



# Agenda

**PUBLIC WORKS/CIP & LAND USE COMMITTEE  
MEETING  
CITY COUNCIL CHAMBERS  
MONDAY, APRIL 9, 2007  
5:15 P.M.**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM MARCH 26, 2007, PUBLIC WORKS COMMITTEE MEETING

**PUBLIC HEARING**

6. CAMINO ALIRE BRIDGE RAILING ALTERNATIVES AND PEDESTRIAN IMPROVEMENTS ON BISHOP'S LODGE ROAD
  - REQUEST FOR DIRECTION (ERIC MARTINEZ AND DEBRA GARCIA)

**INFORMATIONAL AGENDA**

7. UPDATE ON THE 2030 INITIATIVE (ANNE LOVELY AND KATHERINE MORTIMER)
8. UPDATE ON STORM WATER ISSUES (JIM SALAZAR)
9. UPDATE ON THE PLANNING AND LAND USE DEPARTMENT TRANSITION (JACK HIATT)

**CONSENT AGENDA**

10. CIP PROJECT #431A – EL RIO TRAIL ROAD IMPROVEMENT PROJECT
  - REQUEST FOR APPROVAL TO AWARD BID #07/41/B AND CONSTRUCTION CONTRACT TO CONCRETE ROSE CONSTRUCTION IN THE AMOUNT OF \$140,286.65, INCLUSIVE OF NMGR (DAVID CHAPMAN)
11. CIP PROJECT #211 – POLICE MAIN FACILITY RENOVATIONS
  - REQUEST FOR APPROVAL OF AMENDMENT NO. 2 WITH LLOYD AND ASSOCIATES ARCHITECTS, IN THE AMOUNT OF \$123,768.75, INCLUSIVE OF NMGR PLUS \$3,000 FOR REIMBURSABLE EXPENSES
  - REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT IN THE AMOUNT OF \$130,000 (CHIP LILIENTHAL)

12. REQUEST FOR APPROVAL OF NON-EXCLUSIVE LICENSE AGREEMENTS FROM DOWNTOWN TOUR OPERATORS **(BILL HON)**
13. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH ECO SOLUTIONS FOR THE RELOCATION OF PRAIRIE DOGS AT FRANKLIN E. MILES PARK AND LARRAGOITE PARK, IN THE AMOUNT OF \$8,179.50, INCLUSIVE OF NMGR T **(BEN GURULE)**

**DISCUSSION**

14. CIP PROJECT #684 – SANTA FE CIVIC CENTER
  - REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT WITH MUSEUM OF NEW MEXICO, OFFICE OF ARCHAEOLOGICAL STUDIES IN THE AMOUNT OF \$1,511,424.01
  - REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO PROFESSIONAL SERVICES AGREEMENT WITH HANDS ENGINEERING LLC, PROJECT MANAGEMENT CONSULTANT IN THE AMOUNT OF \$81,496.20
  - REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT WITH FENTRESS BRADBURN ARCHITECTS, LTD, PROJECT ARCHITECT IN THE AMOUNT OF \$106,218
  - REQUEST FOR APPROVAL OF CONSTRUCTION CHANGE ORDER NO. 3 TO CONSTRUCTION CONTRACT WITH CAMERON SWINERTON IN THE AMOUNT OF \$438,868 **(FRANK ARCHULETA)**
15. DISCUSSION AND CONSIDERATION OF A PROPOSED REAL ESTATE TRANSFER TAX ORDINANCE **(KATHY MCCORMICK)**
16. REQUEST FOR APPROVAL OF A RESOLUTION REVISING THE ORGANIZATIONAL CHART FOR THE CITY OF SANTA FE REGARDING THE ECONOMIC DEVELOPMENT, AFFORDABLE HOUSING, AND PLANNING AND LAND USE DEPARTMENTS **(COUNCILORS BUSHEE AND ORTIZ) (GALEN BULLER)**
17. REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW ARTICLE 10-10 SFCC 1987 PROHIBITING THE BURNING OF COAL IN THE CITY LIMITS OF SANTA FE **(COUNCILOR WURZBURGER) (MAYOR COSS, COUNCILORS CALVERT, DOMINGEUZ AND ORTIZ) (JACK HIATT)**
18. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING VARIOUS RESOLUTIONS THAT CREATED CERTAIN COMMITTEES, BOARDS, COMMISSIONS AND TASK FORCES OF THE CITY OF SANTA FE WHOSE STATUS ARE INACTIVE OR ARE NO LONGER THE PLEASURE OF THE GOVERNING BODY **(COUNCILORS ORTIZ, DOMINGUEZ AND CALVERT) (JULIE BERMAN)**
19. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 18-1.2 SFCC1987 REGARDING THE DEFINITION OF DISTRESS MERCHANDISE SALE; CREATING A NEW SECTION 14-8.10(B)(8) SFCC 1987 REGARDING FINES FOR NON-COMPLYING SIGNS; AMENDING SECTION 14-8.10(H)(28) AND CREATING A NEW SECTION 14-8.10(H)(29) SFCC 1987 REGARDING THE PROHIBITION OF PRICE REDUCTION SIGNS IN THE HISTORIC DISTRICTS **(COUNCILOR HELDMEYER) (DAVID RASCH)**
20. MATTERS FROM STAFF

21. MATTERS FROM THE COMMITTEE

22. NEXT MEETING: APRIL 23, 2007

23. ADJOURN

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

**SUMMARY OF ACTION**  
**CITY OF SANTA FE**  
**PUBLIC WORKS/CIP & LAND USE COMMITTEE**  
**April 9, 2007**

<b><i>ITEM</i></b>	<b><i>ACTION TAKEN</i></b>	<b><i>PAGE(S)</i></b>
2. Roll Call	Quorum Present .....	1
3. Approval of Agenda	Approved as published .....	1-2
4. Approval of Consent Agenda	Approved as published .....	2
5. Approval of Minutes – March 26, 2007	Approved as submitted .....	2
<b>PUBLIC HEARING</b>		
6. Camino Alire Bridge Railing	Reconsider at next meeting .....	2-5
<b>INFORMATIONAL AGENDA</b>		
7. 2030 Initiative Update	Discussion .....	5-6
8. Stormwater Issues Update	Discussion .....	6-7
9. PLUD Transition Update	Discussion .....	7
Consent Agenda Listing	Listed .....	7
<b>DISCUSSION AGENDA</b>		
14. Santa Fe Civic Center Amendments Four amendments to Construction work	1, 3, 4 approved; 2 forwarded .....	7-11
15. Real Estate Transfer Tax for Affordable Housing Subsidy	Postponed .....	11-12
17. Prohibiting Coal Burning in the City	Recommended Approval .....	12
16. Revised Organizational Chart for City	Postponed .....	12-13
18. Repealing Certain Committees, etc.	Approved with amendments .....	13-14
19. Sign Ordinance Amendments	Approved .....	14
20. Matters from Staff	None .....	14
21. Matters from the Committee	None .....	15
22. Next Meeting	Set for April 23, 2007 .....	15
23. Adjourn	.....	15

**MINUTES OF THE**  
**CITY OF SANTA FE**  
**PUBLIC WORKS/CIP & LAND USE COMMITTEE**

**April 9, 2007**

**1. CALL TO ORDER**

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on the above date by Chair Patti Bushee at approximately 5:15 p.m. in City Council Chambers, City Hall, 200 Lincoln, Santa Fe, New Mexico

**2. ROLL CALL**

Roll Call indicated the presence of a quorum as follows:

**MEMBER PRESENT:**

Councilor Patti J. Bushee, Chair  
Councilor Christopher Calvert  
Councilor Carmichael Dominguez  
Councilor Matthew E. Ortiz  
Councilor Ronald S. Trujillo

**MEMBERS ABSENT:**

None.

**OTHERS PRESENT:**

Mr. Robert Romero, Public Works Director  
Ms. Bobbi Mossman, Public Works Staff  
Mr. Jack Hiatt, Planning and Land Use Acting Director  
Mr. Carl Boaz, Stenographer

**OTHER GOVERNING BODY MEMBERS PRESENT:**

Councilor Miguel Chávez  
Councilor Karen Heldmeyer

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

**3. APPROVAL OF AGENDA**

**Councilor Calvert moved to approve the Agenda as published. Councilor Ortiz seconded the**

motion and it passed by unanimous voice vote.

#### **4, CONSENT AGENDA**

Councilor Calvert moved to approve the Consent Agenda as published. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.

#### **5. APPROVAL OF MINUTES FROM MARCH 26, 2007, PUBLIC WORKS COMMITTEE MEETING**

Councilor Calvert moved to approve the March 26, 2007 minutes as submitted. Councilor Ortiz seconded the motion and it passed by unanimous voice vote.

#### **PUBLIC HEARING**

#### **6. CAMINO ALIRE BRIDGE RAILING ALTERNATIVES AND PEDESTRIAN IMPROVEMENTS ON BISHOP'S LODGE ROAD**

- **REQUEST FOR DIRECTION (ERIC MARTÍNEZ AND DEBRA GARCIA)**

Mr. Eric Martínez and Ms. Garcia presented background regarding this hearing. Mr. Eric Martínez explained that some neighbors didn't like what was first approved so they prepared four options for the Committee to review. He said the first option was the initial option for \$72,000; the second was to remove the railing; treating with oxidized coating and put it back; the third was to sandblast it as it is; and the fourth was to do nothing. He said the cost of the first option included traffic control removal and replacement.

Mr. Eric Martínez said the report also included a summary of meetings held with the Community Advisory Committee with assistance of the Arts Commission. From those discussions, the rusty metal finish was preferred due to the potential of rust actually bleeding onto the material below it.

Ms. Garcia said that in the public meeting on Aug 18<sup>th</sup>, the Committee chose the rust color but allowed for paint because they were concerned about rust dripping and how graffiti could be removed. The highway type paint would deal with that. The artist chose the paint because of the smooth finish.

Mr. Eric Martínez explained the problem of repainting over the paint was that the primer would not stick and more than likely it would flake off with little longevity.

Chair Bushee said they needed to deal with the metal grill that was not yet installed.

Mr. Eric Martínez said the request had gone to Finance and Public Works before it went to Council on March 28<sup>th</sup> and now would go back to Finance on the 19<sup>th</sup>. He said it stayed on consent.

Councilor Dominguez asked how a change order was initiated.

Mr. Eric Martínez said staff requested a quote from the contractor.

Councilor Dominguez asked if the change was requested by a community group.

Mr. Romero said the contract was approved and maybe Council did not review the color. The foam board was shown to Councilor Dominguez showing the colors. Mr. Romero said the paint was an oil-based enamel.

Ms. Garcia showed the vertical units of the railing. She explained that the railing actually went behind the rail but would appear to be one piece.

Chair Bushee asked if other oxidized railings rusted.

Ms. Garcia said the railings on Botolph Road had some bleeding and also at the Railyard.

Mr. Eric Martínez showed another board to update Bishop's Lodge Road with the railing removed from Camino Alire and add sidewalks on the west side to provide pedestrian access. He said they had some state money for that project.

Chair Bushee asked for the estimated cost to put that railing over there and where would they get the money.

Mr. Eric Martínez said installing the railing would be \$10,000.

Chair Bushee asked if the present contractor was the only one they would use.

Mr. Eric Martínez said they were the ones doing the work now.

## **Public Comment**

Mr. Carl Moffett, living in south end of town near Calle Atajo, said he talked with all his neighbors about spending \$73,000 on this bridge and most of them felt it would be better spent in the south end of town.

Mr. Robert Edwards, 711 Alarid, shared his expertise with finishing metal and explained how he would do it. He said it would probably cost a tenth of what they were estimating and there would be no bleeding with his method.

Ms. Doris Martin, Ephraim Street off West Alameda said she didn't care if it was pink with purple polka dots. It was done and shouldn't be messed with. She thought the Horner Company did an excellent job bringing it in under budget.

Mr. Dave McQuarie said public works did not explore the options before the change order and he was in favor of leaving it as it was. He felt it was a waste of money and it could be used on other projects. He added that the ramp was barely ADA compliant and still not usable by people.

Mr. Rick Martínez, 725 Mesilla Road, said the committee worked very hard and the bridge was special to the neighbors. He felt they could still have a win-win situation by putting the railings over at Bishop Lodge Road. A beaver moved in and approved of the new design. He favored finishing it right.

Mr. Michael Freestead, 123 Calle Don José, commended Pubic Works people and staff. He felt it looked great and that the process must have been excruciating. He thought it looked fine the way it was.

Mr. Angelo Jaramillo, 148 Bob Street, active in the Torreon Neighborhood Assn. He urged the Committee not to throw away \$73,000. He said he was part of the committee and they worked pretty hard for several months and gave their input, worked with staff. He asked the Councilors to divulge the sources of the complainers. He felt they should have spoken up before it was finished and not waited. He said there was nothing wrong with this bridge. He urged the Committee to vote no to any changes. Let was be completed.

Ms. Barbara Conroy, 934 Dunlap, near the bridge. She didn't realize there had been a community involvement but respected the work they did. She felt it was too high a price for the change and wanted to know more substantively what the complaints were. She said it had not been discussed on her block. She was glad to have a safe bridge there.

Ms. Susan Patter, West Alameda, thought the bridge looked beautiful. In driving here, She said she noticed several other colors on bridges and \$73,000 sounded like a lot of money.

End of public hearing.

Chair Bushee said the ornate metalwork needed to have a color and staff needed to know what to do.

Councilor Calvert asked if there was a rusted finish that would not bleed.

Ms. Garcia said that all along, they were looking at oxidizing and sealing it but when graffiti was removed, bleeding might happen.

Councilor Calvert noted that many people on the committee told him this was not the color they thought they were getting. He also heard lots of people say the color on there was fine. He said he was willing to consider a different color but felt the cost was not reasonable.

**Councilor Calvert moved to reconsider the action taken at the previous Public Works meeting regarding the Camino Alire Bridge project and have the railing match the existing color of the railing. Councilor Dominguez seconded the motion.**

Mr. Katz said the motion could be an action item on the next agenda when the Committee could recommend that Council reconsider it.

**Councilor Ortiz said the recommendation would be to go forward with Option #4 and ask Council to reconsider the change order No. 2. The maker and seconder agreed.**



Councilor Ortiz said it could be on the agenda for the last April meeting.

**The motion passed by unanimous voice vote.**

## **INFORMATIONAL AGENDA**

### **7. UPDATE ON THE 2030 INITIATIVE (ANNE LOVELY AND KATHERINE MORTIMER)**

There was no written report for this item.

Ms. Lovely narrated the first part of a brief power point presentation and said it was a work in progress. She explained that they created the Santa Fe Green Team and went through the actions taken by Council to reduce global warming.

Councilor Ortiz asked about the replacement offer of incandescent bulbs with florescent bulbs.

Ms. Lovely said the Sierra Club would provide 1,200 florescent bulbs on April 14<sup>th</sup> to replace incandescent bulbs one-for-one without charge. She said there was a maximum of four per household.

Councilor Calvert said the City and PNM were sponsors also.

Councilor Ortiz recommended that they have this information provided prior to the meeting so the Committee could review it.

Ms. Mortimer gave the rest of the slide presentation.

Councilor Ortiz mentioned that the pumice plant owners had agreed to replace their plant with a possible rail stop as a Multi modal station with mixed commercial. He asked the team to put them on this list.

Ms. Mortimer went through a time line in the presentation.

Councilor Ortiz asked that the RFP on the energy audit be put into the time line.

Ms. Mortimer said they were also working on Chapter 14 changes.

Councilor Ortiz asked why the NW Quadrant followed after Alto Street.

Ms. Mortimer said the Alto project was much smaller and would finish quicker.

Chair Bushee asked about Night Sky concerns.

Councilor Ortiz agreed that it should be included and Council had dedicated money to it.

Chair Bushee asked that a hard copy of the presentation be provided to the Committee.

## **8. UPDATE ON STORM WATER ISSUES (JIM SALAZAR)**

Mr. Salazar presented the update and provided a handout called "Stormwater Management Division April 9, 2007" [Exhibit A]. He read the handout to the Committee.

Councilor Calvert had questions about items in the binder. Page 12 under Best Management Practices and thought they already started doing that.

Mr. Salazar agreed, four years ago but they had been instructed to do the program all over again.

Councilor Calvert noted several other typos or error in the report and Mr. Salazar gave the corrections.

Councilor Calvert asked if they were planning to ask for increases in the existing utility service charge at budget time.

Mr. Salazar said that was part of their budget strategic planning and thought there was some room in there to do more with the program.

Chair Bushee noted it did not take into account the large commercial parking lots. Like at the DeVargas Mall or the newer ones where they have not done water harvesting.

Councilor Ortiz said at the Public Utilities Committee they talked about large commercial parking lots and needed to require owners to come up with some remediation. He said the Attorney said they couldn't do improvement districts unless they could show benefit to the owners. He noted that there were big lots abutting Arroyo Chamiso and the pollutants were visible in the riverbed. Where it cuts into the riverbed, you can see the black stuff forming on the surface.

Chair Bushee said it had to be a regulatory approach.

Mr. Salazar agreed and said there was no regulatory authority; no standards for development review.

Councilor Calvert asked that the budget include retention type structures to slow down the flow and maybe remove some stuff in the process.

Mr. Salazar said that was exactly what they were looking at. He said there might be some available incentives to promote water harvesting also.

Chair Bushee said the cost benefit was clear on commercial but not yet on residential and did not want them to mandate something that wouldn't work. .

## **9. UPDATE ON PLANNING AND LAND USE DEPARTMENT TRANSITION (JACK HIATT)**

Mr. Hiatt briefly went through his written report, summarizing what was contained in it. He said they were conducting interviews of applicants for seven different positions this week and if successful, would be down to four vacant positions. He added that he was looking for money for the integrated voice response program; training was ongoing; backlogs were flowing.

## **CONSENT AGENDA LISTING**

### **10. CIP PROJECT #431A – EL RIO TRAIL ROAD IMPROVEMENT PROJECT**

- **REQUEST FOR APPROVAL TO AWARD BID #07/41/B AND CONSTRUCTION CONTRACT TO CONCRETE ROSE CONSTRUCTION IN THE AMOUNT OF \$140,286.65, INCLUSIVE OF NMGR (DAVID CHAPMAN)**

### **11. CIP PROJECT #211 – POLICE MAIN FACILITY RENOVATIONS**

- **REQUEST FOR APPROVAL OF AMENDMENT NO. 2 WITH LLOYD AND ASSOCIATES ARCHITECTS IN THE AMOUNT OF \$123,768.75, INCLUSIVE OF NMGR PLUS \$3,000 FOR REIMBURSABLE EXPENSES**
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### **13. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH ECO SOLUTIONS FOR THE RELOCATION OF PRAIRIE DOGS AT FRANKLIN E. MILES PARK AND LARRAGOITE PARK, IN THE AMOUNT OF \$8,179.50, INCLUSIVE OF NMGR (BEN GURULÉ)**

## **DISCUSSION**

### **14. CIP PROJECT #684 - SANTA FE CIVIC CENTER**

- **REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT WITH MUSEUM OF NEW MEXICO, OFFICE OF ARCHAEOLOGICAL STUDIES IN THE AMOUNT OF \$1,511,424.01**
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- **REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT WITH FENTRESS BRADBURN ARCHITECTS, LTD, PROJECT ARCHITECT IN THE AMOUNT OF \$106,218**
- **REQUEST FOR APPROVAL OF CONSTRUCTION CHANGE ORDER NO. 3 TO CONSTRUCTION CONTRACT WITH CAMERON SWINERTON IN THE AMOUNT OF \$438,868**

**(FRANK ARCHULETA)**

Mr. Frank Archuleta presented these four items.

Councilor Calvert noted that on the first amendment: they spent \$310,000 and upped it another \$405,000 and now they were going to double both of those with a new amendment. He asked if that was correct.

Mr. Archuleta agreed.

Councilor Calvert said he guessed they had no choice.

Mr. Archuleta explained that there was a lot more archaeology than they first suspected. He said they did testing for 8% of the site.

Councilor Ortiz commented that some of the Councilors suspected how rich it was in archaeological material.

Councilor Calvert asked where the money would come from.

Mr. Archuleta said they were looking good on contingency right now where there was \$1.5 million. He added that they had a line item for testing separate from contingency.

Mr. Romero agreed and said they had \$1.5 million for testing and \$1.7 million for the archaeology budget and now it was \$500,000 over so they would still have \$1 million left in contingency.

Councilor Ortiz asked if they would get a report on what additionally they found or if that was confidential.

Mr. Stephen Post, Deputy Director of Archeological Studies, said they would provide a full report for the Council, covering the full scope of the findings.

Councilor Ortiz asked if the information was confidential under the agreement with Tesuque Pueblo.

Mr. Post said they would produce one for public distribution. He said the confidential items would be in an addendum that would not be available for public distribution.

Councilor Ortiz asked when it would be completed.

Mr. Post said it would take 18 months. He shared some of the data collection details and said it was one of the most complicated excavations in the southwest. He said the amount of disturbance left them with a very complicated jigsaw puzzle and because of the sensitivity of the site, they had to investigate very carefully and almost 100% of the site area to insure the agreements were kept.

Councilor Calvert asked for an explanation of the details on #4. Subcontract for materials testing, cost

of parking meters. What was it.

Mr. Archuleta shared how they were going to handle the materials testing. He said the \$735,000 was the cost or loss of revenue from hooding of meters on Federal. It was the loss of revenue to the Parking Enterprise Fund.

Councilor Calvert asked if that meant it was moving from one department to another.

Mr. Romero agreed.

Councilor Calvert if the testing wasn't part of the original budget.

Mr. Romero said it was in the original budget but it was not in the original contract documents. He explained that they first were going to use staff and not a contract but they later felt it made more sense to have the contractor subcontract the testing. He explained that it added that amount to the contractor's contract but it was not an addition to the original budget.

**Councilor Calvert moved for approval of these amendments. Councilor Trujillo seconded for discussion.**

Councilor Ortiz said this was much different from Railyard and he was not going to vote for #2. He explained that this had been on a fast track many times and the Council was forced to support it. He spoke to the discussions on archaeological issues. This site was much more culturally significant than they could ever know. He opposed moving half a million dollars from contingency monies into soft development costs. He thought they needed to preserve that contingency fund. Spending a third of it on archeology was not wise. He felt this problem was caused by the rush. They have to find another way of paying for that. Maybe the state. That was too hard to swallow.

Chair Bushee said they were required by law to complete these archaeological studies.

Councilor Ortiz thought some of this was part of the contractual agreement. He felt it was properly a matter for executive session.

Mr. Post explained that this work was done per state law under a competitive bidding process. They were just trying to complete the City's obligations under state law.

Councilor Ortiz said the City would actually give more money to the state to complete what they told us they had to complete.

Mr. Post said the Committee could have this discussion with any contractor whether it was the state or another contractor.

Councilor Ortiz said no one bid on it. He asked if he missed it on the RFP Scope of services.

Mr. Archuleta said they did quantify some of the services. They developed the scope of work and

quantified it and The Office of Archaeology beat out all others significantly.

Mr. Romero said the RFP was based on the testing already completed.

Councilor Ortiz asked if the state didn't do the testing.

Mr. Romero agreed but said it was competitive. The RFP was based on the testing already done; based on what they knew at the time.

Councilor Trujillo asked how much longer it was going to take to complete.

Mr. Archuleta explained that they would do the utilities on Marcy and then stormwater both of which would require archaeological.

Mr. Romero said most of this cost was to do what was already in the lab because the site has been cleared.

Mr. Archuleta added that the total if this was approved would be \$2.2 million.

Mr. Post said they recovered 600,000 artifacts from the site and the amendment was to complete the analysis. Once they complete the stormwater monitoring, the rest would be done in the lab and they were only doing a percentage of artifacts.

Councilor Trujillo asked where the artifacts would go.

Mr. Post replied that they were the property of the City. Most would be stored at Office of Cultural Affairs and would be available for on loan by the City.

Councilor Ortiz added that that was to the extent they were not in agreements with Tesuque.

Mr. Post agreed.

Councilor Ortiz said there was nothing here that would affect the timetable for construction.

Chair Bushee said the Committee could move it forward to Finance without recommendation, as well.

**Councilor Calvert withdrew and restated his motion to forward amendment #2 to Council with no recommendation and the rest with recommendation for approval. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.**

Mr. Romero announced this was Mr. Archuleta's last Public Works meeting because he was retiring.

## **15. DISCUSSION AND CONSIDERATION OF A PROPOSED REAL ESTATE TRANSFER TAX ORDINANCE (KATHY MCCORMICK)**

Ms. McCormick reported that this was the revised ordinance. He said he got feedback from Council and provided the information requested. She said it was based on the feedback from the study session and made it clear that no transactions subject to HOP would be subject to the taxes, i.e., no double taxes. She said it also exempted commercial. She said that primarily, title companies would collect this tax at the time of closing and GRT was on top of that.

Chair Bushee asked if it was negotiated at time of sale.

Ms. McCormick agreed.

Councilor Calvert said that under the Proceeds Section, it needed to include the purchase of water rights for affordable housing projects.

Ms. McCormick agreed.

Councilor Calvert said they always talked about exempting commercial but all of these examples included commercial. He asked if they could be considered.

Ms. McCormick said they didn't want to do anything that would affect a small business owner or thwarting economic development.

Councilor Calvert felt it could be done at a certain threshold.

Mr. Katz said they would have to persuade the electorate that they should go for it. He said that residential prices going up making fewer properties available for modest means people so the relationship for taxing the high priced properties was very related but commercial didn't relate to affordable housing.

Ms. McCormick agreed and reminded them this had to go on the ballot and it needed to be clear to the voters on the uses of the funds.

Councilor Calvert said he was an advocate of Affordable Housing but was not sure they should restrict it from being spent anywhere else.

Councilor Dominguez asked how this compared with the tax for parks and asked what good it was to have affordable housing if there were no amenities.

Ms. McCormick said the housing assessment showed a need for 11,000 affordable homes. She said their average down payment assistance was about \$10,000, so they were looking at about \$110 million.

The Committee discussed briefly how to make the promotion to the public regarding the election.

Ms. McCormick said the plan was to come back to the Committee in May.

Councilor Ortiz urged staff to be very clear with the public when asking for money on how it would be

used.

Chair Bushee asked that she include at the next Public Works Committee how it was to be spent.

Ms. McCormick agreed and added that she could show the campaign materials from other states on how they educated the public.

**Councilor Ortiz moved to postpone this request to the next meeting. Councilor Calvert seconded the motion and it passed by unanimous voice vote.**

**Councilor Ortiz moved to amend agenda and hear # 17 before # 16. Councilor Calvert seconded the motion and it passed by unanimous voice vote.**

**17. REQUEST FOR APPROVAL OF AN ORDINANCE CREATING A NEW ARTICLE 10-10 SFCC 1987 PROHIBITING THE BURNING OF COAL IN THE CITY LIMITS OF SANTA FE (COUNCILOR WURZBURGER) (MAYOR COSS, COUNCILORS CALVERT, DOMINGUEZ AND ORTÍZ) (JACK HIATT)**

**Councilor Calvert moved to approve the request. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.**

**16. REQUEST FOR APPROVAL OF A RESOLUTION REVISING THE ORGANIZATIONAL CHART FOR THE CITY OF SANTA FE REGARDING THE ECONOMIC DEVELOPMENT, AFFORDABLE HOUSING, AND PLANING AND LAND USE DEPARTMENTS (COUNCILORS BUSHEE AND ORTÍZ) (GALEN BULLER)**

Mr. Buller passed out a memo with two charts. [Exhibit B]

**Councilor Ortiz moved for the first option.**

Mr. Buller explained that in the first chart, he tried to leave things as intact as possible and the memo identified eight changes but they were mostly clarifications. He went through the changes. He said the Deputy City Manager would have two departments reporting to him. The main things for him were special projects so he could work on problems within any departments.

**Councilor Ortiz moved to postpone** and said if they broke out this Long Range Planning, they would have to create a new Director and same for Parks.

**The motion to postpone was seconded by Councilor Calvert.**

Chair Bushee said this was an expansion, creating new hierarchies.

Councilor Dominguez asked if they could also get a definition of Deputy City Manager.



Councilor Calvert said he just needed more time to look at it.

Mr. Buller said he would go back and do another one.

**The motion to postpone passed by unanimous voice vote.**

**18. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING VARIOUS RESOLUTIONS THAT CREATED CERTAIN COMMITTEES, BOARDS, COMMISSIONS AND TASK FORCES OF THE CITY OF SANTA FE WHOSE STATUS ARE INACTIVE OR ARE NO LONGER THE PLEASURE OF THE GOVERNING BODY (COUNCILORS ORTÍZ, DOMINGUEZ AND CALVERT) (JULIE BERMAN)**

Julie Berman reported.

Chair Bushee said she didn't see here the ordinance amendment that would be required. She explained that a resolution could not put aside an ordinance and added that the Grievance Board had to be removed by ordinance.

Ms. Berman said that staff member Jim Montman was present as well as the Chair and two members of the Airport Advisory Board, all of whom wanted their Board to continue.

Chair Bushee recommended taking out Marty Sanchez and Airport out of the list to be abolished because both of them were active.

**Councilor Ortiz moved to take Marty Sanchez Advisory Committee and the Airport Advisory Board away from the list and have someone from Personnel respond to the issue of the Grievance Board. Councilor Calvert seconded the motion and it passed by unanimous voice vote.**

Ms. Berman asked if the grievance board would stay.

Councilor Ortiz agreed.

**19. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 18-1.2 SFCC 1987 REGARDING THE DEFINITION OF DISTRESS MERCHANDISE SALE; CREATING A NEW SECTION 14-8.10(B)(8) SFCC 1987 REGARDING FINES FOR NON-COMPLYING SIGNS; AMENDING SECTION 14-8.10(H)(28) AND CREATING A NEW SECTION 14-8.10(H)(29) SFCC 1987 REGARDING THE PROHIBITION OF PRICE REDUCTION SIGNS IN THE HISTORIC DISTRICTS (COUNCILOR HELDMEYER)(DAVID RASCH)**

Chair Bushee excused herself from the meeting at this time.

Councilor Heldmeyer said she was the sponsor. She said this was the #1 concern of downtown

businesses at the Mayor's coffee. She said this went through both the Business and Quality of Life committee and those who went to the mayor's coffee. They didn't like the stores having a perpetual sale. She said it would allow four sales per year.

Councilor Ortiz said this would be the first thing to come out of Mayor's coffees.

Councilor Heldmeyer said in two blocks on Galisteo, there were seven of those signs. She cautioned that if it was too broad, it would prevent people hanging out ristras.

Councilor Dominguez asked about those doing it legitimately.

Councilor Heldmeyer said they were allowed to do it four times per year (change of seasons). They would fill out a simple form and given a sticker with closing date on it. The sticker would be on the sign. If they don't have the sticker or has expired, staff can confiscate the sign. It was much simpler than the rest of the sign ordinance.

**Councilor Calvert moved for approval of the request. Councilor Dominguez seconded the motion and is passed by unanimous voice vote.**

## **20 MATTERS FROM STAFF**

None.

Councilor Ortiz thanked Gary Moquino for his work.

## **21. MATTERS FROM THE COMMITTEE**

None.

## **22. NEXT MEETING: APRIL 23, 2007**

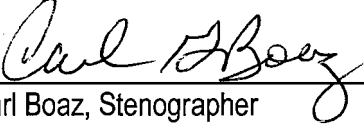
## **23. ADJOURN**

Having completed the agenda and with no further business to come before the Committee, the meeting was adjourned at approximately 8:45 p.m.

Approved by:

  
Patti J. Bushee, Chair

Submitted by:

  
\_\_\_\_\_  
Carl Boaz, Stenographer