



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 20, 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 5-17-13 TIME 1:39

SERVED BY [Signature]

RECEIVED BY [Signature]

Special Finance Committee and FY 2013/2014 Operating Budget Review
Meeting – April 23, 2013

Regular Finance Committee Meeting - April 29, 2013

CONSENT AGENDA

6. Bid No. 13/15/B – Hospital Tank Coating Application Project and Agreement between Owner and Contractor; Guaranteed Waterproofing & Construction. (Bill Huey and Michael Gonzales)
7. Bid No. 13/18/B – Wastewater Management Division Storm Water Retention Pond Project and Agreement between Owner and Contractor; Blueline Construction, Inc. (Kathleen Garcia and Bryan Romero)
 - A. Request for Approval of Budget Increase – Project Fund
8. Bid No. 13/21/B – Liquid Aluminum Sulfate Chemicals for Canyon Road Water Treatment Plant; General Chemical, LLC. (Victor Archuleta)
9. Bid No. 13/22/B – Soda Ash, Dense Chemicals for Canyon Road Water Treatment Plant; Brenntag Pacific, Inc. (Victor Archuleta)
10. Bid No. 13/23/B – Sodium Hypochlorite Chemicals for Canyon Road Water Treatment Plant; DPC Industries, Inc. (Victor Archuleta)
11. Bid No. 13/24/B – Liquid Sodium Permanganate Chemicals for Canyon Road Water Treatment Plant; Carus Corporation. (Victor Archuleta)
12. Bid No. 13/25/B – Cerro Gordo Water Main, Phase 3 for Water Division and Agreement between Owner and Contractor; H.O. Construction, Inc. (Dee Beingessner)



Agenda

**FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 20, 2013 – 5:00 P.M.**

13. Bid No. 13/26/B – Salt Chemicals for Canyon Road Water Treatment Plant; Brenntag Pacific, Inc. (Victor Archuleta)
14. Bid No. 13/27/B – St. Francis Drive Water Main Project and Agreement between Owner and Contractor; Sasquatch, Inc. (Dee Beingessner)
15. Request for Approval of Amendment No. 3 to Professional Services Agreement – Security Services for Canyon Road Water Treatment Plant; Chavez Security, Inc. (Michael Gonzales)
16. Request for Approval of Amendment No. 5 to Professional Services Agreement – Emergency Repair Services for Canyon Road Water Treatment Plant; Alpha Southwest, Inc. (Michael Gonzales and Bill Huey)
17. Request for Approval of Sole Source Procurement – Continued Procurement of Goods and Services for all City Wide Departments; Sam's Club. (Robert Rodarte)
18. Request for Approval of Budget Increase – Procurement of One (1) Recycling Collection Unit with Grant Funds for Environmental Services Division from New Mexico Environment Department; Air Quality Bureau. (Cindy Padilla)
19. Request for Approval of Budget Transfer – Water Trust Board Grant/Loan 203-WTB to the Reservoir Infrastructure Improvements Phase 1 for CIP Project #3038. (Robert Jorgensen)
20. Request for Approval of Budget Increase – Archdiocese of Santa Fe Lease Agreement – Two (2) Parking Lots at Cathedral Basilica of St. Francis of Assisi. (Sevastian Gurule)
21. Request for Approval of Amendment No. 4 to Professional Services Agreement – Santa Fe Trails Bus Shelters; Autotroph, Inc. (Mary MacDonald)
22. Request for Approval of Procurement under State Price Agreement – Rubberized Crack Sealant for Various City Streets; GM Emulsions, LLC. (David Catanach)
23. Request for Approval of Change Order No. 2 – Runway 10-28 MIRL at Santa Fe Municipal Airport; Vis-Com, Inc. (Francey Jesson)
24. Request for Approval of Professional Services Agreement – Santa Fe Municipal Court Drug Court Program and DUI Court Program; Millennium Treatment Services, Inc. (Judge Yalman)



Agenda

FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 20, 2013 – 5:00 P.M.

25. Request of Approval of Memorandum of Agreement – Receipt and Processing of Bonds; Santa Fe County and City of Santa Fe. (William Johnson)
26. Request for Approval of FY 2013/2014 Funding Recommendations from Children and Youth Commission. (Isaac Pino and Terrie Rodriguez)
27. Request for Approval of FY 2013/2014 Funding Recommendations for Human Services Providers. (Isaac Pino and Terrie Rodriguez)
28. Request for Approval of Procurement under State Price Agreement – Structural Firefighting Personnel Protective Equipment; L.N. Curtis and Sons. (Jan Snyder)
29. Request for Approval of 2012 Annual Water Report and Allocation of Water Credits. (Alan Hook)
30. Request for Approval of a Resolution Relating to a Request for Approval of Third Quarter Budget Adjustments for Fiscal Year 2012/2013 Quarter Ending March 30, 2013. (Andy Hopkins)
31. Request for Approval of Equipment Lease Agreement – Seventy-Five (75) Golf Carts at Municipal Recreation Complex Marty Sanchez Golf Course; Government Capital Corporation. (Jennifer Romero)
32. Request for Approval of Amendment No. 7 to Legal Services Agreement – Qwest Corporation v. City of Santa Fe Matter (Federal Case); Cuddy & McCarthy, LLP. (Kelley Brennan)
 - A. Request for Approval of Budget Increase – Insurance Claims Fund.
33. Request for Approval of a Resolution Adopting the “*Reclaimed Wastewater Resource Plan*” and Directing Staff to Develop a Program to Implement the Actions Identified in the Plan. (Councilors Calvert, Ives and Wurzbarger) (Claudia Borchert)

Committee Review:

Public Utilities (approved)	05/01/13
Water Conservation Committee (approved)	05/14/13
City Council (scheduled)	05/29/13

Fiscal Impact – Yes

34. Request for Approval of an Ordinance Relating to Water Conservation; Amending Section 25-4.2 SFCC 1987 to Remove the Expired Commercial Water



Agenda

**FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 20, 2013 – 5:00 P.M.**

Rate Adjustment Provisions; and Creating a New Section 25-4.3 SFCC 1987 to Establish Commercial Water User Rebate Regulations. (Councilor Ives and Councilor Calvert) (Laurie Trevizo)

Committee Review:

Public Utilities Committee (approved)	05/01/13
City Council (request to publish)	05/29/13
City Council (public hearing)	06/26/13

Fiscal Impact – No

35. Request for Approval of a Resolution in Support of “A Water Conservation Campaign Focusing on Voluntary Outdoor Irrigation”. (Councilors Ives, Rivera, Dominguez and Dimas) (Laurie Trevizo)

Committee Review:

Public Utilities Committee (approved)	05/01/13
City Council (scheduled)	05/29/13

Fiscal Impact - No

36. Request for Approval of a Resolution Relating to Newspaper Boxes; Directing Staff to Explore the Options for Enhancing the City’s Current Ordinance for the Purpose of Establishing Regulations Regarding the Placement and maintenance of Newspaper Boxes and Periodical Boxes Within City Historic Districts and other Areas of the City. (Councilors Calvert and Wurzbarger) (Matthew O’Reilly)

Committee Review:

Public Works (approved)	05/06/13
City Council (scheduled)	05/29/13

Fiscal Impact – No

37. Request for Approval of a Resolution Endorsing the North Central Regional Transit District’s FY2014 Budget Proposal, Approving the FY2014 City of Santa Fe Regional Transit Plan and Directing Staff to Submit the City of Santa Fe Regional Transit Plan For FY2014 to the North Central Regional Transit District Board of Directors for Consideration and Approval. (Councilor Bushee) (Jon Bulthuis)

Committee Review:

Public Works Committee	05/28/13
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Agenda

**FINANCE COMMITTEE MEETING
CITY COUNCIL CHAMBERS
MAY 20, 2013 – 5:00 P.M.**

Transit Advisory Board
City Council

05/28/13
05/29/13

Fiscal Impact - Yes

END OF CONSENT AGENDA

DISCUSSION

38. Request for Approval of Amendment No. 3 to Lease and Management Agreement – Parking Rate for Cinema Patrons at Railyard; Santa Fe Railyard Community Corporation. (Bob Siqueiros)
39. Status of Police Department Programs. (Police Chief Raymond Rael)
40. Request for Approval of Budget Increase – Cost for Housing of Inmates for (3) Three Months to Police Department. (Police Chief Raymond Rael)
41. OTHER FINANCIAL INFORMATION:
 - A. Status of City of Santa Fe Investment Portfolio as of March 31, 2013. (Marcos Tapia)
 - B. Update of Gross Receipts Tax Report Received in May 2013 (for March 2013 Activity) and Lodgers' Tax Report Received in May 2013 (for April 2013 Activity). (Marcos Tapia)
42. MATTERS FROM THE COMMITTEE
43. 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, May 20, 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		2-4
APPROVAL OF MINUTES: SPECIAL FINANCE COMMITTEE AND FY 2013/2014 OPERATING BUDGET REVIEW MEETING – APRIL 23, 2013; AND REGULAR FINANCE COMMITTEE MEETING – APRIL 29, 2013	Approved	4-5
<u>CONSENT CALENDAR DISCUSSION</u>		
BID NO. 13/25/B – CERRO GORDO WATER MAIN, PHASE 3 FOR WATER DIVISION AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; H.O. CONSTRUCTION, INC.	Approved	5
REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES FOR CANYON ROAD WATER TREATMENT PLANT; CHAVEZ SECURITY, INC.	Approved	5
REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – CONTINUED PROCUREMENT OF GOODS AND SERVICES FOR ALL CITY WIDE DEPARTMENTS; SAM'S CLUB	Approved	6
REQUEST FOR APPROVAL OF MEMORANDUM OF AGREEMENT – RECEIPT AND PROCESSING OF BONDS; SANTA FE COUNTY AND CITY OF SANTA FE	Approved	6-7
REQUEST FOR APPROVAL OF FY 2013/2014 FUNDING RECOMMENDATIONS FROM CHILDREN AND YOUTH COMMISSION	Approved	7-10
REQUEST FOR APPROVAL OF 2013/2014 FUNDING RECOMMENDATIONS FOR HUMAN SERVICES PROVIDERS	Approved	10-11

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
REQUEST FOR APPROVAL OF 2012 ANNUAL WATER REPORT AND ALLOCATION OF WATER CREDITS	Approved	11-12
REQUEST FOR APPROVAL OF AMENDMENT NO. 7 TO LEGAL SERVICES AGREEMENT – QWEST CORPORATION V. CITY OF SANTA FE MATTER (FEDERAL CASE); CUDDY & McCARTHY, LLP	Approved	12
REQUEST FOR APPROVAL OF BUDGET INCREASE – INSURANCE CLAIMS FUND	Approved	12
REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE “RECLAIMED WASTEWATER RESOURCE PLAN” AND DIRECTING STAFF TO DEVELOP A PROGRAM TO IMPLEMENT THE ACTIONS IDENTIFIED IN THE PLAN	Approved [amended]	12-14
REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO WATER CONSERVATION; AMENDING SECTION 25-4.2 SFCC 1987 TO REMOVE THE EXPIRED COMMERCIAL WATER RATE ADJUSTMENT PROVISIONS; AND CREATING A NEW SECTION 25-4.3 SFCC 1987, TO ESTABLISH COMMERCIAL WATER USER REBATE REGULATIONS	Approved	15-17
REQUEST FOR APPROVAL OF A RESOLUTION IN SUPPORT OF “A WATER CONSERVATION CAMPAIGN FOCUSING ON VOLUNTARY OUTDOOR IRRIGATION	Approved	18-19
REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO NEWSPAPER BOXES; DIRECTING STAFF TO EXPLORE THE OPTIONS FOR ENHANCING THE CITY’S CURRENT ORDINANCE FOR THE PURPOSE OF ESTABLISHING REGULATIONS REGARDING THE PLACEMENT AND MAINTENANCE OF NEWSPAPER BOXES AND PERIODICAL BOXES WITHIN CITY HISTORIC DISTRICTS AND OTHER AREAS OF THE CITY	Approved	19-20

END OF CONSENT CALENDAR DISCUSSION

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
<u>DISCUSSION</u>		
REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO LEASE AND MANAGEMENT AGREEMENT – PARKING RATE FOR CINEMA PATRONS AT RAILYARD; SANTA FE RAILYARD COMMUNITY CORPORATION	Postponed to 06/03/13	20
STATUS OF POLICE DEPARTMENT PROGRAMS	Information/discussion	20-31
REQUEST FOR APPROVAL OF BUDGET INCREASE – COST FOR HOUSING OF INMATES FOR THREE (3) MONTHS TO POLICE DEPARTMENT	Approved	31-32
<u>OTHER FINANCIAL INFORMATION</u>		
STATUS OF CITY OF SANTA FE INVESTMENT PORTFOLIO AS OF MARCH 31, 2013	Information/discussion	32
UPDATE OF GROSS RECEIPTS TAX REPORT RECEIVED IN MAY 2013 (FOR MARCH 2013 ACTIVITY) AND LODGERS' TAX REPORT RECEIVED IN MAY 2013 (FOR APRIL 2013 ACTIVITY)	Information/discussion	32-33
MATTERS FROM THE COMMITTEE	Information/discussion	33
ADJOURN		33

**MINUTES OF THE
CITY OF SANTA FE
FINANCE COMMITTEE
Monday, May 20, 2013**

1. CALL TO ORDER

A meeting of the City of Santa Fe Finance Committee was called to order by Chair Carmichael A. Dominguez, at approximately 5:00 p.m., on Monday, May 20, 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 Bill Dimas
Councilor Peter N. Ives

MEMBERS EXCUSED:

Councilor Christopher Calvert

OTHERS ATTENDING:

Marcos A. Tapia, 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

Mr. Tapia said staff would like to postpone Item #38 to the next meeting.

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

VOTE: The motion was approved on a voice vote, with Councilor Ives, Councilor Bushee and Chair Dominguez voting in favor of the motion, no one voting against and Councilor Dimas absent for the vote.

Councilor Dimas arrived at the meeting

4. APPROVAL OF CONSENT AGENDA

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

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

CONSENT AGENDA

6. **BID NO. 13/15/B – HOSPITAL TANK COATING APPLICATION PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; GUARANTEED WATERPROOFING & CONSTRUCTION. (BILL HUEY AND MICHAEL GONZALES)**
7. **BID NO. 13/18/B – WASTEWATER MANAGEMENT DIVISION STORM WATER RETENTION POND PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; BLUELINE CONSTRUCTION, INC. (KATHLEEN GARCIA AND BRYAN ROMERO)**
 - A. **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND.**
8. **BID NO. 13/21/B – LIQUID ALUMINUM SULFATE CHEMICALS FOR CANYON ROAD WATER TREATMENT PLANT; GENERAL CHEMICAL, LLC. (VICTOR ARCHULETA)**
9. **BID NO. 13/22/B – SODA ASH, DENSE CHEMICALS FOR CANYON ROAD WATER TREATMENT PLANT; BRENNTAG PACIFIC, INC. (VICTOR ARCHULETA)**
10. **BID NO. 13/23/B – SODIUM HYPOCHLORITE CHEMICALS FOR CANYON ROAD WATER TREATMENT PLANT; DPC INDUSTRIES, INC. (VICTOR ARCHULETA)**
11. **BID NO. 13/24/B – LIQUID SODIUM PERMANGANATE CHEMICALS FOR CANYON ROAD WATER TREATMENT PLANT; CARUS CORPORATION. (VICTOR ARCHULETA)**
12. ***[Removed for discussion by Councilor Bushee]***
13. **BID NO. 13/26/B – SALT CHEMICALS FOR CANYON ROAD WATER TREATMENT PLANT; BRENNTAG PACIFIC, INC. (VICTOR ARCHULETA)**
14. **BID NO. 13/27/B – ST. FRANCIS DRIVE WATER MAIN PROJECT AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; SASQUATCH, INC. (DEE BEINGESSNER)**

15. *[Removed for discussion by Councilor Bushee]*
16. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO PROFESSIONAL SERVICES AGREEMENT – EMERGENCY REPAIR SERVICES FOR CANYON ROAD WATER TREATMENT PLANT; ALPHA SOUTHWEST, INC. (MICHAEL GONZALES AND BILL HUEY)
17. *[Removed for discussion by Councilor Bushee]*
18. REQUEST FOR APPROVAL OF BUDGET INCREASE – PROCUREMENT OF ONE (1) RECYCLING COLLECTION UNIT WITH GRANT FUNDS FOR ENVIRONMENTAL SERVICES DIVISION FROM NEW MEXICO ENVIRONMENT DEPARTMENT, AIR QUALITY BUREAU. (CINDY PADILLA)
19. REQUEST FOR APPROVAL OF BUDGET TRANSFER – WATER TRUST BOARD GRANT/LOAN 203-WTB TO THE RESERVOIR INFRASTRUCTURE IMPROVEMENTS PHASE 1 FOR CIP PROJECT #3038. (ROBERT JORGENSEN)
20. REQUEST FOR APPROVAL OF BUDGET INCREASE – ARCHDIOCESE OF SANTA FE LEASE AGREEMENT – TWO (2) PARKING LOTS AT CATHEDRAL BASILICA OF ST. FRANCIS OF ASSISI. (SEVASTIAN GURULE)
21. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO PROFESSIONAL SERVICES AGREEMENT – SANTA FE TRAILS BUS SHELTERS; AUTOTROPH, INC. (MARY MacDONALD)
22. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – RUBBERIZED CRACK SEALANT FOR VARIOUS CITY STREETS; GM EMULSIONS, LLC. (DAVID CATANACH)
23. REQUEST FOR APPROVAL OF CHANGE ORDER NO. 2 – RUNWAY 10-28 MIRL AT SANTA FE MUNICIPAL AIRPORT; VIS-COM, INC. (FRANCEY JESSON)
24. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – SANTA FE MUNICIPAL COURT DRUG COURT PROGRAM AND DUI COURT PROGRAM; MILLENNIUM TREATMENT SERVICES, INC. (JUDGE YALMAN)
25. *[Removed for discussion by Councilor Dimas]*
26. *[Removed for discussion by Councilor Bushee]*
27. *[Removed for discussion by Councilor Bushee]*
28. REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – STRUCTURAL FIREFIGHTING PERSONNEL PROTECTIVE EQUIPMENT; L.N. CURTIS AND SONS. (JAN SNYDER)

29. *[Removed for discussion by Councilor Ives]*
30. REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO A REQUEST FOR APPROVAL OF THIRD QUARTER BUDGET ADJUSTMENTS FOR FISCAL YEAR 2012/2013 QUARTER ENDING MARCH 30, 2013. (ANDY HOPKINS)
31. REQUEST FOR APPROVAL OF EQUIPMENT LEASE AGREEMENT – SEVENTY-FIVE (75) GOLF CARTS AT MUNICIPAL RECREATION COMPLEX, MARTY SANCHEZ GOLF COURSE; GOVERNMENT CAPITAL CORPORATION. (JENNIFER ROMERO)
32. *[Removed for discussion by Councilor Ives]*
33. *[Removed for discussion by Councilor Bushee]*
34. *[Removed for discussion by Councilor Bushee]*
35. *[Removed for discussion by Councilor Bushee]*
36. *[Removed for discussion by Councilor Bushee]*
37. REQUEST FOR APPROVAL OF A RESOLUTION ENDORSING THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT'S FY 2014 BUDGET PROPOSAL, APPROVING THE FY 2014 CITY OF SANTA FE REGIONAL TRANSIT PLAN AND DIRECTING STAFF TO SUBMIT THE CITY OF SANTA FE REGIONAL TRANSIT PLAN FOR FY 2014 TO THE NORTH CENTRAL REGIONAL TRANSIT DISTRICT BOARD OF DIRECTORS FOR CONSIDERATION AND APPROVAL (COUNCILOR BUSHEE). (JON BULTHUIS) Committee Review: Public Works Committee 05/28/13; Transit Advisory Board 05/28/13; and City Council (scheduled) 05/29/13. Fiscal Impact – Yes.

END OF CONSENT AGENDA

5. **APPROVAL OF MINUTES:** SPECIAL FINANCE COMMITTEE AND FY 2013/2014 OPERATING BUDGET REVIEW MEETING – APRIL 23, 2013; REGULAR FINANCE COMMITTEE MEETING – APRIL 29, 2013.

MOTION: Councilor Bushee moved, seconded by Councilor Ives, to approve the minutes of the Special Finance Committee and FY 2013/2014 Operating Budget Review Meeting of April 23, 2013, as presented.

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

MOTION: Councilor Bushee moved, seconded by Councilor Dimas, to approve the minutes of the Regular Finance Committee Meeting of April 29, 2013, as presented.

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

CONSENT CALENDAR DISCUSSION

12. BID NO. 13/25/B – CERRO GORDO WATER MAIN, PHASE 3 FOR WATER DIVISION AND AGREEMENT BETWEEN OWNER AND CONTRACTOR; H.O. CONSTRUCTION, INC. (DEE EINGESSNER)

Responding to Councilor Bushee, Mr. Snyder said he understands the low bidder had a local preference that the low bidder wasn't qualified to work as a water line contractor in the State of New Mexico.

MOTION: Councilor Bushee moved, seconded by Councilor Dimas, to

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

15. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO PROFESSIONAL SERVICES AGREEMENT – SECURITY SERVICES FOR CANYON ROAD WATER TREATMENT PLANT; CHAVEZ SECURITY, INC. (MICHAEL GONZALES)

Councilor Bushee said she removed this item because she objects to extending the contract for four years without going out to bid again.

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

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

Councilor Bushee asked the reason none of the bids are in the packet.

Mr. Gonzales said they went out to bid in 2010, and there were 3 bids, but he doesn't know the reason the bids aren't in the packet.

Councilor Bushee said she likes to see the bids – who bid and how much. She said, "If I can get that information, that would be great."

**17. REQUEST FOR APPROVAL OF SOLE SOURCE PROCUREMENT – CONTINUED
PROCUREMENT OF GOODS AND SERVICES FOR ALL CITY WIDE DEPARTMENTS; SAM'S
CLUB. (ROBERT RODARTE)**

[Councilor Bushee's remarks are by and large inaudible here]

Councilor Bushee asked what kind of goods we buy from Sam's, saying she prefers local suppliers.

Mr. Rodarte said the City buy unique things from Sam's. He said the City has contracts for office supplies, janitorial, etc., and we are using a lot of local vendors, noting a month ago the Committee approved several contracts of that nature. He said we buy a lot of senior-related products which are extremely inexpensive products, especially for home care, special items which are used for the summer programs at the GCCC. He said these are things you normally wouldn't buy locally.

Mr. Rodarte said he isn't involved in the Senior programs, other than what comes from his office, and is unsure if they partner in purchasing certain items. He said there are State contracts which he can look at which might have these products. However, when it comes to the items described in the memo as well as things they are buying, it is hard to find them at this price from a local supplier.

Councilor Bushee asked that wherever possible, that we buy locally.

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

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

**25. REQUEST FOR APPROVAL OF MEMORANDUM OF AGREEMENT – RECEIPT AND
PROCESSING OF BONDS; SANTA FE COUNTY AND CITY OF SANTA FE. (WILLIAM
JOHNSON)**

Councilor Dimas said he is in total and complete agreement with what we have here, knowing things that go on in the court and the bond set up, etc. He noted the term is for a little more than a year and asked the reason. He said if he was the judge he would want to keep this ongoing for as long as possible, rather than have it expire at the end of one year.

Deputy Chief Johnson said he would have to defer to the Courts as to the reason the term is for only one year.

Judge Yalman said she is unsure she has an answer, noting the MOU was approved by both the County Attorney and the City Attorney, commenting she thinks everyone wanted to make sure it works, and because it is by approval of elected governing bodies and those can change.

Councilor Dimas said this is a very good idea and was a long time coming, because it makes it easier than having the Sergeant collect bonds, and it certainly makes it easier on the Court. He just didn't want to see it end after a year and have to come back.

Judge Yalman said she thinks the term was put in by the County, and obviously they're helping the City, and she thinks they want to make sure it's not too burdensome.

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

DISCUSSION: Chair Dominguez asked if we can get clarification on this point.

Ms. Amer said it is valid as presented to the City Attorney's Office, and it was signed by the County that way. She said if we wanted to change the term of the agreement, the City would have to say reject the MOU, and they would have had to redo it.

Chair Dominguez would like a simple inquiry by the time it gets to Council, to find out exactly what the County was thinking and the reason it wouldn't be longer than one year.

Ms. Amer said she will get that done.

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

26. REQUEST FOR APPROVAL OF FY 2013/2014 FUNDING RECOMMENDATIONS FROM CHILDREN AND YOUTH COMMISSION. (ISAAC PINO AND TERRIE RODRIGUEZ)

Councilor Bushee said she understands the fund is down about \$370,000, commenting most funding stayed at the same level. She asked what was the tipping point for continuing to fund Warehouse 21 if they felt the board is not sustainable.

Ms. Rodriguez said she co-chaired the process this year, noting Chris Sanchez is the new Program Manager. She said this is the second year in a two-year funding cycle, so the funding for 13/14 remains the same as for 12/13. The second column is the request, but not necessarily what was funded.

Councilor Bushee asked if any group took a bigger hit, and Ms. Rodriguez said no, reiterating that the funding remained the same.

Responding to Councilor Bushee, Ms. Rodriguez said they decided they would be observing Warehouse 21, and looking at their financing more closely during the coming year. She said she had concerns when she was managing their contract last year, and brought them to the Finance Director at the time. She was told that the processes they were doing were not illegal in any way. However, they had a process where they were floating money to meet bills, and doing things that were "throwing up red flags to us that there was some financial concern for them."

Councilor Bushee said she hears from supporters of Warehouse 21 that they find it burdensome to meet the in-kind contribution required by the City. She said her concern is that she isn't seeing the doors stay open for the purpose of their mission. She said a lot of subcontracting take place "just to keep the lights on." She said it has been a nuisance when the doors aren't open and youth are hanging out there and joining with a population of chronic inebriants at the Railyard, and it isn't a good situation. She said her concerns are around how to keep them on a short lease in meeting their mission, using the money as designated by the City and continuing to provide the services they offer the community. She is concerned about a weakened board with only 3 members, noting it is a nice new building, and it takes a lot to keep the doors open, never mind the programs to be offered.

Councilor Bushee noted that Warehouse 21 gets \$50,000, and asked if there is a process for obtaining the funds from the City.

Chris Sanchez said there is a process in place for reimbursement of funds, noting they are looking at performance based outcomes. He is doing a sit visit/inspection where he looks at the board, the operations in the center, and monitor it very closely. He said they actually are counting the numbers of kids to whom they are providing services. He said they must continue to watch daily operations, and stay in close touch with the director and the board members as well.

Councilor Bushee asked if Warehouse 21 receives the entire \$50,000 at one time, commenting this is a nice new building which needs to be open and operating.

Mr. Sanchez said they do not get all of the funds at one time, and funds are reimbursed on the basis of verified documentation for the requested amount.

Responding to Councilor Bushee, Mr. Sanchez said the goal is to help Warehouse 21 to meet its contractual obligations, noting this is a community based program providing services for kids. He said we need to work with the organization to determine its true needs in proving services to kids. He said that will be done over time.

[Councilor Bushee's remarks here are inaudible]

Councilor Dimas asked how Warehouse 21 generates its revenues, and asked if there is a charge to kids for the various activities.

Mr. Sanchez it comes through a fee for service – an entrance fees for various activities. They also rent spaces in the facility for different programs – bands, concerts and such. They also have a silk screening program they are trying to build so they can begin to sell the merchandise as well.

Councilor Dimas asked how many kids are participating in the things offered by Warehouse 21.

Mr. Sanchez said it can be from 100-200 kids, depending on the month and services.

Councilor Dimas said he agrees with Councilor Bushee that we have a lot of money invested in the building and programs, and there have to be goals and criteria set, in terms of numbers benefitting from the programs. He is unsure what we have in place can gauge that.

Mr. Sanchez said they are working with Warehouse 21, as well as all 35 organizations which are funded by the City, to help them to develop strategic plan with goals and objectives and outcomes of services. This way we will have a good solid measurement for the programs and services.

Councilor Dimas noted NDI requested \$100,000, and received \$10,000.

Mr. Sanchez said they requested \$100,000 to continue their programs and services, noting this is their request several years in a row. He said NDI is a very healthy organization and is always looking to increase its funding sources.

Councilor Dimas noted Big Brothers/Big Sisters requested \$20,000, and asked if this is an ongoing request.

Mr. Sanchez said almost all non-profit organizations always request more dollars than they need, although we always encourage organizations to ask for what they need, and we will allocate the dollars according to that need among other criteria.

Councilor Ives said he is glad to hear about the work to develop strategic plans, which will be helpful to test the results to see they are doing good for our expenditures. He asked how many organizations have agreements with the City in addition to those indicated in the packet.

Ms. Rodriguez said the Boys and Girls Club do, and they have several other contracts but those are mostly pass-through funds from the State. She said Girls, Inc. received CDBG federal funds as well as YouthWorks. She said generally they don't receive additional funding from other City Departments.

Councilor Ives said it would be good to understand the funding circumstance and delivery of services for those receiving other monies from the City, because we want to see that all programs are effective as we consider the allocation of funds.

Councilor Ives asked when the strategic plans will be in place.

Mr. Sanchez said right now he is working with them. He said they are writing a performance based contract, which will holding them accountable for many things, including concerns expressed today. Some non-profits are more advanced and have strategic plans in place. He said the "mom and pop shops" are the organizations that need technical assistance. He said we want to help them to develop these plans so they can be sustainable.

Councilor Ives said this is great, and requested that Mr. Sanchez keep the City Council informed on plans and would like to look at those.

Chair Dominguez said, given the state of the economy, he is surprised that more of these organizations haven't closed their doors, thus not serving the youth of the community. He said he is hoping, especially with the new people here, we can start addressing and ensuring these funds reach our at-risk youth. He thanked Ms. Rodriguez and Mr. Sanchez for their hard work in this regard.

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

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

27. REQUEST FOR APPROVAL OF 2013/2014 FUNDING RECOMMENDATIONS FOR HUMAN SERVICES PROVIDERS. (ISAAC PINO AND TERRIE RODRIGUEZ)

Responding to Councilor Bushee, Ms. Rodriguez said she doesn't have details on the funding for the position. She said Solace does house several of our Crimes Against Children Unit Police Officers, and they are asking the City rent for those offices, but she doesn't know about the domestic violence coordinator.

Councilor Bushee asked about the Salvation Army.

Ms. Rodriguez said the Salvation Army did not apply for funds, and she is having difficulty getting them to comply with the requirements of their existing contract. The person doing that work left the organization, and the person given that assignment also has left the organization. She has been working directly with a Lt. Gutierrez to get this done. She is not surprised that they didn't submit an application. She said this year they asked for assistance with their cook to feed people, and she knows that they do feed people, and it is a matter of getting the proper paperwork in place before they are reimbursed.

Councilor Bushee asked if the oversight position with the Interfaith Community Shelter has been filled.

Ms. Rodriguez said it was filled, but that person left after a month, noting there are 17 applications for that position and they are going through the vetting process.

Councilor Bushee asked the reason the arts program request was cut in half.

Mr. Rodriguez said they went through the process of allocation, and had \$4,000 left, and they decided they wanted to work with the Arts Commission, noting this is a collaboration with the Arts Commission. The Arts Commission receives applications from Outside In and from the folks who do poetry for people with Alzheimers. She said they are competing against the Opera and the Lensic, the Symphony and such, and they don't have the audience numbers to compete in the arts process. She said we don't have the ability to fund organizations that do these kinds of performances.

Responding to Councilor Bushee, Ms. Rodriguez said we usually give these funds in \$4,000 increments, so they decided to give what was left after the other allocations to the arts programs.

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

DISCUSSION: Councilor Dimas said last year, after everything was approved, the Women's Health Services came back, and we gave them funding.

Ms. Rodriguez said this is correct.

Councilor Dimas said then we are back in the same situation, and asked if they are going to come back later.

Ms. Rodriguez said they have a different situation this year, and they are now a part of the Southwest Care Women's Health Services and Family Medicine. Unfortunately, they did not get their application in on time. However, there isn't the urgency this year, and she hasn't been contacted by them, and neither has the Purchasing Division been contacted.

Councilor Dimas doesn't want to be in the same situation this year as we were last year, trying to find funds for them at the last minute.

Ms. Rodriguez agreed said, "Nor do I. Thank you."

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

29. REQUEST FOR APPROVAL OF 2012 ANNUAL WATER REPORT AND ALLOCATION OF WATER CREDITS. (ALAN HOOK)

Councilor Ives asked Mr. Hook to walk the Committee through the significant statistics regarding water credit and such.

Mr. Hooks reviewed the information in his Memorandum of May 6, 2013, regarding the 2012 Annual Water Report, which is in the Committee packet. Please see this document for specifics of this presentation.

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

DISCUSSION: *[Councilor Bushee's remarks here are inaudible]*

Mr. Hook said the offsets could be used for other projects, such as parks, projects along the Santa Fe River, noting staff has no specific projects to look into. He said it is at the discretion of the Governing Body.

Councilor Bushee would like to see more possibilities.

FRIENDLY AMENDMENT: Councilor Bushee would like to amend the motion to add a directive to staff to provide a short memorandum by the time of the Council, in terms of other possibilities. Mr. Hook said he can do that and look at possible water budgets for projects and what it would take for those projects. **THE AMENDMENT WAS FRIENDLY TO THE MAKER AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE COMMITTEE.**

Mr. Hooks offered to make additional comments at the Council meeting in this regard if Councilor Ives would like, and Councilor Ives said it would be appreciated very much.

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

- 32. REQUEST FOR APPROVAL OF AMENDMENT NO. 7 TO LEGAL SERVICES AGREEMENT – QWEST CORPORATION V. CITY OF SANTA FE MATTER (FEDERAL CASE); CUDDY & McCARTHY, LLP. (KELLEY BRENNAN)**
A. REQUEST FOR APPROVAL OF BUDGET INCREASE – INSURANCE CLAIMS FUND.

Councilor Ives said he pulled this item to recuse himself and left the Council Chambers.

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

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

- 33. REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING THE “RECLAIMED WASTEWATER RESOURCE PLAN” AND DIRECTING STAFF TO DEVELOP A PROGRAM TO IMPLEMENT THE ACTIONS IDENTIFIED IN THE PLAN (COUNCILORS CALVERT, IVES AND WURZBURGER). (CLAUDIA BORCHERT) Committee Review: Public Utilities (approved) 05/01/13; Water Conservation Committee (approved) 05/14/13; and City Council (scheduled) 05/29/13. Fiscal Impact – Yes.**

Responding to Councilor Bushee, Ms. Borchert said the Chair met with the Country Club, and he can inform the Committee about that meeting.

Responding to Councilor Bushee, Mr. Snyder said nothing has been prioritized since the meeting with the Country Club. He said he, Councilor Dominguez and Councilor Rivera met with the Country Club to open a line of communication with them regarding water conservation and the way they use the water. He said they are open to continued discussions with us on ways they can conserve water and do a better job. He said they hired a new Superintendent about 6 months ago who has brought different technologies, and they are in the process of implementing those to conserve water, as well as to how the City and the Country Club can work together in a partnership. He is speaking of the wastewater for the golf course and in looking at ways they can do that better, and any partnerships we can develop.

Councilor Bushee said she is speaking about the lifetime supply of treated effluent with no incentive to conserve. She asked what would be the incentive to conserve, other than a new line of communication. She asked if there is an agreement which would alter what we have in place.

Councilor Dominguez said, "In fairness to staff, I don't think we've gotten to that level of detail yet, but I think there is some indication by them that they are willing to talk about possibilities. We just haven't gotten to that point."

Councilor Bushee asked the Chair if he feels it is okay to approve this request before we have those discussions.

Chair Dominguez said, "Yes. The agreement is the agreement, and unless we want to challenge the agreement, it is what it is. I will say, and I mentioned this at Public Utilities, that I might have a few questions by the time it gets to Council. But it's a lot of information to digest, but it seems the priorities are there as far as I'm concerned."

Councilor Bushee said, "I like things in writing. Just because we've been dealing with a lifetime agreement, was there any... it was you, Councilor Rivera and staff."

Chair Dominguez said, "Just myself, Councilor Rivera and Brian."

Councilor Bushee said, "And so, were there further meetings. We were going to get some kind of... is there a chance we'll get that information before this comes to Council."

Mr. Snyder said, "Chair Dominguez and Councilor Bushee, from the timing, honestly, I don't think we'll have that information before Council. It seems like that the conversation was going to be more of an ongoing process. As Councilor Dominguez mentioned, there is a current agreement that is in perpetuity. That being said, I didn't get the sense that they are open to renegotiating that agreement. I got the sense that they're looking ways to conserve water, and there are opportunities to partner with the City in different ways to do that. They are definitely open to discussing that. From the conservation standpoint, we had to quantify the numbers they're looking at. They have already met with Las Campanas, for example. And as you'll recall from last year, Las Campanas has invested quite substantially in their golf course and they're taking some of these examples and applying them to the Country Club. So they've already started the ball rolling on the way they can conserve water, and I think the ongoing conversations over the course of the summer on how we can help them and partner with them to improve that."

Councilor Bushee asked if the Country Club subject to same increases as everybody else.

Ms. Snyder said the Country Club doesn't pay for the treated effluent.

Councilor Bushee said talks are good, but believes the incentives to conserve are the costs, commenting she had hoped to hear of progress.

Mr. Snyder said there have not been any discussions with regard to cost. He said we would have to amend the existing agreement with the Country Club to introduce any costs. He said they haven't started that conversation. The talks have been more a friendly discussion about how the City can work with them to conserve water, rather than about cost.

Councilor Bushee asked Mr. Snyder if he agrees that cost would be the greatest incentive they could have to conserve water.

Mr. Snyder said cost is one of the factors, commenting he likes things in writing as well. He said there was a good dialogue that was begun and he believes the Country Club is sincere in that they have invested money to reduce use. He said that definitely helps. He said there is, however, an agreement in place which allows the to use 700 ayf per year, and the average use is 300-325 ayf, so they aren't using anywhere near the full allotment and they have no intentions of doing so. He said they were talking at the meeting about cutting back their green space and their fairways and getting more irrigation efficiencies. He said they're not watering the rough and are watering the fairways and the greens and focusing on that level of effort. He said, "That's where I got the sense of comfort that they are putting their money where their talk is. And the challenge really is that we have an existing agreement in place, perpetuity that has a specific amount they are allowed to use on a monthly basis, and also at no cost."

Councilor Bushee said she is frustrated that we don't charge our golf course for water. *[The balance of her statement is inaudible].*

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

DISCUSSION: Chair Dominguez said, "I completely agree with you Councilor Bushee that incentives really come at a cost, but I think, more importantly at this point, establishing not only a line of communication, but a level of trust with them may take us a lot further in the long run than trying to renegotiated an agreement that they already negotiated and [inaudible] about a number of times.

VOTE: The motion was approved on a voice vote, with Councilor Dimas, Councilor Ives and Chair Dominguez voting in favor of the motion, and Councilor Bushee voting against.

Explaining her vote: Councilor Bushee said, "I'm somewhere in the middle. We only rewrite this plan so often and we only have so many opportunities to make some change, and emphasize our priorities. As much as I am grateful that this is a more sustainable plan than we've had in the past, as the good guys, I'd really hoped that we would go a little further. So I guess I'll vote no."

Explaining his vote: Chair Dominguez said, "I'll vote yes to get it going, but I will have questions at the Council."

34. REQUEST FOR APPROVAL OF AN ORDINANCE RELATING TO WATER CONSERVATION; AMENDING SECTION 25-4.2 SFCC 1987 TO REMOVE THE EXPIRED COMMERCIAL WATER RATE ADJUSTMENT PROVISIONS; AND CREATING A NEW SECTION 25-4.3 SFCC 1987, TO ESTABLISH COMMERCIAL WATER USER REBATE REGULATIONS (COUNCILOR IVES AND COUNCILOR CALVERT). (LAURIE TREVIZO) Committee Review: Public Utilities (approved) 05/01/13; City Council (request to publish) 05/29/13; and City Council (public hearing) 06/26/13. Fiscal Impact – No.

Councilor Bushee asked if this is a voluntary program and Mr. Hook said no.

Councilor Bushee asked Mr. Hook to give an overview, and asked if we are creating new regulations and how does the new rebate program work.

Mr. Hook reviewed the information in Laurie Trevizo's Memorandum of May 1, 2013, to the Public Utilities Committee, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

The Committee commented and asked questions as follows:

- Responding to Councilor Bushee, Councilor Ives said the rebates for washers and such exist under the current program and the new green certification program targeted toward water conservation. This is targeted toward people to install high efficiency water savings systems, such as a recirculation system such as at car washes where they reuse the water.
- Councilor Bushee said with regard to car washes, the last round of regulation forced most of them to use some sort of recirculation.
- Councilor Ives said he is unaware of the car washes having done that, and that was an example of the kind of business which would be targeted, which is a business which uses water in serving its customers and would benefit by purchasing high efficiency water savings equipment. He said we are incentivizing them to buy that equipment by offering a one-time rebate, which would be used by them after a year of proving that they are generating water savings and allow them to recoup some of that cost. So it doesn't affect water rates *per se*.
- *[Councilor Bushee's remarks here are inaudible]*

Mr. Snyder said the rebates to date have been very effective. He said we want people to be creative and think outside the box and come to us with a solution to reduce water consumption whatever that might be, and use recycled water. They have a year to prove that it does work, and we're not losing anything if it does and we're helping them in the payback over a short period of time.

- Councilor Bushee said then it's pretty general now, and we're hoping they will come back with ideas.

Mr. Snyder said no, the Intention is to keep it general so we aren't limited to just car washes, or laundromats or that kind of industry, it is to open it up. He said we have already targeted certain groups, and still continue to do this. We also continue to get requests for washing machine rebates and high efficiency toilet rebates. He said that program still exists, but we want to hit a different target area, and keep it broad.

- Councilor Bushee asked him if he knows about any new innovative programs.
- Mr. Snyder said he has nothing specific. He said, for example, car washes do limited recycling, but there are opportunities to do more. He said this is a huge area for water conservation and there is a huge opportunity there. He said other areas are in irrigation. He said the summer demand doubles or triples from winter demand, and the hope is we can reduce business water use during the summer to help keep the demand lower.
- Councilor Bushee asked about cooling systems and more efficient technology which could be considered.
- Councilor Ives said on packet page 10, it talks about administrative procedures and provides, "The City shall establish administratively, minimum standards of water use efficiency for qualifying rebates for commercial fixtures, appliances and landscape efficiencies which includes cooling tower modifications." He said the effort is to look for incentives across all commercial businesses that have high intensity water use, by recapturing the up front costs after a year of water savings by virtue of receipt of a rebate or refund."
- Councilor Bushee asked if there is a limitation on the amount of the rebate. She said in the past we considered mandating rooftop harvesting and we thought we would start with commercial enterprises, some of which have big, flat roofs which can be harvested. However, there was no way to incentivize it, and there are no guarantees if it doesn't rain. She said some things will be more expensive than others, and asked how that would work for a rebate or a refund.
- Mr. Snyder said the goal is to bring it back to a water budget and conserve water and bring it to a common basis which is the amount of water conserved, and the cost for that conserved water is calculated. We will use the same approach here. He said we will look at those as they come forward, noting they will save more than a high efficiency toilet. He said it may drain our available funding more quickly, but they also are conserving water more quickly. This is just a different approach. He said we collect about \$340,000 a year, based on the water conservation fee charged on the utility bill – \$4 for residential and scaled based on commercial customers. He said some years we spend it all and some years we do not. He reiterated there is a constant stream of rebates for high efficiency toilets and washing machines. He said this helps to support the program and conserve water.
- Councilor Bushee said she likes this approach and hopes it generates new uses. She is interested in getting some of the details on the savings for smart technology on outdoor irrigation.

- Councilor Ives said the measure is designed to incentivize conservation as opposed to supply. He said he would like to look further at rooftop harvesting for both commercial and residential as possibilities for rebate. He said that might involved State Engineers issues and return flow and such.

[Councilor Bushee's remarks here are inaudible] Councilor Bushee said it has more to do with the costs of systems and how to incentivize the cost. She said she would think the City could somehow mandate or incentivize a way for DeVargas Mall to do something with its runoff which is huge.

Mr. Hook said on page 12 of the Annual Water Report, it shows there was one applicant by a commercial entity last year for water harvesting, which saved approximately 865 gallons. However, this year we already have had three applications for water harvesting.

- Chair Dominguez said, in looking at the application/evaluation, obviously the intent is to help them find ways to decrease consumption. He asked if there will be a threshold or a goal for them, and if they will be subject to a pre-determined amount of water to be saved before the rebate applies – how does that work.

Mr. Snyder said we will develop a water budget based on past usage, and they will then come up with a new budget, and we will evaluate it for the first year of its use. He said, for example, Luna Laundry came in with a design saying its system was going to be 80% efficient. He said we will review that prior to establishing a new water budget we can evaluate for a year.

- Chair Dominguez asked if it will be at the discretion of the staff to determine whether the savings are sufficient.

Mr. Snyder said staff will be reviewing applications with an eye to whether savings can be realized, and based on that, they will enter into the one-year program where they have to prove those savings before any money is given to them from the fund. It will be on a pilot program, so to speak, for the first year, to confirm the calculations or to modify the calculations.

- Chair Dominguez asked him when he speaks about governmental entities, if that is beyond the City and County, or any water customer.

Mr. Snyder said they are looking at any water customer, and we want to provide incentives to reduce those usages.

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

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

35. REQUEST FOR APPROVAL OF A RESOLUTION IN SUPPORT OF "A WATER CONSERVATION CAMPAIGN FOCUSING ON VOLUNTARY OUTDOOR IRRIGATION" (COUNCILOR IVES, RIVERA, DOMINGUEZ AND DIMAS). (LAURIE TREVIZO) Committee Review: Public Utilities (approved) 05/01/13; and City Council (scheduled) 05/29/13. Fiscal Impact – No.

Councilor Bushee said this Resolution endorses the voluntary program we already have, and asked if there is a plan to make it mandatory, noting she gets a lot of calls in this regard.

Councilor Ives said the City is trying to incentivize outdoor water use conservation in a number of ways to maximize the voluntary cooperation of water users to increase their conservation. He said recently the Community College offered the QWEL training, which are EPA smart water use techniques, noting about 20 people went through the first program. He said this will start to educate people in the businesses on the procedures and processes for doing this in a conservation intelligent manner. He said once enough people are trained, that would present an opportunity to try and effectuate that if we are still in a water situation. He said he wouldn't rule that out in the future, depending on the water supply circumstances and the City's needs.

Councilor Bushee said some people want us to be more than voluntary right now, while others just want to know the status. She asked if the public campaign will be alerting people, and under what circumstances.

Mr. Snyder said he has no plans for moving from voluntary restrictions. He said we would have to lose at least two sources of water prior to moving into a higher drought stage. He said this is due to a lot of good planning, and few cities in the United States or New Mexico have four sources of water to rely on, and the reason we don't have mandatory drought restrictions right now.

[Councilor Bushee's remarks here are inaudible]

Responding to Councilor Bushee, Mr. Snyder said there have been recent discussions that we may not be in that situation, where we would be off line in July and August, and they continue to monitor the situation. As soon as there is something definitive, he will bring it forward to the Council with a recommendation to move forward. The plan as it stands now, is during the summer months a good portion of the demands will come from the Canyon Road treatment plant, and we need to lower Nichols Reservoir to do the improvement project. He said there is sufficient water in Nichols to meet demands for that two month period, and we will be using the Buckman and City well fields to meet demands during that time. He said it is a conscious decision to lower Nichols Reservoir, get the improvements done during late summer, fall and winter, with construction completed prior to the cold winter months. In the Spring and Summer of next year, we will be doing the same thing with McClure. He said the infrastructure is failing, and we need to upgrade and we need to lower reservoir levels, noting because of the drought we are able to do that.

[Councilor Bushee's remarks here are inaudible]

Responding to Councilor Bushee, Mr. Snyder said during the lowering of Nichols Reservoir, no water will be going into the river other than the water scheduled to go into the river under the ordinance. All of the water will go to the treatment plant and will be going for consumption.

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

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

36. **REQUEST FOR APPROVAL OF A RESOLUTION RELATING TO NEWSPAPER BOXES; DIRECTING STAFF TO EXPLORE THE OPTIONS FOR ENHANCING THE CITY'S CURRENT ORDINANCE FOR THE PURPOSE OF ESTABLISHING REGULATIONS REGARDING THE PLACEMENT AND MAINTENANCE OF NEWSPAPER BOXES AND PERIODICAL BOXES WITHIN CITY HISTORIC DISTRICTS AND OTHER AREAS OF THE CITY (COUNCILORS CALVERT AND WURZBURGER). (MATTHEW O'REILLY) Committee Review: Public Works (approved) 05/06/13; and City Council (scheduled) 05/29/13. Fiscal Impact – No.**

Councilor Bushee asked if this will be beyond the downtown.

Matthew O'Reilly said yes, it also is for the portions of the City in the Historic Districts, and it will address design standards as well as the other items she mentioned, in terms of how the boxes are attached to City property, if they are blocking parking spaces, whether they are being tagged and graffitied, whether they have trash and debris inside them, if they've been abandoned, and how many of these we will allow to be grouped in any one location for both esthetic and safety reasons. They will be looking at creating a standard for design and/or color of the boxes only within the Historic Districts.

Mr. O'Reilly said this is a Resolution asking staff to explore the options or enhancing our ordinances. It remains to be seen whether part of the recommendations will be that it would go to the H-Board. However, he believes that certainly would be one of staff recommendations for box locations in the Historic Districts.

Responding to Councilor Bushee, Mr. O'Reilly reiterated that the Resolution directs staff to explore options for enhancing the current ordinance, which means exploring various options in dealing with problems caused by the boxes, as well as a process in the H-District to come up with a design and color standard which would be acceptable in the Historic Districts. He said for that they would certainly want to call on the expertise of the H-Board.

Councilor Bushee said the downtown merchants have been wanting to pursue this for a long time, commenting she thought it would come in the form of an ordinance rather than a resolution.

Mr. O'Reilly reiterated that the Resolution directs staff to explore the options. It doesn't direct staff to preordain what those options will be. He said staff has ideas about things, related to the problems he enumerated, including the boxes being chained to trees, portals, light posts, parking meters. There are

problems with these being placed in areas where, for example, if you parked adjacent to them, you couldn't open the passenger side door of your car because there are rows of these boxes. He enumerated other issues associated with the boxes.

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

DISCUSSION: Councilor Bushee asked if the discussion will take place when we are presented with the options.

Chair Dominguez asked if there is a timeline.

Mr. O'Reilly said if this Resolution is adopted by the Council, staff will provide something as soon as possible.

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

END OF CONSENT CALENDAR DISCUSSION

DISCUSSION

38. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO LEASE AND MANAGEMENT AGREEMENT – PARKING RATE FOR CINEMA PATRONS AT RAILYARD; SANTA FE RAILYARD COMMUNITY CORPORATION. (BOB SIQUEIROS)

This item is postponed to the next meeting of the Committee.

39. STATUS OF POLICE DEPARTMENT PROGRAMS. (POLICE CHIEF RAYMOND RAE)

Chair Dominguez noted the information in packet is difficult to read because it is in black and white and some of the charts are color coded. He asked the Chief if he has color copies.

Chief Rael said he doesn't have them with him this evening, but he can provide it to them electronically. He apologized, saying he didn't know it was going to be copied in black and white.

Chief Rael reviewed the information in *Budget Summary* which is in the Committee packet. Please see this document for specifics of this presentation.

The Committee commented and asked questions as follows:

- Chair Dominguez asked if the Contacts/Committed Expenses is the amount we're obligated to pay via the contract, and Chief Rael said this is correct.

- Chair Dominguez asked if some of these items are generating revenue and if those are reflected on the first sheet, and Chief Rael said yes.

- Chair Dominguez said then we generate \$80,000 for the DWI School.

Chief Rael said this is correct, and contracts for the DWI School are going to cost about \$30,000 for the Director, and "the difference is difference," and the funds are allocated for equipment, salaries or DWI reduction.

- Chair Dominguez asked if there is a loss on any of the contracts, and Chief Rael said no.

- Chair Dominguez asked what is Priority 3 Routine Calls for Service.

Mr. Rael said it could be minor motor vehicle accidents, or the neighborhood is being too wild, or the music is too loud, a disturbance in the neighborhood – things of this nature.

- Chair Dominguez asked about burglaries.

Chief Rael said if the burglary is in progress it is Priority 1, and it is a routine Priority 3 if it is after the fact.

- Chair Dominguez asked if the differences could be articulated in a graph.

Chair Rael said he will try, asking if he wants a graph by call.

- Chair Dominguez said he is unsure, because when he looks at Priorities 1 through 5, it is the trend, and it's consistent, the trend is the same during the 11 years, except for 2002/2003 when all calls were at the lowest. He said he is trying to gather as much information as he can to understand whether or not the trend really exists or if we are making an impact on some of this crime.

Chief Rael asked the Chair if he wants to see a chart showing the trend up or down from 2002, or by particular crime.

- Chair Dominguez said for a call about a crime in progress, we probably would send more than one officer.

Chief Rael said this is correct, but it may be difficult to track this with the current CAD system, and is unsure he can pull that information and he would have to do research.

- Chair Dominguez said a Priority 3 means you don't need as many resources because it's after the fact, and Chief Rael said this is correct.

- Chair Dominguez said this is the level of information he's looking at and looking for.

Chief Rael reiterated he will have to do research to see if this can be done.

- Chair Dominguez asked the Chief if he believes the STOP program had made the streets more safe.

Chief Rael said he believes it has caused traffic to slow down, so from that perspective he believes it has an impact on traffic pattern and traffic speed.

- Chair Dominguez that is a general statement that is relatively obvious, although people speed up as soon as they pass the speed van. He asked if there is a way to measure that safety.
- Chair Rael said he is unaware of any way that can be done at this time. He said perhaps they could look at the number of crashes, which is the only viable way you get a determination – the speed related crashes have increased or decreased.
- Chair Dominguez said there are some things which are obvious. He said there is a lot of data here, and there should be a way to measure the pros and cons of the program.

Deputy Chief Johnson said he believes in 2011, they compiled 5-6 years of data on traffic crashes in the most frequent locations where the speed vans were placed. He said we can measure those, but it takes a lot of work, but it can be done. He said in their compilation they could see there was a reduction.

- Chair Dominguez said he will save the rest of his follow-up for later.
- Councilor Bushee asked where do the funds go.

Chief Rael said he doesn't have that information here, but he can provide that at the next meeting if you would like.

Nancy Jimenez said, although she doesn't have the amounts, 3 individual salaries are paid from the STOP program, noting their jobs are related. There is also a Police Program Coordinator and the DWI STOP assistant administrator.

- Responding to Councilor Bushee, Ms. Jimenez said they are the ones who set up the hearings, talk to the individuals about how to clear up and pay the citations. They also pay Reflex from the funds \$231,000, which goes to Arizona. She said they are in the process of doing an RFP.
- *[Councilor Bushee's question here is inaudible]*

Ms. Jimenez said a percentage of the 3 salaries are paid, and she can provide the breakdown later. She they do have cash reserves because the program is very new. They didn't make a lot of charges from the line item until they knew how the funds would be created and collected over the past 3 years. The cash reserves came when the program was being built.

- *[Councilor Bushee's question here is inaudible]*
- Councilor Bushee said it's not a money maker, but it remains to be seen how it supports health and safety. She would like that quantified. *[The balance of Councilor Bushee's remarks are inaudible]*

Chief Rael said they will do their best to come up with a quantity. He said the problem with a program of this type in many regards is that a lot of it is perception, which is a difficult thing to quantify – if the program is causing the slow down or not.

Chief Rael said the money pays for a portion of the positions and they also paid by the DUI Forfeiture Program, and their work is split between the two, and it doesn't impact the General Fund.

- *[Councilor Bushee's remarks here are inaudible]*

Chief Rael said they will gather the information they have and present it at the next Committee meeting.

- Councilor Ives noted the chart on packet page 19 on the Operations Program. He asked if the chart is a snapshot of the past year of operation of the vans.

Chief Ives said this is correct.

- Councilor Ives asked the average value for going 10 miles plus over the speed limit.

Deputy Chief Schaerfl said it is a flat rate, noting the vans are calibrated for 12 miles over the speed limit, reiterating it is a flat rate of \$100, whatever the speed.

- Councilor Ives said that is potential ticket revenue of \$880,700.

Chief Rael said the \$279,000 is the revenue returned to the City, and Reflex is paid the other portion for owning and operating the vans.

Deputy Chief Johnson said Redflex is paid from the gross revenue, the State takes about 50%, and after those are paid, he believes the \$279,000 is the net revenue is paid to the City. He said we pay a portion of the salaries of the support personnel from that amount.

- Chair Dominguez requested more detailed information about personnel costs, and asked if there is "commingling of the personnel costs. If you are using a person that is being funded from various funds – half time in the STOP program and half time somewhere else – that kind of breakdown."
- Councilor Ives said he wonders if we can treat these violations as something other than criminal violations so they would be nuisance violations in a way which would preclude sending 50% to the

State given its wonderful hold harmless elimination. He would be happy to explore those options, noting a number of constituents have requested that the vans be placed in various locations around District 2, and when the vans are present they do have the salutary effect of slowing people down. He said we might want to consider reducing the ticket to 6 miles over the limit, so people learn that lesson more succinctly, commenting 12 miles over the limit is very generous. He pointed out that the City only receives 31% of the revenue, and he wants to improve that percentage.

- Chair Dominguez said the intent of the Alarm Ordinance was to free-up police to fight crime, and asked the Chief if that has happened.

Chief Rael said that is approximately 2,000 calls to which police officers didn't have to respond, so there is definitely an impact in freeing officers to respond to other calls.

- Chair Dominguez asked what is meant by "payment from another's escrow" on packet page 22. He asked if we are taking escrow from another program and putting it in here.

Ms. Jimenez said she doesn't deal with the Alarm enforcement aspect, noting that is done by Records. She said she is going to have to research and get back with an answer. She said there have been a lot of companies that have had issues with their alarms, and they worked with the records section of the Police Department to set up an account."

- Chair Dominguez said that would be straight escrow. He is concerned when we say "from another's escrow," like we're borrowing from "Peter to pay Paul." He wants verification that the funds are being diverted as they should be.

Chief Rael said this was provided by Cry Wolf, so there is terminology which is used internally by CryWolf. He said if Dorothy were here she could have helped us to understand this a little better. He was focusing on the final numbers.

- Chair Dominguez said, "Before I trust those numbers, not that they're false, but I need to understand how the mechanism is being triggered, so that I can have complete confidence in those numbers. It isn't a criticism, just wanting a better understanding so I can have confidence in those numbers."

Chief Rael said he will get a better explanation, reiterating that this is not his area of expertise.

- Chair Dominguez said he doesn't want to be taking somebody else's escrow just to make the books balance, when maybe it could be used in a better way.

Chief Rael asked if it would help to invite representatives from CryWolf to come to Santa Fe, go through this data and provide full information.

- Chair Dominguez said he would like for staff to get the clarification and provide it to the Committee, and if we need further information we can do that.
- Councilor Ives said he appreciates the year-to-year comparison chart on alarm calls, noting that over the 7 year period the calls have been significantly reduced to about 13 calls on a daily basis which frees up officers for more significant work. He noted the headings are from 1/1/1970 to 3/25/2012, which is a period of 43 years. He doesn't know how CryWolf does it's reporting because it doesn't seem to "pick on any time frames I'm familiar with."

Chief Rael said they also asked the question, and were told by Cry Wolf that 1970 was to include a range far enough that it would gather all the data related to this account.

- Councilor Bushee asked if we had activity with Cry Wolf before 2012.

Chief Rael no, reiterating CryWolf's response to him.

- Councilor Ives said he would much rather see the time frame involved rather than capturing some oddity in their computing system.
- Councilor Ives noted the gross billings are \$1,903,000, over the 5 years we've had the program in place.

Chief Rael said he understands this is a total billing from the inception of the program to the date of this report.

- Councilor Ives said then over the 5 years, there were presumably about \$400,000 in billings. He noted under the payment/adjustment entries they indicate payments of \$812,000 during that time period, and presumes payment is to Cry Wolf for the services rendered.

Chief Rael said he is not 100% sure and he will have to investigate that.

- Councilor Ives said given this is a Cry Wolf Report, having someone from the company available would be good. He said we heard there is one alarm company which had an outstanding bill of \$47,000, and the City Attorney's Office is looking to move forward on some of those past due bills aggressively. He would love to understand how someone could amass a \$47,000 bill. He would really like to understand this, commenting he has calls from constituents who are questioning bills they have received. He noted there is potentially \$10 a day in late charges.

Ms. Barkley there is no magic explanation. She said the explanation she was given from PSC the owner of CryWolf, was that it was the \$10 a day fees that roll over every day with a new \$10, and somehow they got up to \$47,000. She said it comes initially from not filing reports on time or not filing reports at all. She said it just adds \$10 per day.

- Councilor Ives said 365 days per year x \$10 is \$3,600 annually, and we've had the program for 4 years. He said at some point it becomes punitive and unreasonable, and he is unsure it reflects on the City especially in trying to charge a residential customer. He would like to understand its billing practices better as a part of this.

- Chair Dominguez asked if CryWolf would charge to come to a meeting.

Ms. Barkley said she would anticipate that they would.

- Chair Dominguez said then he recommends that Councilor Ives get with staff and make sure his questions on these details are clear so that we don't spend a lot of money getting answers.
- Chair Dominguez said he doesn't know the process of an audit of Cry Wolf's cash handling policies up to date, and if it is the same as the City's, and asked how we deal with this kind of thing, commenting we're relying on their information with internal controls to be sure their information is correct, outside of an audit.

Marcos Tapia said he would be willing to ask the Internal Auditor to audit this contract, and we would do it under the auspices of the Audit Committee.

- Councilor Ives said that would help. He noted it is a fairly productive program in terms of generating revenues. If that is the case, and it's been proven to be successful, we could look at bringing this in-house at some point, to provide greater responsiveness to people with issues. He said he would be interested in looking at bringing in a third party vendor.

Chief Rael said we thought of this and checked with some of the departments around the City who have run their own departments. He said Albuquerque Police Department uses 5 civilian personnel and two sworn officers to run its program, which is a good size commitment. Rio Rancho has two civilian personnel, and uses the Deputy Chief as the hearing officer to reduce additional costs for hearing officers. He said he thinks it's possible for Santa Fe to run its own program, but one of the big problems is the software, noting currently CryWolf is the only one with the software capable of capturing it. He said unless something else is designed, we will have to purchase that from them, commenting he doesn't know what that cost would be.

- Councilor Bushee said her concerns remain the same, that we are sending money out of state as well as about the false alarms. Councilor Bushee said she wants to get rid of the programs where we are sending money out-of-state, but still get the desired results, commenting this is the way "I feel about Redflex and all that too."

Chief Rael said they will look at it and come up with a recommendation.

- Councilor Bushee talked about all of things the City has done in terms of graffiti abatement, and we now have \$250,000 catching up on graffiti. She said it is frustrating to see the graffiti covering our new trails. She takes pictures of the graffiti and sends them to Public Works. She asked if the

calls shown are just the calls to the graffiti hotline, and the Chief said it is. She said she doesn't want graffiti to be like the cell phone ordinance where we really can't enforce it. She said business owners are telling us how bad the downtown looks. She doesn't know what to do differently, and has spoken with the Santa Fe Beautiful group. The problem has gotten worse over the years. She said she stopped viewing graffiti as art a long time ago.

- Chair Dominguez said the City Manager said at one time he was thinking of hiring a man at one time, and asked if there is an update on that.

Chief Rael said they will be meeting with him later this week, but the contract has been processed and the person is on board. He has spoken with the person and he claims to have a lot of experience in dealing with this issue successfully in cities in Colorado. He said it is a grass roots community organization identifying partners to help with this and dealing with the issue. He said he doesn't know a lot about this at this time, but believes it is worth experiencing.

- Councilor Bushee wants to attend that meeting with the gentleman. She said she is fed up with graffiti.

Chief Rael said the meeting is tomorrow at 1:30 p.m. in the City Manager's office.

Ms. Jimenez noted that part of contract is to meet with Councilors.

Responding to Councilor Bushee, Chief Rael said those at the meeting will be himself, the City Manager, Brian Snyder, Ike Pino and Robert Romero probably just to talk about way to do this.

- Councilor Ives said he appreciates the difficulty of getting convictions on tagging, because it requires you to be on the scene and seeing someone in the midst of the act. He would like to look at approaching the program differently. He said there is a consistency in graffiti per tagger. He wants to be able to capture images of all instances of graffiti to start building a data base of tags. He would like to craft an ordinance on the civil side, where the standard of proof would be the preponderance of the evidence in similarity in tagging. He believes there are experts who can tell when graffiti is done by a particular parson, and go after them as a civil matter to recover damages for any and all work associated with cleaning up the graffiti. He would like to put responsibility on parents for graffiti done by minors. He would be willing to work with staff to draft ordinance which would go through offenders to go after people for the full extent of damages as opposed to a single instance which would leverage the enforcement effort.

Chief Rael said they do keep a data base of taggers in the hopes of being able to identify the taggers, commenting the difficulty is identifying them, but being able to prosecute civilly would be extremely helpful.

- Chair Dominguez said he hopes this new guy will make an impact. He said he also is willing to work with anyone who can make an impact on this.

- Chair Dominguez asked if we track juvenile crime.

Chief Rael said they do track a number of juveniles who are arrested for crimes.

- Chair Dominguez asked, generally, if juvenile crime has gone down.

Chief Rael said he would have to look at the comparison of arrests last with this year.

- Chair Dominguez thanked the Chief for the data, commenting he likes looking at the data which is helpful. However, he said part of his frustration comes from being able to use that data to the advantage of the police in fighting crime. He asked if there is a plan, and if so, what is the plan, what are the goals of the STOP program. He said if the goal is to make our streets safer, will going to 6 mph from 12 mph make it safer. He said Chiefs in the past have done 3, 5 and 10 year plans. He wants to know the goals the Department has in terms of fighting crime, in terms of establishing relationships with juveniles. He said this administration began sending Chiefs to the Mayor's Youth Advisory Board and asked if that is still the case.

Chair Dominguez continued, "Crime cannot be, in my opinion.... the impact of the Police Department can't be measured just based on data. I think it has to do with establishing relationships, collaborative efforts with other organizations. I know Councilor Bushee has talked for many years about community policing and Citizens on Patrol. The data is great and wonderful to look at. We can pick that stuff apart. I want to know what the plan is, in terms of fighting crime, juvenile crime. Do we expect it to go up, down, what is the goal. We know the goal is to go down. We want it to go down by percentage every year. How do we measure those sorts of things. It's really more about the day-to-day operations. It's about philosophy and such, and is it effective."

Chair Dominguez continued, "I spent a lot of my time developing the social hosting ordinance, using a lot of police experience, and maybe it was a previous administration, but nonetheless, I spent a lot of my time coming up with that ordinance, getting the support of the other Councilors to make sure the ordinance was approved, maybe not this Council, but other Councils. There were other organizations in town who were advocates of the Social Hosting Ordinance. My hope is, and I'm just using that as an example, because we all have programs we believe in, but I hope that time isn't wasted. If it is something that doesn't work, I'd rather be told about that sooner, rather than later."

Chair Dominguez continued, "An example is how effective is the Social Hosting Ordinance. Do we have information on that."

Chief Rael said he has no information on that at this point. He would like to make a request. He said, from the Police Department's perspective, part of the difficulty in allocating resources are conflicting priorities. He said, "I think, for us, it would be very helpful if the Governing Body were to give us a list of the priorities in order."

- Chair Dominguez said, "Exactly Chief, that's the answer, because everything that we come up with is a priority, either to us or our constituents."

Chief Rael said, "Realistically, making everything a number one priority is unrealistic in the application of resources."

- Chair Dominguez said he understands that challenge, "but frankly, it's all a priority." He said, "Seriously, I know that's not the answer that you want to hear, but I'm not sure how much of this kind of discussion you're having at Public Safety, but crime is a serious issue in our community. We've got this whole list of... we don't even understand how to read the reports that Cry Wolf is giving us. That's not a criticism, but in order to be able to make sure those priorities are being met, we have to understand how the resources are being allocated and distributed. Social hosting was supposed to cost nothing, and maybe it doesn't. But how effective is it in fighting crime. How effective is it in making sure our juveniles aren't participating some of this crime. To answer your question, it is all priorities."
- Councilor Bushee said, "Obviously, it started out in a conversation about graffiti, and frustration that it certainly is not a number one priority. In some cases, it's actual connection with language and part of that language. And we threw that in the mix for you to take care of. So, yes, in some ways it is a priority in that sense. If gangs are communicating with one another through defacing of public property, then you need to be aware. But I will say that for me, and my constituents, for years now, a fully staffed police force that is pro-active, rather than reactive, would sum up what I want. And I can say that sometimes it is violent crimes and if that is the focus of the moment, then that takes priority. Property crimes. When I have constituents to write to me or call me, and say, my car's been broken into 3 times this week. I've had one lady whose house was broken into twice in one week. One guy's apartment 5 times in one month. This is over a period of time. When I have little old ladies calling say, I can't open my windows in the summer, I don't feel safe, that's not okay. That's just bottom line guys don't feel safe in their home."

Councilor Bushee continued, "All of the other sort of juvenile delinquency and related crimes, if they're not [inaudible]. Obviously, we also know that property crimes are the underlying threat. And I am hopeful that the LEAD Task Force is going to something, in terms of the revolving door, and getting treatment for crime related to drugs. You really are charged with everything. And I know there's a lot of events and overtime to keep people safe at those events, and all part of the [inaudible] economy. That's the other aspect. If the City is not feeling safe, our visitors don't feel safe. I guess the long and short of it is preserve the quality of life for Santa Feans, and the first thing they look to us for is safety. I understand your frustration. You have seen me over the years.... cell phones, I didn't vote for it initially, because I really didn't think you had the capacity to enforce it, and still don't. So it's not a priority for me. *[Councilor Bushee's remarks here are inaudible]*"

Councilor Bushee said a critical role for a tourist based economy that... we're in tough times, and there is a national problem in filling positions. She said, "I'm appreciative of any efforts that are bringing those crime rates down, all the crime rates really. And so that's why I think there are

other things. If graffiti was a mis-step kind of thing, okay, now we're just going to just be hard asses on the enforcement side, and that's not working. What else can you do. This has to change just so people can take pride. We all have to take some ownership on this. We need to know what the tools are that you need that we can help with. We need a fully staffed police force. So that's it in one sentence."

- Councilor Dimas said he has one, simple request. He said we need a police officer represented on the Regional Juvenile Justice Board, noting he sits on that Board. He said he would greatly appreciate it if the Chief would appoint someone to sit on that Board, he would greatly appreciate it. He said at every meeting he attends, the Chair is always asking me if I have gotten a police officer for the board. He said, "There has to be one for this Board to actually function correctly. And if there were two of them, that would be even better. But if you have one that you can assign just to go these meetings and participate in what's going on, because you'll find out a lot of what is happening with the juvenile justice system here in Santa Fe. And I think a Police Officer representative there is absolutely essential. It has to go to the Mayor so he can bring it to the Council for approval. This is the request that I have."

Chief Rael said they do have a Police liaison, and asked if that person hasn't been attending, or if he is requesting an assignment to the Board.

- Councilor Dimas said he is requesting an assignment to the Board, and there has not been any liaison to ever show up as long as he's been on the Board.

Chief Rael said he will follow up on that.

- Councilor Ives said the job of the Police Chief is one of the toughest jobs in any service organization, because that is the person who is looked to for a solution. He appreciates that the Council has given the Chief a number of priorities over the past year, and the focus he has given that issue. He agrees that there needs to be a strategic plan in place, noting it might be able to share that document with the City Council, noting he would be interested in knowing the Chief's priorities for the community. He would hope one of those would be addressing the youth heroin use, for example, which is on the rise, and addressing drug related crime.
- Chair Dominguez said the Committee would like the Chief to return to the Finance Committee with the following: a breakdown on how the STOP money is used; information on location of the vans broken out by district; Councilor Ives will get with staff for billing information on Cry Wolf, and asked Mr. Tapia to contemplate an internal audit on that; operating costs on graffiti; and a request to get a Police representative to attend the JJB meetings.

Chair Dominguez thanked Chief Rael and the police officers who deal with the public on a daily basis. It is a tough job. He tends to be on the pro-active side, as is Councilor Bushee, which, in his opinion starts with our juveniles and making sure we do what we can to guide them. He said many are parentless and have nobody, nothing, no guidance and local government is next in line with the schools.

Councilor Dimas said this is the importance of the Regional Juvenile Justice Board.

Chair Dominguez said his priority is about being pro-active.

Chief Rael said he will do his best to meet the directives by the next meeting.

Chair Dominguez asked Chief Rael if he has a strategic plan for the Police Department, and if so, he would like a copy for this Committee.

Chief Rael said, "Quite honestly, since I've been here, I've been so busy we haven't had time to develop a strategic plan. *[The balance of the Chief's remarks here are inaudible].*"

40. REQUEST FOR APPROVAL OF BUDGET INCREASE – COST FOR HOUSING OF INMATES FOR THREE (3) MONTHS TO POLICE DEPARTMENT. (POLICE CHIEF RAYMOND RAE)

Chair Dominguez said he took this off consent and put it under Discussion. He said it appears we are not generating enough funds in corrections to pay for the costs. He said he has no problem with it, but he wants to understand it a little more.

Chief Rael said he understands sufficient funds are not being generated by the Corrections Fee to cover all of the arrests.

Chair Dominguez asked if the fee needs to be increased, or if this is just a matter of collection.

Chair Rael said eventually we want to find a long term means of funding this. He said part of the reason for the increased costs are the increased number of arrests as the result of the property crimes initiatives and efforts to reduce some of the criminal activity out there.

Chair Dominguez said then this actually is a good thing.

Chief Rael agreed, saying a lot of these are coming from shoplifting arrest, known burglars and such. He said these are all adult arrests.

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

DISCUSSION: Councilor Ives asked the amount of the Corrections Fee, who pays and how it accrues.

Chief Rael said the Corrections Fee is levied as a part of the fine in Municipal Court for the various violations to help defray the cost of incarceration. He doesn't know the amount of the fee.

Ms. Jimenez said she doesn't know what the fee is, but they collect about \$150,000 in Correction Fees which helps with the jail bill, noting \$550,000 to comes from the General Fund to meet the shortfall.

Councilor Ives noted the inmate fee for day is \$75 to \$100 which adds up quickly.

Chief Rael said there has been a reduction in the cost of the contract, noting the Jail also charged a \$15 booking fee plus the \$85 per day. He said in negotiations, the City Manager got them to waive the booking fee, but we still have to pay \$85 per day.

Chair Dominguez asked if we collect this fee from the inmates when they go to Court.

Chief Rael said it is the Court Clerk's responsibility to collect the Correction Fee as part of fines and fees, but they do not go after the inmate once incarcerated in an effort to have them pay for their own incarceration.

Chair Dominguez asked if the Municipal Court keeps the revenue.

Chief Rael said he understands it, the Court Costs are divided out as part of the collection.

Chair Dominguez said then we get some of the Court Costs to house inmates.

Chief Rael said his understanding is that a portion is put in a specific account to cover inmate fees.

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

Chair Dominguez said he will work with staff to get Chief Rael on an agenda as soon as possible after the next meeting.

Chief Rael said he will do the best to comply during that time period.

41. OTHER FINANCIAL INFORMATION

A. STATUS OF CITY OF SANTA FE INVESTMENT PORTFOLIO AS OF MARCH 31, 2013. (MARCOS TAPIA)

Marcos Tapia presented information regarding this matter from Helene Hausman's Memorandum to the Finance Committee dated May 20, 2013, which is in the Committee packet. Please see this Memorandum for specifics of this presentation. Mr. Tapa noted the investment portfolio has not changed from the last one brought to this Committee.

B. UPDATE OF GROSS RECEIPTS TAX REPORT RECEIVED IN MAY 2013 (FOR MARCH 2013 ACTIVITY) AND LODGERS' TAX REPORT RECEIVED IN MAY 2013 (FOR APRIL 2013 ACTIVITY). (MARCOS TAPIA)

Chair Dominguez said it looks like the GRTs are down 4% overall year to date.

Mr. Tapia said this is correct, but it is starting to creep up, which is a good sign.

42. MATTERS FROM THE COMMITTEE

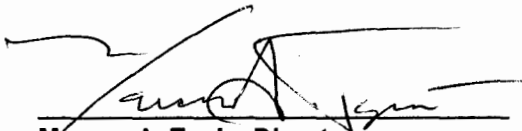
Chair Dominguez said he will not be attending the next Finance Committee meeting, and he has asked Councilor Bushee to Chair the meeting.

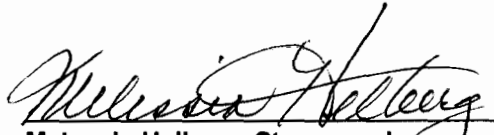
43. ADJOURN

There was no further business to come before the Committee, and the meeting was adjourned at approximately 8:15 pm.


Carmichael A. Dominguez, Chair

Reviewed by:


Marcos A. Tapia, Director
Department of Finance


Melessia Helberg, Stenographer