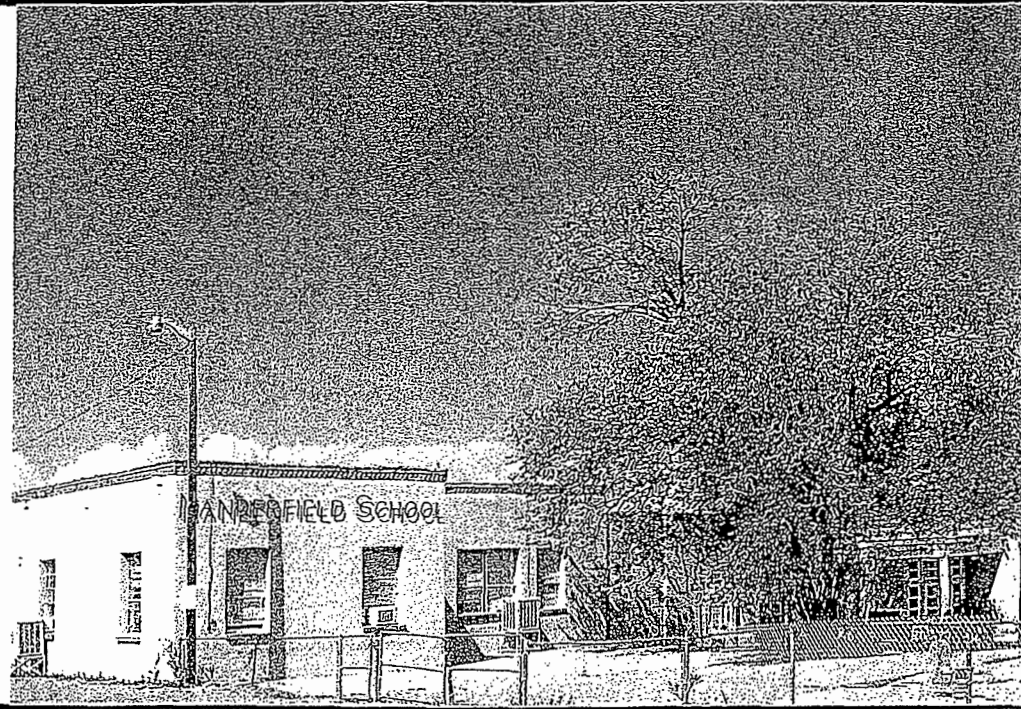
MEEM BUILDINGS  
SURVEY

9 UTM

Zone \_\_\_\_\_

Easting \_\_\_\_\_

Northing \_\_\_\_\_



10 Photo Information

View of: South and part of East Elevations

CD # 1 / 1

CD # \_\_\_\_\_ / \_\_\_\_\_

11 Brief Description of the Property (What is it?)

One story territorial revival school building with a primarily linear plan and with original wood double hung windows at the west side.

12 Who Uses the Property? (Current and historic users and uses made of property. Indicate cultural affiliation of users.)

Presbyterian Medical Services HEAD START Program

13 Construction Date

Date: 1927

☒ Known

☐ Estimated

Source: Bainbridge Bunting

14 Setting

☐ Suburban ☐ Rural ☐ Village ☒ Urban

If Urban: ☐ Commercial ☐ Industrial ☒ Residential ☐ Public

15 Relationship to Surroundings

☐ Similar ☒ Dissimilar

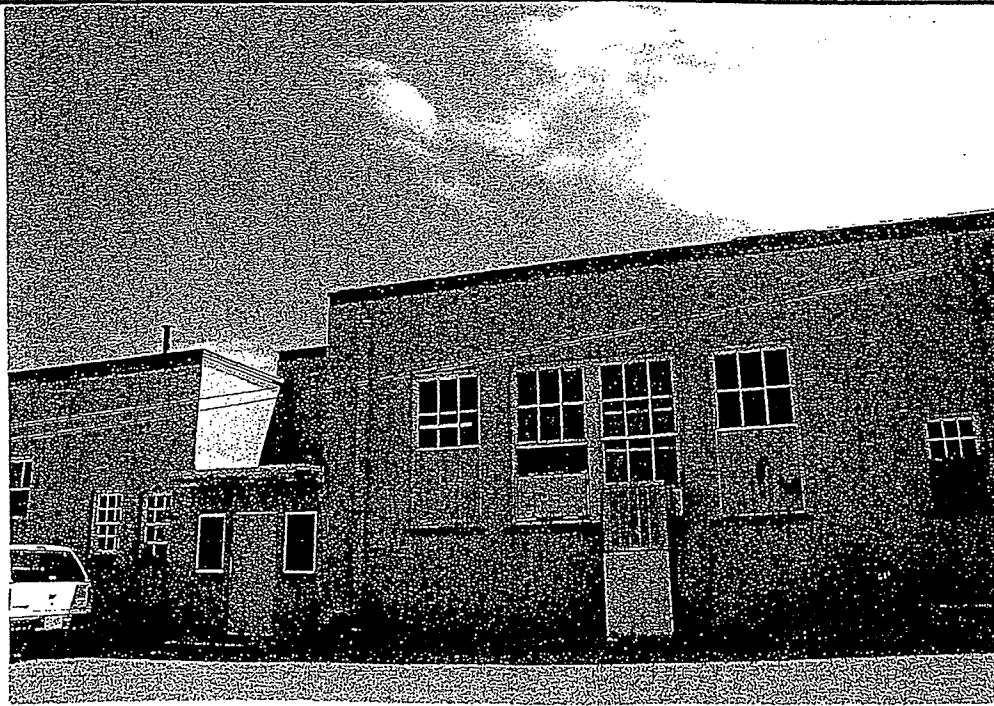
School building scale is transition from large

Comments:

Cristo Rey Church at the south and neighborhood scale at west & north.

Continued on other side

**16 Additional Perspective** (Photo, drawing, footprint, etc.; Indicate north arrow when possible.)



**Notes:** (If photo, include photo information, as in #10.)

Partial West Elevation CD 1-6

**17 Surveyor**

(Your name, address, telephone number, and any group affiliation.)

Catherine Colby  
Consulting

**18 Owner (if known) and Other Knowledgeable People**

(Provide contact information for persons known or believed to have information about property.)

**19 Is Property Endangered?**

☐ Unknown ☒ No ☐ Yes How?

**20 Significance to Current Community**

☐ Unknown ☐ None ☐ Low ☐ Moderate ☒ High

Prototype project, the first for Santa Fe schools in 1927, which lead to contract for 4 new and 7 additions to schools between 1947 and 1956. Meem designed the additions to Manderfield in 1943 and 1947.

**21 Other Significance or Information of Interest**

(Such as historical, legendary, structural, former ownership, etc.)

While most of the schools were later altered, Manderfield has high integrity expressing the school projects of Meem.

**22 National or State Register**

(See instructions for eligibility criteria.)

Is this property individually listed on a historic register? ☐ Unknown ☒ No ☐ Yes

If yes: ☐ State ☐ National

If 'no' or unknown, do you think this property is eligible for listing? ☐ No ☒ Yes

Why? Scale, materials, setting and compatible use.

**23 National State or Local Historic District**

Is this property in a historic district? ☐ Unknown ☐ No ☒ Yes If not in Local Districts, proposed landmark? ☐ No ☐ Yes

If yes: ☒ Contributing ☐ Non-Contributing ☐ Unknown

If 'yes,' what is name of district? Downtown Eastside ☐ State ☐ National ☒ Local

**Supplemental Forms**

☐ None ☐ HCPI Detail Form (FORM 2) ☐ Continuation Sheets, # pages: \_\_\_\_\_

# Historic Cultural Properties Inventory (HCPI) Detail Form (FORM 2)

Historic Preservation Division, New Mexico Office of Cultural Affairs >>>>>Please complete HCPI FORM 1 before completing Form 2<<<<<

For HPD Office use only:

HCPI

No.

District

3

Local Reference Number

1 Name of Property (Historic and/or current name for property)

2 Location (Address or description of location)

4 County

SANTA FE

5 Date of Survey 9/21/05

Manderfield School

Canyon Road

## ARCHITECTURAL AND CONSTRUCTION DETAILS

6 Visible Construction Material

- ☐ Adobe ☐ Brick ☐ Composition ☐ Concrete: Block
- ☐ Concrete: Cast Stone ☐ Concrete: Poured ☐ Earth Plaster ☐ Masonry: Simulated
- ☐ Metal: Corrugated ☐ Metal: Structural Siding ☐ Metal: V-Crimp ☐ Stone: Random Ashlar
- ☐ Stone: Random Coursed ☐ Stone: River Rock ☐ Stone: Rusticated ☐ Stone: Tabular
- ☒ Stucco ☐ Tile: Structural Clay ☐ Vinyl Siding ☐ Wood: Board & Batton
- ☐ Wood: Horizontal Siding ☐ Wood: Jacal ☐ Wood: Log ☐ Wood: Shingle
- ☐ Wood: Tongue & Groove ☐ Other: \_\_\_\_\_

Notes:

7 Number of Stones

☐ Not Applicable

Number: ☒ 1 ☐ 1 1/2 ☐ 2 ☐ 2 1/2 Other: \_\_\_\_\_

8 Foundation

☐ Not Applicable

☒ Not Visible ☐ None ☐ At Grade ☐ Above Grade ☐ Raised

Materials: ☐ Concrete ☐ Stone Other: \_\_\_\_\_

Notes:

9 Roof

☐ Not Applicable

Shape: ☒ Flat ☐ Gabled ☐ Hipped ☐ Pyramidal

☐ Shed ☐ Other: \_\_\_\_\_

Pitch: ☐ None ☐ Low ☐ Medium ☐ Steep

Features: ☐ Eave ☒ Parapet

Materials: ☒ Asphalt ☐ Composition: Shingle ☐ Composition: Roll

☐ Earth ☐ Metal: Corrugated ☐ Metal: Pressed

☐ Metal: Standing Seam ☐ Metal: V-Crimp

☐ Tile: Terra Cotta ☐ Wood: Shingle

☐ Other: \_\_\_\_\_

10 Windows

(Describe operation, materials, and glazing patterns of those windows on main or street facing elevation and other notable windows.)

☐ Not Applicable

Operation	Material	Glazing	Number
dbl hung	wood	6/6 large	
		6/6 small	
	aluminum	5	

majority have brick lug sills

Notes: see Continuation Sheet floor plan sketch

11 Doors

(Describe type, style, and material of those doors on main or street facing elevation and other notable doors.)

☐ Not Applicable

Type	Style	Material	Number
	flush	metal	2
w/side lts & transoms		wood/glz	2 sets

Notes:

12 Chimneys

(Describe whether interior or exterior and material)

none

13 Porches

☐ Not Applicable

Type: ☒ Entry ☐ Partial-Width ☐ Full-Width ☐ Wrap

14 Other Significant Features

brick lug sills, brick coping at all parapets

15 Modifications

(For each modification, indicate the source of the modification date stated. If it is your own, write "surveyor." If prior survey, give date of survey.)

☐ No known modifications

1. infilled windows Date: \_\_\_\_\_ ☐ Known ☒ Estimated Source: \_\_\_\_\_

2. additions Date: 40s ☒ Known ☐ Estimated Source: Bainbridge Bunting

Continued on other side



Historic Preservation Division, New Mexico Office of Cultural Affairs

16 Primary Architectural Style

- ☐ Not Applicable
- |  |   |  |   |   |
|--|---|--|---|---|
| <input type="checkbox"/> Art Deco/Streamline Moderne | <input type="checkbox"/> Gothic Revival | <input type="checkbox"/> Mission Revival     | <input type="checkbox"/> Pueblo           | <input type="checkbox"/> Spanish-Pueblo Revival         |
| <input type="checkbox"/> Bungalow/Craftsman          | <input type="checkbox"/> International  | <input type="checkbox"/> Neo-Classical       | <input type="checkbox"/> Queen Anne       | <input type="checkbox"/> Territorial                    |
| <input type="checkbox"/> Colonial Revival            | <input type="checkbox"/> Italianate     | <input type="checkbox"/> Northern New Mexico | <input type="checkbox"/> Ranch            | <input checked="" type="checkbox"/> Territorial Revival |
| <input type="checkbox"/> Folk Victorian              | <input type="checkbox"/> Mediterranean  | <input type="checkbox"/> Prairie             | <input type="checkbox"/> Spanish-Colonial | <input type="checkbox"/> Tudor Revival                  |
- Notes: ☐ Other: \_\_\_\_\_

17 Documents Available and Their Locations

(Plans, histories, oral histories, maps, aerial photos, bibliographical references, etc.)

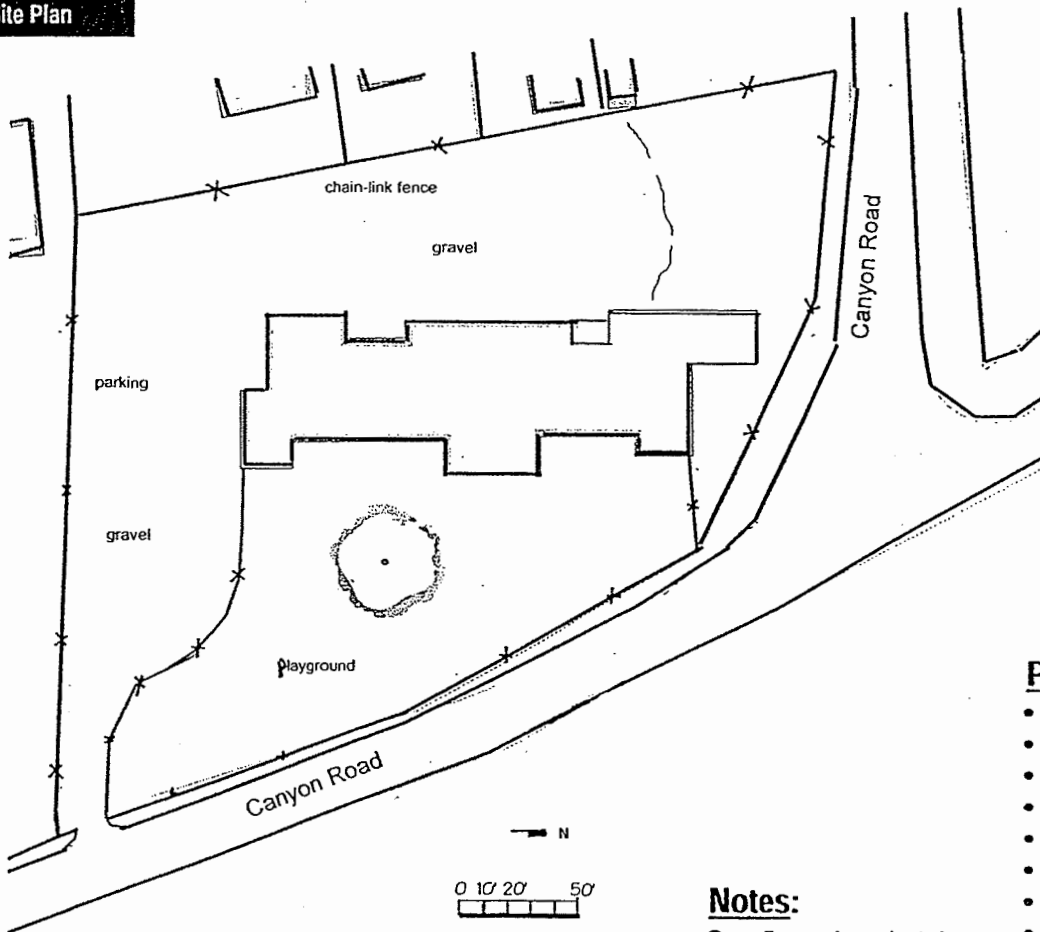
SITE

18 Attached or Associated Properties

(List & describe. Indicate whether surveys exist for these and provide survey numbers, if known.)

Are associated properties eligible for listing?

19 Site Plan



Please Include:

- Footprint of building
- Porches and balconies
- Major landscape features
- North arrow
- Associated properties
- Walls, fences, gates
- Nearby roads
- Driveways

Notes:

See floor plan sketch

# Historic Cultural Properties Inventory

Historic Preservation Division, New Mexico Office of Cultural Affairs

Continuation Sheet

For HPD Office use only:

HCPI No. \_\_\_\_\_

District No. \_\_\_\_\_

3

Date

9/21/05

1

Name of Property

(Historic and/or current name for property)

2

Location

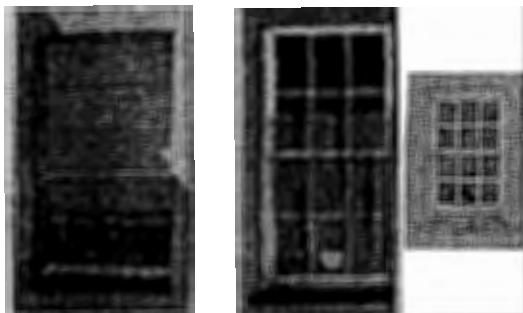
(Address or description of location)

4

County

Santa Fe

Manderfield School

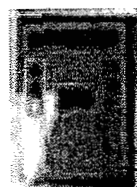


three window types



typical 1-2-1 pattern of window groupings

west elevation all windows wood double-hung



South Entrance

modif.

south elevation aluminum windows

patched infill of windows



East Entrance

concrete

flush door

alum wood  
windows



# Historic Cultural Properties Inventory

Historic Preservation Division, New Mexico Office of Cultural Affairs

Continuation Sheet

For HPD Office use only

HCPI No.

District No.

3

Date

1

Name of Property

(Historic and/or current name for property)

2

Location

(Address or description of location)

9/21/05

Manderfield School

1150 Canyon Road

4

County

Santa Fe



Part of East Elevation

CD#1-2



East Elevation N-end

CD#1-3



↑ ↗  
window  
infill

# Historic Cultural Properties Inventory

Historic Preservation Division, New Mexico Office of Cultural Affairs

Continuation Sheet

For HPD Office use only

HCPI No.

District No.

3

Date

1

Name of Property

(Historic and/or current name for property)

2

Location

(Address or description of location)

9/21/05

Manderfield School

1150 Canyon Road

4

County

Santa Fe



South elevation:

CD# 1-4



West elevation

CD# 1-5

Property Number: 1922  
LA Numbers(s): N/A  
HCPI Number(s):

**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES**

Historic Preservation Division  
Bataan Building  
407 Galisteo Street, Suite 236  
Santa Fe, New Mexico 87501  
(505) 827-6320

- 
1. **Name of Property: Manderfield Elementary School**  
Other Name(s) for Property: First Ward School, Canyon Road School, Santa Fe Grammar School
2. **Location of Property:**  
County: Santa Fe  
Municipality: Santa Fe  
Address or Rural Location: 1150 Canyon Road  
Congressional District: 3  
Vicinity of: N/A
3. **Ownership of Property: (Check one or more as appropriate)**  
Private: ☐ State: ☒ Federal: ☐ Multiple: ☐  
Name: Santa Fe Public Schools  
Address: 610 Alta Vista Street  
Not for Publication: N/A Zip: 87501  
Zip: 87505  
Occupant, Tenant, Manager, or Contact:  
Name: Santa Fe Head Start, Santa Fe, Presbyterian Medical Services  
Address: 1422 Paseo de Peralta, Building #3, Santa Fe, NM Zip: 87501
4. **Accessibility of Property:**  
Open to the Public: ☐ Not Open to the Public: ☒ Visible from a Public Thoroughfare: ☒
5. **Location of Legal Description for Property:**  
Courthouse, Deed Registry, etc.: Santa Fe County Courthouse Book 504, pp 504-955, Book 2212, pp 185-186  
Street and Number: 130 Grant Avenue  
City, Town, Zip Code: Santa Fe, NM 87501
6. **Category of Property:**  
District: ☐ Buildings: ☒ Structure: ☐ Site: ☐  
Object: ☐ Collection: ☐ Other (Specify): ☐  
Historic District: ☐
7. **Present Use of Property: (Check one or more as appropriate)**  
Agricultural: ☐ Governmental: ☐ Museum: ☐ Scientific: ☐  
Commercial: ☐ Grazing: ☐ Park: ☐ Transportation: ☐  
Educational: ☒ Industrial: ☐ Residential: ☐ Work in Progress: ☐  
Entertainment: ☐ Military: ☐ Religious: ☐ Other (Specify): ☐

8. **Present Condition of Property:** (Check one or more as appropriate)  
 Excellent: ☐ Deteriorated: ☐ Altered: ☐ Moved: ☐  
 Good: ☒ Ruins: ☐ Unaltered: ☐ Date Moved: ☐  
 Fair: ☐ Unexposed: ☐ Vandalized: ☐
9. **Present and Original Physical Appearance of Property:** Provide a detailed description of the archaeological and/or architectural features present, include construction dates, dates of significant alterations, extent of any vandalism, etc. See Continuation Sheets 9-4 through 9-10.
10. **Summary of Property Data:**  
 Period of Significance: 1927-1957  
 Significant Dates: 1927; 1948; 1957  
 Culture/Period/Phase: N/A  
 Architect/Builder: Meem & McCormick, 1928; Meem, Zehner, Holien & Associates, 1947, 1957
11. **Thematic Classification** (Check one or more as appropriate)
- |   |  |  |
|---|--|--|
| Archaeology-Prehistoric: <input type="checkbox"/> | Economics: <input type="checkbox"/>              | Philosophy: <input type="checkbox"/>             |
| Archaeology-Historic: <input type="checkbox"/>    | Education: <input checked="" type="checkbox"/>   | Politics/Government: <input type="checkbox"/>    |
| Agriculture: <input type="checkbox"/>             | Engineering: <input type="checkbox"/>            | Religion: <input type="checkbox"/>               |
| Architecture: <input checked="" type="checkbox"/> | Exploration: <input type="checkbox"/>            | Science: <input type="checkbox"/>                |
| Art: <input type="checkbox"/>                     | Industry: <input type="checkbox"/>               | Sculpture: <input type="checkbox"/>              |
| Commerce: <input type="checkbox"/>                | Invention: <input type="checkbox"/>              | Settlement: <input type="checkbox"/>             |
| Communications: <input type="checkbox"/>          | Landscape-Architecture: <input type="checkbox"/> | Social/Humanitarianism: <input type="checkbox"/> |
| Community-Planning: <input type="checkbox"/>      | Law: <input type="checkbox"/>                    | Theater: <input type="checkbox"/>                |
| Conservation: <input type="checkbox"/>            | Literature: <input type="checkbox"/>             | Transportation: <input type="checkbox"/>         |
|   | Military: <input type="checkbox"/>               | Other (Specify): <input type="checkbox"/>        |
|   | Music: <input type="checkbox"/>                  |  |
12. **Significance of Property:** Trace significant archaeological or historical trends, developments, events, or historically significant persons associated with property, reference documentary sources, etc. See Continuation Sheets 12-11 through 12-14.
13. **Bibliographical References:** See Continuation Sheet 13-15.
14. **Geographical Information:**  
 Map Reference: (USGS 7.5' Quad) Santa Fe  
 Legal Description: (Describe to the nearest 1/4 1/4 1/4 Section (10 acres))  
 Township: Range: Section: Subdivision:
- Lot: Block: Plat:
- Acreage of Property: 1.85 acres  
 UTM Coordinates:  
 A. 13 415984 3948706

15. **Geographical Data**

**Verbal Boundary Description:** (Describe the boundaries of the property) The boundaries of the nominated property coincide with the fencing of the site, and are indicated on an accompanying map (Figure 15-1). Although a Warranty Deed was recorded transferring the property of Daniel and Petrita M. de Rodriguez on the south side of Cañon Road to the Board of Education City of Santa Fe in 1926, the document is unavailable at the County Assessor's Office. See Continuation 15-16.

**Verbal Boundary Justification:** (Explain why the boundaries were selected) The nominated property encompasses the parcel historically associated with the school. The boundaries are unchanged and include the open space on the east side of the building where the playground is now located, as well as the vehicle access, and circulation at the south and west sides of the building. See Continuation 15-16.

16. **Photographs:** (Provide a log of archival B&W photographs submitted with nomination) See Continuation Sheet 17-21.

17. **Future Research Questions:** (If applicable, develop a list of questions that could be pursued by future researchers)

18. **Application Submitted By:**

Name: Catherine Colby Consulting

Date: July 2007

Organization: Catherine Colby Consulting

Address: 906 Don Miguel Place

Zip: 87505

Phone: (505) 989-7838

Inventory Data By: Catherine Colby

Date: May 2007

19. **National Register Eligibility:**

Yes: ☐ No: ☐ Undetermined: ☒

Criteria A: ☐ B: ☐ C: ☐ D: ☐

Area of Significance:

---

This Space for Cultural Properties Review Committee Use Only

Date Application Received: Complete: ☒ Incomplete: ☐

Committee Action:

State Register:



Tabled:



Date: December 7, 2007

National Register Recommendation:



Rejected:



Approved:

Committee Chairman: Estevan Rael-Galvez

Date: December 7, 2007

Comments: N/A



**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
CONTINUATION SHEET**

**FORM A  
Revised 05/18/07**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 9 **Page:** 4

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**Description**

Located southeast of the Santa Fe Plaza, Manderfield School is a contributing structure within the Santa Fe Historic District. Construction of the school began in 1927 and continued with three later additions also designed by architect, John Gaw Meem. The Territorial Revival style school building is a one-story plastered masonry building of varied massing with multiple flat roofs, brick coping on the parapets, and entrances with glazed wood doors, sidelights, and transoms. The majority of the original wood double-hung windows are extant, though several have been filled in or replaced. The entry and one classroom in the center of the east side of the building were altered after 1957, but the changes are compatible and the interior has undergone very few alterations. The playground has always been located east of the building, and while the equipment is not contributing, the open space is. Manderfield Elementary School retains its character-defining features and retains integrity of location, setting, workmanship, materials, and association of its appearance in 1957.

---

**Setting**

The school site is about 100 feet south of the Santa Fe River on a small rise (see Figure 7-1.) On the south side of the school property is Cristo Rey Church, a significant Spanish-Pueblo Revival religious work also designed by John Gaw Meem and built in 1939. Small-scale residential properties line the west boundary. Across the street to the east is the 14-acre site of the former Santa Fe Power and Light Company. The school site's north and east edges fit within the curve where Canyon Road jogs southward and ascends before turning east as Upper Canyon Road. The north end of the building is set high above the street, and contains three levels. Chain-link fencing on stepped, poured concrete retaining walls follows the boundaries and also encloses the playground area east of the building (Photo 1). The open space of the playground and the transparent fencing leave the building visible from the north and east sides; however the playground equipment is modern, and not included as contributing. Elm trees grow in front of the façade and at the north side of the building. Sand covers most of the playground area east of the school, except adjacent to the building where concrete slabs lead to entrances. The gravel drive and parking areas fill the south and west sides of the site.

**Exterior**

The numerous one story masses of the school building are arranged in an essentially linear scheme, with the classrooms flanking the north-south hallway. The main entrance has historically been and is currently in the center of the east elevation. The walls of the original 3,000 square foot portion of the building and those of the three additions are 12 inch thick hollow clay tile plastered on the exterior and interior. The red brick coping at the parapet and windowsills, and the white wood entrance systems, fenestration, and the metal sign at the southeast provide contrast against the earth-colored exterior plaster. The roof heights of the multiple additions vary slightly, but the whole building is surprisingly unified by the use of repeating features. Many of the groups of 6/6 wood double-hung windows at classrooms are arranged in a pattern of 1-2-1 with masonry piers between the outer windows and the central pair of windows. There are eight exterior door openings in the approximately 10,000 square foot building, three of which are the entrances at the south, east and north sides. All sections of the building have built-up roofs.

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**Elevations**

The long front (east) elevation of the building measures approximately 180 feet, with the wall plane stepping forward at the ends and also in roughly the center (Photo 2). A white wood fascia and post signal the minimally recessed main entrance. A pair of operable wood and glass-paneled doors are flanked by fixed doors and surmounted with transoms. The doors have three lights above and a solid panel below. The transom is comprised of an eight-light sash set horizontally (Photo 3). Other doors on the east side are a single metal door with a three-light panel and a transom plus a flush metal door into the northeast room.

A variety of sizes of windows are set in the masonry walls of the east elevation, 14 windows being groups of the original 6/6 wood double-hung windows and ten windows being aluminum five-light units. The wood double-hung windows display the characteristic 1-2-1 arrangement.

The south side of the southeast corner classroom added in 1947 contains aluminum replacement windows with five horizontal lights (Photo 4). The recessed entrance dating to 1947 in the south elevation is made of a wood panel door with one glazed panel, sidelights and transom (Photo 5). West of the entrance the former three window openings have been filled in, and the wall now contains only a flush, metal service door.

The rear elevation, facing west, has two service entrances and groups of wood double-hung windows totaling 26 units (Photo 6). At the north end there are a set of three tall 6/6 wood double-hung windows. Farther south are the same windows grouped in the typical pattern of 1-2-1. At the south end of this addition of 1948 are two small 6/6 windows. The former recess between the north end and the original building is now filled with a low entrance comprised of a flush, metal door flanked by two wood windows. Beyond one of the original sets of four 6/6 wood double hung windows are small windows and the pipe railing around the opening to the basement stairway. Access to the boiler room is down concrete steps. Another set of 1-2-1 original windows is in the south end of the east elevation.

The north end of the building contains four wood double-hung windows and an inset entrance with two wood doors with glass panels and transom (Photo 7). Concrete steps lead up to this entrance from the north, and a ramp and railing extend to the east.

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**Interior**

A central hallway bisects the building north to south, and includes two sets of five steps each climbing up from south to north (Photo 8). The main entrance at the east side of the building is perpendicular to the central corridor, which retains the original maple flooring. The main hall and the flanking rooms feature original wood base, chair rail and in some locations picture molding. Wood casework, the original tack boards, blackboards and hook strips for coats shown in the drawings are extant (Figure 7-2 and Photo 9). The high ceilings (12 feet) are plastered though acoustic tile dropped ceilings have been installed in two of the classrooms.

**Evolution of Building**

The original Manderfield building is among the five schools built between 1926 and 1932 after the Santa Fe School Board received voter approval of a \$55,000 bond issue to purchase property and construct school buildings. Selected as architects, Meem and McCormick designed the building that proved adequate until the 1940s. The original building, finished in 1927, contained only four classrooms (Figure 7-3). Two of the classrooms projected forward, flanking the entrance portal. Three milled wood posts supported the portal roof structure with its brick coping on the parapet. Under the portal were wood French doors surmounted by a fanlight. Pairs of wood double-hung windows with pedimented heads flanked the entrance. Though the configuration of the main entrance was later altered, it remains in the same location as in the 1927 structure.

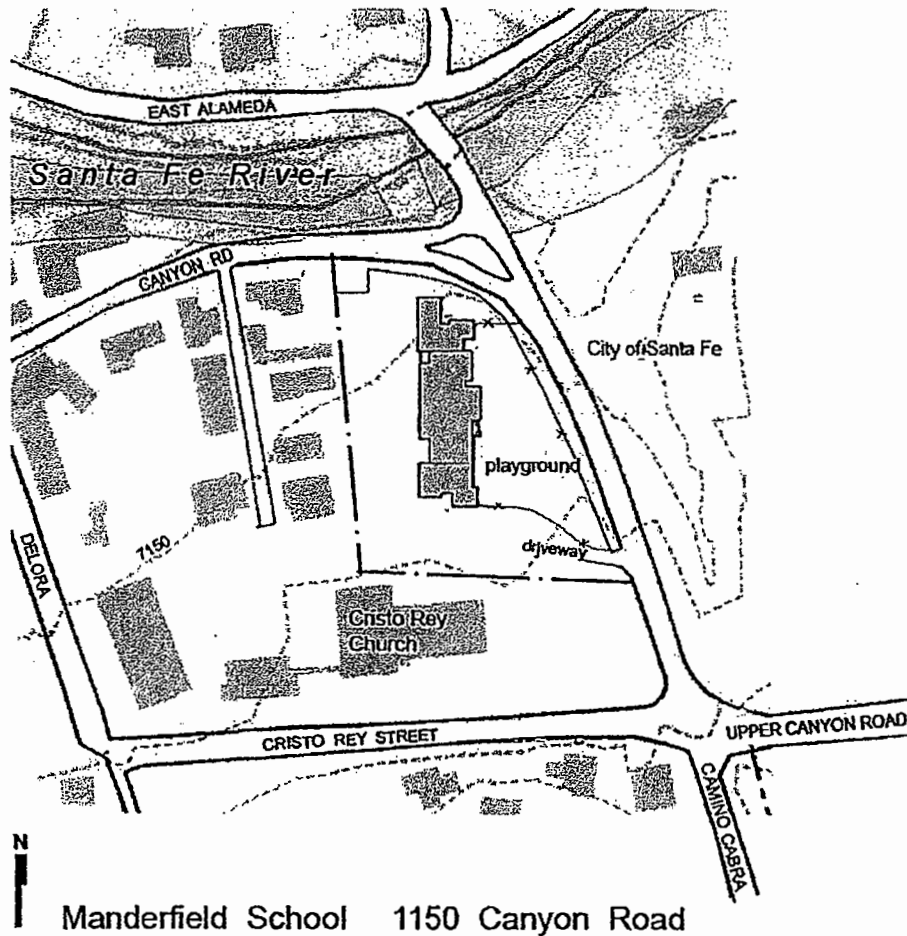
More than 15 years later, Meem's firm (then Meem, Zehner, Holien & Associates) was contracted to design the first of their three additions. Growth was anticipated at Manderfield School, and the original plan readily allowed for additions without requiring a lot of demolition to accomplish them. The architects designed two classrooms and a lunch kitchen at the south end in 1943. In 1947 Meem's firm added a single classroom at the southeast corner. The following year more classrooms were added at the north end, also designed in Meem's office. In 1957, architects Wolgamood and Millington designed the fourth addition to Manderfield (Figure 7-4). For the next addition ten years later, in 1967, the architect was Reynaldo Torres, while the additions of 1969 and 1970 were designed and built in-house by the public school system. Thus the total number of additions to the building between 1943 and 1970 was seven; in 1971 contractors, Goodrich and Peck renovated ceiling and lights, and repaired the roof.

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NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
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FORM A  
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Property: Manderfield Elementary School, Santa Fe, Santa Fe County  
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Figure 9-1: Site Sketch (2007)

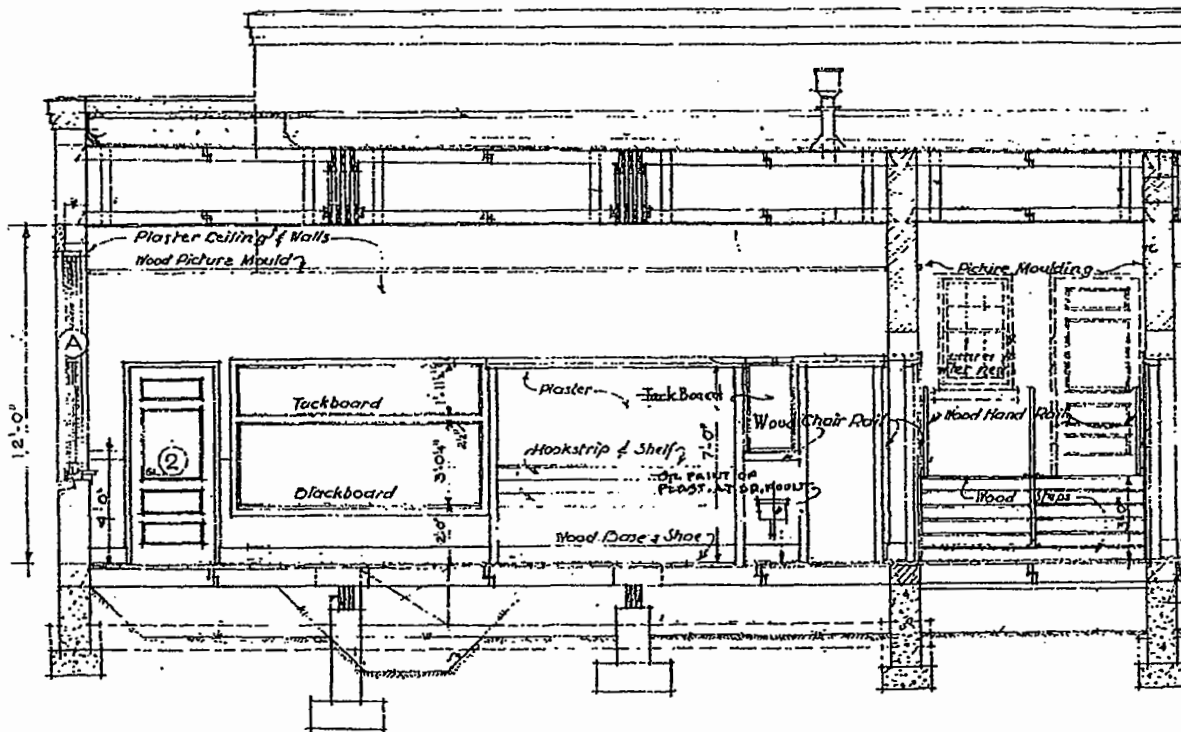


APPLICATION FOR REGISTRATION  
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CONTINUATION SHEET

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Figure 9-2: Section Drawing by Meem Zehner Architects

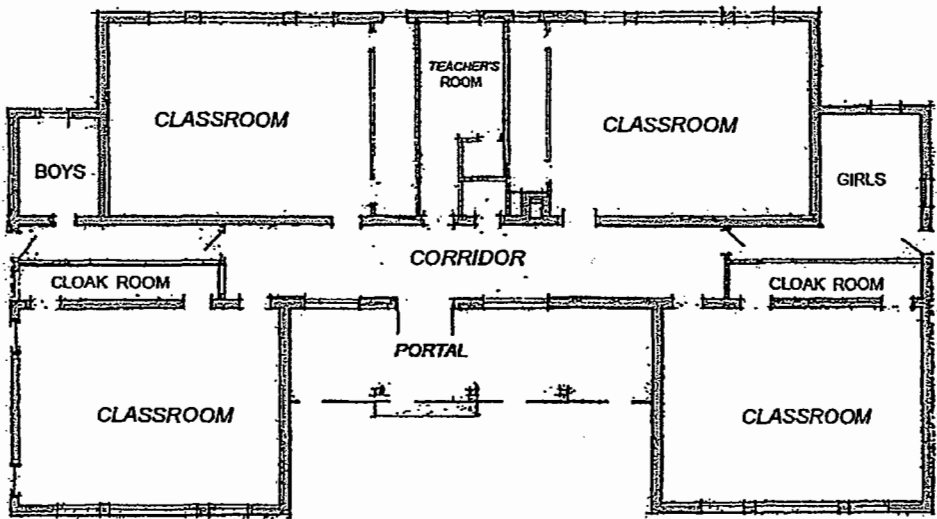


APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
CONTINUATION SHEET

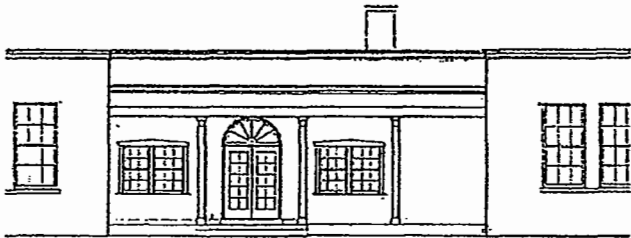
FORM A  
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Figure: 9-3: 1927 Floor Plan Diagram and Elevation of Portal

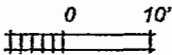


FLOOR PLAN



PORTAL

MANDERFIELD SCHOOL 1927

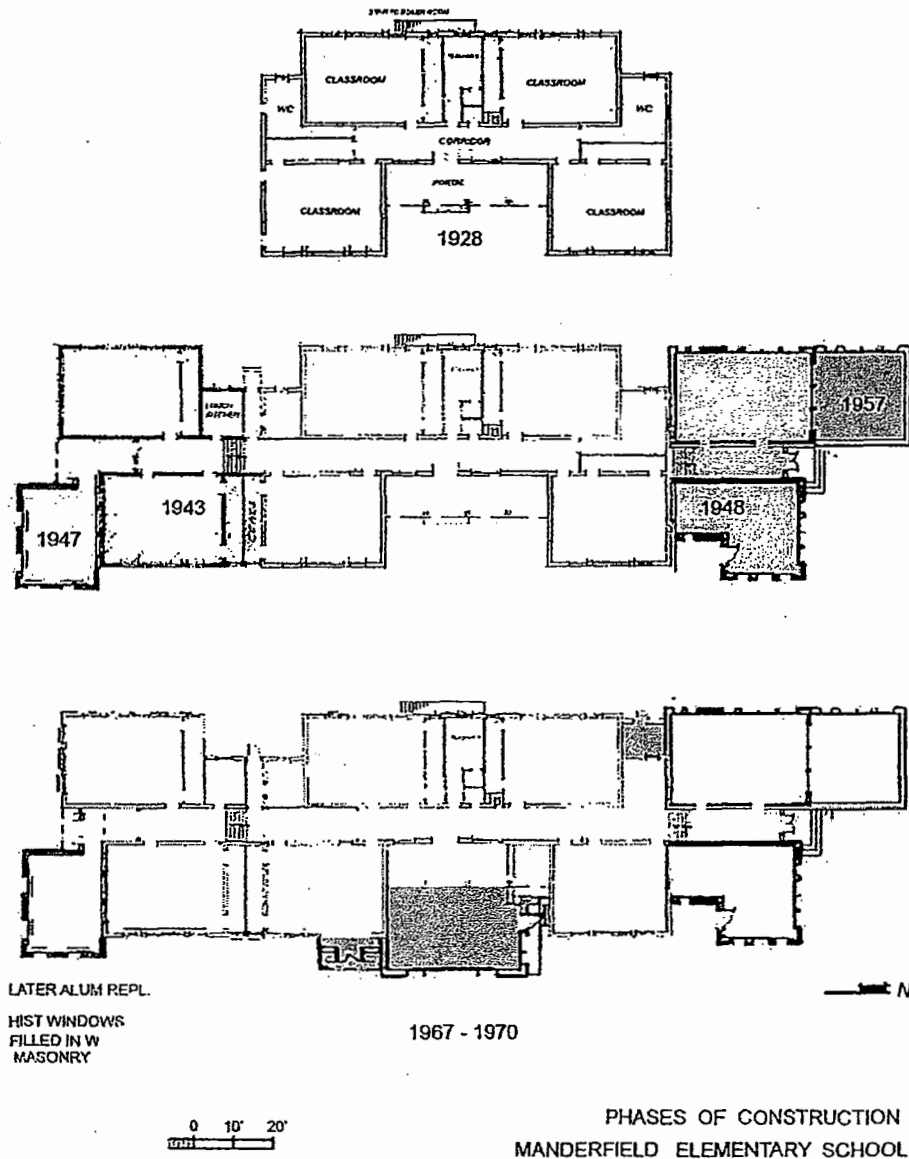


APPLICATION FOR REGISTRATION  
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Figure 9-4: Building Evolution Diagram (2007)



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NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
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Property: Manderfield Elementary School, Santa Fe, Santa Fe County  
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---

### Statement of Significance

Manderfield Elementary School is one of the two first public school buildings constructed between 1928 and 1953 as the Santa Fe Board of Education responded to increasing enrollment numbers.<sup>1</sup> Manderfield Elementary School is significant under Architecture as an example of the efforts of architects to articulate local architectural styles that formed the region's unique identity. John Gaw Meem designed the original building and its first three additions in the style that came to be associated with much of the public architecture in the state: Territorial Revival. In addition to introducing elements of the developing style, the school is the precursor to the scheme John Gaw Meem devised allowing for incremental growth of all the future Santa Fe elementary school buildings. Manderfield Elementary School retains sufficient integrity of location, materials, workmanship, feeling, and association to communicate its historical and architectural significance.

---

### Historical Background

By the early 1920s in Santa Fe, the First Ward School on the corner of Canyon Road and Delgado Street was severely overcrowded. The small site of the brick, eleven-room building designed by Rapp and Rapp in 1904 did not allow for expansion. The Board of Education needed to keep up with Santa Fe's population growth, and find an alternative site. In 1923 the Santa Fe School Board's Committee on Buildings and Grounds began a search for property. Between 1924 and 1927, the board had to rent classroom space in a large building nearby, the privately owned *La Union Protectiva* building, constructed by an institution that originated in 1916 as a cooperative to assist its members with funeral expenses.

In October of 1926 the board sold a lot on the corner of Grant and Palace and placed the proceeds in a fund known as "The Manderfield School Fund," to be used for construction of the Manderfield School.<sup>2</sup> Additional funds were acquired when voters approved a \$55,000 bond issue for purchasing school grounds and constructing schools. The president of the Santa Fe School Board, Frank F. Gormley negotiated the purchase of a tract of land for a new school on Canyon Road in 1926.<sup>3</sup> The board paid the owners, Daniel and Petrita M. de Rodriguez \$2,107 for the property. Referred to as the First Ward School and the Canyon Road School in school board meetings, it was later named "Manderfield" in honor of a school board member.

Miss Eugenia Manderfield was the daughter of William R. Manderfield and Josefa Salazar. Eugenia's father had moved to Santa Fe from Pennsylvania, and with his partner Thomas Tucker, purchased the printing plant of the existing newspaper, known as *The Santa Fe Republican*, renaming it *The Santa Fe New Mexican*. Eugenia Manderfield never married, and lived in what was known as the Manderfield Homestead on College

---

<sup>1</sup> The first school was the Gormley School designed in the Spanish-Pueblo Revival style by Charles Gaastra; it opened in 1927.

<sup>2</sup> Lida White, *History of the Santa Fe Public Schools*, p.78.

<sup>3</sup> Minutes of Special School Board Meeting, Vol. XXVIII.



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NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
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Street until her death in the early 1940s. When she died she owned properties in California and the property at 519 Palace Avenue.<sup>4</sup>

Manderfield School served its intended need for over a decade until the war years produced population expansion in the area. In 1943 a 9,000 square foot addition provided two more classrooms. During this period Manderfield students in particular benefited from The Works Progress Administration (WPA) Project for Hot Lunches in the Santa Fe schools. Of the 250 children across the city who took advantage of the program, three quarters of them (190) attended Manderfield.<sup>5</sup> In 1947 Manderfield was able to fund construction through the federal Veteran's Housing Program.

Crowded conditions were again a concern at the school. As representative of the Santa Fe Municipal Board of Education School Board, on March 17, 1947 James L. Harvey submitted an application requesting authorization to construct an addition to Manderfield under the program. He cited forty to fifty students in rooms meant to accommodate thirty-five as a cause, and estimated a cost of \$9,000. Ten years later, in April of 1957 the president of the Manderfield PTA requested that the school board fund repairs and construct a gymnasium at the school. By the July school board meeting it was the "...unanimous opinion of the Board that an emergency exists with respect to the repairing and renovating of Manderfield School."<sup>6</sup>

The fourth addition to the 1928 building was designed by the architectural firm of Wolgamood & Millington in 1957. At a school board meeting on April 10, 1957 the school board members' response to the PTA president's request for a gym was that to add a gym would be "out of the question." Ten years later the fifth addition was designed by Reynaldo Torres, and the school board funded the sixth addition in 1969.

The board sought to upgrade Santa Fe elementary schools throughout the city in 1970 with \$3,900,000 they acquired through a bond election. However, because the relatively small Manderfield School was considered one of the least economical units, much of the funds went to improving more recently built schools.<sup>7</sup> A special meeting of the school board was called for July 2, 1970 because the president of the PTA, Ernestine Babcock and others wanted to air their complaints about the lack of attention to the needs of Manderfield School students.

Angry parents cited a negative attitude toward the school illustrated by Manderfield having six principals in a five-year span and by the entire sixth grade class being moved to Acequia Madre School. Board members responded that the site was too small for expansion and that the board needed to move forward and build new modern schools, such as the open plan schools board members had viewed in Colorado. Manderfield School closed in 1972, and the students moved to the new Atalaya School. The Manderfield facility thereafter housed various agencies that were granted federal funds to operate the Santa Fe Headstart program, first the Santa Fe Community Action Organization and, since 1997, Presbyterian Medical Services.

---

<sup>4</sup> Francis C. Wilson Papers, Eugenia Manderfield Last Will and Testament & Codicil, New Mexico State Records Center and Archives.

<sup>5</sup> Lida White, "History of the Santa Fe Public Schools, Santa Fe Board of Education Collection, p.79.

<sup>6</sup> Minutes of Special School Board Meeting, Vol. XXVIII.

<sup>7</sup> Ibid.

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**Regional Architecture and John Gaw Meem**

John Gaw Meem designed Manderfield School and its first three additions, setting the parameters for the later additions designed by others. The red brick of the parapets and windowsills, the white wood trim, sidelights, and transoms of the exterior of doors are hallmarks of the Territorial Revival style.

John Gaw Meem's first project for the school board was the precursor of the scheme he later used when selected to design numerous schools intended to have incremental additions. The Manderfield project occurred in his third year in business, while Cassius McCormick was his partner. Meem & McCormick formed their partnership in 1924, but McCormick left New Mexico four years later. The new Canyon Road facility and Gormley School were both planned at the same time. However, architect Charles Gaastra was chosen for the former project, which he designed in the Spanish-Pueblo Revival Style.

Meem & McCormick Architects only prior school-related project was designing classrooms for the Church of the Holy Faith on Palace Avenue. Their other work was residential and mainly in the Spanish-Pueblo Revival style. The one exception is the house they designed for Mrs. Ashley Pond in early 1925. The new house was to be on the site of the Amado Chavez home, in which the Ponds had lived since 1916. The Chavez house was among the many adobe structures in Santa Fe to which square porch posts, milled window trim and protective brick coping were added when New Mexico became a U.S. Territory and these "new" materials became available. Designing the new Pond house only feet away from the historic building, Meem incorporated these same materials into the design, and created a crisp rather than sculptural form for the building.

Manderfield School and the Pond house of 1925 are thus important as illustrations of the beginnings of Meem's ten-year process of evolving the Territorial Revival style. Later the style would become closely associated with all types of public buildings throughout New Mexico. Manderfield School was John Gaw Meem's first public school project and the first example of the Territorial Revival style applied to a public building.

The evolution from incorporating a few materials and design features such as red brick and milled wood trim, to a full-blown style unfolded from Meem's first year of work in 1925 to about 1934. The name for the new style was not commonly used until about 1935. Both formality and economy were associated with the growth of this alternative to the Spanish-Pueblo Revival style. In the Tilney house one year after Manderfield opened, Meem used territorial elements in response to his client's more formal tastes. By the end of Meem's development of the style, he noted that since it employed more conventional building techniques than the sculptural Spanish-Pueblo Revival style, it was less expensive to build and well applied to projects such as schools with tight budgets.<sup>8</sup>

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<sup>8</sup> Bainbridge Bunting *John Gaw Meem, Southwestern Architect*, p.62.

**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
CONTINUATION SHEET**

**FORM A**  
**Revised 05/18/07**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 12 **Page:** 14

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The alterations and additions to Manderfield School that occurred after 1957 include infilling the former portal and infilling some windows, yet the appearance of the building in 2007 has so much consistency that it is difficult to determine which parts are later additions. By far the majority of the windows in the building are the original wood units. Though dating to 1967, the detailing and materials of the main entrance are highly compatible with the existing architecture and with the wood windows. Despite minimal changes to ceilings, the interiors have a high degree of integrity, displaying intact wood moldings, casework and floors. The building retains its character-defining elements in terms of location, setting, design, materials and association. It meets the requirements for registration within the associated historic context of the Development and Growth of the Santa Fe, New Mexico Public School System, 1891-1953.

APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
CONTINUATION SHEET

FORM A  
Revised 05/18/07

Property: Manderfield School, Santa Fe, Santa Fe County  
Section: 13 Page: 15

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**Bibliography**

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\_\_\_\_\_. *John Gaw Meem: Southwestern Architect*. Albuquerque: University of New Mexico Press, 1983.

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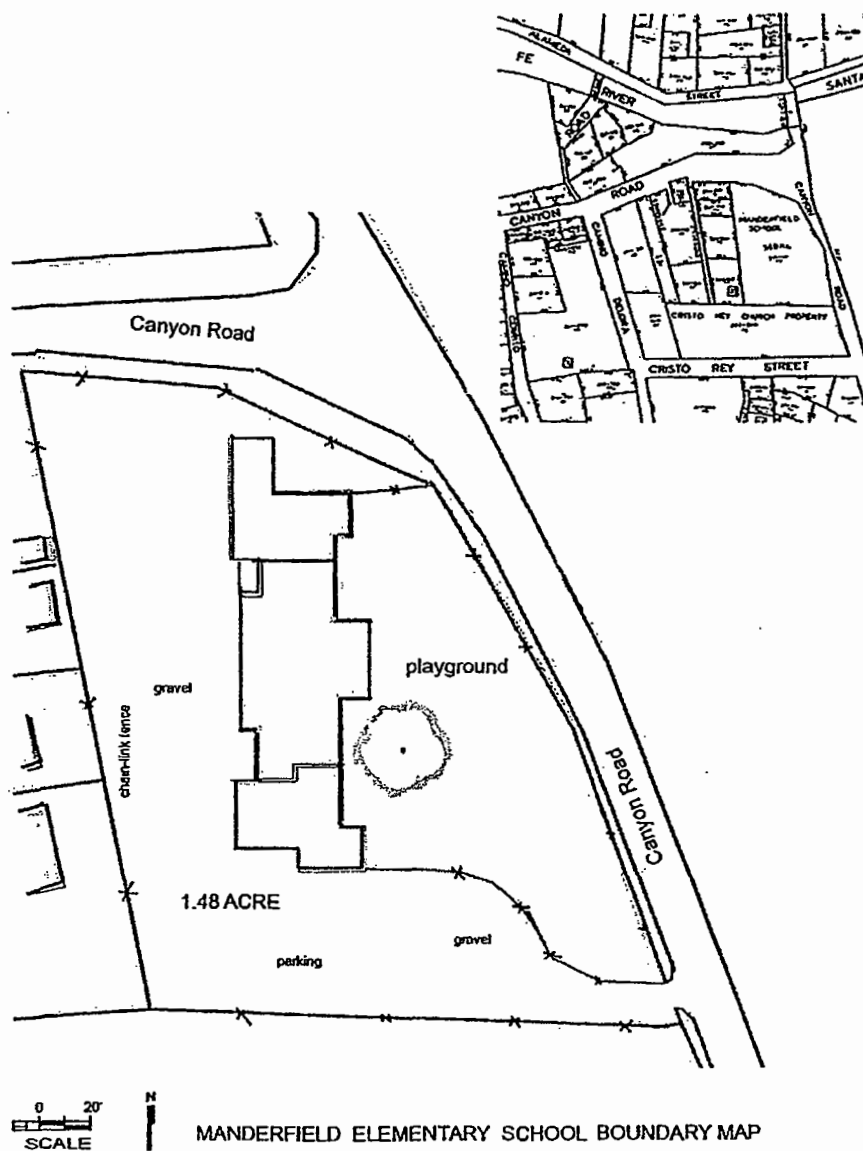
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APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES  
CONTINUATION SHEET

FORM A  
Revised 05/18/07

Property: Manderfield School, Santa Fe, Santa Fe County  
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Figure 15-1: Site Boundary Map (2007)



**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES**

**FORM A**  
Revised 05/18/07

**CONTINUATION SHEET**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 16 **Page:** 17

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**Photograph Log**

*Information pertaining to all photographs unless otherwise noted:*

**Manderfield Elementary School**

Santa Fe, Santa Fe County, New Mexico

Photographer: Catherine Colby

Date: September, 2006 and April, 2007

Location of *tiff* files: New Mexico State Historic Preservation Office

Photo 1 of 9  
Retaining wall  
Camera facing southeast

Photo 6 of 9  
West Elevation  
Camera facing northeast

Photo 2 of 9  
East Elevation  
Camera facing northwest

Photo 7 of 9  
North Elevation  
Camera facing southwest

Photo 3 of 9  
East Entrance  
Camera facing west

Photo 8 of 10  
Hall  
Camera facing north

Photo 4 of 9  
South Elevation  
Camera facing northwest

Photo 9 of 9  
Wood casework  
Camera Facing southwest

Photo 5 of 9  
South Entrance  
Camera facing north

**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES**

**FORM A**  
Revised 05/18/07

**CONTINUATION SHEET**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 16 **Page:** 18

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**Photos 1 & 2**



**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES**

**FORM A**  
Revised 05/18/07

**CONTINUATION SHEET**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 16 **Page:** 19

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**Photos 3 & 4**





**APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES**

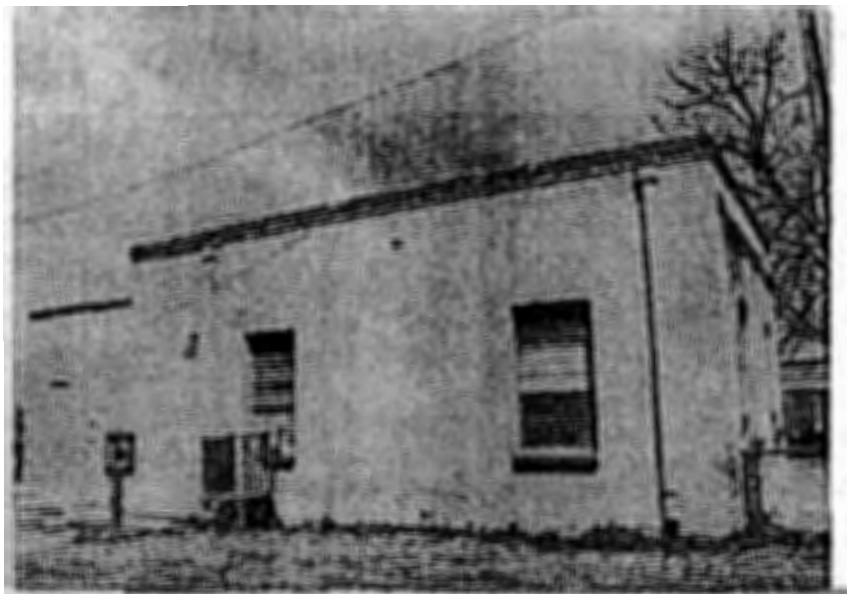
**FORM A**  
Revised 05/18/07

**CONTINUATION SHEET**

**Property:** Manderfield Elementary School, Santa Fe, Santa Fe County  
**Section:** 16 **Page:** 20

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**Photographs 5 & 6**



APPLICATION FOR REGISTRATION  
NEW MEXICO STATE REGISTER OF CULTURAL PROPERTIES

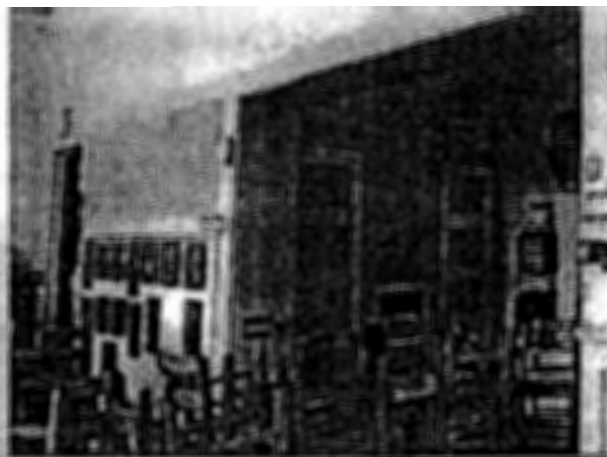
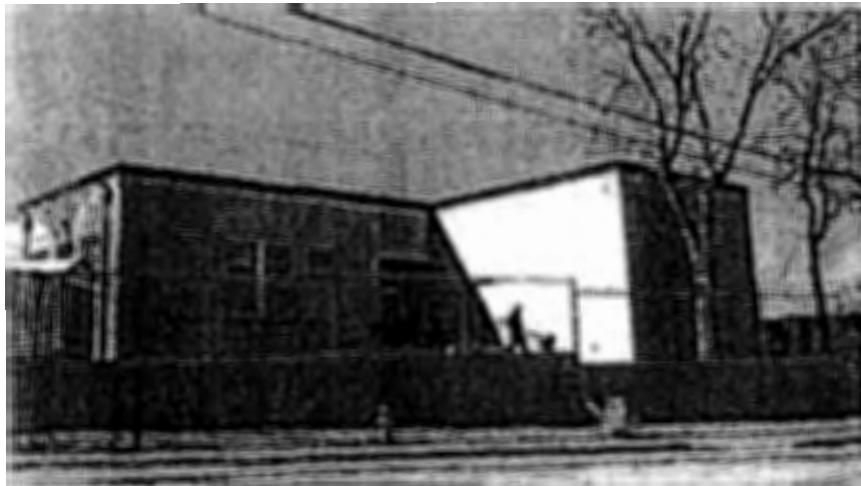
FORM A  
Revised 05/18/07

CONTINUATION SHEET

Property: Manderfield Elementary School, Santa Fe, Santa Fe County  
Section: 16 Page: 21

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Photos 7, 8 & 9



150 Canyon Road

# NOTICE

OF PUBLIC HEARING

HISTORIC DESIGN REVIEW BOARD  
CONSTRUCTION

Public Hearing will be held at City-Clerk's Office  
San Jose, California on **2/28** at **12:15:30pm**  
Historic Design Review Board. All interested persons  
will be able to observe or such meeting. For further information  
contact City of San Jose Historic Preservation Division at 955-8888

NOT TO BE POSTED ON CITY RIGHT-OF-WAY OR UTILITY POLES

HC 08-056

POST 14 DAYS PRIOR TO MEETING

02/15/2012

# City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

David Coss, Mayor

Councilor

Rebecca Wurzbarger, Mayor Pro Tem, Dist. 1

Patti J. Bushee, Dist. 1

Chris Calvert, Dist. 1

Rosemary Romero, Dist. 2

Miguel M. Chavez, Dist. 3

Carmichael A. Dominguez, Dist. 3

Matthew E. Ortiz, Dist. 4

Ronald S. Trujillo, Dist. 4

Project description: City of Santa Fe staff proposes an historic status review for the non-contributing Manderfield School.

Project number: 08-10100096

Case number: H-08-096

Project type: HDRB

**PROJECT LOCATION (S): 1150 Canyon Road**

## **PROJECT NAMES:**

OW -Santa Fe Public Schools  
Santa Fe, NM 87505

610 Alta Vista Street  
505-467-2000

AP -David Rasch  
Santa Fe, NM 87504

City of Santa Fe  
505-955-6605

## **BOARD ACTION**

This is to certify that the Historic Design Review Board (HDRB) at their meeting on, August 26, 2008, acted on the above referenced case. The decision of the board was to upgrade the historic status of the property from non-contributing to contributing. See Findings of Facts and Conclusions of Law for final legal clearance.

For further information please call 955-6605.

Sincerely,

David A. Rasch

Planning Supervisor Historic Preservation Division

**NOTE:** Applicant can not apply for building permit until after the 7-day appeal period is completed beginning on the date of filing of the Findings and Conclusions in the City Clerks office (SFCC 14-3.17(D)). HDRB expire one (1) year after the date of their decision. Renewals of such decisions are available for one (1) additional year upon request. Your permit will be denied if any changes on plans that were not approved by the HDRB or if conditions of approval are not met. Please attach copies of this letter to all sets when submitting for building permit. Building Permit will not be approved through Historic Preservation until the Findings and Conclusions and appeal period is complete.





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

Project description: City of Santa Fe staff proposes an historic status review for the non-contributing Manderfield School.  
Project number: 08-10100096  
Case number: H-08-096  
Project type: HDRB

**PROJECT LOCATION (S):** 1150 Canyon Road

### **PROJECT NAMES:**

OW –Santa Fe Public Schools  
Santa Fe, NM 87505

610 Alta Vista Street  
505-467-2000

AP –David Rasch  
Santa Fe, NM 87504

City of Santa Fe  
505-955-6605

### **PROJECT DATA:**

HISTORIC DISTRICT	Downtown & Eastside
HISTORIC BUILDING STATUS	Non-Contributing
PUBLICLY VISIBLE FACADE-EAST	Yes
PUBLICLY VISIBLE FACADE-NORTH	Yes
PUBLICLY VISIBLE FACADE-SOUTH	Yes
PUBLICLY VISIBLE FACADE-WEST	No
HISTORIC DISTRICT SURVEY NUMBER	H-1150
YEAR OF CONSTRUCTION	1927-1970
PROJECT TYPE (NEW, ADD, ETC.)	Historic Status
USE, EXISTING	School
USE, PROPOSE	Unknown
HISTORIC BUILDING NAME	Manderfield Elementary School

There were no speakers from the public regarding this case.

Chair Woods summarized the discussion with windows of the same color and portal 4' deep.

**Dr. Kantner moved to approve Case #H-08-128 as recommended by staff, with the condition that the portal would be 4' deep and that the new design would be brought to staff for approval. Ms. Rios seconded the motion and it passed by unanimous voice vote.**

5. Case #H-08-096 1150 Canyon Road. Downtown and Eastside Historic District. Shirley McDougall, agent for NM Board of Education, owners, requests assignment of primary elevations on this contributing school building. (David Rasch)

Mr. Rasch presented the staff report for this case as follows:

**BACKGROUND & SUMMARY:**

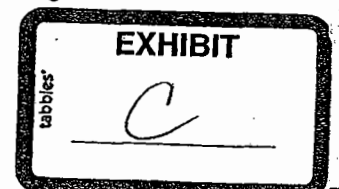
1150 Canyon Road, known as Manderfield Elementary School, was originally constructed with hollow clay tile in the Territorial Revival style by John Gaw Meem in 1927 with approximately 3,000 square feet. The building was designed for future expansion along a north-south hall axis. The building features a flat roof with brick coping at the parapets and windowsills, earth-toned stuccoed walls, and white-painted window and door trim.

The 1984 Historic Building Inventory (HBI) recommends non-contributing historic status for the structure due to lack of historic date of construction at that time. The form notes moderate remodeling from changes to windows at the southeast corner and 1947 additions by Meem.

The 2005 HBI recommends contributing historic status and further describes the historic building as an important prototype for other schools along with the note that original wood double-hung windows are retained on the west elevation. Alterations are listed by Meem at 1943 and 1947 and include aluminum windows.

The recent 2007 State Register Nomination goes into much more of the building's history and its alterations. The original massing included an inset entry portal with projecting classroom blocks flanking the entrance on the north and south sides. Seven additions have been added to the original building. In 1943, additions were constructed on the south end. In 1947, a room was added to the southeast corner. In 1948, an addition was constructed on the northeast corner. These additions were completed by Meem's firm. A final historic addition was added at the far north end in 1957.

Further additions occurred between 1967 and 1970. The non-historic additions included the infill of the central recess created by the original front projecting wings and two small room additions, one to the south of the front center infill and one at the rear between the original 1928 restrooms and the north 1948 addition. Some historic wood windows have been removed and replaced with wall infill or non-historic aluminum windows. All additions are sensitive to the character and style of the original building.



The building was placed on the New Mexico State Register of Cultural Properties on December 7, 2007. On August 26, 2008, the Board designated the building as contributing to the Downtown & Eastside Historic District, but primary elevations were not designated.

The applicant requests that the Board designate the primary elevations at this time.

**STAFF RECOMMENDATION:**

Staff recommends that all historic massing with elevations facing east and north regardless of window alterations be designated as primary.

Using the slides Mr. Rasch went through the changes at the times noted. Three of the changes were non historic.

Ms. Mather noted that when they were there they looked at the west elevation it had a complete bank of double hung windows unlike the east elevation. She asked if there was some reason he excluded that (in considering primary elevations).

Mr. Rasch said he was looking at massing and footprint and that the massing didn't reveal the campaign but agreed there were more historic windows on the west. He urged the Board to try not to designate all of them as primary.

Dr. Kantner asked what led him to recommend the north elevation as primary.

Mr. Rasch talked about the north-south axis and the north had a better end to that axis.

Mr. Acton said the east elevation would include the 1957 addition, two walls of which had no windows. The motion should take into account future remodeling to the building. Mr. Rasch agreed.

Chair Woods added that the Board could specify portions of façades.

Present and sworn was Ms. Shirley McDougall who didn't have an opinion on which should be primary.

She said the only things she and Mr. Rasch talked about was the due diligence in representing its historic designation while they had it on the market. They had talked about removing some of the additions.

Mr. Acton said the Board didn't respond well to anticipatory demolition. He thought that was in the context of a proposal for the property. That had that come up with St. Catherine's with the 3 casitas. So he suggested that should be couched in a development proposal.

Chair Woods asked Mr. Rasch to speak to the code.

Mr. Rasch said it was somewhat aside from primary elevation designation but the City Code recognized that buildings did change over time. Anything before 1962 (over 50 years old) would be historic



and removal would require an exception.

Ms. McDougall asked if he could make clear what could be altered and what could not.

Mr. Rasch explained that once assigned, on primary elevations historic materials were to be preserved so if primary, the double hung windows on that elevation would have to be retained but non-historic windows could be replaced.

Chair Woods added that exceptions could also be requested. The code wouldn't allow addition less than 10' back or an addition size more than 50% of the historic square footage.

Mr. Acton pointed out that John Gaw Meem would have to ask for exceptions if he came today.

There were no speakers from the public regarding this case.

**Mr. Katz moved in Case #H-08-096 to designate the east and west facades as primary with the exception of the non-historic portions and non-historic windows. Dr. Kantner seconded the motion.**

Mr. Acton offered to not include the east elevation of the 1957 addition.

**Mr. Katz clarified the motion was not including the portion of the east elevation of 1957.**

Ms. Rios thought Mr. Rasch's explanation of the north elevation was reasonable. She asked for a friendly amendment that it be primary.

**Mr. Katz accepted the friendly amendment to include the north elevation but that the set back on the north should be excluded. (The part not north of the 1957 addition.)**

**The motion as amended and clarified passed by unanimous voice vote.**

Chair Woods suggested Ms. McDougall meet with Mr. Rasch for further clarification.

6. **Case #H-10-117B** 62 Lincoln Avenue. Downtown and Eastside Historic District. Lloyd & Associate Architects, agent for Jennifer Lind, owner, proposes to install light poles in the parking lot and an exception to have rooftop mechanical equipment that is publicly visible (Section 14-5.2(D)(3)(b)). (David Rasch)

Mr. Rasch presented the staff report for this case as follows:

#### **BACKGROUND & SUMMARY:**

62 Lincoln Avenue, previously known as El Oñate Theater (the Cassell Building) and now known as the First National Bank, was originally constructed in 1920 in the Spanish-Pueblo Revival style with a remodel in 1954. The building is listed as contributing to the Downtown & Eastside Historic District with the east and



City of Santa Fe  
Historic Design Review Board  
Findings of Fact and Conclusions of Law

Case #H-08-096

Address – 1150 Canyon Road

Owner/Applicant's Name – New Mexico Board of Education

Agent's Name – Shirley McDougall

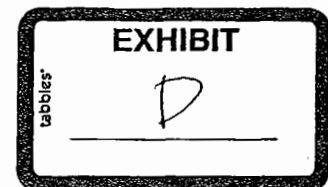
THIS MATTER came before the Historic Design Review Board (Board) for hearing on February 28, 2012 upon the application (Application) of Shirley McDougall, as agent for New Mexico Board of Education, owner.

1150 Canyon Road, known as Manderfield Elementary School, was originally constructed with hollow clay tile in the Territorial Revival style by John Gaw Meem in 1927 with approximately 3,000 square feet. The building was designed for future expansion along a north-south hall axis. The building features a flat roof with brick coping at the parapets and windowsills, earth-toned stuccoed walls, and white-painted window and door trim.

The 1984 Historic Building Inventory (HBI) recommends non-contributing historic status for the structure due to lack of historic date of construction at that time. The form notes moderate remodeling from changes to windows at the southeast corner and 1947 additions by Meem. The 2005 HBI recommends contributing historic status and further describes the historic building as an important prototype for other schools along with the note that original wood double-hung windows are retained on the west elevation. Alterations are listed by Meem at 1943 and 1947 and include aluminum windows. The recent 2007 State Register Nomination goes into much more of the building's history and its alterations. The original massing included an inset entry portal with projecting classroom blocks flanking the entrance on the north and south sides. Seven additions have been added to the original building. In 1943, additions were constructed on the south end. In 1947, a room was added to the southeast corner. In 1948, an addition was constructed on the northeast corner. These additions were completed by Meem's firm. A final historic addition was added at the far north end in 1957. Further additions occurred between 1967 and 1970. The non-historic additions included the infill of the central recess created by the original front projecting wings and two small room additions, one to the south of the front center infill and one at the rear between the original 1928 restrooms and the north 1948 addition. Some historic wood windows have been removed and replaced with wall infill or non-historic aluminum windows. All additions are sensitive to the character and style of the original building.

The building was placed on the New Mexico State Register of Cultural Properties on December 7, 2007. On August 26, 2008, the Board designated the building as contributing to the Downtown & Eastside Historic District, but primary elevations were not designated. The Applicant requests that the Board designate the primary elevations at this time.

After conducting public hearings and having heard from the Applicant and all interested persons, the Board hereby FINDS, as follows:



FINDINGS OF FACT

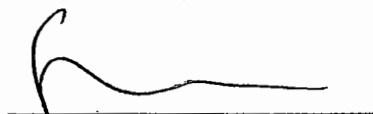
1. The Board heard testimony from staff, the Applicant, and other people interested in the Application.
2. Board staff recommended that the Board assign all historic massing with elevations facing east and north regardless of window alterations be designated as primary as complying with Section 14-5.2(C)(2).
3. The Property is located in the Downtown & Eastside Historic District and is subject to the requirements of the following sections of the Santa Fe Land Development Code: Section 14-5.2(C)(2), Designation of Status within Historic Districts.
4. The Board finds that the historic massing changes and the development along the central north-south axis of the building as reflected on the north façade merits recognition as primary elevations.

CONCLUSIONS OF LAW

Under the circumstances and given the evidence and testimony submitted during the hearing, the Board acted upon the Application as follows:

The Board concludes that all elevations facing west, all elevations facing east except the northernmost block, and the easternmost block of the north elevation shall be designated as primary excluding the three non-historic elevations or all non-historic windows., as complying with Section 14-5.2(C)(2).

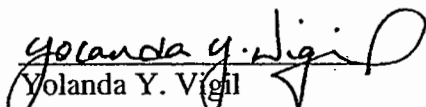
IT IS SO ORDERED ON THIS 13<sup>th</sup> DAY OF MARCH 2012 THE HISTORIC DESIGN REVIEW BOARD OF THE CITY OF SANTA FE.



Sharon Woods  
Chair


03.13.12  
Date:

FILED

  
Yolanda Y. Vigil  
City Clerk  
*rmc*

3/13/12  
Date:

APPROVED AS TO FORM

  
Kelley Brennan  
Assistant City Attorney

3/13/12  
Date:



**jenkinsgavin**  
DESIGN & DEVELOPMENT INC

April 30, 2012

Mayor David Coss & Santa Fe City Council  
200 Lincoln Avenue  
Santa Fe, NM 87501

**RE: Manderfield School HDRB Appeal (Case #H-08-096)**

Dear Honorable Mayor and City Councilors:

This letter is respectfully submitted on behalf of the New Mexico Board of Education to summarize the basis for our appeal of the decision in the above named case, heard before the Historic District Review Board ("HDRB") on February 28, 2012. The hearing was held to assign primary elevations for the Manderfield School, a contributing building. David Rasch, Planner Supervisor, recommended that a portion of the east and north façades be designated as primary. However, the HDRB went against his recommendation and also assigned portions of the west elevation as primary.

The reasoning cited by the HDRB for including the west elevation as primary relates to the presence of wood double-hung windows on that façade. However, these same windows are also present on the east and north façades (see attached photos). Therefore, these windows are not an architectural feature unique to the west elevation, necessitating a primary designation. Since the east and north facades are also primary, these wood window features will be preserved.

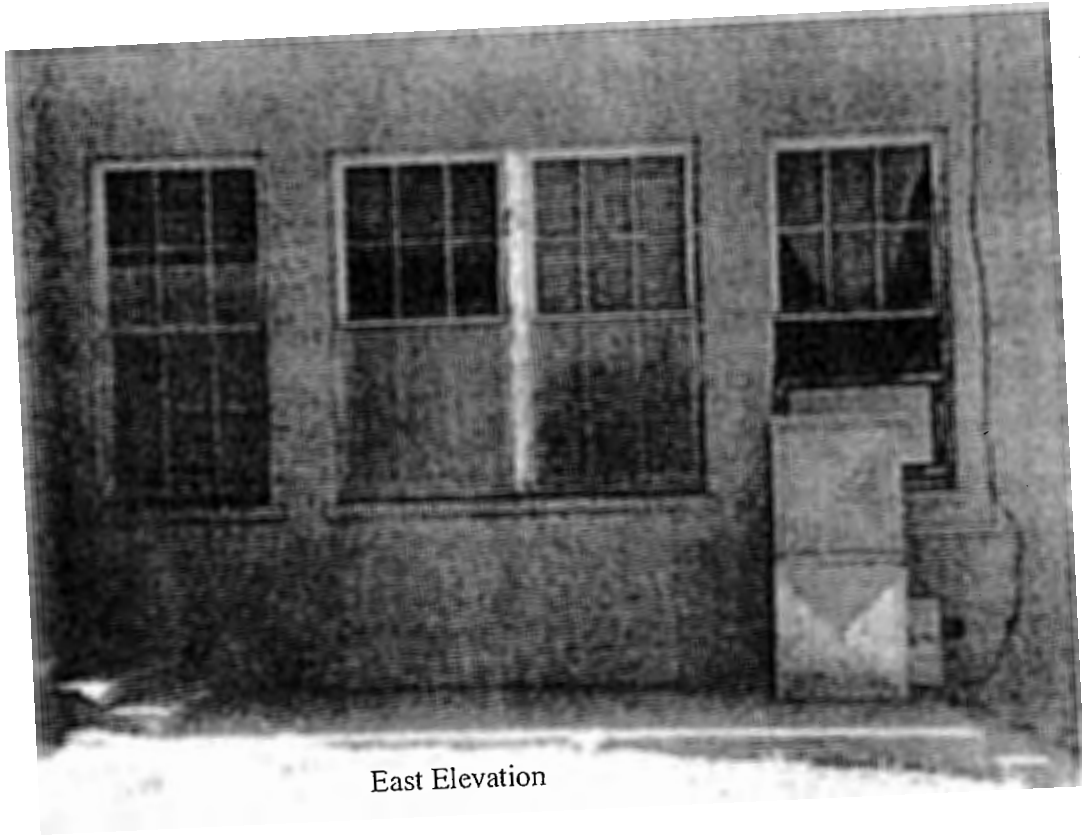
Per City of Santa Fe Land Development Code §14-5.2(D)(2)(c), "Additions are not permitted to primary façades." The HDRB's designation renders the Manderfield School unfit for adaptive reuse, which is essential for allowing the structure to evolve as a historic building. The property is currently on the market in an effort to attract a buyer who will invest in the rehabilitation and improvement of the property, which is falling into disrepair. Successful historic preservation cannot occur without adaptive reuse and the ability to attract critical investment. We are at risk of losing the opportunity for the School to evolve and once again become an important, vibrant part of the neighborhood fabric. Thank you for your consideration.

Sincerely,

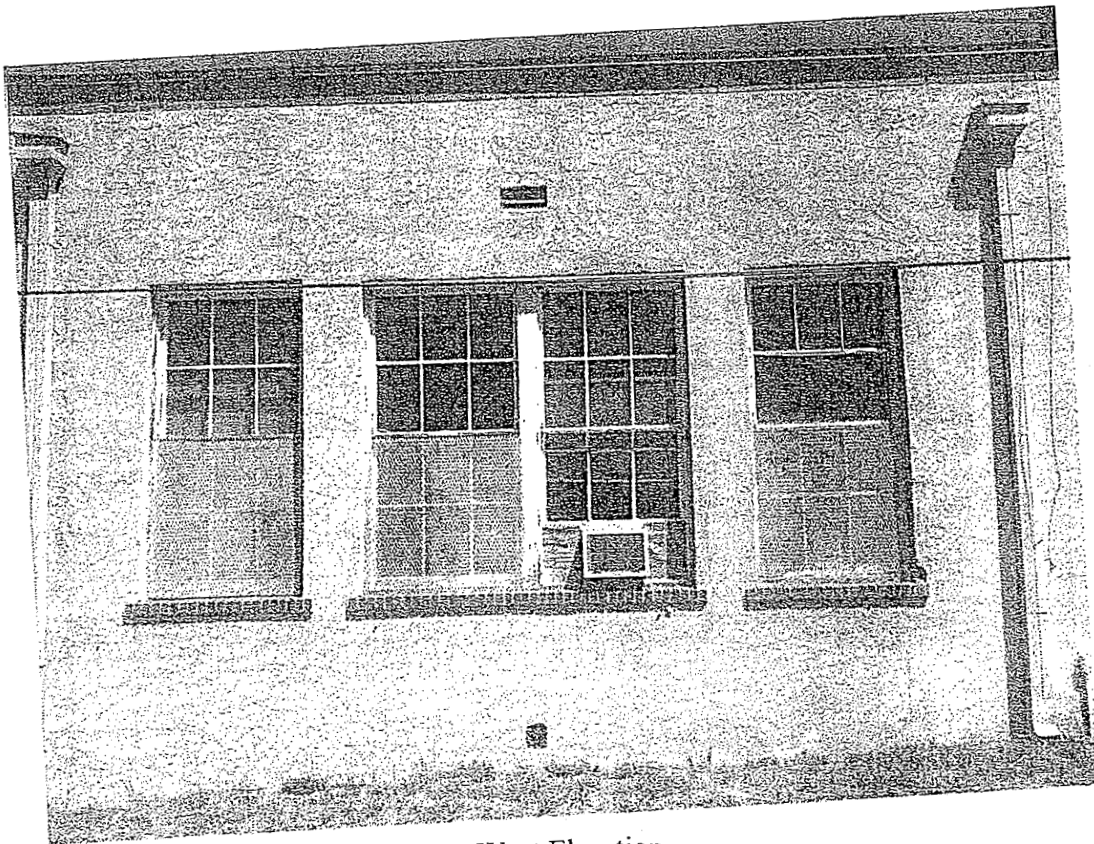
**JENKINSGAVIN DESIGN & DEVELOPMENT, INC.**

Jennifer Jenkins

Colleen C. Gavin, AIA



East Elevation



West Elevation

EXHIBIT 11/24

CANYON





west facades

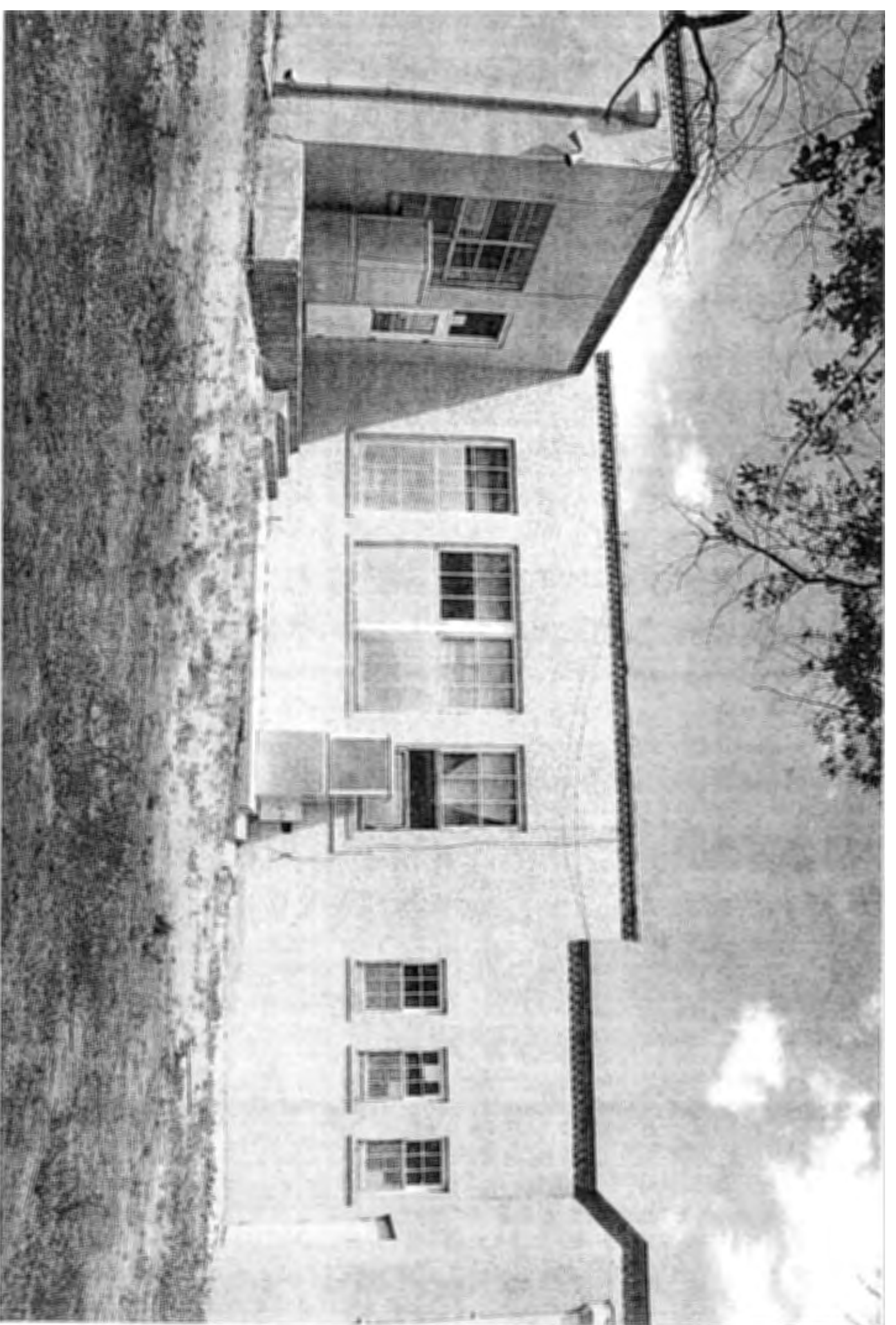
from Canyon Rd.

EXHIBIT "111"

EXHIBIT "111"

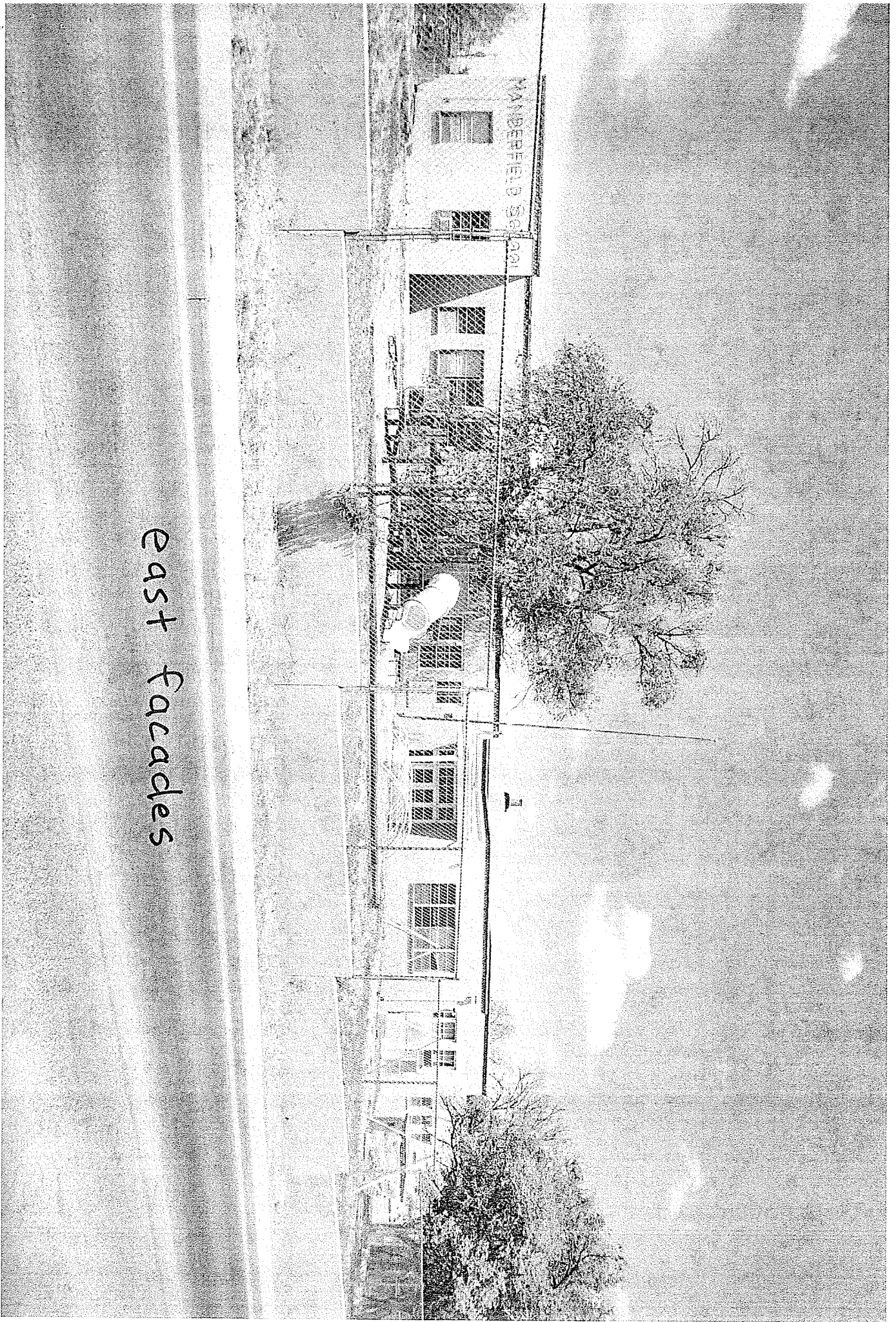


*north end detail of east facades*





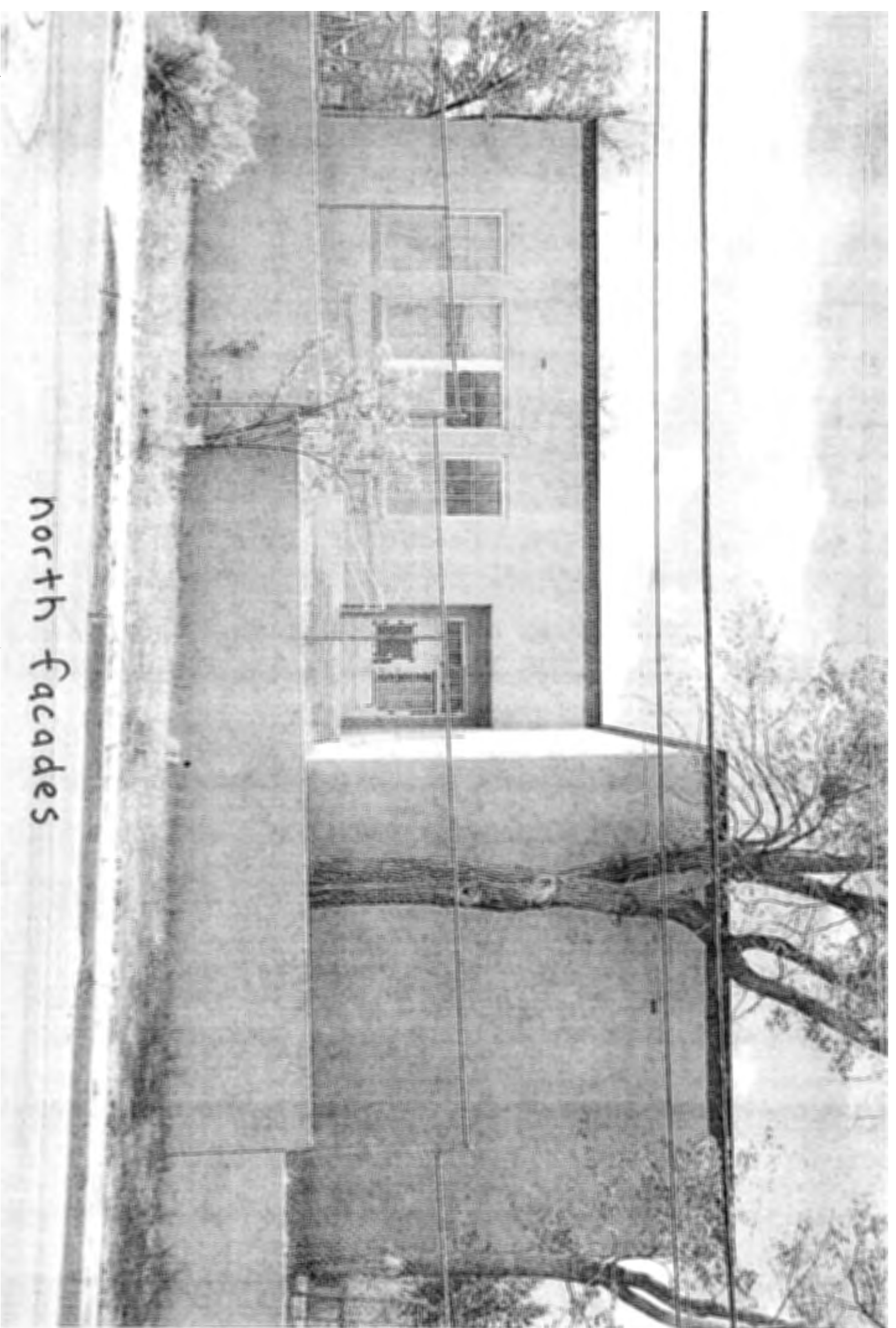
east facades





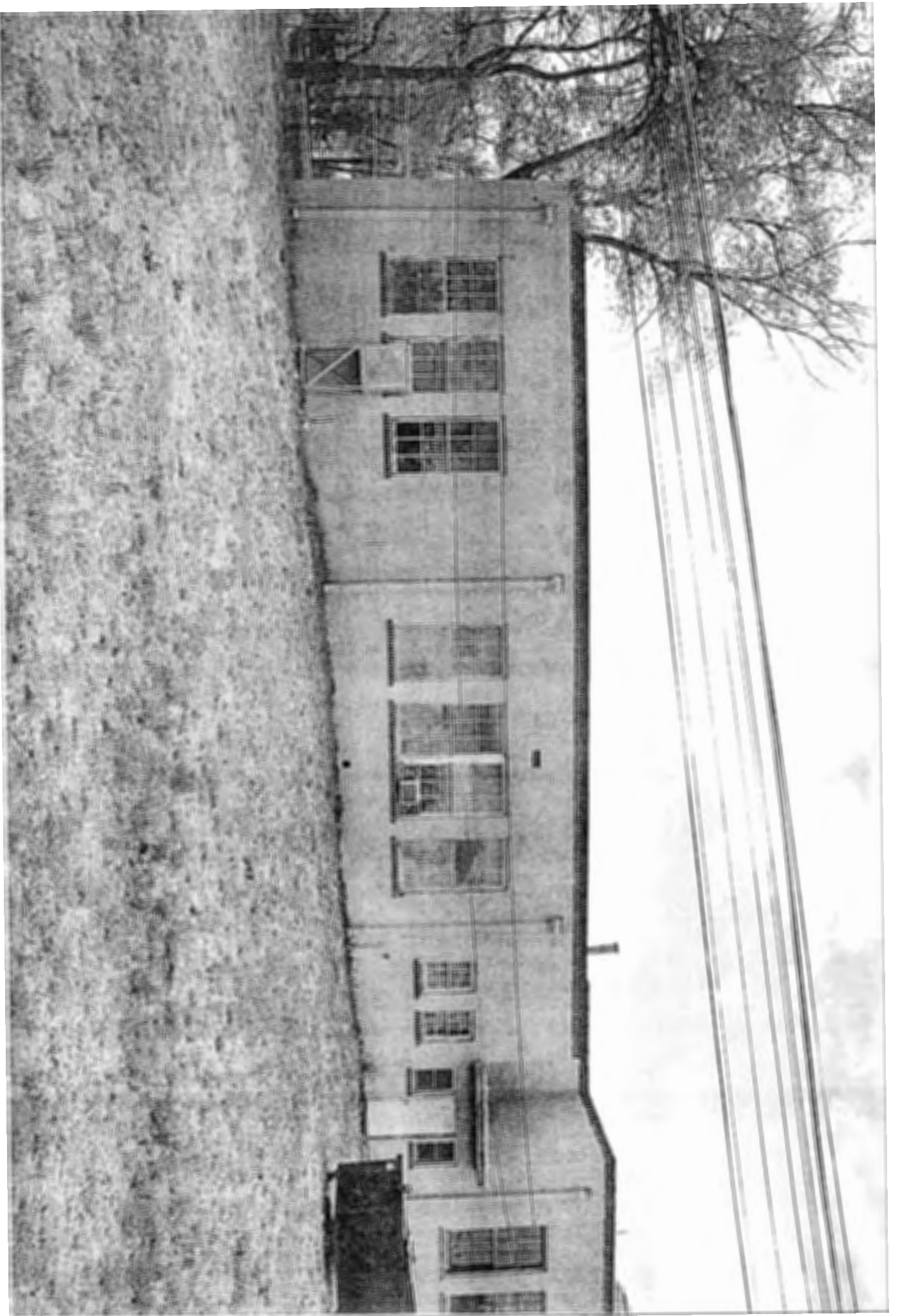
east facades





north facades

*north end detail of west facades*





South facades

