



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
FEBRUARY 4, 2013 – 5:00 P.M.

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

CITY CLERK'S OFFICE

DATE 2/1/13 TIME 10:05 AM

SERVEL BY Yolanda Green

RECEIVED BY [Signature]

Regular Finance Committee Meeting – January 22, 2012

CONSENT AGENDA

6. Request for Approval of Grant Application and Agreement – Funding for Runway 02-20 Medium Intensity Runway Lighting Construction and Construction Engineering at Santa Fe Municipal Airport; New Mexico Department of Transportation Aviation Division. (Jim Montman)
7. Request for Approval of Agreement – 2012 State of New Mexico Severance Tax Bond (STB) Capital Appropriation Project for Santa Fe Rodeo Multi-Use Arena and Regional Relief Facility; State of New Mexico Department of Finance and Administration. (David Chapman)
 - A. Request for Approval of Budget Increase – Project Fund
8. Request for Approval of Procurement under State Price Agreement – Three (3) Econolite Traffic Signal Controller Cabinets, Parts and Equipment for Traffic Engineering Division; Econolite Control Products, Inc. (Rick Devine)
9. Request for Approval of Intergovernmental Contract – Voting Strength Amendment to Include the Town of Edgewood; North Central Regional Transit District (NCRTD). (Jon Bulthuis)
10. Request for Approval of a Resolution Directing the City Manager to Explore the Options for Establishing a Parks, Trails and Open Space Public-Safety Type Position to Monitor Parks, Trails and Open Space and Ensure that the Uses of the Parks, Trails and Open Space are Protected from Vandalism and Other Public Safety Hazards and to Enforce the Ordinances of the City of Santa Fe in the Parks, Trails and Open Space Areas. (Councilors Calvert, Bushee and Wurzbarger) (Chief Rael)



Agenda

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FEBRUARY 4, 2013 – 5:00 P.M.

Committee Review:

Public Works (approved)
City Council (scheduled)

01/28/13
02/13/13

Fiscal Impact – Yes

11. Request for Approval of a Resolution Directing the City Manager to Establish a Position for the Purpose of Managing and Maintaining the City's Bike-Pedestrian Trail Network, Including Coordinating Volunteer Resources, Monitoring Inter-Agency Efficiency, and Planning Continued Connectivity in order to maximize and protect the Value of such Community Asset. (Councilor Bushee) (Bob Siqueiros)

NOTE: This title may be amended in accordance with the amendment sheet provided in the packet.

Committee Review:

Public Works (approved)
City Council (scheduled)

01/28/13
02/13/13

Fiscal Impact – Yes

12. Request for Approval of an Ordinance Related to Camping on City Property; Amending Section 23-4.11 SFCC 1987 and Creating a New Section 23-4.12 SFCC 1987 to Prohibit Camping on City Property with the Exception of Parks if a Permit is obtained from the City. (Councilors Bushee and Calvert) (Alfred Walker)

Committee Review:

Public Works (approved)
City Council (request to publish)
City Council (public hearing)

01/28/13
02/13/13
03/13/13

Fiscal Impact – No

END OF CONSENT AGENDA

DISCUSSION

13. OTHER FINANCIAL INFORMATION
14. MATTERS FROM THE COMMITTEE



Agenda

**FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
FEBRUARY 4, 2013 – 5:00 P.M.**

15. ADJOURN

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

SUMMARY OF ACTION
FINANCE COMMITTEE MEETING
Monday, February 4, 2013

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved [amended]	1-2
APPROVAL OF CONSENT AGENDA	Approved [amended]	2
CONSENT AGENDA LISTING		2-3
APPROVAL OF MINUTES: REGULAR FINANCE COMMITTEE MEETING – JANUARY 22, 2013	Approved	3
<u>CONSENT CALENDAR DISCUSSION</u>		
REQUEST FOR APPROVAL OF GRANT APPLICATION AND AGREEMENT – FUNDING FOR RUNWAY 02-20 MEDIUM INTENSITY RUNWAY LIGHTING CONSTRUCTION AND CONSTRUCTION ENGINEERING AT SANTA FE MUNICIPAL AIRPORT; NEW MEXICO DEPARTMENT OF TRANSPORTATION AVIATION DIVISION	Approved	3-5
REQUEST FOR APPROVAL OF INTERGOVERNMENTAL CONTRACT – VOTING STRENGTH AMENDMENT TO INCLUDE THE TOWN OF EDGEWOOD; NORTH CENTRAL REGIONAL TRANSIT DISTRICT (NCRTD)	Postponed to 02/18/13	5-7
REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY MANAGER TO EXPLORE THE OPTIONS FOR ESTABLISHING A PARKS, TRAILS AND OPEN SPACE PUBLIC-SAFETY TYPE POSITION TO MONITOR PARKS, TRAILS AND OPEN SPACE AND ENSURE THAT THE USES OF THE PARKS, TRAILS AND OPEN SPACE ARE PROTECTED FROM VANDALISM AND OTHER PUBLIC SAFETY HAZARDS AND TO ENFORCE THE ORDINANCES OF THE CITY OF SANTA FE IN THE PARKS, TRAILS AND OPEN SPACE AREAS	Approved w/direction to staff	7-12

END OF CONSENT CALENDAR DISCUSSION

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
<u>DISCUSSION</u>		
OTHER FINANCIAL INFORMATION	None	13
MATTERS FROM THE COMMITTEE	Information/discussion	13
ADJOURN		13

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE
Monday, February 4, 2013**

1. CALL TO ORDER

A meeting of the City of Santa Fe Finance Committee was called to order by Councilor Carmichael A. Dominguez, Chair, at approximately 5:00 p.m., on Monday, February 4, 2013, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. ROLL CALL

MEMBERS PRESENT:

Carmichael A. Dominguez, Chair
Councilor Patti J. Bushee
Councilor Christopher Calvert
Councilor Bill Dimas
Councilor Peter N. Ives

OTHERS ATTENDING:

Dr. Melville L. Morgan, Director, Finance Department
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 to these minutes by reference. The original Committee packet is on file in the Finance Department.

3. APPROVAL OF AGENDA

MOTION: Councilor Ives moved, seconded by Councilor Calvert, to approve the agenda, as amended.

FRIENDLY AMENDMENT: Councilor Bushee said she would like to amend the Agenda to remove Item #11 from the agenda, not hear it this evening, send it to BTAC, and then come back to Finance at the next meeting on February 18, 2013. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND AND THERE WERE OBJECTIONS BY THE OTHER MEMBERS OF THE COMMITTEE.**

DISCUSSION ON THE MOTION AS AMENDED. Councilor Bushee said BTAC didn't see an actual resolution, it was just the concept, commenting she wants to see the amendments from Public Works. She said Bette Booth, Chair of POSAC, will be there and they will have a discussion. She asked that Bob Siqueiros knows about this

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

4. APPROVAL OF CONSENT AGENDA

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

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

CONSENT AGENDA

6. *[Removed for discussion by Councilor Bushee]*
7. **REQUEST FOR APPROVAL OF AGREEMENT – 2012 STATE OF NEW MEXICO SEVERANCE TAX BOND (STB) CAPITAL APPROPRIATION PROJECT FOR SANTA FE RODEO MULTI-USE ARENA AND REGIONAL RELIEF FACILITY; STATE OF NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION. (DAVID CHAPMAN)**
 - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND.**
8. **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – THREE (3) ECONOLITE TRAFFIC SIGNAL CONTROLLER CABINETS, PARTS AND EQUIPMENT FOR TRAFFIC ENGINEERING DIVISION; ECONOLITE CONTROL PRODUCTS, INC. (RICK DEVINE)**
9. *[Removed for discussion by Councilor Calvert]*
10. *[Removed for discussion by Councilor Bushee]*

11. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY MANAGER TO ESTABLISH A POSITION FOR THE PURPOSE OF MANAGING AND MAINTAINING THE CITY'S BIKE-PEDESTRIAN TRAIL NETWORK, INCLUDING COORDINATING VOLUNTEER RESOURCES, MONITORING INTER-AGENCY EFFICIENCY, AND PLANNING CONTINUED CONNECTIVITY IN ORDER TO MAXIMIZE AND PROTECT THE VALUE OF SUCH COMMUNITY ASSET (COUNCILOR BUSHEE). (BOB SIQUEIROS). NOTE: THIS TITLE MAY BE AMENDED IN ACCORDANCE WITH THE AMENDMENT SHEET PROVIDED IN THE PACKET. Committee Review: Public Works (approved) 01/28/13; and City Council (scheduled) 02/13/13. Fiscal Impact – Yes. THIS ITEM WAS REMOVED FROM THE AGENDA, SENT TO BTAC, AND WILL COME BACK TO THE COMMITTEE AT ITS NEXT MEETING ON FEBRUARY 18, 2013
12. REQUEST FOR APPROVAL OF AN ORDINANCE RELATED TO CAMPING ON CITY PROPERTY; AMENDING SECTION 23-4.11 SFCC 1987, AND CREATING A NEW SECTION 23-4.12 SFCC 1987, TO PROHIBIT CAMPING ON CITY PROPERTY WITH THE EXCEPTION OF PARKS IF A PERMIT IS OBTAINED FROM THE CITY (COUNCILORS BUSHEE AND CALVERT). (ALFRED WALKER). Committee Review: Public Works (approved) 01/28/13; City Council (request to publish) 02/13/13; and City Council (public hearing) 03/13/13. Fiscal Impact – No.

END OF CONSENT AGENDA

5. APPROVAL OF MINUTES: REGULAR FINANCE COMMITTEE MEETING – JANUARY 22, 2013.

MOTION: Councilor Dimas moved, seconded by Councilor Calvert, to approve the minutes of the Regular Finance Committee Meeting of January 22, 2013, as presented.

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

CONSENT CALENDAR DISCUSSION

6. REQUEST FOR APPROVAL OF GRANT APPLICATION AND AGREEMENT – FUNDING FOR RUNWAY 02-20 MEDIUM INTENSITY RUNWAY LIGHTING CONSTRUCTION AND CONSTRUCTION ENGINEERING AT SANTA FE MUNICIPAL AIRPORT; NEW MEXICO DEPARTMENT OF TRANSPORTATION AVIATION DIVISION. (JIM MONTMAN)

Councilor Bushee said she has no questions on this request. However, she read in the newspaper that Mr. Montman is retiring, and asked if this is true.

Councilor asked when is his last day.

Mr. Montman said that is under consideration, noting he has told the Mayor and the City Manager it will be May 3, 2013, but he has other options. He said he was kicking around retiring in March, but he has his heart in the airport. He said his wife told him he needed to stay until he got United Airlines on board, and its first flight is May 1, 2013. And right now that is the date he is considering. He hasn't signed the final contract, but it will be sometime between now and then.

Councilor Bushee asked if he has someone "in the wings."

Mr. Montman said he hesitates to speak for H.R., but there has been ad out for over a month, and he was told there were 30 candidates which have been pared down to about 16. He said he has been involved in the process, and we have some fine looking candidates. He said, "One, unfortunately, is a clone of me, a full Colonel in the Marines, but he didn't meet the qualifications. The qualifications have changed in 12 years."

Responding to Councilor Calvert, Mr. Montman said, "Yes. I was a fighter pilot as well."

Councilor Bushee said, "You've been perfect, so I sure hope there's a way to have a duplicate of you, because you've done amazing things out there. It's really grown, that airport, in your tenure."

Mr. Montman thanked her for her kind words.

Councilor Bushee asked that he let us know his final day, so we can have some sort of celebration for you.

MOTION: Councilor Bushee moved, seconded by Councilor Dimas, to approve this request.

DISCUSSION: Councilor Ives said, "Jim, I just wanted to say it's been my privilege to meet a number of other, primarily military, aviators over the last 6 months, and to a person they have been incredibly complementary of you and the job you've done in Santa Fe. So, I know that the appreciation of this Governing Body is echoed throughout the aviation community in the State of New Mexico. So, we'll have more time later to express those thanks, but to let you know, that's been a consistent message I have heard with anybody who knows anything about the Santa Fe Airport, so thank you."

Mr. Montman said, "Thank you Councilor. This is all totally unexpected, and I really appreciate it."

Councilor Calvert said, "Jim, I just also want to thank you, because I know in the short time I've been on the Council, under your leadership and management that airport has really 'taken off,' pardon the pun. We're leaps and bounds from where we were when I first got on this Council, to where we are now, in terms of who's flying in and out of there, and what's going on, and the improvements that have been made out there. So, my only request to you is, whomever your replacement is, please bring them up to speed and download everything you can to help them carry on that tradition and that record that you've maintained all this time."

Mr. Montman said, "Councilor, I've kept every piece of paper I've ever taken a note on for 12 years. I'm just going to point to the files and say there it is."

Councilor Bushee said, "I've kept every piece and it's on top of my desk."

Chair Dominguez said, "So Jim, congratulations. I do have a question. Is this [request] really in response to the incident that happened a few months ago and the runway lights not working for aircraft that was coming in."

Mr. Montman asked, "Are you referring to my grant application."

Chair Dominguez said yes.

Mr. Montman said, "Yes. We've had, over the years, a number of problems. About 3 years ago, we had a major failure where we lost the lights on this runway for over 3 weeks. And it was finally attributed to a lightening strike that took out 11 different spots in our runway lighting system. We had a number of cable cuts during construction. We had another lightening strike in October, which is the one you're referring to as far as an outage is concerned, and we found some weakness in that line. So the purpose of this grant is to get the State grant money right away. The FAA has indicated they will support us this year. We're going to use the State grant to get the engineer going on design so we can meet the timelines to get the grant. And this lighting will have completely new wiring, total wiring, and it will all be light emitting diodes, too. So far, I've been able to convert about 1/3 to almost 1/2 of the airport lighting to LED. So, the new technology, along with all the new wiring should alleviate any problems we would have with that system in the future."

Chair Dominguez asked if there were conditions attached to the grant, such as matching funds, or anything that we need to be aware of.

Mr. Montman said this particular grant will match a federal grant, noting the grant matching is around 93%, with less than 7% for City to match. However, the State matches half of our match. This grant covers half of the match that we're required for this approximately \$2 million grant. And again, the reason we're getting it going early is so we can get our engineers started. But, yes, there are matching funds associated with it, about three cents on the dollar, as far as federal dollars are concerned.

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

9. REQUEST FOR APPROVAL OF INTERGOVERNMENTAL CONTRACT – VOTING STRENGTH AMENDMENT TO INCLUDE THE TOWN OF EDGEWOOD; NORTH CENTRAL REGIONAL TRANSIT DISTRICT (NCRTD). (JON BULTHUIS).

Councilor Calvert he is curious about what kind of discussion this got at the NCRTD. He said the things that strike him is, one does this dilute our voting strength, and two, how is it that Santa Fe County is the only entity that is adding a City within the County.

Councilor Bushee said she thinks we should postpone this until he is able to talk to John Bulthuis. She said this was in the works before she went on the NCRTD Board, noting she had a sidebar conversation with Councilor Holian. She believes it does dilute the voting strength, noting this is being pushed by Santa Fe County and not necessarily by Commissioner Holian. She said it has already been approved by the NCRTD and it's a matter of being accepted, saying she thinks of this as a formality.

MOTION: Councilor Bushee moved, seconded by Councilor Calvert, to postpone this to the next meeting of the Finance Committee on February 18, 2013, with direction to staff that John Bulthuis be present to answer questions.

DISCUSSION: Councilor Bushee said the Edgewood person was at the last meeting and the meeting before that. She wants Councilor Calvert to have a conversation with Mr. Bulthuis about the issue of dilution. She said Santa Fe County is the only one that has a seat on the Finance Subcommittee, and the City doesn't have a seat on that Subcommittee. She said this warrants further dialogue, although she doesn't know it will get us anywhere..

Chair Dominguez asked when we talk about the Town of Edgewood, we're talking about the Town limits, and Councilor Bushee said yes.

Councilor Calvert said Questa, and other small communities, are being represented by their County. He is concerned this could set a precedent, and we will be adding all this little places, which could mean that the County in general will get more votes.

Chair Dominguez noted this was approved by Public Works. He asked if the City needs to take action on this agreement.

Councilor Calvert said even if we disapprove it, if there are enough votes on the Board it will pass.

Councilor Bushee said she believes it is a matter of the City asking the County to reconsider. She said Commissioner Anaya sits on the Board, noting he represents Edgewood.

Councilor Calvert said, "Councilor Dominguez's question is, even if we voted no, if there are enough votes on the Board this will go forward."

Councilor Bushee said yes, and reiterated it's already been voted on, noting the NCRTD Board took the lead on this, and there seems to be support for this by the majority.

Councilor Calvert said the Board votes to recommend this, but believes they're voting to send this out to the members to get their approval, because it is a change to the by-laws and requires a certain percentage vote by the governing bodies. He said we have 5 votes, and if we're the only ones objecting, it will go forward anyway.

Councilor Bushee said it already has gone forward, the Board has voted to accept this, noting the person from Edgewood has been there for the past two meetings, and he has been voting as a member. She

thinks we need to get Jon Bulthuis here, or have separate discussions. She said she had concerns, but given that the Santa Fe Commissioner at the time didn't feel she had the latitude to make more of a discussion, this just went through that Board.

Councilor Calvert quoted from Mr. Bulthuis' memo of January 8, 2013, "The NCRTD Board of Directors voted to add the Town of Edgewood.... As a result of this action taken by the NCRTD Board of Directors, the IGC [the controlling contract for this agency] must be revised to incorporate a new Voting Strength Analysis that includes the Town of Edgewood." He said this means it still has to go to the member bodies for approval to change the voting strength.

Councilor Bushee said there didn't seem to be any concern, given that the County representative didn't raise any concerns.

Chair Dominguez asked Dr. Morgan to let Robert Romero know that Mr. Bulthuis needs to attend the next Finance Committee to answer our questions.

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

- 10. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY MANAGER TO EXPLORE THE OPTIONS FOR ESTABLISHING A PARKS, TRAILS AND OPEN SPACE PUBLIC- SAFETY TYPE POSITION TO MONITOR PARKS, TRAILS AND OPEN SPACE AND ENSURE THAT THE USES OF THE PARKS, TRAILS AND OPEN SPACE ARE PROTECTED FROM VANDALISM AND OTHER PUBLIC SAFETY HAZARDS AND TO ENFORCE THE ORDINANCES OF THE CITY OF SANTA FE IN THE PARKS, TRAILS AND OPEN SPACE AREAS (COUNCILORS CALVERT, Councilor Bushee AND WURZBURGER). (CHIEF RAE) Committee Review: Public Works (approved) 01/28/13; and City Council (scheduled) 02/13/13. Fiscal Impact – Yes.**

A copy of Seconded Amended FIR No. 2346, regarding this matter, is incorporated herewith to these minutes as Exhibit "1."

Chair Dominguez said we just received the amended FIR. He said when we say we're directing the City Manager to explore the options, are we also asking him to come up with a job description.

Councilor Calvert said yes. What we're saying is we want coverage of this ever-expanding part of our jurisdiction. So, not wanting to dictate the only option, we want him to look at options which includes using existing staff, adding to existing staff, adding to existing staff, shifting existing staff, creating new positions or new job descriptions and so forth to come up with the way he thinks will work best to cover this area which doesn't have coverage right now. He appreciates an attempt at an FIR, but thinks it is premature until we get a better definition of how they plan to meet the need. He wants to give flexibility to meet the need without tying their hands prematurely.

Chair Dominguez asked if this will be an expansion to the Parks Division or to the Police Department..

Councilor Calvert said this particular position is a public safety type position, so it would fall under the Police jurisdiction. However, again that is somewhat premature until we have a chance to see the options they might choose to do this.

Chair Dominguez said he isn't opposed, but he wants to see the job description. He thinks it would be worthwhile, if we do talk about expansion, that we have some input as to what we want for that position.

Councilor Calvert said this was discussed at Public Works, and some of the things which would be required. And the things described in the Resolution, requires a certified police officer. He said a Public Safety Aide can request, but can't require, people to do things, like a police officer. He said it is a matter of what we want them to do, but he doesn't know the best solution.

Chair Dominguez asked if the City has no housing for an ATV, saying at one time we did and the previous Police Chief had guys out there on ATVs taking care of open space..

Chief Rael said they do have some currently which are used occasionally. However, they are looking to propose, in all probability, an expansion position. He said he would like some assistance and direction as to the way that position ends up. He said his preference is for a sworn officer or sworn officers. He doesn't believe one would be sufficient to cover the areas. He said there also are safety concerns about having a single officers perhaps miles from a roadway with no backup available. He said if we don't have some means of coverage, then we have potential problems as well as officer safety issues. He said he was surprised at the request for an FIR, because he doesn't believe he was prepared to provide an FIR. However, he was informed that the legislation required him to submit one, so they came up with the information they thought was needed, based on what was provided at the time.

Chair Dominguez said that really isn't bad in terms of a way to have some discussion. He said we have restrictions on the MX Track, and asked Isaac Pino if this will help with the situation in terms of liability and getting people to be able to use it.

Mr. Pino said, "To the extend we understand the concerns, I don't think it would. The position that is being discussed with the Chief is more toward overall enforcement. He said the MX would have somebody who is very specialized with what goes on at an MX Track and can deal with medical emergencies if one ever arises. And with the maintenance, I think the preference of the volunteers is to have someone who understands specific maintenance issues at an MX track as well."

Chair Dominguez asked if there is any way for us to roll that into this discussion, noting he has not idea of the requirements to remove that liability, but believes it would warrant having that discussion. He asked Mr. Pino to speak to that issue at the Track.

Mr. Pino said, "We recently opened an MX Motocross Track at La Tierra, which is the motorcycle track. In the process of opening that, we created an access road and parking lot, and everything in order to get the place open. And issue of liability coverage by our insurance carriers has come up, and they're reluctant to cover that particular use unless we have an emergency medical facility nearby or readily accessible. And as long as certain rules are posted, it's turned into quite a restrictive situation for our current carriers to be able to cover. However, in the process of working through this, it appears there may have been legislation passed at some point that exempts the City under certain conditions or declarations, from having to provide that liability coverage. And so that's what we're looking into at this point. And at the POSAC meeting that's coming up the 3rd week in February we hope to be able to provide those answers to POSAC, because POSAC has been mightily interested in seeing this track get opened. And I think some of the information that will be provided to us between now and the POSAC meeting would be very useful in this discussion."

Councilor Dimas said he agrees with the Chief that if we're doing expansion positions, that we go with certified police officers, sworn officers. He said the Council has Public Safety Aides have been approved for the Railroad and the businesses on Cerrillos Road, noting he still is in opposition, because we need sworn officers in those positions. If we are going to expand the Police Department he doesn't think we need more Public Safety Aides. He said Public Safety Aides have their place in the Police Department, but he doesn't believe this position is appropriate for a Public Safety Aide. He agrees with the Chief that you can't have just one officer out there. He said that is a 24/7 job of patrolling and maintaining all those trails. He thinks this FIR should be for Police Officers, because if we do it right, it is an expansion of the Police Department and Police Officers. He said the officers can be used in other areas when we aren't utilizing them there. He said in his opinion, this is the only way we possibly could go. He agrees with the Resolution and believes it is necessary that we do this, reiterating Police Officers should be doing this. He suggested we may need an FIR for the appropriate numbers of officers and PSA's.

Responding to Councilor Dimas, Chief Leyba said this is for only one Public Safety Aide type position and didn't specify a sworn law enforcement officer, and agrees with him this is what is need for this job.

Chair Dominguez suggested that we need the City Manager to look into this before we do too much.

Councilor Bushee said a lots of things have to happen, and not necessarily by individual resolution, although these are in the mix to start the dialogue. She said, "In the context of the upcoming budget cycle, we're going to need to take a lot of pieces and separately talk about them and then put them back together, so just let me just share my viewpoint on this, and the reason I didn't mind sending and delaying right now the other Resolution I had that was on Parks and Trails. Because there's really a lot of things going on."

Councilor Bushee said, "So this is just direction for the future discussion, if anybody is taking notes. For instance, this Resolution was first brought up when Councilor Calvert and I were having a meeting with our folks. There are 17 neighborhood associations that live off Hyde Park, some in the County, but the majority in the City. And the problem they have up there, and this could come under

Andrew Phelps, which is Emergency management, and maybe there's some other money available, I don't know. But the problem is we have illegal camping with illegal campfires. So it definitely has a law enforcement side to it, it has a Fire Department side to it, and that's why I have kind of, through the City Manager, had Andrew Phelps overseeing all of this. I really don't know what his job description is, but I'm hoping there is money to have him look at that piece of it."

Councilor Bushee said, "But the other thing that came up is, Citizens On Patrol is in place, but it's never put into force. But I've got folks that live up there that want to hike, and want to be the eyes and ears. They don't want to play cop or PSA or anything else. They want to be able to report when they see fires. There is a huge fear up there is not only their properties are in jeopardy but our watershed. So this is bigger than just law enforcement. It is a big area. I think the other part, when it comes to the parks, we certainly need to get back to having our bike patrol and having more of them. This all comes back to how you fill the position that we have in place now, and can you fill those positions, and can you keep them filled. And that's the reason we went for the PSA's in any way, shape or form. We know they can't arrest, but the other side of that too, for the parks, is we beefed up the graffiti laws and we're going to put cameras in, but yet we have had no real use or result for those things."

Councilor Bushee continued, "So I'm back to a couple of question. If PSA's are easier to hire, can they be the ones to review the new cameras for offenders. Can we coordinate this in some way that really makes sense and so that we are effective, and we have both Fire and Police involved. And I think there's a whole volunteer piece to this whole thing, which kind of comes into the Trails position which know folks wanted to see expanding to make sure that could oversee parks. But then everybody in the trails world started to campaign, and they said, we don't even have a department. You have a big Parks Department. Trails has nothing. So then, it was like, okay, we'll have another discussion about that. So maybe there's already existing Parks staff, or there's a super volunteer."

Councilor Bushee continued, "And the technical piece which I kind of find odd, like. How is that we can have skateboard parks and not have any insurance issues. That strikes me as dangerous as flipping your motorcycle over some dirt."

Mr. Pino said, "Councilor, the discussion around the MX track and liability before it was built, concluded that it was not any different than a skate park. And so we had skate parks. However, when it came time to actually get the coverage, the insurance company begged to differ with us. And they suggested somebody going 40-50 mph on a motorcycle was not the same as somebody in a skate park."

Councilor Bushee said, "You haven't seen some of these kids at these skateboard parks without helmets, [skating] on cement."

Mr. Pino said, "The liability exemption that may exist for skate parks could be applicable to MX, we don't know for sure. Judy Amer's looking at it, Barbara Boltrek is looking at it, and that's an excellent question, because were way down the road with facilities around the MX track and then this became an issue, so we want to get it resolved."

Councilor Bushee said, "And so back to the whole... all these Resolutions will be up for discussion. It is hard to write FIRs when you don't really know what your resources are already and how they're being used. At one point when Councilor Ortiz was Chair of this Committee, we had talks... and I don't even know if you were Chief then, or might have just become Chief, but of how to really have our police force be flexible. I think this is a situation where we might need to have that discussion again. And then, I don't know what kind of staff you might have available for any of the volunteer coordination. I know we started community gardens. Now we have trails, and we have all sorts of multi-use situations. And even creating a Trails Coordinator is not going to take care of these kinds of technical issues, and so I think the City Manager should sit with all of these various department heads and really get creative. I think it has to take place in context of the budget cycle, and see what we can come up with. I'm happy to help create more positions for public safety if we're actually going to be able to fill them, and actually enforce some of the laws and keep up with the laws, because we pass laws faster than we fill positions in the P.D."

Councilor Calvert said, "On the original purpose. We've expanded trails, parks and trails in the City significantly, with no particular coverage, and we've seen issues such as the theft at trailheads. We've seen the fire dangers. We've seen people being assaulted or think they're in danger on trails. We've seen concern about under-crossings that we have created and are planning to create more, the School for the Deaf being very concerned about this. I think all of these argue for someone like a public safety officer. That's not to say that position couldn't do things such as look out for somebody camping or starting campfires. I think they easily could enforce those kinds of things as well. And they also could enforcing graffiti or at least call in and keep on top of them maybe better than we are. That was the intent."

Councilor Calvert continued, "In terms of expansion, we have more vacancies that we have people to fill them.. We can create another job description, but that doesn't mean that we have to expand the force. We can have that discussion when we get to fully capacity on what we are already authorized, I guess. I'd love to have that problem and discussion, but until we get to that point, I think creating another job title falls within our existing strength of force to accommodate and be flexible enough to handle all these different areas."

Councilor Calvert continued, "What Councilor Bushee is talking about, and I know Ike and I have talked about this as well. We've also increased the number of facilities without increasing staff available to maintain them. And the exercise we went through at Public Works, where we're looking at all of these facilities, and what kind of shape they're in, it's not getting better, it's only getting worse, because we're adding more facilities and we're getting behind on the ones we have. I think there's going to be a need for flexibility in a number of areas and we're going to have to work and break down some of the 'silos' and people with more flexible job descriptions, so they can transition from one area to another as needed without locking them into a similar position and they only do just that." Chair Dominguez said, "And water quality license as well."

Councilor Calvert thinks we have to look at this in several different "lights" when we get to the budget.

Chair Dominguez asked if the City is going to continue with the maintenance of the MX track, and how dangerous it is or isn't if it isn't properly maintained will be part of the discussion

Mr. Pino said the primary advocate for the MX tracks is asking us to provide support quarterly by way of large equipment and a couple of City employees, water and such. He said, "We've already agreed outwardly that twice a year would work. We had some discussions about doing it quarterly. One of the things we need to have continued discussion about was that volunteers were supposed to be doing this, but certainly volunteers don't have heavy equipment. And the water part of it is being taken care of. You might have been included on some emails where we finally received those tanks that are going to help the situation at both the BMX and MX. But we have all those 'balls in the air' anyway, and we know the MX people are going to need some support with the heavy equipment and with employees periodically. We just need to agree on how periodic that's going to be."

Chair Dominguez said, "The last thing is just a comment. Whichever way we go, if this is going to be a police officer, we need to make sure that police officer is doing what we're intending to do with this. And that the police officer doesn't be called out to patrol when he is patrolling the parks. So that's just a caution or a word of advice. And maybe not, maybe we have them do both, I don't know. I'm just saying we have to be pretty clear on what it is that we want do."

Councilor Bushee said the City Manager needs to look at everything, including the FIR for this position, which has a PSA and then an expensive Police uniform and vehicle. The salary for the position is \$37,000, but the Bicycle Coordinator position has a basic salary of \$72,000. She said there are a lot of pieces to this, and doesn't think either FIR is realistic.

Councilor Bushee said City Manager Robert Romero needs to look at all of this in a holistic way and come up with a plan, with a recommendation in his budget, trying to meet the directive of both Resolutions and knowing what the needs are. If he has a different opinion of what the needs are, then that should come forward as well.

Councilor Ives said the Resolution as drafted is "spot on," because it gives direction to the City Manager to look into this, but he believes the FIR is premature. He assumes as the options are detailed and brought back to the Committee, we will have FIRs which account for those distinctions.

Councilor Calvert said, not knowing what we really need, we might start with the minimum numbers/kinds of personnel which would be needed to support the task, and not go full bore. He said we should test the waters and ease into this in terms of the numbers and kinds of personnel needed to complete the task(s).

MOTION: Councilor Calvert moved, seconded by Councilor Ives, to approve this request, with direction to the City Manager that all testimony today be considered by the City Manager, that all options are still on the table, including the FIR as an option, but it isn't limited to that option.

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

END OF CONSENT CALENDAR DISCUSSION

DISCUSSION

13. OTHER FINANCIAL INFORMATION

There was no other financial information.

14. MATTERS FROM THE COMMITTEE

Chair Dominguez said we will be having the mid-year budget review soon, but he is unsure it will be at the next meeting or the one following.

Councilor Bushee asked if we have heard from the Audit Committee, and if there is there some mechanism by which they can report to us – what they're taking up and how that new office of the Auditor, or whatever. She is trying to understand the difference between how we used to operate that auditing function, and how we plan on operating it, or currently are operating it. She would like a presentation in the near future.

Councilor Calvert said we had a presentation or participation by the Chair of OTAB, and he hasn't been here again. He thought they would come periodically and with us interact. He thought we agreed there should be more interaction between this Committee and that body.

Chair Dominguez said he will get with staff to put it on a future agenda if there is a need to do so.


15. ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at 6:00 pm.

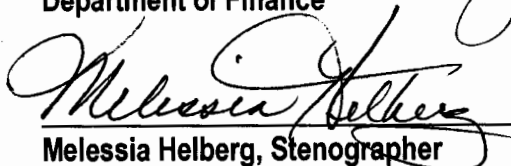


Carmichael A. Dominguez, Chair

Reviewed by:



Dr. Melville L. Morgan, Director
Department of Finance



Melessia Helberg, Stenographer

**City of Santa Fe
Fiscal Impact Report (FIR)**

FIR No. 2346
Second Amended

This Fiscal Impact Report (FIR) shall be completed for each proposed bill or resolution as to its direct impact upon the City's operating budget and is intended for use by any of the standing committees of and the Governing Body of the City of Santa Fe. Bills or resolutions with no fiscal impact still require a completed FIR. Bills or resolutions with a fiscal impact must be reviewed by the Finance Committee. Bills or resolutions without a fiscal impact generally do not require review by the Finance Committee unless the subject of the bill or resolution is financial in nature.

Section A. General Information

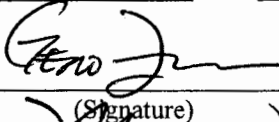
(Check) Bill: _____ Resolution: X
(A single FIR may be used for related bills and/or resolutions)

Short Title(s): **DIRECTING THE CITY MANAGER TO EXPLORE THE OPTIONS FOR ESTABLISHING A PARKS, TRAILS AND OPEN SPACE PUBLIC-SAFETY TYPE POSITION TO MONITOR PARKS, TRAILS AND OPEN SPACE AND ENSURE THAT THE USES OF THE PARKS, TRAILS AND OPEN SPACE ARE PROTECTED FROM VANDALISM AND OTHER PUBLIC SAFETY HAZARDS AND TO ENFORCE THE ORDINANCES OF THE CITY OF SANTA FE IN THE PARKS, TRAILS, AND OPEN SPACE AREAS.**

Sponsor(s): Councilors Calvert, Bushee and Wurzbarger

Reviewing Department(s): City Attorney's Office; Finance

Person Completing FIR: Melissa Byers Date: 1/31/13 Phone: 955-6518

Reviewed by City Attorney:  Date: 2/4/13
(Signature)

Reviewed by Finance Director:  Date: 2/4/13
(Signature)

Section B. Summary

Briefly explain the purpose and major provisions of the bill/resolution.

The purpose of the resolution is to direct the City Manager to explore the options for establishing a parks, trails and open space public-safety type position to ensure that the uses of the parks, trails and open space are protected from vandalism and public safety hazards; and to enforce the ordinances of the City of Santa Fe in the parks, trails, and open space areas.

Section C. Fiscal Impact

Note: Financial information on this FIR does not directly translate into a City of Santa Fe budget increase. For a budget increase, the following are required:

- a. The item must be on the agenda at the Finance Committee and City Council as a "Request for Approval of a City of Santa Fe Budget Increase" with a definitive funding source (could be same item and same time as bill/resolution)
- b. Detailed budget information must be attached as to fund, business units, and line item, amounts, and explanations (similar to annual requests for budget)
- c. Detailed personnel forms must be attached as to range, salary, and benefit allocation and signed by Human Resource Department for each new position(s) requested (prorated for period to be employed by fiscal year)*

1. Projected Expenditures:

- a. Indicate Fiscal Year(s) affected – usually current fiscal year and following fiscal year (i.e., FY 03/04 and FY 04/05)
- b. Indicate: "A" if current budget and level of staffing will absorb the costs
"N" if new, additional, or increased budget or staffing will be required
- c. Indicate: "R" – if recurring annual costs
"NR" if one-time, non-recurring costs, such as start-up, contract or equipment costs
- d. Attach additional projection schedules if two years does not adequately project revenue and cost patterns
- e. Costs may be netted or shown as an offset if some cost savings are projected (explain in Section 3 Narrative)

Exhibit "1"

___ Check here if no fiscal impact

Column #:	1	2	3	4	5	6	7	8
	Expenditure Classification	FY <u>13/14</u>	"A" Costs Absorbed or "N" New Budget Required	"R" Costs Recurring or "NR" Non-recurring	FY _____	"A" Costs Absorbed or "N" New Budget Required	"R" Costs – Recurring or "NR" Non-recurring	Fund Affected

Personnel*	<u>\$ 37,440</u>	<u>N</u>	<u>R</u>	\$ _____	_____	_____	<u>General</u>
Fringe**	<u>\$ 15,725</u>	_____	_____	\$ _____	_____	_____	_____
Capital Outlay	<u>\$ 48,000</u>	<u>N</u>	<u>NR</u>	\$ _____	_____	_____	<u>General</u>
Land/ Building	\$ _____	_____	_____	\$ _____	_____	_____	_____
Professional Services	\$ _____	_____	_____	\$ _____	_____	_____	_____
All Other Operating Costs	<u>\$ 12,643</u>	<u>N</u>	<u>NR</u>	\$ _____	_____	_____	<u>General</u>
Total:	<u>\$113,808</u>			\$ _____			

(see breakdown of expenses on next page, #3)

* Any indication that additional staffing would be required must be reviewed and approved in advance by the City Manager by attached memo before release of FIR to committees. **For fringe benefits contact the Finance Dept.

2. Revenue Sources:

- To indicate new revenues and/or
- Required for costs for which new expenditure budget is proposed above in item 1.

Column #:	1	2	3	4	5	6
	Type of Revenue	FY _____	"R" Costs Recurring or "NR" Non-recurring	FY _____	"R" Costs – Recurring or "NR" Non-recurring	Fund Affected

_____	\$ _____	_____	\$ _____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____
_____	\$ _____	_____	\$ _____	_____	_____
Total:	\$ _____		\$ _____		



3. Expenditure/Revenue Narrative:

Explain revenue source(s). Include revenue calculations, grant(s) available, anticipated date of receipt of revenues/grants, etc. Explain expenditures, grant match(s), justify personnel increase(s), detail capital and operating uses, etc. (Attach supplemental page, if necessary.)

<u>Classification</u>	<u>Amount</u>	<u>Notation</u>
Annual Salary	\$ 37,440	Maximum hourly rate for a public safety aid position is \$18.00
Benefits	\$ 15,725	
Capital Outlay—Complete Police Vehicle	\$ 25,300	Vehicle
	\$ 4,800	Police Radio (car)
	\$ 3,800	Police Radio (handheld)
	\$ 4,800	In-Car Camera (mandated by City ordinance)
	\$ 8,000	Police Equipment Installed in Car (light bar, siren, control boxes, prisoner cage, etc.)
	\$ 1,300	Marked Unit Graphics
Operating Costs	\$ 1,200	Pedal Bike
	\$ 8,000	ATV
	\$ 824	Ballistic Vest
	\$ 2,619	Uniforms, mace, baton, etc
TOTAL	\$113,808	

Section D. General Narrative

1. Conflicts: Does this proposed bill/resolution duplicate/conflict with/companion to/relate to any City code, approved ordinance or resolution, other adopted policies or proposed legislation? Include details of city adopted laws/ordinance/resolutions and dates. Summarize the relationships, conflicts or overlaps.

None that staff is aware of.

2. Consequences of Not Enacting This Bill/Resolution:

Are there consequences of not enacting this bill/resolution? If so, describe.

There is a need to protect the City's investment in its parks, trails and open space areas. By not designating a public safety position, the City is at risk of losing out on its investment because there would not be a designated public-safety type position dedicated to monitoring parks, open space and trails for public safety purposes, including protecting the parks, trails and open space from vandalism and public safety hazards and to ensure enforcement of City ordinances related to parks, trails and open space.

3. Technical Issues:

Are there incorrect citations of law, drafting errors or other problems? Are there any amendments that should be considered? Are there any other alternatives which should be considered? If so, describe.

None that staff is aware of.

4. Community Impact:

Briefly describe the major positive or negative effects the Bill/Resolution might have on the community including, but not limited to, businesses, neighborhoods, families, social service providers and other institutions such as schools, churches, etc.

Designation of a public safety type position for the City parks, trails and open space areas would have a positive impact for the residents of the Santa Fe because such type of position would protect the investment of the City and its residents.