



Agenda REGULAR MEETING OF  
THE GOVERNING BODY  
JUNE 27, 2012  
CITY COUNCIL CHAMBERS

AMENDED – ITEM #H-1 and H-4

AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 6-23-12 TIME 11:50am

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 – June 13, 2012
9. PRESENTATIONS
  - a) Santa Fe Regional Juvenile Justice Board. (Deacon Anthony Trujillo and Tommy Rodriguez)
10. CONSENT CALENDAR
  - a) Bid No. 12/19/B – McClure Reservoir Stream Gage Construction Project and Agreement Between Owner and Contractor; Padilla Industries, Inc. (Dale Lyons)
  - b) Request for Approval of Lease Agreement – Terminal Building Office, Counter and Floor Space at Santa Fe Municipal Airport; American Airlines, Inc. (Jim Montman)
  - c) Request for Approval of Amendment No. 4 to Professional Services Agreement – Implementation of the Following Task Orders for Santa Fe Municipal Airport; Molzen-Corbin & Associates, Inc. (Jim Montman)
    - 1) Task Order No. 49 Taxiway A Phase II Reconstruction Design Only
    - 2) Task Order No. 50 Taxiway H Design
    - 3) Task Order No. 51 Airport Sweeper Purchase Assistance
    - 4) Task Order No. 52 Construction Observation and Testing Services
    - 5) Task Order No. 53 Taxiway A Phase II Bidding and Construction Administration Services



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- d) Request for Approval of Procurement Under State Price Agreements – 2012 Pavement Resurfacing Projects for Streets & Drainage Maintenance Division. (David Catanach)
  - 1) Pavement Resurfacing; EMCO/Associated Asphalt & Materials
  - 2) Cold Millings; Albuquerque Asphalt
- e) Request for Approval of Procurement Under State Price Agreement – Base Course Material for Unpaved Roadways for Streets & Drainage Maintenance Division; EMCO/Associated Asphalt & Materials. (David Catanach)
- f) Request for Approval of Sole Source Procurement and Professional Services Agreement – Shelter Stray Animals Retrieved by City of Santa Fe Animal Services Officers; Santa Fe Animal Shelter. (Police Chief Raymond Rael)
- g) Request for Approval of Support Services Agreements – Land Use, Police and Fire Software Support Services; SunGard Public Sector, Inc. (Caryn Fiorina)
- h) Request for Approval of Memorandums of Understanding – Master Meter Installation in the City Water Distribution System and County Wastewater Collection System Discharging into the City Wastewater Collection and Treatment System; Santa Fe County and Stacy Community Property Trust. (Brian Snyder and Marcos Martinez)
- i) Request for Approval of Amendment No. 3 to Professional Services Agreement – Emergency Repair Services for Operations and Maintenance for City of Santa Fe; Alpha Southwest, Inc. (Michael Gonzales and Bill Huey)
- j) Request for Approval of Sole Source Procurement and Professional Services Agreement – Water Meter Calibration Services for Water Division; Great Southwest Meters. (Michael Gonzales)
- k) Request for Approval of Amendment No. 2 to Professional Services Agreement – Security Services at City of Santa Fe Water Facilities; Chavez Security, Inc. (Michael Gonzales and Bill Huey)



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  - m) Request for Approval of Sole Source Procurement and Professional Services Agreement – Water Utility Energy Efficiency Project and Additional Services for Municipal Watershed Management Project; Automation Electric, LLC. (Dale Lyons)
  - n) Request for Approval of Professional Services Agreement – Printing and Mailing Services of Utility Bills and Reimbursement of Postage Fees; DataPrint, LLC. (Peter Ortega)
  - o) Request for Approval of Procurement Under Federal Price Agreement – Tractors and Equipment for Marty Sanchez Links de Santa Fe; EKA, Inc. and C&M Turf Care Products of New Mexico. (Martin Lujan)
  - p) Request for Approval of Amendment No. 4 to Legal Services Agreement – Qwest v. City of Santa Fe Matters; Cuddy & McCarthy. (Kelley Brennan)
  - q) Request for Approval of Amendment No. 3 to Professional Services Agreement – Public Relations Services for Santa Fe Convention and Visitors Bureau; Locas Communications, Inc. (James Bradbury)
  - r) Request for Approval of Amendment No. 2 to Professional Services Agreement – Website Services for Santa Fe Convention and Visitors Bureau; StudioX, Inc. (James Bradbury)
  - s) Request for Approval of Amendment No. 4 to Professional Services Agreement – Advertising Services for Santa Fe Convention and Visitors Bureau; TKO Advertising, Inc. (James Bradbury)
  - t) Request for Approval of Grant Awards and Agreements – Senior Services Programs for Division of Senior Services; State of New Mexico Aging and Long Term Services Department. (Melanie Montoya)
    - 1) Foster Grandparent Program
    - 2) Retired Senior Volunteer Program
    - 3) Senior Companion Program
- a) Request for Approval of Budget Increase – Grant Fund



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- u) Request for Approval of Professional Services Agreements – Affordable Housing Services for Fiscal Year 2012. (Nick Schiavo and Melisa Dailey)
  - a) Home Wise
  - b) Santa Fe Community Housing Trust
- v) Request for Approval of Grant Agreements – Department of Housing and Urban Development Fiscal Year 2012/2013. (Melisa Dailey)
  - a) Santa Fe Community Housing Trust
  - b) The Life Link/La Luz
- w) Request for Approval of Budget Increase – Emergency Procurement for Emergency Sanitary Sewer Repair Work on West Alameda Street. (Bryan Romero)
- x) Request for Reconsideration and Approval of Agreement – Implement and Support Automatic Vehicle Location System for City of Santa Fe Fleet Vehicles; Radio Satellite Integrators, Inc. (Thomas Williams)
- y) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Wurzbarger, Mayor Coss, Councilor Dominguez, Councilor Rivera, Councilor Trujillo, Councilor Dimas and Councilor Ives)  
A Resolution Directing the Office of Affordable Housing to Educate City of Santa Fe Employees Regarding the Various Housing Opportunity Programs Available for City Employees, Including the Down Payment Assistance Program, so that More City Employees Can Live Where They Work. (Nick Schiavo)
- z) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss)  
A Resolution Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project Approval to the New Mexico Finance Authority to Acquire, Construct and Improve the Market Station Condominium at the Santa Fe Railyard Project. (Judith Amer)
- aa) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss)  
A Resolution Declaring the Governing Body's Official Intent to Reimburse Itself with the Proceeds of a Future Tax-Exempt Borrowing for Capital Expenditures Paid to Acquire, Construct and Improve the Market Station Condominium at the Santa Fe Railyard Acquisition Project; Identifying the Capital Expenditures and the Funds to be Used for Such Payment; and Providing Certain Other Matters in Connection Therewith. (Judith Amer)



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- bb) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss and Councilor Dimas)  
A Resolution Proclaiming a Public Safety Summer, Recognizing the City of Santa Fe Police Department's Operation "Full Court Press" and Reaching out to Northern New Mexico Communities to Collaborate, Explore and Recommend Solutions to Addictions that Lead to Criminal Activity by Establishing Law Enforcement Assisted Diversion ("Lead") Task Force. (Terrie Rodriguez)
- cc) Santa Fe Homes Program Information Update -- Resolution 2010-49, Ordinance 2011-17 and Resolution 2011-13. (Melisa Dailey)
- dd) Review of Telecommunications Advisory Committee Preliminary Report. (Sean Moody)
- ee) Action Regarding the Status of Communications with New Mexico Consolidated Construction Services, LLC and New Mexico School for the Arts and Relating to Consideration of the Purchase, Acquisition or Disposal of Real Property at St. Catherine's School Campus. (Geno Zamora and Robert Romero) (Postponed at May 30, 2012 City Council Meeting) **(Postponed to July 11, 2012 City Council Meeting).**

- 11. CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Mayor Coss and Councilor Ives)  
A Resolution Supporting the Permanent Protection of the Rio Grande Del Norte.
- 12. Request for Approval of Professional Services Agreements for Children and Youth Providers and Human Services Providers. (A. Terrie Rodriguez)

Children and Youth Providers:

- a) New Mexico Suicide Prevention
- b) Santa Fe Public Schools Adelante Program
- c) Santa Fe Public Schools Sweeney Early Intervention After School
- d) Youth Shelter and Family Services

Human Services Providers:

- a) Esperanza Shelter
- b) Food Depot
- c) La Familia Medical Center
- d) Solace Crisis Trauma Treatment Center
- e) St. Elizabeth Shelter



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13. MATTERS FROM THE CITY MANAGER
14. MATTERS FROM THE CITY ATTORNEY
15. MATTERS FROM THE CITY CLERK
16. 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
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR
- G. APPOINTMENTS
- H. PUBLIC HEARINGS:
  - 1) Request from Logros, LLC, for the following: (Yolanda Y. Vigil)
    - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at Pecos Trail Café, 2239 Old Pecos Trail Which Is Within 300 Feet of Congregation Beit Tikva, 2230 Old Pecos Trail.
    - b) If the Waiver of the 300 Foot Restriction is Granted, a Request from Logros, LLC, for a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Pecos Trail Café, 2239 Old Pecos Trail.
  - 2) Request from The Sandoval Café, LLC for a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Café Cafe, 500 Sandoval Street. (Yolanda Y. Vigil)



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- 3) Request from Joe Wade Fine Art for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing and Consumption of Wine at Joe Wade Fine Art, 102 East Water Street, Which is Within 300 Feet of The Church of Antioch at Santa Fe, 207 Old Santa Fe Trail. The Request is for the Following Events: (Yolanda Y. Vigil)
  - a) July 6, 2012 (5:00 p.m. to 7:00 p.m.) John Oteri Solo Exhibition
  - b) August 17, 2012 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show
  - c) August 31, 2012 (5:00 p.m. to 7:00 p.m.) Roger Williams Solo Exhibition
- 4) CONSIDERATION OF RESOLUTION NO. 2012-\_\_\_\_. (Councilor Ives and Councilor Wurzbarger)  
A Resolution Directing City Traffic Engineering Staff to Implement, on a One-Year Trial Basis, One-Way Traffic on Canyon Road Eastbound from Paseo de Peralta to Delgado Street. (John Romero) **(Postponed to July 11, 2012 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.**

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CITY CLERK'S OFFICE

DATE 6-22-12 TIME 4:10 pm

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b)	August 17, 2012 (5:00 p.m. to 7:00 p.m.)	Annual Indian Market Show
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**MINUTES OF THE  
REGULAR MEETING OF THE  
GOVERNING BODY  
Santa Fe, New Mexico  
June 27, 2012**

**AFTERNOON SESSION**

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Councilor Rebecca Wurzbarger, Mayor Pro-Tem, on Wednesday, June 27, 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**

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

**Members Excused**

Mayor David Coss  
Councilor Christopher M. Rivera

**Others Attending**

Robert Romero, City Manager  
Geno Zamora, City Attorney  
Yolanda Y. Vigil, City Clerk  
Melessia Helberg, Council Stenographer

**6. APPROVAL OF AGENDA**

Mr. Romero said staff would like to postpone Item 10(n) to the next meeting of the City Council on July 11, 2012.

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

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

**7. APPROVAL OF CONSENT CALENDAR**

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

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

**For:** Councilor Calvert, Councilor Dominguez, Councilor Dimas, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Absent for the vote:** Councilor Bushee.

A copy of Proposed Amendment(s) to Resolution No. 2012-66 (Public Safety Summer; Operation Full Court Press; LEAD Task Force), regarding Item 10(bb) is incorporated herewith to these minutes as Exhibit "1."

A copy of *Telecommunications Advisory Committee Preliminary Report to the Santa Fe City Council, June 2012*, is incorporated herewith to these minutes as Exhibit "2."

- a) **BID NO. 12/19/B – McCLURE RESERVOIR STREAM GAGE CONSTRUCTION PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; PADILLA INDUSTRIES, INC. (DALE LYONS)**
- b) **REQUEST FOR APPROVAL OF LEASE AGREEMENT – TERMINAL BUILDING OFFICE, COUNTER AND FLOOR SPACE AT SANTA FE MUNICIPAL AIRPORT; AMERICAN AIRLINES, INC. (JIM MONTMAN)**
- c) **REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – IMPLEMENTATION OF THE FOLLOWING TASK ORDERS FOR SANTA FE MUNICIPAL AIRPORT; MOLZEN-CORBIN & ASSOCIATES, INC. (JIM MONTMAN)**
  - 1) **TASK ORDER NO. 49 TAXIWAY A PHASE II RECONSTRUCTION DESIGN ONLY.**
  - 2) **TASK ORDER NO. 50 TAXIWAY H DESIGN.**
  - 3) **TASK ORDER NO. 51 AIRPORT SWEEPER PURCHASE ASSISTANCE.**
  - 4) **TASK ORDER NO. 52 CONSTRUCTION OBSERVATION AND TESTING SERVICES.**
  - 5) **TASK ORDER NO. 53 TAXIWAY A PHASE II BIDDING AND CONSTRUCTION ADMINISTRATION SERVICES.**



- d) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENTS – 2012 PAVEMENT RESURFACING PROJECTS FOR STREETS & DRAINAGE MAINTENANCE DIVISION. (DAVID CATANACH)**
  - 1) **PAVEMENT RESURFACING; EMCO/ASSOCIATED ASPHALT & MATERIALS.**
  - 2) **COLD MILLINGS; ALBUQUERQUE ASPHALT.**
- e) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – BASE COURSE MATERIAL FOR UNPAVED ROADWAYS FOR STREETS & DRAINAGE MAINTENANCE DIVISION; EMCO/ASSOCIATED ASPHALT & MATERIALS. (DAVID CATANACH)**
- f) **REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – SHELTER STRAY ANIMALS RETRIEVED BY CITY OF SANTA FE ANIMAL SERVICES OFFICERS; SANTA FE ANIMAL SHELTER. (POLICE CHIEF RAYMOND RAE)**
- g) **REQUEST FOR APPROVAL OF SUPPORT SERVICES AGREEMENTS – LAND USE, POLICE AND FIRE SOFTWARE SUPPORT SERVICES; SUNGARD PUBLIC SECTOR, INC. (CARYN FIORINA)**
- h) **REQUEST FOR APPROVAL OF MEMORANDUMS OF UNDERSTANDING – MASTER METER INSTALLATION IN THE CITY WATER DISTRIBUTION SYSTEM AND COUNTY WASTEWATER COLLECTION SYSTEM DISCHARGING INTO THE CITY WASTEWATER COLLECTION AND TREATMENT SYSTEM; SANTA FE COUNTY AND STACY COMMUNITY PROPERTY TRUST. (BRIAN SNYDER AND MARCOS MARTINEZ)**
- i) **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – EMERGENCY REPAIR SERVICES FOR OPERATIONS AND MAINTENANCE FOR CITY OF SANTA FE; ALPHA SOUTHWEST, INC. (MICHAEL GONZALES AND BILL HUEY)**
- j) **REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – WATER METER CALIBRATION SERVICES FOR WATER DIVISION; GREAT SOUTHWEST METERS. (MICHAEL GONZALES)**
- k) **REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES AT CITY OF SANTA FE WATER FACILITIES; CHAVEZ SECURITY, INC. (MICHAEL GONZALES AND BILL HUEY)**
- l) **REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – CITY WIDE WATER UTILITY CONSTRUCTION & REPAIR PROJECTS FOR WATER DIVISION; SUB SURFACE CONTRACTING, INC. (BILL HUEY)**

- m) REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – WATER UTILITY ENERGY EFFICIENCY PROJECT AND ADDITIONAL SERVICES FOR MUNICIPAL WATERSHED MANAGEMENT PROJECT; AUTOMATION ELECTRIC, LLC. (DALE LYONS)
- n) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – PRINTING AND MAILING SERVICES OF UTILITY BILLS AND REIMBURSEMENT OF POSTAGE FEES; DATAPRINT, LLC. (PETER ORTEGA) THIS ITEM IS POSTPONED TO THE COUNCIL MEETING OF JULY 11, 2012.
- o) REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – TRACTORS AND EQUIPMENT FOR MARTY SANCHEZ LINKS DE SANTA FE; EKA, INC. AND C&M TURF CARE PRODUCTS OF NEW MEXICO. (MARTIN LUJAN)
- p) *[Removed for discussion by Councilor Ives]*
- q) REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT – PUBLIC RELATIONS SERVICES FOR SANTA FE CONVENTION AND VISITORS BUREAU; LOCAS COMMUNICATIONS, INC. (JAMES BRADBURY)
- r) REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – WEBSITE SERVICES FOR SANTA FE CONVENTION AND VISITORS BUREAU; STUDIOX, INC. (JAMES BRADBURY)
- s) REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – ADVERTISING SERVICES FOR SANTA FE CONVENTION AND VISITORS BUREAU; TKO ADVERTISING, INC. (JAMES BRADBURY)
- t) REQUEST FOR APPROVAL OF GRANT AWARDS AND AGREEMENTS – SENIOR SERVICES PROGRAMS FOR DIVISION OF SENIOR SERVICES; STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT. (MELANIE MONTOYA)
  - 1) FOSTER GRANDPARENT PROGRAM.
  - 2) RETIRED SENIOR VOLUNTEER PROGRAM.
  - 3) SENIOR COMPANION PROGRAM.
    - a) REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.
- u) REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS – AFFORDABLE HOUSING SERVICES FOR FISCAL YEAR 2012. (NICK SCHIAVO AND MELISA DAILEY)
  - a. HOME WISE
  - b) SANTA FE COMMUNITY HOUSING TRUST.

- v) **REQUEST FOR APPROVAL OF GRANT AGREEMENTS – DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FISCAL YEAR 2012/2013. (MELISA DAILEY)**
  - a) **SANTA FE COMMUNITY HOUSING TRUST.**
  - b) **THE LIEF LINK/LA LUZ**
- w) **REQUEST FOR APPROVAL OF BUDGET INCREASE – EMERGENCY PROCUREMENT FOR EMERGENCY SANITARY SEWER REPAIR WORK ON WEST ALAMEDA STREET. (BRYAN ROMERO)**
- x) **REQUEST FOR RECONSIDERATION AND APPROVAL OF AGREEMENT – IMPLEMENT AND SUPPORT AUTOMATIC VEHICLE LOCATION SYSTEM FOR CITY OF SANTA FE FLEET VEHICLES; RADIO SATELLITE INTEGRATORS, INC. (THOMAS WILLIAMS)**
- y) **CONSIDERATION OF RESOLUTION NO. 2012-63 (COUNCILOR WURZBURGER, MAYOR COSS, COUNCILOR DOMINGUEZ, COUNCILOR RIVERA, COUNCILOR TRUJILLO, COUNCILOR DIMAS AND COUNCILOR IVES). A RESOLUTION DIRECTING THE OFFICE OF AFFORDABLE HOUSING TO EDUCATE CITY OF SANTA FE EMPLOYEES REGARDING THE VARIOUS HOUSING OPPORTUNITY PROGRAMS AVAILABLE FOR CITY EMPLOYEES, INCLUDING THE DOWN PAYMENT ASSISTANCE PROGRAM, SO THAT MORE CITY EMPLOYEES CAN LIVE WHERE THEY WORK. (NICK SCHIAVO)**
- z) **CONSIDERATION OF RESOLUTION NO. 2012-64 (MAYOR COSS). A RESOLUTION AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO FINANCE AUTHORITY TO ACQUIRE, CONSTRUCT AND IMPROVE THE MARKET STATION CONDOMINIUM AT THE SANTA FE RAILYARD PROJECT. (JUDITH AMER)**
- aa) **CONSIDERATION OF RESOLUTION NO. 2012-65 (MAYOR COSS). A RESOLUTION DECLARING THE GOVERNING BODY'S OFFICIAL INTENT TO REIMBURSE ITSELF WITH THE PROCEEDS OF A FUTURE TAX-EXEMPT BORROWING FOR CAPITAL EXPENDITURES PAID TO ACQUIRE, CONSTRUCT AND IMPROVE THE MARKET STATION CONDOMINIUM AT THE SANTA FE RAILYARD ACQUISITION PROJECT; IDENTIFYING THE CAPITAL EXPENDITURES AND THE FUNDS TO BE USED FOR SUCH A PAYMENT; AND PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH. (JUDITH AMER)**

- bb) **CONSIDERATION OF RESOLUTION NO. 2012-66 (MAYOR COSS AND COUNCILOR DIMAS). A RESOLUTION PROCLAIMING A PUBLIC SAFETY SUMMER, RECOGNIZING THE CITY OF SANTA FE POLICE DEPARTMENT'S OPERATION "FULL COURT PRESS," AND REACHING OUT TO NORTHERN NEW MEXICO COMMUNITIES TO COLLABORATE, EXPLORE AND RECOMMEND SOLUTIONS TO ADDICTIONS THAT LEAD TO CRIMINAL ACTIVITY BY ESTABLISHING LAW ENFORCEMENT ASSISTED DIVERSION ("LEAD") TASK FORCE. (TERRIE RODRIGUEZ)**
- cc) **SANTA FE HOMES PROGRAM INFORMATION UPDATE – RESOLUTION 2010-49, ORDINANCE 2011-17 AND RESOLUTION 2011-13. (MELISA DAILEY)**
- dd) **REVIEW OF TELECOMMUNICATIONS ADVISORY COMMITTEE PRELIMINARY REPORT. (SEAN MOODY)**
- ee) **ACTION REGARDING THE STATUS OF COMMUNICATIONS WITH NEW MEXICO CONSOLIDATED CONSTRUCTION SERVICES, LLC, AND NEW MEXICO SCHOOL FOR THE ARTS AND RELATING TO CONSIDERATION OF THE PURCHASE, ACQUISITION OR DISPOSAL OF REAL PROPERTY AT ST. CATHERINE'S SCHOOL CAMPUS. (GENO ZAMORA AND ROBERT ROMERO). (Postponed at May 30, 2012 City Council Meeting). (Postponed to July 11, 2012 City Council Meeting)**

#### **8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – JUNE 13, 2012**

**MOTION:** Councilor Trujillo moved, seconded by Councilor Dominguez, to approve the minutes of the Regular City Council meeting of June 13, 2012, as presented.

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

#### **9. PRESENTATIONS**

- a) **SANTA FE REGIONAL JUVENILE JUSTICE BOARD. (DEACON ANTHONY TRUJILLO AND TOMMY RODRIGUEZ.**

*A copy of Santa Fe Regional Juvenile Justice Board Presentation to Santa Fe City Council, June 24, 2012, is incorporated herewith to these minutes as Exhibit "3."*

Jack Ortega, consultant, said Deacon Trujillo was caught up in traffic and has been delayed.

Mr. Ortega presented the information in Exhibit "3." Please see Exhibit "3" for specifics of this presentation.

*Deacon Trujillo arrived at the meeting during this presentation*

Deacon Trujillo thanked the Council for the opportunity to speak to the Governing Body, noting this Board has been existence for 11 years, which was sanctioned in 2001 to function as a juvenile justice planning and coordinating Committee. Deacon Trujillo presented information from Exhibit "3."

Deacon Trujillo said this Board has brought more than \$2 million in funding to this community through the various programs, noting the latest program is Family Youth Resource Advocate at one of the public schools [FYRA]. He said regardless of where youth come from, if given an opportunity they can succeed. He offered to meet with the Governing Body individually or in groups to answer their questions, and to let you know what this Board does. He said federal funding is gone and State funding is dwindling, and they are looking for other funding sources to continue the work of the Board.

Councilor Dimas said he invited the Board to speak to the Governing Body today, noting he is very impressed with the job this group does in the community, especially for the youth, with special thanks to Richard DeMella. He said he is proud to be a member of this Board, and looks forward to working on behalf of youth in the future.

Councilor Dominguez said he served on Board and wasn't as active as he would like. He said it is important for the Governing Body to support the Board and participate whenever possible. He did participate in two of the retreats. He is interested in resolving issues of delinquency and truancy in the schools, especially truancy.

Councilor Ives thanked Councilor Dimas for inviting them to make this presentation, and commented on the significance of the work being done by this Board in the community, which he appreciates very much. He hopes the Board will share its various reports with the Council, which have statistics which demonstrate the good work of this Board, especially in the Public Schools. He said he is happy to meet with the Board whenever they would like.

Mayor Pro-Tem Wurzbarger said her original grant after College was an OJJDP grant, working with kids in juvenile detention, commenting she has always had a soft spot for this effort. She said she is interested in reducing the siloing of programs for youth. She would like to sit with the Board to see if there are strategies we could develop as a Council to look across the areas to keep the good work of this Board going forward.

#### **CONSENT CALENDAR DISCUSSION**

#### **10 (p) REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO LEGAL SERVICES AGREEMENT – QWEST V. CITY OF SANTA FE MATTERS; CUDDY & McCARTHY. (KELLEY BRENNAN)**

Councilor Ives said he pulled this item to recuse himself from participation on this Item because his wife works for this law firm, and left the Council chambers.

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

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

**For:** Councilor Calvert, Councilor Dominguez, Councilor Dimas, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Recused:** Councilor Ives

**Absent for the vote:** Councilor Bushee

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**END OF CONSENT CALENDAR DISCUSSION**

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**11. CONSIDERATION OF RESOLUTION NO. 2012-67 (MAYOR COSS AND COUNCILOR IVES). A RESOLUTION SUPPORTING THE PERMANENT PROTECTION OF THE RIO GRANDE DEL NORTE.**

Councilor Ives said the Rio Grande del Norte is a wilderness area which was designated for wilderness protection by Senator Bingaman, and is designed to protect wilderness areas in Santa Fe, Taos and Rio Arriba Counties, and spoke about the beauty of the land which is to be protected.

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

Councilors Calvert, Wurzbarger, Dimas, Dominguez, Ives and Trujillo asked to be added as sponsors of the bill.

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

**For:** Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Absent for the vote:** Councilor Bushee.

**12. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS FOR CHILDREN AND YOUTH PROVIDERS AND HUMAN SERVICES PROVIDERS. (A. TERRIE RODRIGUEZ)**

**CHILDREN AND YOUTH PROVIDERS:**

- a) NEW MEXICO SUICIDE PREVENTION
- b) SANTA FE PUBLIC SCHOOLS ADELANTE PROGRAM
- c) SANTA FE PUBLIC SCHOOLS SWEENEY EARLY INTERVENTION AFTER SCHOOL
- d) YOUTH SHELTER AND FAMILY SERVICES

**HUMAN SERVICES PROVIDERS:**

- a) ESPERANZA SHELTER
- b) FOOD DEPOT
- c) LA FAMILIA MEDICAL CENTER
- d) SOLACE CRISIS TRAUMA TREATMENT CENTER
- e) ST. ELIZABETH SHELTER

Mr. Zamora said, "Just for clarification. These items were already considered and approved through the budget process in the Finance Committee. But out of an abundance of caution, the City Attorney's Office asked that they come in for approval, because you are actually approving the legal documents that are the contracts, and those are what are included in your packet."

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

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

**For:** Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Absent for the vote:** Councilor Bushee.

Ms. Rodriguez said when she first began work on these contracts 17 years ago, a copy of the contract was included at budget. She said in the future, staff will include a copy of the contract through the budget process, and it won't be necessary to do this again.

Councilor Ives said these programs "are some of the most significant social safety-net programs within our City, so thank you for your work."

**13. MATTERS FROM THE CITY MANAGER.**

None.

**14. MATTERS FROM THE CITY ATTORNEY**

Mr. Zamora introduced Michael Matthews, who is the legal intern this year in the City Attorney's office, noting he comes to the City from the New England School of Law, commenting that Mr. Matthews is an Albuquerque native who was chosen to come back to New Mexico to learn more about local laws as well as State and federal laws. He said Mr. Matthews has done an incredible job for the City on constitutional, land use and water issues.

Mr. Matthews greeted the Governing Body.

**15. MATTERS FROM THE CITY CLERK**

None.

**16. 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 June 27, 2012, is incorporated herewith to these minutes as Exhibit "4."

*Councilor Bushee arrived at the meeting*

**Councilor Dimas**

Councilor Dimas said he has no communications.

**Councilor Dominguez**

Councilor Dominguez said he has no communications.

**Councilor Trujillo**

Councilor Trujillo said last Thursday, he and his wife celebrated 15 years of marriage, and he is very happy for that and wished his wife Happy Anniversary.

Councilor Trujillo asked Mr. Romero to look at trying to get businesses interested in sponsoring, for example, scoreboards throughout the City. He said we got the big one at Salvador Perez through Coca Cola and said he would like to do the same for a lot of the parks in Santa Fe, especially Ft. Marcy. He said this isn't for Fuego, but it is for the kids that play at the different City parks.



Councilor Trujillo said, with regard to the Fuego, Councilors Dimas and Wurzbarger have attended games, and there might be a chance to have something for the City workers.

Mayor Pro-Tem said either she or Councilor Trujillo will be throwing out a ball, or one of them dressing as a mascot. She said we would like to find one night where the Mayor and Council, and as many staff as possible, could show up to support the Fuego.

Councilor Trujillo said last week he was watching the game with his wife Amber, and a woman came up to him. She told him she was one of the people who fought him "tooth and nail on this." She said she and her husband have been attending games, and told him "This is probably one of the greatest things that could have happened to this community and I want to apologize to you. Although I didn't blow the horn as loud as most, I was vocal about it." He said the woman told him it was exactly like you [Trujillo] said, and nothing predicted has happened. She said there is good clean family fun at the ballpark.

Councilor Trujillo asked her to send his colleagues a letter saying this and perhaps write a letter to *The New Mexican*. He doesn't know if that will happen. It is a great story of how the Fuego has been embraced by the community.

Councilor Dimas said he and his wife attended their first Fuego game recently, which they enjoyed thoroughly. He said he didn't enjoy the "PA system which sucks." He said if we're going to have a semi-pro team in Santa Fe, we should do something to have a decent PA system where people can hear what is going on. He said the scoreboard is horrible. He said it's something we need to look into and "have a little bit of a pride in what we do, because we have other people coming from other cities visiting and going to our games and supporting their teams at our field, and I think we need just to be a little bit more proud of." He said he's sure Councilor Trujillo already is working on these things.

Councilor Trujillo said Ft. Marcy is a City park and he agrees that it should be upgraded, and there are things we can look at and have this discussion at Public Works, thanking Councilor Dimas for those words.

Mayor Pro-Tem Wurzbarger said Councilor Trujillo he should feel great about the success of he Fuegos.

### **Councilor Ives**

Councilor Ives said he and others were convinced about Councilor Trujillo's visionary leadership on the Fuego, and it has been fabulous and the experience is only going to improve.

Councilor Ives introduced the following:

- 1) A Resolution Amending and Readopting the Governing Body Procedural Rules. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "5."

Councilor Ives said he is interested in looking at the rule, procedurally, so we can get the City's work done prudently, swiftly and with respect for the City Councilors and staff and members of the public appearing before the Governing Body. He welcomes input, noting it is scheduled for the Finance Committee on July 16, 2012, and the City Council on July 25, 2012, so there is time for everyone to look at these and make recommendations.

Mayor Pro-Tem Wurzburger would like to cosponsor this Resolution.

- 2) An Ordinance amending Section 2-1.11 SFCC 1987, to authorize the Mayor to appoint a City Councilor as Parliamentarian of the Governing Body. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "6."

### **Councilor Calvert**

Councilor Calvert said the City is working on a plaque at the community gardens on Alicia between Cedar and Sicomoro. He said it is a historical plaque recognizing what that park land was used for initially, which was neighborhood baseball, and the people who donated the land to the City. He would like Mr. Romero to help with publicity to the neighborhood and the youth baseball teams. He said one of the original members of the sandlot was Mr. Tafoya who was ½ block from the park. He wants to bring this full circle and would like some of the Fuego team members to be there to interact with the youth and the neighborhood. He thinks this is a good way to preserve the history and bring things full circle.

### **Councilor Bushee**

Councilor Bushee said she has no communications, noting she has just arrived from a plane and two days of flying.

### **Mayor Pro-Tem Wurzburger**

Mayor Pro-Tem Wurzburger introduced a Resolution directing staff to energize Santa Fe tourism by preparing a process for funding and other assets to establish event attractions that will bring a new generation of travelers to Santa Fe. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "7."

**END OF AFTERNOON SESSION AT 5:45 P.M.**

## **EVENING SESSION**

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

The Evening Session was called to order by Mayor Pro-Tem Wurzbarger, at approximately 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**

Councilor Rebecca Wurzbarger, Mayor Pro-Tem  
Councilor Patti J. Bushee  
Councilor Christopher Calvert  
Councilor Dimas  
Councilor Carmichael A. Dominguez  
Councilor Ives  
Councilor Ronald S. Trujillo

#### **Members Excused**

Mayor David Coss  
Councilor Rivera

#### **Others Attending**

Robert P. Romero, City Manager  
Geno Zamora, City Attorney  
Yolanda Y. Vigil, City Clerk  
Melessia Helberg, Council Stenographer

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

**Sagemaya Dandhi, 1492 Canyon Road**, said he is here about the New Concepts Gallery. He said the Santa Fe Pick-up comes up Canyon Road. He encountered a postal worker named Edna who always parks in the Santa Fe Pick-Up parking space, in front of New Concepts Gallery. He wants to know what this Council is going to do about it. He said anyone else who parks in a no-parking zone, gets towed. He said he told this to Edna and "she thumbed her nose at me and said well you contact the Postmaster." He said this is a City Street, it is our Santa Fe Pick-up, and we want to see some action, and asked when he will know what the Council is going to do about it.

## **G. APPOINTMENTS**

### **Santa Fe Water Conservation Committee**

Mayor Pro-Tem Wurzburger, on behalf of Mayor Coss, made the following appointments to the Santa Fe Water Conservation Committee:

Lisa Randall (Educational); and  
Doug Pushard (Change to Water Quality/Water Reuse)

**MOTION:** Councilor Ives moved, seconded by Councilor Calvert, to approve these appointments.

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

### **Mayor's Youth Advisory Board**

Mayor Pro-Tem Wurzburger, on behalf of Mayor Coss, made the following appointments to the Mayor's Youth Advisory Board:

Jimmy Buchanan – to fill unexpired term ending 12/2012; and  
Austin Basham – to fill unexpired term ending 12/1012.

**MOTION:** Councilor Dimas moved, seconded by Councilor Calvert, to approve these appointments.

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

### **Library Board**

Mayor Pro-Tem Wurzburger, on behalf of Mayor Coss, made the following appointments to the Library Board:

Jari Duggan – Reappointment – term ending 07/2015; and  
Angela Matzelle – Reappointment – term ending 07/2015

**MOTION:** Councilor Calvert moved, seconded by Councilor Ives, to approve these appointments.

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

## **H. PUBLIC HEARINGS**

### **1) REQUEST FROM LOGROS, LLC, FOR THE FOLLOWING:**

- a) PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT PECOS TRAIL CAFÉ, 2239 OLD PECOS TRAIL WHICH IS WITHIN 300 FEET OF CONGREGATION BEIT TIKVA, 2230 OLD PECOS TRAIL.**
- b) IF THE WAIVER OF THE 300 FOOT RESTRICTION IS GRANTED, A REQUEST FROM LOGROS, LLC, FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT PECOS TRAIL CAFÉ, 2239 OLD PECOS TRAIL.**

The staff report was given by Yolanda Y. Vigil, City Clerk, noting there is a letter in the packet from Beit Tikva stating they have no objection to this request. She said staff recommends this business be required to comply with all City ordinances as a condition of doing business in the City.

### **Public Hearing**

There was no one speaking for or against this request.

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

**MOTION:** Councilor Ives moved, seconded by Councilor Bushee, to grant the request for a waiver of the 300 foot location restriction to allow the sale of alcoholic beverages at Pecos Trail Café, 2239 Old Pecos Trail.

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

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**MOTION:** Councilor Ives moved, seconded by Councilor Dimas, to approve the Restaurant Liquor License (Beer and Wine on-premise consumption only, to be located at Pecos Trail Café, 2239 Old Pecos Trail.

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

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**2) REQUEST FROM THE SANDOVAL CAFÉ, LLC, FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISES CONSUMPTION ONLY), TO BE LOCATED AT CAFÉ CAFÉ, 500 SANDOVAL STREET. (YOLANDA VIGIL)**

The staff report was given by Yolanda Y. Vigil, City Clerk, noting the business is not within 300 feet of a church or school. She said the City is requesting that the applicant install a gate in the patio area to totally enclosed the area, and she confirmed the gate would have to be installed with Alcohol and Gaming. She spoke with the applicants earlier and they are in agreement. The City is requiring that the applicant comply with all of the City's ordinance as a condition of doing business.

Councilor Bushee said the Sandoval Café had outdoor seating and served alcoholic beverages and asked what changed.

Ms. Vigil said they recently started doing inspections on all the licenses when they are coming before the City Council, so now the Fire Department, Land Use and herself go out and do an inspection to verify occupant loads, enclosures, anything we would be requiring. She said the previous owners may not have fallen in the time period when they were doing the inspections.

Councilor Bushee asked if it is a permanent or temporary enclosure, and is the restaurant on any kind of historic and contributing status, noting they are in the BCD DRC area.

Ms. Vigil said she doesn't know their status.

Councilor Bushee asked if it is the same as the Burrito Company and restaurants in Burro Alley where nobody had enclosures.

Ms. Vigil said this area is enclosed with a wall. However, they are coming from the restaurant and into the and then into the patio area. They're not coming from the building into the patio area. She said when you walk into the patio area it is through an archway, and that is the area that has to have the gate. She said they will be installing a swinging gate there.

Councilor Bushee asked, as a general rule, if the City will be requiring this, and if she is going to go back and try to grandfather businesses.

Ms. Vigil said as the applications are coming forward to the Council, they will be inspecting the sites, but she doesn't believe they will be going back, unless the Council would request that.

Councilor Bushee said she thinks it would look funny in Burro Alley and at the Burrito Company to have any kind of fenced-in thing.

### **Public Hearing**

There was no one speaking for or against this request.

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

**MOTION:** Councilor Dimas moved, seconded by Councilor Calvert, to approve this request with conditions as set out by staff.

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

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Absent for the vote:**

- 3) **REQUEST FROM JOE WADE FINE ART FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE DISPENSING AND CONSUMPTION OF WINE AT JOE WADE FINE ART, 102 EAST WATER STREET, WHICH IS WITHIN 300 FEET OF THE CHURCH OF ANTIOCH AT SANTA FE, 207 OLD SANTA FE TRAIL. THE REQUEST IS FOR THE FOLLOWING EVENTS: (YOLANDA Y. VIGIL)**
- a) **JULY 6, 2012 (5:00 P.M. TO 7:00 P.M.) JOHN OTERI SOLO EXHIBITION**
  - b) **AUGUST 17, 2012 (5:00 P.M. TO 7:00 P.M.) ANNUAL INDIAN MARKET SHOW**
  - c) **AUGUST 31, 20-12 (5:00 P.M. TO 7:00 P.M.) ROGER WILLIAMS SOLO EXHIBITION.**

The staff report was given by Yolanda Y. Vigil, City Clerk, noting the business is within 300 feet of the Church of Antioch. She said there is a letter in the Council packet from the Antioch Church stating they are not opposed to this request.

## **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 grant the waiver of the 300 foot location restriction and approve the dispensing and consumption of wine at Joe Wade Fine Art, 102 East Water Street, for the following events: a) July 6, 2012 (5:00 p.m. to 7:00 p.m., John Oteri Solo Exhibition; b) August 17, 2012 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show; and August 31, 2012 (5:00 p.m. to 7:00 p.m. ) Roger Williams Solo Exhibition.

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

**For:** Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Trujillo and Mayor Pro-Tem Wurzbarger.

**Against:** None.

**Absent for the vote:**

- 4) **CONSIDERATION OF RESOLUTION NO. 2012- \_\_\_\_ (COUNCILOR IVES AND COUNCILOR WURZBURGER). A RESOLUTION DIRECTING CITY TRAFFIC ENGINEERING STAFF TO IMPLEMENT, ON A ONE-YEAR TRIAL BASIS, ONE-WAY TRAFFIC ON CANYON ROAD EASTBOUND FRO PASEO DE PERALTA TO DELGADO STREET. (JOHN ROMERO) (Postponed to July 11, 2012 City Council Meeting)**

## **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 7:15 p.m.

**Approved by:**

---

**Mayor David Coss**

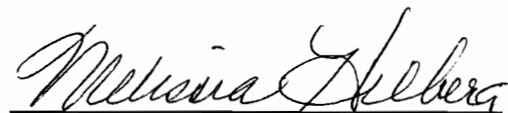


**ATTESTED TO:**

---

**Yolanda Y. Vigil, City Clerk**

**Respectfully submitted:**



---

**Melessia Helberg, Stenographer**

**CITY OF SANTA FE, NEW MEXICO**  
**PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2012-\_\_\_\_**  
**(Public Safety Summer; Operation Full Court Press; LEAD Task Force)**

**Mayor and Members of the City Council:**

**We propose the following amendment(s) to Resolution No. 2012-\_\_\_\_:**

1. On page 4, *amend* lines 5 – 9 as follows:

B. The LEAD Task Force will [~~consist~~] be comprised of representatives from the City of Santa Fe, Santa Fe County, Los Alamos County, Rio Arriba County, the City of Espanola, Santa Fe County Sheriff's Office, Rio Arriba County Sheriff's Office, the District Attorney's Office, the Public Defender's Office, local area schools, a local area medical center, the Magistrate Court and the District Court, [~~and~~] local service providers, including youth organizations and drug and alcohol treatment centers, individuals with expertise and research experience in the field of addictions, and any other stakeholders that may be determined by the Governing Body or the LEAD Task Force.

Respectfully submitted,

\_\_\_\_\_  
Staff

ADOPTED: \_\_\_\_\_

NOT ADOPTED: \_\_\_\_\_

DATE: \_\_\_\_\_

\_\_\_\_\_  
Yolanda Y. Vigil, City Clerk



Telecommunications Advisory Committee

# Preliminary Report

to the

Santa Fe City Council

June 2012

*Exhibit "2"*

# Telecommunications Advisory Committee

## 2011-2012 Membership

Rick Carlisle, Chair

Ralph Vincent, Vice Chair

Gar Clarke

Dr. Stephen Easley

Dustin Gentry

### Staff Liaison:

Sean Moody

Economic Development Division

City of Santa Fe

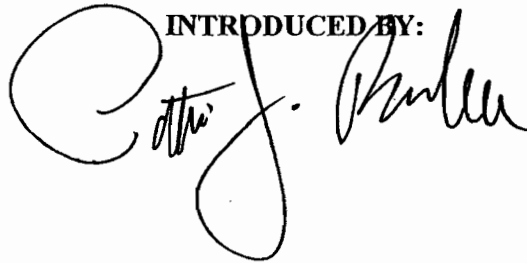
P.O. Box 909

Santa Fe, NM 87504-0909

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

2                                   **RESOLUTION NO. 2011-33**

3                                   **INTRODUCED BY:**

4                                   

5  
6  
7                                   **A RESOLUTION**

8  
9  
10                               **AMENDING RESOLUTION NO. 2010-56 IN ORDER TO RENAME THE COMMUNICATION**  
11                               **FRANCHISE ADVISORY COMMITTEE AS THE TELECOMMUNICATIONS ADVISORY**  
12                               **COMMITTEE AND TO REVISE ITS DUTIES.**  
13  
14

15                               **WHEREAS**, on June 30, 2010, the Governing Body adopted Resolution No. 2010-56  
16                               establishing the duties and membership of the Communication Franchise Advisory Committee; and

17                               **WHEREAS**, on May 25, 2011, the Governing Body adopted Ordinance No. 2011-15  
18                               amending Section 27-2.16 SFCC 1987 regarding the Communication Franchise Advisory Committee  
19                               in order to rename the committee as the Telecommunications Advisory Committee and to revise its  
20                               duties.

21                               **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
22                               **CITY OF SANTA FE** that Resolution No. 2010-56 is amended as set forth below in order to rename  
23                               the Communication Franchise Advisory Committee as the Telecommunications Advisory Committee  
24                               and to revise its duties.

25                               Section 1.       The Telecommunications Advisory Committee was established by Ordinance

1 No. 2011-15 (Section 27-2.16 SFCC 1987) to serve in an advisory capacity.

2           Section 2.       NAME: The advisory committee shall be called the Telecommunications  
3 Advisory Committee ("Committee").

4           Section 3.       PURPOSE: The purpose of the Committee is to advise, consult and  
5 work with the public to make recommendations to the Governing Body regarding a  
6 telecommunications master plan and to provide recommended amendments to Article 27-2  
7 SFCC 1987 in order to facilitate in implementation of the approved master plan.

8           Section 4.       DUTIES AND RESPONSIBILITIES: The Committee shall:

9               A.       Work with staff to develop a telecommunications baseline study that  
10 documents existing conditions and analyzes the need for telecommunications services within  
11 the city in conjunction with the efforts of the Santa Fe Regional Telecommunication  
12 Coalition;

13               B.       Review and make recommendations to the Governing Body regarding the  
14 telecommunications master plan developed by City staff working with the Santa Fe Complex,  
15 a local non-profit. The master plan shall: encourage new technology that minimizes the  
16 impacts of telecommunications facilities; address funding options; and include an  
17 implementation timeline. A preliminary report shall be presented to the Governing Body  
18 within six months of adoption of this resolution and a final report within twelve months of  
19 adoption of this resolution.

20               C.       Within six months of adoption of the master plan by the Governing Body,  
21 review and make recommendations to the Governing Body regarding amendments to Article  
22 27-2 SFCC 1987, the "Telecommunications Facilities in the Public Rights-of-Way  
23 Ordinance" in order to facilitate implementation of the master plan; and

24               D.       Advise on city policies and programs as they relate to telecommunications.

25           Section 5.       MEMBERSHIP:

1           A.       The Committee shall originally consist of five individuals solicited and  
2 appointed by the Mayor with the advice and consent of the City Council. The members of the  
3 Committee shall include individuals that have experience and knowledge that would assist  
4 the Governing Body in the preparation of a master plan related to the telecommunication  
5 needs of the City; and who are qualified by training, experience, and ability to exercise sound  
6 and practical judgment regarding the duties and responsibilities of the Committee. Members  
7 shall reside in the state of New Mexico.

8           B.       The membership of the Committee may be increased to nine individuals by  
9 the Mayor with the advice and consent of the Governing Body if it is determined that  
10 additional membership is needed to accomplish the duties and responsibilities of the  
11 Committee. An odd number of Committee members shall be maintained.

12           C.       The Mayor, with the approval of the City Council, shall appoint the initial  
13 chairperson. The chairperson shall designate the vice chairperson. The chairperson shall  
14 serve as chairperson for a period of one year. Following one year of service, the chairperson  
15 shall be elected (or reelected) by the members of the Committee.

16           D.       The chairperson may appoint sub-committees and sub-committee  
17 chairpersons as needed. Members of the sub-committee may include individuals who are not  
18 members of the Committee but who have specific experience and knowledge related to the  
19 sub-committee's purpose.

20       Section 6.       TERMS: Two of the members shall be appointed for one year terms and  
21 three shall be appointed for two year terms. Subsequent terms shall be for two years to maintain  
22 staggering of terms. If additional members are appointed, those terms shall be set to maintain  
23 staggering of terms also. There is no limitation to reappointment. The members shall serve at the  
24 pleasure of the Governing Body and may be removed at any time with or without cause.

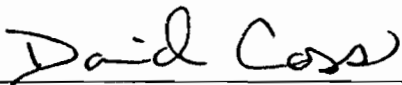
25       Section 7.       VACANCIES: Vacancies shall be filled in the same manner as initial

1 appointments and shall be for the remainder of the term. Vacancies shall be filled as to maintain the  
2 balance of interest group representation.

3 Section 8. MEETINGS: A quorum shall be a majority of the total membership. The  
4 Committee shall also conduct all meetings in accordance with adopted City policies and procedures  
5 and shall use *Robert's Rules of Order* in conducting its meetings. The Committee shall meet as  
6 needed to accomplish the duties and responsibilities of the Committee.

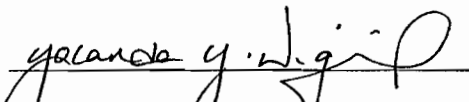
7 Section 9. STAFF. The economic development division shall serve as the  
8 primary liaison to the Committee unless otherwise designated by the City Manager. Depending upon  
9 the issue, other city staff may also be required to assist the Committee.

10 PASSED, APPROVED, and ADOPTED this 25<sup>th</sup> day of May, 2011.

11  
12 

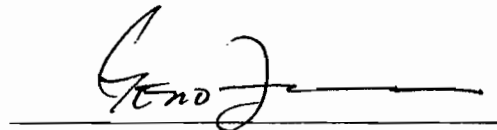
13 DAVID COSS, MAYOR

14 ATTEST:

15  
16 

17 YOLANDA Y. VIGIL, CITY CLERK

18 APPROVED AS TO FORM:

19  
20 

21 GENO ZAMORA, CITY ATTORNEY



## Table of Contents

*Committee membership* *i*

*Resolution 2011-33* *ii-v*

---

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# I. Executive summary

The Telecommunications Advisory Committee is pleased to present its preliminary report to the Governing Body in accordance with the Committee's authorizing legislation.

Assigned to document and assess needs and existing conditions sufficiently for recommendations in law, public policy and physical infrastructure, the Committee seeks to:

- Address concerns encountered by the **City Council** and/or identified in open hearings
- Familiarize itself with the issues confronting the **Santa Fe Regional Telecommunications Coalition**
- Pursue a community-based master planning process outlined by **Santa Fe Complex**
- Minimize the impacts of telecommunications facilities installed in public rights of way
- Recommend strategies for implementation

To accomplish its duties the Committee recommends the City Council allocate five percent of the CIP High Speed Internet budget to procure a master planning consultant. Among its deliverables the master plan will address specific policy objectives of the CIP project by providing a robust review of its potential impacts in the community. **The master plan is expected to cost \$50,000 and be completed in six months' time.**

The following preliminary report provides an overview of the Committee's focus and methodologies, preliminary findings, progress schedule, and topics for further investigation, as well as reference documents and anticipated resource requirements.

The Committee wishes to thank the Mayor and City Council for entrusting it with this valuable undertaking on behalf of the citizens of Santa Fe. Virtually all aspects of our social and economic lives are being affected by accelerating innovations in communications technologies. The Committee hopes its efforts to understand and mitigate the impacts of these technologies will provide enduring benefit to the entire community during this transformational period in Santa Fe's history.

## II. Introduction

This preliminary report is intended to:

- Describe the focus and methodologies to be used in the baseline study and master plan
- Report preliminary findings
- Detail further investigation to be undertaken and limits on regulation
- Provide a progress schedule
- Identify the resources necessary to accomplish these tasks

The Committee's work to date has focused on basic research, familiarization with existing conditions, needs and concurrent initiatives, and pre-planning necessary to initiate a master planning process which will encourage public participation and be effective in identifying the issues of most concern, and their possible solutions.

This inquiry is preceded by those of the **Santa Fe Regional Telecommunications Coalition** (the "SFRTC") and the non-profit **Santa Fe Complex**, as well as an array of public, non-profit and commercial programs intended to widen the availability, adoption and exploitation of emerging communications technologies. The Committee has sought to incorporate knowledge and insights already developed, while taking a fresh look at rapidly evolving conditions and needs.

An important distinction should be drawn between the master planning objectives of the SFRTC, Santa Fe Complex and the Committee:

- The parties of the SFRTC have agreed to establish a master plan "*for development of the telecommunications infrastructure for the region...*"<sup>1</sup>
- Santa Fe Complex recommends a comprehensive strategic [master] plan to "*provide the context for the City's technical, legal, economic and social needs, decisions and subsequent outcomes*"<sup>2</sup>
- This Committee is charged with developing a master plan to "*encourage new technology that minimizes the impacts of telecommunications facilities*"<sup>3</sup>

The Committee reasons that since SFRTC is already actively pursuing an infrastructure build-out, the Governing Body would be well served if the Committee began with the critical "contextualization" role envisioned by Santa Fe Complex. In this manner the Committee's recommendations will be justified in findings of fact and be responsive to minimizing foreseeable impacts. This is precisely the approach the Committee has taken.

---

1 SFRTC, *Memorandum of Agreement formalizing the establishment of the Santa Fe Regional Telecommunications Coalition*, March 9<sup>th</sup> 2009

2 Santa Fe Complex, *Telecommunications Master Plan Recommendations*, November 19<sup>th</sup> 2010

3 City of Santa Fe, *Resolution No. 2011-33*, May 25<sup>th</sup> 2011

### III. Baseline study and master planning

#### A. Focus and methodologies

Documentation of existing conditions and assessment of needs have been shaped and driven by the duties and responsibilities explicit in the Committee's authorizing resolution to develop a master plan<sup>4</sup> which:

- minimizes the impact and cost to the citizens of the placement of telecommunications facilities within the public rights-of-way<sup>5</sup>
- minimizes congestion, inconvenience, visual impact, and other adverse effects on the city's public rights-of-way and to other users of those rights-of-way<sup>6</sup>
- encourages new technology that minimizes the impacts of telecommunications facilities<sup>7</sup>

In preparation for master planning, a survey and trend analysis of technologies, geographical coverages, speeds, pricing and adoption rates, and a macro- and micro-economic analysis of commercial and public delivery models including barriers to entry, competitiveness, cost structures, market strategies, etc. may be more "actionable" than a mapping of physical infrastructure. Furthermore, existing infrastructure data are not perfectly accessible. Although PNM and Comcast have provided it, Century Link has not, nor have long-haul carriers in the rail easements. Meanwhile the SFRTC-commissioned *Fiber Design Study*<sup>8</sup> focuses its documentation of existing conditions upon the constructability of its own proposed infrastructure. Thus due to the limited utility and the great difficulty in obtaining such data, the Committee foresees its data-gathering activities limited to serving master plan "contextual" purposes, as opposed to those of engineering or construction.

#### B. Preliminary findings

A preliminary investigation indicates that Santa Fe is well served in terms of its national rankings for wireline, cable and wireless telecommunications services at the most frequently used data speeds. Meanwhile, demand for and supply of very high data speeds are developing apace. No single technological, regulatory or proprietary constraint is driving the availability or cost of service. In short, Santa Fe's telecommunications needs are being met by a robust, competitive commercial marketplace providing a full range of available technologies at prices reflecting the capital and operating costs necessary to meet the growing demand for all data speeds.

---

4 § 27-2.16 SFCC 1987

5 § 27-2.1B(2) SFCC 1987

6 § 27-2.1B(5) SFCC 1987

7 Resolution 2011-33 § 4B

8 Broadband Planning Group, *Multi-Tenant Fiber Design Study*, May 8<sup>th</sup> 2009

### C. Further investigation

Consistent with its authorizing legislation the Committee will evaluate wireline, cable and wireless technologies with respect to:

- impact and cost to the citizen
- congestion, inconvenience and visual impact
- adverse effects on the City's public rights-of-way and to other users of those rights-of-way

which may be caused by the placement of facilities in rights-of-way. And toward a comprehensive understanding of the issues the Committee will also seek to incorporate:

- City Councilors' concerns
- adopted public policy
- new technologies
- public comments
- limits on regulation

Open hearings will be held to identify additional costs, impacts and potential solutions. Funding sources, implementation strategies and timelines for preferred solutions will be studied for inclusion in the master plan.

### D. Limits on regulation

Per Title 47 USC § 332 (B) Limitations (i) The regulation of the placement, construction, and modification of personal wireless service facilities by any State or local government or instrumentality thereof - (I) shall not unreasonably discriminate among providers of functionally equivalent services; and (II) shall not prohibit or have the effect of prohibiting the provision of personal wireless services. (ii) A State or local government or instrumentality thereof shall act on any request for authorization to place, construct, or modify personal wireless service facilities within a reasonable period of time after the request is duly filed with such government or instrumentality, taking into account the nature and scope of such request. (iii) Any decision by a State or local government or instrumentality thereof to deny a request to place, construct, or modify personal wireless service facilities shall be in writing and supported by substantial evidence contained in a written record. (iv) No State or local government or instrumentality thereof may regulate the placement, construction, and modification of personal wireless service facilities on the basis of the environmental effects of radio frequency emissions to the extent that such facilities comply with the Commission's regulations concerning such emissions.

## IV. Schedule

A master plan and final report will be delivered to the Governing Body in six months' time containing the Committee's findings and recommendations. If and when the master plan is adopted by the Governing Body, then in another six months the Committee will follow up with recommended amendments to the franchise ordinance (Article 27-2 SFCC 1987) as necessary for implementation of the master plan.

	2011					2012					2013				
Description	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Sep
Membership, duties & responsibilities															
Members approved															
Members seated															
Preliminary report															
Initial public hearing scheduled															
Member terms expire															
Final report and master plan															
Master plan review and adoption															
Franchise Ordinance recommendations															
Member terms expire															

## V. Resource requirements

- (a) **Member reappointments.** Two appointments to the Committee will be necessary before August 29<sup>th</sup> 2012 to fill seats which expire on that date. The Mayor may appoint members with City Council approval. \$0
- (b) **Staff liaison.** Continued funding of the Committee's part-time staff liaison via the Economic Development Department is necessary at least through delivery of the master plan and final report. Salary and expenses are projected to total fifty thousand dollars. \$50,000
- (c) **Professional services.** The Committee recommends the City Council reallocate fifty thousand dollars from the 2012 CIP Bond's High Speed Internet Project for procurement of professional services toward the delivery of a telecommunications master plan. \$50,000

## VI. References

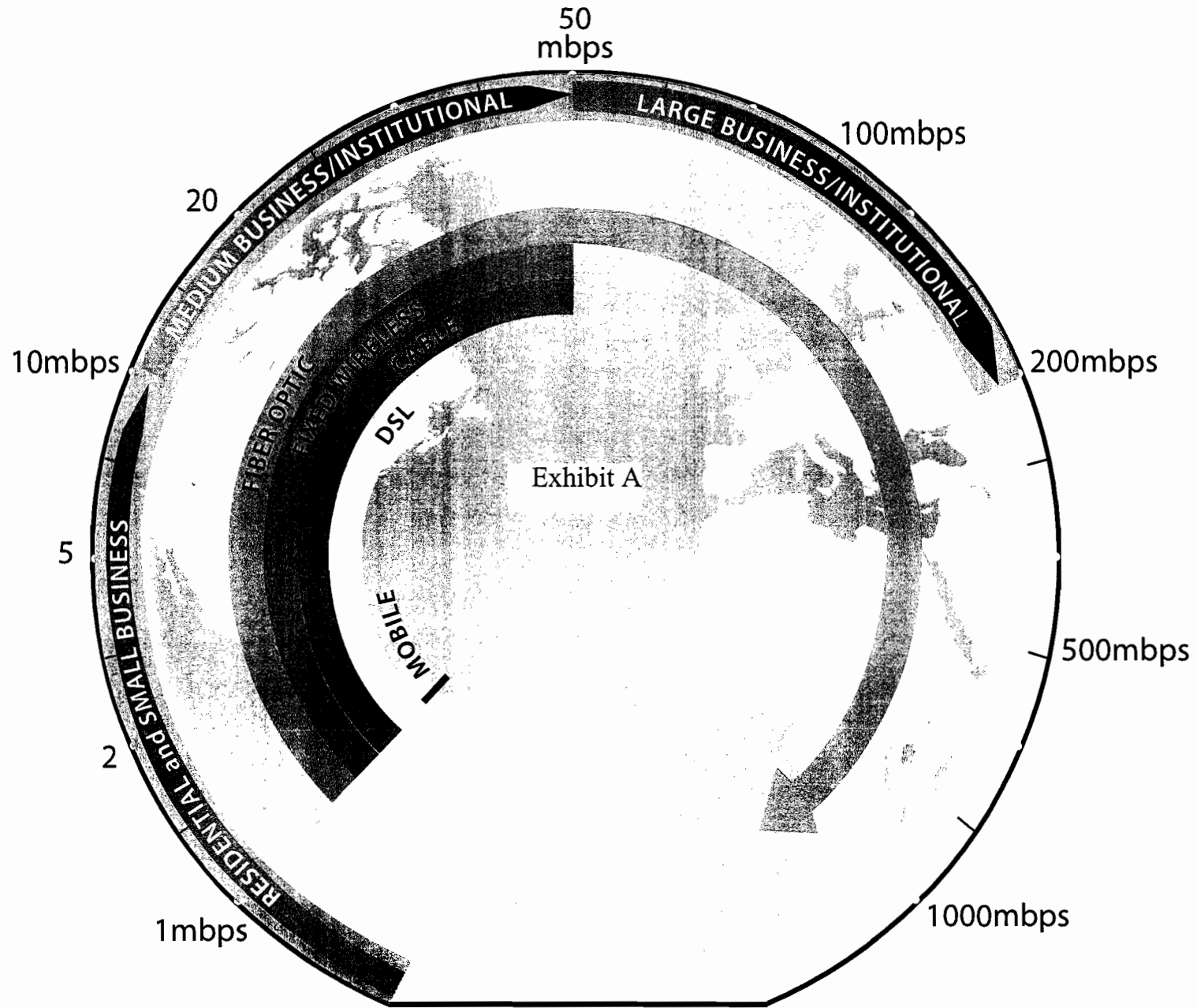
- Article 27-2 SFCC *Telecom Facilities Authorized in the Public Rights-of-Way* (1987)
- Santa Fe City Council, *Ordinance 2011-15* (2011)
- Santa Fe City Council, *Resolution 2011-33* (2011)
- Santa Fe City Council, *Minutes May 25<sup>th</sup>* (2011)
- Title 47 USC §332 *Mobile Services* (1996)
- U.S. District Court, *Firstenberg Memorandum Opinion and Order* (2011)
- SFRTC, *Memorandum of Agreement and Fiber Design Study* (2009)
- Santa Fe Complex, *Telecommunications Master Plan Recommendations* (2010)

## VII. Exhibits

- A. Internet supply and demand by data speed and technology
- B. Internet rates comparison including proposed SFRTC rates
- C. National broadband rankings for Santa Fe County
- D. Map of concurrent initiatives

# Internet Supply and Demand

by Data Speed and Technology



Data Speeds in

Megabits Per Second (mbps)

DEMAND

SUPPLY:

FIBER OPTIC

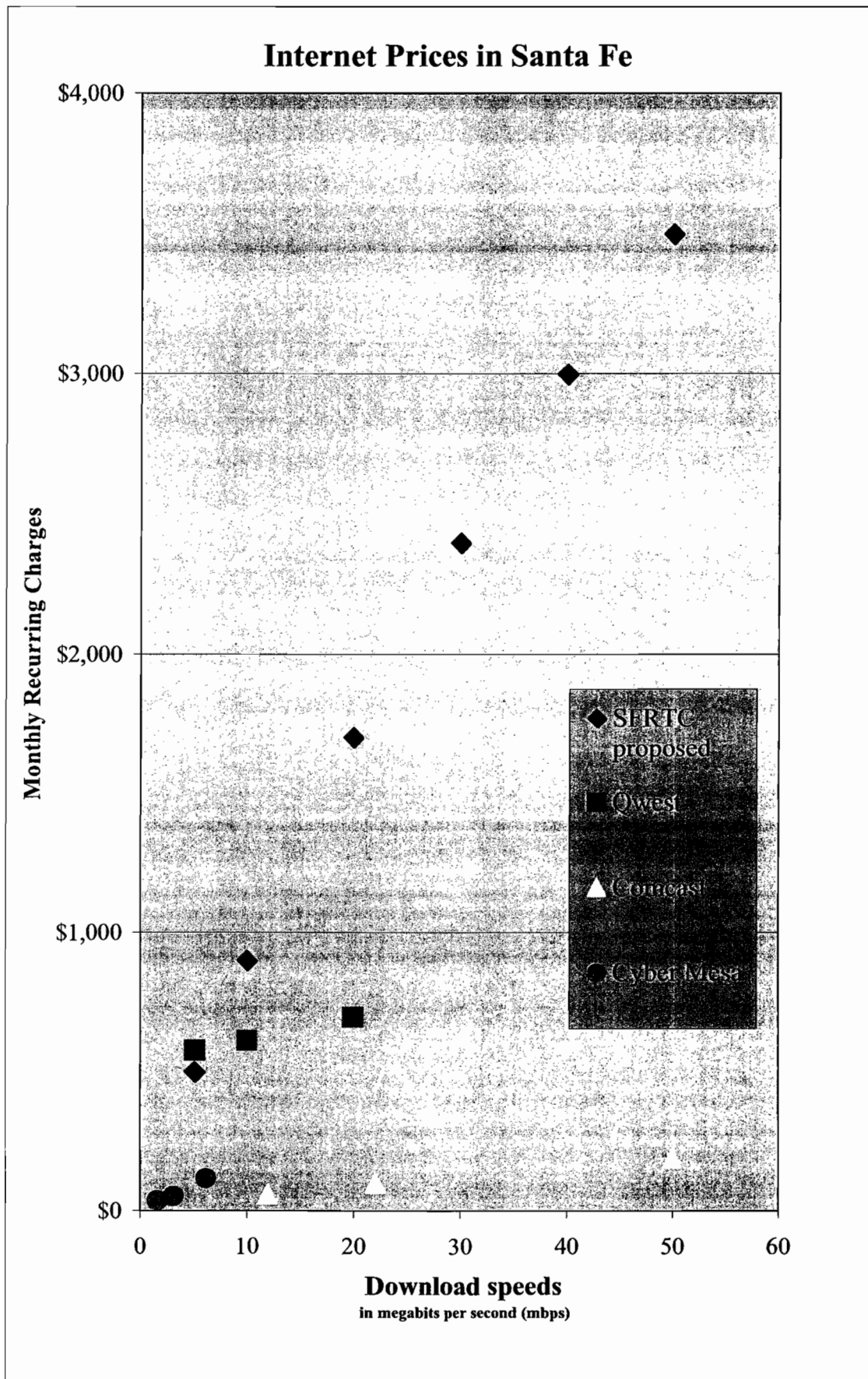
FIXED WIRELESS

CABLE

DSL

MOBILE





**Analyze » Summarize**

State » New Mexico  
County » Santa Fe

Below is a summary of the broadband characteristics for the area listed above. The broadband data below is as of 6/30/11 and represents data collected by SBDD grantees. Click on the section headings to see more information.

[Print this page](#) • [Export Data](#)

Number of Wireline Providers	Percent Population	Nationwide
0	3.4%	4.0%
1	15.3%	12.9%
2	24.3%	41.6%
3	43.3%	29.1%
4	13.0%	9.9%
5	0.7%	1.8%
6	0.0%	0.3%
7	0.0%	0.2%
8+	0.0%	0.2%

Source API Call

Number of Wireless Providers	Percent Population	Nationwide
0	0.0%	0.4%
1	0.3%	2.4%
2	2.0%	5.3%
3	7.6%	9.9%
4	8.9%	31.6%
5	81.3%	25.3%
6	0.0%	14.6%
7	0.0%	6.3%
8+	0.0%	4.3%

Source API Call

Technology	Percent Population	Nationwide
DSL	88.7%	88.0%
Fiber	0.0%	17.3%
Cable	64.3%	83.3%
Wireless	99.4%	98.5%
Other	0.0%	0.0%

Source API Call

Speed	Percent Population	Nationwide
Unreported	0.0%	0.0%
Download > 0.768 Mbps, Upload > 0.2 Mbps	99.8%	99.5%
Download > 3 Mbps, Upload > 0.768 Mbps	99.6%	98.3%

Source API Call

Broadband Speed Test (mbps)	Number of Tests	25th percentile	50th median speed (mbps)	75th percentile	Download Speed
Home	522	1.2	3.0	7.0	
Schools, Libraries, Community Centers	11		6.6	14.5	
Medium/Large Business	18		3.3	10.0	
Small Business	52	1.4		10.8	
Mobile	1,032	0.5	2.9		
Other	6	0.8	5.1		

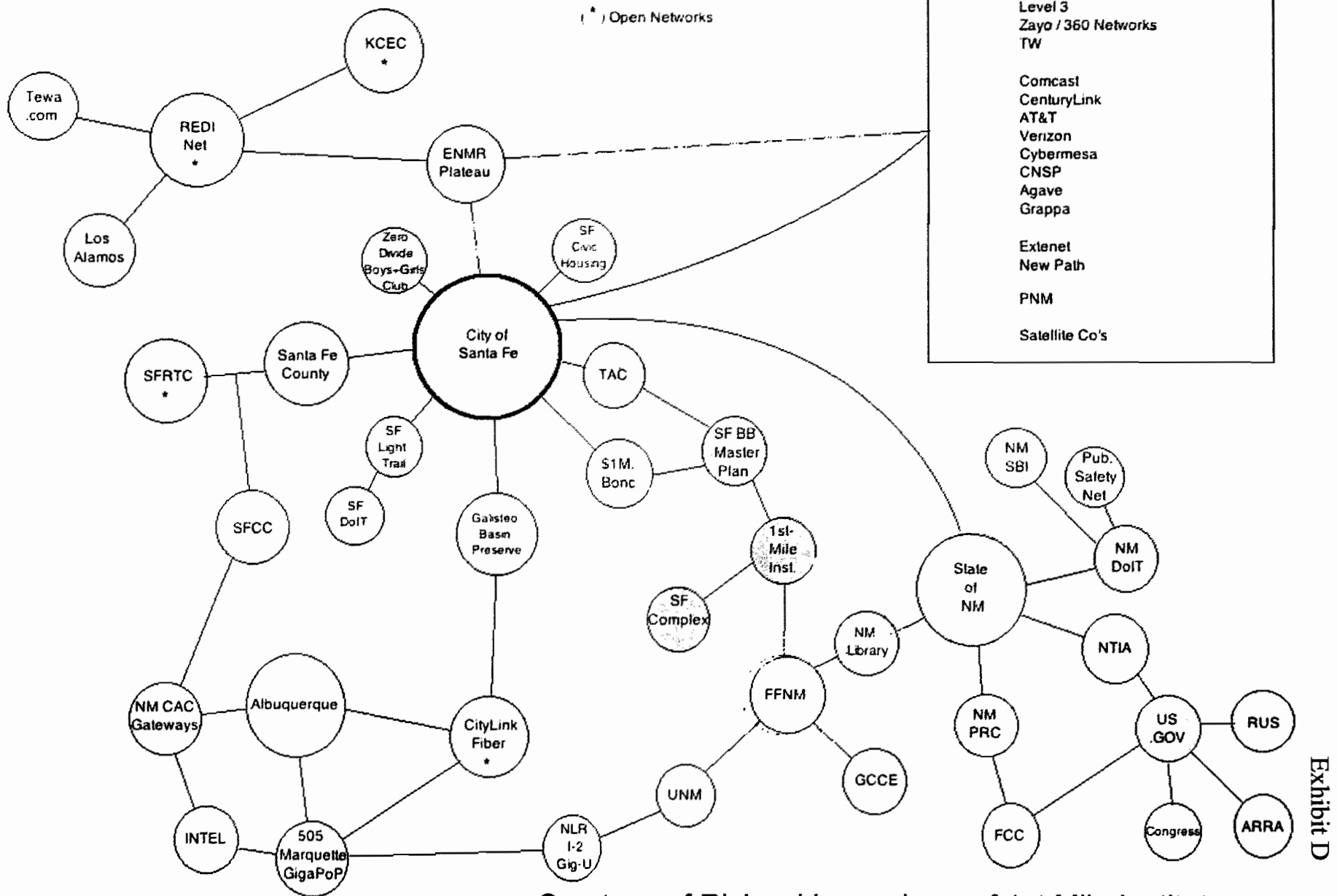
Source API Call

0

14.5

<http://www.broadbandmap.gov/summarize/state/new-mexico/county/santa-fe>

# Santa Fe Broadband Relationships



Courtesy of Richard Lowenberg of 1st Mile Institute

Author's note: This is a draft working diagram and may not be all-inclusive or accurate. It should not be reproduced without permission.

# **Santa Fe Regional Juvenile Justice Board**

**Presentation to  
Santa Fe City Council  
June 27, 2012**

The Santa Fe City Council sanctioned the Santa Fe Regional Juvenile Justice Board (SFRJJB) in 2001 to function as juvenile justice planning and coordination board. The NM Juvenile Justice Advisory Committee provided initial funding for the SFRJJB. Funding requirements stipulated that the SFRJJB would implement a Continuum process, which is a US Department of Justice, Office of Juvenile Justice and Delinquency Prevention program model.

Our Continuum Model requires the participation of key stakeholders in the community to function as members of the SFRJJB. Currently the core membership includes: **Judge Mary Marlow-Sommer**, Children's Court Judge; **Sarah Piltch**, DA's Office; **Mark Dickson**, Public Defender; **Mary Ellen Gonzales**, SF School Board Member; **Anthony Trujillo**, Faith Community; **Jim Bianca**, Private Sector; **Bill Dimas**, City Council; **Tommy Rodriguez**, Juvenile Probation; **Mark Caldwell**, SF Detention Center; **Bonnie Armijo**, Private Sector.

Core activities for the SFRJJB include:

1. Program planning through the use of current research, data analysis and the use of outcome measures.
2. Integration and coordination of existing resources. A major strength of the SFRJJB is to leverage existing resources to create a new service to address a high priority community need.
3. Through the planning and data analysis process community needs are identified. Once the identification is made the SFRJJB coordinates local agencies to make funding applications to secure the new services.
4. Programs sanctioned by the SFRJJB are best practice or evidence based programs.
5. All SFRJJB programs stress client accountability. This requires clients to account for how their actions affect self, the victim, family and community.

Currently, the SFRJJB provides oversight for six program areas. Five of the programs are integrated and coordinated with the SFPS. SFRJJB facilitates collaboration between the Children's Court, school district and JPPO, law enforcement, mental health agencies and community-based providers.

1. Multiple program collaborations between the SFRJJB and SFPS:

- a. Disproportionate Minority Contact Program – SFRJJB offers oversight to our local juvenile justice system to assure the minorities are not over represented in arrests and confinement.

(Additional information on reverse side)

*Exhibit 13*

- b. Family Youth Resource program beginning at Caesar Chavez Elementary  
-This program identifies high-risk students and offers services to assist in the positive development of a student's social, academic and emotional assets.
  - c. Day Reporting Program - The program offers half-day academic classes and half day youth development instruction. The Juvenile Detention Center hosts the program and youth development activities and the SFPS provide the half-day academic instruction.
  - d. ICM (Intensive Community Monitoring) – SFRJJB provides mentoring support and life skills tutoring to students awaiting adjudication.
  - e. Tutoring – academic support for students involved in the Family Youth Resources Program.
2. We are using the “Cradle to Prison Pipeline” model to conduct community assessment and strategy. The model attempts to offer families and youth opportunities to succeed by: addressing poverty; providing access to prenatal and health care; early childhood education; prevent child abuse and neglect; access mental health care; access to quality education; divert youth from entering the juvenile justice system and protect children from community violence.
3. Working with the Juvenile Probation and the Santa Fe Police Department to develop a community strategy and services to address youth violence in our community.

### **Mission Statement**

To support the success of Santa Fe's youth through community and family.

### **Vision**

To know where the juvenile justice system needs support so as to engage the community in solutions and to galvanize community intervention, thereby improving the lives of our youth, their chances for success and building a healthier community.



**CITY COUNCIL MEETING OF  
JUNE 27, 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>
<b>Councilor Patti Bushee</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<b>Councilor Chris Calvert</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
<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>		
	A RESOLUTION AMENDING AND READOPTING THE <i>GOVERNING BODY PROCEDURAL RULES ("RULES")</i> .	Finance – 7/16/12 Council – 7/25/12
<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 Wurzburger</b>		
<b>Co-Sponsors</b>	<b>Title</b>	<b>Tentative Committee Schedule</b>
Ives	A RESOLUTION DIRECTING STAFF TO ENERGIZE SANTA FE TOURISM BY PREPARING A PROCESS FOR FUNDING AND OTHER ASSETS TO ESTABLISH EVENT ATTRACTIONS THAT WILL BRING A NEW GENERATION OF TRAVELER TO SANTA FE.	City Business & Quality of Life – 7/10/12 Finance – 7/16/12 Council – 7/25/12

*Exhibit "4"*

Councilor Wurzburger Continued		
Ives	AN ORDINANCE AMENDING SECTION 2-1.11 SFCC 1987 TO AUTHORIZE THE MAYOR TO APPOINT A CITY COUNCILOR AS PARLIAMENTARIAN OF THE GOVERNING BODY.	

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).

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

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

3                                   **INTRODUCED BY:**

4                                   Councilor Peter Ives

5                                   Councilor Rebecca Wurzburger

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7  
8  
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10  
11                                   **A RESOLUTION**

12                                   **AMENDING AND READOPTING THE *GOVERNING BODY PROCEDURAL RULES***  
13                                   **(“*RULES*”).**

14  
15                                   **WHEREAS**, Section 3-12-3 NMSA 1978 provides that the Governing Body shall  
16 determine rules of its own proceedings; and

17                                   **WHEREAS**, the Governing Body must have rules to promote the orderly and  
18 businesslike consideration of the questions which come before it for determination; and

19                                   **WHEREAS**, rules determine the priority and manner of consideration of questions and  
20 provide an orderly and methodical plan so that business may receive proper consideration; and

21                                   **WHEREAS**, the current version of the *Rules* was adopted by Resolution No. 2008-103  
22 and subsequent amendments to the *Rules* were adopted by Resolution No. 2009-21 and Resolution  
23 No. 2012-27; and

24                                   **WHEREAS**, after careful review of the *Rules*, the Governing Body has determined that  
25 there is a need to amend and readopt the *Rules*.

*Exhibit "5"*



1           **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
2 **CITY OF SANTA FE** that the *Governing Body Procedural Rules* of the City of Santa Fe,  
3 attached hereto as Exhibit "A" are hereby amended and readopted.

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

5

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\_\_\_\_\_  
DAVID COSS, MAYOR

8       ATTEST:

9

10

11       \_\_\_\_\_  
YOLANDA Y. VIGIL, CITY CLERK

12       APPROVED AS TO FORM:

13

14

15       \_\_\_\_\_  
GENO ZAMORA, CITY ATTORNEY

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# Exhibit A

## GOVERNING BODY PROCEDURAL RULES

### OBJECTIVES:

These procedural rules ("Rules") are intended for use by the City Council of the City of Santa Fe ("Governing Body" or "council") to: expedite business; maintain order; [~~insure~~] ensure justice and equality for all; guide the actions of the Governing Body in the general conduct of business; and serve as a reference in settling parliamentary disputes.

### I. THE GOVERNING BODY

The members of the City Council, exclusive of the Mayor, shall be known and designated as Councilors. The Mayor and the Council together are the Governing Body of the city. (§2-1.1 *SFCC 1987*)

#### A. THE MAYOR

1. The Mayor of Santa Fe is the [~~Presiding Officer~~] presiding officer (Presiding Officer or Chair).
2. The Mayor, or in the Mayor's absence, the Mayor Pro-tem, shall preside at all meetings of the Governing Body. In the absence of both the Mayor and Mayor Pro-tem, the remaining members of the Council shall elect a Presiding Officer as the first matter of business.
3. The Chair is responsible for conducting meetings in an orderly, democratic fashion. The Chair must assure that the majority prevails; that minority rights are protected; and that courtesy, fairness, justice and impartiality are guaranteed to all present.
4. The Mayor has the right to express an opinion, for the record, regarding any issue before the Council.
5. The Chair has discretionary powers to alter the order of business in the interest of fairness, courtesy or an emergency.

- 1           6.       The Mayor votes only in the case of a tie or when the Mayor's vote will  
2                   provide the necessary number of votes required by law for taking action on  
3                   an issue before the Governing Body.

4       **B.       THE COUNCIL AND THE GOVERNING BODY**

- 5           1.       Members of the Governing Body shall observe order, civility and decorum  
6                   at all times and neither delay nor interrupt the proceedings of a meeting or  
7                   the Presiding Officer.
- 8           2.       Members of the Council shall address all questions to and through the  
9                   Chair, only after recognition by the Chair.
- 10          3.       Members of the Governing Body may introduce resolutions or bills; but  
11                   shall not introduce substantive issues on which they desire a Council  
12                   Resolution or Ordinance for a vote on that day at a council meeting without  
13                   sufficient notice to the remaining members of the Governing Body and in  
14                   accord with the law. In general, any resolution shall be deemed sufficiently  
15                   noticed if it has been circulated at the preceding council meeting or at a city  
16                   committee meeting and complies with the requirements of the Open  
17                   Meetings Act, NMSA Sections 10-15-1 et. seq.

18       **II.       PUBLIC DECORUM**

- 19          A.       The Governing Body should and shall set an example for the conduct of the public's  
20                   business, showing respect for the Governing Body, and to its members, City staff  
21                   and all appearing before it. While the Governing Body is in session, civility and  
22                   public decorum shall be observed at all times. ~~[no]~~ No person shall act, or shall be  
23                   permitted to continue to act, in a disorderly, rude or disruptive manner, [nor while  
24                   addressing the Governing Body shall any person] No person shall make, or be  
25                   permitted to continue to make, [any] personal, impertinent or slanderous remarks.

1 The Chair shall ~~[may]~~ prevent, and where necessary prohibit, any person who is  
2 acting improperly from continuing to speak.

3 B. The Chief of Police, or his or her designee, shall serve as Sergeant-at-Arms.

4 **III. REGULAR AND SPECIAL COUNCIL MEETINGS**

5 Regular City Council meetings are comprised of two sessions each and are held in the  
6 Council Chambers on the second and last Wednesday of each month unless modified by  
7 vote of the Governing Body. The afternoon session begins at 5:00 p.m. The evening  
8 session begins at 7:00 p.m. or the end of the afternoon session, whichever is later, and shall  
9 be adjourned not later than 12:00 a.m. In the event that any agenda items have not been  
10 addressed, the meeting ~~[should]~~ may be reconvened at 7:00 p.m., the following day and shall  
11 be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m.,  
12 shall be considered when the meeting is reconvened or tabled for a subsequent meeting. A  
13 majority of the whole number of members elected to the Governing Body may choose to  
14 suspend this rule pursuant to Section X. below.

15 Special meetings of the Governing Body may be called pursuant to the *Santa Fe City Code*  
16 and pursuant to the Open Meetings Act.

17 **IV. MEETING AGENDA**

18 A. Agenda preparation: The City Manager or his or her designee, through the City  
19 Clerk, shall prepare an agenda for all council meetings.

20 (1) The agenda shall include items that require council action, presentations  
21 and informational items. On action items, the City Manager shall provide  
22 all facts necessary for proper study and decision-making by the Governing  
23 Body. When appropriate, the City Manager, working with staff, shall give  
24 his or her recommendation for action on issues under consideration.  
25 Additionally, the City Manager may place on an agenda any matter so

1 requested by a majority vote of all members of the Board of County  
2 Commissioners of Santa Fe County or a majority vote of all members of  
3 any city committee.

4 (2) The agenda shall not include any item that has gone through the committee  
5 review process and has not been recommended for approval by any Council  
6 committee.

7 (3) In extraordinary circumstances, because of necessity and/or for emergency  
8 purposes, an item may by-pass the committee review process and be placed  
9 directly on the Council meeting agenda without being considered by any  
10 committee. The staff person responsible for the item shall communicate the  
11 basis for such extraordinary circumstances to the committee chairpersons of  
12 the committee(s) the item would have gone through had the extraordinary  
13 circumstances not occurred.

14 B. Those items of a routine or non-controversial nature and those items  
15 recommended for approval by a city committee and requiring council action may  
16 be placed on a consent calendar by the City Manager or Presiding Officer.

17 C. The purpose of a consent calendar section of the agenda is to expedite approval by  
18 the Governing Body on [~~several~~] routine action items with one motion [~~to~~  
19 ~~minimize~~]as the need for lengthy discussion is not required due to both prior action  
20 and routine nature. All other items requiring action by the Governing Body will be  
21 placed in the appropriate portion of the agenda.

22 D. Items requiring action by the Governing Body which are considered  
23 appropriate consent calendar items have ordinarily been approved by one  
24 or more Council Committees and include:

25 1. Budget transfers and increases.

2. Approval of agreements, bid awards, change orders and amendments to agreements when required by the City Purchasing Manual.
3. Approval of applications and agreements for federal and state grants.
4. Routine grants of licenses or other non-possessory interests in real property.
5. Routine Memorandum of Understandings or other cooperative agreements.
6. Job reclassifications.
7. Collective bargaining agreements.
8. Setting of public hearing dates for proposed ordinances.
9. Setting of public hearing dates for quasi-judicial hearings.

E. Items requiring action by the Governing Body which are not considered appropriate for the consent calendar include:

1. Public hearings and actions on all ordinances.
2. Annual budget approval.
3. User fees for City facilities which have been established by ordinance.
4. Quasi-judicial hearings.
5. Personnel issues not related to specific employees, such as the creation of new employment positions, or personnel rules.
6. Procedural rules of the Governing Body.
7. Board, committee and agency appointments.

[8]F. Items on the consent calendar [~~which a member of the Governing Body has requested to be placed upon the regular agenda~~] shall be moved from the consent agenda to the regular agenda for further discussion and action upon the request of any member of the Governing Body. Each Governing Body member shall

1 diligently review the consent calendar items and their packet within 48 hours of  
2 receipt thereof. Accordingly, to move a matter from the consent agenda to the  
3 regular agenda, the authorized person shall make the request by submitting to the  
4 City Clerk and the members of the Governing Body no later than 10:00 a.m. on  
5 the Monday preceding the meeting of the Governing Body a written request  
6 setting forth the particular matter to be so moved with a brief statement of the  
7 reasons therefor, which reasons must relate to the item being considered. No  
8 matter on the consent agenda should be requested to be moved to the regular  
9 agenda for purposes of inquiries not specifically relating to the particular item.  
10 Once the item is moved from the consent agenda to the regular agenda,  
11 discussion shall be limited to consideration of the particular matter. Members of  
12 the Governing Body are encouraged both to seek information from City staff  
13 directly in lieu of moving matters from the consent agenda to the regular agenda  
14 and to be considerate of the best use of and respect for the time of the Governing  
15 Body while it is in session.

16 [F]G. Schedule for inclusion of items on agenda: All matters for a given agenda shall be  
17 filed with the City Clerk no later than noon seven (7) calendar days prior to the  
18 meeting date. All agenda items shall include background materials. Copies of the  
19 complete agenda packet shall be delivered to the Governing Body for study and  
20 review the Friday prior to Council Meeting. New agenda items not filed by the  
21 deadline shall not be considered until a subsequent Council meeting.

22 [G]H. Receipt of Agenda Packets: All agenda packets delivered to the Governing Body  
23 prior to a Council meeting shall be deemed to have been received and read, unless a  
24 member indicates to the contrary prior to the commencement of a council meeting.  
25 In such cases, the Chair shall, at his or her discretion, determine an appropriate



1 course of action.

2 [H]I. Exception: A majority of the whole number of the Governing Body may vote to  
3 consider emergency matters not on the agenda consistent with New Mexico Open  
4 Meetings Act requirements.

5 **V. ORDER OF BUSINESS**

6 **A. AFTERNOON SESSION:**

- 7       ▪ Call to order: The Chair shall call the meeting to order promptly at the  
8       appointed hour.
- 9       ▪ Pledge of allegiance.
- 10      ▪ Salute to the New Mexico flag.
- 11      ▪ Invocation.
- 12      ▪ Roll Call: The City Clerk shall call the roll of the Governing Body and  
13      record the names of those present and absent for inclusion in the minutes of  
14      the meeting. A quorum must be present in order to conduct business.
- 15      ▪ Approval of agenda: The City Manager, the Mayor or a Council Member  
16      may request emergency additions, deletions, alterations in the order of  
17      items and requests for postponement of items on the agenda. Emergency  
18      additions or deletions must be approved by a majority of the whole number  
19      of the Governing Body before the agenda is approved.
- 20      ▪ Approval of consent calendar: Items on the "consent calendar" may be  
21      passed by a single motion without discussion. The motion shall be  
22      approved by a majority of the whole number of members of the Governing  
23      Body and shall be recorded by roll call vote. Any member of the  
24      Governing Body may request that any item be removed from the consent  
25      calendar for discussion or debate and any such request shall be granted

1 automatically. In the minutes, each item passed by adoption of the consent  
2 calendar shall be entered as a separate action of the Governing Body.

- 3       ▪ Approval of minutes.
- 4       ▪ Presentations and information to the Governing Body.
- 5       ▪ Consent Calendar (items that were removed from consent calendar).
- 6       ▪ Committee reports: Municipal Officers, Department Heads, Boards and  
7       Commissions shall present items that require ratification or debate and  
8       action by the Governing Body.
- 9       ▪ Items that have not been introduced through a Committee which do not fall  
10      under any other agenda items.
- 11      ▪ Matters from the City Manager.
- 12      ▪ Matters from the City Attorney.

13       a.      Executive Session. Pursuant to §10-15-1 (H) NMSA 1978, an  
14      executive session may be called for discussion of personnel matters  
15      or legal negotiations and for any other matters permitted under law  
16      to be discussed in executive session. The Mayor, after conference  
17      with the City Manager and the City Attorney, or any three  
18      members of the Governing Body, after conference with the City  
19      Manager and the City Attorney, may direct the City Manager and  
20      the City Clerk to place an appropriate item for executive session on  
21      the City Council agenda. Any member of the Governing Body may  
22      move at any time to discuss the item on the table in immediate  
23      executive session if it is their opinion that the matter is appropriate  
24      for executive session. Any matter subject to the attorney-client  
25      privilege or any other existing privilege shall only be discussed in

- 1 executive session and shall not be made public unless a majority of  
2 the whole number of members of the Governing Body, in an open  
3 meeting, votes to waive the privilege.
- 4 b. The motion to go into an executive session shall be voted on by roll  
5 call with a majority of the Governing Body present.
- 6 c. The executive session may be held at the discretion of the  
7 Governing Body, at any time during the council meeting before  
8 adjournment of the evening session. No votes shall be taken in  
9 executive session.
- 10 d. Upon completion of discussions in an executive session, the  
11 Governing Body shall move, second and approve the reconvening  
12 of the public meeting.
- 13 e. If a member of the Governing Body wishes to waive a privilege  
14 that member shall immediately move that the privilege be waived  
15 and the contents of the discussion in executive session be  
16 disclosed. No disclosure of Executive Session matters may be  
17 made unless and until the Governing Body has approved the  
18 disclosure of the information. The privilege of Executive Session  
19 is that of the Governing Body, not individual members of the  
20 Governing Body. Any member of the Governing Body who  
21 violates this provision shall be subject to censure and other  
22 disciplinary penalties in accord with law.
- 23 f. In the alternative a member of the Governing Body shall state for  
24 the record that the discussions in executive session were limited to  
25 the matters listed upon the agenda.

1 g. If any final action is to be taken regarding matters discussed in  
2 executive session, direction to take such action shall be made in the  
3 form of a motion instructing the City Manager or City Attorney to  
4 take action consistent with the discussion held during the executive  
5 session. The motion shall be approved by a majority of the whole  
6 number of members of the Governing Body and shall be recorded  
7 by a roll call vote. For the purposes of this rule in the context of  
8 matter subject to the attorney-client privilege, "final action" means  
9 only an action that will directly conclude pending litigation, by  
10 settlement or otherwise. Within an executive session, the City  
11 Attorney may seek consensus or direction from the Governing  
12 Body on any matter subject to the attorney-client privilege, and  
13 such consensus or direction shall not constitute final action.

14 h. Any action constituting final action shall be executed by the  
15 appropriate signatories after the Governing Body votes upon the  
16 motion and the document or documents reflecting the final action  
17 taken shall become public records immediately thereafter, unless a  
18 court of competent jurisdiction has issued a contrary order or  
19 unless revelation of the final action would constitute a violation of  
20 law.

- 21 ▪ Matters from the City Clerk.
- 22 ▪ Communications from the Governing Body.
- 23 ▪ Recess.

24 **B. EVENING SESSION:**

- 25 ▪ Call to order.

- Pledge of allegiance.
- Salute to the New Mexico flag.
- Invocation.
- Roll call.
- Petitions from the floor [~~(7:00 p.m. to 7:30 p.m.)~~].
- Appointments.
- Public hearings.
- Adjournment.

## VI. RULES FOR SPEAKERS

- A. Recognition by the Chair: A Council Member who wishes to speak shall address the Chair and, after being recognized by name, present his or her issue and confine comments to that issue.
  - B. Order of speakers: Only one person at a time may have permission to speak.
  - C. All requests to speak and debate shall be addressed to and through the Chair.
  - D. Interruption of a speaker: While a person is speaking, no one shall interrupt the speaker except:
    - 1. For a *Point of order* whereby another council member thinks the *Governing Body Procedural Rules* are being violated.
    - 2. For a *request or inquiry* to obtain information that requires an immediate response.
    - 3. To *Raise a Question of Privilege* that permits a request or main motion relating to the rights and privileges of the Governing Body or any of its members to be brought up for possible immediate consideration because of its urgency.
- After a legitimate interruption, the recognized speaker may continue, if appropriate.

For a detailed explanation of this section, see *Robert's Rules of Order*, §41.

E. Permission to speak more than once to the same motion: A Council Member may speak more than once to the same motion only when all Council Members desiring to speak have been heard, except to answer questions.

F. Petitions from the floor shall generally be heard between ~~[from]~~ 7:00 p.m. and ~~[to]~~ 7:30 p.m., or as soon thereafter as can be reasonably ~~[achievable]~~ achieved. Petitions from the floor shall be limited to three (3) minutes, however, the Presiding Officer may reduce the number of minutes to (2) minutes if more than 5 people choose to make petitions from the floor.

G. On any matter before them, members of the Governing Body shall not be permitted to speak more than twice, and for no more than five (5) minutes on each matter, unless exceptional circumstances exist and the Presiding Officer, in the Presiding Officer's discretion, allows one additional opportunity for a member to speak. The Presiding Officer shall have the right to place such other limitations upon speakers as may be reasonably necessary to conduct the business of the Governing Body.

H. The parties appearing before the council on any adjudicatory or quasi-adjudicatory matter shall have reasonable opportunity to present their position to the council, which presentations are strongly encouraged to be limited to fifteen (15) minutes.

## VII. MAIN MOTION AND RULES OF DEBATE

A. Main motion: A main motion must be on the floor before debate can take place and only one main motion may be on the floor at a time. The form for a main motion is "I move that . . ." If a motion is long or complicated, a Council Member may request that it be in writing. A Council Member may give brief explanatory comments before stating the motion, but must argue and debate the motion only after it has been seconded. The mover may speak first on the motion.

- 1 B. Second for a motion: All main motions require a second to indicate that more than  
2 one Council Member is interested in discussing the issue. The seconder does not,  
3 however, have to favor the motion and may both speak and vote against it. If there  
4 is no second, the motion dies.
- 5 C. Debate: The Chair shall restate the motion on the floor and call for general  
6 discussion. Roberts Rules of Order shall apply for amendments, tabling, ending  
7 debate, reconsideration, and related matters on a motion.
- 8 D. Closing debate: When debate appears to have closed, the Chair shall ask the  
9 Council Members if they are ready for the question. A Council Member may move  
10 to close debate only when all members of the Governing Body have had an  
11 opportunity to speak to the pending motion. ("I move the previous question.") The  
12 motion to close debate is not debatable and requires a two-thirds (2/3) vote of those  
13 present and voting.

## 14 **VIII. PUBLIC HEARING PROCEDURES**

### 15 **A. Rules and procedure**

- 16 1. The Chair shall read the title and/or description of the item set for public  
17 hearing.
- 18 2. An appropriate staff member shall be called upon to present background  
19 information.
- 20 3. The Chair asks if there is anyone in the audience who cares to speak for or  
21 against the issue.
- 22 4. The Chair may set time limits and conditions for speakers before the public  
23 hearing begins and may not change those conditions during the public  
24 hearing.
- 25 5. Members of the Governing Body may address questions to public speakers

1 for clarification of the matters contained in the presentation of the particular  
2 speaker. Questions from the members should be direct and to the point.

3 6. [Members] During the public hearing, members of the Governing Body  
4 may ask questions of the staff for clarification purposes only on the matter  
5 before the Governing Body, and shall not make statements of position  
6 regarding the item or recount the history of the consideration of an item.

7 7. If a motion is made to reschedule an item that has been advertised as a  
8 public hearing before all members of the public who are present at that  
9 meeting have been allowed to speak, the continuation of that item shall  
10 be a public hearing. If a motion is made to reschedule an item that has  
11 been advertised as a public hearing after the public hearing is closed, the  
12 motion shall indicate whether further public comment will be accepted at  
13 the continuation of that item. If no further public comment will be  
14 accepted, that decision shall be noted on any future agenda. The decision  
15 to hear no further public comment in such cases may be overturned by a  
16 majority vote of the Governing Body, but if it is overturned, sufficient  
17 notice shall be given to the public that public comment will now be  
18 accepted.

19 **B. Participation in public hearings:**

20 1. Written communications: Interested parties or their representative may  
21 address the Council in writing and read or summarize their ideas at the  
22 public hearing.

23 2. Oral comment: Each person wishing to address the Council shall ask for  
24 recognition by the Chair and state his or her name and address for the  
25 record before speaking to the issue. If the speaker is a representative, he or



1 she shall also identify the person or persons being represented. The Clerk  
2 shall first swear or affirm all persons wishing to speak in those proceedings  
3 requiring sworn or affirmed testimony.

4 3. All remarks shall be addressed to the Governing Body as a whole and not to  
5 any individual members.

6 4. All comments by Council Members or the public shall be addressed  
7 through the Chair.

8 **C. Council debate:**

9 1. When all public speakers have been heard, the Chair shall request an  
10 appropriate motion from the Council. After the motion is seconded and  
11 restated, discussion and debate among Council Members may follow.  
12 Questions may be addressed to appropriate staff.

13 2. Amendments to the main motion may be proposed and voted on.

14 3. When debate is closed by common consent or by a vote, the Chair shall  
15 restate the question and request a roll call or voice vote.

16 4. After confirmation of the vote by the City Clerk, the Chair shall declare the  
17 result of the vote.

18 **IX. VOTING**

19 **A. TYPES OF VOTE**

20 1. A member of the Governing Body must vote "yes," "no" or "abstain,"  
21 except in the case of a conflict of interest as defined in the Santa Fe City  
22 Code, in which case the Member may recuse himself or herself or be  
23 disqualified from voting on the issue.

24 2. The roll is called in alphabetical order with the following special provision.  
25 On the first roll call vote of the session, the City Clerk shall begin with the

1 first name on the list; on the second vote, the Clerk shall begin with the  
2 second name and end with the first; and so on, continuing to rotate in that  
3 order.

4 **B. EXPLANATION OF A VOTE:** Any member of the Governing Body may  
5 request to make a brief statement to explain his or her vote, not to exceed one  
6 minute, after the vote is taken, and upon being recognized by the Chair.

7 **C. DELAYED VOTE:** A Council Member may pass his or her turn to vote no more  
8 than once on that item, in which case the Council Member's name will be called  
9 again in rotation and then he or she must vote "yes", "no" or "abstain."

10 **D. VOTING PROCEDURES:** Unless otherwise specified by state law or city  
11 ordinance, given a quorum, an action of the governing body requires a vote of the  
12 majority of the members present excluding the mayor; however, the mayor may  
13 vote to break a tie or when the Mayor's vote will provide the necessary number of  
14 votes required by law for taking action on an issue before the Governing Body.

15 **E. TIE VOTE:** The Mayor may vote to break a tie. The Mayor Pro-tem or  
16 designated Chair retains his or her right to vote. In cases where the tie vote cannot  
17 be broken, the motion fails.

18 **F. PROXY VOTE:** There shall be no proxy or absentee voting. Further, it shall be  
19 improper for any Governing Body Member to state, or attempt to state, the  
20 sentiments of any absent Governing Body Member.

21 **G. POLICY ON ABSTENTION:**

- 22 1. If one or more Governing Body members abstain, then the abstentions  
23 (except for recusals or disqualifications due to conflicts of interest) shall be  
24 counted as "no" votes if the action being voted on is passage of an  
25 ordinance or resolution. If counting the abstention as a "no" vote results in

1 a tie, then the Mayor shall break the tie.

2 2. If one or more Governing Body members abstain, and the action being  
3 voted on is other than the passage of an ordinance or resolution, then  
4 abstentions (except for recusals or disqualifications due to conflict of  
5 interest) shall be counted as acquiescence with the majority. If there is no  
6 majority because the vote is tied before the abstentions are taken into  
7 account, then the abstentions shall not be counted at all. In such cases, the  
8 rule of reduction shall apply and the Mayor shall break the tie.

9 3. A recusal or disqualification for conflict of interest purposes shall not be  
10 counted as a "yes" or "no" vote. The rule of reduction shall be applied in  
11 such a case.

12 4. An abstention by the Mayor in the case of a tie vote shall be counted as a  
13 "no" vote.

14 **X. AMENDMENT OF THESE RULES**

15 These rules may be temporarily suspended for a single meeting or matter at any time by a  
16 majority vote of the whole number of members of the Governing Body. Amendment of  
17 these rules shall be made by resolution.

18 **XI. ROBERT'S RULES OF ORDER**

19 Except as otherwise provided herein, all matters of procedures are governed by the most  
20 current edition of *Robert's Rules of Order*.

21 History: Adopted by Resolution No. 2004-55 on July 28, 2004; and  
22 Amended by Resolution No. 2006-43 on April 12, 2006; and  
23 Amended by Resolution No. 2006-95 on August 9, 2006.  
24 Re-adopted by Resolution No. 2008-103  
25 Amended by Resolution No. 2009-21 (Salute to New Mexico Flag)

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Amended by Resolution No. 2012-27 (Agenda Items)

Re-adopted by Resolution No. 2012-\_\_\_\_\_

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2012-\_\_\_\_

3 INTRODUCED BY:

4 Councilor Rebecca Wurzbarger

5 Councilor Peter Ives

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10 AN ORDINANCE

11 AMENDING SECTION 2-1.11 SFCC 1987 TO AUTHORIZE THE MAYOR TO APPOINT A  
12 CITY COUNCILOR AS PARLIAMENTARIAN OF THE GOVERNING BODY.

13  
14 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

15 Section 1. Section 2-1.11 SFCC 1987 (being Code 1953, §2-8, as amended) is  
16 amended to read:

17 **2-1.11 Rules of Order; Appointment of Parliamentarian.**

18 A. The governing body shall make or adopt and enforce a complete set of rules of order,  
19 and shall provide for the distribution to the appropriate members and staff. ~~[The mayor shall rule on~~  
20 ~~questions of order and answer parliamentary inquiries.]~~

21 B. The mayor shall select from the council membership one councilor who shall be the  
22 parliamentarian.

1 APPROVED AS TO FORM:

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4 GENO ZAMORA, CITY ATTORNEY  
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*Cao/Melissa/bills 2012/Parliamentarian*

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

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

3 **INTRODUCED BY:**

4 Councilor Rebecca Wurzbarger

5 Councilor Peter Ives

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10 **A RESOLUTION**

11 **DIRECTING STAFF TO ENERGIZE SANTA FE TOURISM BY PREPARING A PROCESS**  
12 **FOR FUNDING AND OTHER ASSETS TO ESTABLISH EVENT ATTRACTIONS THAT**  
13 **WILL BRING A NEW GENERATION OF TRAVELER TO SANTA FE.**  
14

15 **WHEREAS**, Santa Fe is a popular tourist destination and its economy is dependent on  
16 tourism revenue; and

17 **WHEREAS**, data from recent years show that the median age of tourists in Santa Fe is  
18 increasing, and is thus unsustainable; and

19 **WHEREAS**, current travel trends indicate tourists travel to events rather than locations; and

20 **WHEREAS**, tourists in the age range of 35-56 can help establish a vibrant community for  
21 entrepreneurs and other talent who will further enhance Santa Fe's economy; and

22 **WHEREAS**, throughout the country, events like South by Southwest in Austin, TX, attract  
23 tourism and have proven to be a valuable community and economic development tool; and

24 **WHEREAS**, Santa Fe has events that have proven to be powerful attractions for tourists like  
25 Indian and Spanish Market, Fiestas de Santa Fe, the Wine and Chile Festival and ArtFeast; and

*Exhibit "7"*

**WHEREAS**, the City needs to make investments to attract tourists who are in the age range of 35-56 in order to sustain the tourism industry, leverage key Santa Fe brand assets, including: culture and history, cuisine, natural beauty/outdoors and Art.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SANTA FE** that staff shall work jointly with Santa Fe County to develop a process and criteria to use existing funds, to fund a minimum of three new or emerging events each year, for a minimum of three years. The criteria for such events shall include, at a minimum that:

- The events shall take place in the off-season or shoulder season of Santa Fe's tourism calendar
- Funding and planning of the events shall be public/private partnerships that seek to attract tourists younger than 56 that are on message with Santa Fe's overall marketing effort as demonstrated by the Santa Fe Convention and Visitors Bureau
- The events shall exhibit potential to build national excitement, recognition of happenings and brand assets that support creative and cultural tourism in Santa Fe, including but not limited to culture, art, history, food, natural beauty and outdoor activities
- Activities shall be integrated with other local destination marketing organizations (DMO) and demonstrate sustainability beyond the funded period.

**BE IT FURTHER RESOLVED** that the objective of the Governing Body is to add five off-season weeks to the tourism calendar that will bring in a total of \$10 million in new annual revenue.

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

DAVID COSS, MAYOR



1 ATTEST:

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3 \_\_\_\_\_  
4 YOLANDA Y. VIGIL, CITY CLERK

5 APPROVED AS TO FORM:

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7 \_\_\_\_\_  
8 GENO ZAMORA, CITY ATTORNEY