



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
AUGUST 14, 2013
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 8-9-13 TIME 4:00 pm

SERVED BY

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A handwritten signature in black ink, likely of the City Clerk, written over the "RECEIVED BY" line.

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. SALUTE TO THE NEW MEXICO FLAG
4. INVOCATION
5. ROLL CALL
6. APPROVAL OF AGENDA
7. APPROVAL OF CONSENT CALENDAR
8. APPROVAL OF MINUTES: Reg. City Council Meeting – July 31, 2013
9. PRESENTATIONS
 - a) Employee of the Month for August 2013 – Jason Jaramillo, Fire Department Service Worker. (5 minutes)
 - b) FORE Kids Golf Tournament Committee Presentation. (Molly Harris-Whitted (5 minutes)
 - c) Six Month Summary of Progress of the Expanded Wellness Program. (Sue Perry) (5 minutes)
 - d) Climate Change/Increased Fire Risk in Local Mountains. (Dr. Craig Allen) (10 minutes)
10. CONSENT CALENDAR
 - a) Bid No. 13/33/B – Fire Station No. 4 Re-Roofing and Professional Services Agreement; Mike Lopez Roofing, LLC. (Chip Lilienthal)
 - b) Request for Approval of Amendment No. 1 to Agreement Between Owner and Architect – Police Department New Addition Phase III Design Services; Lloyd & Associates Architects. (Chip Lilienthal)
 - 1) Request for Approval of Budget Increase – Project Fund.



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- c) Request for Approval of Budget Adjustment - Transfer of Funds from Cash Balance into CIP Convention Center for Relocation of Arts Commission to Santa Fe Community Convention Center. (Chip Lilienthal)
- d) Request for Approval of Procurement Under State Price Agreement – Water Service Connection Equipment and Supplies; Baker Utility Supply, HD Supply, Inc. and Santa Fe Winnelson Company. (Robert Rodarte)
- e) Request for Approval of Revisions to Traffic Calming Program Manual. (LeAnn Valdez)
- f) Request for Approval of Memorandum of Agreement – FY 2013/2014 Santa Fe Trails Ridefinders Program; New Mexico Department of Transportation. (Jon Bulthuis)
- g) Request for Approval of Memorandum of Understanding – Parking Permits for Use of Various Parking Facilities for County Employees; Santa Fe County. (PJ Griego)
- h) Request for Approval of Grant Award and Agreement – Santa Fe Poet Laureate Program; Witter Bynner Foundation for Poetry. (Debra Garcia y Griego)
- i) Request for Approval of Grant Award and Arts Services Contract – Santa Fe Community Gallery Programming; New Mexico Arts, Division of New Mexico Department of Cultural Affairs. (Debra Garcia y Griego)
- j) Request for Approval of Grant Award and Agreement – Juvenile Services through Santa Fe Regional Juvenile Justice Board; State of New Mexico Children Youth and Families Department. (Richard DeMella)
- k) Request for Approval of Amendment No. 5 to Professional Services Agreement – Northwest Well Permit Application, Evaluation of Water Rights, Buckman Well Field Permit Compliance in La Cienega Area and Assessment of Contaminant Migration in the Groundwater Underneath the Ortiz Landfill; Lee Wilson & Associates, Inc. (Claudia Borchert)
- l) Request for Approval of Amendment No. 1 to Professional Services Agreement – The Velocity Project - Business Development Services on Behalf of Economic Development; The MVM Group. (Kate Noble)



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- m) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Bushee, Councilor Trujillo and Councilor Rivera)
A Resolution Directing City of Santa Fe Public Safety Staff to Develop a Public Safety Apprenticeship Program that Will Benefit Residents of Santa Fe and Directing the City Manager to Explore the Options for Establishing Apprenticeship Programs in Other Areas of the City. (Fire Chief Litzenberg and Police Chief Rael)
- n) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Calvert and Councilor Bushee)
A Resolution Authorizing and Supporting the Submittal of the City's Project Applications to the Santa Fe Metropolitan Planning Organization for Funding Under the Federal Fiscal Year 2014/2015 Transportation Alternatives Program for Pedestrian Enhancements to Cerro Gordo Road and the Santa Fe River Trail. (Desirae Lujan)
- o) Request for Approval of Exempt Procurement and Service Agreement – Maintenance and Repair Services for City of Santa Fe Land Mobile Radio System; Motorola Solutions. (Thomas Williams)
- p) Request for Approval of Proposed Changes to City of Santa Fe Purchasing Manual – 2013 New Mexico Legislature Amendments to the New Mexico Procurement Code. (Robert Rodarte)
- q) Request for Approval of Findings of Fact and Conclusions of Law for Case #2013-49, Appeal of the May 28, 2013 Decision of the Historic Districts Review Board in Case #H-13-036 Denying the Application of Santa Fe Dining, d/b/a Rooftop Pizza, to Construct a Tubular Steel Ramada with a Fabric Roof and West Side Over a Third Floor Deck at the Rear of the Building at 60 East San Francisco Street in the Downtown and Eastside Historic District. (Kelley Brennan)
- r) Request for Approval of Findings of Fact and Conclusions of Law for Case #2013-25, Rancho Siringo Residences General Plan Amendment and Case #2013-26, Rancho Siringo Residences Rezoning to R-9. (Kelley Brennan)
- s) Quarterly Staff Report on IPRA Requests and Responses Pursuant to Resolution 2012-49. (Bernadette Romero)



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- t) Request to Publish Notice of Public Hearing on September 11, 2013:

Bill No. 2013-31: An Ordinance Amending Section 9-1.3 SFCC 1987 to Include Precinct 89 in District 3 and Making Such Other Grammatical and Stylistic Changes as are Necessary. (Mayor Coss) (Yolanda Y. Vigil)

- u) Request for Approval of Grant Award and Agreement – Develop Plan for Buckman MX Track Project at La Tierra Trails Area; New Mexico Department of Game and Fish. (David Chapman)

- 1) Request for Approval of Budget Increase – Grant Fund.

11. Consideration and Approval of Requested Fee Schedule, Parking and Shuttle Plan for Zozofest, August 30, 2013 and Zozobra, September 5, 2013; Kiwanis, Raymond G. Sandoval. (Jon Bulthuis)
12. MATTERS FROM THE CITY MANAGER
13. MATTERS FROM THE CITY ATTORNEY
14. MATTERS FROM THE CITY CLERK
15. COMMUNICATIONS FROM THE GOVERNING BODY

EVENING SESSION – 7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. SALUTE TO THE NEW MEXICO FLAG
- D. INVOCATION
- E. ROLL CALL
- F. PETITIONS FROM THE FLOOR



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G. APPOINTMENTS

- Library Board
- Historic Districts Review Board

H. PUBLIC HEARINGS:

- 1) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Rivera, Councilor Calvert, Councilor Bushee, Councilor Ives, Councilor Dimas, Councilor Trujillo, Councilor Dominguez and Councilor Wurzbarger)
A Resolution Proclaiming Severe or Extreme Drought Conditions in the City of Santa Fe and Restricting the Sale or Use of Fireworks Within the City of Santa Fe and Prohibiting Other Fire Hazard Activities. (Fire Marshal Reynaldo Gonzales) (**Postponed at July 10, 2013 City Council Meeting**)
- 2) Request from Joe Wade Fine Art for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Wine at Joe Wade Fine Art, 102 East Water Street, Which is Within 300 Feet of The Church of Antioch at Santa Fe, 207 Old Santa Fe Trail. The Request is for the Following Events: (Yolanda Y. Vigil)
 - August 16, 2013 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show
 - August 30, 2013 (5:00 p.m. to 7:00 p.m.) Roger Williams Solo Exhibition
 - October 4, 2013 (5:00 p.m. to 7:00 p.m.) Manfred Rapp Solo Exhibition
- 3) Request from Theater Grottesco for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Beer and Wine at Jackalope, 2820 Cerrillos Road, Which is Within 300 Feet of Santa Fe Christian Fellowship Church, 2860 Cerrillos Road, #5. The Request is for a Fundraiser to be Held on August 24, 2013 from 5:00 p.m. to 8:00 p.m. (Yolanda Y. Vigil)

I. ADJOURN

Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.



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NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

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

**SUMMARY INDEX
SANTA FE CITY COUNCIL MEETING
August 14, 2013**

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APPROVAL OF CONSENT CALENDAR	Approved [amended]	2
CONSENT CALENDAR LISTING		2-4
APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – JULY 31, 2013	Approved	4
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<u>CONSENT CALENDAR DISCUSSION</u>		
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REQUEST FOR APPROVAL OF MEMORANDUM OF AGREEMENT – FY 2013/2014 SANTA FE TRAILS RIDEFINDERS PROGRAM; NEW MEXICO DEPARTMENT OF TRANSPORTATION	Approved	10

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

REQUEST FOR APPROVAL OF AMENDMENT
NO. 1 TO PROFESSIONAL SERVICES
AGREEMENT – THE VELOCITY PROJECT –
BUSINESS DEVELOPMENT SERVICES ON
BEHALF OF ECONOMIC DEVELOPMENT;
THE MVM GROUP

Approved

10-17

REQUEST FOR APPROVAL OF FINDINGS OF
FACT AND CONCLUSIONS OF LAW FOR
CASE #2013-49, APPEAL OF THE MAY 28,
2013 DECISION OF THE HISTORIC DISTRICTS
REVIEW BOARD IN CASE #H-13-036, DENYING
THE APPLICATION OF SANTA FE DINING, D/B/A
ROOFTOP PIZZA, TO CONSTRUCT A TUBULAR
STEEL RAMADA WITH A FABRIC ROOF AND
WEST SIDE OVER A THIRD FLOOR DECK AT
THE REAR OF THE BUILDING AT 60 EAST SAN
FRANCISCO STREET IN THE DOWNTOWN AND
EASTSIDE HISTORIC DISTRICT

Approved

17-18

END OF CONSENT CALENDAR DISCUSSION

CONSIDERATION AND APPROVAL OF
REQUESTED FEE SCHEDULE, PARKING AND
SHUTTLE PLAN FOR ZOZOFEST, AUGUST 30,
2013, AND ZOZOBRA, SEPTEMBER 5, 2013;
KIWANIS, RAYMOND G. SANDOVAL

Approved

18-20

EVENING SESSION

CALL TO ORDER AND ROLL CALL

Quorum

22

PETITIONS FROM THE FLOOR

22-23

APPOINTMENTS

Library Board

Approved

23

Historic Districts Review Board

Approved

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<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<u>PUBLIC HEARINGS</u>		
CONSIDERATION OF RESOLUTION NO. 2013- ____ . A RESOLUTION PROCLAIMING SEVERE OR EXTREME DROUGHT CONDITIONS IN THE CITY OF SANTA FE AND RESTRICTING THE SALE OR USE OF FIREWORKS WITHIN THE CITY OF SANTA FE AND PROHIBITING OTHER FIRE HAZARD ACTIVITIES	Postponed to 09/11/13	24
REQUEST FROM JOE WADE FINE ART FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE DISPENSING/CONSUMPTION OF WINE AT JOE WADE FINE ART, 102 EAST WATER STREET, WHICH IS WITHIN 300 FEET OF THE CHURCH OF ANTIOCH AT SANTA FE, 207 OLD SANTA FE TRAIL. THE REQUEST IS FOR THE FOLLOWING EVENTS:	Approved	25
August 16, 2013 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show	Approved	25
August 30, 2013 (5:00 p.m. to 7:00 p.m.) Roger Williams Solo Exhibition	Approved	25
October 4, 2013 (5:00 p.m. to 7:00 p.m.) Manfred Rapp Solo Exhibition	Approved	25
REQUEST FROM THEATER GROTTESCO FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE DISPENSING/ CONSUMPTION OF BEER AND WINE AT JACKALOPE, 2810 CERRILLOS ROAD, WHICH IS WITHIN 300 FEET OF SANTA FE CHRISTIAN FELLOWSHIP CHURCH, 2860 CERRILLOS ROAD #5. THE REQUEST IS FOR A FUNDRAISER TO BE HELD ON AUGUST 24, 2013 FROM 5:00 P.M. TO 8:00 P.M.	Approved	25-26
MATTERS FROM THE CITY MANAGER	None	26
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ADJOURN		31

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
August 14, 2013**

AFTERNOON SESSION

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor David Coss, on Wednesday, August 14, 2013, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance, Salute to the New Mexico flag, and the Invocation, roll call indicated the presence of a quorum, as follows:

Members Present

Mayor David Coss
Councilor Rebecca Wurzbarger, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Christopher Calvert
Councilor Bill Dimas
Councilor Carmichael A. Dominguez
Councilor Peter N. Ives
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Others Attending

Brian K. Snyder, City Manager
Geno Zamora, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

6. APPROVAL OF AGENDA

Councilor Rivera would like to postpone Item H(1) in the evening session for two more meetings, to the meeting of September 25, 2013, and then bring it up one more time, and see how things look at that point.

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

VOTE: The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting for the motion and none against.

7. APPROVAL OF CONSENT CALENDAR

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

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

- a) **BID NO. 13/13B – FIRE STATION NO. 4 REROOFING AND PROFESSIONAL SERVICES AGREEMENT; MIKE LOPEZ ROOFING, LLC. (CHIP LILIENTHAL)**
- b) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO AGREEMENT BETWEEN OWNER AND ARCHITECT – POLICE DEPARTMENT NEW ADDITION PHASE III DESIGN SERVICES; LLOYD & ASSOCIATES ARCHITECTS. (CHIP LILIENTHAL)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – PROJECT FUND.**
- c) *Removed for discussion by Councilor Bushee]*
- d) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – WATER SERVICE CONNECTION EQUIPMENT AND SUPPLIES; BAKER UTILITY SUPPLY, HD SUPPLY, INC., AND SANTA FE WINNELSON COMPANY. (ROBERT RODARTE)**
- e) **REQUEST FOR APPROVAL OF REVISIONS TO TRAFFIC CALMING PROGRAM MANUAL. (LeANN VALDEZ)**
- f) *[Removed for discussion by Councilor Trujillo]*
- g) **REQUEST FOR APPROVAL OF MEMORANDUM OF UNDERSTANDING – PARKING PERMITS FOR USE OF VARIOUS PARKING FACILITIES FOR COUNTY EMPLOYEES; SANTA FE COUNT. (P.J. GRIEGO)**
- h) **REQUEST FOR APPROVAL OF GRANT AWARD AND AGREEMENT – SANTA FE POET LAUREATE PROGRAM; WITTER BYNNER FOUNDATION FOR POETRY. (DEBRA GARCIA Y GRIEGO)**
- i) **REQUEST FOR APPROVAL OF GRANT AWARD AND ARTS SERVICES CONTRACT – SANTA FE COMMUNITY GALLERY PROGRAMMING; NEW MEXICO ARTS, DIVISION OF NEW MEXICO DEPARTMENT OF CULTURAL AFFAIRS. (DEBRA GARCIA Y GRIEGO)**

- j) REQUEST FOR APPROVAL OF GRANT AWARD AND AGREEMENT – JUVENILE SERVICES THROUGH SANTA FE REGIONAL JUVENILE JUSTICE BOARD; STATE OF NEW MEXICO CHILDREN YOUTH AND FAMILIES DEPARTMENT. (RICHARD DeMELLA)
- k) REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO PROFESSIONAL SERVICES AGREEMENT – NORTHWEST WELL PERMIT APPLICATION, EVALUATION OF WATER RIGHTS, BUCKMAN WELL FIELD PERMIT COMPLIANCE IN LA CIENEGA AREA AND ASSESSMENT OF CONTAMINANT MIGRATION IN THE GROUNDWATER UNDERNEATH THE ORTIZ LANDFILL; LEE WILSON & ASSOCIATES, INC. (CLAUDIA BORCHERT)
- l) *[Removed for discussion by Councilor Bushee]*
- m) CONSIDERATION OF RESOLUTION NO. 2013-77 (COUNCILOR BUSHEE, COUNCILOR TRUJILLO AND COUNCILOR RIVERA). A RESOLUTION DIRECTING CITY OF SANTA FE PUBLIC SAFETY STAFF TO DEVELOP A PUBLIC SAFETY APPRENTICESHIP PROGRAM THAT WILL BENEFIT RESIDENTS OF SANTA FE AND DIRECTING THE CITY MANAGER TO EXPLORE THE OPTIONS FOR ESTABLISHING APPRENTICESHIP PROGRAMS IN OTHER AREAS OF THE CITY. (FIRE CHIEF LITZENBERG AND POLICE CHIEF RAE)
- n) CONSIDERATION OF RESOLUTION NO. 2013-78 (COUNCILOR CALVERT AND COUNCILOR BUSHEE). A RESOLUTION AUTHORIZING AND SUPPORTING THE SUBMITTAL OF THE CITY'S PROJECT APPLICATIONS TO THE SANTA FE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING UNDER THE FEDERAL FISCAL YEAR 2014/2015 TRANSPORTATION ALTERNATIVES PROGRAM FOR PEDESTRIAN ENHANCEMENTS TO CERRO GORDO ROAD AND THE SANTA FE RIVER TRAIL. (DESIRAE LUJAN)
- o) REQUEST FOR APPROVAL OF EXEMPT PROCUREMENT AND SERVICE AGREEMENT – MAINTENANCE AND REPAIR SERVICES FOR CITY OF SANTA FE LAND MOBILE RADIO SYSTEM; MOTOROLA SOLUTIONS. (THOMAS WILLIAMS)
- p) REQUEST FOR APPROVAL OF PROPOSED CHANGES TO CITY OF SANTA FE PURCHASING MANUAL – 2013 NEW MEXICO LEGISLATURE AMENDMENTS TO THE NEW MEXICO PROCUREMENT CODE. (ROBERT RODARTE)
- q) *[Removed for discussion by Councilor Bushee]*
- r) REQUEST FOR APPROVAL OF FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR CASE #2013-25, RANCHO SIRINGO RESIDENCES GENERAL PLAN AMENDMENT, AND CASE #2013-26, RANCHO SIRINGO RESIDENCES REZONING TO R-9. (KELLEY BRENNAN)

- s) **QUARTERLY STAFF REPORT ON IPRA REQUESTS AND RESPONSES PURSUANT TO RESOLUTION 2012-49. (BERNADETTE ROMERO)**
- t) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON SEPTEMBER 11, 2013:**

BILL NO. 2013-31: AN ORDINANCE AMENDING SECTION 9-1.3 SFCC 1987, TO INCLUDE PRECINCT 89 IN DISTRICT 3 AND MAKING SUCH OTHER GRAMMATICAL AND STYLISTIC CHANGES AS ARE NECESSARY (MAYOR COSS). (YOLANDA VIGIL).
- u) **REQUEST FOR APPROVAL OF GRANT AWARD AND AGREEMENT – DEVELOP PLAN FOR BUCKMAN MX TRACK PROJECT AT LA TIERRA TRAILS AREA; NEW MEXICO DEPARTMENT OF GAME AND FISH. (DAVID CHAPMAN)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.**

8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – JULY 31, 2013

MOTION: Councilor Calvert moved, seconded by Councilor Wurzbarger, to approve the minutes of the Regular City Council meeting of July 31, 2013, as presented.

VOTE: The motion was approved on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger voting for the motion and none against.

9. PRESENTATIONS

- a) **EMPLOYEE OF THE MONTH FOR AUGUST 2013 – JASON JARAMILLO, FIRE DEPARTMENT SERVICE WORKER.**

Mayor Coss read the letter of nomination and presented Mr. Jaramillo with a plaque and a check for \$100 from the Employee Benefit Committee.

Mr. Jaramillo thanked the Mayor and his coworkers for the award and for getting him the right training.

- b) **FORE KIDS GOLF TOURNAMENT COMMITTEE PRESENTATION. (MOLLY HARRIS-WHITTED.)**

Molly Whitted gave a brief overview of the Fore Kids Golf Tournament, saying this was the idea of former Councilor Peso Chavez. Ms. Whitted presented the City with a check in the amount of \$7,026.37 from this year's tournament. She said this money goes into an account for deserving youth to participate in various activities at the GCCC, soccer league and such. She said over 15 years, the tournament has

raised \$154,987 for the youth in the community, and 35,069 young people have used the money. She invited everyone to join them for the tournament.

**c) SIX MONTH SUMMARY OF PROGRESS OF THE EXPANDED WELLNESS PROGRAM.
(SUE PERRY)**

Sue Perry said the Program was approved one year ago in August, effective January 2013, noting there will be a one-year report in January 2014. She said 34% of the employees are participating in the program. She said this benefit is a way to encourage people to become more active as well as providing real health benefits in terms of the initial screening. She said the response has exceeded our goals, noting that 27% of employees and their families are participating.

Ms. Perry reported on participation in the other parts of the program, including 10 back care clinics with a total of 68 employees. There were 10 stress workshops with 111 people participating, noting she needs to do more with that. She said biometric screenings are one of the best ways to have people be alert to their blood pressure. She said 238 employees and family members have gone through the biometric screenings. They are doing a pilot program on diabetes education, and will be doing it again next year. As of last week, 202 employees have their free recreation membership, with 459 employees and family members participating. Ms. Perry talked about some of the other things they have done, including healthy snacks, care-giver training and such, noting they are working to reduce emergency room over-use.

Councilor Dominguez thanked Ms. Perry for her work and the employees participating in the programs, and said we need to continue to encourage everyone to participate. He said the reason we did this was, among other reasons, because health care costs are increasing. He asked if she is preparing to present data so we can keep health care costs down.

Ms. Perry said yes, noting Aon and United Health Care have been tracking and reporting and will provide an annual report in December 2013, commenting hopefully we will see a change in the emergency room visit costs.

Councilor Dominguez asked when she will have information from United Health Care to start to determine the impact on costs, and have we analyzed how Obamacare will impact health care.

Ms. Perry said Aon is looking at that, noting no one knows exactly what is going to happen, and her intent is to have something for the Governing Body in January 2014.

Councilor Bushee is glad to see participation increasing.

Ms. Perry said they will send out the next wave of flyers to remind everyone this is an ongoing benefit. She said people will need to start renewing participation in 2013, and she is putting out that information and the necessary forms.

Councilor Bushee asked if people will be eligible for the financial incentive this year.

Ms. Perry said that is another discussion, in terms of moving to the next level, that needs to happen with the new City Manager and Finance Director. She wants to schedule a meeting to discuss this.

Councilor Bushee said she took the initial test, and found it interesting. She is glad to hear the numbers, and commented perhaps the incentives will increase participation as well as a general interest in health concerns.

Councilor Ives said he is pleased to hear the participation numbers. He believes we will see some reduction in some of the expense categories as the result of the proactive work done by the Wellness Program. He said a gentleman named Jeff Spect has been in town, noting he is a national expert on walkable cities, and has made presentations. He hopes this City will promote more walkability and play into the efforts of the Wellness Program, and he looks forward to working with them.

Councilor Wurzbarger said she attended the presentation referenced by Councilor Ives, and was impressed with the national statistics on simply walking. She wants to participate a program of providing fresh food.

Ms. Perry said she did speak with the person who wants to do this. She said she is waiting to see how her first site goes with Christus St. Vincents, to see if it is a feasible thing to do, so she will be following up.

Mayor Coss thanked Ms. Perry for her work.

d) CLIMATE CHANGE/INCREASED FIRE RISK IN LOCAL MOUNTAINS. (DR. CRAIG ALLEN)

A copy of a power point presentation prepared by Dr. Allen, is incorporated herewith to these minutes as Exhibit "1."

Dr. Craig Allen presented information via power point. Please see Exhibit "1" for the specifics of this presentation.

Dr. Craig talked about climate change and increased fire risk in the local mountains, in terms of the economic ramifications. He gave a presentation on the history of fire in the local mountains. He talked about the impact of the western expansion and the arrival of the railroad in the area.

Dr. Craig talked about the buildup of fire fuels in the forest over the last century. He noted the worst single year for tree growth in the region was 2002 because of the temperature increases.

Dr. Craig talked about the gradual warming of the Southwest in relation to the variability of temperature and precipitation, noting the temperature has increased remarkably. He said, if the climate models are correct, the temperatures are going to rise significantly in this century and by the 2050s the average level of forest drought stress in this region is projected to be beyond the worst years of the worst drought in the past 1,000 years. He said we are seeing this in terms of tree mortality and fires.

Dr. Allen presented information on the increase in forest fires, intensity and frequency of fires and tree killing fires in the local forests. He talked about the impact of fires on the watersheds, and the subsequent flooding from the burned landscapes.

Dr. Allen said we have some ability to deal with the issues, and he would urge the City to think about the social and economic effects of this on Santa Fe.

Mayor Coss asked Dr. Allen for a copy of his power point presentation.

Councilor Wurzbarger asked if there is an estimate of the cost to move up the mountains and work on the upper watershed.

Dr. Allen said in the mid-2000's an assessment was done on the Espanola Ranger District by the Forest Services. And, in combination with some colleagues at the University of Arizona, put together a proposal for the collaborative forest restoration project to secure funding to do work. They received the funding in 2006 for implementation in 2007 for an 1,800 acre area which was a good start. He said at the initial public hearing, there was some pushback from members of the public and derailed it on the agency side. He reiterated that it is a question of ignition on the right day. He said there are cost estimates and that information is available from the Forest Service.

Mayor Coss asked if the cost remains about \$7,000 an acre, which is the cost for what the Forest Service is doing.

Responding to Councilor Bushee, Dr. Allen said they have done a good job in the lower portion of the municipal watershed. He said the non-wilderness portion has been treated, noting they still are finishing the process of burning the piles, reducing the hazard. He said the whole watershed is about 16,000 acres, so about 8,000 acres has been treated.

Councilor Bushee said she feels the City has tried to be responsible for our back yard, but the thought of a fire in the watershed is terrifying.

Dr. Allen said he would think the business community would be supportive of any of these measures because of the economics and the multiplier effect. He said the forests grew and over-shot the amount of biomass and density of forest on the landscape during the wet period, after a century of unnatural fire suppression. He said the excess is being squeezed out of the system now that we are in a warmer and drier period.

Councilor Bushee said she would like Dr. Allen's contact information.

Councilor Calvert thanked Dr. Allen for the presentation, which he said grew out of a conversation in the neighborhood. He said our watershed shares a ridge with the adjacent watershed which hasn't been treated at all. He said the watershed is the starting point to go hiking. He said we should take note of this and engage with the Forest Service and become the "squeaky wheel" to get something done on the other side of the ridge.

Councilor Wurzbarger asked the Mayor to ask the Forest Service to come to talk with us about what plans they have. She would like to get resources now for prevention, rather than seeking funds after the fact.

Councilor Rivera asked if thinning is still the best method for clearing the thick forested areas.

Dr. Allen said it is a combination of thinning and managed fire to reduce those fuel loads, and to continue to maintain it.

Councilor Rivera said there are a lot of slash piles in the lower watershed, and asked if the method is to create a lot of piles and then burn them.

Dr. Allen said yes, but there is a risk during the time the piles are there, noting there is an urgency to get the piles removed one way or another.

Councilor Rivera said the Forest Service can make decision on national forest land about where to thin the forest.

Dr. Allen said yes, but they are highly constrained by lack of resources.

Councilor Rivera asked if municipalities and counties have the authority to thin areas which are owned by the City or the County, and Dr. Allen said yes.

Councilor Rivera said there is a lot of City owned property on Hyde Park Road in the area being discussed which we could look at thinning if we could come up with the funding.

Dr. Allen said the best way to do these things is collaboratively, involving all of the stakeholders. He said a large project has begun in the Jemez. He said the City should talk about this to Laura McCarthy, at the Nature Conservancy.

Responding to Councilor Rivera, Dr. Allen said thinning makes the forest healthier and restores a more sustainable density of plants.

Councilor Rivera asked Chief Snyder if the Fire Department still has a Wildland Urban Interface Specialist.

Chief Snyder said there are two.

Councilor River asked if the City would like to undertake on its property, if the Fire crew could take care of it.

Chief Snyder said yes, noting using the crew for a fuels team would be perfect. He said the crew loves this kind of thing, noting they also do wildland urban interface assessments for homes and doing thinning projects.

Councilor Rivera asked if he has numbers on the economic impact a fire has had on a community.

Chief Snyder said no, but any catastrophic event could be devastating, and it would depend on where it hit.

Mayor Coss thanked Dr. Allen for his presentation, and charged the City Manager and Fire Chief with moving on the next steps on information and how we should be working with the federal government.

CONSENT CALENDAR DISCUSSION

12(c) REQUEST FOR APPROVAL OF BUDGET ADJUSTMENT – TRANSFER OF FUNDS FROM CASH BALANCE INTO CIP CONVENTION CENTER FOR RELOCATION OF ARTS COMMISSION TO SANTA FE COMMUNITY CONVENTION CENTER. (CHIP LILIENTHAL)

Councilor Bushee asked if there wasn't sufficient space at the Railyard for these 3 positions – what is the rationale.

Mr. Pino said they did not have enough funds at the Market Station to accommodate another 100 sq. ft. He said there is under-utilized space at the Convention Center that can be converted fairly cheaply. He said they have been working on a \$1.4 million budget at the Market Station and "we are literally down to looking for coins in the couch."

Councilor Bushee asked how many people will be moved.

Mr. Pino said everyone from the federal building will be moving, noting these 3 people currently are housed at the federal building. He said there is plenty of room at Market Station, but there isn't any money to add more office space.

Councilor Bushee said then you are saying the funds from the Convention Center cannot be used for 3 more desks at the Railyard, and Mr. Pino said this is correct.

Councilor Bushee asked the cost to add the space for the 3 people at the Railyard, saying it seems like that would be more cost effective.

Mr. Pino said the cost at the Convention Center is \$100,000, at \$55 per square foot. He said the cost at the Market Station is about \$70 per square foot for a like amount of space. He said staff was given direction to stick to \$1.4 million and not a penny more.

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

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: Councilor Bushee.

**12(f) REQUEST FOR APPROVAL OF MEMORANDUM OF AGREEMENT – FY 2013/2014
SANTA FE TRAILS RIDEFINDERS PROGRAM; NEW MEXICO DEPARTMENT OF
TRANSPORTATION. (JON BULTHUIS)**

Councilor Trujillo said he removed this item is to say he works for the New Mexico Department of Transportation, but he doesn't work on the part that does this program, and therefore there he has no conflict.

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

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

**12(l) REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES
AGREEMENT – THE VELOCITY PROJECT – BUSINESS DEVELOPMENT SERVICES
ON BEHALF OF ECONOMIC DEVELOPMENT; THE MVM GROUP. (KATE NOBLE)**

A copy of *The Velocity Project (TVP) Pilot Project Fall 2012-Spring 2013*, entered for the record by Kate Noble, is incorporated herewith to these minutes as Exhibit "2."

Councilor Bushee said she just got the information from Ms. Noble. She said she wouldn't mind having another discussion on this. She asked Ms. Noble if there are going to be 10 or 12.

Responding to Councilor Bushee, Ms. Noble said she is unsure exactly what has changed, but she clarified, for example on ReUnity, that it was 2 Founders and 1 employee rather than 3.

Ms. Noble reviewed the changes, noting they are highlighted in the handout. Please see Exhibit "2" for specifics of this presentation.

Councilor Bushee asked how the majority of the initial 7 businesses came to her.

Ms. Noble said they did outreach through social media, through existing business organizations, the Chamber, the Incubator, so it would be hard to say exactly where the 25 applications originated.

Councilor Bushee asked Ms. Noble how she chose the Velocity Model.

Ms. Noble said accelerators have been done in other places, and the RFP was for an entrepreneurial fellowship program. They looked at a number of different models, but designed one for Santa Fe. She said most velocity programs are exclusively focused at technology companies. She said they like technology, but everyone is chasing technology. They wanted to develop a program that would work for the businesses "that we postulated," and the initial 7 sort of bore that out, and would be from Santa Fe – design, food, green businesses in particular. The selection process for the 7 was done by a group of entrepreneurs and experts which would benefit Santa Fe. She said everyone was surprised we ended up with such a diverse and somewhat balanced portfolio of different types of businesses.

Councilor Bushee asked about technology transfer, noting because we have the labs here, her experience is that is generally what is generated. She said she is still interested in how we are going to measure the results and how long that would take, noting this is doubling the amount of money, but not doubling the number of businesses to be coached. She has yet to see the specifics of the measurements. She said this is replacing the Complex about which she had heartburn during the time we were paying for a very expensive building with not a lot of results.

Councilor Bushee asked Ms. Noble if she is satisfied with the two part time hired, one full time hired, one part time hired – the results so far that she has been able to quantify. Does she expect to continue with these businesses and offer support, and to see more multiplier effects in supporting these existing businesses and the new businesses, and will it be only 10 or will it be 12, because that's not doubling the amount of businesses.

Ms. Noble said, "Yes."

Mayor Coss said the question is about measurements.

Ms. Noble said she was going to start with measurements.

Councilor Bushee said she wants to know how we can get more for our money – we had 7, can we get 14.

Ms. Noble said, "I think the idea of saying 10 to 12, that to some extent we leave it... and we found this with BisMix as well as the Velocity project, that there's often a natural break, so you see that these businesses are at a good level, and then with any scoring it's like it drops substantially and you go from the

A's to the C's, let's say, if we're talking about [inaudible]. So we wanted to allow for that natural break, rather than presuppose a precise number of 12, let's say. I would hope there would be 12, rather than 10."

Ms. Noble continued, "On the measurements. And the reason that this contract is more than double, even though it's not double the companies, is partly because it includes the full year tracking of these 7 businesses, or we're down to 6. And, so, including their revenue and their job creation, those are the two important measures. We also want to look at some..."

Councilor Bushee asked who does the tracking.

Ms. Noble said, "The MVM Group. That is part of the contract and that is part of the reason that the contract amount has increased so much."

Ms. Noble continued, "The other piece is the coaching, and so to increase the amount of coaching for these companies, let's say 6 or 7, is many more hours. And to do that for 1-2-3, or twice as many, is at least twice as much work. And again, on the measurement... two key quantitative things that I see that we're tracking are the jobs created and the revenue. We could also look at investment attracted and products developed, for instance, because one of the products, Planit Mapper, may not see revenue any time soon, so we need to look at other things, i.e. when they get their software product out, if they attract investment, that sort of thing. And technology is often like that. You might not see revenue for a long period of time, and then, boom, it's an IPO and it is the boom versus the bust. So those are the primary quantitative things we'll be tracking."

Ms. Noble continued, "We also really want to have the qualitative understanding of the program and how this creates a virtuous cycle of entrepreneurship when these entrepreneurs feel supported by each other, feel celebrated and supported by the community, the City itself obviously included. And they will be going out and engaging the other business development resources, SCORE, the Small Business Development Center. So we are looking really to grow businesses, create a culture of entrepreneurship and a community of entrepreneurs through this program. I would say those are the two primary goals. Not far behind is a third one which is to really integrate some of our business development resources that are decades-old in the models that they're using. They still have a lot of value, but they need ways to be plugged in and coordinated together and understood through the lens of the entrepreneurs of today."

Ms. Noble continued, "So we hope that we do get, in essence, a multiplier effect around entrepreneurship itself. That you start to get ripples as these folks become alumni and ambassadors for the program as new entrepreneurs come in. And it starts to feel, through the demo day, through the boot camp, that it is a really nice, accountable structure that is really intense for a little while. And culminates very intentionally in a demo day where the community is invited in, where we hope these folks will be inviting their community in, to again do that celebration of entrepreneurship."

Ms. Noble continued, "I believe you also asked about my perception of what we're seeing so far. Honestly, having put these numbers together quite quickly today in answering your questions.. I was blown away by how many of them were hired. And I am somewhat, to be completely candid, I am somewhat nervous that in 5 months to put in front of you a document that says we've created 7 jobs, that seems like

too much to me, because it's so soon. And these are early stage companies, these are seedlings. We would want to look at the job creation over a longer period of time to really speak of it with confidence and authority. I'm very pleased that these are these numbers we have. I found myself wondering today if, out of something like the Velocity Project, we might not have, in essence, an acceleration blip, so that might be what you're seeing in front of you today. And, as the year goes on, these businesses might not be able to sustain their part time hires. I don't know at a glance. I'm very please with the numbers, but I have concerns it could be in some way misleading and I want to look. And I think any economic development program in terms of job creation like this should be looked at over a longer period of time."

Councilor Bushee asked about the time frame for tracking.

Ms. Noble said they certainly will have results to reflect a year, and a pretty good understanding if we get to the report that's built into the contract for these businesses in September, of what they did for their 100 day plan which is an important piece. But the standard wisdom is that you would want to look at 3-5 years for those businesses to really develop and to really understand what you're going for.

Councilor Bushee asked in the measurement of the remaining businesses, if they offer ongoing support with this program.

Ms. Noble said the initial contract didn't include that, it was only the boot camp, but this contract is to provide ongoing support, in essence extends that 3½ months that is the 100 day plan. The tracking mechanism, given that they will be tracking them for a year, and they are keeping in touch with them. She said, "And given that we've built the tracking into a year, we're asking them to stay in touch for a year, but that's not necessarily beyond the 100 day plan providing explicit support. In effect, I know it's happening, but contractually that's not there, because to explicitly provide that would get very expensive on an ongoing basis."

Councilor Bushee asked if there is an incentive built in for the businesses to stay in Santa Fe, and asked if they all are in Santa Fe.

Ms. Noble said, "We didn't specify that. That's something, that they were in the Santa Fe. We did not specify that. I believe they all are. We all specified that one of the criteria is the impact to Santa Fe's economy, so that might be, I'm just trying to imagine the situation, that we're creating that flexibility for... Let's say there's a business in Boulder that wants to open in Santa Fe, and puts through a project that is advantage, that might be... I'm just trying to imagine the situation that we're creating that flexibility for. Let's say there's a business in Boulder that wants to open a satellite operation in Santa Fe, that is developing and could be put through the Velocity Project in an advantageous way. That might be acceptable. So we haven't necessarily specified that it be headquartered within the City of Santa Fe, we want it to be impactful. In fact, like I say, everybody is in the City of Santa Fe and we've seen that these are businesses that are deeply rooted and loyal to Santa Fe, but no, we have not created any incentives that they stay for any particular period of time."

[Councilor Bushee's remarks here are inaudible]

Responding to Councilor Bushee, Ms. Noble said, "There are interesting businesses out there that might employ people in Santa Fe, or if we've been looking at, the reverse version of Back Road Pizza that started out there and then moved into Second Street, my sense would be... and partly also our policy document that guides economic development specifies Santa Fe County more as the area that we look at. We have also seen, as part of the economic development strategy that has been honed over the years that culminated in the RFP that became this program in 2012, there is something that keeps rising up, which is how we recruit businesses. One of the hopes, I think, behind this is that it might actually become a recruitment mechanism. In Boulder, TechStars, which is one of the most developed and famous accelerators in the country has become a magnet for entrepreneurs from all over the country. They go to Boulder to be a part of TechStars, and Boulder is actually seeing companies attracted because of that program. So, if this program and becomes successful, I think the hope would be that it might even be a magnet for companies to relocate here to be part of the program, because the program is rooted here."

Councilor Dominguez said he thinks this kind entrepreneurship program is great. He asked, regarding the timeline, then these people will then get money and start working and asked if this is correct.

Ms. Noble said that is correct. They will begin working, which includes the reporting on the 7 companies that went through the Velocity Project initially, and then they will look at the next boot camp in early 2014. So, ahead of that, there will be a selection process and that sort of thing.

Councilor Dominguez said one of the selection criteria is the potential to impact Santa Fe's economy, and one of the i.e.'s is job creation. He noticed in the pilot project in Fall 2012/2013, you have all the companies listed and one of them, for example, talks about rehiring a position. He said it wasn't specific to new job creation, it just wasn't that specific. He wants to keep people employed, and rehiring people is better than not hiring them. He said asked if that is job creation or job sustainability.

Ms. Noble said, "That is new job creation, just because the job had gone away and was recreated. Talking about job retention in my mind gets very sticky, in terms of data, and that was why, in this information we worked to separate the founders... we could actually say, if one of the companies shut down, that there was a job loss, so the net job creation was 7, because he's no longer doing that job. And I didn't do that as part of the math, but the job creation should be new job creation, job retention, again it's very difficult because it existed, and maybe it would have gone away, but how do you know if it would have gone away."

Councilor Dominguez said but there wasn't a goal that, if you could expand the people working from 3 to 5, there wasn't anything specific to that.

Ms. Noble said, "There weren't specific goals, but to be impactful on Santa Fe's economy and companies that really could benefit from the coaching, and that's what the judges who selected the class were instructed to look for, those companies who could benefit from the coaching and really do something impactful and be accelerated by the program. So that was certainly what everyone in the room was looking for, it wasn't just oh, this is a nice business that's going to keep plodding along. It was actually explicitly who can grow and could use some coaching and will listen to coaching. Because there may be great businesses out there who would never listen to coaching and not necessarily benefit from being in a

program, and they may be highly successful on their own. But the program is designed to have an effect on the businesses that are engaged in it."

Councilor Dominguez said he wants to follow up on what Councilor Bushee was talking about, which are measures of success. He is glad to see there is a way to measure this, although he believes they could be refined somewhat or explained better. He asked the discussion in terms of goals, noting she talked about the multiplier effect and the potential this kind of activity has. He asked if we have set goals. He said there is some validity to the discussion we had in terms of money given in the past that hasn't resulted in much, perhaps for a little while. He asked what goals have been articulated or expressed, even in this program.

Ms. Noble said, "I come back to the 3 primary goals of the program which is to accelerate the companies that are engaged."

Councilor Dominguez said he read and understands those. He wants to know if those were refined even more, for example, we want you to eventually hire 10 more people. Did it get to that level. He is trying to understand this a little better.

Ms. Noble said, "We have not. This was a pilot project. I think we would want to look at goals in aggregate. In essence, we have said if these small companies create 3-5 jobs apiece that would be hugely successful and they could say on average. And you would also want to have a period of time over which that would be measured. I think we're trying to understand this and this is actually a new model throughout the country, because accelerators are focused on technology companies, those goals often are to attract venture capital investment, and then have an exit, i.e. a sale within 5-7 years. This is a different model, because we have tried to make it for Santa Fe and in essence, I don't like the term bricks and mortar, but lack of a better term, we're looking at more bricks and mortar types of businesses as opposed to technology businesses."

Ms. Noble continued, "What we are trying to do in some sense, and we hope innovative, in that we're designing an accelerator program for the businesses that grow and sustain in ways that are different from technology businesses which move much more quickly. We are looking at the likes of Designs of Erika creating household products and handbags and that sort of thing that could grow and employ 20 people in making these products which are very high quality in Santa Fe, and that would be a real success there, and is a real possibility for that one particular company. Or something like Rain Vessels, and Bob and Nancy are here, to really innovate in water catchment and continue to push that forward, but because the model is very different, there's one in Portland that's a little bit similar, but we haven't set those numeric goals in particular. And I think we're really trying to understand the pace of something like this and the realistic expectations."

Councilor Dominguez said given the history of what we've done in the past with some of the other, and that the goal is to stimulate the economy, create jobs have successful businesses and such, at what point can we start having discussions with you after 100 days. What do you see as a way to allow us to check in and see how things are going.

Ms. Noble said it's not easy and we should all be thinking about how this is done. She said there will be a report forthcoming in September which she will provide to the Council. She said there are built in touch points which we should look for and discuss, and continue to think about and talk to the entrepreneurs as well as the mentors that are involved. She said it isn't just the seedling businesses they're working with, it is also engaging the more seasoned entrepreneurs who are volunteering their time, energy and expertise to be a part of that and create that community. She said having those conversations is important to accurately assess the impact of something like this, and some of the best wisdom is what we see and know from members of the community. She would look at the contract period of 4 years and see what happens.

Councilor Dominguez asked what we are looking at.

Ms. Noble said we could say it was a first year for \$90,000, the second year for \$180,000, and we could think about that for the next two years. She doesn't think we want to shut our eyes and not look at anything four years, noting economic development takes a long time, and we would want to give this kind of program at least 3 years.

Councilor Dominguez asked Ms. Noble when she can bring something substantial back to the Council, and asked if she is saying we have to wait for that amount of time to really determine whether or not it is successful. He is trying to figure out a way to keep these things on the radar with the number of things that are happening so we can continue to support it. He asked Ms. Noble's thoughts in this regard.

Ms. Noble said, "I think we have something substantial in what we learned through the pilot program, and I do think we will have even more of the analysis of what these companies did during their 100 day plan. I think this contract and this next year is a marked improvement on what we had before in terms of measurability and in knowing all the things we learned in the pilot program, knowing how much coaching the companies, being explicit that the coaching continues through the 100 day plan, which we weren't and has happened sort of organically. I think there is substantial information to look at all of those points, by the simple fact that a company grows and job creation does move slowly. To take a very high level view, you would want a longer period of time to let things grow. But again, I do think we should be looking at it at all of these stages, and talking to people. I would encourage everybody to come to demo day if we get to the next one."

Councilor Dominguez said he imagines that the BQL Committee will keep an eye on things and have those discussions.

Councilor Wurzbarger said she would suggest that it would be useful, having spent 45 minutes listening to ourselves and Ms. Noble, it would be very useful, not tonight, to set up a time with Finance and have an opportunity to hear from the perspective of those who have been involved in the program, how it's changed their lives, and their perception of what they can do. She said that could be done in conjunction with the update on the 100 days plans. It would be useful to come to the Business and Quality of Life, as well as to add that perspective to Finance, so we understand the impact of our resources.

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

DISCUSSION: Councilor Rivera said he would like to thank Ms. Noble for doing this project, and from the information she has presented, he already sees it as a successful project. It's off to a great start, it's still in its infancy, and only time will tell if they are truly successful. He said if 4 of the 7 make it, he thinks that is a successful project. He said, "I look at something like Cowboy UP, and seeing it in its infancy, and then walking into Albertson's and seeing people offering a test taste of Cowboy UP, and seeing it in the convenience stores when I go into the Giant. There is a lot of energy being tested. If it going to be successful, I hope so. But we have given them the opportunity and they are creating jobs and creating revenue, and I think it's worthwhile to keep investing in it, and I think it's going to grow and I think it's a worthwhile project. And I see a lot of positive out of it. And thank you for what you've done, and let's keep moving forward."

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

Explaining her vote: Councilor Bushee said, "Yes. And I would like to see, after the 100 days, a report back, and other ways you can think of to support and assist the inaugural businesses as well."

12(q) REQUEST FOR APPROVAL OF FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR CASE #2013-49, APPEAL OF THE MAY 28, 2013 DECISION OF THE HISTORIC DISTRICTS REVIEW BOARD IN CASE #H-13-036, DENYING THE APPLICATION OF SANTA FE DINING, D/B/A ROOFTOP PIZZA, TO CONSTRUCT A TUBULAR STEEL RAMADA WITH A FABRIC ROOF AND WEST SIDE OVER A THIRD FLOOR DECK AT THE REAR OF THE BUILDING AT 60 EAST SAN FRANCISCO STREET IN THE DOWNTOWN AND EASTSIDE HISTORIC DISTRICT. (KELLEY BRENNAN)

Councilor Bushee said she removed this because it says denial, and her memory is that we chose to remand it back to the H-Board. She said she didn't think we would have any Findings of Fact until this came back from the Historic Districts Review Board.

Ms. Brennan said, "It was an appeal from the denial of the H-Board of the application. These are the findings of the Council remanding it to the Board, and the Board will then hear it and have their own findings on the remand."

Councilor Bushee said perhaps she was mistaken, but she thought we bandied back and forth and said a denial, and then asked that it be a remand back to the Historic Districts Review Board.

Councilor Ives said Ms. Brennan is saying the denial was the action of the H-Board.

Councilor Bushee asked when it will come back to us and if the H-Board has heard this again.

Ms. Brennan said, "With luck, it won't come back from the H-Board."

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

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Ives, Councilor Rivera and Councilor Trujillo.

Against: None.

Absent for the vote: Councilor Wurzbarger and Councilor Bushee.

END OF CONSENT CALENDAR DISCUSSION

Mayor Coss then moved briefly to Matters from the Governing Body so Councilor Ives can introduce his legislation before he has to leave.

15. COMMUNICATIONS FROM THE GOVERNING BODY

Councilor Ives introduced the following:

1. A Resolution calling for Santa Fe Municipal Charter Amendments recommended by the Charter Review Commission be placed on the ballot of a special election to be held in conjunction with the regular municipal election on March 4, 2014. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "3."
2. A Resolution calling for public hearings, public comment and adoption of an election resolution for a special election relating to amendments to the Charter of the City of Santa Fe. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "4 ."

Councilor Ives departed the meeting

11. CONSIDERATION AND APPROVAL OF REQUESTED FEE SCHEDULE, PARKING AND SHUTTLE PLAN FOR ZOZOFEST, AUGUST 30, 2013, AND ZOZOBRA, SEPTEMBER 5, 2013; KIWANIS, RAYMOND G. SANDOVAL. (JON BULTHUIS)

A copy of a Memorandum to Lost Revenue, dated August 14, 2013, regarding Zozobra Burning 2013, prepared by Sevastian Gurule, and entered for the record by staff, is incorporated herewith to these minutes as Exhibit "5."

Mr. Bulthuis said there is a Memo in the packet describing a request generated by staff after consultation and meeting with Raymond Sandoval, of the Kiwanis. He said Sev Gurule is passing out a fiscal impact report he put together regarding the request. He said the Kiwanis has partnered with the City for years on this event. He said this year, parking and shuttle related services are beyond what we provided in the past and the reason the request is included in the packet. He said both he and Mr. Gurule will be available for questions following brief remarks by Raymond Sandoval of the Kiwanis.

Raymond Sandoval, Kiwanis, thanked the City for its support of the unique cultural event of Zozobra. He said after last year's debacle they took a comprehensive look at everything. He said one of the things they found from residents north of the event is that people were parking all along Artist Road and on the Old Taos Highway. This was causing congestion as well as people going on private property and leaving all kinds of trash. He said also, people were barbecuing along the road with open fires halfway into a Chamisa bush, which is a potential fire hazard.

Mr. Sandoval said after conversations with the residents in the area, they will be displacing locals who have been parking on Artist Road and along Old Taos Highway. He said our advertising has worked, noting 10,000 visitors daily to the website, 300 calls to the 800 number – the advertising is working in a good way in interest from out of town people. He noted 12 people are coming from Australia, 24 from Los Angeles and another group from New York, all of whom will be staying for the entire weekend.

Mr. Sandoval said two things are happening, we are displacing locals who are used to parking along those roads, and secondly we are inviting a lot of people to come in. So they want to be pro-active. He said the map in the Committee packets show where they will be putting no parking signs. He said this is a public safety issue as well as economic point.

Councilor Dominguez said then the areas in purple on the map are where the Kiwanis will be placing no parking signs.

Mr. Sandoval said this is correct. He said they will put them out on Tuesday, and they will be monitoring those, noting he has spoken with the private security as well as the local police. He said we have to give the residents a place to park and an easier way to get to Zozobra. He said if we do a systematic and logical approach and spread it over the downtown area, hopefully people will come in and eat in the restaurants.

Councilor Dominguez said he didn't think you could see the park from Artist Road.

Mr. Sandoval said there is a great view at the corner of Prince and Artist Road, noting 2,000 to 3,000 people liked up there.

Mr. Sandoval said they know they tax the City's resources during Zozobra, and by keeping people out of those places, it is easier for emergency responders to respond.

Councilor Calvert expressed appreciation for the thought that has gone into the plan, and to the consideration for residents around the Park.

MOTION: Councilor Calvert moved, seconded by Councilor Bushee, to approve this request, with direction to staff to come back with a wrap-up analysis of how this plan worked.

DISCUSSION: Councilor Wurzbarger asked where the shuttle will originate.

Mr. Sandoval said all of the parking facilities around the "Paseo Ring" will be open. He said the people at DeVargas Mall asked to be left off the shuttle route and they will deal with the people that normally park at De Vargas Mall, noting there will be volunteers to pick up trash at DeVargas. He said this is an opportunity to keep the City and State parking structures open later. He said the shuttle will start at the Sheridan Transit Center and will run in a loop. He said Sheridan will be the drop-off. He said the Key Clubs will be directing people getting off the buses which will help in crowd control.

Councilor Bushee thanked Mr. Sandoval for talking with the neighbors and taking their concerns into account, and for being pro-active this year.

Mayor Coss thanked Mr. Sandoval and the members of Kiwanis for this plan, commenting, "This may be the best Zozobra yet."

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

Absent for the vote: Councilor Ives.

Explaining her vote: Councilor Bushee said, "Yes. But can we also have Ray, before he leaves, clarify that Zozobra will be shown on what TV station. Mr. Sandoval said it will be shown on Channel 28 the public access channel."

Explaining his vote: Councilor Dominguez said, "I appreciate the work that you've done to make some improvements. You definitely see the rebranding of the event and the organization and everything else, so I certainly appreciate that. And I vote yes."

Councilor Trujillo said the Kiwanis kindly donated the scoreboard at Ft. Marcy, and he would like staff to contact Kiwanis, get their logo and put that on the signs, acknowledging that the signs were donated by the Kiwanis.

Mayor Coss moved Items #12 through #15 to the end of the evening Agenda

END OF AFTERNOON SESSION AT 7:15 P.M.

EVENING SESSION

A. CALL TO ORDER AND ROLL CALL

The Evening Session was called to order by Mayor David Coss, at approximately 7:15 p.m. Following the Pledge of Allegiance, salute to the New Mexico Flag, and Invocation, Roll Call indicated the presence of a quorum as follows:

Members Present

Mayor David Coss
Councilor Rebecca Wurzbarger, Mayor Pro-Tem
Councilor Patti J. Bushee
Councilor Christopher Calvert
Councilor Bill Dimas
Councilor Carmichael A. Dominguez
Councilor Christopher M. Rivera
Councilor Ronald S. Trujillo

Members Excused

Councilor Peter N. Ives

Others Attending

Brian K. Snyder, City Manager
Geno Zamora, City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

F. PETITIONS FROM THE FLOOR

Mayor Coss gave each person two minutes to petition the Governing Body.

Stefanie Beninato, P.O. Box [inaudible] said she has two things to discuss. One is the misrepresentations by the City's Texas insurers, and by the Assistant City Attorney Kelley Brennan who told her the City can't compensate her for her flood because it was an Act of God. In fact, the City and any individual person can be a joint tortfeasor with God, meaning if you are direct and proximately responsible for some of the injury to my property, such as having a storm drain that is inadequate, in fact the City could be liable, when the attorney is ethically bound to be honest, is not. Secondly, she is here to talk about urban gardens. She said the biggest issue for her is water, and using potable water to spray down the plaza as well as watering parks after 10:00 a.m. She asked why we need farms in the City when we have so many people engaged in farming in rural areas, and come to the Farmer's Market. She doesn't think people who sell produce at \$5 a pound are really helping the community, except for their own pocket.

David McQuarie, 2997 Calle Cerrado, said he wants to talk about accountability for monies spent or proposed to be spent. He said there is about \$700,000 floating around that needs to be accounted for, specifically monies used for bollard mitigation. He said there is a letter from DOT, Washington, to the City giving the City 90 days to respond to curb ramps and bus stops. He said there is a bill in for buses to modify the stations and put out new shelters. He said a bus stop sign is mandatory. He said he wants an accounting for the \$700,000. He said there was a partial report from the ADA Coordinator. [inaudible] He wants a report on this and he wants it to be public.

Susan Turner said the resolution for urban farming and farm stands has now been commingled with the operation and the life of Gaia Gardens. She feels this is due to the timing of the Resolution and the publicity related to the Gardens' non-compliance issues. She said the public and some City staff are confused. She is asking the Council to consider voting no on the Resolution, and instead to form a task force with members from various organizations such as the Community Gardens, Master Gardeners, Farmers Market, Neighborhood Network, Santa Fe Watershed, and Extension Office to name a few. She said you could direct the task force to define all the terms, report on models of urban farming in other cities like ours, outline the advantages and disadvantages of the various models and the success rate of the models. She said a lot of research needs to be done to put us on the same page so we can work together. She said any changes in the Code in the area relating to domicile and property rights needs to originate from the community itself. She said if you proceed with the Resolution, there will be only two public meetings to express their views, and this isn't enough time for public input. The Resolution has too many political footprints on it. She asked the Council to consider asking organizations and interested citizens in this spirit to take the lead.

Susan Davies, member of Concerned Citizens for Sustainability, said she is concerned that the reality of urban farming has not been completely considered. She said if the Code is changed to include urban farming. Some City department will be responsible for making inspections, certifications, permits, training and education and much more. The City will need to regulate pesticides, herbicides, grading, watershed issues and more, the employees work issues, boundary issues. She said many cities across the nation are discovering they don't have the staff or resources to regulate these commercial farms in the City. She asked how this City is planning to do this, and if you are thinking ahead. She suggested you focus on the legitimate gardens and keep on developing farms.

G. APPOINTMENTS

Library Board

Mayor Coss made the following appointments to the Library Board:

Grace Brill – Reappointment – term ending 07/2016;
Luis Hernandez – Reappointment – term ending 07/2016;
Rebecca A. Allahyari (County) – term ending 07/2016; and
Jose M. Sanchez (County) – term ending 07/2016.

MOTION: Councilor Calvert moved, seconded by Councilor Dimas, to approve these appointments.

VOTE: The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Rivera, Trujillo and Wurzbarger voting in favor of the motion and none voting against.

Historic Districts Review Board

Mayor Coss made the following appointment to the Historic Districts Review Board:

Bonifacio Armijo (Construction Industry) – to fill unexpired term ending 01/2015.

MOTION: Councilor Calvert moved, seconded by Councilor Dimas, to approve this appointment.

VOTE: The motion was approved unanimously on a voice vote with Councilors Bushee, Calvert, Dimas, Dominguez, Rivera, Trujillo and Wurzbarger voting in favor of the motion and none voting against.

H. PUBLIC HEARINGS

- 1) **CONSIDERATION OF RESOLUTION NO. 2013- ____ (COUNCILOR RIVERA, COUNCILOR CALVERT, COUNCILOR BUSHEE, COUNCILOR IVES, COUNCILOR DIMAS, COUNCILOR TRUJILLO, COUNCILOR DOMINGUEZ AND COUNCILOR WURZBURGER). A RESOLUTION PROCLAIMING SEVERE OR EXTREME DROUGHT CONDITIONS IN THE CITY OF SANTA FE AND RESTRICTING THE SALE OR USE OF FIREWORKS WITHIN THE CITY OF SANTA FE AND PROHIBITING OTHER FIRE HAZARD ACTIVITIES. (FIRE MARSHAL REYNALDO GONZALES) (Postponed at July 10, 2013 City Council Meeting)**

This item is postponed to the Council meeting of September 25, 2013.

- 2) **REQUEST FROM JOE WADE FINE ART FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE DISPENSING/CONSUMPTION OF WINE AT JOE WADE FINE ART, 102 EAST WATER STREET, WHICH IS WITHIN 300 FEET OF THE CHURCH OF ANTIOCH AT SANTA FE, 207 OLD SANTA FE TRAIL. THE REQUEST IS FOR THE FOLLOWING EVENTS:**
- a) **August 16, 2013 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show**
 - b) **August 30, 2013 (5:00 p.m. to 7:00 p.m.) Roger Williams Solo Exhibition**
 - c) **October 4, 2013 (5:00 p.m. to 7:00 p.m.) Manfred Rapp Solo Exhibition**
- (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting there is a letter of support for these events in the packet from The Most Rev. Daniel P. Dangaran, Pastor and Bishop, the Church of Antioch at Santa Fe.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Calvert moved, seconded by Councilor Trujillo, to grant the waiver of the 300 foot location restriction and to allow the dispensing/consumption of wine at Joe Wade Fine Art for the following events: August 16, 2013 (5:00 p.m. to 7:00 p.m.) Annual Indian Market Show; August 30, 2013 (5:00 to 7:00 p.m.) Robert Williams Solo Exhibition; and October 4, 2013 (5:00 p.m. to 7:00 p.m.) Manfred Rapp Solo Exhibition.

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

- 3) **REQUEST FROM THEATER GROTTESCO FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE DISPENSING/CONSUMPTION OF BEER AND WINE AT JACKALOPE, 2810 CERRILLOS ROAD, WHICH IS WITHIN 300 FEET OF SANTA FE CHRISTIAN FELLOWSHIP CHURCH, 2860 CERRILLOS ROAD #5. THE REQUEST IS FOR A FUNDRAISER TO BE HELD ON AUGUST 24, 2013 FROM 5:00 P.M. TO 8:00 P.M. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting there is a letter from Pastor Jesse D. Morales, Pastor, Santa Fe Christian Fellowship Church, saying they give their consent to this request.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Bushee moved, seconded by Councilor Calvert, to grant the waiver of the 300 foot location restriction and allow the dispensing/consumption of beer and wine at Jackalope, 2820 Cerrillos Road, for a fundraiser to be held on August 24, 2013, from 5:00 p.m. to 8:00 p.m.

VOTE: The motion was approved on the following Roll Call vote:

For: Councilor Bushee, Councilor Calvert, Councilor Dimas, Councilor Dominguez, Councilor Rivera, Councilor Trujillo and Councilor Wurzbarger.

Against: None.

12. MATTERS FROM THE CITY MANAGER

There were no matters from the City Manager.

13. MATTERS FROM THE CITY ATTORNEY

There were no matters from the City Attorney.

14. MATTERS FROM THE CITY CLERK

Ms. Vigil said she will be releasing candidate packets on September 3, 2013, beginning at 8:00 a.m.

15. COMMUNICATIONS FROM THE GOVERNING BODY

A copy of "Bills and Resolutions scheduled for introduction by members of the Governing Body," for the Council meeting of , is incorporated herewith to these minutes as Exhibit "6."

Councilor Dominguez

Councilor Dominguez said they are ready to start the Airport Road Landscaping Project, noting Jody does the orange barrel report, and would like for her to include that project in the report. He would like a schedule for that Project as well.

Councilor Dominguez thanked Brian Snyder and staff for working with [inaudible] Wolfe and the Sidewalk Angels, a program they are starting in Tierra Contenta which is being drive, organized and implemented by the constituency to help the City and the community in maintaining some of the walkways in Tierra Contenta. He thanked Councilor Rivera for his support in this regard as well. He said they will be helping primarily the elderly and those who don't have the resources to maintain those rights of ways. He said it is a brand new program, and hopes it grows and expands.

Councilor Dominguez said yesterday he met with a group of young men from YouthWorks. He said he would encourage the other members of the Governing Body to continue to meet with those young men, because they tell stories we don't always want to talk about or to admit. He said Mayor Coss has done a lot of work with YouthWorks. He said this group of kids really needs our support and our help. He said this is part of the listening sessions he will be having as part of the upper road initiative. It is the first in a series of listening sessions he will have. He said he was totally and utterly amazed by the stories they had to tell.

Councilor Trujillo

Councilor Trujillo asked Mr. Snyder to let the Parks Department know about the reseeding that portion of the outfield at Herb Martinez Park, commenting he is glad to see the upgrade there.

Councilor Trujillo said he has been approached by many of our City workers that they are putting in a lot of overtime. He asked if the City is not hiring. He asked if we are filling vacancies in a timely manner and not holding onto positions for 4-6 months. He wants to make sure if there is a vacancy and it's budgeted, that it is filled.

Mr. Snyder said they are filling positions after an evaluation of the need for that position, noting H.R. is working to reduce the time frame for filling positions.

Councilor Bushee

Councilor Bushee said it was a great Spanish Market and thanked everybody involved for making that work well this year.

Councilor Bushee thanked the staff for their involvement on the St. Catherine's hearing, and the positive outcome. She said presumably it will be appealed, and in the meantime she would like the City Manager to keep the Councilors from District 1 apprised about the cleanup efforts and any security measures. She continues to hear from the neighborhood about activity there.

Councilor Bushee said she is waiting to hear from the City Manager on the Ft. Marcy railing issue.

Mr. Snyder said an email was sent this afternoon to the person who had inquired about that, and Councilor Bushee was sent a copy. He said it is an \$11,000 investment, and believes that can be done with existing funds. He hopes to get the railing up within the next 2-3 weeks.

Councilor Bushee said she would like the schedule for the Charter questions for the ballot.

Councilor Bushee said she would like to know when we will have some progress reports on busking.

Mr. Zamora said, "In tonight's resolution introductions related to the Charter, you have one Resolution that directs a Charter election to be part of the General Election. And two other Resolutions, regarding creating a special election to be held at the same time and on the same ballot as the Regular Election, a very subtle difference and an imperceivable difference to the voters on election day. However, it does come with alternate deadlines. The deadlines and schedule we presented at the last Council meeting, with hearing this and adopting at the last August meeting, with a fallback date at the latest, September 11, 2013. That is to get everything on the General Election under General Election timeframes."

Mr. Zamora continued, "If you place it as a Special Election held on the same day, oddly enough, you have different timeframes and that will extend you into November. I think sponsors of all the Resolutions can consider whether they want to go on the shorter schedule or the longer schedule, either way, it would put the election on the same day. The benefit of course of a longer schedule, is more opportunity for public input and discussion. The benefit of the shorter time frame is really acknowledging that a Charter Commission has met for 8 months, provided recommendations and that you can go forward that much faster."

Councilor Bushee said, "I thought it was Yolanda's need to have the questions translated into Spanish for the ballot, then I heard a date of October of some sort."

Mr. Zamora said, "One other clarification to complete my answer, and then I'll hand it over to Yolanda. There is a difference in cost in that if you publish one general election announcement which needs to be published and translated by October, according to our Ordinance..."

Councilor Bushee asked if that is mid-October.

Mr. Zamora said, "Right. And so you would have two publication costs. One for publishing the General Election and the second for publishing or announcing the Special Election. You won't have any different costs on election day, but there will be different initial costs on the front end."

Councilor Bushee asked the costs if it is a special election.

Ms. Vigil said it would be the publication cost of the Election Resolution. She said typically, each publication would cost about \$700. The regular publications will publish twice, whereas it is necessary to publish four times for a Special Election, so it would be 6 times \$700. The additional costs would be 4 times \$700 or \$2,800.

Councilor Bushee asked the reason for the distinction, saying, "I've never heard of us using a special election on the general election."

Mr. Zamora said, "Actually, two years ago we used a special election at the general election. All of the bonds were a special election on the same ballot as the general election."

Councilor Bushee asked if they are placed differently on the ballot.

Ms. Vigil said, "No, they will be on the same ballot. It's just that you will adopt them separately by Resolution. So the election Resolution to be adopted at the first meeting in October will just contain the positions to be elected – the Mayor's position and the different Councilors. Then, if you went with the special election, that Resolution would contain all of the Charter amendment questions. Both of them have the voting information, polling places, precincts the Districts, and both will have to be in English and in Spanish."

Councilor Bushee asked, "How does that buy you more time. I know you had expressed concerns that you needed time to translate, by November what."

Ms. Vigil said, "I don't have that schedule in front of me. Why it buys more time, is because in a special election, you have more time to call for the election, but you have a shorter timeframe. That is State law. The Special Election is in our Ordinances, and we actually moved up the deadline for adopting the Election Resolution for the regular election. So you do have a timeframe in there that is a little bit longer."

Councilor Bushee asked, "On the busking question, do I have someone that has any updates for me at any point where we are at."

Mr. Snyder said, "We expect that we will have a draft Ordinance drafted sometime next week. Zach Shandler is going to be drafting that for introduction at the next Council meeting."

Councilor Bushee would like a copy as soon as Mr. Shandler has a draft. She asked if he has been working with the Police Department on that.

Mr. Snyder said Mr. Shandler has been working with the Police Department, Constituent Services, Mr. Zamora and himself. He said they will be reviewing that early next week, and once they are comfortable with it, a draft will be released.

Councilor Bushee said, "Please have him get hold of me, I don't know what direction he's taking things."

Councilor Calvert

Councilor Calvert introduced an Ordinance relating to the Campaign Code, Section 9-2 SFCC 1987; amending Subsections 9-2.6, 9-2.9 and 9-2.11 SFCC 1987, to provide uniformity in Campaign Treasurer duties. A copy of the Ordinance is incorporated herewith to these minutes as Exhibit "7."

Councilor Calvert said the proposed Ordinance is a cleanup item for clarity and consistency.

Councilor Calvert wished a Happy Birthday to Social Security which is 78 years old today.

Councilor Calvert said he is thankful for the rain. However, weeds come with the rain. He is asking all of our citizens to do the neighborly thing and trim your weeds, especially along sidewalks where they are blocking access.

Councilor Calvert would like to request staff to send a note to the DOT thanking it for the good job they've done here at the intersection and roadways, and it getting it done ahead of schedule.

Councilor Calvert said he has had calls from constituents saying they have had calls from their friends in San Diego and Philadelphia about articles in the newspapers saying that Santa Fe one of 5 cities potentially going bankrupt. He said that isn't good for tourism and such. He asked if there is anything the City can do legally to stop Moody's from putting out bad information. He commented that once the lie is out there, it has a life of its own. He asked staff to look into this to see if we can stop this rumor from spreading.

Councilor Rivera

Councilor Rivera asked Mr. Snyder to extend his gratitude to the City Departments that addressed the safety issues in Tierra Contenta with the trails, as well as the safety concerns in Las Acequias neighborhood. He said it has taken a number of groups to come together and address some of these issues, commenting they have done a very good job.

Councilor Rivera said he did a "ride along," with the Police on Tuesday, during the day. He said they oftentimes missed their meal breaks to address calls as they come in. He thanked the Police Department for all they do.

Councilor Rivera would like information from Gilda Montano regarding the next clean-up day. He said many of the residents of Tierra Contenta and Las Acequias would like to participate in that.

Councilor Rivera said his youngest daughter will be 12 years old on August 21, 2013, and he wished her a Happy Birthday.

Councilor Dimas

Councilor Dimas said his oldest daughter, Angelique, celebrates her birthday tomorrow, and wished her Happy Birthday. Councilor Dimas said his youngest daughter, Jessica, just celebrated her birthday 5 days ago, and he wished her a Happy Birthday as well.

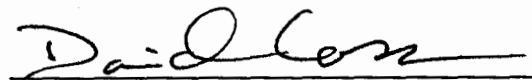
Mayor Coss

Mayor Coss said school starts today and he wished a great year to every administrator, teacher and student. He asked all our drivers to be safe in the school zones.

I. ADJOURN

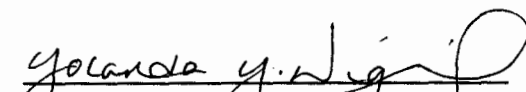
There was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 8:00 p.m.

Approved by:



Mayor David Coss

ATTESTED TO:



Yolanda Y. Vigil, City Clerk

Respectfully submitted:

A handwritten signature in cursive script, reading "Melissa Helberg", with a long horizontal flourish extending to the right.

Melessia Helberg, Council Stenographer



US Geological Survey
Jemez Mountains Field Station
Los Alamos, New Mexico

Exhibit "1"

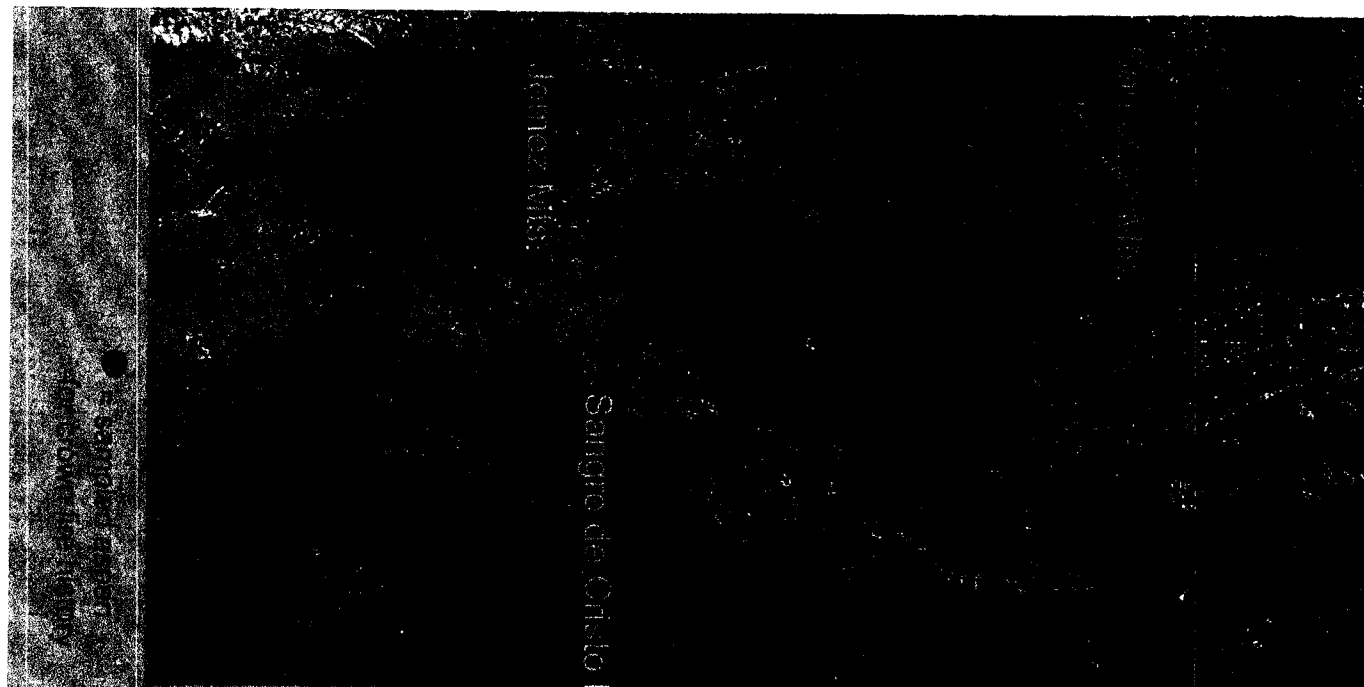


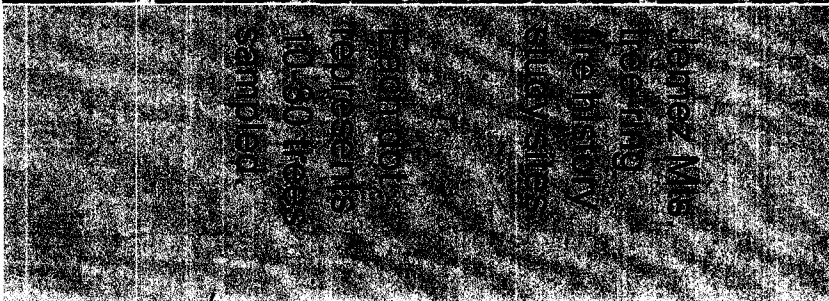
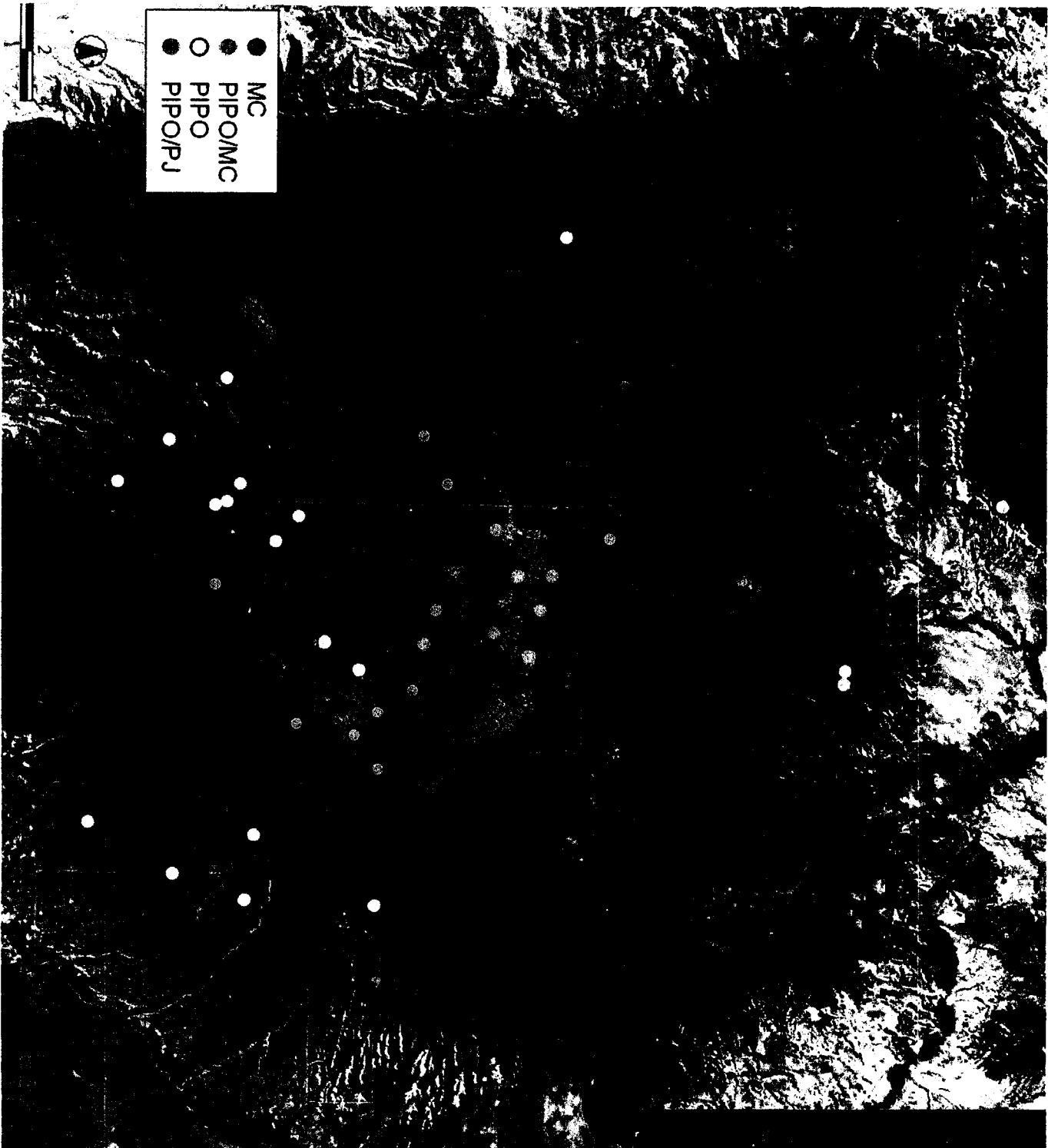
Since 1996, rapid
reset of SW landscapes
through high-severity fire
and forest die-off.

Cerro Grande Fire, 2002

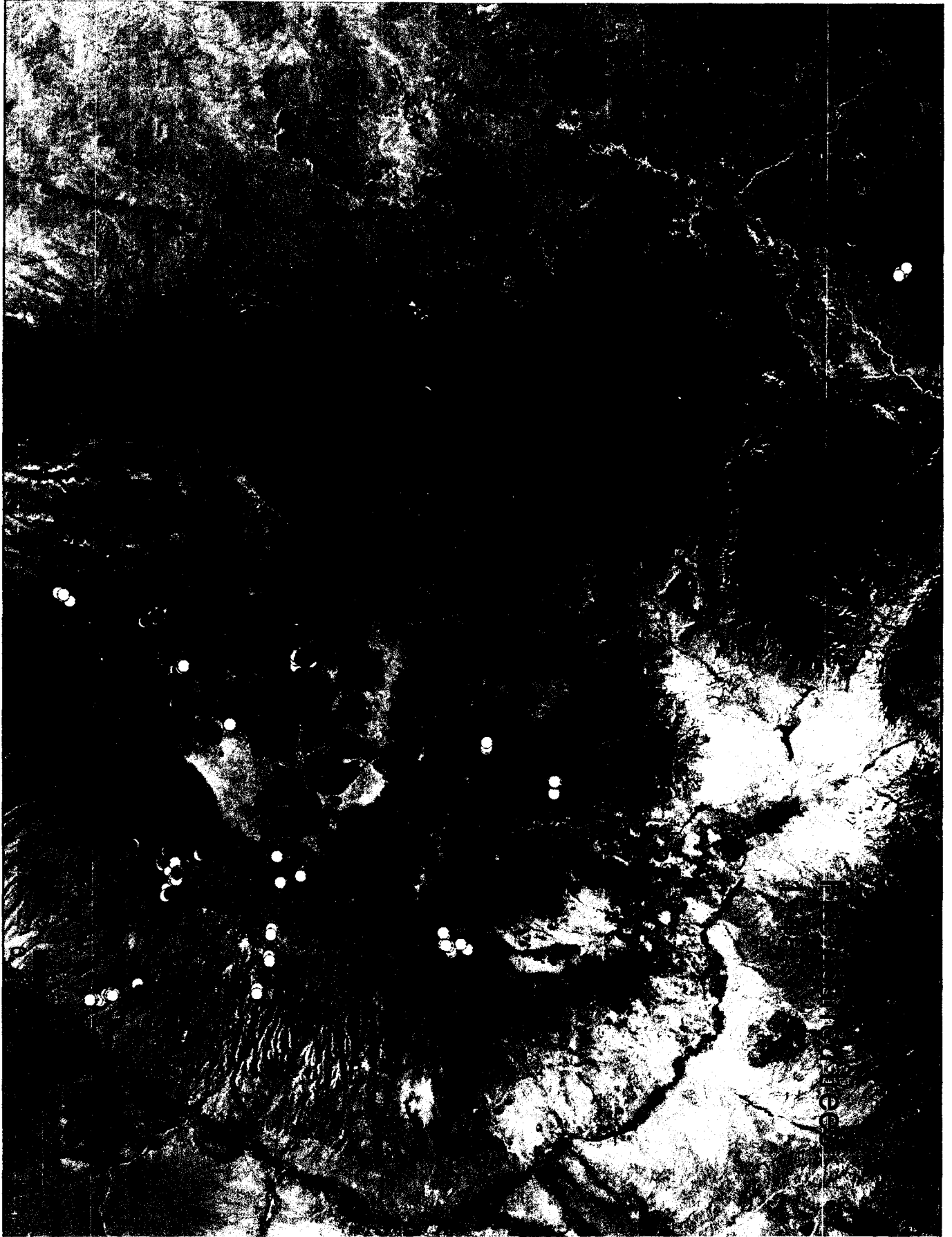
Las Conchas Fire, 2011

08/26/2011 19:40





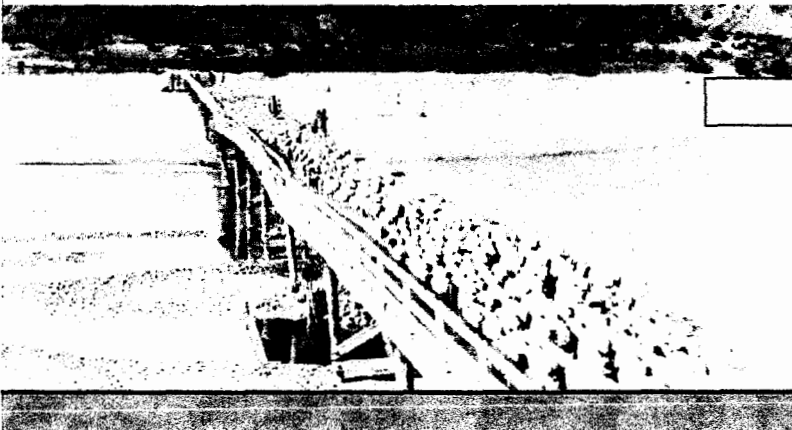




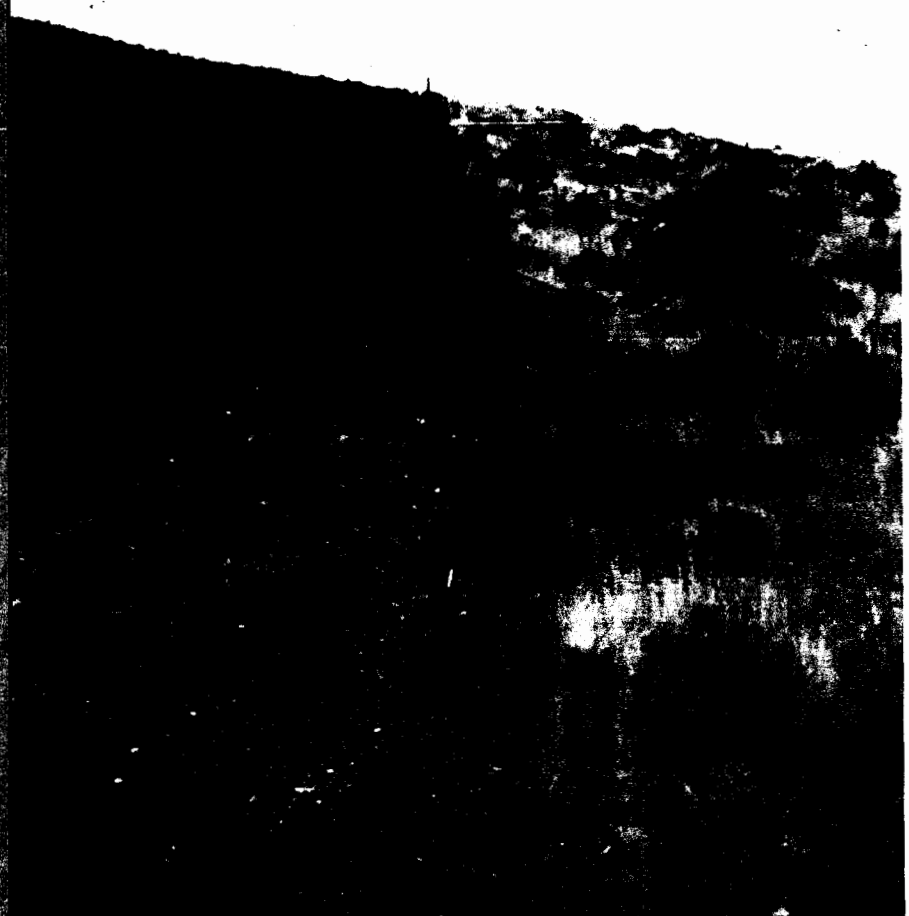
Railroads, markets



**Livestock overgrazing,
1880-1930s**



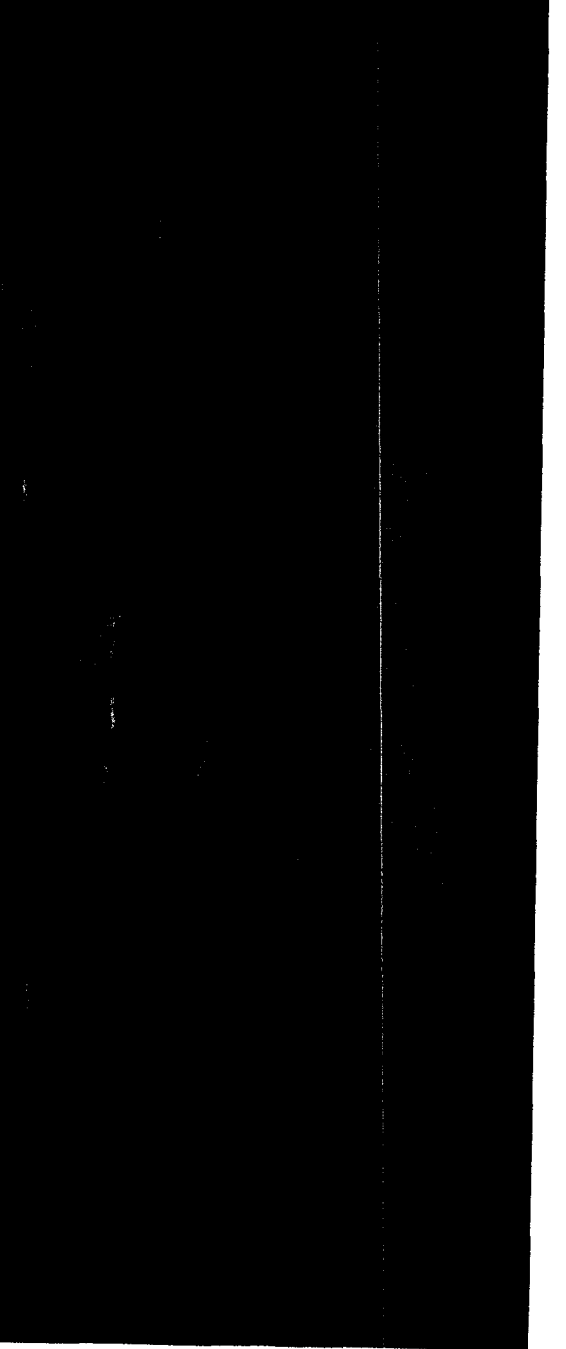
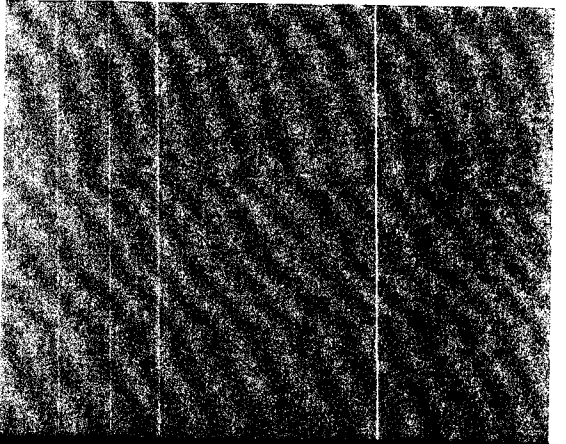
**↓ Grass connectivity,
Surface fire spread ceases**



Changes in quantity and connectivity of fuels are drivers of higher severity fire in many Western forests.

Forests became denser with more ladder fuels. Fire behavior changed.





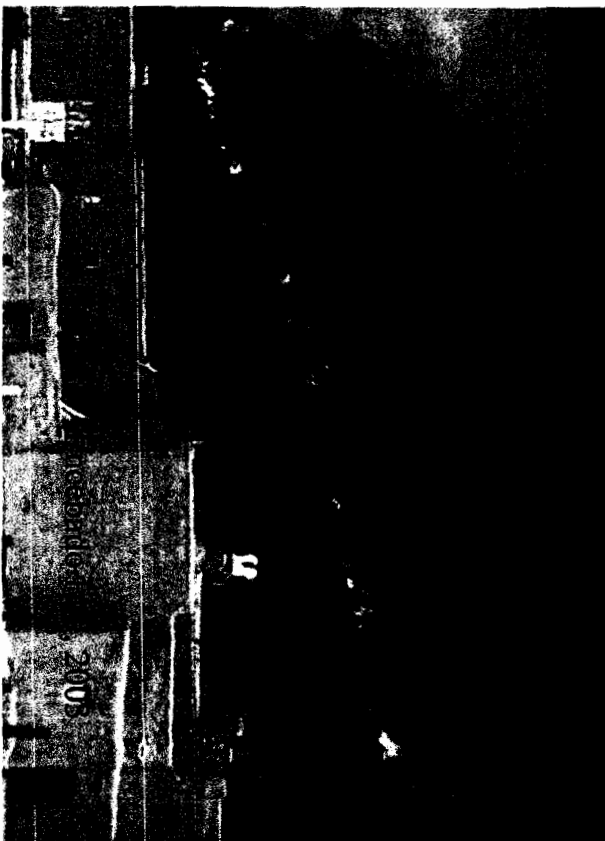
landscape-scale homogenization of formerly diverse forest mosaics into large, continuous swatches of forest structure (trees) suitable to support high-severity fire.

Climate Stress and Fire



Cerro Grande Fire, 2000

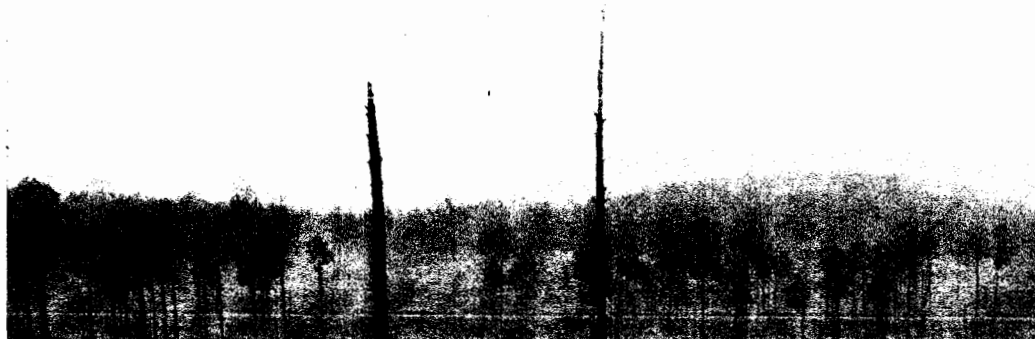
Recent increases in wildfire acreage and burn severity in the West are linked to both drought and warmer temperatures.



Oso Complex Fire, 1998



Donner Fire, 1996



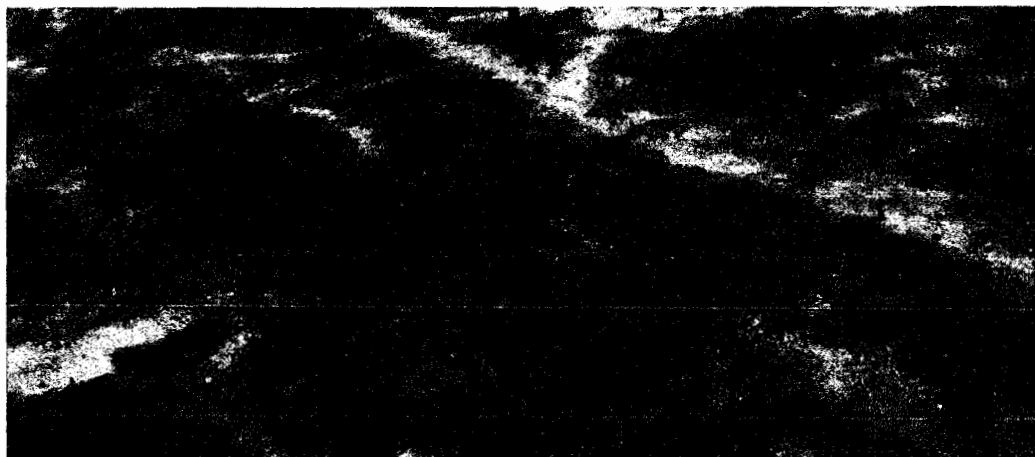
nature
climate change

ARTICLES

PUBLISHED ONLINE: 30 SEPTEMBER 2012 | DOI: 10.1038/NCLIMATE1693

Temperature as a potent driver of regional forest drought stress and tree mortality

A. Park Williams^{1*}, Craig D. Allen², Alison K. Macalady^{3,4}, Daniel Griffin^{3,4}, Connie A. Woodhouse^{3,4}, David M. Meko⁴, Thomas W. Swetnam⁴, Sara A. Rauscher⁵, Richard Seager⁶, Henri D. Grissino-Mayer⁷, Jeffrey S. Dean⁴, Edward R. Cook⁶, Chandana Gangodagamage¹, Michael Cai⁸ and Nate G. McDowell¹



nature
climate change

MARCH 2013 VOL 5 NO 3
www.nature.com/nature-climatechange

Trees under stress

SOIL EMISSIONS

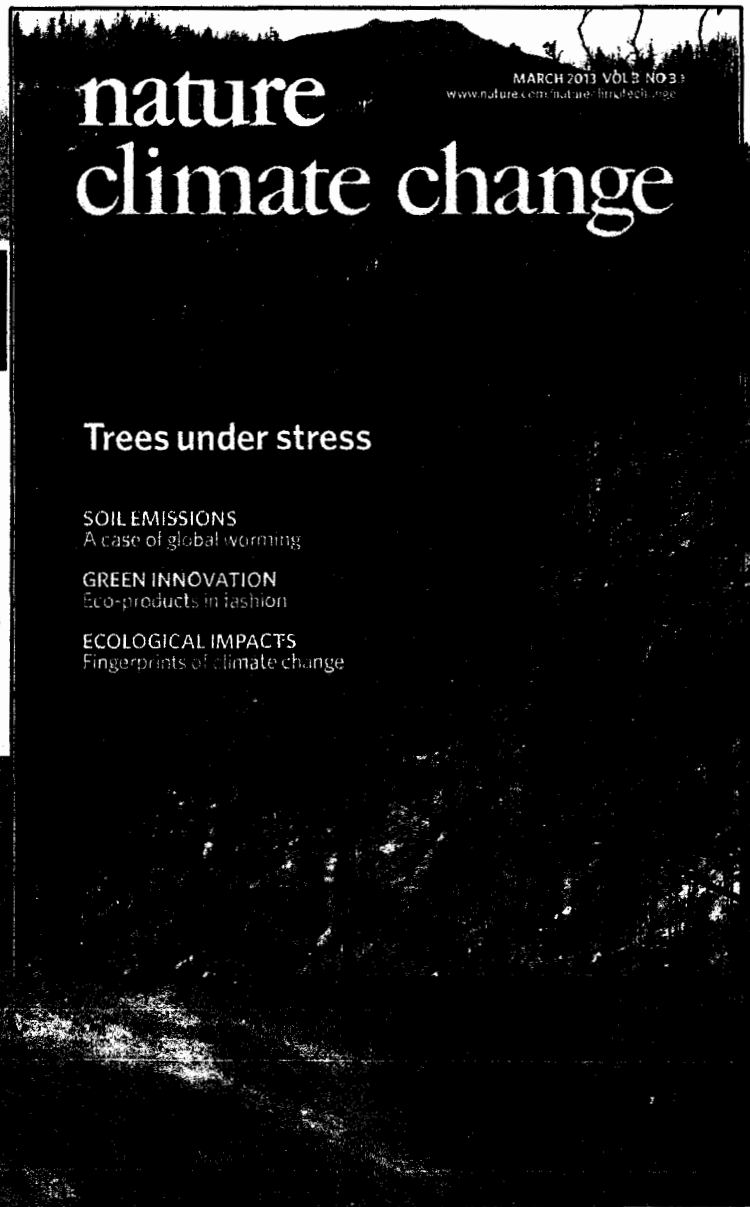
A case of global warming

GREEN INNOVATION

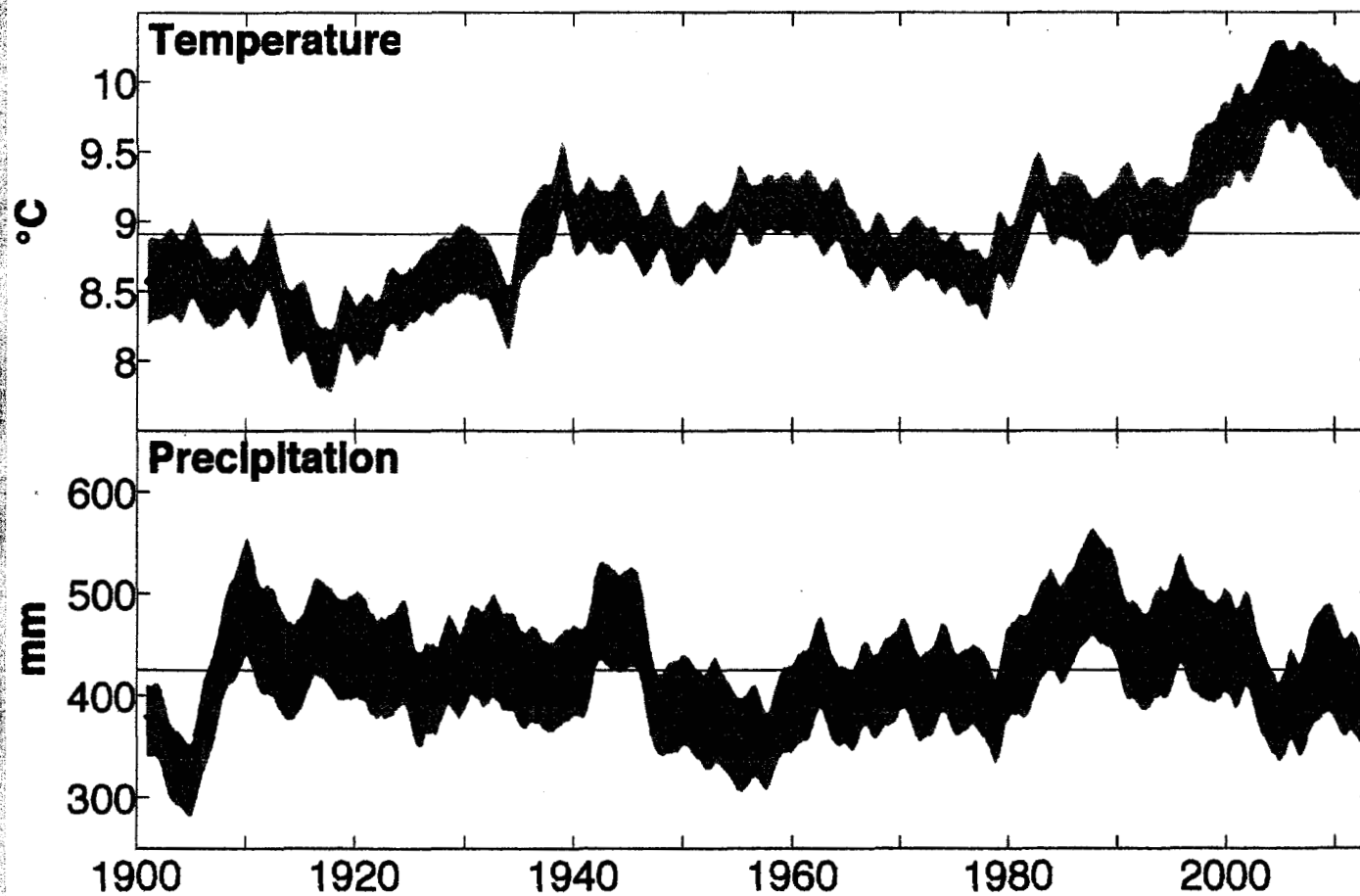
Eco-products in fashion

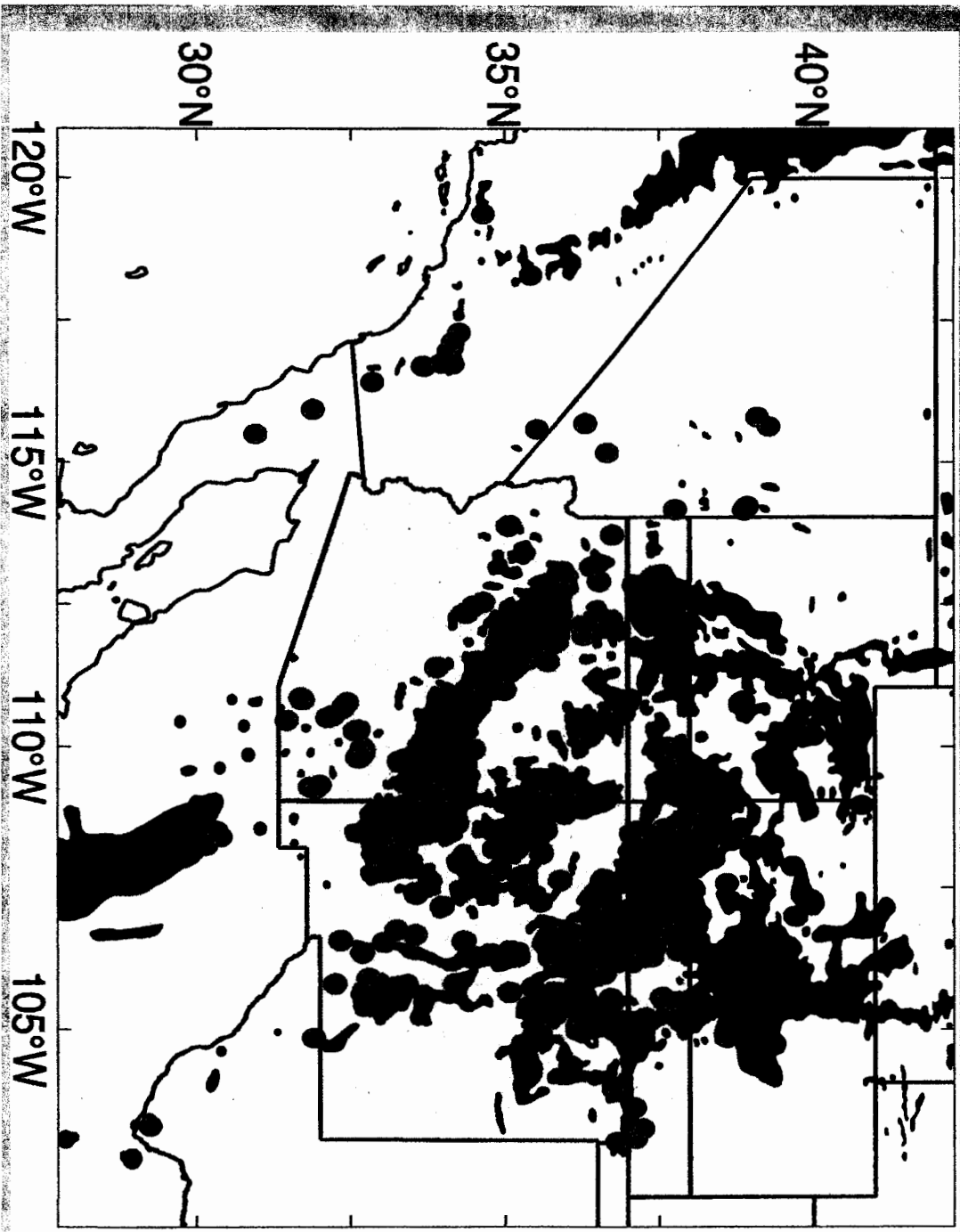
ECOLOGICAL IMPACTS

Fingerprints of climate change



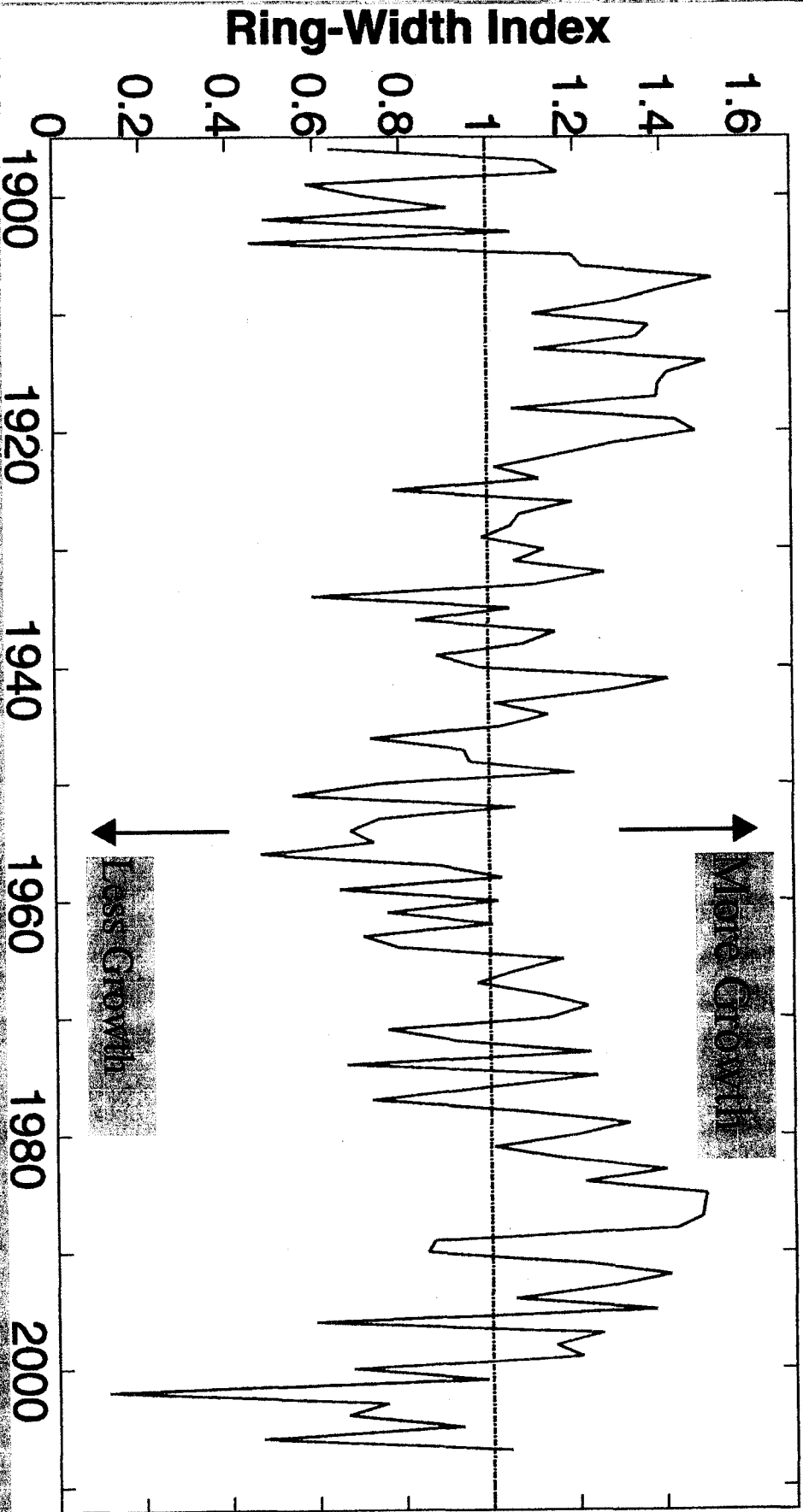
Last 118 Years of Climate in the Southwest



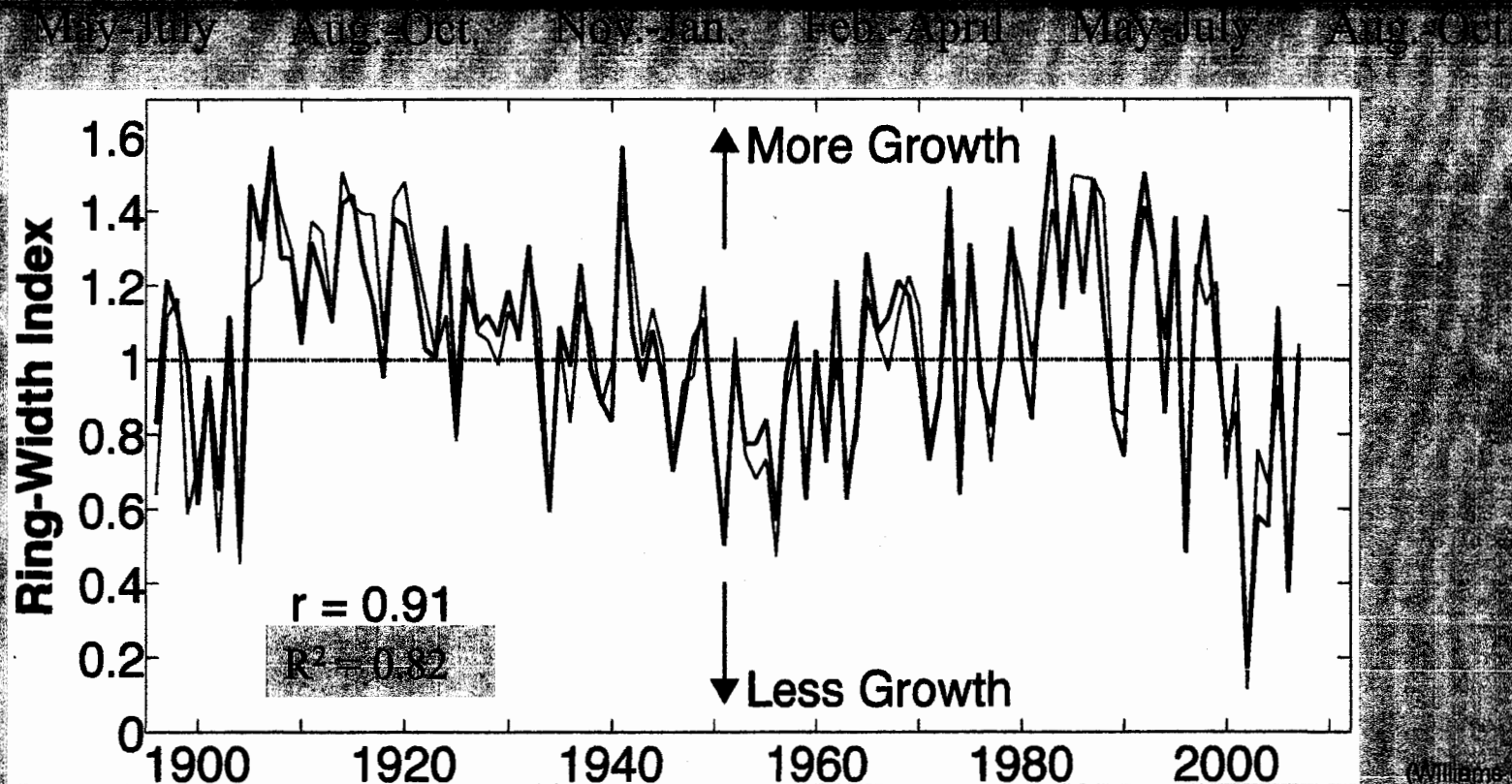


(Munro et al., 2013)

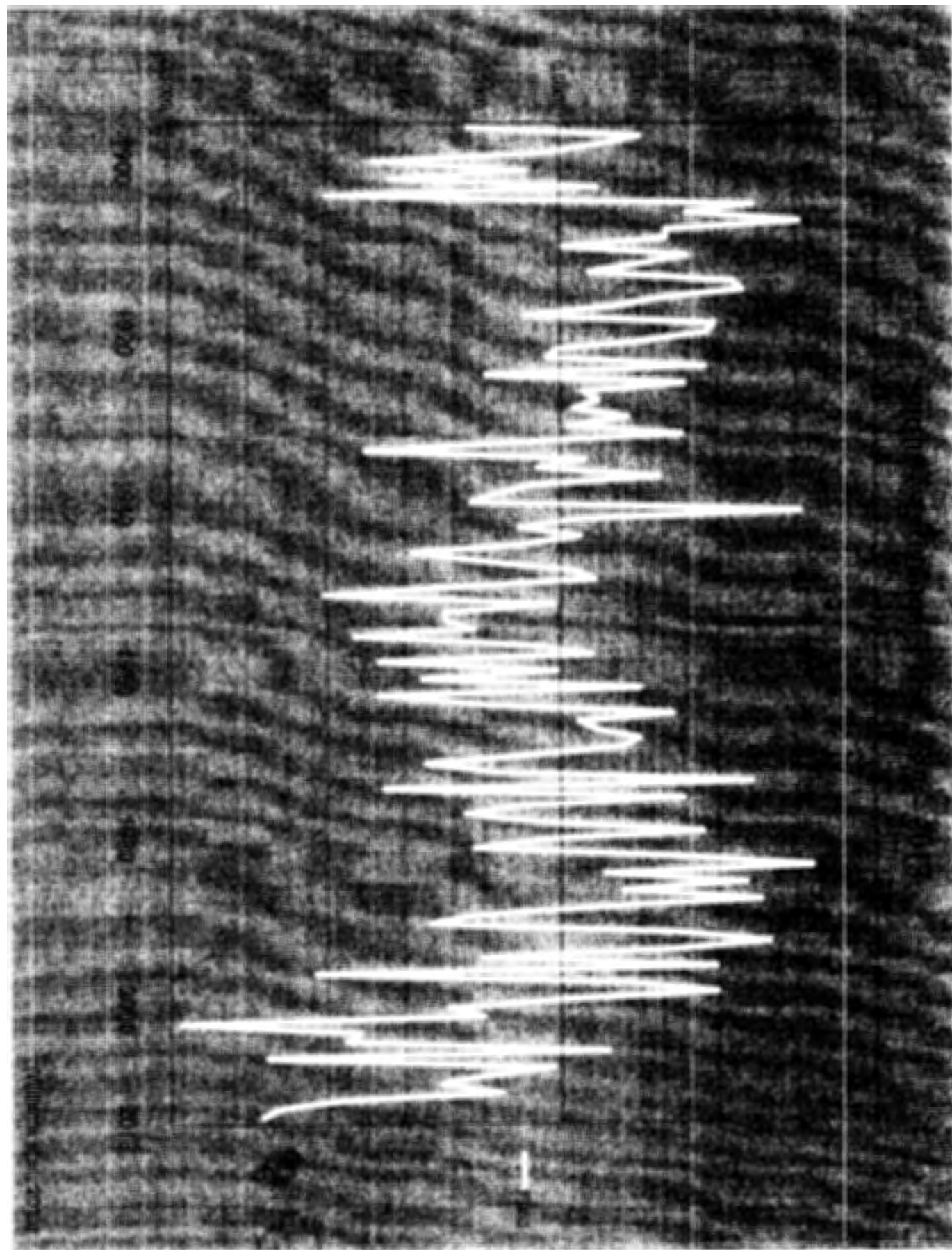
Regional Ring-Width Record

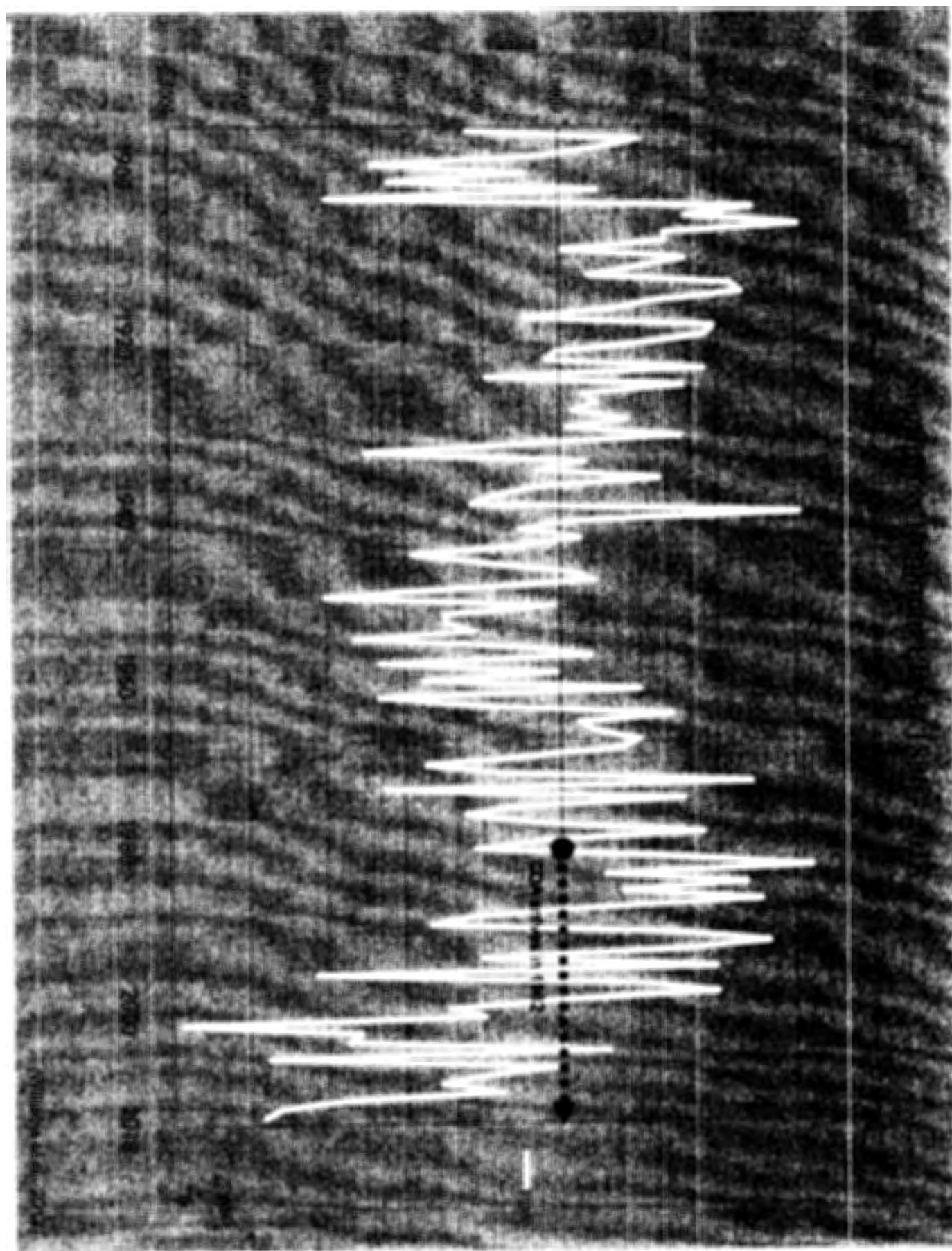


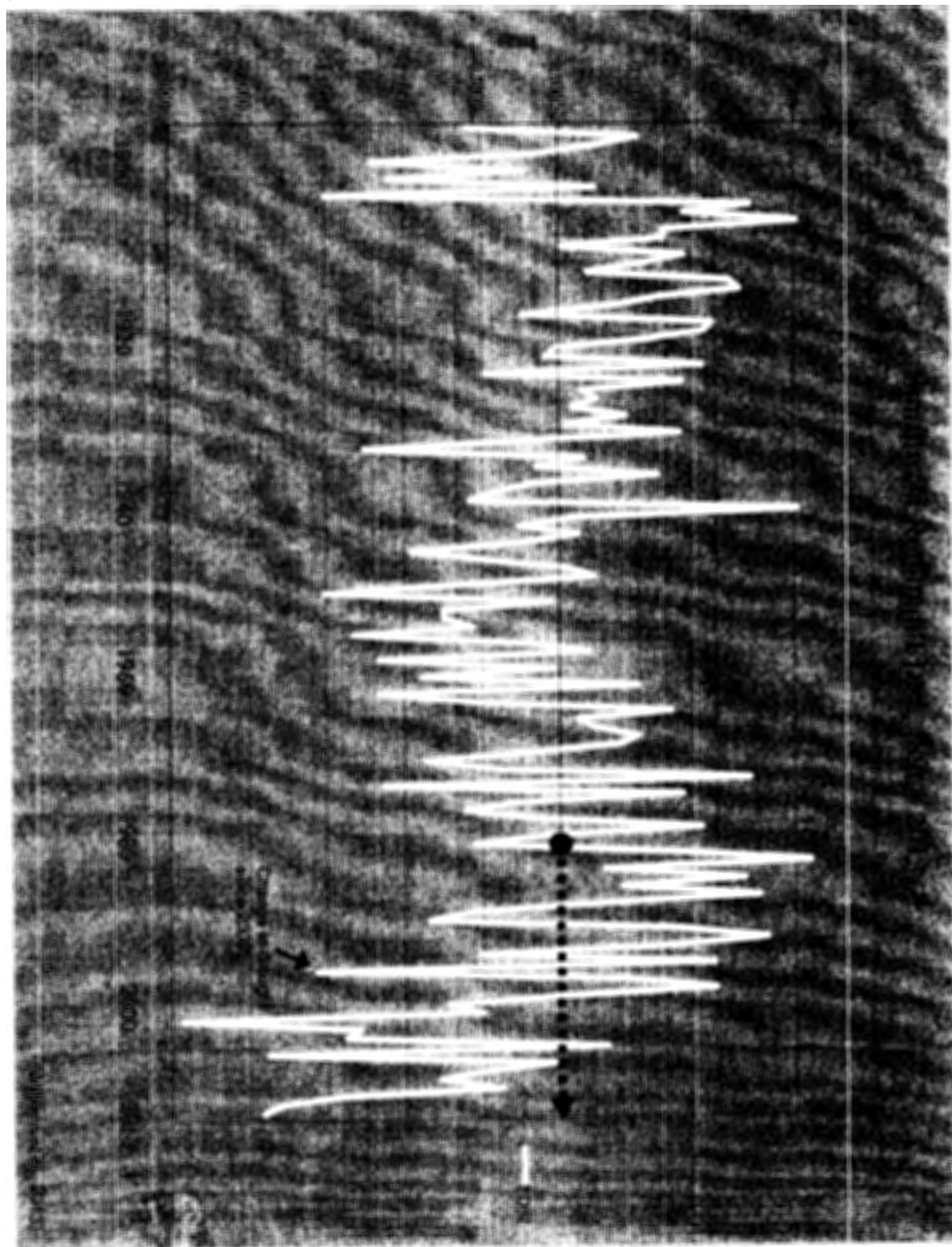
Ring-Widths Vs. Climate



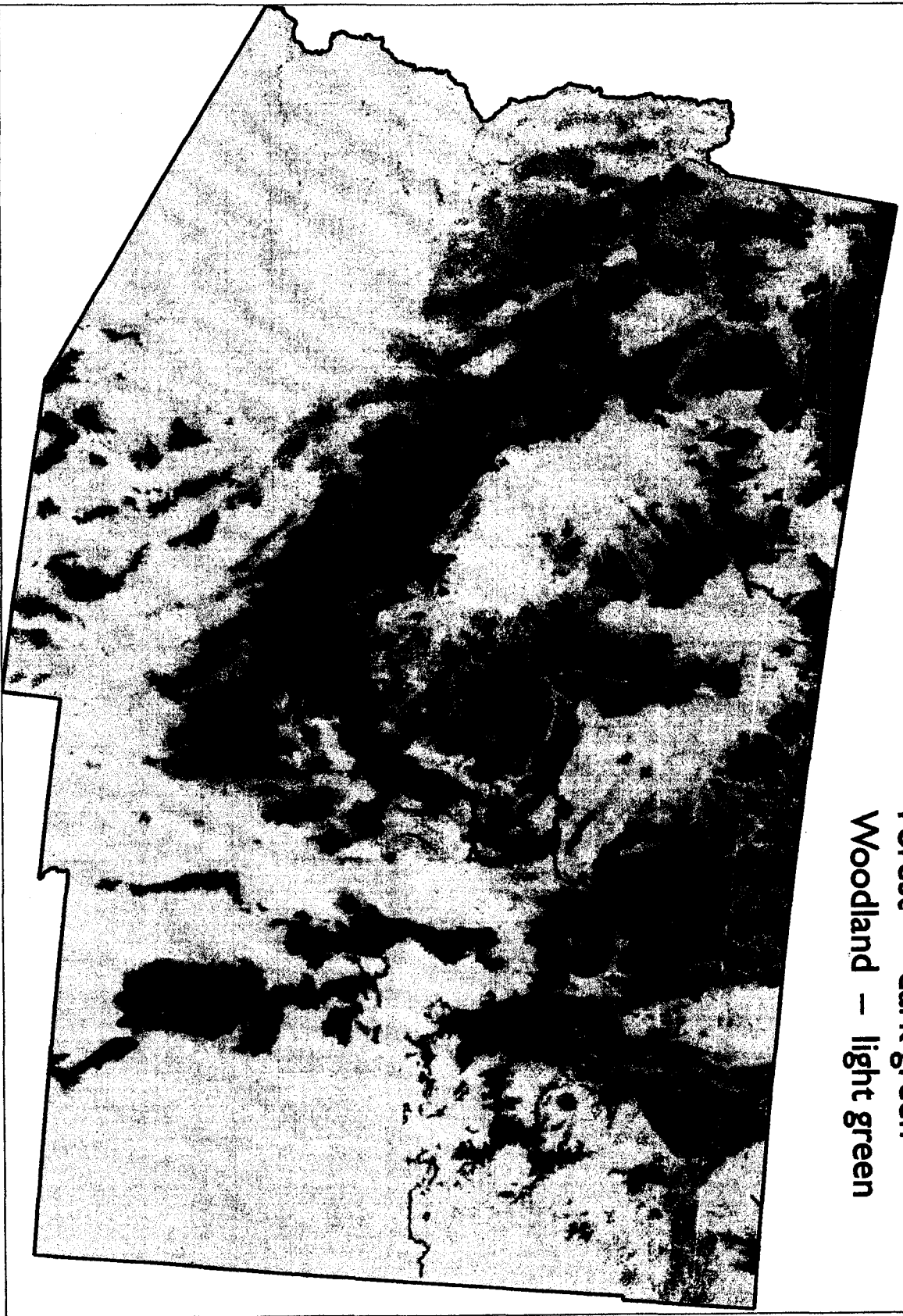
(Williams et al., 2013)







Forest – dark green
Woodland – light green

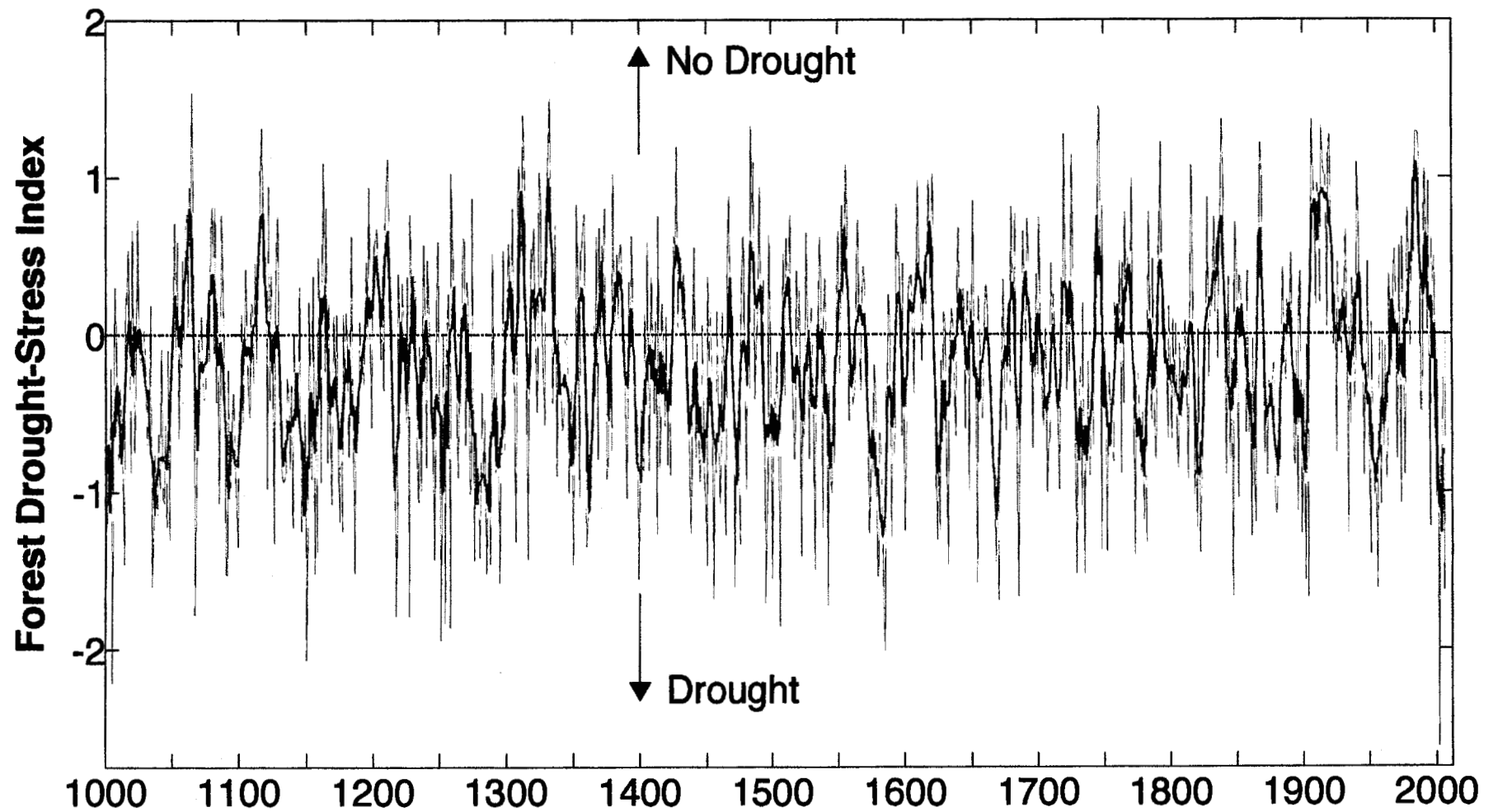


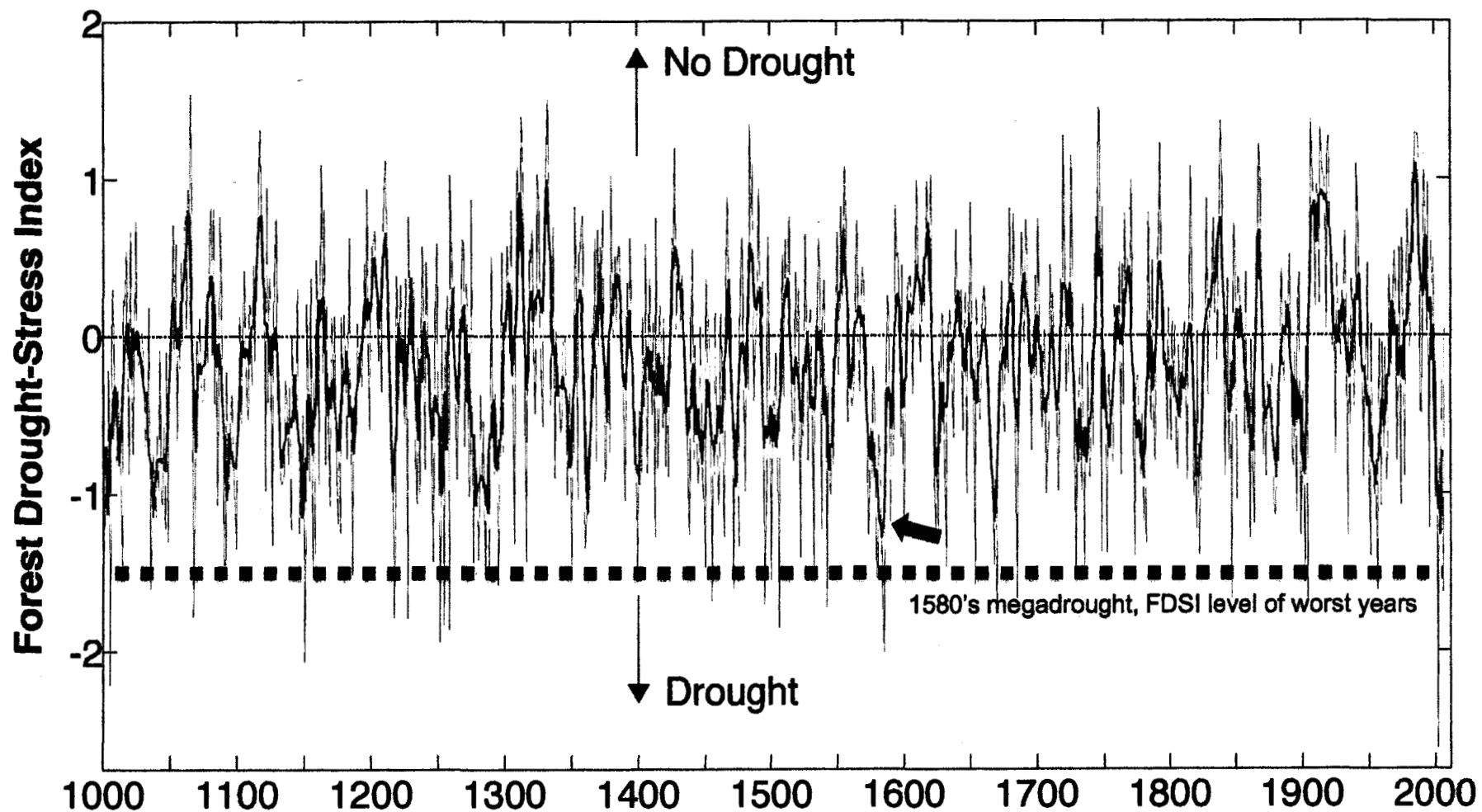
Burned Area 1984 – 2012 & Beetle Area 1997 – 2011



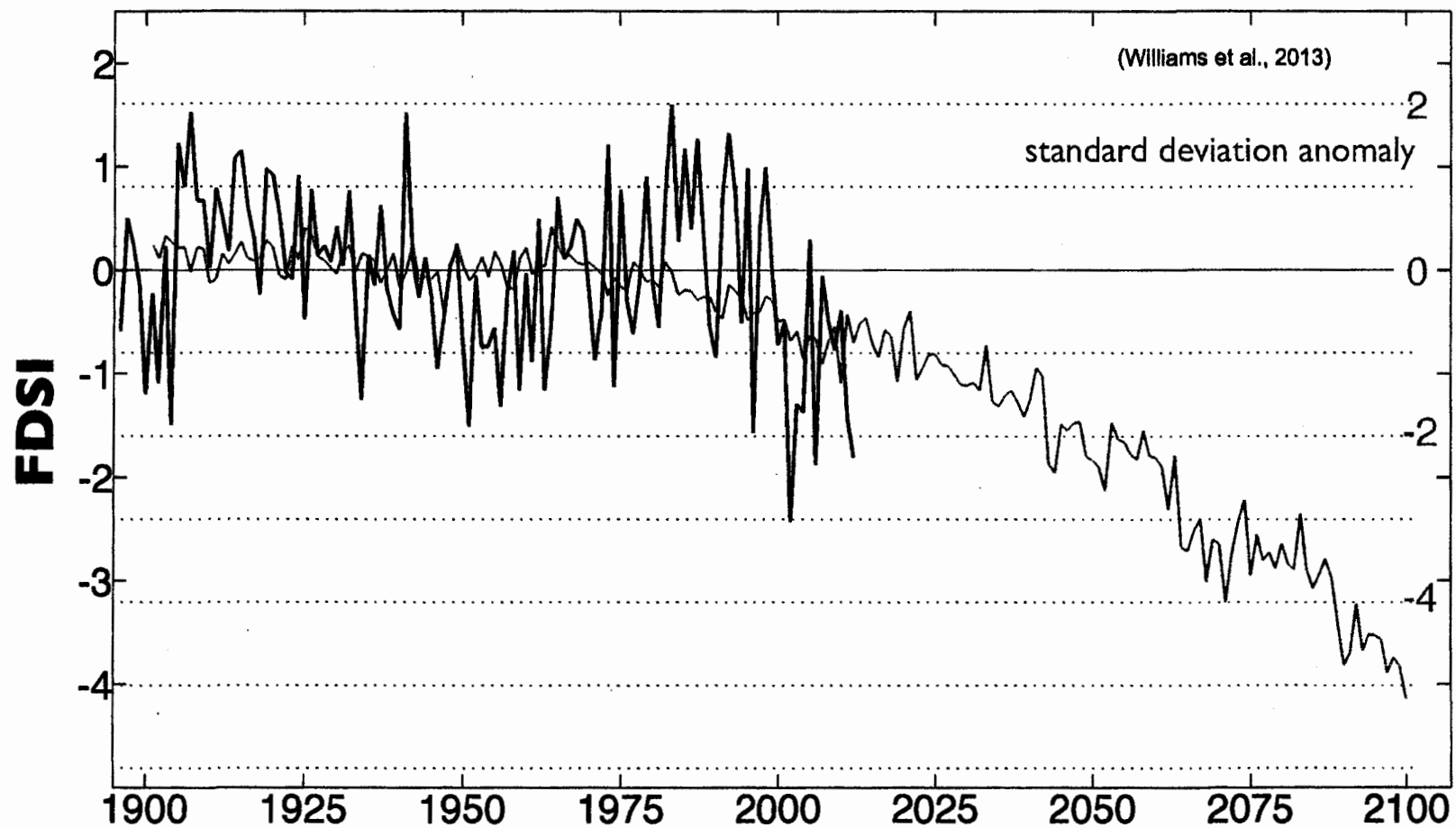
Nearly 20 % of Southwestern forest was severely affected by bark beetles and/or fire from 1984 - 2012.

(updated from Williams et al. 2010)





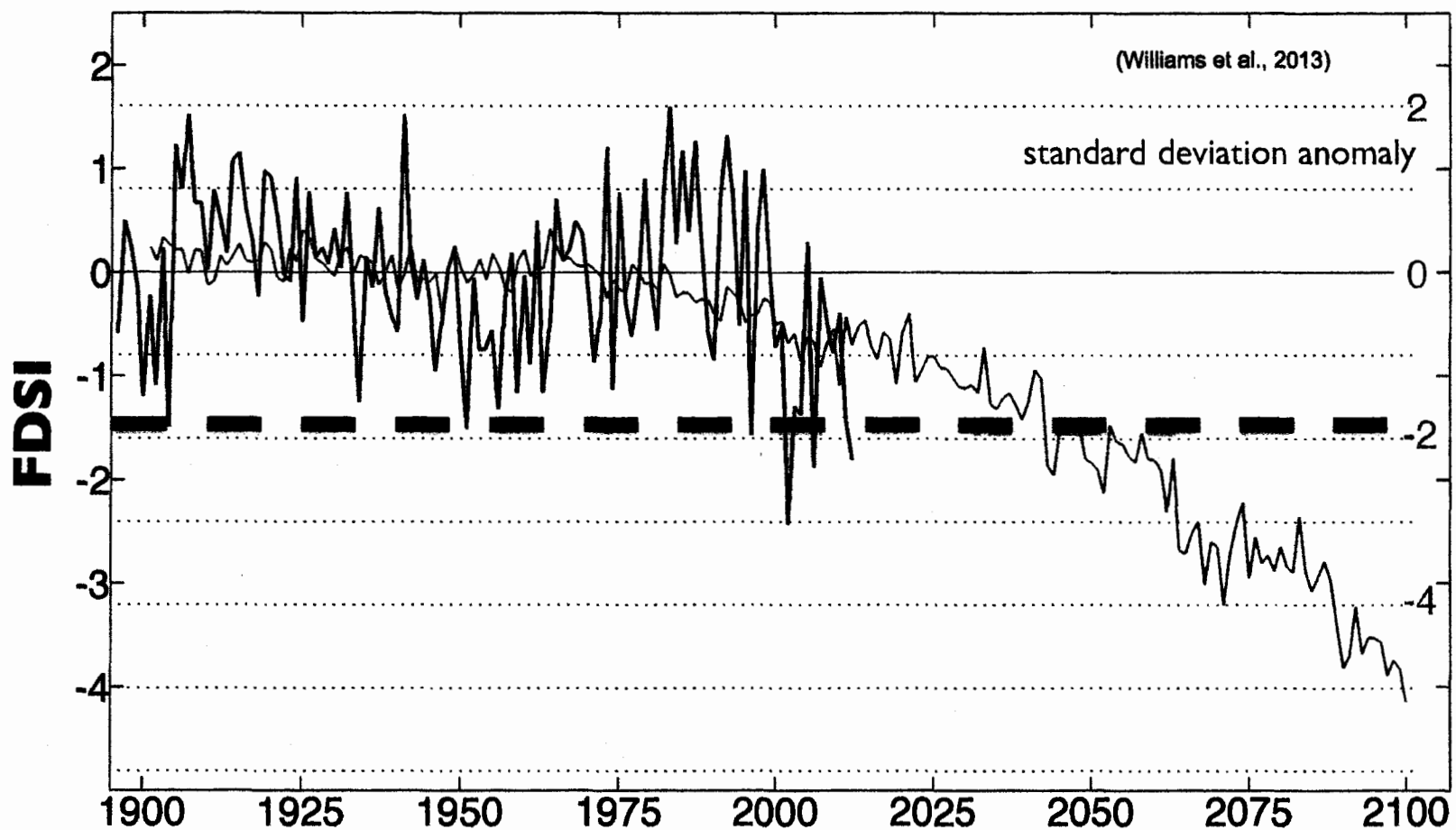
Climate Model Projections of FDSI through 2100



Climate Model Projections of FDSI through 2100

Persistent megadrought conditions by the 2040s

Unprecedented levels of FDSI projected thereafter

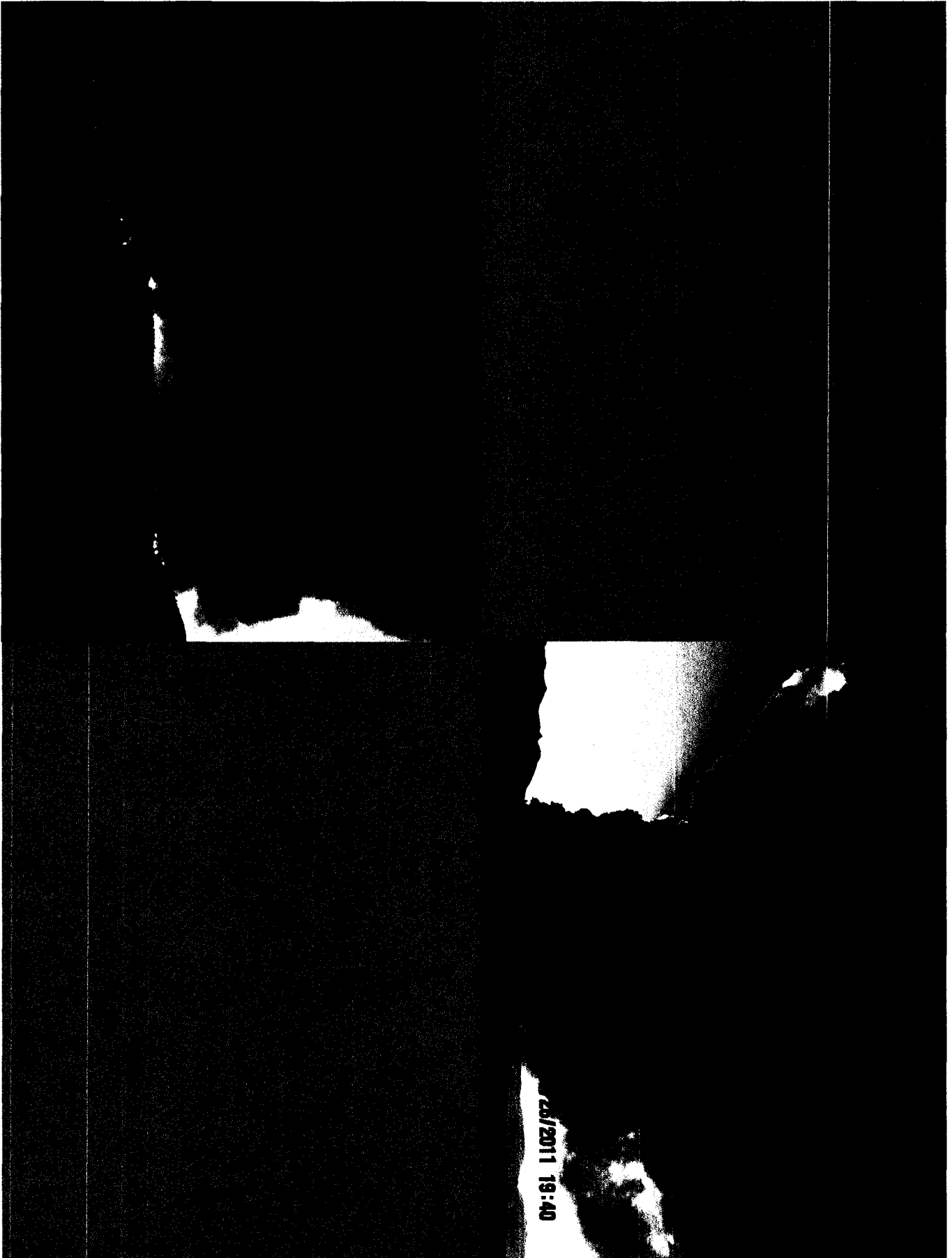


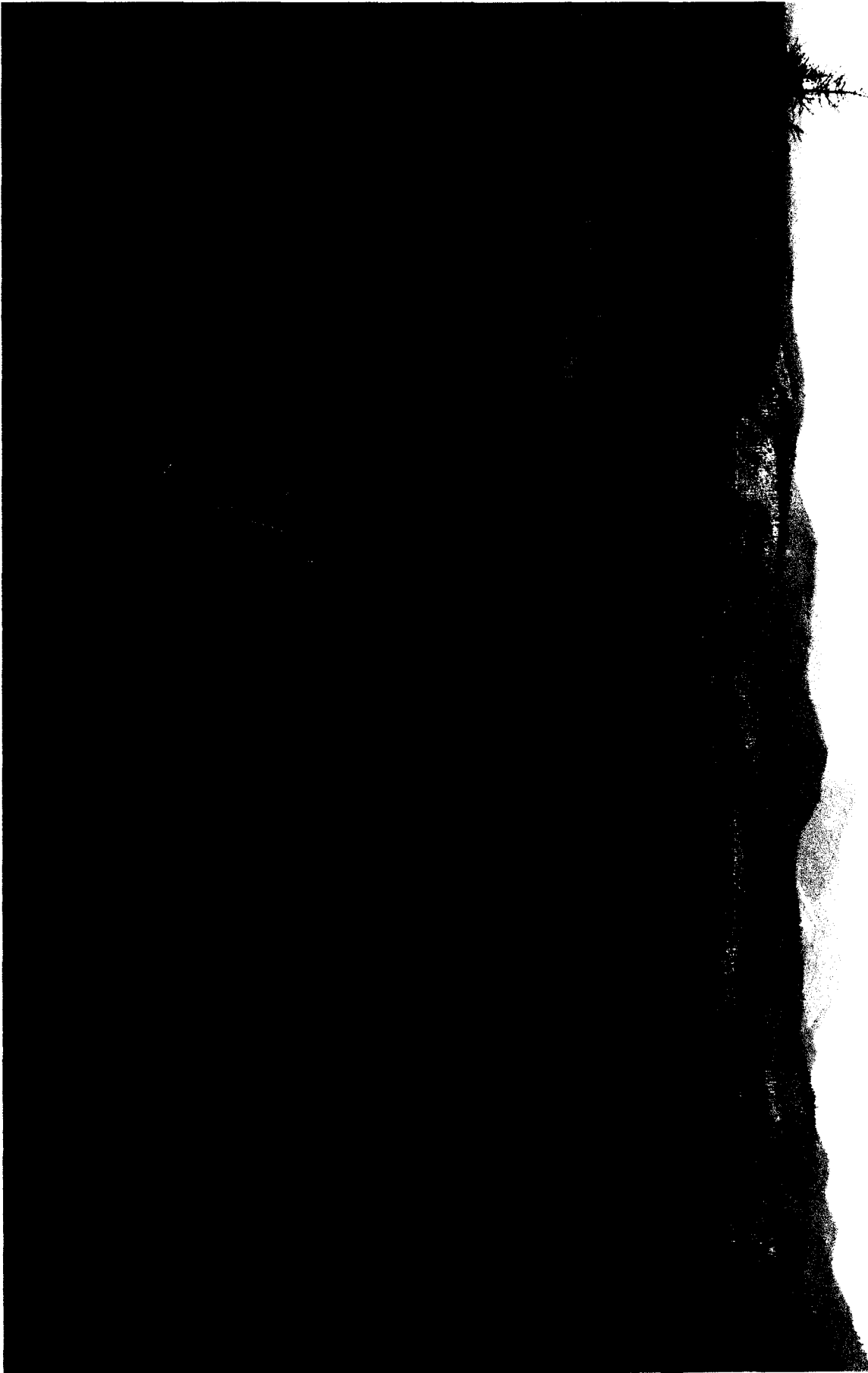
Starting point of the Candelas Fire, August 2011

Photo: Bob Parmenter, WCP

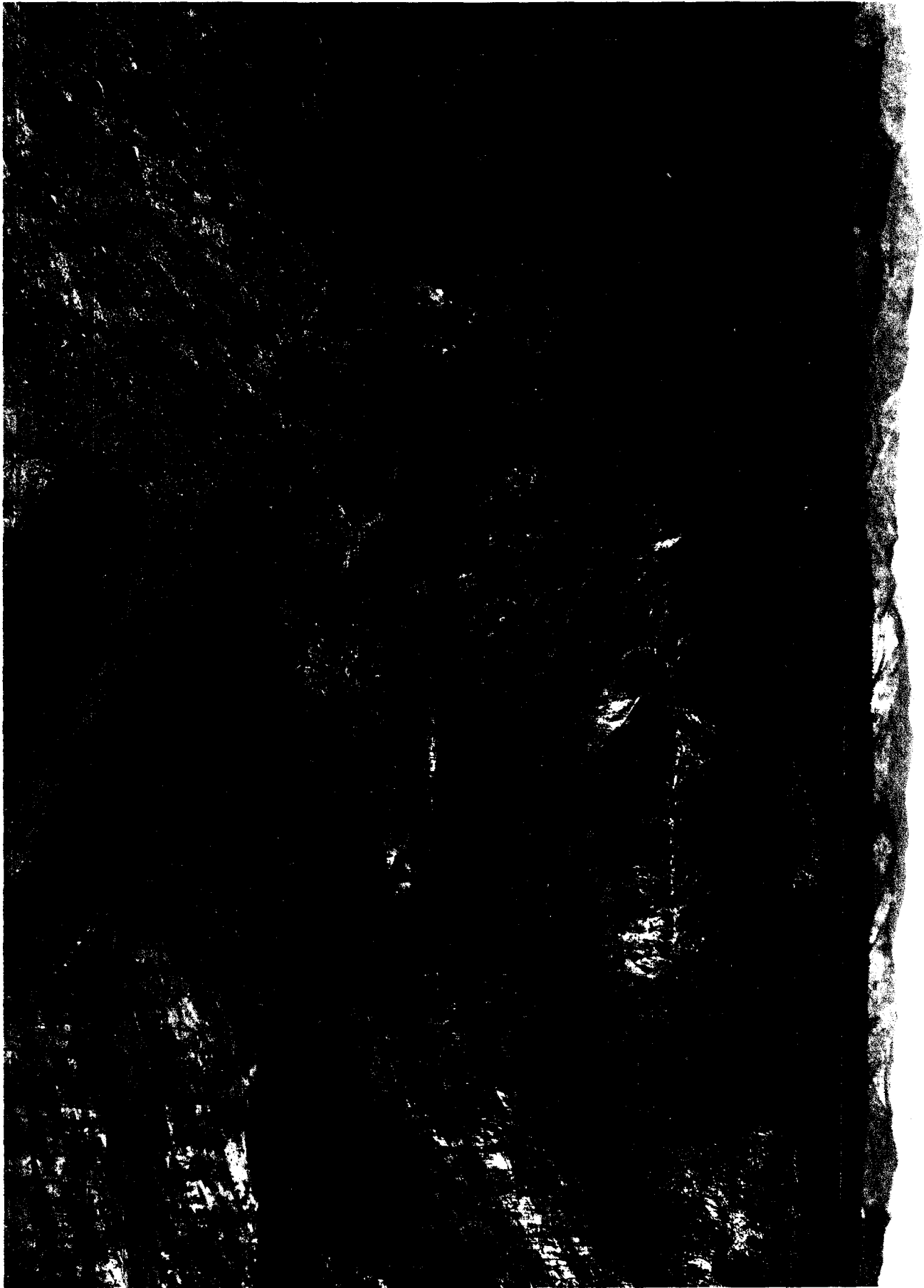


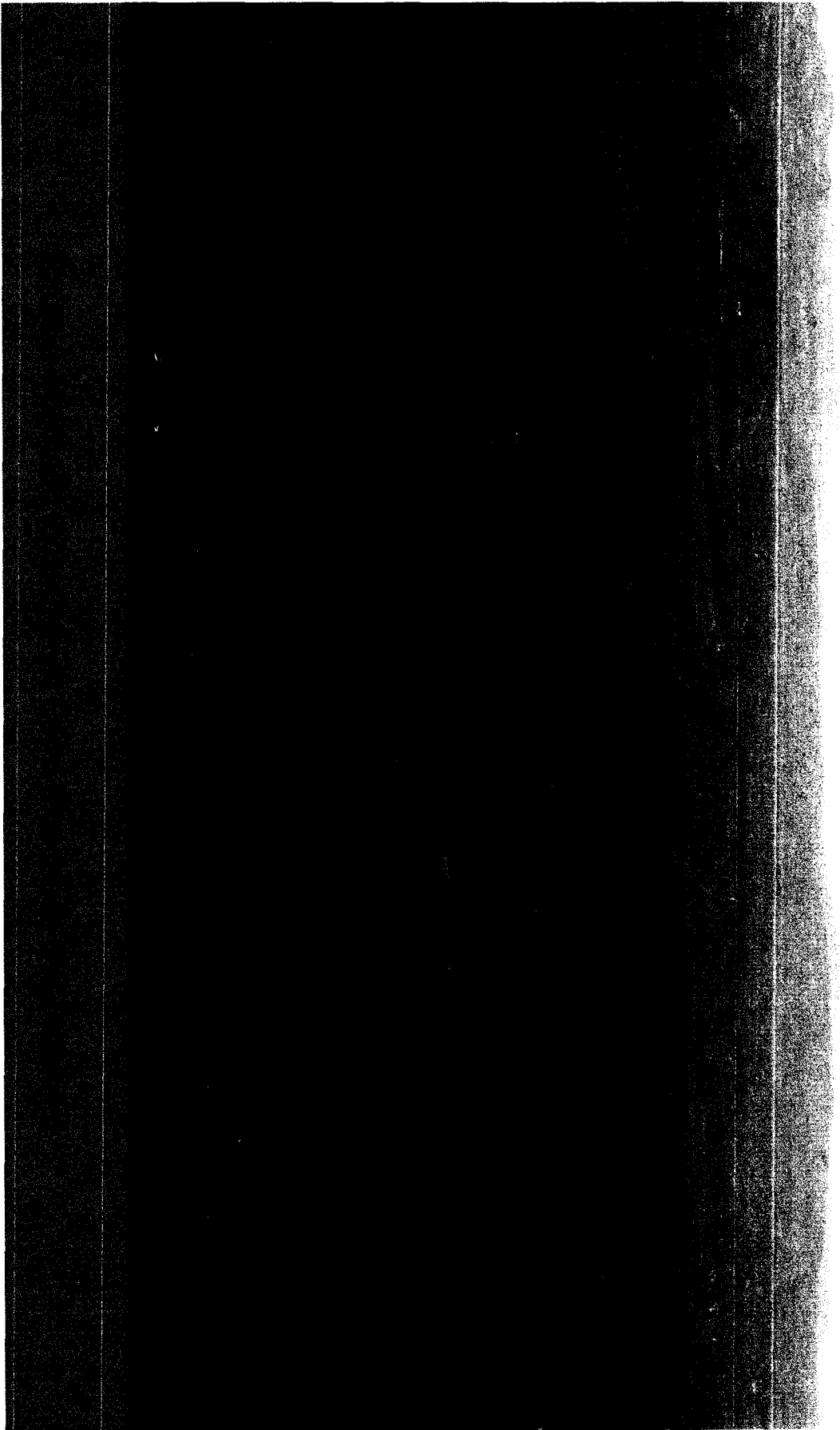






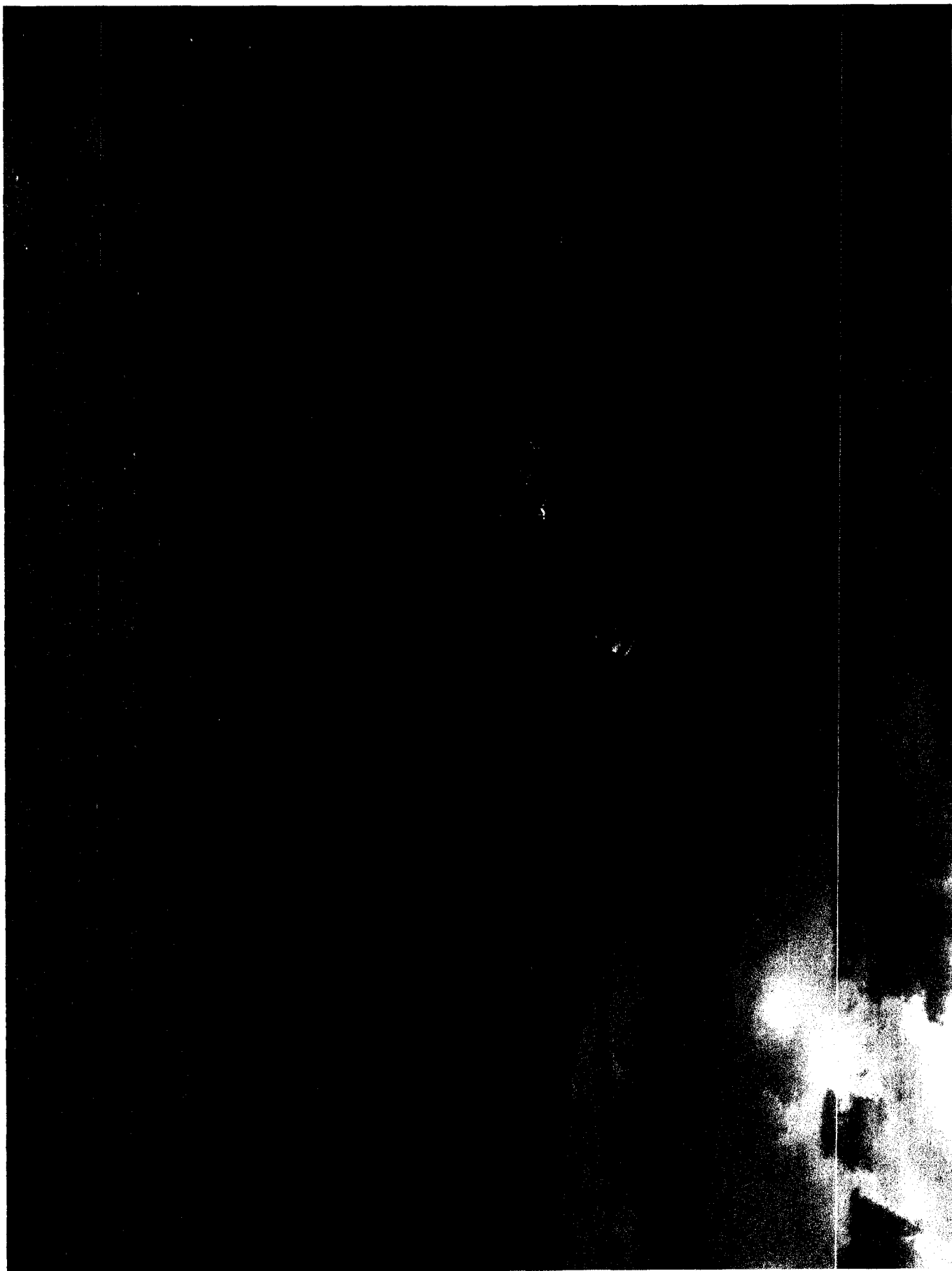






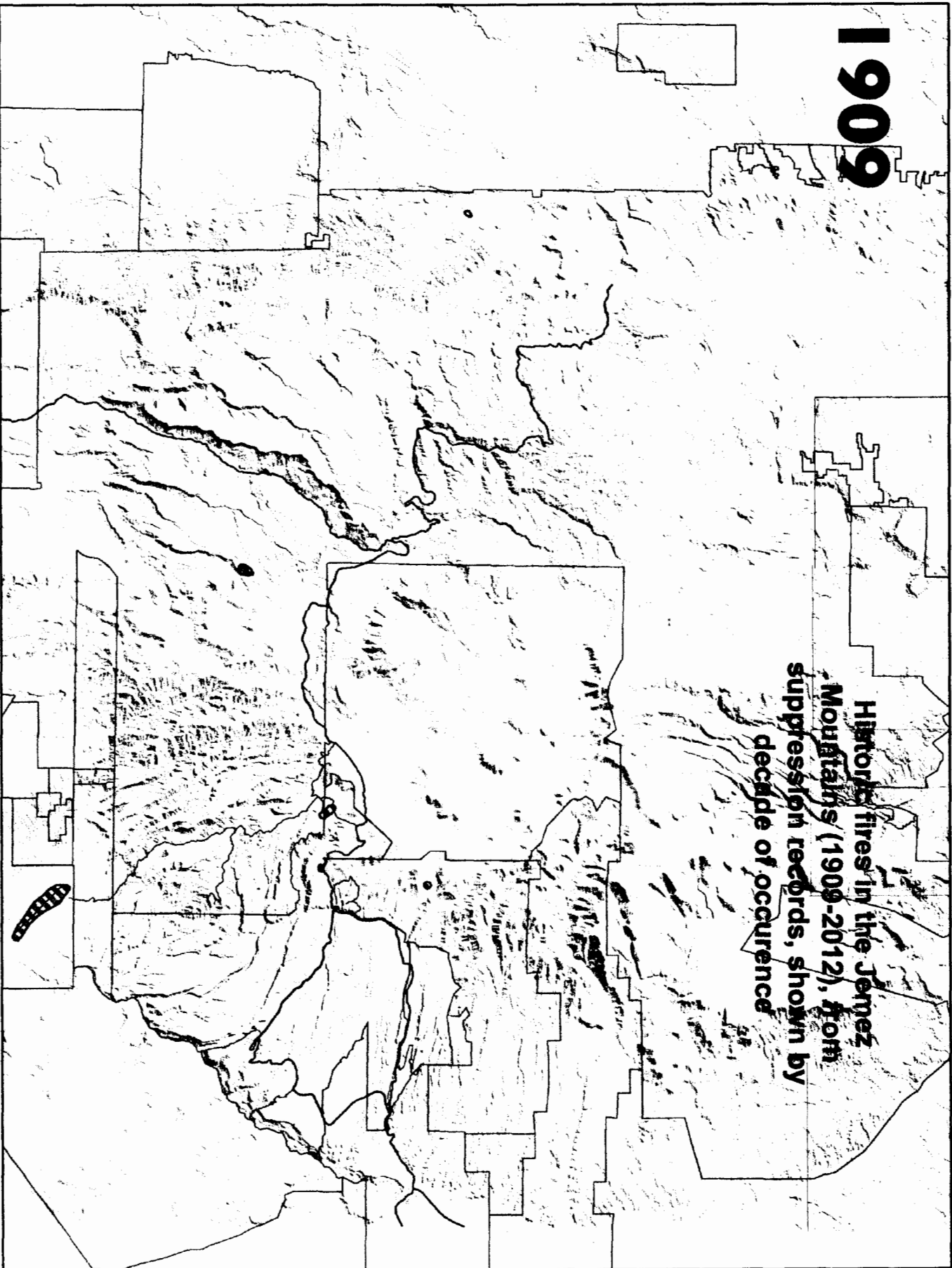


2011 AUGUST 20 11

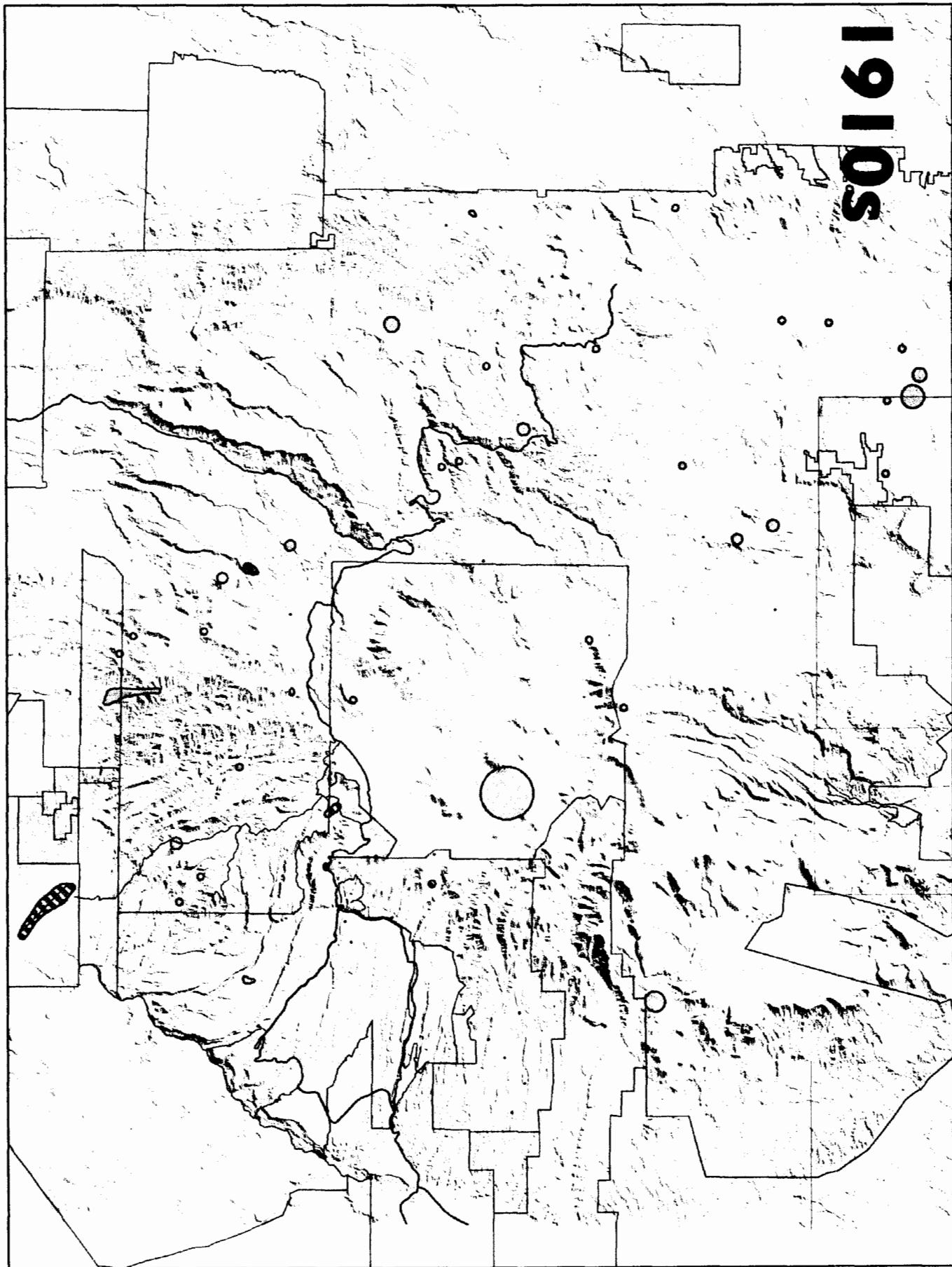


1909

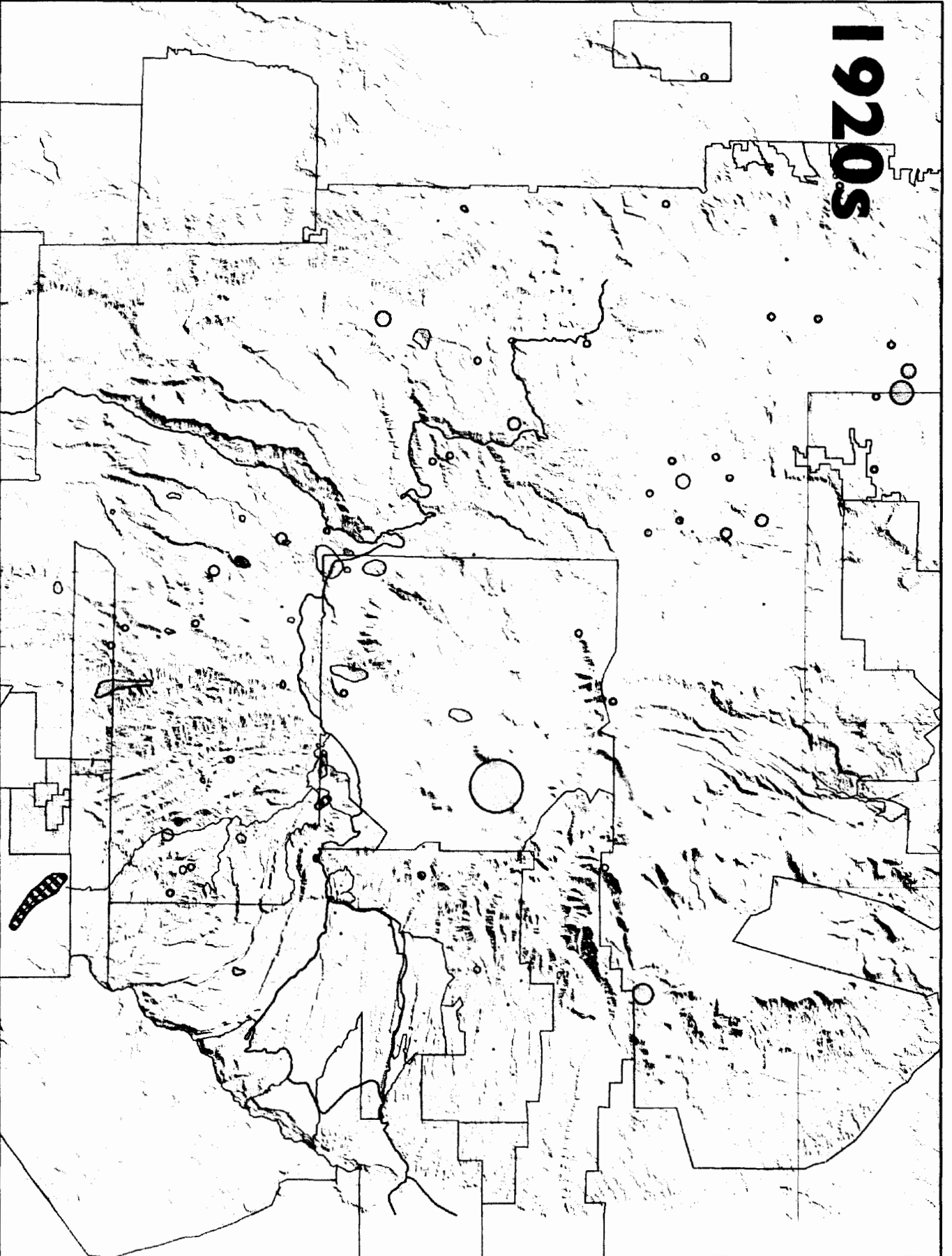
Historic fires in the Jemez
Mountains (1909-2012), from
suppression records, shown by
decade of occurrence



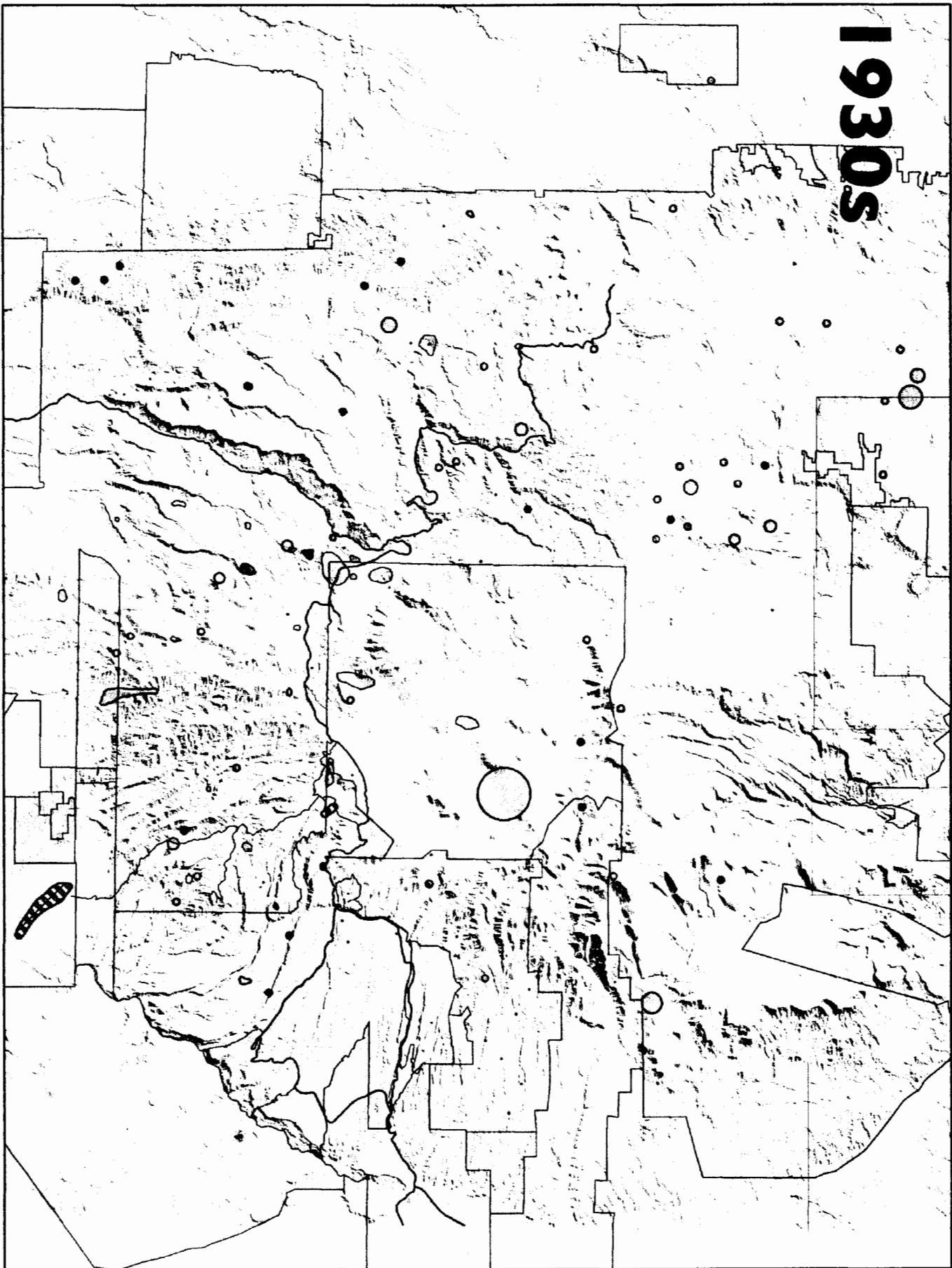
1910s



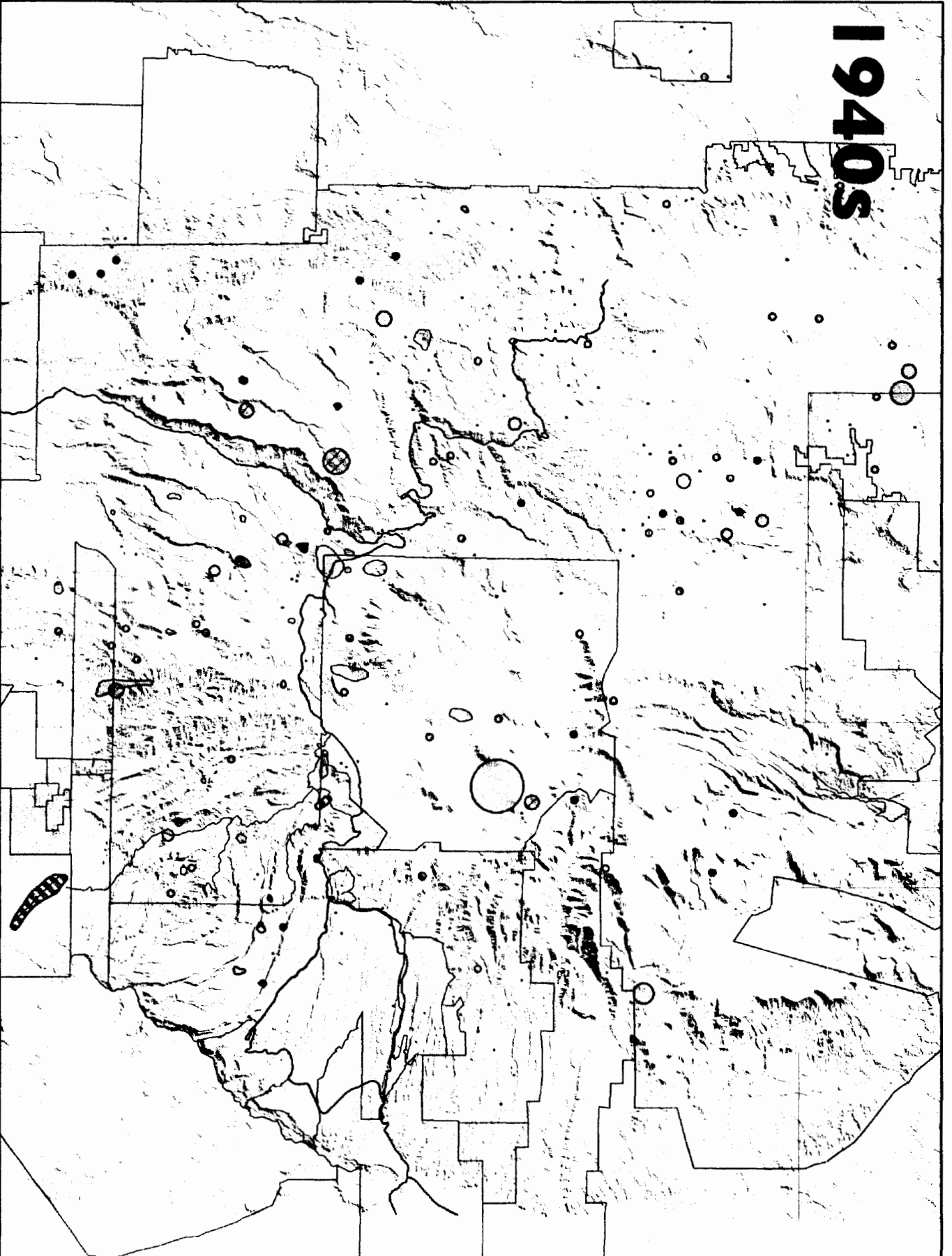
1920s



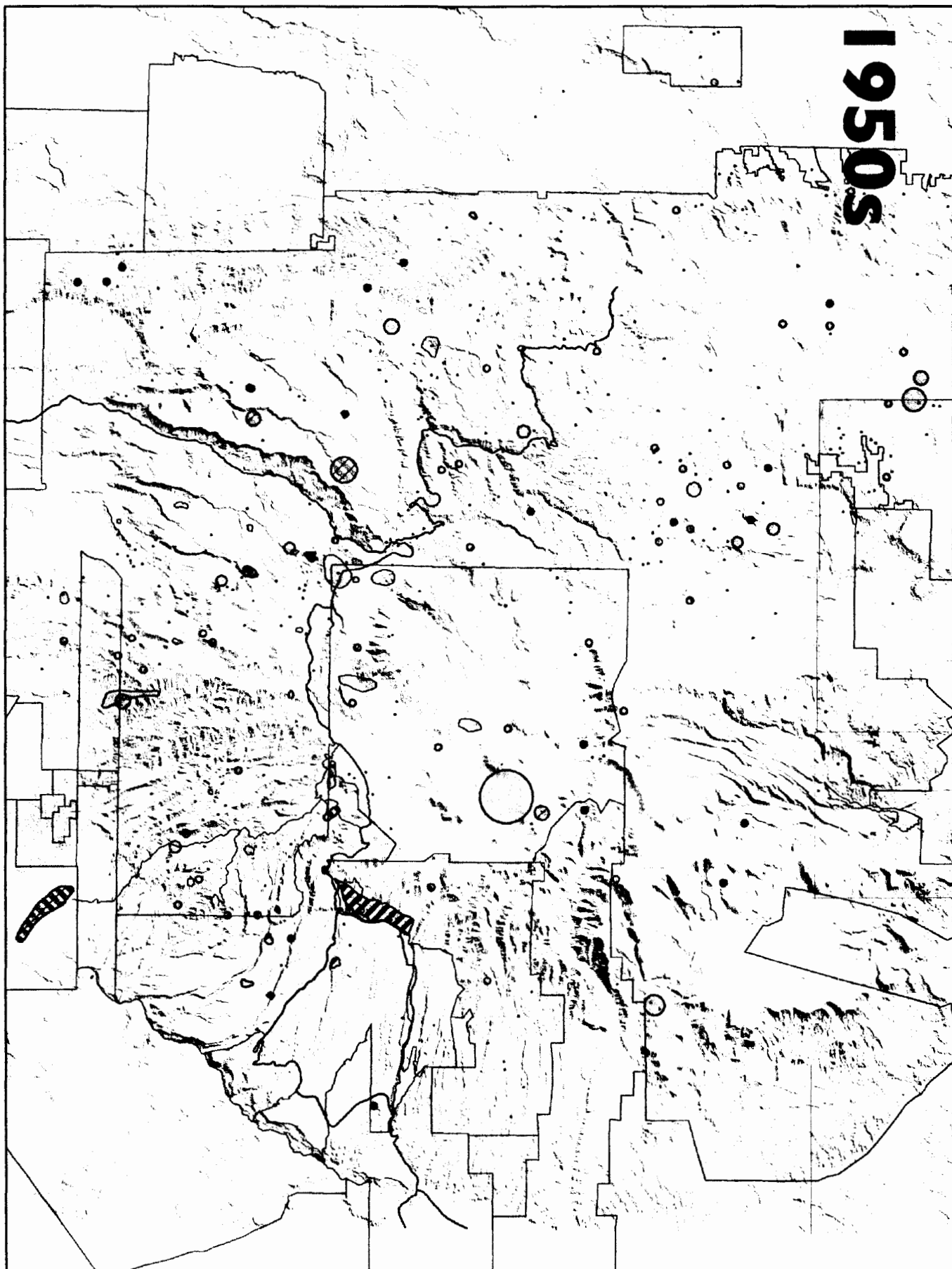
1930s



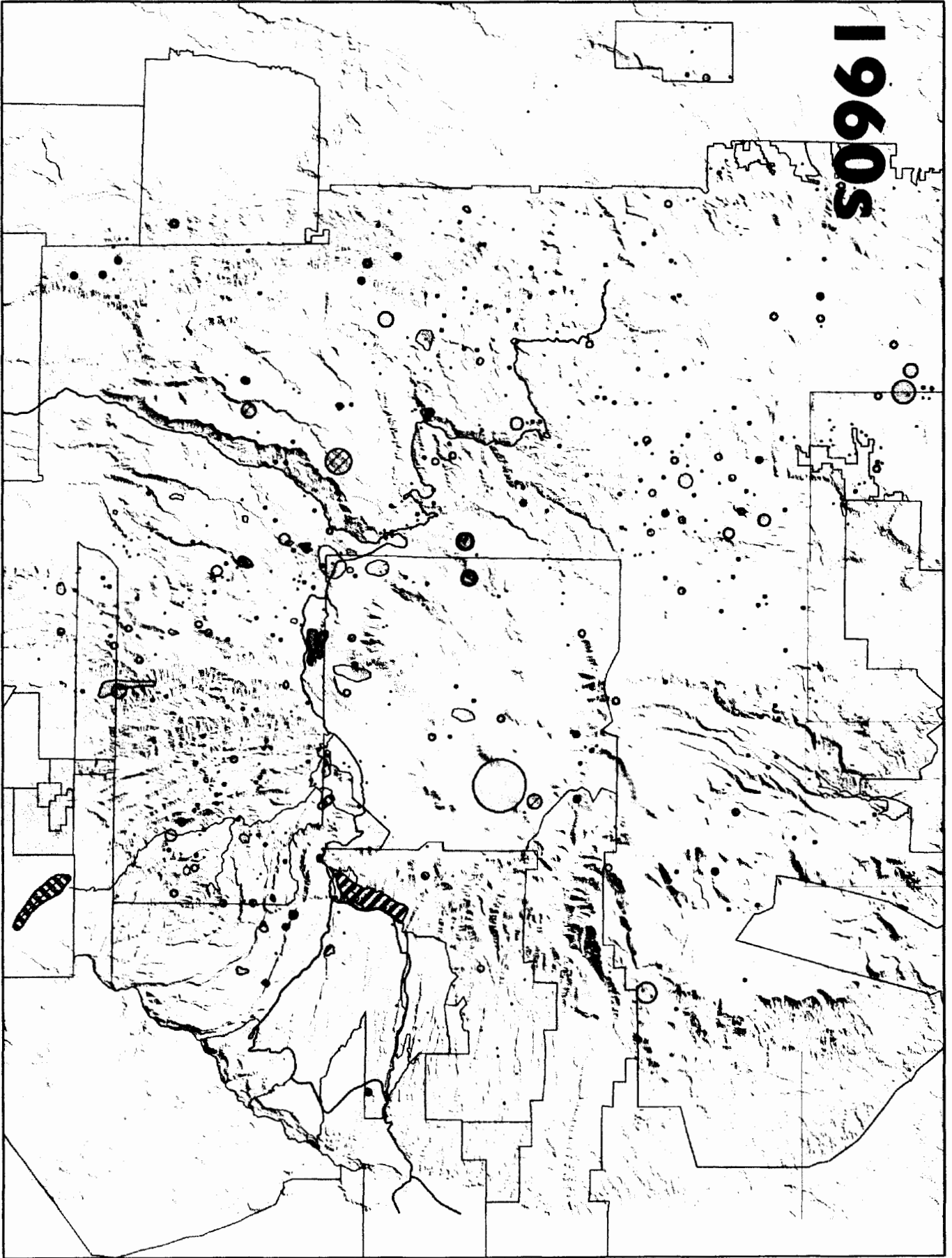
1940s



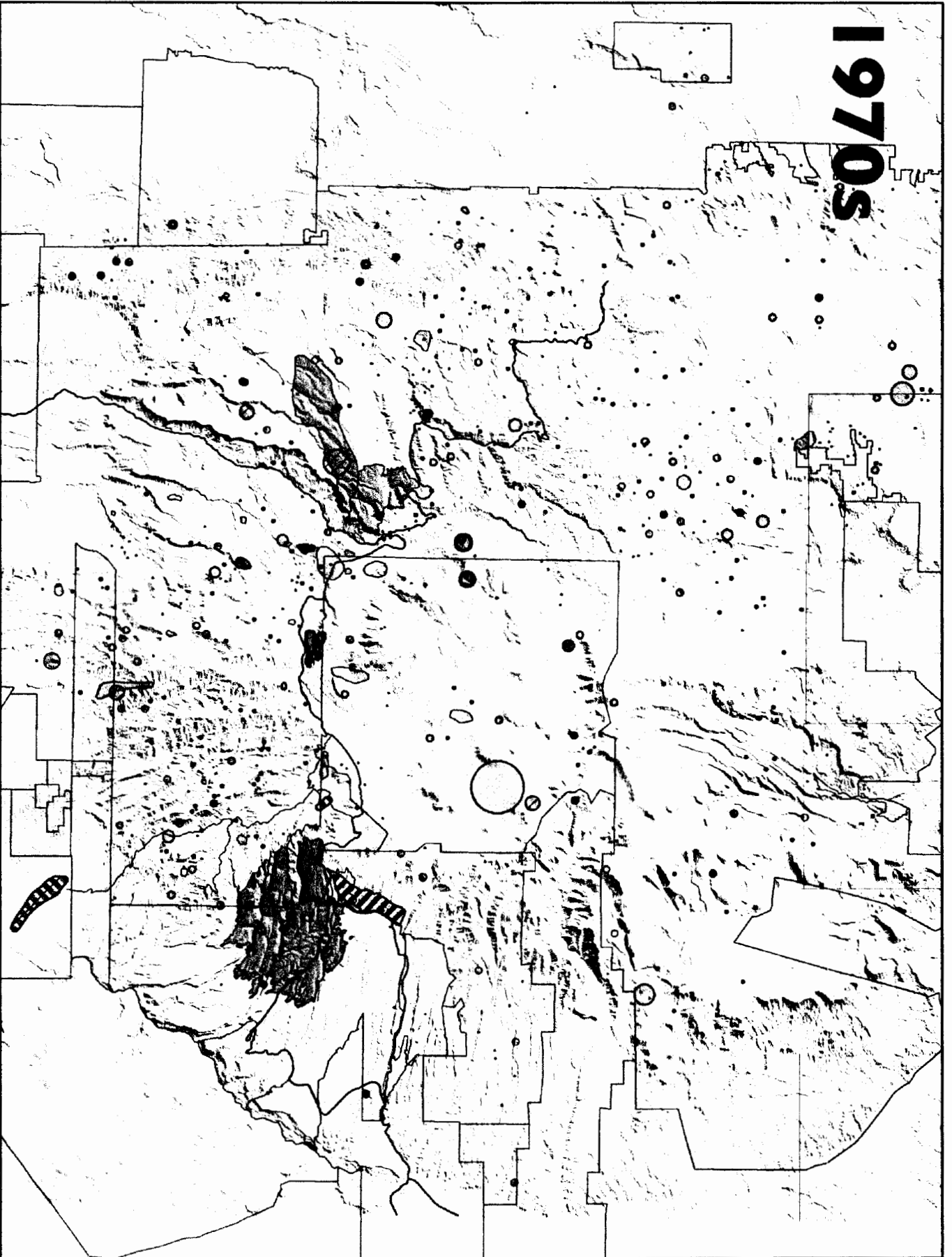
1950s



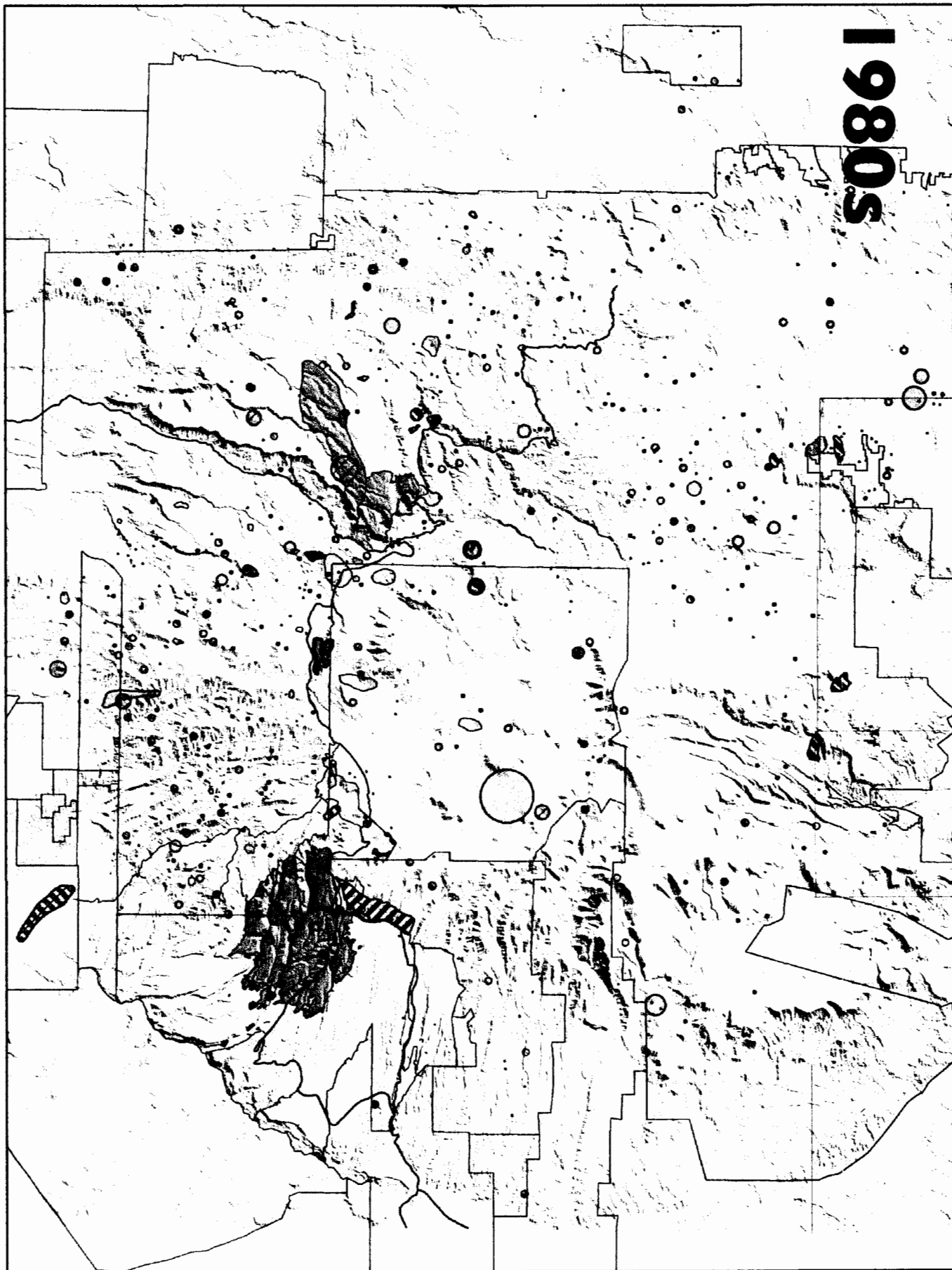
1960s



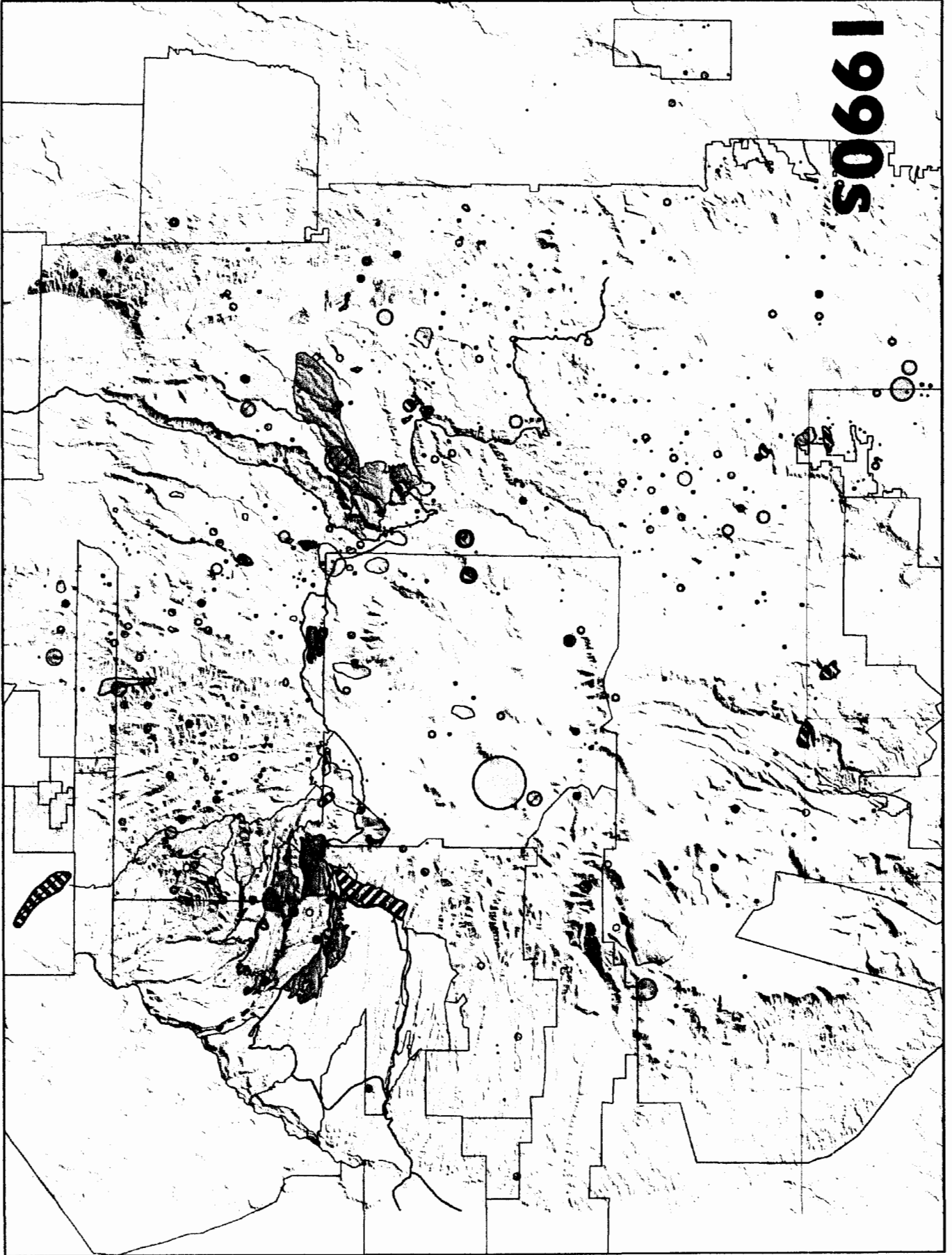
1970s



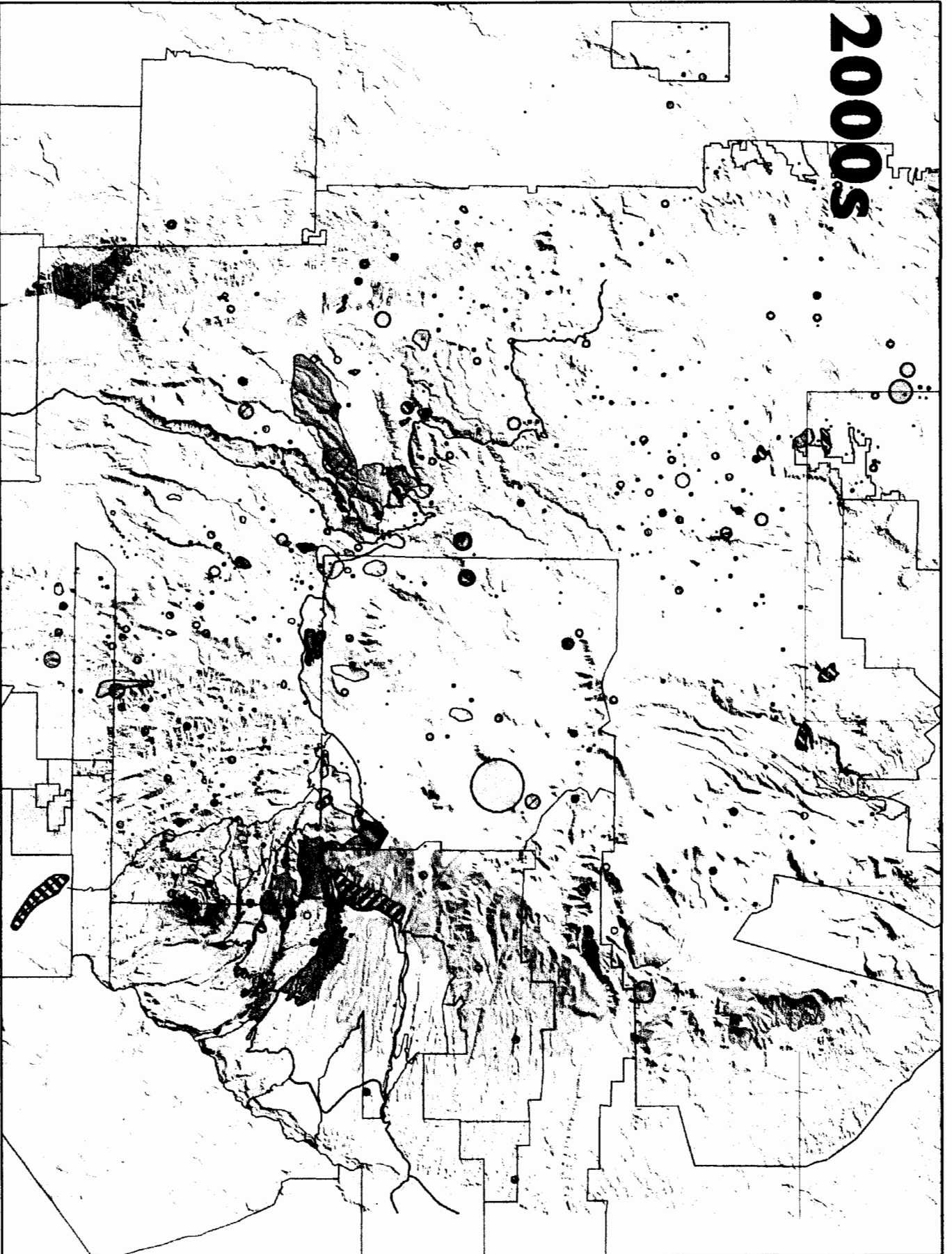
1986



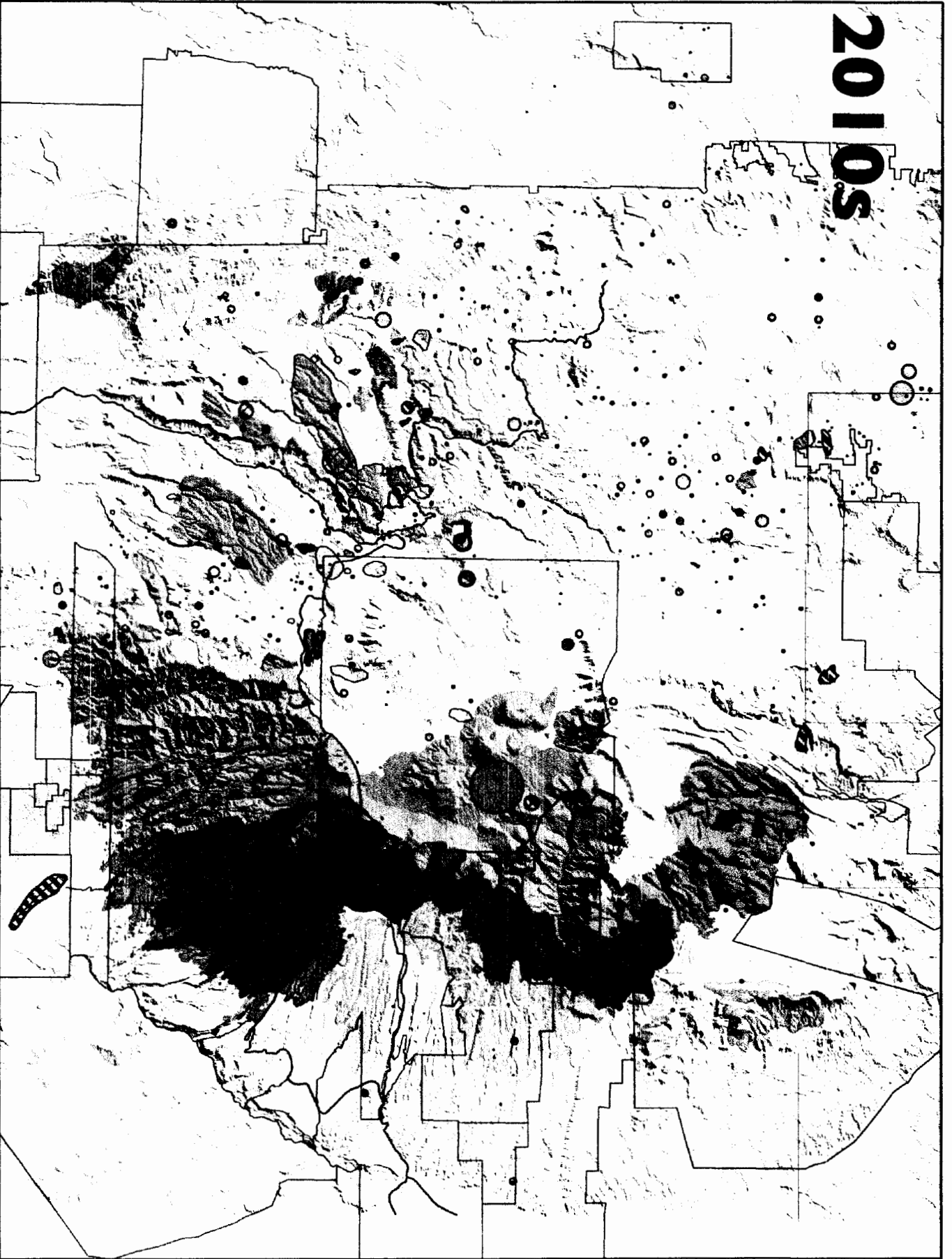
1906

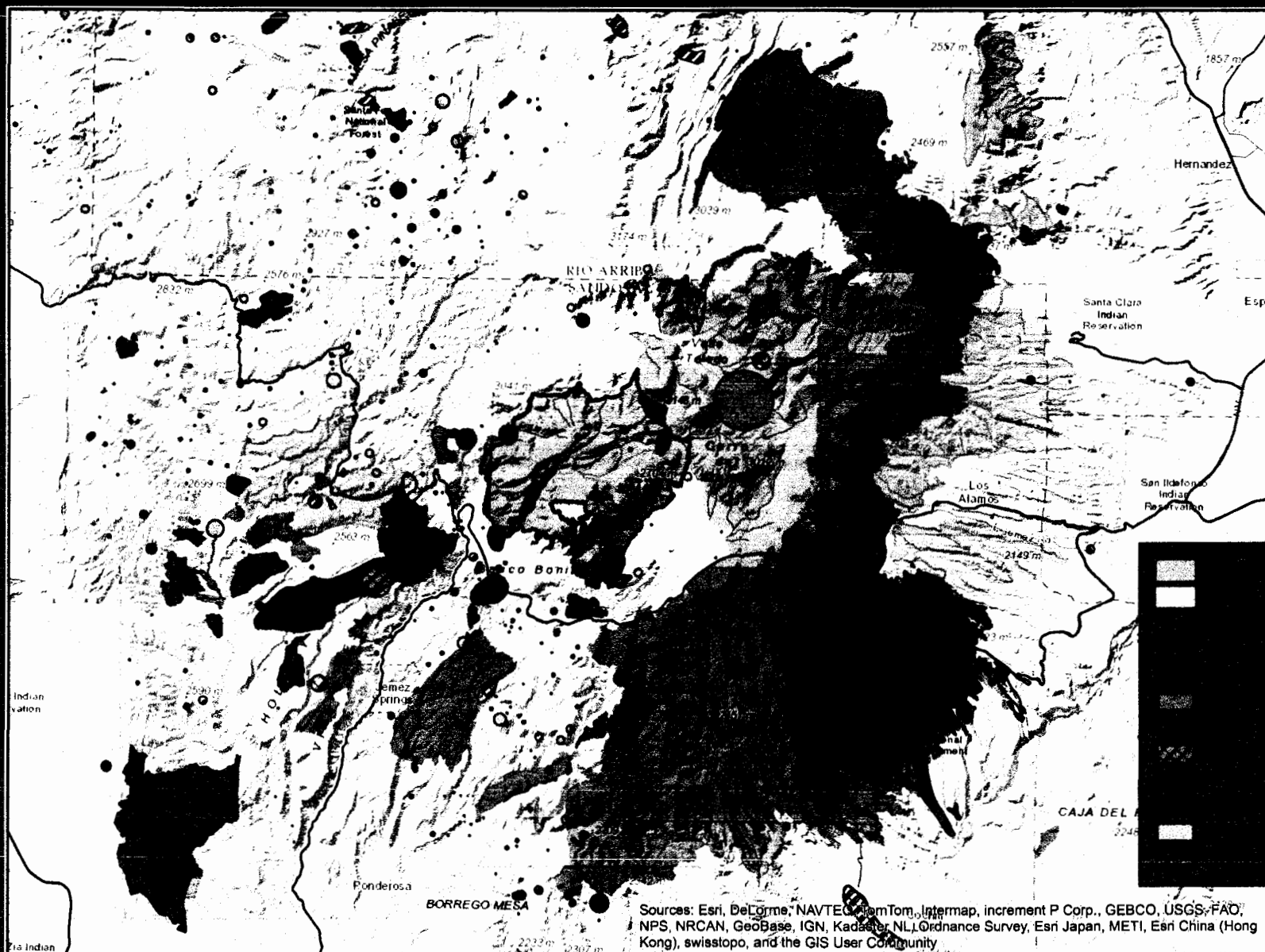


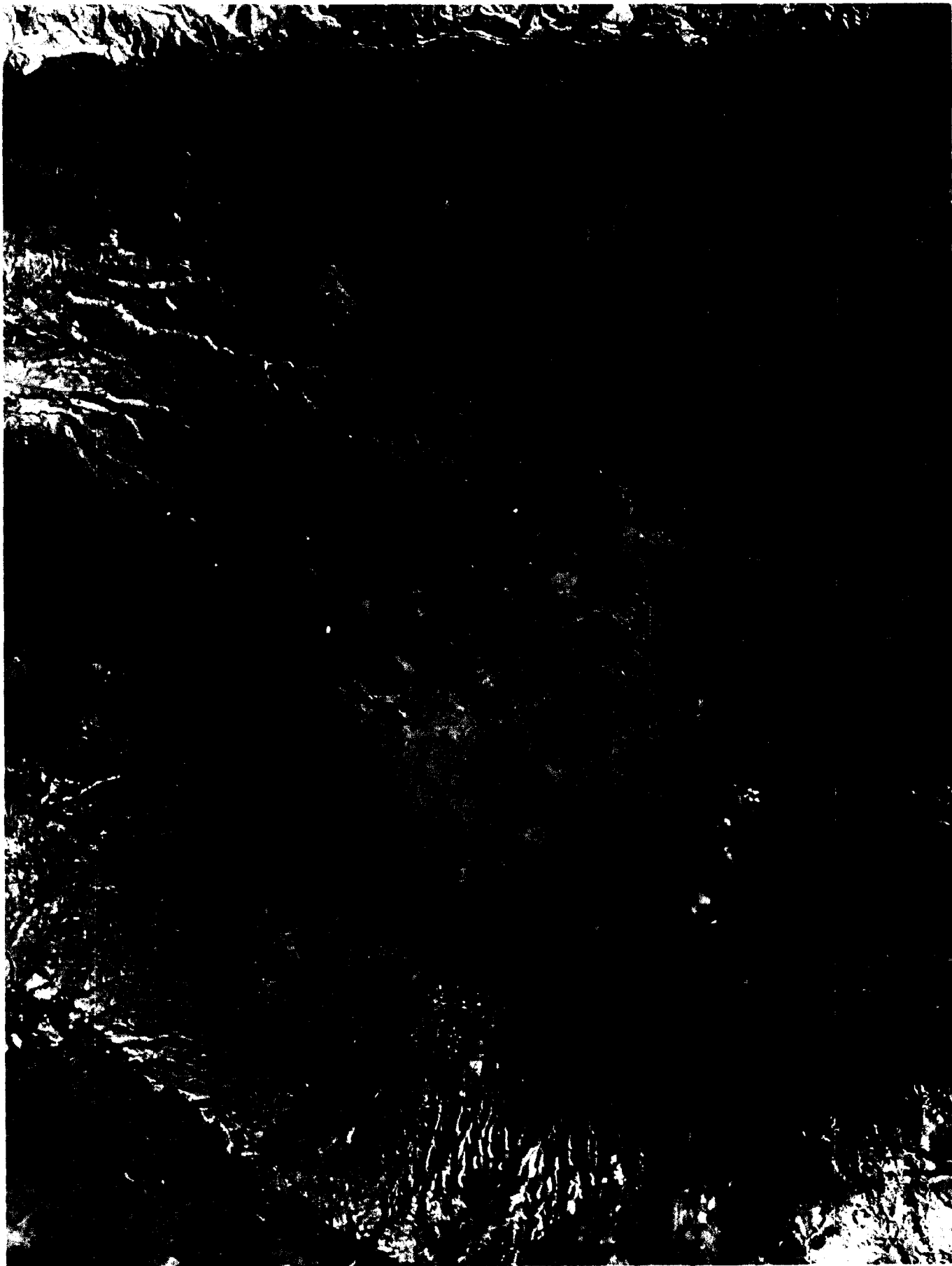
2000s

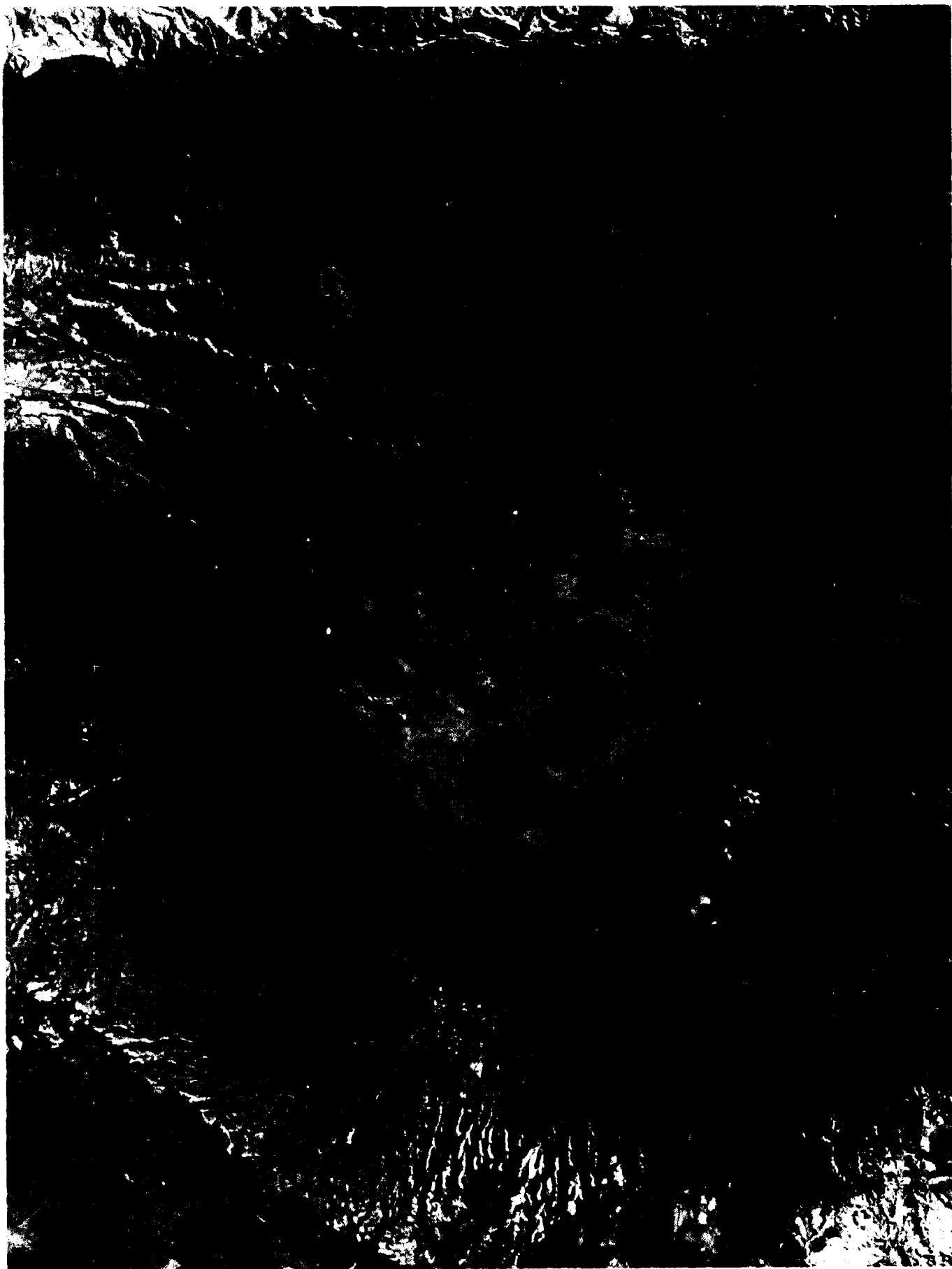


2010s

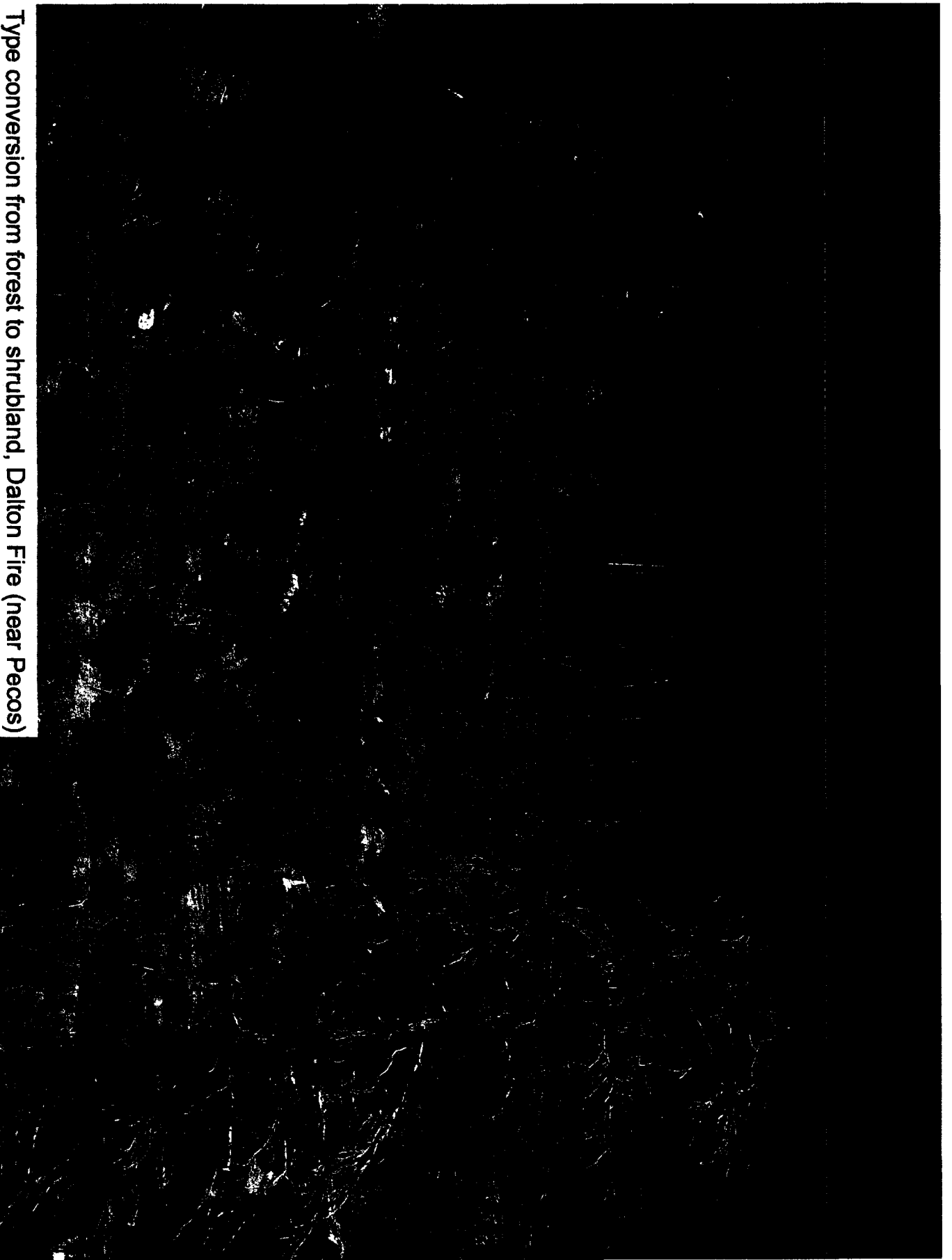


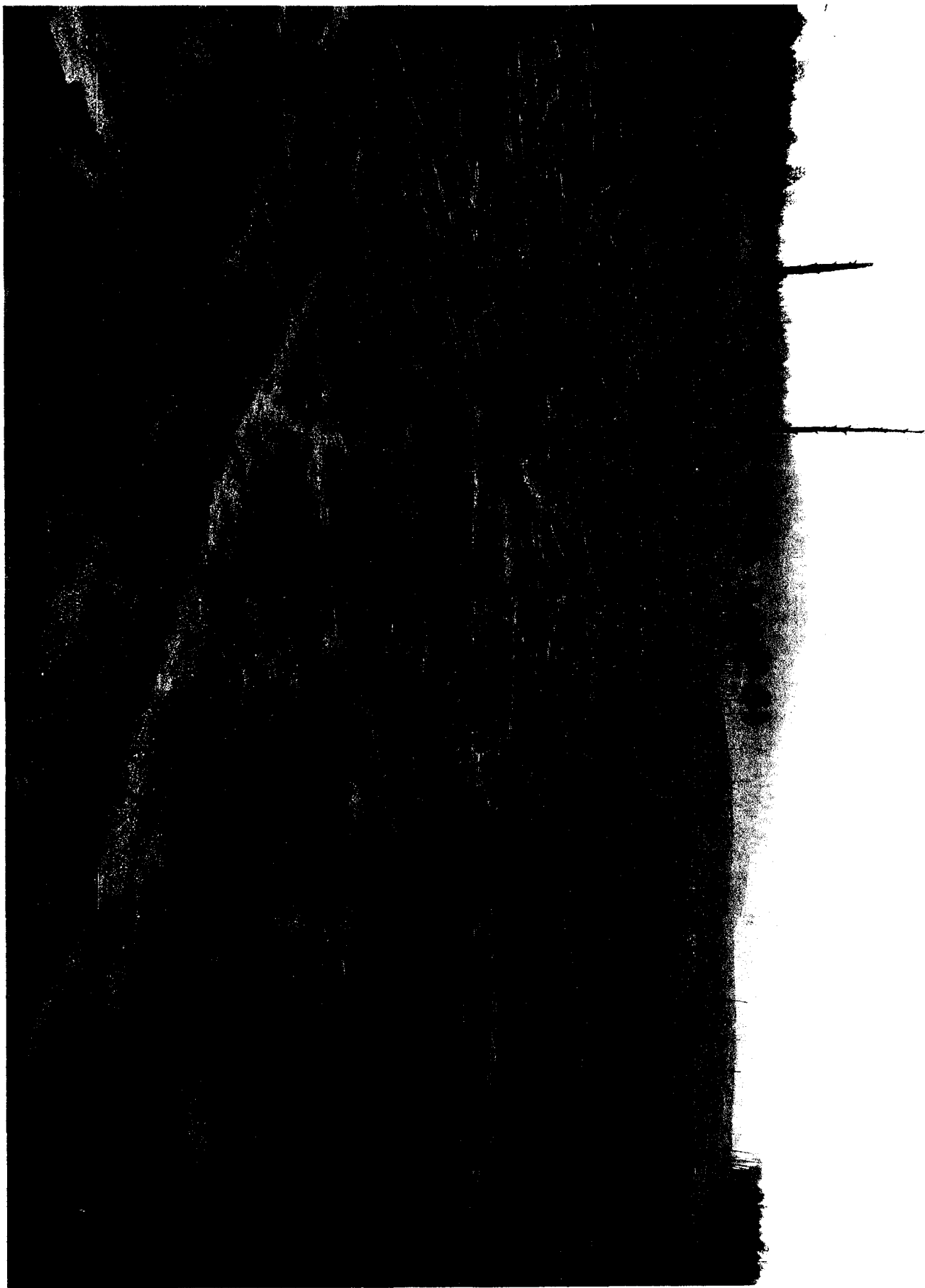






Type conversion from forest to shrubland, Dalton Fire (near Pecos)





Post-Fire Flooding and Erosion





Vivash Fire, 2000



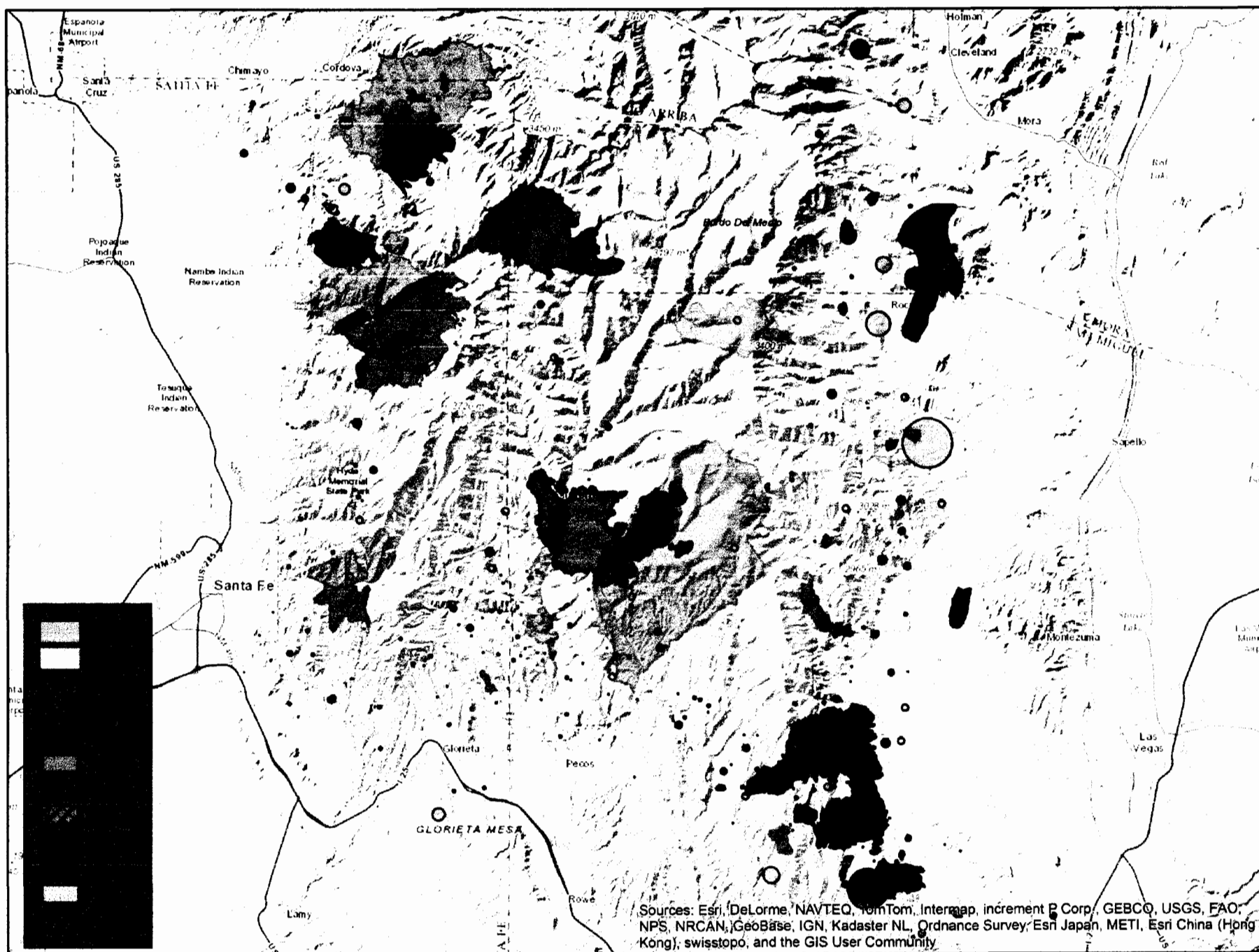
Pacheco Fire, 2011



Fres Lagunas Fire, 2013



Juoso Fire, 2013



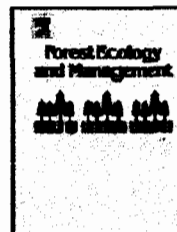


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Contents lists available at ScienceDirect

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Journal homepage: www.elsevier.com/locate/foreco



Fire history and fire–climate relationships along a fire regime gradient in the Santa Fe Municipal Watershed, NM, USA

Ellis Q. Margolis^{a,*}, Jeff Balmat^b

^a University of Arizona Laboratory of Tree-Ring Research, 105W. Stadium, Tucson, AZ 85721, United States

^b National Park Service, 7660 E Broadway Blvd, Suite 303, Tucson, AZ 85710, United States

2009

Journal of Hydrology 397 (2011) 118–127



ELSEVIER

Contents lists available at ScienceDirect

Journal of Hydrology

Journal homepage: www.elsevier.com/locate/jhydrol

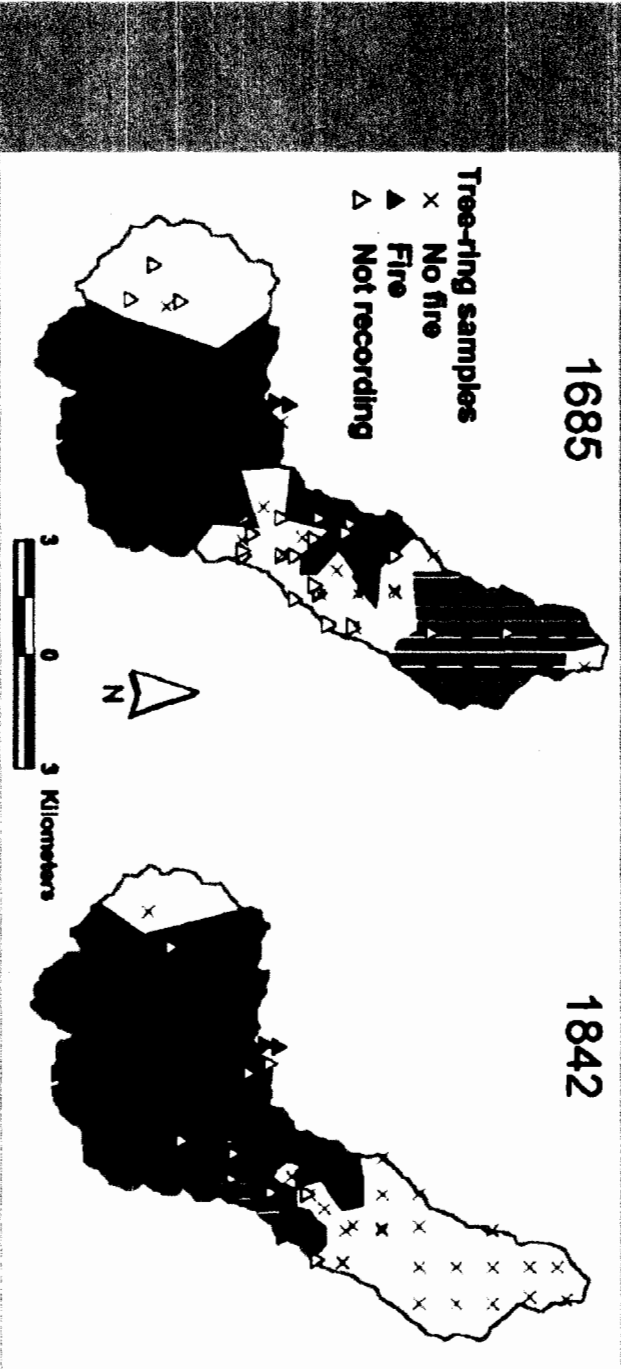


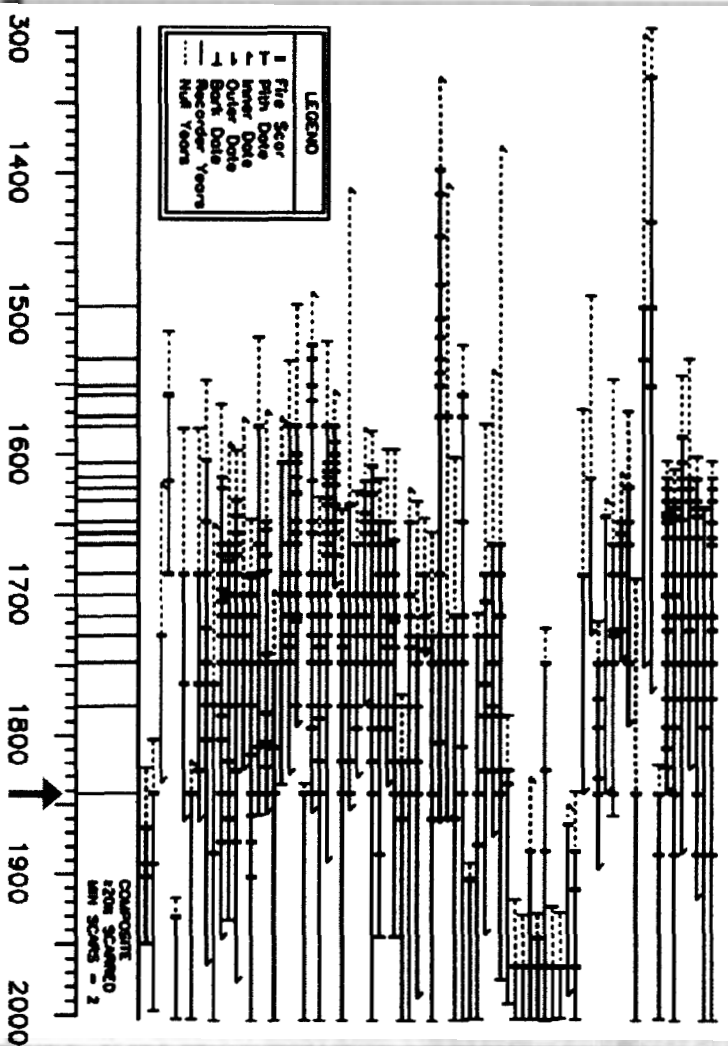
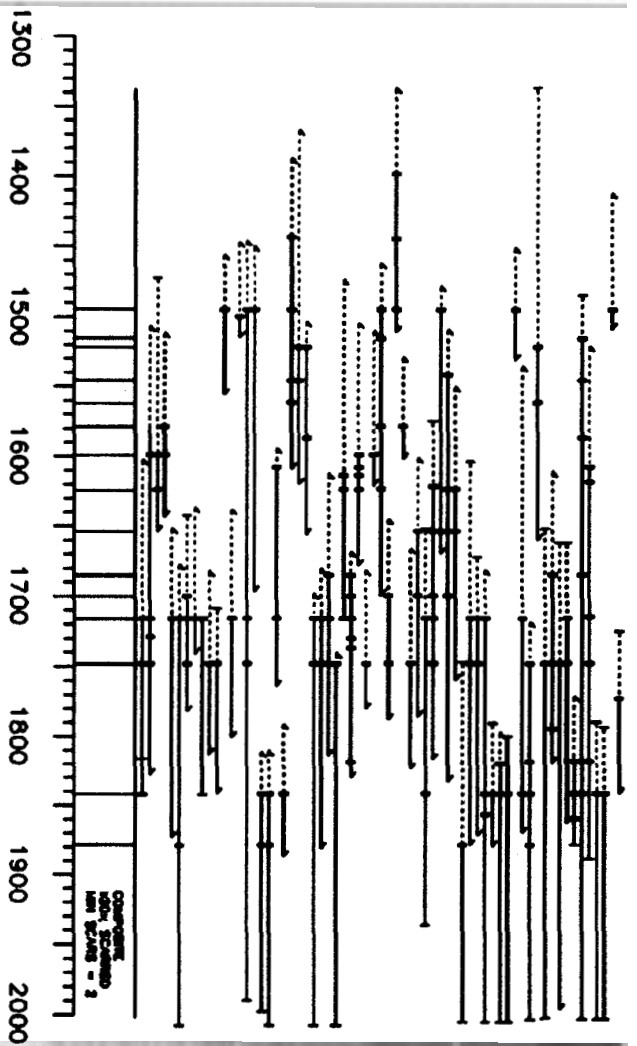
A tree-ring reconstruction of streamflow in the Santa Fe River, New Mexico

Ellis Q. Margolis^{*}, David M. Meko, Ramzi Touchan

Laboratory of Tree-Ring Research, The University of Arizona, 105 W. Stadium, Tucson, AZ 85721, United States

2011





A spatial analysis of fire history across adjacent watersheds



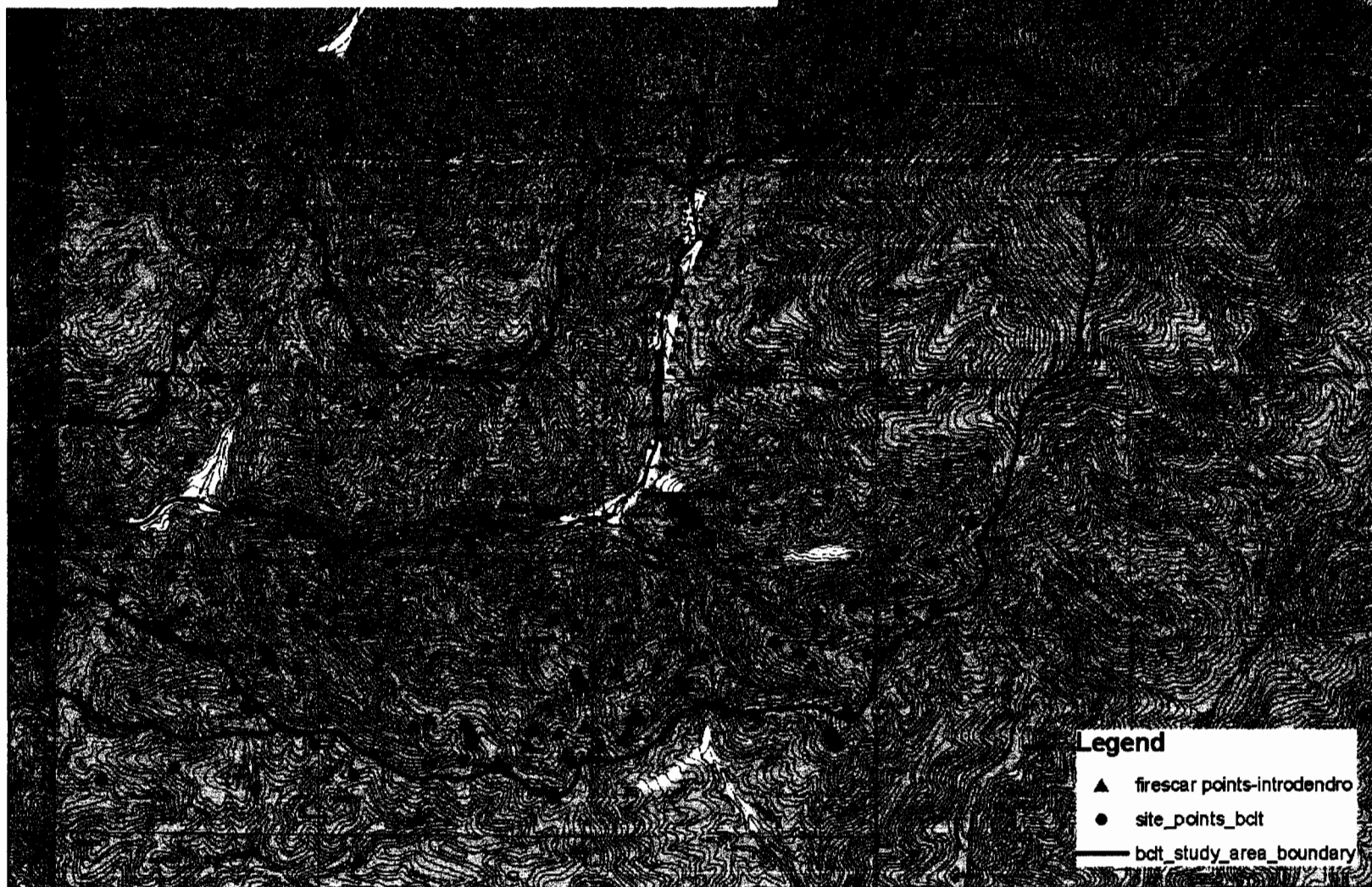
Laura Marshall

Donald Falk, Ellis Margolis

8/14/13

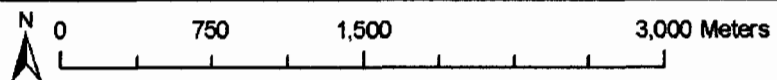
Next 7 slides from Laura Marshall+

Black Canyon/Little Tesuque Watershed (BCLT),
north of Santa Fe Watershed (SFW)



Legend

- ▲ firescar points-introdendro
- site_points_bclt
- bclt_study_area_boundary



BCLT

Ponderosa pine/mixed conifer
Complex topography

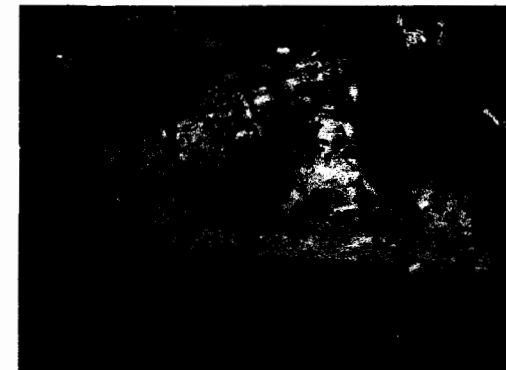


Methods

Field collection 2009-2010
111 fire scarred trees total

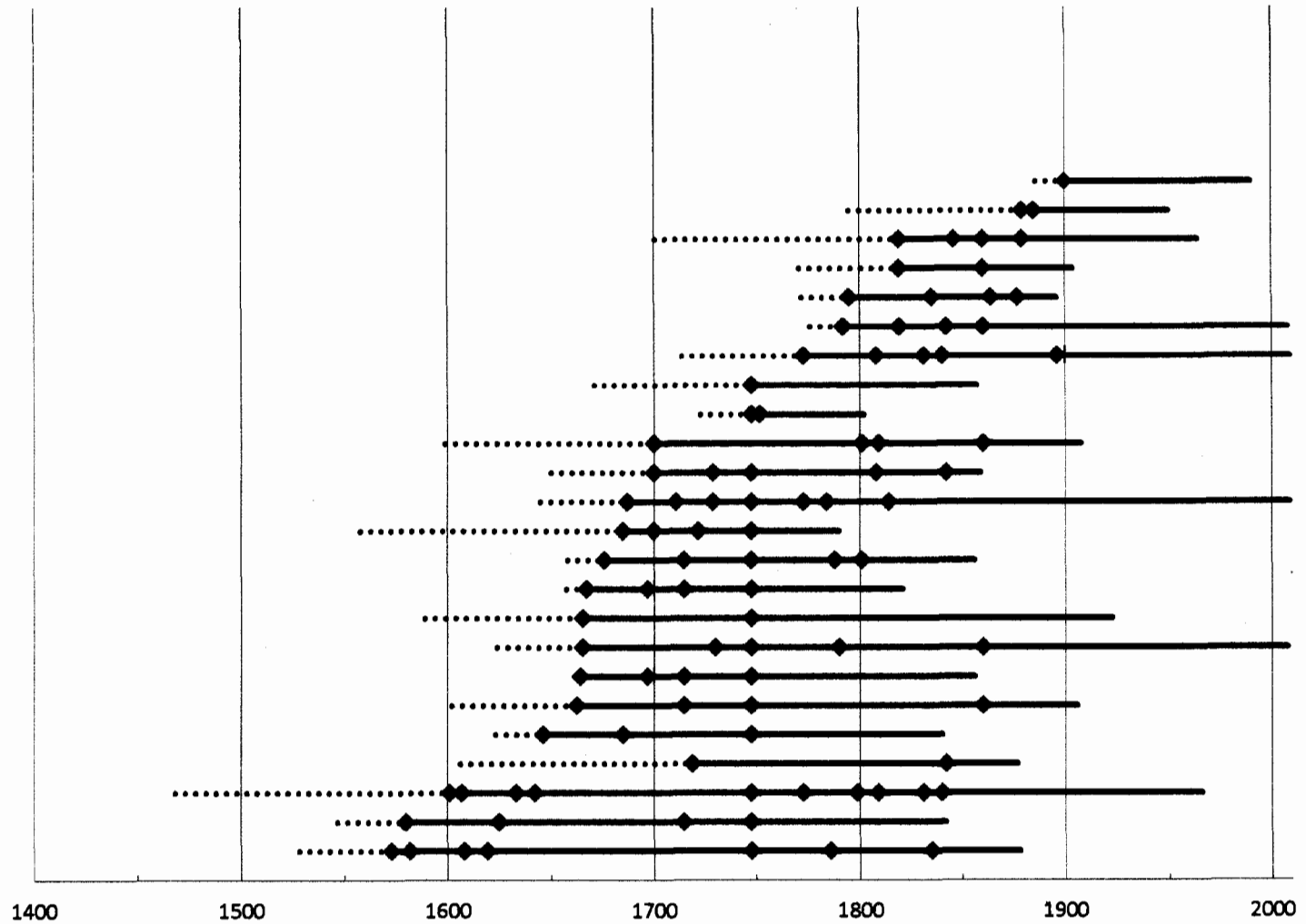
Subset of trees:
24 dated:122 scars in 59 years
1573-2010 period of record
Last fire in 1900

Compare to reconstruction in SFW
Fire spread across elevations
(Margolis and Balmat 2009)



Little Tesuque Watershed Fire History

Samples recording fire



First fire recorded: 1573

Most recent fire: 1900

Year

Results: Watershed comparison Little Tesuque—Santa Fe

	BCLT (1660-1880)	SFW (1550-1880) Ponderosa Pine*
Search area (ha)	500	1600
Fire-scarred trees	24	76

Mean fire interval (years)	4.9	4.7
Median fire interval (years)	3.0	4.0
Interval range (years)	1-19	1-16

All fire intervals for BCLT vs. SFW 1660-1880: no significant difference found

*Margolis and Balmat 2009

Conclusions

Fire interval is characteristic of Southwest ponderosa pine forest.

Similar fire intervals between Santa Fe River and Little Tesuque Watershed.

Widespread fire years mostly the same across these adjoining watersheds.

May need to thin Little Tesuque watershed to reduce risk to Santa Fe Watershed.



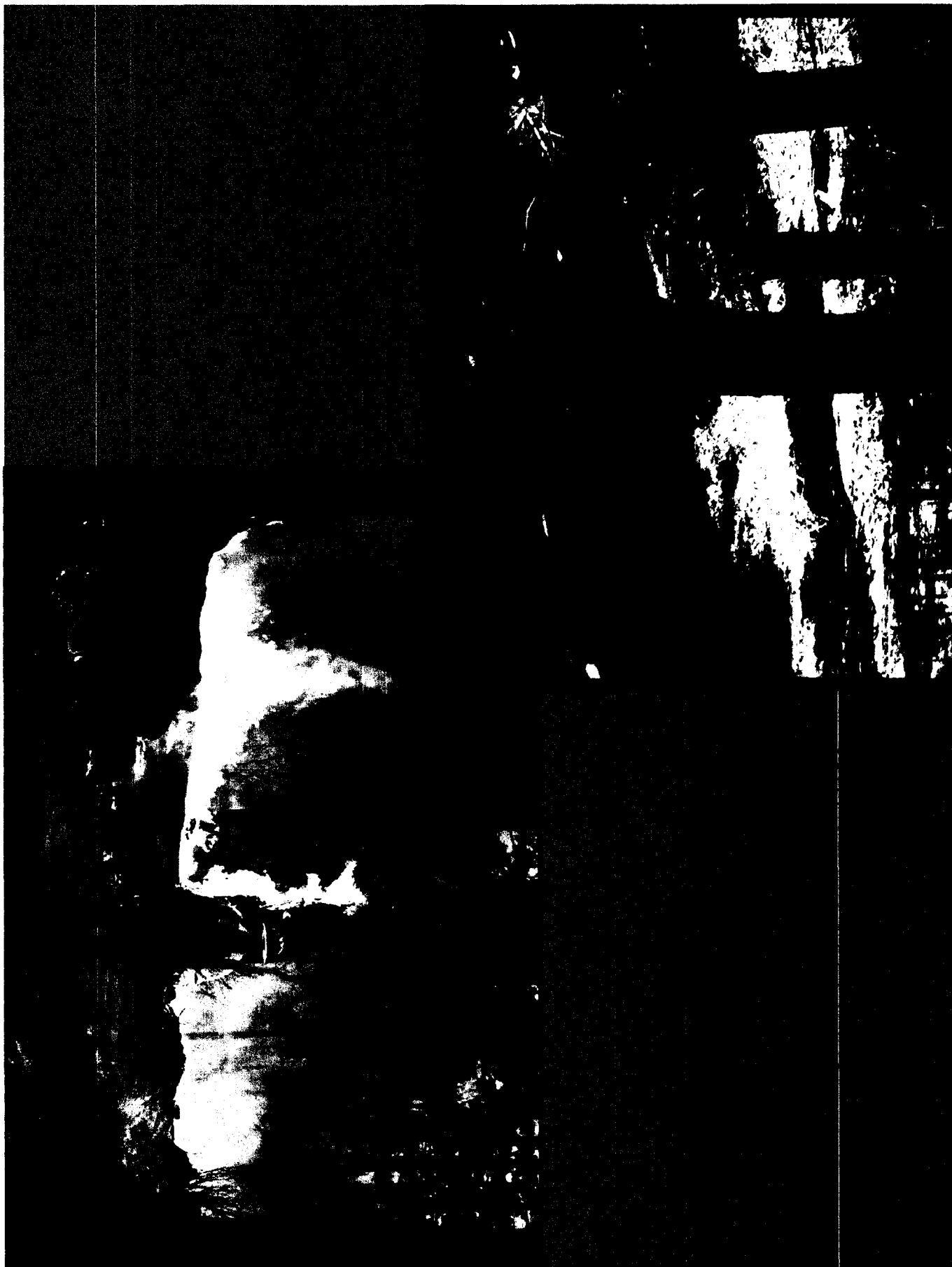
SFW treated area

What's the good news ?

How can we respond ?

Applications to land management

Including "Adaptation"



Forest Restoration

We can act strategically,
at landscape scales, to
break up the continuity of
hazardous forest fuels



Southwest Jemez Mountains
Collaborative Forest Landscape
Restoration Project - (CFLRP)

BIZARRO

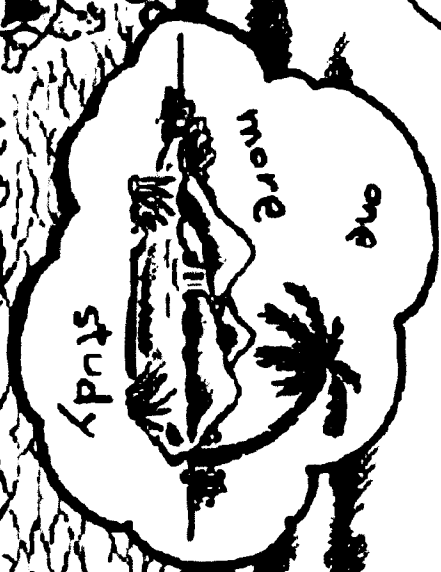
By Dan Piraro

Our extended forecast includes global warming & the catastrophic end of the human race. But for the weekend, it's looking like sunny skies, mild temperatures, & a general apathy toward environmental concerns.

Back to you, Jim.



GLOBAL WARMING

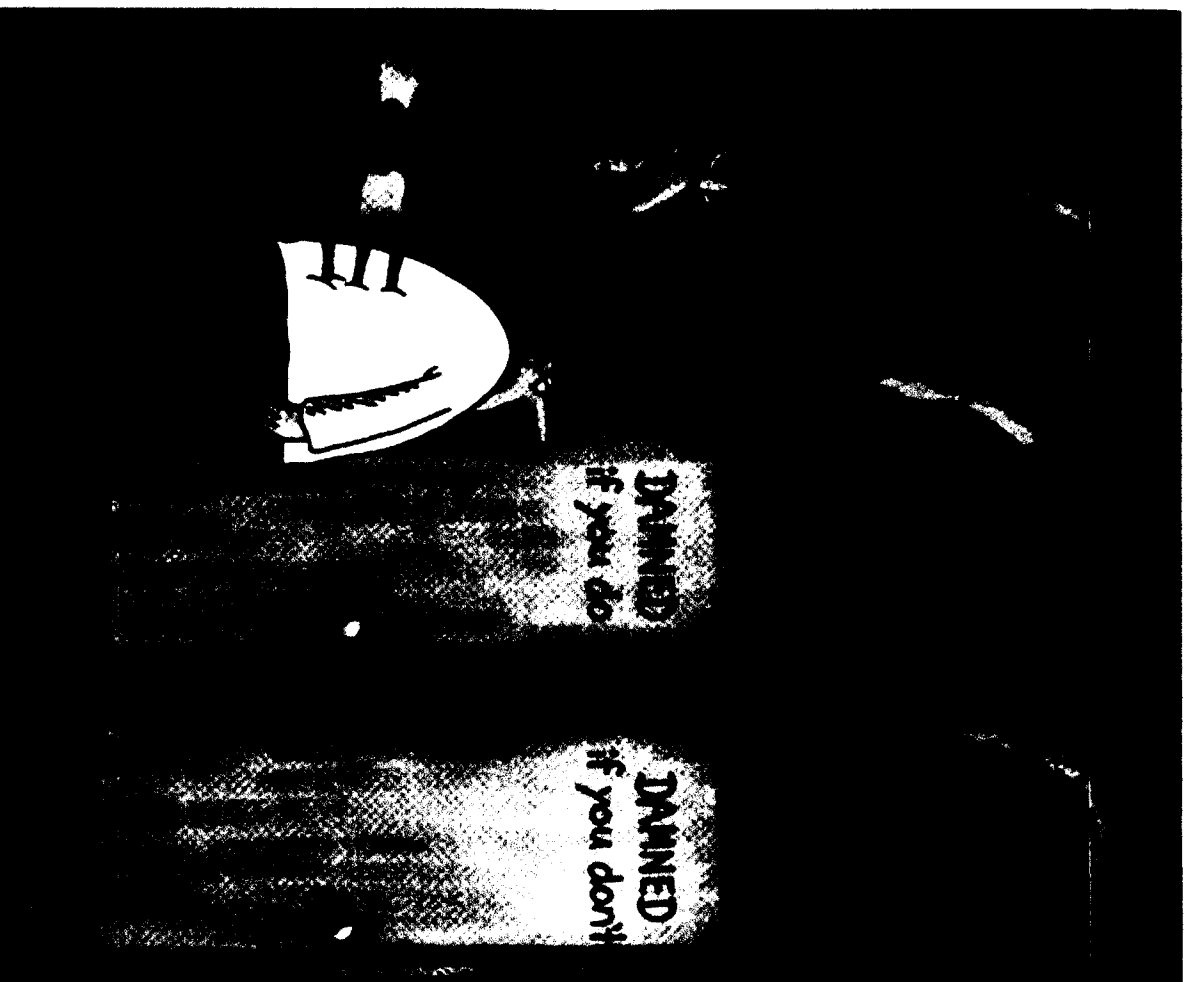


THE

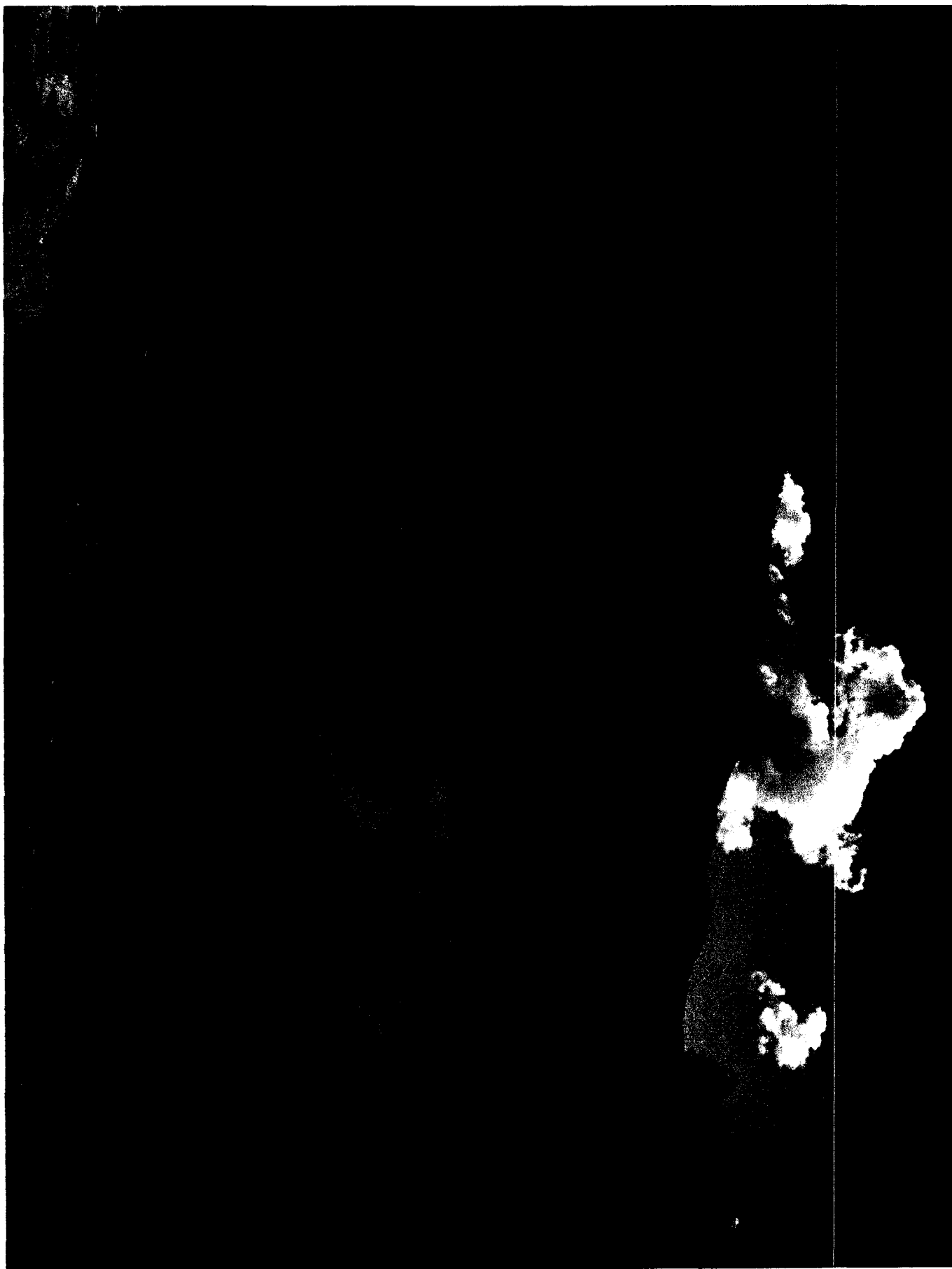
...HAWK WITH BIRD
...THE VAGUELY BUT








7-17-07


UNIT ON
FINDINGS:
"TOO LATE"



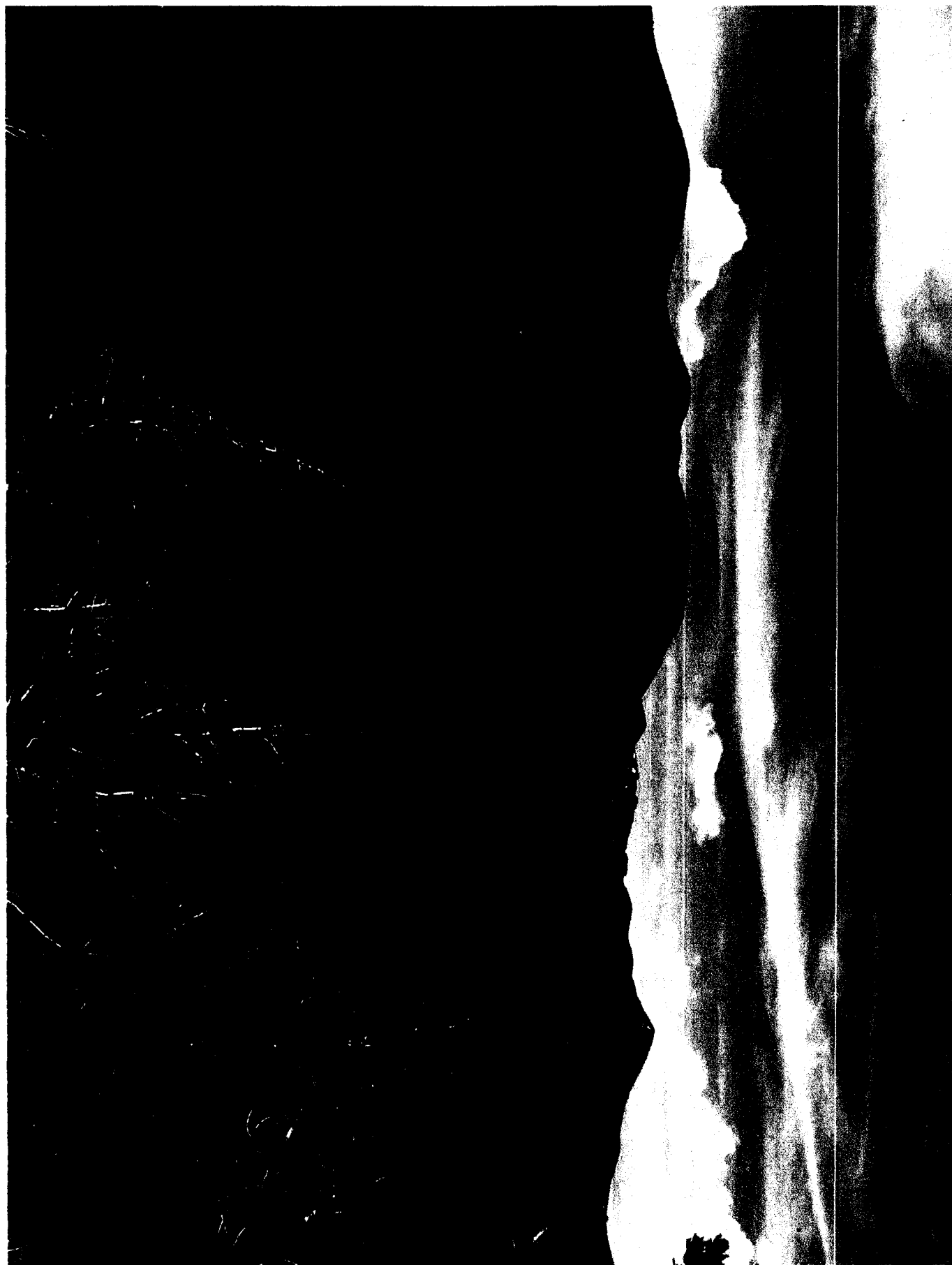
"C'mon, c'mon—it's either one or the other."

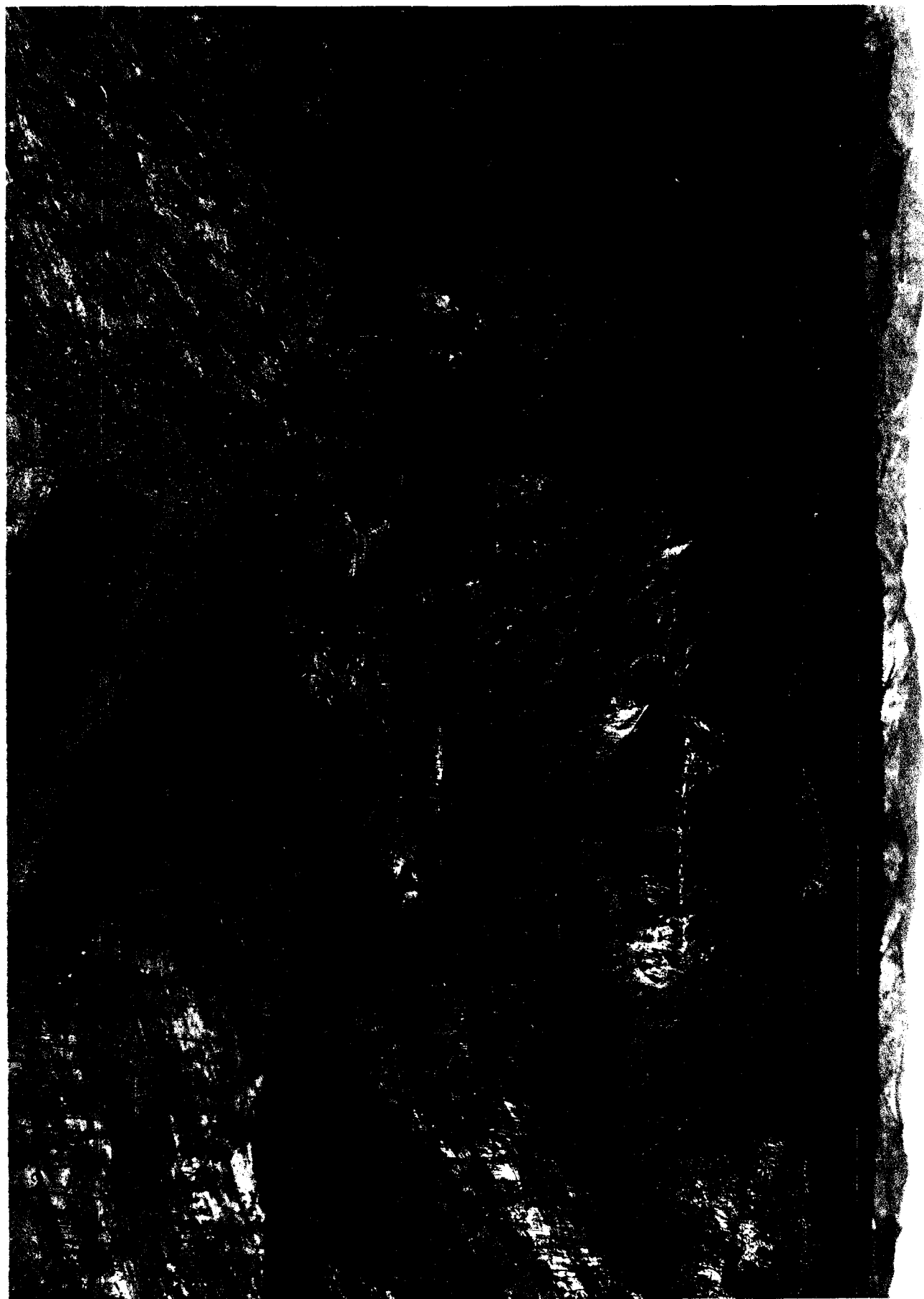


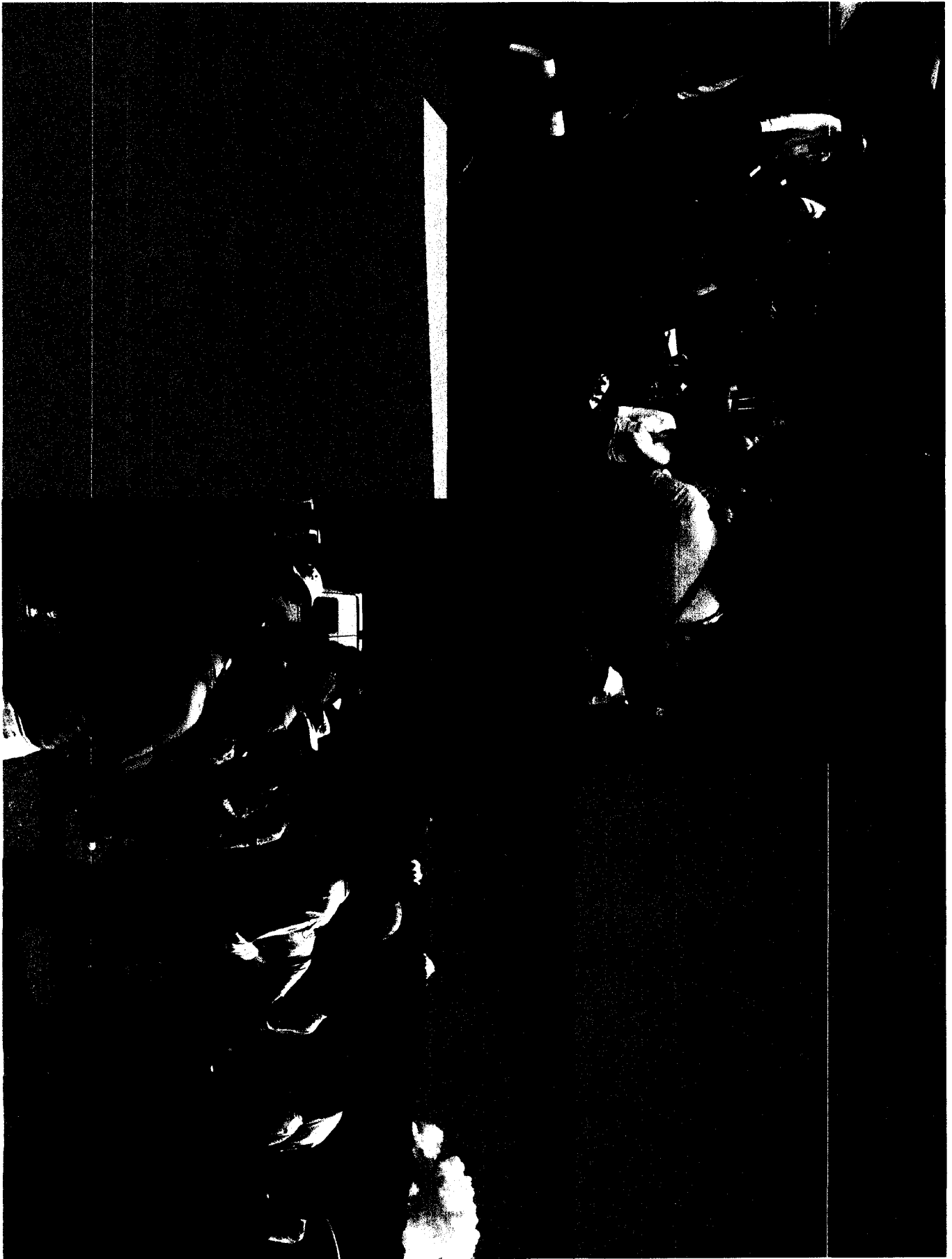
 **Wilderness area**
lower-upper watershed
 **Roads**
 **Streams**
 **Lakes/reservoirs**
Elevation
 **6500ft - 9500ft**
 **9500ft - 11500ft**
 **11500ft - 12700ft**

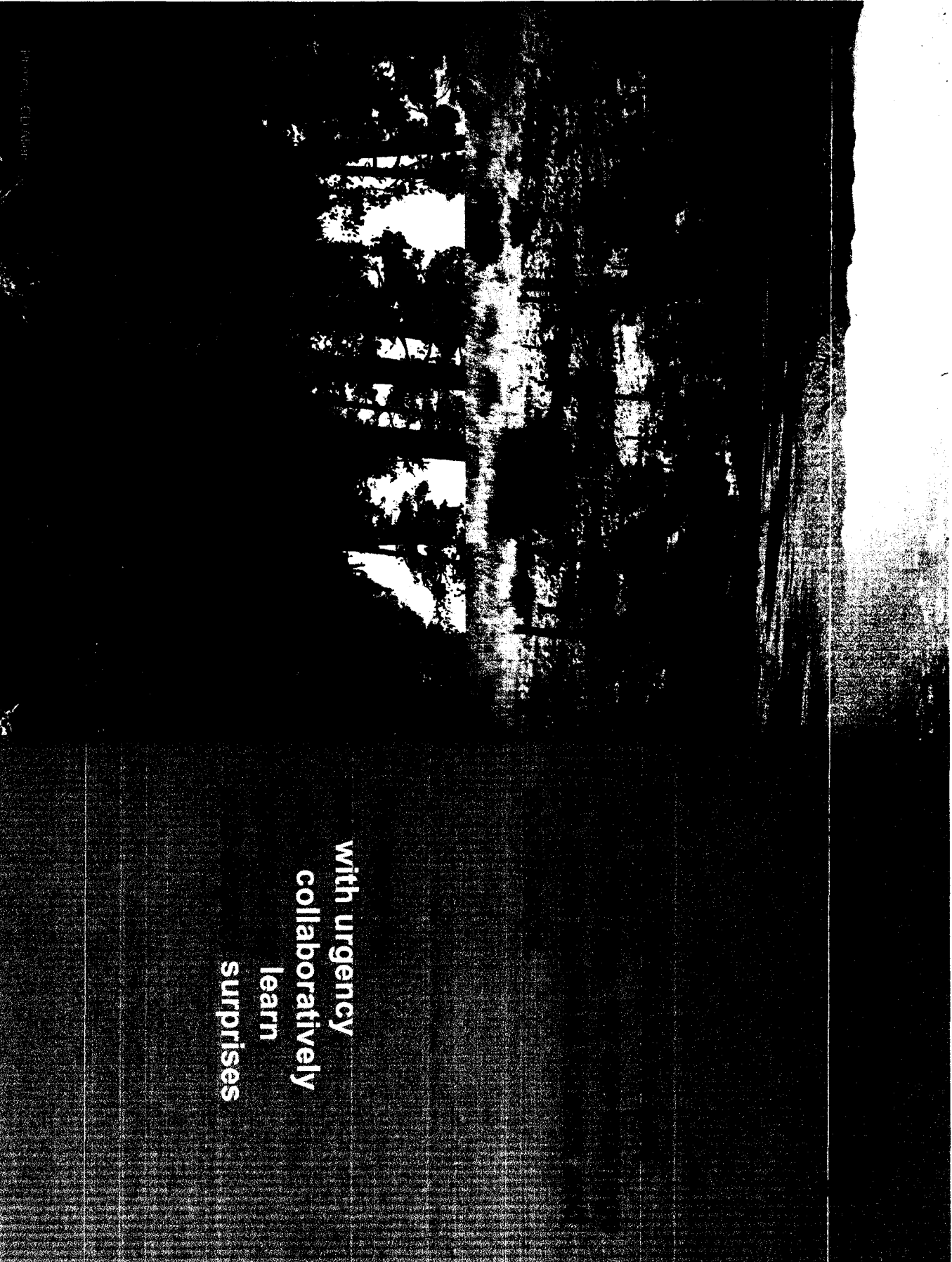
 **N**











with urgency
collaboratively
learn
surprises

2) A key strategy is to develop the landscape-scale connectivity of high-quality riparian forest.

3) There are no "one-size-fits-all" situations or prescriptions, so local place-based knowledge is important and helpful.

4) Restoration treatments can increase the resilience of forests to fire and climate stresses, and improve the odds of more gradual, adaptive transitions to future forest conditions, but they are not a guarantee.

5) Once a forest is treated, it requires maintenance.

The Velocity Project (TVP)
Pilot Project Fall 2012-Spring 2013
Class of 2013: Companies and Results

Planit Mapper –

Company Description: An innovative website and mobile app focused on helping outdoors enthusiasts, travelers and tourists “find their next adventure” (e.g. rock climbing, rafting).

Update and Notable Facts:

- Patents filed (with help from lawyer connected through TVP)
- Venture Acceleration Fund (VAF) selection for development funding
- Brought on technical co-founder (as advised by TVP)
- Launch of beta software expected in the next couple months.

ReUnity Resources –

Company Description: A non-profit dedicated to the promotion and sale of local biodiesel fuel made from recycled cooking oil.

Update and Notable Facts:

- Ten new restaurants signed up for recycling cooking oil (increased revenue).
- In the process of hiring two new, full-time, employees.
- Founders are being sought out as thought leaders on community bio-diesel

Rain Vessels –

Company Description: A unique solution for insulated rainwater and grey water catchment and storage.

Update and Notable Facts:

- Patent process initiated (with help from lawyer connected through TVP)
- Demo day generated significant sales interest/leads
- New prototype being developed to respond to demand for smaller vessels.

Designs of Erika –

Company Description: A full line of personal accessories and home decor items locally designed and made.

Update and Notable Facts:

- Pulled back from Artist Market to develop web and wholesale business
- Hired Part-time seamstress to generate inventory
- Accepted into prestigious design product trade show in Colorado

Exhibit "2"

Dawn Bacon Design –

Company Description: A high-end fashion design company, Dawn owns her own studio, and is teaching newdesigners & artisans the skills necessary to succeed creatively.

Update and Notable Facts:

- Rehiring two part-time seamstresses
- Held trunk show and generated clients
- Other trunk show scheduled for September in partnership with TVP mentor Angela Del Mar and Salon Del Mar
- Showroom scheduled to open in the next few months

Cowboy UP –

Company Description: A local, healthy, energy beverage made of a sparkling cider with a kick.

Update and Notable Facts:

- Added Giant Stores to distribution network
- Attended beverage shows in Texas leading to anticipated distribution in Texas to be announced soon.

P.Nutty & Co –

Company Description: Manufacture and sales of a roasted peanut and honey-based energy bar.

Update and Notable Facts:

The Velocity Project

Pilot Project Fall 2012-Spring 2013

Timeline:

- The program selection of businesses to participate began in the Fall of 2012.
- The accelerator “boot camp” for the seven inaugural businesses began on January 17, 2013 and ran through March 14, 2013.
- Demo day (community presentations and ‘ask’ held at The Screen) was held on March 23, 2013.
- The businesses then began the execution of their 100 day plans.

Criteria for Selection:

- The business has to be established as an entity (ex. Provide proof of a city business license, operating agreement or proof of entrepreneurial leave).
- The business product has been conceptualized or is established (ex. license or patent, prototype, other documentation that demonstrates concept in process).
- Potential to impact Santa Fe’s economy (ex. job creation, gross receipts taxes, leverage of additional funding from other sources or brings new money into Santa Fe)
- Business should be coachable and hungry, i.e. open to advice and development and willing to do the hard work required in the program.
- The team or individual entrepreneur should be driven to succeed and a record of successful execution in previous endeavors.

Selection Process:

- The application period was open for two weeks. Outreach was done through social media, traditional media (newspapers, radio), existing organizations and word of mouth.
- Applicants submitted an online application that required information about the business, including product sales and competitiveness, founders and history of accomplishments and revenues.
- 25 applications were received and all of them were interviewed by a panel of judges including entrepreneurs, venture capitalists, and marketing professionals.
- Seven companies were selected to participate in The Velocity Project.
- All seven selected businesses completed The Velocity Project and the 100-day plans.

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2013-____

INTRODUCED BY:

Councilor Rebecca Wurzbarger

Councilor Peter Ives

Mayor David Coss

A RESOLUTION

CALLING FOR SANTA FE MUNICIPAL CHARTER AMENDMENTS RECOMMENDED BY THE CHARTER REVIEW COMMISSION BE PLACED ON THE BALLOT OF A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE REGULAR MUNICIPAL ELECTION ON MARCH 4, 2014.

WHEREAS, the electorate of the City of Santa Fe adopted the City of Santa Fe Municipal Charter ("Charter") at a special election held on December 9, 1997; and

WHEREAS, the electorate of the City of Santa Fe amended the Charter on March 4, 2008; and

WHEREAS, the Charter in Section 10.1 provides that a Charter Review Commission should be established no less than every ten (10) years; and

WHEREAS, the Governing Body determined that a Charter Review Commission should be convened to consider possible amendments to the Charter; and

WHEREAS, City of Santa Fe Resolution 2012-45, *Calling for the Establishment of a Charter Review Commission to Review Charter Amendment Questions for Submittal of such*

1 *Questions to the Electorate of the City of Santa Fe at a Special Municipal Election*, was adopted by
2 the Governing Body on April 25, 2012; and

3 **WHEREAS**, pursuant to Resolution 2012-45 the members of the Charter Review
4 Commission were appointed by the Governing Body; and

5 **WHEREAS**, the Charter Review Commission met numerous times in public meetings at
6 various locations in all four Council Districts during the period from December 2012 through July
7 2013; and

8 **WHEREAS**, the Charter Review Commission presented its Report and Recommendations
9 (Recommendations) to the Governing Body on July 31, 2013; and

10 **WHEREAS**, on or before January 8, 2014, the Governing Body needs to adopt an election
11 resolution determining the questions to be presented to the electorate concerning amendments to the
12 Charter that will be presented to the electorate in a special election to be held concurrently with the
13 regular municipal election to be held on March 4, 2014 and to provide for timely posting and
14 publication of that election resolution.

15 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
16 **CITY OF SANTA FE** that the Governing Body hereby adopts the recommendations of the Charter
17 Review Commission as the questions to be presented as proposed amendments to the Charter which
18 will be presented to the electorate of the City of Santa Fe at a special election to be held in
19 conjunction with the regular municipal election to be held on March 4, 2014. A copy of the Report
20 and Recommendations of the Charter Review Commission are attached as Exhibit A and are
21 incorporated herein as if fully set forth. The special election resolution shall be posted and published
22 and otherwise comply with all applicable legal requirements

23 PASSED, APPROVED and ADOPTED this _____ day of August, 2013.
24
25

1

2

3

DAVID COSS, MAYOR

4

5 ATTEST:

6

7

8 _____
YOLANDA Y. VIGIL, CITY CLERK

9

10 APPROVED AS TO FORM:

11

12

13 _____
GENO ZAMORA, CITY ATTORNEY

14

15

16

17

18

19

20

21

22

23

24

25 *M/Melissa/Resolutions 2013/Charter Questions_Wurz_Ives*

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2013-____

INTRODUCED BY:

Councilor Rebecca Wurzbarger

Councilor Peter Ives

Mayor David Coss

A RESOLUTION

**CALLING FOR PUBLIC HEARINGS, PUBLIC COMMENT AND ADOPTION OF AN
ELECTION RESOLUTION FOR A SPECIAL ELECTION RELATING TO AMENDMENTS
TO THE CHARTER OF THE CITY OF SANTA FE.**

WHEREAS, the electorate of the City of Santa Fe adopted the City of Santa Fe Municipal
Charter ("Charter") at a special election held on December 9, 1997; and

WHEREAS, the electorate of the City of Santa Fe amended the Charter on March 4, 2008;
and

WHEREAS, the Charter in Section 10.1 provides that a Charter Review Commission should
be established no less than every ten (10) years; and

WHEREAS, the Governing Body determined that a Charter Review Commission should be
convened to consider possible amendments to the Charter; and

WHEREAS, City of Santa Fe Resolution 2012-45, *Calling for the Establishment of a
Charter Review Commission to Review Charter Amendment Questions for Submittal of such*

1 *Questions to the Electorate of the City of Santa Fe at a Special Municipal Election*, was adopted by
2 the Governing Body on April 25, 2012; and

3 **WHEREAS**, Pursuant to Resolution 2012-45 the members of the Charter Review
4 Commission were appointed by the Governing Body; and

5 **WHEREAS**, the Charter Review Commission met numerous times in public meetings at
6 various locations in all four Council Districts during the period from December 2012 through July
7 2013; and

8 **WHEREAS**, the Charter Review Commission presented its Report and Recommendations
9 (Recommendations) to the Governing Body on July 31, 2013; and

10 **WHEREAS**, the Governing Body needs to schedule public hearings to consider the
11 Recommendations and to receive and consider public comments and input on the Recommendations
12 as well as any other Charter amendments which may be proposed by members of the Governing
13 Body; and

14 **WHEREAS**, on or before January 8, 2014, the Governing Body needs to adopt an election
15 resolution determining the questions to be presented to the electorate concerning amendments to the
16 Charter that will be presented to the electorate in a special election to be held concurrently with the
17 regular municipal election to be held on March 4, 2014 and to provide for timely posting and
18 publication of that election resolution.

19 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
20 **CITY OF SANTA FE** that the following process and schedule is adopted to consider and adopt an
21 election resolution concerning proposed amendments to the Charter which will be presented to the
22 electorate of the City of Santa Fe at a special election to be held concurrently with the regular
23 municipal election to be held on March 4, 2014:

- 24 1. The Governing body shall conduct no less three (3) public hearings for the purpose of
25 receiving public input and comment regarding the Recommendations and any other

1 Charter amendments that may be proposed by members of the Governing Body. These
2 public hearings shall be held during the months of September, October and November
3 and shall be completed no later than November 15, 2013.
4

- 5 2. After completion of the public hearings, the Governing Body shall hold a public hearing
6 to consider adoption of an election resolution calling for a special election to be held
7 concurrently with the March 4, 2014 regular municipal election. The election resolution
8 shall be adopted no later than January 8, 2014. The election resolution shall set forth the
9 questions to be submitted to the voters at the special election on March 4, 2014 and shall
10 otherwise comply with the requirements of law.

11 PASSED, APPROVED and ADOPTED this _____ day of August, 2013.
12

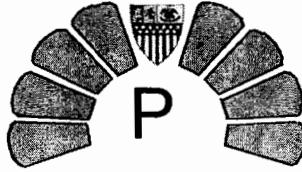
13 _____
14 DAVID COSS, MAYOR
15

16 ATTEST:
17

18 _____
19 YOLANDA Y. VIGIL, CITY CLERK
20

21 APPROVED AS TO FORM:
22

23 _____
24 GENO ZAMORA, CITY ATTORNEY
25



City of Santa Fe

Parking Division

To: Lost Revenue

Date: August 14, 2013

Re: *Zozobra Burning 2013*

Description	Units	Hours	Cost Factor	Total
Shuttle service	3	6	\$ 87.00	\$ 1,566.00
Lot Attendant at Railyard Garage (4 to 8 pm)	1	4	11.19	44.76
			-	-
			-	-

Total	\$ 1,610.76
--------------	--------------------

NOTES:

(3) shuttles needed from 5-11 pm

(1) additional PT Lot Attendant at Railyard Garage (not overtime)

Exhibit "5"



**CITY COUNCIL MEETING OF
AUGUST 14, 2013
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY**

Mayor David Coss		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Patti Bushee		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION CALLING FOR SANTA FE MUNICIPAL CHARTER AMENDMENT QUESTIONS RELATED TO WATER PROTECTION AND CONSERVATION, NEIGHBORHOOD PRESERVATION, AN INDEPENDENT REDISTRICTING COMMISSION, TIMELY DISCLOSURE OF THE PURPOSES OF TAX INCREASES AND BOND MEASURES, CAMPAIGN CONTRIBUTION LIMITS, AN AUDIT COMMITTEE AND CHILDREN'S ISSUES AND CONCERNS BE PLACED ON THE BALLOT OF THE MARCH 4, 2014 REGULAR MUNICIPAL ELECTION.	
Councilor Chris Calvert		
Co-Sponsors	Title	Tentative Committee Schedule
	AN ORDINANCE RELATING TO THE CAMPAIGN CODE, SECTION 9- 2 SFCC 1987: AMENDING SUBSECTIONS 9-2.6, 9-2.9 AND 9-2.11 SFCC 1987 TO PROVIDE UNIFORMITY IN CAMPAIGN TREASURER DUTIES.	Council (request to publish) – 8/27/13 Council (public hearing) – 9/11/13
Councilor Bill Dimas		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Carmichael Dominguez		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Peter Ives		
Councilor Chris Rivera		
Co-Sponsors	Title	Tentative Committee Schedule

Councilor Ron Trujillo		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Rebecca Wurzbarger		
Co-Sponsors	Title	Tentative Committee Schedule
Ives Coss	A RESOLUTION CALLING FOR SANTA FE MUNICIPAL CHARTER AMENDMENTS RECOMMENDED BY THE CHARTER REVIEW COMMISSION BE PLACED ON THE BALLOT OF A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE REGULAR MUNICIPAL ELECTION ON MARCH 4, 2014.	

Introduced legislation will be posted on the City Attorney's website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Melissa Byers, (505)955-6518, mdbyers@santafenm.gov.

CITY OF SANTA FE, NEW MEXICO

BILL NO. 2013-__

INTRODUCED BY:

Councilor Chris Calvert

AN ORDINANCE

RELATING TO THE CAMPAIGN CODE, SECTION 9-2 SFCC 1987: AMENDING
SUBSECTIONS 9-2.6, 9-2.9 AND 9-2.11 SFCC 1987 TO PROVIDE UNIFORMITY IN
CAMPAIGN TREASURER DUTIES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

Section 1. Subsection 9-2.6 SFCC 1987 (being Ord. #2005-14, §29, as
amended) is amended to read:

9-2.6 Independently Sponsored Campaign Materials.

Any person or entity that contracts for or initiates the dissemination of campaign materials
supporting the election or defeat of an identifiable candidate or of a ballot proposition, and that
spends in the aggregate two hundred fifty dollars (\$250.) or more for such purpose shall thereafter,
on each of the days prescribed for the filing of campaign finance statements of political committees,
file with the city clerk a report of all expenditures made and all contributions received for such
purpose on or before the date of the report and which have not been previously reported. Each report
shall be submitted on a form prescribed by the city clerk. Contributions and expenditures shall reflect

Exhibit "7"

1 ~~the requirements in Subsection 9-2.11 SFCC 1987. [shall be specified by date, amount of~~
2 ~~contribution, name, address and occupation of the person or entity from whom the contribution was~~
3 ~~made. Expenditures shall be specified by date, the amount of the expenditure, the name and address~~
4 ~~of the person or entity where an expenditure was made and the purpose of the expenditure.]~~

5 **Section 2. Subsection 9-2.9 SFCC 1987 (being Ord. #1998-41, §7, as amended) is**
6 **amended to read:**

7 **9-2.9 Campaign Treasurer; Deputy Campaign Treasurer; Duties.**

8 A. The campaign treasurer or deputy campaign treasurer shall keep a true and full record
9 of contributions and expenditures. The record of contributions and expenditures required to be kept
10 under the terms of the Campaign Code and the Public Campaign Finance Code shall reflect the
11 requirements in Subsection 9-2.11 SFCC 1987 and Section 9-3 SFCC 1987, respectively.

12 B. The campaign treasurer or deputy campaign treasurer shall maintain:

13 (1) receipts reflecting the purpose of each expenditure and the day and method
14 of payment; and

15 (2) all campaign bank records, including deposit slips and canceled checks.

16 [include but not be limited to:

17 (1) ~~— The full name and complete mailing address and principal business or~~
18 ~~occupation of every individual contributor for the period of time beginning with the~~
19 ~~acceptance of the first contribution;~~

20 (2) ~~— The full name, complete mailing address of every business contributor for the~~
21 ~~period of time beginning with the acceptance of the first contribution;~~

22 (3) ~~— The date of receipt, amount and form of every contribution;~~

23 (4) ~~— The aggregate donated by each such contributor;~~

24 (5) ~~— An itemized record of all disbursements, including the name and address of~~
25 ~~every recipient thereof, receipts reflecting the purpose of each expenditure and the day and~~

1 ~~method of payment; and~~

2 ~~(6) — All campaign bank records, including deposit slips and canceled checks.]~~

3 [B]C. The campaign treasurer or deputy campaign treasurer shall not accept anonymous
4 contributions. Any such contribution received by the campaign treasurer or deputy campaign
5 treasurer shall, within seven (7) days of receipt, be donated to a charity or to the city's general fund.
6 The campaign treasurer or deputy campaign treasurer shall keep a record of the amount and date of
7 receipt of any such contributions and of the disposition that was made of the contribution, including
8 the date when it was donated to the city or to a charity and the identity of the recipient of the
9 donation.

10 [C]D. Records required to be kept by the campaign treasurer or deputy campaign
11 treasurer under the terms of paragraph A [~~items (1), (2), (3) and (4)~~] of this subsection, shall be filed
12 with the city clerk as part of the public record, shall be provided to the ethics and campaign review
13 board set forth in Section 6-16, SFCC 1987 upon request and may be inspected by the public during
14 usual business hours, Monday through Friday, excluding legal holidays.

15 [D]E. Records kept by the campaign treasurer or deputy campaign treasurer shall be
16 made current not more than seven (7) days after the date of a contribution or of an expenditure.
17 During the eight (8) days immediately preceding the date of any election for which the political
18 committee has received any contributions or made any expenditures, the books of the account shall be
19 kept current within one (1) business day.

20 [E]F. The campaign treasurer or deputy campaign treasurer shall preserve books of
21 accounts, bills, receipts and all other financial records of the campaign or political committee for two
22 (2) calendar years following the year in which the transaction occurred.

23 [F]G. The campaign treasurer or deputy campaign treasurer shall deposit within five (5)
24 business days after receipt all monetary contributions received by a candidate, political committee,
25 campaign treasurer or deputy campaign treasurer in the campaign depository designated for that

1 purpose.

2 [G]H. Campaign funds shall be used and distributed as follows:

3 (1) All contributions received shall be under the custody of the campaign
4 treasurer or deputy campaign treasurer and shall be segregated from, and not be commingled
5 with, the personal funds of an individual, group or political committee. Contributions shall be
6 used exclusively to pay expenses incurred in furtherance of the candidate's campaign, and
7 shall not be used for any other purpose, including:

8 (a) The candidate's personal living expenses or compensation to the
9 candidate;

10 (b) A contribution to the campaign of another candidate or to a political
11 party or political committee or to a campaign supporting or opposing a ballot
12 proposition;

13 (c) An expenditure supporting the election of another candidate or the
14 passage or defeat of a ballot proposition; or

15 (d) Any gift or transfer for which compensating value is not received,
16 other than a donation or distribution permitted by this subsection at the conclusion of
17 an election.

18 (2) Any campaign contributions remaining unspent and any tangible assets with
19 an estimated resale value greater than two hundred dollars (\$200.00) that were purchased
20 with such contributions and remain in the possession of the campaign at the conclusion of an
21 election shall be distributed for the following purposes:

22 (a) Expenditures of the campaign;

23 (b) Donations to the city's general fund or, in the case of tangible assets,
24 to the city for its use or disposition in accordance with the city's procurement code.
25 Proceeds from such disposition shall be deposited in the city's general fund;

(c) Donations to charities; or

(d) Disbursements to return unused funds to the contributors.

(3) All unspent campaign contributions shall be distributed within six (6) months following a municipal election, for any of the purposes listed in this subsection 9-2.9[G]H. All candidates and political committees shall file reports listing the date, amount and recipient of each post-election expenditure, donation or disbursement made from campaign funds pursuant to this subsection 9-2.9[G]H. Such report shall be part of the final campaign finance statement that is required by subsection 9-2.10B SFCC 1987.

[H]I. A campaign treasurer, deputy campaign treasurer or political committee may invest funds deposited in the campaign account in an account of indebtedness of a financial institution up to the amount of federal deposit insurance; United States bonds or certificates of indebtedness or those of a federal agency; and/or bonds or warrants of the state or any municipal corporation of the state. All interest, dividends, and/or other income derived from the investment and the principal when repaid shall be deposited in the campaign account.

Section 3. Section 9-2.11 SFCC 1987 (being Ord. #1998-41, §10, as amended) is amended to read:

9-2.11 Campaign Finance Statement; Contents.

A. Each campaign finance statement shall be filed in accordance with subsection 9-2.10 SFCC 1987. The initial statement shall begin with the date of the first contribution or expenditure. Subsequent statements shall begin on the day after the end date of the previous reporting period. Statements shall contain the following information:

(1) The funds on hand at the beginning of the period. This shall include the cumulative total amount of all contributions and expenditures. This includes, but is not limited to, contributions and expenditures in aid of, or in opposition to, candidates or ballot propositions before they qualify for the ballot and contributions and expenditures following

1 the election;

2 (2) The full name, home address, occupation, name of employer, date of receipt
3 and amount of each contribution received from each individual contributor from whom a
4 contribution in money, goods, materials, services, facilities or anything of value has been
5 received and whether the contribution was received in cash, by check, by credit card, by
6 electronic transfer or otherwise;

7 (3) The full name, type of business, physical address, date of receipt and amount
8 of each contribution for each business contributor, from whom a contribution in money,
9 goods, materials, services, facilities or anything of value has been received, and whether the
10 contribution was received in cash, by check, by credit card, by electronic transfer or
11 otherwise;

12 (4) The date of receipt and amount of any anonymous contribution received by
13 the campaign treasurer or deputy campaign treasurer and the disposition that was made of
14 each such contribution pursuant to Section 9-2.9[(B)](C) SFCC 1987, including the date
15 when it was donated to the city or to a charity and the identity of the recipient of the donation.

16 (5) The full name and complete mailing address of each individual or business to
17 whom an expenditure has been made, the purpose of each campaign expenditure and the date
18 each expenditure was made. This report shall be itemized with the total amount paid to each
19 individual or business for the goods, services or facilities provided;

20 (6) The full name of the candidate or political committee and the full name and
21 complete address of the campaign treasurer or deputy campaign treasurer;

22 (7) For each contributor, the cumulative total of all contributions made; and

23 (8) Where goods, materials, services, facilities or anything of value other than
24 money is contributed or expended, the monetary value thereof shall be reported at the fair
25 market value.

1 B. Loans of money, property or other things made to a candidate or political committee
2 during the period covered by the campaign finance statement shall be reported separately in the
3 statement, with the following information:

4 (1) The total value of all loans received during the period covered by the
5 campaign finance statement;

6 (2) The full name and address of each lender, the date of the loan, the
7 interest rate and the amount of the loan remaining unpaid;

8 (3) The cumulative total value of all loans received; and

9 (4) The total amount of loans remaining unpaid.

10 C. If a loan has been forgiven or paid by a third person, it shall be reported pursuant to
11 this section.

12 D. Investments made with campaign funds under subsection 9-2.9 SFCC 1987 and
13 interest, dividends and/or other income received shall be reported separately in the statement.

14 APPROVED AS TO FORM:

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16 _____
17 GENO ZAMORA, CITY ATTORNEY