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ARCHAEOLOGICAL REVIEW COMMITTEE HEARING

THURSDAY, JANUARY 17, 2013 – 4:30 P.M.

CITY COUNCILORS' CONFERENCE ROOM

CITY HALL, 200 LINCOLN AVENUE, SANTA FE

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. APPROVAL OF MINUTES

December 20, 2012

E. ACTION ITEMS

- 1. Case#AR-20-12. Request for approval of comprehensive archaeological and cultural resources study for La Tierra Trails Master Plan, located in the Suburban Archaeological Review District. The request is made by Gerry Raymond, for the City of Santa Fe Public Works Department, Roadway and Trails Engineering Division.
- 2. Case#AR-32-12. Consideration of archaeological monitoring report for the installation of interpretative signage at Bert Prince Park (Historic Fort Marcy), located in the Historic Downtown Archaeological Review District. The request is made by Ron Winters, for the City of Santa Fe Public Works Department, Facilities Division.
- 3. Case#AR-33-12. Consideration of Gerry Raymond to be included on the City of Santa Fe list of approved archaeologists for the Historic Downtown Archaeological Review District.

- F. ADMINISTRATIVE MATTERS
- G. COMMUNICATIONS
- H. MATTERS FROM THE COMMITTEE
- I. BUSINESS FROM THE FLOOR
- J. ADJOURNMENT

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SUMMARY INDEX
 ARCHAEOLOGICAL REVIEW COMMITTEE
 January 17, 2013

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER & ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	1
APPROVAL OF MINUTES: December 20, 2012	Approved [amended]	2
 <u>ACTION ITEMS</u>		
<u>CASE #AR-20-12. REQUEST FOR APPROVAL OF COMPREHENSIVE ARCHAEOLOGICAL AND CULTURAL RESOURCES STUDY FOR LA TIERRA TRAILS MASTER PLAN, LOCATED IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. THE REQUEST IS MADE BY GERRY RAYMOND, FOR THE CITY OF SANTA FE PUBLIC WORKS DEPARTMENT, ROADWAY AND TRAILS ENGINEERING DIVISION</u>	Recommend approval w/changes	2-12
 <u>CASE #AR-32-12. CONSIDERATION OF ARCHAEOLOGICAL MONITORING REPORT FOR THE INSTALLATION OF INTERPRETIVE SIGNAGE AT BERT PRINCE PARK (HISTORIC FORT MARCY), LOCATED IN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. THE REQUEST IS MADE BY RON WINTERS, FOR THE CITY OF SANTA FE PUBLIC WORKS DEPARTMENT, FACILITIES DIVISION</u>	 Recommend approval w/changes	 12-17
 <u>CASE #AR-3320-12. CONSIDERATION OF GERRY RAYMOND TO BE INCLUDED ON THE CITY OF SANTA FE LIST OF APPROVED ARCHAEOLOGISTS FOR THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT</u>	 Approved	 17-18
ADMINISTRATIVE MATTERS	None	18
COMMUNICATIONS	Information/discussion	18-19
MATTERS FROM THE COMMITTEE	Information	19
BUSINESS FROM THE FLOOR	None	19
ADJOURNMENT		19

**MINUTES OF THE
CITY OF SANTA FE
ARCHAEOLOGICAL REVIEW COMMITTEE
City Councilors Conference Room
January 17, 2013**

A. CALL TO ORDER

A meeting of the Archaeological Review Committee was called to order by David Eck, Chair, at approximately 4:30 p.m., on January 17, 2013, in the City Councilors Conference Room, City Hall, Santa Fe, New Mexico.

B. ROLL CALL

Members Present

David Eck, Chair
Tess Monahan, Vice-Chair
Derek R. Pierce

Members Absent

Gary Funkhouser
James Edward Ivey

Others Present

David Rasch, Land Use Department
Melessia Helberg, Stenographer

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

C. APPROVAL OF AGENDA

MOTION: Tess Monahan moved, seconded by Derek Pierce, to approve the Agenda as presented.

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

D. APPROVAL OF MINUTES:

December 20, 2012

The following corrections were made to the minutes:

Page 4, paragraph 3, line 1, correct as follows: "...this the members..."

Page 5, paragraph 2, line 1, correct as follows: "...the list he..."

Page 5, paragraph 6, line 2, correct as follows: "...~~facilities~~ assemblages..."

MOTION: Derek Pierce moved, seconded by Tess Monahan, to approve the minutes of the meeting of December 20, 2012, as amended.

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

E. ACTION ITEMS

1. **CASE #AR-20-12. REQUEST FOR APPROVAL OF COMPREHENSIVE ARCHAEOLOGICAL AND CULTURAL RESOURCES STUDY FOR LA TIERRA TRAILS MASTER PLAN, LOCATED IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. THE REQUEST IS MADE BY GERRY RAYMOND, FOR THE CITY OF SANTA FE PUBLIC WORKS DEPARTMENT, ROADWAY AND TRAILS ENGINEERING DIVISION.**

Disclosure: Derek Pierce disclosed that Gerry Raymond is working for the State Historic Preservation Office, through a temporary staffing agency, a third party. He said he is not Mr. Raymond's supervisor and they are physically separated in different offices, so he is not recusing himself in this case. He believes that there is enough distance there which makes that unnecessary.

Mr. Raymond said that Mr. Pierce doesn't review anything he does, and there is no conflict of interest.

STAFF RECOMMENDATION: Staff defers to the Committee as to whether draft report meets the intent of previous requests made of the applicant over procedures to review trail projects associated with the La Tierra Trails Master Trails Plan.

Tess Monahan

Ms. Monahan said on page 3, ENVIRONMENTAL SETTING is misspelled.

Ms. Monahan understands this will be the umbrella for the work to be done on trails, and this will put it in context. However, she believes the report needs to be tied to what will be developed and how this will be integrated. She said, "It begs the question of how it will be used. The plan has been submitted and it is beautiful and I think it needs to be tied to that so that we can understand how this will be used. This phase will be this, and these things are adjacent and we will explain that and bring it to you as the work proceeds."

Mr. Raymond said he never has done anything quite like this before, and he didn't get input back from the City timely for submittal. He said he does explain that a little in the introduction. He said, "This was the way I envisioned it, but to me, this meeting will be great for ya'll to see how it should be structured, and then if you want to table it, and then I could come address those issues to see the process and structure ya'll expect to review future report."

Mr. Raymond said, as he indicates in the Introduction on page 1, paragraph 3, *"This comprehensive study will serve as the encompassing document under which any future project of the La Tierra Trails ("LTT") Trails Program will be evaluated by the ARC for cultural resource management purposes under the COSF Code. It is intended that all future archaeological reconnaissance, monitoring and/or testing activities in the LTT will be developed and conducted under the 'Comprehensive Archaeological and Cultural Resources Background Study for the La Tierra Trails Open Space Area' document."*

Mr. Raymond continued, saying this is where he struggled, *"It is expected that a cultural resource addendum providing the results of any of the aforementioned cultural future resource management activities will be made to this document as each archaeological compliance activity is completed."* He said he hasn't seen this Committee's comments, but that would really be helpful for him to know how to structure this Report in such a way that it will make it clear what is to be done by the next archaeologist, so they'll know they don't have to do a record search or develop a historical context.

Mr. Raymond said, "I don't know if this will have one project and that everything in the future will be A, B, C, D, or each one will have a separate NMCRIS Activity number. Those are the issues that I hope that we can address tonight, and then I can go back and address those issues. But the way I envision it is, is that this is the document [that] will be 'Chapter 1, Chapter 2, Chapter 3,' of every report and they don't have to do that. They just make reference to this document, then they, in records check, they'll mention which one of the sites in here that previously has been established

within the project vicinity, or within their project vicinity, yada yada yada. I think that part... what worries me more than anything, is how do they know about this procedure. Are you following me."

The Committee members said yes.

Mr. Raymond said, "And like, how will they know that they don't have to do all of that, and at records search and they'll find this..."

Chair Eck said, "I'm sorry to butt in, but I envisioned that the City, being the proponent would be the knowledgeable party that would say, hey we need somebody to do this little 800-foot trail modification. Here's your overarching document, use this, do that, submit a small report to the ARC. The City would take that responsibility, and in that way, nobody has to go forth and find something in a record search that should have been handed to them before they ever accepted the project."

Mr. Raymond said, "But that needs to be part of this document, don't you think."

Ms. Monahan asked who was it that brought it to us the last time, and Mr. Rasch said it was Leroy Pacheco who is the manager of this project.

Mr. Raymond said actually it was Leroy's supervisor.

Mr. Rasch said that would be Eric Martinez.

Mr. Raymond said, "What I'm saying, is just something... a statement so that is clearly stated what the mechanism is by which future reconnaissances are... who the responsibility lies on to advise the contractor that this is the procedure for this particular area of the City of Santa Fe, but I think it needs to be stated in here clearly who is responsible for that, but ya'll are saying the Engineering Department."

Mr. Rasch said it is the Public Works Department which will be contracting.

Ms. Monahan said then that Department will be who needs the permit.

Chair Eck said, "Right. And so, perhaps some sort of statement of purpose, maybe less a modification of your introduction, but maybe something which precedes the whole document, the Purpose, before the Introduction. What to do, who needs to do it. The City should provide this to anybody that they ask to do work in this area as part of their solicitation, the RFP, if they're actually doing an RFP. Usually they are just calling someone."

Mr. Raymond said, "Unfortunately, now a lot of them are handled is through a..., they have an on-call contract with an engineering company, and the engineering company hires the sub-consultant. So there can be a lack of a continuity of communication." Mr. Raymond said everyone should be happy this will work, and the City should just say, "This is the way it's going to be guys, and live with it," in terms of how they communicate how it's going to be done, even if it means advising their engineering subcontractor.

Mr. Raymond continued, "How it happened generally with me, is that I contracted with the subcontractor Wilson, but they've been given explicit instructions from the City on, 'Here are the maps, here is what we want done.' So part of that is in there, as you say, the assignment under that, an RFP or whatever, includes following the procedure of yada yada yada yada."

Chair Eck said, "We can come up with something, to the extent that one arm of the City can tell another arm of the City how to do things, perhaps that directive should not come from you all."

Mr. Rasch said, "Correct."

Chair Eck asked, "Can that directive come from this group?"

Mr. Rasch said yes.

Chair Eck said, "Then I will volunteer to work with 'you,' 'you' and Mr. Murphey to come up with something that is a purpose and 'thou shalt' document, and we can review that in a future meeting to get that into the system."

Mr. Monahan said, "I have another question. If these are trails, is it going to be that the basic way it will be pursued is that the review will be made a certain number of feet on each side of the trail. Does that need to be articulated here, or not?"

Mr. Pierce said, "I believe that was in the document that we approved on July 7th, right. Is there a standard trail border?"

Chair Eck said the figure mentioned was 50 feet.

Mr. Pierce said there was confusion over whether it was 50 feet or 50 meters.

Chair Eck said then we'll put that in this "Purpose and Directive thing as well, to reiterate the methodology – that puts that linear things will be a minimum of this and polygon shaped things will have a certain buffer..."

Mr. Raymond said, "Ya'll approved a particular methodology in that meeting. It's just been so long ago. So yes, there is methodology."

Ms. Monahan said, "It would be nice to Incorporate it, but what you're suggesting is..."

Mr. Raymond said, ".. A bases."

Ms. Monahan said she has two typos to point out as follows:

Page 9, paragraph 2, "...Rio Grande as, "Hearths without..." Add a comma and delete the extra space between the quotation marks and Hearths.

Page 11, paragraph 2, delete the return between "In" and "some," to reconnect the paragraph.

Derek Pierce

Mr. Pierce said when Mr. Raymond is talking about the cultural environment on page 6, he mentions, "The remnant of an abandoned railroad grade (the Chili Line)." He asked Mr. Raymond if he considers this as an historic resource..."

Mr. Raymond said yes. He said he reported that before all these things were resolved and we were doing them piecemeal. He said it is a berm from the old Chili Line and they were built in a parking area where the off trail vehicles were, and they were wanting to put up signage. He said it was recorded as a site, and they made them move the road into it, so that it wouldn't disturb it, noting they have put a sign up. He said they actually now call that the Chili Park, so they put up signage for the road which goes out to the northwest and continues outside the LTT.

Page 9, paragraph 4, line 3, insert a quotation mark after "concentrations."

Page 18, paragraph 2, line 6, insert a period after "manifest destiny."

Page 19, paragraph 1 under Archival Research, there is a reference to Townsend or Snow. Mr. Raymond said it probably is Snow but he will check that and insert the appropriate name.

Mr. Pierce, referring to page 28, Previously Recorded Archaeological Sites in LTT, paragraph 1, noted the historic site LA 145581 which was recorded outside the boundary, but not extended into the site. He asked what is that site.

Mr. Raymond said that is on the extreme north boundary where Camino de Los Montanos is located. He said, "It was on the private property that we're doing of a subdivision. They found a large tin can trash scatter, but because of the difference in the ownership and because the subdivision was only on the private property, they saw the cans on the other side, but they didn't record them. And they say the site extends over onto City of Santa Fe land."

Mr. Pierce said, "Right, but they didn't draw up the fence to record."

Mr. Raymond said, "Exactly."

Mr. Perce said, "My concern is that the next person to go out there will blunder into this without knowing it's there, because on quality archival research it will just show off site..."

Mr. Raymond said, "In fact...the way it was recorded, it cuts the boundary off at the City. Instead of putting dashed lines and saying 'Site Extends,' they put a straight line as if the site actually ended. Okay. I mean, I just happen to remember that, because I had the same problem you do. And you're right. Somehow we need to put there's a site there. It's the kind of thing that actually is actually is part of this. I could just verify... I could do a site update."

Chair Eck said, "Okay. That's the easy way – to give a piece of paper with a boundary on it that your guys can digitize."

Mr. Raymond said, "Well yes, but I could just treat it as a site update, and not even.... the boundary is the most important thing though."

Mr. Pierce said, "Yes. I would be fine with, you know... and yet in the interest of minimizing your work, just doing the two-page update, with a map with a dashed line. That's fine. As long as we have something to notify the next person that comes along, that the site extends into the LTT."

Mr. Raymond said, "And they were doing... I mean they had justification since the subdivision only applied to private property and not the City property, but they could have somehow. And they do, if you read the narrative closely, call out that it does definitely extend over."

Mr. Pierce said these are all of his comments.

Chair Eck

Page 1, paragraph 2, line 7, correct as follows: "...(ARC), agreed to development of ..."

Page 4, Paragraph 2, there is a host of references he didn't see in the references cited. After discussion it was the conclusion that it simply is a missing page, and the only thing needed is to include Tobias Woodhouse.

Chair Eck noted Page 5, paragraph 2, last line, last citation, lists U.S. climate data, and asked if that is part of Hibner or if it is independent of it. Mr. Raymond said he believes it is independent, but he will check and make any needed correction, noting Hibner is the one they should be using now.

Page 27, paragraph, 4th line from the end there is a string of citations, Post should be included 2000, 2001(b), 2002(d).

Page 27, string of citations, and Post doesn't appear in that string.

Chair Eck said on page 27, he was contemplating the mention of the findings of Huntley, et al, bleeding over from the previous page. He said Mr. Raymond synthesizes expectations, and he isn't asking him to go further with that unless he thinks there are valuable observations to offer about what someone using this document in the future might be led to expect in the LTT, based on this citation.

Mr. Raymond said it is critical, noting he included language that there are apparent environmental differences.

Chair Eck said that is on page 26, and that's how he introduced the paragraph.

Mr. Raymond said he discussed this with someone. He said, unfortunately the part south where Huntley was, is now so developed that he is unsure whether the subsequent grading and filling have altered the landscape enough to make valid comparisons.

Mr. Raymond continued, "But, all of a sudden, it's amazing that the site density just drops like a rock when you go to the north side. It's, and I just don't... how could that be. Well, it's flatter. It's closer to the River. They don't have the ridges and the long slopes that they have north of 599. I suspect that's part of the reason 599 went for a bid was because that was a break. Your point is well taken and I think maybe I... and so that I told this person is what I really need to do is go walk over there and see what the big difference is. But then I got to questioning that in the sense of how much has it been altered since. But this was a pretty late study that they did, but the housing

development went in afterwards, so I'm not sure how valid any conclusions... but it's worth looking into, because I mean, the site density in Huntley's area is one site for 3.88 acres. That's... and in the LTT it's one per, I don't know, whatever, 60."

Chair Eck said, "Rather than you change this document, perhaps that should be called out in the purpose document, to say that people who are doing work read, understand, apply and behave accordingly. And that would be a good place to say it."

Mr. Raymond said, "Then call this out, and question the research issue, essentially."

Chair Eck said, "Yes."

Page 29, paragraph 1, line 4, said it should be Huntley et al 2009, instead of 2004.

Page 34, in references cited, second reference cited, add whoever it is, because there are missing people.

Page 35, last reference, "Huntley" is misspelled and needs to be corrected.

Chair Eck said on page 39, Mr. Raymond refers to a number of things he did and in this list they are not differentiated with "a's and b's" and so they should be. He said he can't tell in the text whether he has "a's and b's,"

Chair Eck said, "Ditto for page 40, David Snow, there is an "a and b" question there two, and there's also a question for the third reference to David Snow. It repeats the NMCRIS number for the second reference to David Snow, and includes some language of a later reference to David Snow, so it may be that there are only five references to work that he did, and there's something in the middle that's blended."

Mr. Raymond said he will check that.

Chair Eck said he thinks that one is a duplication, cut and paste problem.

Chair Eck said these are all his comments.

Mr. Rasch said, "I just want to caution the Committee, because I don't know if any of you were there when Scheick brought forward the Northwest Quadrant, and that had tons of issues with that approval, which was basically they didn't clear the Northwest Quadrant and all future development has to come forward. So, I would caution the Committee on the document you're going to create, because I heard on all future work, make sure it's not all future work Northwest

Quadrant, but all future work of the LTT, because they have that other problem with the rest of the Northwest Quadrant. "

Chair Eck said, "We'll have to have a very nice map that has a very nice boundary and leaves nothing to the imagination."

Mr. Raymond said, "Wiseman's original survey in 1978, included the entire Northwest Quadrant, slightly 2,500 acres."

Mr. Rasch said, "We didn't clear it yet."

Mr. Raymond said, "And that's how we got here."

Monahan said, "Well this is going to be a nice template for the other one. I think this is a nice thing to do."

Chair Eck said, "And with an introductory directive, hopefully, there will be no surprises to people coming forward with a new trail or sign or something in the LTT."

Ms. Monahan said, "And how to proceed."

Mr. Pierce asked, "How would someone doing, say phase 10, know about an archaeology site that was discovered in phase 3, after the publication of this document."

Chair Eck said, "I think you're uniquely qualified to address that."

Mr. Pierce said, "It kind of intimated that this would substitute for a record search. That's not entirely true, because you would be responsible for everything discovered after this document."

Chair Eck said, "It's a base document from which to begin. Each and every little thing should have its own small records discussion, but most of it would consist of a reference to this document, plus, oh by the way, there's 3 new sites discovered in this addenda. And your question earlier about addenda. What's easiest for record keeping. An addenda to this, or individual things."

Mr. Pierce said, "As long as they are registered as separate projects, not trying to piggyback on the same NMCRIS number, I don't think it makes any difference from our end. The number is assigned to a document essentially."

Chair Eck said, "My gut feeling then is that this is a document with a number, and other documents will be individual documents with a number and they'll just simply cite this, as opposed to trying to piggy back onto it."

Mr. Raymond said from his experience with the Forest Service it is confusing when you see the original document number which is dated 2002, and then (d) has a date of 2011, it is very confusing.

Chair Eck said he had rather not go there. He said that way, if you're not the person, somebody else is the person, it's simple, and they don't have to keep track of what you and 24 other people have done.

Mr. Raymond said, "And especially if ones are close together, coincidental such that things weren't filed timely, he's going to use... well, again City, the Engineering, could tell them this is Project No. 6, but he doesn't have to go a, b, c, d, e, and I think a separate number, and just like you're saying David, is that reference just be made. This reconnaissance was carried out under historical context yada yada yada, end of story."

Chair Eck said it's one sentence and a reference, or maybe a paragraph if you have to wax profoundly. He said he doesn't believe any more needs to be said about this, and asked if the Committee would like to make a motion.

MOTION: Derek Pierce moved to refer this back to Gerry Raymond for the conclusion of purpose.

Chair Eck said he doesn't want to make the statement of purpose Mr. Raymond's responsibility, because he thinks that's the City's responsibility and noting that he volunteered to helping develop it.

THE MOTION DIED FOR LACK OF A SECOND.

MOTION: Tess Monahan moved, seconded by Derek Pierce, to postpone consideration of Case #AR-20-12, to the Archaeological Review Committee meeting of February 21, 2013, pending provision of the documents discussed, and the aforementioned corrections made.

DISCUSSION: Mr. Raymond said this would be fine. He said it would also allow him to make a few changes to the Introduction that the City wants to be changed.

Chair Eck said he would like to see the complete report before we "polish the last period in the purpose document."

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

2. CASE #AR-32-12. CONSIDERATION OF ARCHAEOLOGICAL MONITORING REPORT FOR THE INSTALLATION OF INTERPRETIVE SIGNAGE AT BERT PRINCE PARK (HISTORIC FORT MARCY), LOCATED IN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. THE REQUEST IS MADE BY RON WINTERS, FOR THE CITY OF SANTA FE PUBLIC WORKS DEPARTMENT, FACILITIES DIVISION.

Mr. Rash said the City has been working on this exhibit for about 20 years, and it is finally coming to fruition. He said the exhibits won't be installed until there is a date with the Park Service and the Mayor for a ceremony, saying they don't want to install them because they might be damaged before the major the grand opening sometime early this year.

STAFF RECOMMENDATION: Staff recommends approval of the monitoring report, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and Archaeological Clearance Permits (14-3.13(B)(1)(c)), and further recommends forwarding this approval to the New Mexico Historic Preservation Division, as per NMAC 4.10.17.

Mr. Winter spoke about the challenges and frustrations which were presented in performing in compliance with the contract and in completing this project, especially the lack of communication. He understands now that two of the benches were stolen and they want to do a different system of attaching them to the concrete, so he possibly could have an addendum to this Report. He said he believes they are going to drill into the slabs and then cement and lay the benches in there.

Chair Eck asked Mr. Rasch if there is any kind of a big stick that gets anybody's attention.

Mr. Rasch said he could try to find something, commenting these departments notoriously haven't worked well with one another.

Chair Eck asked if there is a way, for example, for the City Attorney to intervene.

Mr. Rasch said that is possible, and spoke about previous situations where State Statute didn't provide "the teeth we needed."

Mr. Pierce said in this case there was a violation for excavation of human remains without "ceasing and desisting, once those were discovered.

Chair Eck said they essentially reopened the same hole in more or less the same area, but maybe didn't go to the depth of the reburial, but they brought up more things.

Mr. Winters said, "I guess they figured they already dug the hole, well why not just re-dig it you know, rather than move the hole, without me. I had no idea. The only way I knew was that I just check on my projects as I said. I went by there. It's like, what is this, and I'm sure they'll say, well we didn't know what those bones were."

Ms. Monahan said the Archaeological Code currently has no enforcement, and asked if we could get enforcement included in the Code. This way it would be explicit, it is part of the City Code, and there are consequences.

Mr. Rasch said the City Attorney will be looking at a fee versus a fine, because at the State level, fines are very specific, but he is sure the City Attorney can help us in this regard.

Ms. Monahan asked if it can be established as a misdemeanor.

Chair Eck said most contracts have a penalty clause for non-performance, and they can't just decide to do what they want to do.

Mr. Rasch said it is hoped to get to the Archaeological Code this year.

Tess Monahan

Ms. Monahan said on page 22, "Kearney is spelled with an "e" and without an "e" in two paragraphs. Mr. Winters said he spells it with an "e" in his documentation in terms of the historic background information. He thinks this is because it was taken from the 'archaeology in your back yard' document and this is how it was spelled.

Chair Eck said in two cases you are referring to a street, and in the last case, to the person. He said it is possible the City spells the street differently from the person, so both spellings could be correct.

Mr. Winters said he believes this is the case and he will look into this, noting the ARC has had this discussion with regard to this and "I think we settled on the spelling "Kearney." He said he believes the street name is spelled "Kearny."

Chair Eck said then it's backward, because in the report, the Street name is spelled with the "e" and the person does not.

Mr. Winters said then he needs to look into that, and to make the appropriate corrections.

Page 27, paragraph 6, line 1 correct as follows: "... performed by Mariah..."

Page 41, paragraph 2 under November 16, 2011, "soil" is misspelled.

Derek Pierce

Page 24, paragraph 2, line 1, correct as follows: "The work of Mariah Associates, Inc..."

Mr. Pierce said on page 41, in paragraph 1 under November 16, 2011, he mentions the lense of burnt soil at a depth of 1 foot, and looks to be about 1 foot thick. He asked if Mr. Winters has a sense of what that was. He said Mr. Winters noted the occurrence, but gives no interpretation of that.

Mr. Winters said he should have referred back to the original work done, because they encountered this burnt lense in their testing. It didn't appear to be a single, discrete feature, it was just a burnt lense across quite a large area. He can definitely refer back to the prior work that was done, and the same with the artifacts which were consistent with what was found in their testing phases.

Mr. Pierce said he thinks that would go a long way to resolving the ambiguity there that this is not a feature and is consistent with what has been seen in previous work.

Mr. Pierce said the treatment of human remains is not on Mr. Winters' shoulders, and was clearly the fault of the contractor

Chair Eck

Page 1, of the Staff Report from the City, in paragraph 1, line 7, correct as follows: "...been ~~compressively~~ comprehensively documented..."

Chair Eck said on page 1, paragraph 2, correct as follows: "...County City Land Use Code Section 14-3.13(B)(1)(c) SFCC. Mr. Rasch said it will be necessary to check to be sure this is the correct citation of the Code.

Page 4, paragraph 1, refers to Folks 1975, which wasn't in the references cited.

Page 4, paragraph 3, refers to Kelley 1980, which wasn't in the references cited.

Page 6, Paragraph 1, refers to Lang 1980, which isn't in the references cited, so it could be a wrong number or perhaps something is missing.

Page 6, Paragraph 1, line 2, refers to Post 1994, which isn't in the references cited, so it could be a wrong number or perhaps something is missing.

Chair Eck thanked Mr. Winters for including all the references in Table 1 on page 14, but he thinks we run into an "a, b, c problem," in that the Table has just the year, which happens with Snow 1990, Snow 1991, and on page 15, Snow 2001.

Page 16, the last two references to Winters should have an "a and b."

Page 23, paragraph 5, line 9, reference to Levine 1989, which is not in the references cited.

Page 29, paragraph 2, correct as follows: "...~~Odocoileus~~ Odocoileus virginianus or hemionus hemionus"

Chair Eck said on Page 41, paragraph 4 under November 16, 2011, line 1, provides, "The dirt was gone through by the archaeologist." He asked if this was just a hand sort rather than dumping it through a screen.

Mr. Winters said this is correct.

Chair Eck asked if this was standard all along, that Mr. Winters was observing the back dirt.

Mr. Winters said, "Except in the burial. I screened it. Saying he thought he said that in the report."

Chair Eck said he didn't catch that reference that he did say that. He said on page 43, Paragraph 2, line 3, Mr. Winters says, "Digging was immediately halted by the archaeologist so he could examine the excavated hole and the back dirt that had been removed." However, Mr. Winters didn't say that he screened the back dirt. He said, "So if you did screen it, you probably should throw in that "I screened all this material to recover all the human remains possible," or some such."

Chair Eck, referring to page 43, paragraph 3, line 1, asked if the Office of the Medical Investigator now is known as the Office of the Medical Examiner, commenting he thought it was the Office of Medical Investigator. He said, if so, he should capitalize Office of the Medical Examiner in the first sentence, and the parenthetical reference to the OME, and thereafter he can refer to the OME. Mr. Winters said he will check and make the appropriate correction(s).

Chair Eck asked Mr. Winters if he is listed for burials on his State permit, and Mr. Winters said no, he doesn't have a burial permit. He said this was an unexpected discovery and he followed procedure according to that.

Chair Eck said on page 51, paragraph 1, Mr. Winters referred to David Kice, and asked if Mr. Kice has a State Burial Permit.

Mr. Winters said, "I would imagine so, because he's certified by the FBI, not only that, but that he is a forensic anthropologist."

Chair Eck said, "I'm not saying he isn't qualified. I'm just saying I don't think he has a permit, because the head of the Office of the Medical whatever [Investigator] does have a permit, because it's acknowledged that they would be doing work with human remains and therefore need a permit. So, if Mr. Kice does not have a permit, I would encourage him to apply. I'm sure he would get one."

Mr. Winters said, "You know, I will find that out, because he said if I needed additional information from him to prove that he really knows what he is doing as he said, you know, he said he would happy to provide that. So I'll find out for you."

Chair Eck said, "I'm sure it would be literally a formality – submitting the papers to Michelle . [Ensey] for the next PRC meeting and he'll be given a permit, and that might even make life easier for him."

Chair Eck noted, with regard to the mention of faunal bones here and there in the report, that there is no identification of what they are. He asked if the fragments too small to tell what they are.

Mr. Winters said most of them are fragmentary, but he can clarify that.

Chair Eck said, "If it works. I realize that 9 times out of 10 faunal remains are tiny little fragments."

Mr. Winters said there definitely was a bunch of that which was unidentifiable.

Mr. Rasch said, "A pet peeve of mine is that humans are faunal."

MOTION: Derek Pierce moved, seconded by Tess Monahan moved, with regard to Case #AR-32-12, that the Archaeological Review Committee forward a copy of the monitoring report, with the aforementioned changes, with a recommendation for approval, to the State Archaeologist, at the

State Historic Preservation Division, for the proposed monitoring report for the installation of interpretive signage at Bert Prince Park (Historic Fort Marcy), located in the Historic Downtown Archaeological Review District, requested by Ron Winters for the City of Santa Fe Public Works Department, Facilities Division, finding that it conforms with the provisions of City Ordinance.

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

Chair Eck noted that there is a long list of people who are City approved people with burial permits, if he needs to call on someone.

Mr. Winters explained that he knew Mr. Kice and his past work, and he was excited to be able to do this work.

3. CASE #AR-3320-12. CONSIDERATION OF GERRY RAYMOND TO BE INCLUDED ON THE CITY OF SANTA FE LIST OF APPROVED ARCHAEOLOGISTS FOR THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT.

Mr. Rasch said Mr. Raymond already is listed on the River and Trails and Suburban Archaeological Review Districts.

STAFF RECOMMENDATION: Staff defers to Committee as to whether the applicant meets the criteria of Section 14-2.7 and External Policy 12 and 15 to work in the Historic Downtown Archaeological Review District.

Mr. Pierce said since we are sticking to the guidelines of the regulations, it is clear that Mr. Raymond has his Master's Degree, sufficient experience and provided a *curriculum vitae* according to External Policy #12, and he has no objections.

Ms. Monahan said she has no objections.

Chair Eck said he has no comments as well. He thanked staff for including the external policies and the modern list of historians. He said, "I would like to parenthetically point out that a reference was made to the handful of people who are approved. I can't hold all these people in my two hands, so we have more than a handful. Granted that they might not be very available, but thank you, this really helps."

Mr. Pierce said to have the minutes of the previous meetings was a big help.

Mr. Raymond asked if the External Policy is a public record.

Mr. Rasch said yes.

Mr. Raymond asked if it contains any mention of methodology.

Mr. Pierce said, "No. It really has to do with how you put together your [inaudible]."

Mr. Raymond said then this has to do with the application.

Chair Eck said, "And what we fully intend, is to try to elevate everything that is in policy to Code with this largely unenforceable guideline kind of stuff and no real substance."

MOTION: Derek Pierce moved, seconded by Tess Monahan, that the application by Gerry Raymond, Case #AR-33-12, to be included on the City of Santa Fe list of approved archaeologists for the Historic Downtown Archaeological Review District, is approved, finding that the applicant meets the criteria of Section 14-2.7 SFCC and External Policies 12 and 15, to work in the Downtown Archaeological Review District.

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

F. ADMINISTRATIVE MATTERS

There were no Administrative Matters.

G. COMMUNICATIONS

Mr. Rasch said he received a memorandum from staff about the MOU at the Railyard. He said the Committee is a signatory to the MOU. He said he believes all of the archaeology at the Railyard is complete. He said there are easements, but all of the work has been done. He said the MOU expires on June 30, 2013, and the City is not renewing it.

Mr. Rasch said Mr. Murphey has been doing "fabulous" work on our data base so we can find former cases more easily. He said there is an internal data base to which all City staff has access, and Mr. Murphey has been updating it in a wonderful way, and really thanks him for that.

Mr. Rasch said, in the process of updating the data base, Mr. Murphey has found duplicate reports in our files which he will be sending to ARMS.

Mr. Pierce said that is greatly appreciated, and "I will personally see to it that those make it into the system.

Chair Eck said, "If said data base can somehow be shared or printed for your reference, it would be nice to fill the holes with the things that are on the list but aren't at ARMS, need to get over there."

H. MATTERS FROM THE COMMITTEE

Ms. Monahan said she wanted to comment Ms. Helberg for her notes and minute production, commenting "It makes our lives much easier. Thank you."

Ms. Helberg said, "I appreciate you appreciating me. Thank you."

I. BUSINESS FROM THE FLOOR

There was no business from the floor.

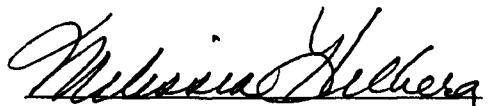
J. ADJOURNMENT

MOTION: Derek Pierce moved, seconded by Tess Monahan, to adjourn the meeting.

VOTE: The motion was approved unanimously on a voice vote, and the meeting was adjourned at approximately 6:00 p.m.


David Eck, Chair


for David Eck


Melessia Helberg, Stenographer