



# Agenda

Finance Committee Meeting  
July 2, 2007 – 5:15 pm  
City Council Chambers

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

CITY CLERK'S OFFICE

DATE 6/29/07 TIME 1:30 pm

SERVED BY Yolanda Green

RECEIVED BY tydominguez

## INFORMATIONAL AGENDA:

5. REPORT ON SANTA FE CONVENTION AND VISITOR'S BUREAU WEBSITE (KEITH TOLER)
6. UPDATE ON ADMINISTRATIVE ASSISTANCE – HISTORIC PRESERVATION AND LONG RANGE PLANNING DIVISIONS (GALEN BULLER)

## CONSENT AGENDA:

7. BID OPENINGS:
  - A. BID NO. 07/54/B – UNIFORMS FOR CITY OF SANTA FE (ROBERT RODARTE)
    1. NEVE'S UNIFORMS
    2. CAPITAL UNIFORMS
    3. FOOT SOLUTIONS
    4. JOB SITE
  - B. BID NO. 07/55/B – CITY WIDE WATER UTILITY CONSTRUCTION AND REPAIR CONTRACT; SUB SURFACE CONTRACTING, INC. (P.J. GRIEGO AND BRIAN SNYDER)
  - C. BID NO. 07/57/B – ON CALL CONSTRUCTION SERVICES FOR VARIOUS CAPITAL IMPROVEMENTS PROJECTS CONSTRUCTION AGREEMENT; A.S. HORNER, INC. (DESIRAE LUJAN)
8. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – COORDINATION OF THE ARTWORKS PROGRAM (RFP #07/48/P); KRISTIN WATSON (DEBRA GARCIA Y GRIEGO)
9. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING EIGHT (8) ARTS AND CRAFTS SHOWS AT CATHEDRAL PARK DURING THE 2007 CALENDAR YEAR BECAUSE OF THE LIMITED AVAILABILITY OF SPACE IN THE DOWNTOWN AREA DUE TO ON-GOING CONSTRUCTION (COUNCILOR CHAVEZ) (SABRINA PRATT)



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10. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – POLICE VEHICLE EQUIPMENT AND INSTALLATION; WEST MESA AUTO CRAFTS, INC. (ROBERT RODARTE)
  - A. REQUEST FOR APPROVAL OF BUDGET TRANSFER – GRT POLICE FUND
11. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PRINTING AND MAILING OF REMINDER AND FINAL NOTICES TO UTILITY BILLING CUSTOMERS; DATA PRINT LLC (PETER ORTEGA)
12. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – WATER TREATMENT FACILITY SERVICES; YUKON AND ASSOCIATES, INC. (GARY MARTINEZ)
13. REQUEST FOR APPROVAL OF RESTATED AND AMENDED AGREEMENT – LEASE STORAGE SPACE IN ABIQUIU AND ELEPHANT BUTTE RESERVOIRS; CITY OF SANTA FE, ALBUQUERQUE, BERNALILLO COUNTY AND WATER UTILITY AUTHORITY (CLAUDIA BORCHERT)
14. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – WATER TREATMENT PLANT RESIDUAL (SLUDGE) TRANSPORT AND DISPOSAL; RHINO ENVIRONMENTAL SERVICES (ROBERT GALLEGOS)
15. REQUEST FOR APPROVAL OF GRANT AWARDS – STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT (MELANIE MONTOYA)
  - A. FOSTER GRANDPARENT PROGRAM
  - B. RETIRED AND SENIOR VOLUNTEER PROGRAM
  - C. SENIOR COMPANION PROGRAM
    1. REQUEST FOR APPROVAL OF BUDGET ADJUSTMENTS/DECREASES – GRANT FUND
16. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – ADDITIONAL ASPHALT MILLING AND INLAY FOR CERRILLOS ROAD/ST. MICHAEL'S DRIVE/OSAGE AVENUE INTERSECTION IMPROVEMENTS PROJECT; STAR PAVING COMPANY (LEROY PACHECO)
  - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND
17. REQUEST FOR APPROVAL OF AMENDMENT TO AFFORDABLE HOUSING CONTRIBUTION AGREEMENT – CARLOS REY DEL SUR SUBDIVISION PHASE IV; VISTANCIA LLC AND SANTA FE COMMUNITY HOUSING TRUST (RON PACHECO)



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18. REQUEST FOR CONCEPTUAL APPROVAL – CONVERSION OF (LED) TRAFFIC SIGNAL BULB REPLACEMENT PROJECT (CHRIS ORTEGA)
  - A. REQUEST FOR APPROVAL OF BUDGET INCREASE – ½% CIP GRT FUND
19. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PHYSICALS FOR FIREFIGHTERS; CONCENTRA MEDICAL CENTERS (BRIAN CALDWELL)
20. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – MEDICAL DIRECTION SERVICES FOR FIRE DEPARTMENT; NORTHERN NEW MEXICO EMERGENCY MEDICAL SERVICES (BRIAN CALDWELL)
21. REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – COMPUTER EQUIPMENT FOR CITY OF SANTA FE GOVERNMENT TELEVISION CHANNEL; APPLE, INC. (SEVASTIAN GURULE)
22. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEVELOP A “WATER SMART” EDUCATION AND REBATE PROGRAM (COUNCILORS HELDMEYER AND CALVERT) (DAN RANSOM)
23. REQUEST FOR APPROVAL OF FUNDING RECOMMENDATIONS – HUMAN SERVICES PROVIDERS FOR FISCAL YEAR 2007-2008 (TERRIE RODRIGUEZ)

## DISCUSSION:

24. REQUEST FOR APPROVAL OF COOPERATIVE AGREEMENT – ESTABLISH PARTNERSHIP BETWEEN THE DISTRICT AND THE CITY; SANTA FE PUBLIC SCHOOLS (BILL TALLMAN)
25. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO NORTHWEST QUADRANT WATER SYSTEM EXTENSION AGREEMENT – NORTHWEST QUAD TANK; SANGRE DE CRISTO WATER COMPANY; TANO SANTA FE PARTNERS; SOUTHWEST LIFESTYLE CONCEPTS, LLC AND CITY OF SANTA FE (GARY MARTINEZ)
26. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON AUGUST 8, 2007 AN ORDINANCE AMENDING SECTIONS 14-3.14 AND 14-5.2(B) SFCC 1987 REGARDING DEMOLITION AND MINIMUM MAINTENANCE REQUIREMENTS FOR LANDMARK STRUCTURES (COUNCILOR HELDMEYER) (DAVID RASCH) (Postponed at Finance Committee meeting of June 18, 2007)



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27. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2005-10 AND RE-ESTABLISHING THE 400<sup>TH</sup> ANNIVERSARY COMMITTEE PLAN FOR THE FOUR-HUNDRED YEAR ANNIVERSARY OF THE FOUNDING OF LA VILLA DE LA SANTA FE, 1607 THROUGH 1610 (COUNCILOR CHAVEZ) (DARLENE GRIEGO)
28. REQUEST FOR APPROVAL OF A RESOLUTION DESIGNATING UP TO \$300,000 OF THE CITY'S 2008 CAPITAL IMPROVEMENTS PROGRAM (CIP) BOND FOR A CITY OWNED PERMANENT INDOOR ARTS MARKET AT THE RAILYARD (COUNCILOR CHAVEZ) (ROBERT ROMERO)
29. OTHER FINANCIAL INFORMATION
30. MATTERS FROM THE COMMITTEE
31. ADJOURNMENT

Interpreter for hearing impaired is available through City Clerk's Office upon 5 days notice.

**SUMMARY OF ACTION  
FINANCE COMMITTEE MEETING  
Monday, July 2, 2007**

<b><u>ITEM</u></b>	<b><u>ACTION</u></b>	<b><u>PAGE</u></b>
<b>CALL TO ORDER</b>	<b>Quorum</b>	<b>1</b>
<b>APPROVAL OF AGENDA</b>	<b>Approved [amended]</b>	<b>1-2</b>
<b>APPROVAL OF CONSENT AGENDA</b>	<b>Approved [amended]</b>	<b>2</b>
<b><u>INFORMATIONAL AGENDA</u></b>		
<b>REPORT ON SANTA FE CONVENTION AND VISITORS' BUREAU WEBSITE</b>	<b>Information/Discussion</b>	<b>3</b>
<b>UPDATE ON ADMINISTRATIVE ASSISTANCE – HISTORIC PRESERVATION AND LONG RANGE PLANNING DIVISIONS</b>	<b>Information/Discussion</b>	<b>3-4</b>
<b>CONSENT AGENDA LISTING</b>		<b>4-6</b>
<b><u>CONSENT AGENDA DISCUSSION</u></b>		
<b>REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PRINTING AND MAILING OF REMINDER AND FINAL NOTICES TO UTILITY BILLING CUSTOMERS; DATA PRINT, LLC.</b>	<b>Approved [condition]</b>	<b>6-7</b>
<b>REQUEST FOR APPROVAL OF AMENDMENT TO AFFORDABLE HOUSING CONTRIBUTION AGREEMENT – CARLOS REY DEL SUR SUBDIVISION, PHASE IV; VISTANCIA LLC AND SANTA FE COMMUNITY HOUSING TRUST</b>	<b>Approved as amended</b>	<b>7-9</b>

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

**REQUEST FOR CONCEPTUAL  
APPROVAL – CONVERSION OF (LED)  
TRAFFIC SIGNAL BULB  
REPLACEMENT PROJECT**

**REQUEST FOR APPROVAL OF  
BUDGET INCREASE – ½% CIP  
GRT FUND**

**Approved [condition]**

**9-10**

**REQUEST FOR APPROVAL OF A  
RESOLUTION AUTHORIZING EIGHT  
(8) ARTS AND CRAFTS SHOWS AT  
CATHEDRAL PARK DURING THE  
2007 CALENDAR YEAR BECAUSE OF  
THE LIMITED AVAILABILITY OF  
SPACE IN THE DOWNTOWN AREA  
DUE TO ONGOING CONSTRUCTION**

**Approved as amended**

**10-12**

**DISCUSSION AGENDA**

**BID OPENINGS:**

**BID NO. 07/55/B – CITY WIDE  
WATER UTILITY CONSTRUCTION  
AND REPAIR CONTRACT; SUB  
SURFACE CONTRACTING, INC.**

**Approved**

**12-13**

**REQUEST FOR APPROVAL OF  
AMENDMENT NO. 1 TO PROFESSIONAL  
SERVICES AGREEMENT – WATER  
TREATMENT PLANT RESIDUAL  
(SLUDGE TRANSPORT AND DISPOSAL;  
RHINO ENVIRONMENTAL SERVICES**

**Approved**

**13-14**

**REQUEST FOR APPROVAL OF  
COOPERATIVE AGREEMENT –  
ESTABLISH PARTNERSHIP BETWEEN  
THE DISTRICT AND THE CITY; SANTA  
FE PUBLIC SCHOOLS**

**Approved**

**14**

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO NORTHWEST QUADRANT WATER SYSTEM EXTENSION AGREEMENT – NORTHWEST QUAD TANK; SANGRE DE CRISTO WATER COMPANY; TANO SANTA FE PARTNERS; SOUTHWEST LIFESTYLE CONCEPTS, LLC., AND CITY OF SANTA FE	Approved	14-17
REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JULY 2, 2007, OF AN ORDINANCE AMENDING SECTIONS 14-3.14 AND 14-5.2(B) 1987, REGARDING DEMOLITION AND MINIMUM MAINTENANCE REQUIREMENTS FOR LANDMARK STRUCTURES	Postponed to 07/17/07	17
REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2005-10, AND RE- ESTABLISHING THE 400 <sup>TH</sup> ANNIVERSARY COMMITTEE PLAN FOR THE FOUR-HUNDRED YEAR ANNIVERSARY OF THE FOUNDING OF LA VILLA DE LA SANTA FE, 1607 THROUGH 1610	Approved [amended]	17-21
REQUEST FOR APPROVAL OF A RESOLUTION DESIGNATING UP TO \$300,000 OF THE CITY'S 2008 CAPITAL IMPROVEMENTS PROGRAM (CIP) BOND FOR A CITY OWNED PERMANENT INDOOR ARTS MARKET AT THE RAILYARD	Postponed to August 2007	21
OTHER FINANCIAL INFORMATION	None	21
MATTERS FROM THE COMMITTEE	Information/discussion	21-22
ADJOURNMENT		22

**MINUTES OF THE  
CITY OF SANTA FE  
FINANCE COMMITTEE  
Monday, July 2, 2007**

**1. CALL TO ORDER**

A meeting of the Finance Committee was called to order by Chair Karen Heldmeyer, at 5:15 p.m., on Monday, July 2, 2007, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

**2. ROLL CALL**

**MEMBERS PRESENT:**

Councilor Karen Heldmeyer, Chair  
Councilor Christopher Calvert  
Councilor Carmichael Dominguez  
Councilor Matthew Ortiz  
Councilor Rebecca Wurzbarger

**OTHERS ATTENDING:**

Kathryn Raveling, Finance Director  
Yolanda Green, Finance Division  
Melessia Helberg, Stenographer.

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

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

**3. APPROVAL OF AGENDA**

Ms. Raveling said it is recommended that Items 7(B) and Item #14 be removed from the Consent Agenda for discussion. She said there is no FIR on Item #25, and asked if the Committee would like to postpone this item to the next meeting.

Chair Heldmeyer said staff has tried to get a FIR on Item #25 for two weeks, and the whole purpose of bringing this to Finance is to discuss the FIR. However, the Committee is free to move it forward without knowing the financial recommendations.



Councilor Calvert wants to keep this on the agenda, and if we determine that we don't have the information we need, we can then postpone it.

**MOTION:** Councilor Calvert moved, seconded by Councilor Ortiz, to approve the Agenda as amended.

**Friendly amendment:** Councilor Ortiz said in deference to Councilor Wurzburger, he was going to pull Item #26 and have it go back to staff for clarification. He was going to postpone Item #28 to the first meeting in August to allow the Business & Quality of Life Committee to hear answers to the questions which were added.

**Discussion on the friendly amendment:** Councilor Wurzburger agreed with removing both items.

Responding to Councilor Wurzburger, Ms. Raveling said Councilor Chavez would like his two items to be pushed to the end of the agenda if possible.

Councilor Wurzburger said the questions which need to be answered, have to be answered at the Business & Quality of Life Committee and not at this Committee, and she wants it to go back to that Committee.

**The amendment was friendly to the maker of the motion, and there were no objections from the other Councilors.**

**Clarification of the motion:** Councilor Ortiz said Item #26 will be pulled and postponed to the next meeting. Item #28 will be pulled and placed on the agenda for the first meeting in August to give it time to go through Business and Quality of Life. He said Items #7(B) and #14 are moved to the beginning of the Discussion Agenda.

Councilor Wurzburger asked for clarification that Item #26 will go back to staff for clarification, noting that the language is not acceptable.

Chair Heldmeyer said this is correct, and staff needs to check with Councilor Wurzburger with regard to the language.

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

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

**MOTION:** Councilor Calvert moved, seconded by Councilor Wurzburger, to approve the Consent Agenda as amended.

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

## **INFORMATIONAL AGENDA**

### **5. REPORT ON SANTA FE CONVENTION AND VISITORS' BUREAU WEBSITE. (KEITH TOLER)**

Keith Toler said the website went live on May 8, 2007. Mr. Toler reported that since that time there have been 122,620 visitors to the site, and provided other statistical information. Mr. Toler said Studio X is being used for the website. He is working with them to make the website more search engine friendly, noting the original website was designed from an esthetic perspective, and not really designed for the search engine. He is working to make it more search engine friendly so people can find the City. There is a booking engine on the website which is being provided by Jackrabbit Systems of Santa Fe. It is a good engine, and when someone puts in a date, it will just bring back availability for those dates, rather than having to go to every hotel for availability.

Mr. Toler is concerned about the business model and is working to address that, noting it is about 40 cents per click-through for the hotels to pay to Jackrabbit systems, and they are using that booking engine on a variety of other sites as well.

Chair Heldmeyer asked Mr. Toler to provide a copy of this report to Councilor Chavez as well, noting he was one of those who requested it.

### **6. UPDATE ON ADMINISTRATIVE ASSISTANCE – HISTORIC PRESERVATION AND LONG RANGE PLANNING DIVISIONS. (GALEN BULLER)**

Galen Buller, City Manager, reported on the status of the Administrative Assistant currently providing assistance to Divisions which will be in different Departments as the result of reorganization – Long Range Planning and Historic. He had said previously he hoped this would be resolved by Friday between the two departments, and asked Mr. Hiatt to describe how it was resolved, commenting he thought it was resolved to everyone's satisfaction.

Mr. Hiatt said it isn't resolved, but they are getting closer. He said he, Galen Buller, and Kathy McCormick have discussed this, and Ms. McCormick has given an additional 30 days before we process the PA to move this employee. He spoke with the employee and asked her to stay for 30 days to train somebody, and now he has to find somebody. He has spoken with two employees and will speak with them again next week. The idea is to provide a full time support staff for the Historic Division.

Chair Heldmeyer said then you are promising that there will be no delay of cases because of the lack of administrative staff.

Mr. Hiatt said he wasn't trying to promise anything, but he does not believe there will be any hold-up of cases, noting he has Maria for the next 30 days and he wants to train someone before she leaves. This is the goal.

### **CONSENT AGENDA**

**7. BID OPENINGS:**

**A. BID NO. 07/54/B – UNIFORMS FOR CITY OF SANTA FE. (ROBERT RODARTE)**

- 1. NEVE'S UNIFORMS**
- 2. CAPITAL UNIFORMS**
- 3. FOOT SOLUTIONS**
- 4. JOB SITE**

**B. *[Removed to the Discussion Agenda]***

**C. BID NO. 07/57/B – ON CALL CONSTRUCTION SERVICES FOR VARIOUS CAPITAL IMPROVEMENTS PROJECTS CONSTRUCTION AGREEMENT; A.S. HORNER, INC. (DESIRAE LUJAN)**

**8. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – COORDINATION OF THE ARTWORKS PROGRAM (RFP #07/48/P; KRISTIN WATSON. (DEBRA GARCIA Y GRIEGO)**

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

**10. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – POLICE VEHICLE EQUIPMENT AND INSTALLATION; WEST MESA AUTO CRAFTS, INC. (ROBERT RODARTE)**

**A. REQUEST FOR APPROVAL OF BUDGET TRANSFER – GRT POLICE FUND.**

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

**12. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT AND PROFESSIONAL SERVICES AGREEMENT – WATER TREATMENT FACILITY SERVICES; YUKON AND ASSOCIATES, INC. (GARY MARTINEZ)**

13. **REQUEST FOR APPROVAL OF RESTATED AND AMENDED AGREEMENT – LEASE STORAGE SPACE IN ABIQUIU AND ELEPHANT BUTTE RESERVOIRS; CITY OF SANTA FE, ALBUQUERQUE, BERNALILLO COUNTY AND WATER UTILITY AUTHORITY. (CLAUDIA BORCHERT)**
14. *[Removed to Discussion Agenda]*
15. **REQUEST FOR APPROVAL OF GRANT AWARDS – STATE OF NEW MEXICO AGING AND LONG TERM SERVICES DEPARTMENT. (MELANIE MONTOYA)**
  - A. **FOSTER GRANDPARENT PROGRAM**
  - B. **RETIRED AND SENIOR VOLUNTEER PROGRAM**
  - C. **SENIOR COMPANION PROGRAM**
    1. **REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT/ DECREASES – GRANT FUND.**
16. **REQUEST FOR APPROVAL OF CHANGE ORDER NO. 1 – ADDITIONAL ASPHALT MILLING AND INLAY FOR CERRILLOS ROAD/ST. MICHAEL'S DRIVE/OSAGE AVENUE INTERSECTION IMPROVEMENTS PROJECT; STAR PAVING COMPANY. (LEROY PACHECO)**
  - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND)**
17. *[Removed for discussion by Councilor Calvert]*
18. *[Removed for discussion by Councilor Calvert]*
19. **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PHYSICALS FOR FIREFIGHTERS; CONCENTRA MEDICAL CENTERS. (BRIAN CALDWELL).**
20. **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – MEDICAL DIRECTION SERVICES FOR FIRE DEPARTMENT; NORTHERN NEW MEXICO EMERGENCY MEDICAL SERVICES. (BRIAN CALDWELL)**
21. **REQUEST FOR APPROVAL OF PROCUREMENT UNDER FEDERAL PRICE AGREEMENT – COMPUTER EQUIPMENT FOR CITY OF SANTA FE GOVERNMENT TELEVISION CHANNEL; APPLE, INC. (SEVASTIAN GURULE)**
22. **REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO DEVELOP A “WATER SMART” EDUCATION AND REBATE PROGRAM (COUNCILORS HELDMEYER AND CALVERT). (DAN RANSOM)**

**23. REQUEST FOR APPROVAL OF FUNDING RECOMMENDATIONS – HUMAN SERVICES PROVIDERS FOR FISCAL YEAR 2007-2008. (TERRIE RODRIGUEZ)**

**CONSENT AGENDA DISCUSSION**

Responding to the Chair, Councilor Calvert said he is willing to defer Item #9 until the end, because Councilor Chavez will be late in arriving.

**11. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – PRINTING AND MAILING OF REMINDER AND FINAL NOTICES TO UTILITY BILLING CUSTOMERS; DATA PRINT, LLC. (PETER ORTEGA)**

Councilor Calvert asked if this is an annual contract.

Mr. Ortega said it is a four-year contract to 2008, but the amendment is for the amount of the contract. The original contract was for \$338,000 for four years.

Councilor Calvert said then it is about \$110,000 per year to print bills. He said he understands the City doesn't have the capability to do this, and asked if, at some point if we continue to do this, we could purchase the equipment and do it ourselves. He would like staff to examine this aspect, commenting this is a significant amount to print bills.

Mr. Ortega said it also would be necessary to hire additional staff to do this.

Councilor Calvert believes a part time staff person could be hired to do this.

Ms. Raveling said they also do all the programming to print the bills, and there is no one on staff who can do this. She said each time the bill is redesigned, the company does the programming to print the bill.

Councilor Calvert asked if this includes the cost for postage.

Mr. Ortega said the contract itself includes the postage, but the dollar amount of this amendment is only for professional services, supplies and such.

Responding to Councilor Calvert, Mr. Ortega reiterated that the contract includes postage, and said the postage is billed separately because the costs increase along with the increase in the number of bills which are mailed.

Councilor Calvert asked if the company does all of the sorting in order to get the cheapest rate. Mr. Ortega said yes.

Councilor Calvert asked if there is a time crunch on this request.

Mr. Ortega said we are very close.

Ms. Raveling said staff can come back in 30 days if we think we can do it ourselves, and cancel the contract.

Chair Heldmeyer said staff wants to know if Councilor Calvert wants to look at this for this fiscal year, because this contract ends at the end of this fiscal year.

Councilor Calvert asked how many years this amendment obligates the City.

Chair Heldmeyer reiterated that the termination date is 6-30-2008, but just because it is renewable doesn't mean we would be renewing it.

Ms. Raveling said in 2008, we would be issuing an RFP, reiterating that the four years of this contract expire in 2008.

Teresita Garcia said the company has a program which bar codes the zip code and bulks it and we get the cheapest rate. We then get a detailed billing about what type of bulk is used, and the number of zip codes at the regular price, so the program does allow for the best postal rate.

MOTION: Councilor Calvert moved, seconded by Councilor Ortiz, to approve this request for the coming year, with direction to staff to provide an analysis within two months with regard to the feasibility of purchasing equipment and bringing this in-house.

Councilor Wurzbarger wants to see an analysis of what it would look like if we do it.

Chair Heldmeyer said another possibility would be to break it down into component tasks. For example, there are mailing companies who will insert the bar code and postage on the bills, and perhaps this could be a separate contract. She asked if it is necessary for a bidder to understand the AG Edwards system to format the bills. Ms. Raveling said no.

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

**17. REQUEST FOR APPROVAL OF AMENDMENT TO AFFORDABLE HOUSING CONTRIBUTION AGREEMENT – CARLOS REY DEL SUR SUBDIVISION, PHASE IV; VISTANCIA LLC AND SANTA FE COMMUNITY HOUSING TRUST. (RON PACHECO)**

A copy of the "First Amendment to Affordable Housing Contribution Agreement," is incorporated herewith to these minutes as Exhibit "1."

Councilor Calvert said the proposal in the packet isn't correct, but the proposal which was just distributed is the correct one [Exhibit "1"].

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the amended version of the proposal [Exhibit "1"].

DISCUSSION: Councilor Wurzbarger said she doesn't understand why we would have approved 13 affordable priced homes which allowed the developer to give us studios of 400 sq. ft. each.

Mr. Pacheco said the agreement as written in 1994, gave the developer the option to choose which units he was going to deliver, and he could have chosen to give us thirteen 400 sq. ft. units. The agreement written in 1994 didn't tie exact square footage size to units, noting this isn't something we would do now. However, staff was in the position of negotiating a better deal for the City.

Councilor Wurzbarger said this is just a hypothetical analysis after the fact that they could have done this, and to point out further what a bad deal it is because it wasn't specified.

Mr. Pacheco said yes.

Chair Heldmeyer asked why a decision was made that it is better to get the six units we're getting, rather than 13 studios, noting there is a demand for those.

Mr. Pacheco said there is a demand for smaller units, but under the current agreement, which staff is recommending you approve, we get six families in homes which are administered under Santa Fe Homes. Under the 1994 agreement, they weren't under HOP, and would be managed by the Santa Fe Community Housing Trust, and we couldn't take liens on those homes and maintain affordability over time. We will now have six homes which we will control, and be able to maintain affordability in perpetuity, which we didn't have under the former agreement. We are also getting garages.

A staff person said the new ordinances require that there be no distinction between the type of development, and that these affordable houses don't look any different from the other houses. The agreement in place would have created units which were distinctly different from the units he was creating. He is now creating units which are indistinguishable in every regard.

With regard to the graffiti, there was a detective on site who told them not to do anything until they made some notation. He will ensure that is removed as this goes forward.

Councilor Wurzbarger understands, but agrees with Councilor Heldmeyer about the need for studios. She believes we need to look at the Homes Program. Right now we are restricted, and

we may have unnecessarily over-prescribed our options with respect to someone who would be happy living in an 800 sq. ft. house. Mr. Sandoval said the minimum is as low as 900 sq. ft. for the one bedroom studio. Councilor Wurzburger wants to revisit this as a Council.

Chair Heldmeyer said we might revisit two bedrooms in every house, which is something else we included.

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

**18. REQUEST FOR CONCEPTUAL APPROVAL – CONVERSION OF (LED) TRAFFIC SIGNAL BULB REPLACEMENT PROJECT. (CHRIS ORTEGA)**  
**A. REQUEST FOR APPROVAL OF BUDGET INCREASE – ½% CIP GRT FUND.**

Councilor Calvert said he pulled this item, because he passed some information to Mr. Romero that State Transportation was considering providing these funds through a low or no interest loan. He said the City was considering financing this through the utility bill savings. He asked if Mr. Romero has followed up in this regard.

Mr. Ortega said he hasn't had this discussion with Mr. Romero, and was unaware of this offer.

Ms. Raveling said it is very difficult for the City to go out on its own to do financing, especially through a private lender or a bank, noting there are a lot of regulations against that. We probably could go through the MFOA. However, she recommends, for this amount of money, paying for this out of cash balances. She said the paperwork is the same whether the financing is for \$400,000 or \$20 million, and there is a lot of paperwork and a lot of reviews by the Committee. She reiterated that she recommends using cash balances to pay for this.

Responding to Councilor Calvert, Ms. Raveling said you would be moving general fund money into the CIP fund. She said it can be done, but the general fund already is very tight, and she is unsure why he would want to move general fund money to CIP to pay back CIP. She said the savings is in the general fund. She asked Councilor Calvert if he is sure this is what he wants to do, saying it can be done.

Councilor Calvert said he is just reflecting the way the proposal was written to us.

Chair Heldmeyer said we passed the resolution 1½ years ago and nothing had been done. Part of the reason, are the various funds and how they do and don't interact and talk to each other. The bottom line is that during the 1½ years, we lost the potential for revenue savings because we didn't trade these out. It's not a huge amount of money. She is glad to hear the State is offering low or no interest loans. However, if other loans we've gotten from the State are any indication, it would take another 1½ years to do the paperwork and get the money. She agrees



with Ms. Raveling, and if the money is available, she said "let's do it, and we'll see the savings as soon as we start doing it." She said it was the one recommendation from the task force which said it would pay for itself in a short period of time.

Councilor Calvert said he has no problem, and he was hoping to get feedback from Mr. Romero, but he doesn't want to hold delay this.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve this request with direction to staff to follow-up just to see what the State could do in this regard.

DISCUSSION: Chair Heldmeyer said we all have lists for which we can use this money.

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

**9. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING EIGHT (8) ARTS AND CRAFTS SHOWS AT CATHEDRAL PARK DURING THE 2007 CALENDAR YEAR BECAUSE OF THE LIMITED AVAILABILITY OF SPACE IN THE DOWNTOWN AREA DUE TO ONGOING CONSTRUCTION (COUNCILOR CHAVEZ). (SABRINA PRATT)**

Responding to Councilor Calvert, Councilor Chavez said the two additional shows are in addition to the six shows we normally have, and are on a temporary basis, because of the construction in the downtown area. Eventually, we need to find a more permanent place for these organizations which are using City space.

Councilor Calvert said one would be available to one of the three arts organizations scheduled to hold shows at Cathedral Park.

Responding to Councilor Chavez, Chair Heldmeyer said the amendment is in the packet.

Councilor Chavez said these are internal to each of the organizations which organize themselves, and we are providing space for them to show their work.

Councilor Calvert asked if these three organizations are like a show for the Girls' Club.

Ms. Garcia y Griego said the ones being discussed are the Santa Fe Society for Artists, Santa Fe Council for the Arts and Northern New Mexico Finance and Craft Skills, all locally based, supporting local artists.

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve this request as amended by Public Works.

DISCUSSION: Councilor Dominguez asked if these organizations currently use this space.

Councilor Chavez said they have been sharing space, but there is always pressure for additional space, because there is an arts organization which is using the parking lot at the Bank and it will be displaced in the near future as well.

Councilor Dominguez said then we're looking for an opportunity to provide those organizations the space from which they have been displaced.

Councilor Chavez said yes, and as part of our Economic Development Plan and part of our cultural and heritage tourism and creative cities and such. He said arts organizations are using the outdoor space at Cathedral Park, parking lots, and such. The reason for this is to expand the two shows, but with the understanding that we need to continue to look for additional outdoor space for different arts & crafts organizations to show their work.

Councilor Dominguez said then any organization with a show could use that space. He wants to know if this is being made available for a select few or if it will be available to others.

Councilor Chavez said there are a certain number of arts organizations which have been identified which have been working with the City and the Arts Commission. There are groups which come up from time to time, but so far, the groups have been well identified and consistent. We know with which groups we are dealing for the use of the public space. He said they are organized, have gone through the process and have been using public space for many years.

Councilor Dominguez asked if a group was formed tomorrow and if they were established, could they use this space.

Chair Heldmeyer said they would have to be a 501(C)(3).

Ms. Garcia y Griego said the way the current amendment is written, it would be only the three non-profit groups which are identified in the amendment.

Councilor Dominguez said then it is limited to those, and other organizations won't be able to take advantage of this.

Ms. Garcia y Griego said this is correct according to the amendment passed at Public Works.

Responding to the Chair, Councilor Chavez said it is temporary and only for this year until the construction in the downtown area is in a better situation. He said Cathedral Park has been managed in a different way. Because it is a public park, it has a dual purpose because of some of the other uses for Cathedral Park. Cathedral Park has presented challenges which differ from other spaces because we aren't competing for other interests in other areas as we are in Cathedral Park. This is the reason Cathedral Park is limited to six shows annually, much having to do with the Church calendar.

Chair Heldmeyer said the eight shows would be only for 2007, and in 2008 it would go back to six shows.

Councilor Wurzbarger will vote for this, but she would like staff, before this goes to Council, to provide information as to how the policy was formulated with respect to which groups were chosen, when chosen and provide the complete list. Ms. Garcia y Griego said this will be done.

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

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**END OF CONSENT CALENDAR DISCUSSION**

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**DISCUSSION AGENDA**

**7. BID OPENINGS:**

**B. BID NO. 07/55/B – CITY WIDE WATER UTILITY CONSTRUCTION AND REPAIR CONTRACT; SUB SURFACE CONTRACTING, INC. (P.J. GRIEGO AND BRIAN SNYDER)**

Chair Heldmeyer said the reason this was pulled, is that there are some things which are going to Public Utilities, but because of time considerations, the order was reversed. In this particular case there is \$500,000 for this purpose and all the bids were over \$500,000, so we will give someone \$500,000. She noted that the bids from Sub Surface Contracting and SwerdFerber Contracting were quite close. She asked, given that we will not give the whole bid to either contractor, why we aren't giving this to the local contractor.

Mr. Snyder said the budget is \$500,000 for this line unit. He said all of the work orders and emergency repairs are based on unit prices.

Chair Heldmeyer asked, given that everybody's bid was over the available funds, why the bid wasn't given to the local bidder, noting there is no discussion of local preference.

Ms. Raveling said on page 3, with regard to local preference, both companies have local preference.

Responding to Councilor Ortiz, Mr. Snyder said Subsurface has a Santa Fe office with which it qualified for local preference. He said SwerdFerber is out of Colorado, but has a Santa Fe office, commenting that Sub Surface is out of Albuquerque, and both qualify for the local preference.

Responding to the Chair's question, Robert Rodarte said both have a local preference, which is the City of Santa Fe and Santa Fe County allowance of 8%. The two top companies

also have a New Mexico residence of 5%, which isn't needed in this particular case, because they both have local preference which takes precedence over the resident preference.

Councilor Wurzbarger said if Neil Carter still owns Sub Surface Contracting, he lives in Santa Fe. She asked, with both having offices in Santa Fe and business licenses, if we will get the GRTs.

Mr. Rodarte said if they are both doing business in the City, then the City will get the GRTs.

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

DISCUSSION: Councilor Wurzbarger said it would be good to have a category which says "local preference," and this discussion wouldn't be needed.

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

**14. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT – WATER TREATMENT PLANT RESIDUAL (SLUDGE TRANSPORT AND DISPOSAL; RHINO ENVIRONMENTAL SERVICES. (ROBERT GALLEGOS)**

Chair Heldmeyer said this will go to Public Utilities, and the reason it was taken off Consent, is because the City Manager is authorizing the money in advance of the work.

Robert Gallegos said a contractor was out late last month, and it became readily apparent that the money to get rid of the sludge was insufficient, and the reason for adding the \$40,000 to this PSA before the contractor left so they could continue work. Unfortunately, they had to leave to do work at White Sands, but we're trying to get them back any day to continue the work.

Councilor Calvert asked how much we pay on an annual basis for the removal of sludge to Rio Rancho.

Mr. Gallegos said we haven't been doing this long enough to get an annual cost. The \$20,000 represents the first money we've used to get the waste to Rio Rancho.

Councilor Calvert asked if there is a way to project an annual cost.

Mr. Martinez said if this is any indication, this is the annual amount we will be paying.

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

DISCUSSION: Councilor Heldmeyer observed that Costy is very protective of the sludge.

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

**24. REQUEST FOR APPROVAL OF COOPERATIVE AGREEMENT – ESTABLISH PARTNERSHIP BETWEEN THE DISTRICT AND THE CITY; SANTA FE PUBLIC SCHOOLS. (BILL TALLMAN)**

MOTION: Councilor Ortiz moved, seconded by Councilor Wurzbarger, to approve this request.

DISCUSSION: Chair Heldmeyer said there have been problems in the past in terms of the use of recreation facilities on School District land leased by the City with regard to use after school hours, and the principals were unhappy about public access. She asked if these changes will work out those problems.

William Tallman said they will.

Bobbie Gutierrez, Deputy Superintendent, said she developed a facilities guide which runs through her office, and she will work to get this done. All requests will go through her office. She said the facilities will be open to the public, and the principals will no longer have the option in this regard. She will be educating the principals, and she wants to hear about any problems which arise.

Chair Heldmeyer said the problem was that everything had to go through the principals, and said there could be problems in doing it this way.

Deputy Superintendent Gutierrez said although there have been serious problems in the past, there have been done during the past year. She said it is important that she be advised immediately about any problems which may arise with regard to the uses under the agreement. She said Mr. Tallman has worked with her on the users' agreement.

Councilor Wurzbarger would like to post a sign at the facility with regard to hours of availability, and said the sign should be clear so the principal can read it.

Chair Heldmeyer said in the past the City was told there were liability issues in allowing people on school property after regular school hours.

Ms. Gutierrez said she is pursuing the issue of liability with the Schools' carrier, New Mexico Public Schools Insurance Authority.

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

**25. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO NORTHWEST QUADRANT WATER SYSTEM EXTENSION AGREEMENT – NORTHWEST**

**QUAD TANK; SANGRE DE CRISTO WATER COMPANY; TANO SANTA FE PARTNERS; SOUTHWEST LIFESTYLE CONCEPTS, LLC., AND CITY OF SANTA FE. (GARY MARTINEZ)**

Mr. Martinez presented information to the Committee from his Memorandum of June 20, 2007, and said staff recommends approval of Amendment No. 5 and to send this item forward to City Council.

Chair Heldmeyer said then the City won't be building a tank, and will be building a pump, and the staff is giving up on the idea of a tank.

Mr. Martinez said we are giving up the idea of building a tank at the Barranca Road site. He said they are not giving up the idea of a tank, not necessarily for the NW Quadrant, but for our system in general. The construction of this closed loop system will satisfy the NW Quadrant needs at this point. The additional volume that Brown & Caldwell was considering was just to evaluate the systems in equality, and not on the fact that we need a 2.5 million-gallon storage at the 10 million gallon tank site. Although the Brown & Caldwell report identified it, staff feels the storage needs to be looked at for the City in general and not just the NW Quadrant, and would like the funding to be there so we can evaluate the whole storage structure and build a tank in the appropriate zone where it is needed.

Chair Heldmeyer said then Mr. Martinez is saying this is not the zone where he would put storage anywhere in this whole zone.

Mr. Martinez said this may be a zone where we will put storage, but it hasn't been clearly identified. There is another tank at which staff currently is looking, which is a 4 million-gallon tank for La Tierra. He wants to develop a master plan so we can identify the appropriate locations for storage and get a clear path, with direction to staff as to the location of the storage, but he doesn't have that at this point.

Chair Heldmeyer said then the developer is providing \$1.6 million for a new tank or something else we want to go there, and asked the cost of a new tank.

Mr. Martinez said about \$1 million, which is less than the \$1.6. However, considering the instrumentation, grading and such, it will be \$1.2 to \$1.6, although he doesn't know the specific location and it is difficult to identify an actual cost.

Chair Heldmeyer said, with the developer, it says, "Phase 2 includes approximately \$5.18 million of facilities," noting what is in the packet is what is being proposed as the amendment. She asked if this amount was in the original agreement, or was it just talking about the kinds of facilities which need to be provided, and that would be today's cost.

Mr. Martinez said this is calculated on the amount of the cost of the facilities as of today as to what it would have cost the developer to build the storage tank and the setup in the original amendment at today's cost.

Chair Heldmeyer asked the huge discrepancy between the cost of the two tanks – over \$5 million to build the tank the way originally proposed, and \$1-2 million for a new tank somewhere else.

Mr. Martinez said the costs also anticipated some site grading, a 20-inch pipeline which was required, and other infrastructure which wouldn't be required normally at another storage tank location. The City wanted to hold the developer responsible for the original costs, and the reason for the \$5.1 million. If the developer was building a tank at the 10 million gallon tank site owned by the City it would cost \$1 million and he'd be done with it, but this isn't the case.

**MOTION:** Councilor Calvert moved, seconded by Councilor Dominguez, for approval of this request.

**DISCUSSION:** Councilor Calvert thanked all the parties for their hard work in coming up with a win/win/win situation where everybody benefits, and thinks this is a good agreement.

Chair Heldmeyer said it maybe not be a win/win/win situation yet, and doesn't know why it is so hard to get information about this. She said a lot of people wanted it to be this way. She said we are hearing this was going to be a very expensive tank, but we can find another tank that is really cheap, and she hears this a lot. She believes we all need to keep track of this and of what the costs are.

Chair Heldmeyer said she has "heard this song" before too many times, because certain people and Councilors want things a certain way, staff feels it needs to come up with something which fits what people want, which is good if it's real. She hopes it is real, but she is skeptical.

Mr. Martinez said what drove the cost of this project up was the financial risk and also the costs associated with the project.

Chair Heldmeyer understands this. She said part of the risk is that they were going to sue if we tried to build this.

Mr. Martinez said it is important to bear in mind that the Water Division staff always prefers elevated storage facilities. Under the circumstances, he thinks this is the best alternative for the City. If given the same choice, and there was a vacant lot with an elevated storage tank site potential, he would strongly suggest to the developer that the tank be built on site. He said we need to learn a lesson from this experience.

Chair Heldmeyer said the problem is this wasn't done at the time at which it was agreed, and wasn't there when people started buying homesites.

Councilor Wurzbarger said she understands that the major impetus for this change did not come from the Council, but from neighbors who were very uncomfortable. She agrees that it should have been done 14 years ago. She complimented everyone, and Councilor Calvert for working for a compromise. She appreciates Mr. Martinez's comments about how he assesses the problem.

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

- 26. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON JULY 2, 2007, OF AN ORDINANCE AMENDING SECTIONS 14-3.14 AND 14-5.2(B) 1987, REGARDING DEMOLITION AND MINIMUM MAINTENANCE REQUIREMENTS FOR LANDMARK STRUCTURES (COUNCILOR HELDMEYER). (DAVID RASCH) (Postponed at Finance Committee meeting of April 30, 2007) (Postponed to the meeting of July 16, 2007)**

This item was postponed to the meeting of July 16, 2007.

- 27. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2005-10, AND REESTABLISHING THE 400<sup>TH</sup> ANNIVERSARY COMMITTEE PLAN FOR THE FOUR-HUNDRED YEAR ANNIVERSARY OF THE FOUNDING OF LA VILLA DE LA SANTA FE, 1607 THROUGH 1610 (COUNCILOR CHAVEZ). (DARLENE GRIEGO)**

Councilor Ortiz said he appreciates that Councilor Chavez introduced the changes. However, he asked why we need to delete a committee when we already have a committee which has been formed, and if we do this, are we deleting the membership of the Committee which has been appointed and is meeting. He asked about Item B discussing a non-profit with which they were to work closely, commenting this seems to be new and out of the blue.

Darlene Griego said she was told by the legislative writers that you don't amend a Resolution, but you repeal it and start over. The purpose was to remove "celebrate" at the request of Governor James Mountain, Chair of Eight Northern Pueblos, at the All Indian Pueblo meeting.

Councilor Chavez said this resolution reestablishes the 400<sup>th</sup> Anniversary Committee, and the appointed committee won't change nor will the composition of the subcommittees. At the last Council meeting the Mayor appointed a Pueblo representative. Councilor Chavez said he wanted to clean up some of the language of the Resolution, and this was suggested as the way to approach it. When he attended the meeting of the All Pueblo Council, he was asked if we would be willing to strike the "celebration" language because of the sensitivity of the history. He said he would take the request back to the City Council for its consideration. He noted a minor typo in the resolution which should be IndoHispano, not IndioHispano.

Councilor Chavez said the non-profit corporation is being formed to pursue grant writing



and other fundraising, and perhaps consider donations to the City to assist in the programming and events for the 400<sup>th</sup> Anniversary. He said there currently isn't a non-profit.

Councilor Ortiz said the language in B should be something such as, "In the event that a nonprofit corporation is formed."

Councilor Chavez said it is the Committee's intent to establish a non-profit 501(c)(3) organization, and the reason the language is included, to assist with the funding of the programs and events for the 400<sup>th</sup> anniversary.

Councilor Ortiz said it may be the intent to do it, but they haven't done it now. Perhaps the Resolution should direct that the Committee form a nonprofit corporation and then we work closely together, instead of saying that this Committee shall work closely with this incorporated entity which is not yet in existence, noting he was unable to find such an organization on the internet. He would like to change the language in Paragraph B to comport with reality which is that there is no nonprofit organization.

Ms. Griego said the nonprofit already has filed its articles of incorporation, and the next order of business is to vote on the By-Laws and the EIN is in progress, or at least this is what has been reported to the Committee.

Councilor Ortiz asked if some of the 11 members of the City Committee also will serve on the Board of Directors of the nonprofit which has been created.

Councilor Chavez said probably.

Councilor Ortiz said then we're directing that the Committee appointed by the City work with itself because there is a cross-pollination of members.

Councilor Ortiz asked if the festivities which acknowledged Jamestown, Virginia were "celebrated"

Ms. Griego said they were "commemorated," noting that Albuquerque also commemorates such activities.

Councilor Ortiz asked, with regard to the deletion of "celebration," if using "commemoration" is to make it culturally sensitive.

Councilor Chavez said his intent for striking the language "celebrate" is to be culturally sensitive.

Councilor Ortiz said the language of Section B needs work, but believes there are fundamental issues in directing a City committee to work with a non-profit, without knowing what that nonprofit is, or whether it is in existence.

Councilor Wurzbarger agrees and would like Section B to be modified to reflect something like, "The 400<sup>th</sup> Anniversary Committee is requested to form a non profit to help plan for the 400<sup>th</sup> Anniversary." She has no argument with changing the language to "commemorate," but she doesn't understand why we are repealing the Resolution, rather than just amending it which she prefers to do.

Responding to Councilor Wurzbarger, Ms. Griego said she was instructed to do it this way by Melissa Byers and Jeanne Price.

Councilor Chavez said the City has repealed Resolutions previously in order to make changes to a Resolution.

Councilor Wurzbarger said reestablishing a committee implies to her that you are giving it a new mission, and you're getting new people and we're not doing any of that. She doesn't understand this, and would like to make the necessary changes to the existing Resolution.

Responding to Councilor Wurzbarger, Ms. Griego said it was approved by Mr. Katz, and the language regarding the 501(c)(3) was also Frank's.

Councilor Heldmeyer said Mr. Katz told Ms. Byers and Ms. Price to do it this way.

MOTION: Councilor Wurzbarger moved, seconded by Councilor Calvert, for approval of this Resolution with the condition that Item B be modified to reflect the observations that all of the Committee discussed earlier.

DISCUSSION: Councilor Calvert asked about the striking of the language in the title, "~~de San Francisco de Asis~~."

Ms. Griego said this was based on a request from Tom Chavez who's a historian, who said that at the time the City was founded, this wasn't the whole name, and it was La Villa Real de Santa Fe, and the de San Francisco de Asis came later.

Councilor Chavez said the Resolution went through the Cuartocentenario Committee for its review, and he appreciates that Committee's support for the resolution.

Councilor Calvert said he doesn't want to make a huge thing out of it, but on page 2, line 2, he asked if we really need "Almighty God," on that line since this is a government document.

Councilor Chavez said it can be removed, but it was in the original document.

Councilors Wurzbarger and Calvert said they want it deleted.

Councilor Chavez said in talking of the separation between Church and State, we don't meet on Hanukkah.

Responding to Councilor Calvert, Councilor Chavez said he introduced the original resolution before Councilor Ortiz repealed it. He said this language always has been in the Resolution.

**Friendly amendment:** Councilor Calvert proposed an amendment to strike "almighty god." **The amendment was friendly to the maker, and there were no objections by the other Committee members.**

Councilor Heldmeyer asked, given that the City Attorney has said that donations to the City are tax deductible, why we need a separate 501(c)(3). She said every time we have one, we get into trouble, because we don't have clear lines of demarcation or who is to do what, and it ends up being very confused.

Ms. Griego understands from the Chair that there are corporate sponsors who are interested in making donations, but prefer to do it to a 501(c)(3), rather than the City.

Ms. Raveling said the trade-off is that once it becomes City money, all of the City procurement applies. However a 501(c)(3) is more independent.

Councilor Heldmeyer said if there is a separate 501(c)(3) but it's not separate from City government, the question becomes which rules it follows and those which it does not. She said we just had an issue about Church/State separation with Santa Fe Beautiful earlier this year. She said the City is committed to a certain level of inclusiveness which may or may not apply to a 501(c)(3).

Chair Heldmeyer asked if the term "Santa Fe 400<sup>th</sup> Anniversary Committee, Inc.," was one of the terms which was incorporated by a local citizen who had a number of terms he was incorporating with the hope that the 400<sup>th</sup> Anniversary Committee would pick up one of them.

Ms. Griego said no, one of the Committee members wanted it.

Chair Heldmeyer reiterated she wants to nail down the relationship between the City and the 501(c)(3) right from the beginning – who does what under what rules.

Councilor Wurzbarger said we need to specifically ask the City Attorney to clarify this before City Council, so we're not hung out there and we can't do the work we have to do.

Councilor Chavez clarified that he isn't advocating for this. The Committee asked that it be incorporated into the Resolution. If we can do it without the 501(c)(3) it would be okay with him. However, the Committee understood that these events aren't budgeted nor funded, so it will need to do some of its own fundraising, and the reason for the nonprofit. He agrees that we need to have very clear guidelines in accepting donations period. The Committee can strike the language if it wants to do so.

Councilor Wurzburger said since the City Attorney told him to do it this way, she would like to leave it this way and clarify that we have to do it.

Ms. Griego said he didn't direct that it be formed, the desire to form the 501(c)(3) was the Committee's, he just approved the language.

Councilor Wurzburger said then we should honor that, but we need to talk to the City Attorney to be sure we have the proper support from him to make it work, and we need to know this at Council.

VOTE: Motion was approved unanimously on a voice vote.

**28. REQUEST FOR APPROVAL OF A RESOLUTION DESIGNATING UP TO \$300,0-00 OF THE CITY'S 2008 CAPITAL IMPROVEMENTS PROGRAM (CIP) BOND FOR A CITY OWNED PERMANENT INDOOR ARTS MARKET AT THE RAILYARD (COUNCILOR CHAVEZ). (ROBERT ROMERO)**

Chair Heldmeyer said this item was postponed to the first meeting of the Finance Committee in August 2007, so it could go to the Business & Quality of Life Committee.

Chair Wurzburger said it was so that Councilor Chavez could come to the Business & Quality of Life Committee and answer the numerous questions which were raised.

Councilor Chavez would like these questions in advance of the meeting.

Councilor Wurzburger said yes, commenting that she didn't have the minutes, or she would have brought those questions this evening. She said it is her understanding that numerous questions were asked by the Arts Commission, but none of this is in the packet and all of this was done verbally. She would like to have that information in writing.

**29. OTHER FINANCIAL INFORMATION**

**30. MATTERS FROM THE COMMITTEE**

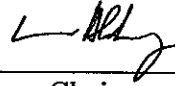
Chair Heldmeyer said there are several informational items on the next agenda by request by Committee members after the last Council meeting, but staff was given two weeks to work on that. She said if anyone else has anything to add, to please let her know, so there will be sufficient time for staff to get good answers for the Committee. She asked staff to email the Committee members what the three information items are.

Councilor Ortiz said he introduced a resolution some time ago, asking for recognition of employees with 30 years of service. He met with the CM and Police department, and asked for

solutions, but the only solution was an amended resolution. He said it was tabled at this Committee, so it needs to come back here. He noted that Nancy Jimenez did the draft resolution.

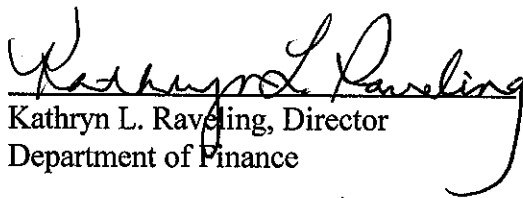
### 31. ADJOURNMENT

There being no further business to come before the Committee, and the Committee having completed its Agenda, the meeting was adjourned at 6:55 p.m.

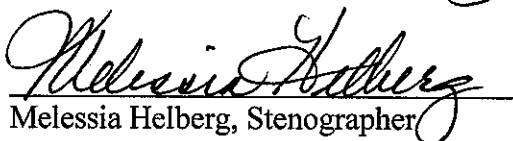


Karen Heldmeyer, Chair

Reviewed by:



Kathryn L. Raveling, Director  
Department of Finance



Melessia Helberg, Stenographer