



Agenda

REGULAR MEETING OF
THE GOVERNING BODY
TUESDAY, AUGUST 27, 2013
CITY COUNCIL CHAMBERS

AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 8/23/14 TIME 4:45p

SERVED BY _____

RECEIVED BY [Signature]

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 – August 14, 2013
9. PRESENTATIONS
 - a) Proclamation – Celebrating 150th Anniversary of Emancipation Proclamation. (5 minutes)
 - b) Proclamation – Global Warming Express Day – August 27, 2013. (5 minutes)
10. CONSENT CALENDAR
 - a) Bid No. 13/20/B – Three (3) Side Loading Compressed Natural Gas (CNG) Recycling Collection Units for Environmental Services Division; Bruckner Truck Sales. (Cindy Padilla and Lawrence Garcia)
 - b) Request for Approval of Procurement Under Cooperative Price Agreement – Two (2) Compressed Natural Gas (CNG) Commercial Rear-Loading Collection Units for Environmental Services Division; Roberts Truck Center. (Cindy Padilla)
 - 1) Request for Approval of Budget Increase – Environmental Services Fund.
 - c) Request for Approval of Amendment No. 2 to Professional Services Agreement – Water Conservation Marketing and Outreach Plan and Implementation; PK Public Relations. (Laurie Trevizo)



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- d) Request for Approval of Procurement Under State Price Agreement – Library Books, Materials and Services for Library Division; Baker & Taylor, Inc. (Patricia Hodapp)
- e) Request for Approval of Amendment No. 1 to Legal Services Agreement – Legal Services for City's Application to Re-Permit the City's Northwest Well and Return Flow/Discharge Credit for Water Division; Stein & Brockmann, P.A. (Marcos Martinez and Nick Schiavo)
- f) Request for Approval of Professional Services Agreement – Engineering Services at North Railyard Development Including Extension of Alcadesa Street, Railyard Plaza and Camino de la Familia; Santa Fe Railyard Community Corporation. (Robert Siqueiros)
 - 1) Request for Approval of Budget Increase – Santa Fe Railyard Project Fund.
- g) Request to Publish Notice of Public Hearing on September 25, 2013:
 - 1) Bill No. 2013-33: An Ordinance Relating to the Sale and Consumption of Alcohol on City Property; Amending Section 23-6.2 SFCC 1987 to Authorize the Sale and Consumption of Beer Only in the Areas Designated for Concessions and Seating at Fort Marcy Ballpark in Accordance with State and Local Laws and Regulations. (Councilor Trujillo, Mayor Coss and Councilor Wurzbarger) (Alfred Walker)
 - 2) Request for Approval of Housing and Urban Development (HUD) 2012/2013 Consolidated Annual Performance Evaluation Review (CAPER) for Community Development Block Grant (CDBG). (Kym Dicome)
- h) Request for Approval of Lease Agreement – Parking of Service Vehicles and Storage of Material on City Alley Located Along the Southerly Boundary of 1549 Sixth Street by the Property Owners and Their Tenants; Wayne S. Colmer and Robert L. Colmer 1998 Revocable Inter Vivos Trust and Colmer Development Company. (Edward Vigil)
- i) Request for Approval of Grant Award – Veterans Transportation Community Living Initiative Discretionary Grant Section 5309; U.S. Department of Transportation, Federal Transit Administration. (David Chapman)
 - 1) Request for Approval of Budget Increase – Grant Fund.



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- j) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Dimas, Councilor Bushee, Councilor Ives, Councilor Calvert and Councilor Dominguez) A Resolution Directing the City of Santa Fe Human Resources Department to Implement a Veterans' Hiring Initiative Policy for the Purpose of Increasing Opportunities for Veterans to Obtain City Employment. (Sandra Perez)
 - k) CONSIDERATION OF RESOLUTION NO. 2013-____. (Mayor Coss, Councilor Dominguez, Councilor Rivera and Councilor Bushee)
A Resolution Amending the Amount of Designated Impact Fee Capital Improvements Plan (IFCIP) Funding for the Design and Construction of the Herrera Drive Extension Roadway Improvements and Paseo Del Sol Extension Roadway Improvements; Authorizing the Expenditure of Such Funding for the Roadway Improvements; and Authorizing the City of Santa Fe to Enter into a Memorandum of Agreement With the Board of Education of the Santa Fe Public School District (SFPS) so that SFPS will be the Designated Fiscal Agent for the Road Improvement Projects. (Isaac Pino)
 - l) CONSIDERATION OF RESOLUTION NO. 2013-____. (Councilor Wurzbarger, Councilor Bushee and Councilor Ives)
A Resolution Directing Staff to Acquire a Third-Party Independent Audit of the 2008 Parks, Trails and Open Space Bond Upon Completion of Projects Authorized in Accordance with the Bond. (Isaac Pino)
 - m) Request to Publish Notice of Public Hearing on September 11, 2013:

Bill No. 2013-32: An Ordinance Relating to the Campaign Code, Section 9-2 SFCC 1987 and the Public Campaign Finance Code, Section 9-3 SFCC 1987: Amending Subsections 9-2.9 and 9-2.11 SFCC 1987 to Provide Uniformity in Campaign Treasurer Duties and Amending Subsection 9-3.14 SFCC 1987 to Clarify that a Candidate for Municipal Judge is Not Required to Sign Expenditure Reports. (Councilor Calvert) (Yolanda Vigil)
 - n) Request for Approval of Memorandum of Agreement – School Cross Guard Program; Santa Fe Public Schools. (John Romero)
11. Request for Approval of Contract to Purchase Commercial Off-the-Shelf Judicial Case Management Software and Enterprise Program Browser for Imaging Documents to Enable Municipal Court to Become Paperless - (RFP #13/19/P); Justice Systems, Inc. (Judge Ann Yalman) (**Postponed at July 31, 2013 City Council Meeting**)



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12. Charter Amendment Legislative Proposals:

- a) **CONSIDERATION OF RESOLUTION NO. 2013-____.** (Councilor Ives, Mayor Coss and Councilor Wurzbarger.)
A Resolution Calling for Public Hearings Related to Proposed Amendments to the Santa Fe Municipal Charter and Calling for the Adoption of an Election Resolution for a Special Election to be Held in Conjunction With the Regular Election on March 4, 2014. (Zachary Shandler)
- b) **CONSIDERATION OF RESOLUTION NO. 2013-____.** (Councilor Bushee)
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. (Zachary Shandler)
- c) **CONSIDERATION OF RESOLUTION NO. 2013-____.** (Councilor Ives, Mayor Coss and Councilor Wurzbarger)
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. (Zachary Shandler)

13. MATTERS FROM THE CITY MANAGER

14. MATTERS FROM THE CITY ATTORNEY

Executive Session

In Accordance with the New Mexico Open Meetings Act, §10-15-1(H)(5), NMSA 1978, Discussion of Collective Bargaining Negotiations Between the City of Santa Fe and All Bargaining Units Representing the Employees of the City of Santa Fe.

15. MATTERS FROM THE CITY CLERK

16. COMMUNICATIONS FROM THE GOVERNING BODY



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THE GOVERNING BODY
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CITY COUNCIL CHAMBERS

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
- G. APPOINTMENTS
- H. PUBLIC HEARINGS:
 - 1) Request from The Santa Fe VIP.com for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Cocktails, Beer and Wine at El Museo Cultural de Santa Fe, 555 Camino de la Familia, Which is Within 300 Feet of Tierra Encantada Charter School @ Alvord, 551 Alarid Street. The Request is for "A Night with Zozobra and Will Shuster" to be Held on August 29, 2013 from 5:30 p.m. to 9:00 p.m. (Yolanda Y. Vigil)
 - 2) Request from Jalapeños Taqueria y Tortería, Inc. for the Following: (Yolanda Y. Vigil)
 - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at Jalapeños, 422 Old Santa Fe Trail, Which is Within 300 Feet of the San Miguel Mission Church, 401 Old Santa Fe Trail.
 - b) If the Waiver of the 300 Foot Location Restriction is Granted, a Request from Jalapeños Taqueria y Tortería, Inc. for a Restaurant Liquor License (Beer and Wine On-Premise Consumption Only) to be Located at Jalapeños, 422 Old Santa Fe Trail.



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- 3) CONSIDERATION OF BILL No. 2013-30: ADOPTION OF ORDINANCE NO. 2013-____: An Ordinance Relating to Chapter 21 SFCC 1987 Environmental Services; Establishing a New Article 21-8 SFCC 1987 to Ban the Distribution of Single-Use Plastic Carry-Out Bags and Establish a Fee for Paper Carry Out Grocery Bags to be Imposed by Retail Establishments. (Councilor Wurzbarger, Mayor Coss, Councilor Rivera, Councilor Bushee, Councilor Ives, Councilor Calvert and Councilor Dimas) (Fabian Trujillo)
- 4) Request from Dahl Enterprises, LLC for a Transfer of Location of Dispenser License #0493 from Lucky Shoe, 350 E. Therma, Eagle Nest to Ringside Bowl, 500 Market Street, Suite #210. (Yolanda Y. Vigil) (**Postponed to September 11, 2013**)

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.

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 27, 2013

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<u>AFTERNOON SESSION</u>		
CALL TO ORDER AND ROLL CALL	Quorum	1
APPROVAL OF AGENDA	Approved	1-3
APPROVAL OF CONSENT CALENDAR	Approved [amended]	3
CONSENT CALENDAR LISTING		3-5
APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – AUGUST 14, 2013	Approved	5
<u>PRESENTATIONS</u>		
PROCLAMATION – CELEBRATING 150 TH ANNIVERSARY OF EMANCIPATION PROCLAMATION		5-6
PROCLAMATION – GLOBAL WARMING EXPRESS DAY – AUGUST 27, 2013		6
<u>CONSENT CALENDAR DISCUSSION</u>		
CONSIDERATION OF RESOLUTION NO. 2013-81: A RESOLUTION AMENDING THE AMOUNT OF DESIGNATED IMPACT FEE CAPITAL IMPROVEMENTS PLAN (IFCIP) FUNDING FOR THE DESIGN AND CONSTRUCTION OF THE HERRERA DRIVE EXTENSION ROADWAY IMPROVEMENTS AND PASEO DEL SOL EXTENSION ROADWAY IMPROVEMENTS; AUTHORIZING THE EXPENDITURE OF SUCH FUNDING FOR THE ROADWAY IMPROVEMENTS; AND AUTHORIZING THE CITY OF SANTA FE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE BOARD OF EDUCATION OF THE SANTA FE PUBLIC SCHOOL DISTRICT (SFPS) SO THAT SFPS WILL BE THE DESIGNATED FISCAL AGENT FOR THE ROAD IMPROVEMENT PROJECTS	Approved	6-8

END OF CONSENT CALENDAR DISCUSSION		

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

REQUEST FOR APPROVAL OF CONTRACT
TO PURCHASE COMMERCIAL OFF-THE-SHELF
JUDICIAL CASE MANAGEMENT SOFTWARE
AND ENTERPRISE PROGRAM BROWSER FOR
IMAGING DOCUMENTS TO ENABLE MUNICIPAL
COURT TO BECOME PAPERLESS – (RFP #13/19/P);
JUSTICE SYSTEMS, INC.

Approved

9

CHARTER AMENDMENT LEGISLATIVE PROPOSALS:

CONSIDERATION OF RESOLUTION NO. 2013-82. A
RESOLUTION CALLING FOR PUBLIC HEARINGS
RELATED TO PROPOSED AMENDMENTS TO THE
SANTA FE MUNICIPAL CHARTER AND CALLING
FOR THE ADOPTION OF AN ELECTION RESOLUTION
FOR A SPECIAL ELECTION TO BE HELD IN
CONJUNCTION WITH THE REGULAR ELECTION ON
MARCH 4, 2014

Approved w/amendments

9-13

CONSIDERATION OF RESOLUTION NO. 2013- ____
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, AND
AUDIT COMMITTEE AND CHILDREN'S ISSUES AND
CONCERNS BE PLACED ON THE BALLOT OF THE
MARCH 4, 2014 REGULAR MUNICIPAL ELECTION

Postponed to the first Council
Meeting after the 3 public hearings

9-13

CONSIDERATION OF RESOLUTION NO. 2013- ____.
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

Postponed to the first Council
Meeting after the 3 public hearings

9-13

MATTERS FROM THE CITY MANAGER

None

13

MATTERS FROM THE CITY ATTORNEY
EXECUTIVE SESSION

Approved

13-14

MOTION TO COME OUT OF EXECUTIVE SESSION

Approved

14

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
<u>EVENING SESSION</u>		
CALL TO ORDER AND ROLL CALL	Quorum	15
PETITIONS FROM THE FLOOR		15-16
APPOINTMENTS	None	16
<u>PUBLIC HEARINGS</u>		
REQUEST FROM THE SANTA FE VIP.COM FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION AND APPROVAL TO ALLOW THE DISPENSING/ CONSUMPTION OF COCKTAILS, BEER AND WINE AT EL MUSEO CULTURAL DE SANTA FE, 555 CAMINO DE LA FAMILIA, WHICH IS WITHIN 300 FEET OF TIERRA ENCANTADA CHARTER SCHOOL @ ALVORD, 551 ALARID STREET. THE REQUEST IS FOR "A NIGHT WITH ZOZOBRA AND WILL SHUSTER" TO BE HELD ON AUGUST 29, 2013, FROM 5:30 P.M. TO 9:00 P.M.	Approved	16-17
<u>REQUEST FROM JALAPENOS TAQUERIA Y TORTERIA, INC., FOR THE FOLLOWING:</u>		
PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT JALAPENOS, 422 OLD SANTA FE TRAIL, WHICH IS WITHIN 300 FEET OF THE SAN MIGUEL MISSION CHURCH, 401 OLD SANTA FE TRAIL	Approved	17-19
IF THE WAIVER OF THE 300 FOOT LOCATION RESTRICTION IS GRANTED, A REQUEST FROM JALAPENOS TAQUERIA Y TORTERIA, INC., FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT JALAPENOS, 422 OLD SANTA FE TRAIL	Approved	17-19

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE #</u>
CONSIDERATION OF BILL NO. 2013-30: ADOPTION OF ORDINANCE NO. 2013-29. (AN ORDINANCE RELATING TO CHAPTER 21 SFCC 1987, ENVIRONMENTAL SERVICES; ESTABLISHING A NEW ARTICLE 21-8 SFCC 1987, TO BAN THE DISTRIBUTION OF SINGLE- USE PLASTIC CARRY-OUT BAGS AND , ESTABLISH A FEE FOR PAPER CARRY OUT GROCERY BAGS TO BE IMPOSED BY RETAIL ESTABLISHMENTS	Approved w/amendments	19-32
REQUEST FROM DAHL ENTERPRISES, LLC, FOR A TRANSFER OF LOCATION OF DISPENSER LICENSE #0493 FROM LUCKY SHOE, 350 E. THERMA, EAGLE NEST TO RINGSIDE BOWL, 500 MARKET STREET, SUITE #210	Postponed to September 11, 2013	32
MATTERS FROM THE CITY CLERK	Information/discussion	32
COMMUNICATIONS FROM THE GOVERNING BODY	Information/discussion	33-35
ADJOURN		35

**MINUTES OF THE
REGULAR MEETING OF THE
GOVERNING BODY
Santa Fe, New Mexico
August 27, 2013**

AFTERNOON SESSION

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Pro-Tem Rebecca Wurzbarger, on Wednesday, August 27, 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

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

Members Excused

Mayor David Coss

Others Attending

Brian K. Snyder, City Manager
Kelley Brennan, Assistant City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

6. APPROVAL OF AGENDA

A letter dated August 26, 2013, to Kristy Janda Wagner, Santa Fe Public Schools, from Isaac J. Pino, Director, Public Works Department and Community Services Department, is incorporated herewith to these minutes as Exhibit "1."

Councilor Calvert said he is wondering if Item 10(k) should be postponed, because we had asked that staff to consult with the school district regarding La Farge Library and the property on which it sits, to negotiate around this issue. He said it was the subject of item 10(k), and he is unsure staff has had the time to fully do that and to report back to us.

Mayor Pro-Tem Wurzbarger said she is unaware of any such report, and asked Mr. Snyder to comment on that request.

Brian Snyder said he will recuse him from this conversation, noting his wife works for the Santa Fe Public Schools and is the Project Manager on this project, and asked Mr. Pino to speak on this topic.

Mr. Pino said he spoke with Kristy Wagner, the facilities person at the School, and she asked him to write her a letter [Exhibit "1"], which he did, telling the schools of our interest in talking about the La Farge problem. However, she was very clear that the Schools did not want this issue tied to a trade of land on La Farge. He said, "I know it's not their decision entirely, but I'm just telling you what she said to me."

Mayor Pro-Tem Wurzbarger said then the question with respect to the Agenda, rather than discussion, is if we feel, because of that information, we would like to postpone this so it could be heard at a later time.

Councilor Dominguez said it sounds like staff has done some of what the Governing Body has asked them to do, and believes it warrants discussions.

Mayor Pro-Tem Wurzbarger said the item could be removed from consent for discussion.

Councilor Bushee said Item 10(g) went through 3 Committees and there were suggestions from each Committee and she doesn't know if they needed to be incorporated into the title before publication. She doesn't want to hold up this item, and asked how we know which of them are included as this moves forward.

Mayor Pro-Tem Wurzbarger said we are at approval of the overall agenda and 10(g) is a consent item.

Councilor Bushee said it is for publication. She asked Ms. Brennan if we need to do anything differently and how does she know that the recommendations from the Finance Committee are incorporated into the changes to the Ordinance before it is published.

Kelley Brennan, Assistant City Attorney, said, "I think that this caption as I read it, is fairly general, and probably would catch the amendments whether they were in or not."

Councilor Bushee asked if amendments need to be offered as this moves forward. She wants to make sure these are captured. She wants to be sure we are moving forward with some of the best practices that we have discussed through 3 Committees.

Mayor Pro-Tem Wurzbarger said this is a consent item, and rather than discussing it now, that it more appropriately should be removed as an item for discussion and we will discuss it under Consent Agenda discussion.

Ms. Brennan said, "I think that's correct."

MOTION: Councilor Dominguez moved, seconded by Councilor Rivera, to approve the agenda as presented.

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

7. APPROVAL OF CONSENT CALENDAR

MOTION: Councilor Calvert moved, seconded by Councilor Ives, 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 copy of an Action Sheet, with attachments, from the Public Works/CIP and Land Use Committee meeting of Monday, August 26, 2013, regarding Item 10(l) is incorporated herewith to these minutes as Exhibit "2."

- a) **BID NO. 13/20/B – THREE (3) SIDE LOADING COMPRESSED NATURAL GAS (CNG) RECYCLING COLLECTION UNITS FOR ENVIRONMENTAL SERVICES DIVISION; BRUCKNER TRUCK SALES. (CINDY PADILLA AND LAWRENCE GARCIA)**
- b) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER COOPERATIVE PRICE AGREEMENT – TWO (2) COMPRESSED NATURAL GAS (CNG) COMMERCIAL REAR-LOADING COLLECTION UNITS FOR ENVIRONMENTAL SERVICES DIVISION; ROBERTS TRUCK CENTER. (CINDY PADILLA)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – ENVIRONMENTAL SERVICES FUND.**
- c) **REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT – WATER CONSERVATION MARKETING AND OUTREACH PLAN AND IMPLEMENTATION; PK PUBLIC RELATIONS. (LAURIE TREVIZO)**

- d) **REQUEST FOR APPROVAL OF PROCUREMENT UNDER STATE PRICE AGREEMENT – LIBRARY BOOKS, MATERIALS AND SERVICES FOR LIBRARY DIVISION; BAKER & TAYLOR, INC. (PATRICIA HODAPP)**
- e) **REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO LEGAL SERVICES AGREEMENT – LEGAL SERVICES FOR CITY'S APPLICATION TO RE-PERMIT THE CITY'S NORTHWEST WELL AND RETURN FLOW/DISCHARGE CREDIT FOR WATER DIVISION; STEIN & BROCKMANN, P.A. (MARCOS MARTINEZ AND NICK SCHIAVO)**
- f) **REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT – ENGINEERING SERVICES AT NORTH RAILYARD DEVELOPMENT INCLUDING EXTENSION OF ALCADESA STREET, RAILYARD PLAZA AND CAMINO DE LA FAMILIA; SANTA FE RAILYARD COMMUNITY CORPORATION. (RICHARD SIQUEIROS)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – SANTA FE RAILYARD PROJECT FUND.**
- g) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON SEPTEMBER 25, 20-13:**
 - 1) **BILL NO. 2013-33: AN ORDINANCE RELATING TO THE SALE AND CONSUMPTION OF ALCOHOL ON CITY PROPERTY; AMENDING SECTION 23-6.2 SFCC 1987, TO AUTHORIZE THE SALE AND CONSUMPTION OF BEER ONLY IN THE AREAS DESIGNATED FOR CONCESSIONS AND SEATING AT FORT MARCY BALLPARK IN ACCORDANCE WITH STATE AND LOCAL LAWS AND REGULATIONS (COUNCILOR TRUJILLO, MAYOR COSS AND COUNCILOR WURZBURGER). (ALFRED WALKER)**
 - 2) **REQUEST FOR APPROVAL OF HOUSING AND URBAN DEVELOPMENT (HUD) 2012/2013 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REVIEW (CAPER) FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG). (KYM DICOME)**
- h) **REQUEST FOR APPROVAL OF LEASE AGREEMENT – PARKING OF SERVICE VEHICLES AND STORAGE OF MATERIAL ON CITY ALLEY LOCATED ALONG THE SOUTHERLY BOUNDARY OF 1549 SIXTH STREET BY THE PROPERTY OWNERS AND THEIR TENANTS; WAY S. COLMER AND ROBERT L. COLMER 1998 REVOCABLE INTER VIVOS TRUST AND COLMER DEVELOPMENT COMPANY. (EDWARD VIGIL)**
- i) **REQUEST FOR APPROVAL OF GRANT AWARD – VETERANS TRANSPORTATION COMMUNITY LIVING INITIATIVE DISCRETIONARY GRANT SECTION 5309; U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL TRANSIT ADMINISTRATION. (DAVID CHAPMAN)**
 - 1) **REQUEST FOR APPROVAL OF BUDGET INCREASE – GRANT FUND.**

- j) **CONSIDERATION OF RESOLUTION NO. 2013-79 (COUNCILOR DIMAS, COUNCILOR BUSHEE, COUNCILOR IVES, COUNCILOR CALVERT AND COUNCILOR DOMINGUEZ). A RESOLUTION DIRECTING HE CITY OF SANTA FE HUMAN RESOURCES DEPARTMENT TO IMPLEMENT A VETERANS' HIRING INITIATIVE POLICY FOR THE PURPOSE OF INCREASING OPPORTUNITIES FOR VETERANS TO OBTAIN CITY EMPLOYMENT. (SANDRA PEREZ)**
- k) ***[Removed for discussion by Councilor Calvert]***
- l) **CONSIDERATION OF RESOLUTION NO. 2012-80 (COUNCILOR WURZBURGER, COUNCILOR BUSHEE AND COUNCILOR IVES). A RESOLUTION DIRECTING STAFF TO ACQUIRE A THIRD-PARTY INDEPENDENT AUDIT OF THE 2008 PARKS, TRAILS AND OPEN SPACE BOND UPON COMPLETION OF PROJECTS AUTHORIZED IN ACCORDANCE WITH THE BOND. (ISAAC PINO)**
- m) **REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON SEPTEMBER 11, 2013: BILL NO. 2013-32: AN ORDINANCE RELATING TO THE CAMPAIGN CODE, SECTION 9-2 SFCC 1987, AND THE PUBLIC CAMPAIGN FINANCE CODE, SECTION 9-3 SFCC 1987; AMENDING SUBSECTIONS 9-2.9 AND 9-2.11 SFCC 1987, TO PROVIDE UNIFORMITY IN CAMPAIGN TREASURER DUTIES AND AMENDING SUBSECTION 9-3.14 SFCC 1987, TO CLARIFY THAT A CANDIDATE FOR MUNICIPAL JUDGE IS NOT REQUIRED TO SIGN EXPENDITURE REPORTS (COUNCILOR CALVERT). (YOLANDA VIGIL)**
- n) **REQUEST FOR APPROVAL OF MEMORANDUM OF AGREEMENT – SCHOOL CROSS GUARD PROGRAM; SANTA FE PUBLIC SCHOOLS. (JOHN ROMERO)**

8. APPROVAL OF MINUTES: REGULAR CITY COUNCIL MEETING – AUGUST 14, 2013

MOTION: Councilor Dominguez moved, seconded by Councilor Trujillo, to approve the minutes of the Regular City Council meeting of August 14, 2013, as presented.

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

9. PRESENTATIONS

- a) **PROCLAMATION – CELEBRATING 150TH ANNIVERSARY OF EMANCIPATION PROCLAMATION.**

Councilor Calvert read the Proclamation into the record, noting that is not a celebration of these events, but is a reminder of these events. He said the Emancipation Proclamation planted the seeds for

freedom, equality and justice, but it isn't time for the harvest. He said, "This crop needs constant nurturing and attention from all of us, and simply put, we have made progress in this arena, but we still have much work to do."

b) PROCLAMATION – GLOBAL WARMING EXPRESS DAY – AUGUST 27, 2013.

Councilor Ives read the Proclamation into the record, declaring August 27, 2013, as Global Warming Express Day, and presented it to Barbara McCarthy and her 5th grade class at Acequia Madre School.

Marina Weber, a 5th grade student, said the idea was given to the students in Science Class when Ms. McCarthy spoke about global warming. Miss Weber said she decided to write a book on global warming, which is almost finished. She said they made bumper stickers and tee-shirts. She said the Global Warming Express has gone a long way since they started.

Joanna Whysner, a 5th grade student, said when Joanna decided to write the Global Warming Express, she asked her to be her illustrator, and "I said yes." She said, "Then we got involved in this whole thing, and we made a website, and tee-shirts, and bumper stickers. And our teacher, Ms. McCarthy, we also did the study on the rain forest and we learned that the populations of the rain forests are going down, and we got pretty upset about that, because rain forests are a big part of nature and a lot of animals and plants there that haven't even been discovered yet."

Councilor Ives thanked them for bringing the Global Warming Express to Santa Fe.

CONSENT CALENDAR DISCUSSION

- 10(k) CONSIDERATION OF RESOLUTION NO. 2013-81 (MAYOR COSS, COUNCILOR DOMINGUEZ, COUNCILOR RIVERA AND COUNCILOR BUSHEE). A RESOLUTION AMENDING THE AMOUNT OF DESIGNATED IMPACT FEE CAPITAL IMPROVEMENTS PLAN (IFCIP) FUNDING FOR THE DESIGN AND CONSTRUCTION OF THE HERRERA DRIVE EXTENSION ROADWAY IMPROVEMENTS AND PASEO DEL SOL EXTENSION ROADWAY IMPROVEMENTS; AUTHORIZING THE EXPENDITURE OF SUCH FUNDING FOR THE ROADWAY IMPROVEMENTS; AND AUTHORIZING THE CITY OF SANTA FE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE BOARD OF EDUCATION OF THE SANTA FE PUBLIC SCHOOL DISTRICT (SFPS) SO THAT SFPS WILL BE THE DESIGNATED FISCAL AGENT FOR THE ROAD IMPROVEMENT PROJECTS. (ISAAC PINO)**

Mr. Pino noted the letter he sent yesterday to Kristy Wagner, Facilities, Santa Fe Public Schools [Exhibit "1"].

Mayor Pro-Tem Wurzbarger asked that the record reflect that Brian Snyder, City Manager, has recused himself from this deliberation.

Councilor Calvert said this was discussed at the Public Works and Finance Committees, and about having a discussion with the School District regarding La Farge Library and the property on which it sits, in relation to this agenda item. He said we have been unable to get the School District to come to the table to discuss that issue in a meaningful and fair way. He understands that the School District would rather not tie these two issues together. He would like to have some assurances from the School District before doing this, that they would be willing to enter into serious and fair discussions, and not necessarily wanting to charge us fair market value for the property as they have indicated in the past.

MOTION: Councilor Calvert moved, seconded by Councilor Trujillo, to postpone this item, pending further discussion and assurances by the School District.

DISCUSSION: Councilor Dominguez said he is not in favor of the motion. First, we have had discussions with the School District in the past about that particular piece of property, although we probably haven't heard what we want to hear from them. Second, he doesn't think this project being held hostage to discuss something that isn't necessarily tied to this, noting we have gone through that in other forums with other governing bodies, other government entities, with regard to the Buckman Diversion, and we don't like it when they do that to us. Third, this isn't something that will just help the School District. It will help the constituency. He said there is a road network needed in the area. He said currently, Airport Road is the third busiest road in the City, just next to Cerrillos Road. He said this money will go to help relieve the traffic and give people who live in this area different avenues to get to different places. He said it will relieve some of the school that exists at Capital High which currently is going through neighborhoods – they will have a different route. He said, with all due respect to the maker of the motion, he is not in favor of the motion.

Councilor Rivera said he also respects what the maker is attempting to here. However, he doesn't think this is the right forum. He said, in addition to what Councilor Dominguez said, it is a safety issue for him. He said once the Otero School is complete, there will be 2 elementary schools and Capital High in one area trying to cross streets and it puts kids in a dangerous situation. He hopes, regardless of the intent on La Farge Library, that we would take the safety of the children into consideration. He is opposed to the motion as well.

WITHDRAWAL OF SECOND: Councilor Trujillo said he would withdraw his second of the motion, noting he seconded only for purposes of discussion.

Councilor Trujillo said we were about to build a wonderful teen center there, and because the Santa Fe Public Schools balked, that isn't happening. He said we were on board for this in 2006 when he first got elected, and here it is 2013 still nothing has happened. He said the residents in the area and across the City could and should have been enjoying a teen center. He agrees with Councilor Dominguez that he doesn't want to hold anyone hostage, noting he understands the importance of Herrera Drive on that side of town, and the reason he is withdrawing his second. He said, as soon as possible, we should have those discussions with the School. He said if they don't want to deal with us, we need to move on and find a

place to build a brand new library and teen center. He said the constituents on that side of town deserve it, and expect it.

MOTION DIED FOR LACK OF A SECOND

Councilor Bushee said she understands what Councilor Calvert is doing, noting she has asked for months for a meeting with the School Board. She said there are increasing issues, including schools being built in ways and in neighborhoods with which people are unhappy, for instance Atalaya. She does understand the need to move forward on this. She said, in general, with regard to the La Farge issue, it is important to have that meeting, and she will continue to ask every meeting until that is scheduled.

Councilor Ives said he was struck earlier, in considering this measure, with a discussion at Public Works when the physical location of the school was discussed. He said at that time, Mr. Pino indicated the School had originally looked at a site further west two years ago. He said the original cost went up because they decided unilaterally to move the location of the school to the other location. He said he isn't suggesting that wasn't a wise or prudent thing to do. However, he does have frustration with decisions by other public institutions that have the impact of raising costs to the City without bringing the City into those discussions and being a part of the process. He said what Councilor Calvert is trying to accomplish is Intelligent and wise, and would go a long way of breaking down the decision silos that exist in the Schools vis a vis the City. He echoes the desire to meet with the school District. He said he believes this one is too far along not to move forward, but hopes the discussion tonight would send a strong message to the Schools that the City doesn't appreciate not being involved in this decision, and we look forward to discussions about La Farge Library.

Mayor Pro-Tem Wurzbarger said tomorrow night, with regard to the Atalaya School, there is a public meeting at 6:00 p.m., at the Randall Davy Center, where they will be discussing the process of moving forward with the renovation.

MOTION: Councilor Rivera moved, seconded by Councilor Dimas to approve the original Resolution No. 2013- 81.

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

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

Against: Councilor Calvert.

Mr. Snyder returned to the meeting

END OF CONSENT CALENDAR DISCUSSION

11. REQUEST FOR APPROVAL OF CONTRACT TO PURCHASE COMMERCIAL OFF-THE-SHELF JUDICIAL CASE MANAGEMENT SOFTWARE AND ENTERPRISE PROGRAM BROWSER FOR IMAGING DOCUMENTS TO ENABLE MUNICIPAL COURT TO BECOME PAPERLESS – (RFP #13/19/P); JUSTICE SYSTEMS, INC. (JUDGE ANN YALMAN) (Postponed at July 31, 2013 City Council Meeting)

Judge Yalman said the contract has been revised to address some of the issues raised by Councilor Ives, noting Judith Amer is here to help answer any questions.

Mayor Pro-Tem Wurzbarger asked Judge Yalman if she has had a chance to review the changes with Councilor Ives.

Judge Yalman said she hasn't reviewed them with Councilor Ives, but she did forward the changes to him.

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

DISCUSSION: Councilor Dominguez asked Judge Yalman, once the software is implemented, if there is any way she can provide feedback on the implementation. He said he has wanted to go paperless with the Governing Body, and perhaps we can learn something from their experience.

Judge Yalman said she will provide that feedback.

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. CHARTER AMENDMENT LEGISLATIVE PROPOSALS:

A proposed amendment sheet to Item 12(a), presented by Councilor Peter Ives, is incorporated herewith to these minutes as Exhibit "3."

A proposed amendment sheet to Item 12(c), presented by Councilor Peter Ives, is incorporated herewith to these minutes as Exhibit "4."

A letter dated August 27, 2013, to Mayor David Coss and Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger, from Christine Furlanetto, League of Women Voters of Santa Fe County, is incorporated herewith to these minutes as Exhibit "5."

- a) **CONSIDERATION OF RESOLUTION NO. 2013-82 (COUNCILOR IVES, MAYOR COSS AND COUNCILOR WURZBURGER). A RESOLUTION CALLING FOR PUBLIC HEARINGS RELATED TO PROPOSED AMENDMENTS TO THE SANTA FE MUNICIPAL CHARTER AND CALLING FOR THE ADOPTION OF AN ELECTION RESOLUTION FOR A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE REGULAR ELECTION ON MARCH 4, 2014. (ZACHARY SHANDLER)**
- b) **CONSIDERATION OF RESOLUTION NO. 2013- ____ (COUNCILOR BUSHEE). 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, AND AUDIT COMMITTEE AND CHILDREN'S ISSUES AND CONCERNS BE PLACED ON THE BALLOT OF THE MARCH 4, 2014 REGULAR MUNICIPAL ELECTION. (ZACHARY SHANDLER)**
- c) **CONSIDERATION OF RESOLUTION NO. 2013- ____ (COUNCILOR IVES, MAYOR COSS AND COUNCILOR WURZBURGER). 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. (ZACHARY SHANDLER)**

Items 12(a), 12(b) and 12(c) were combined for purposes of presentation and discussion, but were voted upon separately.

Zach Shandler said Item 12(a) is a process bill, and if it is adopted, then Items 12(b) and 12(c), may need to be revived at a later date. He said the relevant parts of the Resolution are on page 2, line 24 of the Resolution, which provide as follows:

"1. The Governing Body shall conduct no less than three (3) public hearings for the purpose of receiving public input and comment regarding the Recommendations and any other Charter amendments that may be proposed by the members of the Governing Body. These public hearings shall be held during the months of September, October and November, and shall be completed no later than November 15, 2013; and

2. After completion of the public hearings, the Governing Body shall hold a public hearing to consider adoption of an election resolution calling for a special election to be held concurrently with the March 4, 2014 regular municipal election. The election resolution shall be adopted no later than January 8, 2014."

Mr. Shandler said it is his understanding the sponsor may be introducing amendments.

Councilor Ives noted in discussions with the City Clerk's Office, with regard to the timing initially put forth in the proposed Resolution, it was determined that changes were necessary to the dates of adoption and publication of the Election Resolution. He said everyone should have an amendment sheet for Item 12(a) [Exhibit "3"]. Councilor Ives reviewed the three proposed changes to the Resolution. Please see Exhibit "3" for the text of the proposed amendments.

Councilor Ives said the Charter Commission held a number of meetings pursuant to the Resolution adopted by the City Council, and took a great deal of testimony, noting the Charter Commission appeared before the Council several weeks ago to present their report. He said one of the items that had been stressed was that there was the need for greater public input, noting the public input was rather small. He believes we should be seeking more public process than less, so the procedural amendment is designed to hold at least 3 more public hearings on the matters contained in the two Resolutions, which are Items 12(b) and 12(c), supporting the notion of additional public hearings before this matter is brought before this City Council for final determination of the content of any of the measures, if any, would appear on a Special Election Ballot on March 4, 2014.

MOTION: Councilor Calvert moved, seconded by Councilor Ives, to adopt Resolution No. 2013-82, Item 12(a), with the proposed amendment [Exhibit "3"].

DISCUSSION: Councilor Dominguez asked for clarification, when Mr. Shandler talked about Items 12(b) and 12(c) being able to be revised at a later date, what will be presented during the public hearings – will it be the Charter Commission recommendations, or is everything on the table.

Mr. Shandler said, "Reading from the proposed Resolution, the purpose would be for receiving public input and comment regarding the recommendations and any other Charter amendments that may be proposed by the members of the Governing Body."

Councilor Dominguez asked what the Charter say in terms of public hearings regarding Charter amendments. He said, "What I'm asking is that Item 12(b) may not even be... we wouldn't be able to approve that right now, even if we agreed with it, only because we haven't gone through the public hearing process."

Ms. Amer said, "Correct."

Chair Wurzbarger said the same thing would be true of Item 12(c).

Councilor Dominguez said then there is nothing in the City Charter that requires public hearings.

Mr. Shandler said, "I'm looking at Charter Amendment Article X, and I do not see any language regarding that."

Councilor Bushee asked, "Yolanda, with the amended date of December 8, 2013, does that mean you don't translate it into Spanish until after this date, or are you attempting to get it ready for publication on December 8th, or are you translating it because there is another deadline before that deadline."

Ms. Vigil said, "There is. Our recommendations would be that the last day, of course, to hold the Charter public hearings would be November 6, 2013, then all of the questions would go then to Melissa [Byers] the next day, November 7, 2013, to prepare the Special Election Resolution. And then we would distribute the Resolution on November 13, 2013. From November 13, 2013, to December 11, 2013, I'll translate everything into Spanish, so at the December 11th meeting, we will have English and Spanish Special Election Resolutions.

Councilor Bushee asked if she could put the timeline, amendments and everything else on the City's website, and Ms. Vigil said yes.

MAYOR PRO-TEM WURZBURGER READ A LETTER INTO THE RECORD: Mayor Pro-Tem Wurzburger read a letter into the record from the League of Women Voters of Santa Fe County, which urges the City to ensure there is widespread publicity about the meetings, that the meetings are held at places and times accessible to the general public, and that the content of the proposed charter amendments be widely disseminated prior to the meetings so members of the public who participate will be able to be informed about the issues. Please see Exhibit "5" for the complete text of this letter.

CLARIFICATION OF THE MOTION BY THE CITY CLERK: Yolanda Vigil clarified that the motion is for approval, as amended, and Councilor Calvert said that is correct.

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 Wurzburger.

Against: None.

Mayor Pro-Tem Wurzburger thanked former Councilor Heldmeyer for attending each and every one of the Charter Commission meetings.

Responding to the Mayor Pro-Tem, Mr. Shandler said, "You need an action item on Item 12(b) and Item 12(c), for the record.

MOTION: Councilor Bushee moved, seconded by Councilor Ives, to postpone Items 12(b) and 12(c).

CLARIFICATION OF THE MOTION BY THE MAYOR PRO-TEM: Mayor Pro-Tem Wurzburger asked if that is a postponement to a date uncertain.

Mr. Shandler said, "Let me just interrupt for a second. Let me get the right verb for the record."

Mayor Pro-Tem Wurzburger asked, "Is there a date, or is there an issue of the verb, I'm hearing over the mike quietly. Is the issue postponement or some other verb."

FRIENDLY AMENDMENT: Councilor Ives proposed to amend the motion to provide that Items 12(b) and 12(c) be postponed until the first Council meeting after the 3 public hearings.

DISCUSSION ON THE FRIENDLY AMENDMENT: Mayor Pro-Tem Wurzbarger asked the advice of our attorneys on this matter.

Ms. Brennan said, "I think the motion to postpone them to the conclusion, or the first meeting after the public hearings are concluded makes sense.

THE AMENDMENT WAS FRIENDLY TO THE MAKER AND SECOND AND THERE WERE NO OBJECTIONS BY THE OTHER MEMBERS OF THE GOVERNING BODY.

VOTE: The motion, as amended, 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.

13. MATTERS FROM THE CITY MANAGER

There were no matters from the City Manager.

14. MATTERS FROM THE CITY ATTORNEY

Ms. Brennan said, "I would say that, with respect to Item 10(g), and the question on that about the caption, the proposed amendments from the Finance Committee were to the Operating Agreement and it would not affect the caption which was general enough."

[Councilor Bushee question here was inaudible]

Ms. Brennan said, "I think we could have an amendment sheet for the Finance Committee, otherwise, the amendments are embodied in the amendment sheet."

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, §10-15-1(H)(5), NMSA 1978, DISCUSSION OF COLLECTIVE BARGAINING NEGOTIATIONS BETWEEN THE CITY OF SANTA FE AND ALL BARGAINING UNITS REPRESENTING THE EMPLOYEES OF THE CITY OF SANTA FE.

MOTION: Councilor Dominguez moved, seconded by Councilor Ives, that the Council go into Executive Session for discussion of collective bargaining negotiations between the City of Santa Fe and all bargaining units representing the employees of the City of Santa Fe, in accordance with §10-15-1(H)(5) NMSA 1978.

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.

The Council went into Executive Session at approximately 5:55 p.m.

Chair Wurzbarger said the Council will reconvene at approximately 7:00 p.m.

MOTION TO COME OUT OF EXECUTIVE SESSION

MOTION: At approximately 7:15 p.m., Councilor Trujillo moved, seconded by Councilor Dimas, that the City Council come out of Executive Session and stated that the only items which were discussed in executive session were those items which were on the agenda, and no action was taken.

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

Mayor Pro-Tem Wurzbarger moved Items #15 and #16 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 Pro-Tem Wurzburger 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

Councilor Rebecca Wurzburger, 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

Members Excused

Mayor David Coss

Others Attending

Brian K. Snyder, City Manager
Kelley Brennan, Assistant City Attorney
Yolanda Y. Vigil, City Clerk
Melessia Helberg, Council Stenographer

F. PETITIONS FROM THE FLOOR

A Petition containing 4 pages, was entered for the record by Judy Costlow, with the heading:

We, the residents of El Castillo, a Life Care Community, at 250 E. Alameda St., petition the City of Santa Fe to repair and improve the sidewalk in front of El Castillo along the Santa Fe River, and to bring the intersection of E. Alameda and Paseo de Peralta up to ADA (Americans with Disability Act) standards. The sidewalk is impassable for wheelchairs and very dangerous for anyone using a cane or walker. The intersection was the site of an accident November 3, 2011, where a resident in a wheelchair was struck by a truck while crossing the intersection with a walk light. He was severely injured and his life shortened due to this incident. This sidewalk and intersection are used not only by Santa Fe residents, but also by tourists on their way to Canyon Road. We urge the City to repair this sidewalk and intersection before someone else is seriously hurt or even killed.

is incorporated herewith to these minutes as Exhibit "6 ."

Judy Costlow, 250 E. Alameda, Apt. #519, presented a petition signed by 84 residents of El Castillo, 250 E. Alameda, and read the petition heading into the record as follows:

We, the residents of El Castillo, a Life Care Community, at 250 E. Alameda St., petition the City of Santa Fe to repair and improve the sidewalk in front of El Castillo along the Santa Fe River, and to bring the intersection of E. Alameda and Paseo de Peralta up to ADA (Americans with Disability Act) standards. The sidewalk is impassable for wheelchairs and very dangerous for anyone using a cane or walker. The intersection was the site of an accident November 3, 2011, where a resident in a wheelchair was struck by a truck while crossing the intersection with a walk light. He was severely injured and his life shortened due to this incident. This sidewalk and intersection are used not only by Santa Fe residents, but also by tourists on their way to Canyon Road. We urge the City to repair this sidewalk and intersection before someone else is seriously hurt or even killed asking the City to repair the sidewalk to ADA standards.

Ms. Costlow entered the petition for the record [Exhibit "6"].

G. APPOINTMENTS

There were no appointments.

H. PUBLIC HEARINGS

- 1) REQUEST FROM THE SANTA FE VIP.COM FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION AND APPROVAL TO ALLOW THE DISPENSING/ CONSUMPTION OF COCKTAILS, BEER AND WINE AT EL MUSEO CULTURAL DE SANTA FE, 555 CAMINO DE LA FAMILIA, WHICH IS WITHIN 300 FEET OF TIERRA ENCANTADA CHARTER SCHOOL @ ALVORD, 551 ALARID STREET. THE REQUEST IS FOR "A NIGHT WITH ZOZOBRA AND WILL SHUSTER" TO BE HELD ON AUGUST 29, 2013, FROM 5:30 P.M. TO 9:00 P.M. (YOLANDA Y. VIGIL)**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting there is a letter in the packet from Carl Gruenler, Chief Business Officer, Santa Fe Public Schools, stating the District will not issue "a decision of opposition or non-opposition" to the request.

Public Hearing

Victor Romero, Santa Fe VIP.com, was sworn. Mr. Romero said this is an unique fundraiser, noting for the first time they are opening their doors and allowing their facility to be used for the fundraiser. They have some never before seen artwork by Will Shuster, the man who created Zozobra. It is an

exciting step-up for the Kiwanis and Zozobra people. He said they hope to see everyone there on Thursday night.

The Public Hearing was close

MOTION: Councilor Calvert moved, seconded by Councilor Dimas, to grant the waiver of the 300 foot location restriction and approve the dispensing/consumption of cocktails, beer and wine at El Museo Cultural de Santa Fe, for "A Night with Zozobra and Will Shuster," on August 29, 2013, from 5:30 p.m. to 9:00 p.m.

DISCUSSION: Councilor Ives asked what is Santa Fe VIP.com.

Mr. Romero said it is a website he created, and they help to promote night life and all things fun here in the City. He said it goes from night life in the bar scene, to lectures from the Lannan Foundation at the Lensic, to the Aspen Ballet. He said they really try to push community events, and anything and everything great that the City has to offer, as well as doing event planning.

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.

2) REQUEST FROM JALAPEÑOS TAQUERIA Y TORTERIA, INC., FOR THE FOLLOWING:

(YOLANDA Y. VIGIL)

- a) PURSUANT TO §60-6B-10 NMSA 1978, A REQUEST FOR A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT JALAPEÑOS, 422 OLD SANTA FE TRAIL, WHICH IS WITHIN 300 FEET OF THE SAN MIGUEL MISSION CHURCH, 401 OLD SANTA FE TRAIL.**
- b) IF THE WAIVER OF THE 300 FOOT LOCATION RESTRICTION IS GRANTED, A REQUEST FROM JALAPEÑOS TAQUERIA Y TORTERIA, INC., FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE ON-PREMISE CONSUMPTION ONLY) TO BE LOCATED AT JALAPEÑOS, 422 OLD SANTA FE TRAIL.**

The staff report was presented by Yolanda Y. Vigil, City Clerk, noting there is a letter in the packet from Marcia Sullivan, President, St. Michael's High School, the owner and operator of San Miguel Chapel, stating they have no objection to the request. She said if the waiver of 300 foot location restriction is granted, then the Council would consider a request from Jalapeños Taqueria y Torteria, Inc., for a Restaurant Liquor License, also known as a beer and wine licenses, that allows on-premise consumption only, to be located at Jalapeños, 422 Old Santa Fe Trail. She said the liquor application does include an outdoor seating area, and in accordance with correspondence from Jennifer Anderson, Director, Alcohol and Gaming Division, that Jalapeños current configuration of the outdoor boundaries does conform with the State's requirement.

Public Hearing

There was no one speaking for or against this request.

The Public Hearing was closed

MOTION: Councilor Bushee moved, seconded by Councilor Trujillo to grant the waiver of the 300 foot location restriction to allow the sale of alcoholic beverages at Jalapeños, with condition of approval as recommended by staff.

ADDITIONAL CONDITION OF APPROVAL: Ms. Vigil said, "Prior to the vote, I would just like to put into the record, that we do request that Jalapeños be required to comply with all of the City's ordinances, as a condition of doing business in the City."

DISCUSSION: Councilor Calvert clarified that this motion is for the approval of the waiver, and Ms. Vigil said this is correct.

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.

MOTION: Councilor Calvert moved, seconded by Councilor Bushee, to approve the request from Jalapeños Taqueria y Torteria, Inc., for a Restaurant Liquor License (beer and wine on-premise consumption only), to be located at Jalapeños, 422 Old Santa Fe Trail, with condition of approval as recommended by staff.

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 Wurzburger.

Against: None

- 3) CONSIDERATION OF BILL NO. 2013-30: ADOPTION OF ORDINANCE NO. 2013-29. (AN ORDINANCE RELATING TO CHAPTER 21 SFCC 1987, ENVIRONMENTAL SERVICES; ESTABLISHING A NEW ARTICLE 21-8 SFCC 1987, TO BAN THE DISTRIBUTION OF SINGLE-USE PLASTIC CARRY-OUT BAGS AND ESTABLISH A FEE FOR PAPER CARRY OUT GROCERY BAGS TO BE IMPOSED BY RETAIL ESTABLISHMENTS. (COUNCILOR WURZBURGER, MAYOR COSS, COUNCILOR RIVERA, COUNCILOR BUSHEE, COUNCILOR IVES, COUNCILOR CALVERT AND COUNCILOR DIMAS). (FABIAN TRUJILLO)**

A letter dated June 3, 2013, with attachments, to the Governing Body from Teresa Seamster and Norma McCallan, Co-Chairs, Northern New Mexico Group, Sierra Club, is incorporated herewith to these minutes as Exhibit "7."

A sheet containing color photos of various individuals supporting the proposed bank, entered for the record by Jose Martinez, is incorporated herewith to these minutes as Exhibit "8."

A copy of a statement by Susan Odiseos for the record in opposition of the proposed ban, entered for the record by Susan Odiseos, is incorporated herewith to these minutes as Exhibit "9."

The staff report was presented by Nick Schiavo, from Fabian Trujillo's Memorandum of July 2, 2013, to the City Council and Finance Committee, which is in the Committee packet. Please see this Memorandum for specifics of this presentation.

Public Hearing

Mayor Pro-Tem Wurzburger gave everyone one minute to speak to the issue, noting the reason is because of the number of people wanting to speak as well as that it is a school night and there are a number of young people wanting to speak to the Ordinance. She asked that young people under the age of 20 be given the opportunity to speak first.

Speaking to the issue

Melissa Ortiz, Sophie Ortiz's sister, said "I really think plastic bags should be banned because they pollute the world, and if we ban them, it will make the world a better place."

Sophie Ortiz, Tabitha Hurst, Anna Lawrence, Clara Walsh read a poem: "When we get old and our hair turns gray, we want plastic bags to be far away, we could look at the world from a different perspective, where birds and bees could fly with the wind, not plastic nets that capture them. It may be hard, but I know we can do it, because if we all work together we can make a change, so, when we get old and our hair turns gray, want plastic bags to be far away."

Evan Stillings said it is really important for bags to go away. He heard a story about 3 people at a dump who were paid to get plastic bags out of fence, and he doesn't want people to be paid for taking plastic bags out of fences – plastic bags shouldn't even be in the fence.

Josette Gurule said we need to help the earth so that the earth doesn't become more polluted..

Joey Gurule said plastic bags are covering a lot of our environment and plastic bags are not our friends.

Keanami from the Hopi Tribe, and the Zuni Pueblo, Geraldo from Capital High, Alfredo Martinez, Earth Care Youth Eyes, and Jose Martinez Earth Care Youth Eyes. **Jose Martinez** said he is a local hip hop artist and a member of the Earth Care Youth Eyes Leadership Program. They work with the Sustainable Santa Fe Commission to help give a youth perspective on sustainability issues. He said they have been involved with this Resolution since early on, and gave input into the draft. He said they also started a Reusable Bag Drive, and taught other youth how to make the cloth bags through plastic bag ban workshops. They made more than 100 cloth bags to give away to community members who need them. They also collected more than 200 photos of community members in support of the Resolution to show how diverse the support of the Resolution [Exhibit "8"], and entered a copy for the record. He said it has been exciting to be involved, noting many New Mexico communities are taking a stand against unnecessary plastic waste, and he is glad Santa Fe is joining with them. He thinks this is a great thing to do, noting the alternatives are out there and all we have to do is to embrace them. He asked the Governing Body to vote in favor of the Resolution, and presented them with a thank you card for doing the right thing in creating a cleaner and greener future for we, the future inhabitants.

Lisa Law said she totally supports the ban of all plastic bags in the City, because it is a good idea, will make our City more beautiful and help people understand recycling and the proper use of the forest. She said we should start using hemp to make the paper bags, rather than trees.

Scott Shooker expressed support of the Ordinance to reduce the unnecessary production use and waste of more plastic products. He said the bags have permeated the landscape for no more reason than customer convenience. He said progressive minded retailers such as Whole Foods and Trader Joe's have stopped use of plastic bags. The Ordinance will help clean up the environment and save everyone money in the long run. He said there comes a time when community right supercede consumer convenience, and this is one of those times. He urged passage of the Ordinance.

Bobbie Bushold said plastic is made from oil, and a lot of the is down deep in the earth and it is not easy to get. She asked why we are making it into an object that doesn't go away for many hundreds of year, and when breaking down causes toxins to go into our water and into our bodies, into the animals and the earth. She said there isn't a whole lot of good in that kind of plastic that we use. She said we get a free bag at the store, take it home and then throw it away which isn't a wise choice. She said, "Do the right thing – ban the bag."

Sarah Pierpont, New Mexico Recycling Coalition, said the Coalition is a statewide non-profit advocating recycling, and they support this ban. She said they encourage the City to develop further ordinances that increase diversion and recycling. They have model ordinances on commercial recycling, construction and demolition recycling, event recycling and a billing structure called pay as you throw – you make less trash you pay less, and you pay more for more trash. She said they encourage focus on economic development and an eco park.

Susan Odiesos read a statement into the record in opposition to the Ordinance, and spoke about the numerous unintended consequences of the Ordinance. She said she is always impressed when young people get involved, and asked them, instead of a ban, to establish an education program on disposal of the plastic bags. She said she is the President of Food for Santa Fe, and although they may be exempt from the bags, they can't ask people to bring their reusable bags. She said it would cost them an additional \$3,000 per year. She noted the City contributes \$16,000 to the operating budget of Food for Santa Fe, and doesn't believe the City would like to contribute an additional \$3,000. Ms. Odiesos proposed the following: 1) That a Referendum be held to measure support; 2) work together to encourage production of biodegradable bags, and 3) develop educational programs to recycle bags. She said, "I hope.... that you will reconsider any previous thought you might have had to impose this ban. Please oppose, not impose." Please see Exhibit "9" for the complete text of this statement.

Irene Evert, Education Director, Santa Fe Watershed Association, read a letter into the record in support of the ban from the Board of Directors of Santa Fe Watershed Association. The Association urged passage of the Ordinance.

Rick Martinez, Co-Chair, Keep Santa Fe Beautiful, said the Board supports the Ordinance, because it will make their job easier. He said they have the Fall Cleanup on September 28th, noting they also have a Spring Cleanup. He said every time they do cleanups, the town is loaded with plastic bags blowing in the wind. He said the ban will help make Santa Fe more beautiful. This is a step forward, and thanked the Council for the Ordinance.

Jessie Emerson, Zero Waste & Recycling Coordinator, Sierra Club, said the Sierra Club supports the Ordinance. She said for all those who are concerned about "dog do," they can use other plastic bags – bread bags, vegetable bags and such. She said the plastic does not ever go away, it just gets smaller and smaller and gets into our food and into our bodies.

Glen Schiffbauer, Executive Director, Santa Fe Green Chamber of Commerce, said they are a business organization, not an environmental group. He said their organization looked at this issue from a business organization standpoint, noting businesses don't like to have more things they have to do. He said businesses looking at branding and marketing. He is representing the Green Chamber in support of the Ordinance. He said they are working with the Santa Fe Green Lodging Initiative, and we have a world class LEEDS certified convention center. He said sustainability and concern for the environment is part of their brand, which is important moving forward as keeping Santa Fe in the forefront of these kinds of issues. He said at least 3 other communities are looking at the ordinance. He said it would be a shame if Santa Fe wasn't in the forefront of this ban.

Mary Seymour, Santa Fe Green Party, said one of their values is sustainability and for that reason, they support the ban on plastic. She would hope bags should be made of some other material.

Lisa Merrill, Education & Outreach Coordinator, SWMA, read a paragraph from a letter of support from SWMA Board as follows: "Plastic bags are not recycled at BuRRT because they can clog and damage the automated sorting machinery, increasing down time and maintenance expenses. In addition, it is very hard to find a sustainable and consistent market to sell the plastic bags, causing plastic bag recycling at BuRRT to be financially infeasible. Waste reduction and recycling are two of the main goals of the Comprehensive Solid Waste Management Plan that the City and County of Santa Fe support. Reducing the use of type of waste at the source is the best solution."

Michael Schwartzman said he and his wife moved here 2 months ago, but they have been coming here for 30 years from Austin to spend summers. He said they from their condo they can see plastic bags stuck in the cedar and junipers and look awful. He said he doesn't care if people are inconvenienced. He said this is about "We the People," which is the purpose of government. He said the plastic bag ban has been in place in Austin, Texas since March. He has been using "these" bags to carry groceries since the late 1990's. He said it isn't that hard, whether you are going to the food bank, the grocery store, or picking up dog go. He urged the Council to please pass the ordinance.

Tony Ortiz said he is one of the unofficial parent sponsors of the Wood Gormley Green Club. He said the message this sends is more than inspiring kids to take up a cause, and the larger message is showing kids in this and the next generations that we can think of solutions to big problems, including better recycling options for Santa Fe, and solving issues to make this community better over the long run. He thanked the Governing Body, in advance, for supporting the Ordinance, and for their foresight on the Ordinance and sending the right kind of message.

The Public Hearing was closed

Councilor Bushee said she has received concerns from constituents, saying that the reusable bags are not hygienic, and asked staff to address this issue.

Mr. Schiavo said if you are going to buy meat at the grocery store which is a source of bacteria, you can still use the plastic bags which will be available. He said the canvass bags can be washed, and the heat from the dryer will kill any germs.

Councilor Bushee said then the reusable bags the City is going to sponsor can be washed, and Mr. Schiavo said that is correct.

Councilor Bushee asked Mr. Schiavo if he has other remarks.

Mr. Schiavo said there was a concern about how to pick up all foods, noting plastic bags will still be available for produce and meat products. He said these were the bigger concerns he heard.

Councilor Bushee thanked Councilor Calvert who raised this issue several years ago, but it didn't go very far, but for some reason the timing is now right. She commended him for being at the forefront of this issue. She said we have worked hard on this, noting the Business & Quality of Life Committee has worked with the business community. She said she and Councilor Rivera met with Albertson's who had some corporate arguments against the change. However, at Albertson's today they are promoting their reusable bags with the Albertson's brand, so it seems they have made the adjustment.

Councilor Bushee said we need to move on to plastic bottles in a big way. She is glad to see the exemptions, and hope the food banks will work with the grocery stores to start using boxes from grocery

stores instead of the plastic bags. She said sustainability is a top priority for Santa Fe. She has helped to initiate a composting program and establish the recycling coordinator position. She said we need to make great strides in reducing our waste stream. She said we are going to work toward a free green pickup two times a season. She said she saves everything and reuses it, commenting she likes the thin plastic bags to reuse and reuse, rather than the thick trash can bags. She said this is change, and the kind that is good for our community, and looks forward to this Ordinance passing unanimously.

Councilor Trujillo said problem he has had with the bag ban, is there are exceptions and it is only hitting certain businesses. He said he has tried to be fair since he's been on the Council. He asked, "Why isn't this bag ban for everyone." He said you're saying bags like the ones from Chico's are of higher quality, but it's still plastic. He said it should be in effect for everyone. He said it is okay to take cooked food home in a plastic bag, but it's not okay to take raw food from a grocery store in a plastic bag. He said he has been contacted by many constituents and people who don't live here. They tell him they shop in Santa Fe and work in Santa Fe, and spend money here, but if there is a bag ban, then they'll shop in their community. He said we're not looking at dry cleaning bags, the bags the telephone books come in. He reiterated his problem is that you're picking on only one realm of the spectrum – Walmart, Albertson's – the working men and women stores where we shop – that's what we can afford and where we shop.

Councilor Trujillo continued saying, "I have a problem in going after these business, but not downtown businesses that have plastic bags – \$500 shoes in a big, plastic bag which he considers to be a single use bag." He asked Mr. Schiavo to comment.

Mr. Schiavo he understands that is a single use bag, and those would be banned.

Councilor Trujillo said that isn't what the Ordinance says. He asked, if the ban goes into effect, if Chico's and all these downtown merchants will get to use their plastic bags. He said, "Tell me that. If this is right, then we're on the right track."

Chair Wurzbarger asked staff to respond to Councilor Trujillo's questions regarding the broader applicability of the Ordinance.

Mr. Schiavo said, "Because it is of a certain thickness and it has handles it is considered reusable, unlike some of the thinner plastic bag which only has so many uses."

Mr. Trujillo said he can find a lot of uses for the white plastic bags from Walmart at his house. He puts them in his trash cans, he puts weeds in them when he cleans his yard. He said, "So don't say they are single use. They are more use. I can get a lot of uses out of them. These are questions that I've been asked by constituents. I applaud these children for what they did, and I applaud everybody here." He asked if he will be charged the 10 cents when he goes to the grocery store.

Mr. Schiavo said right now, none of the stores are charging.

Mr. Trujillo said, "We're going to force them to start charging."

Mr. Schiavo said, "That's correct Councilor. The idea is that since the average price for a brown bag is 7 cents..."

Councilor Trujillo asked, "Why are we charging 10 cents. That's another thing I want to know, is how much does it cost for these paper bags to be made. Why are we overcharging the consumer 3 cents. I'm not saying it's a lot, but I want these answers."

Mr. Schiavo said the average price is 7 cents.

Councilor Trujillo asked how much it is here in Santa Fe.

Mr. Schiavo said the average price is 7 cents.

Councilor Trujillo said, so then maybe we should charge 7 cents instead of 10 cents.

Mr. Schiavo said, "Councilor, we did not go to each store to ask how much they were paying. We did, however, talk to all the stores about that concept, and we didn't have a single store to push back. As a matter of fact, since they weren't able to use the less expensive plastic bags, they actually liked the idea of being able to charge that 10 cents and keep it."

Councilor Trujillo said, "Of course. Anybody would want to keep the 10 cents. Any time I see gas go up 10 cents, it worries me too."

Mr. Schiavo said, "And so Councilor. The other thing we looked at is what other cities have done."

Councilor Trujillo asked how much other cities are charging.

Mr. Schiavo said other cities are charging 10 cents, but the City is actually collecting the fees in L.A., Seattle and Austin. So in this case, we are allowing the vendor to recoup their cost of supplying the more expensive bags.

Councilor Trujillo said, "The other thing that I hear people talk about are biodegradable bags. I think that's a fantastic idea, but if this does pass, how are we going to implement biodegradable bags, since we're saying completely no plastic bags. Are we going to change the wording to no plastic biodegradable bags for the next ordinance. I'm not trying to put you on the spot, Nick, but these are questions that I want answered. I didn't have the opportunity to be in some of this meetings."

Mr. Schiavo said, "I'd like to share this Councilor. Prior to L.A.'s ban on plastic bags they were distributing roughly 2.2 million plastic bags. Since the plastic bag ban, now they have zero plastic bags going out. They were at 2.2 million plastic bags, 196,000 paper bags a year. That number has now dropped to 121,000 paper bags."

Councilor Trujillo said, "I guess my biggest peeve on this is not about the plastic bags. I understand that. In Santa Fe, I see more plastic bottles throughout the City than plastic bags, especially on my side of town, I see more plastic bottles than I do bags. Right now, I'm having a problem with the 10 cents. I have no understanding why we're imposing that tax on somebody. Yes, I know you want to have them recoup, but they're going to make their money back selling the bag as it is, so this is just an extra 10 cents that they can bank on."

Mr. Schiavo said, "Obviously, whenever you do an Ordinance there are some compromises there, so the 10 cents was put in place, because we felt if people could get paper bags, they would have no incentive to bring recycled bags to the store. And the vast majority of the population follows those kind of cost disincentives. We also wanted to be able to provide people who come to our town that if they didn't bring the recycle bags with them, they still have an option to pay just a dime to get a grocery bag."

Councilor Trujillo said, "I know you say it's just a dime, but for a family buying a lot of groceries, 15 bags adds up."

Mr. Schiavo said, "I would say Councilor, that it's difficult to get any less than \$40 worth of groceries into a large bag, so a dime is a small amount to pay for that."

Councilor Trujillo said these are his concerns with this Ordinance. "Because it's charging the constituents in this community an additional 10 cents on that, and also that, yes, it's a start, but the way that the Ordinance reads, a plastic bag ban, you're not hitting everybody. You're giving exceptions for certain businesses. If we really want to do this, the way everybody wants to do it, then you ban all plastic bags, including the downtown merchants, whoever it is. I don't care about the thickness of the bag. Guess what. It's plastic. It still takes the exact same amount of time, however long, to disintegrate. These are the problems. We're not treating everybody fairly. You're picking of one realm of the businesses in this community, so this is the problem I have with it."

Mr. Schiavo said, "I would agree, and I think if you had been at some of the meetings when the draft ordinance was being put together, they wanted to ban all bags, with no exceptions."

Councilor Trujillo said, "I know, and I wish I would have been, but I'm one of the Councilors that has another job."

Councilor Rivera thanked Councilor Trujillo for bringing up the issues on which his constituents have called him, noting he has been called on the same issues. He said, "He's right, we probably should be banning all bags. However, this is a great start, and I think eventually, we might get to that point, but for

now, I think we should proceed with what we have. I think it's a pretty good Ordinance. It's pretty fair. And the one thing that I like about it, is that it gives us a review in a year. We get to look at it again, see what we need to change on it, see if there is anything we need to pull back or maybe add to it. The 10 cent bag I can tell you, from speaking to Albertson's, it does cost, according to them, about 7 cents to manufacture, and then it costs them a significant amount more to transport bags, for Albertson's, it would be from the Phoenix area to Santa Fe. And they can't put as many paper bags on a pallet or in a truck as they do plastic bags, so that additional 3 cents they thought was fair to cover the transportation costs. That's my understanding of it Councilor. "

Councilor Rivera continued, "So with that, I'm obviously in support of this. I would like to thank the Business & Quality of Life Subcommittee that was put together. I see Luca in the audience who played a big role in that, and I would like to thank him for that, and all the other members of the Committee, the schools that were involved Tierra Encantada Charter School, Capital High School, Wood Gormley Green Club and especially young Miss Ortiz there who was one of the first people that we heard from, probably a little over a year ago. Thank you for stepping up and being a strong leader in that community, and with that, I'm definitely in support of that."

Councilor Dimas said everyone needs to remember this won't go into effect for 6 months. He said there is enough time to work out things and take care of the problems in that period of time. He said Councilor Rivera brings up a good point that this will be reviewed in a year. He agrees with Councilor Trujillo that we need to ban all bags. He thinks that will happen in the next review in one year, and he looks forward to that happening. He thanked the youth groups for spurring this to happen. He applauded Councilor Calvert for bringing this forward several years ago, noting Councilor Calvert wanted to ban all plastic bags at the time. He thinks this is a great start.

MOTION: Councilor Bushee moved, seconded by Councilor Trujillo, to adopt Ordinance 2013-29, with an amendment to ban all single plastic bags.

DISCUSSION: Councilor Bushee said she interviewed the downtown merchants and one shoe store owner said in Europe they tie a ribbon around products and people carry them away. She would like a high end reusable bag.

CLARIFICATION: Mayor Pro-Tem Wurzbarger asked if the motion is to ban all plastic bags in the City or only at checkout, no plastic bags at the meat counters.

Councilor Trujillo said no.

Councilor Bushee said she doesn't want anybody to start saying well great, now we'll just make thicker plastic bags with handles and get around this. So it is single use at checkout.

[Councilor Trujillo's remarks here are inaudible because his microphone was turned off or he was speaking away from the microphone]

Mayor Pro-Tem Wurzbarger said, "Before we have the vote, had I spoken earlier, I would have commented also to thank Councilor Calvert. And when this was brought up by the Business and Quality of Life Committee, you've talked about some of the dimension that made this possible. It's not only the young people. We had the Business and Quality of Life Subcommittee that worked 14 months on this issue, and had a public hearing with over 200 people. We then had great debate, and at several points, we almost just gave up and said we're not going to do this at all. And were it not for the leadership of the Subcommittee, Luca Ceccarelli where are you. Stand up Luca. Luca stayed with this the entire time as did Dena Aquilina and also Frederick Wahanek who chaired that. As we mentioned, Fabian Trujillo has shepherded this from the very beginning, as well as Nick Schiavo. We've had the Santa Fe Sustainable Commission. I particularly want to note Kim Kelly and Esha Chiocchio, and then the Solid Waste Management Agency, the Sierra Club and the New Mexico Recycling Coalition. This was a community effort, and then we had all the young people that have been mentioned from the schools. It is also timing in passing legislation."

Mayor Pro-Tem Wurzbarger continued, "But I just want to reinforce that this is hard work, that this wasn't a matter of a Resolution that we just jumped on because we had read the newspaper. I want to commend everyone that has worked so hard to bring us to this point tonight."

Mayor Pro-Tem Wurzbarger continued, "So, if there is no further comment I'll call for a roll call vote. I know what you're going to say Kelly, can we not do that because it's a complete ban and it changes completely what we're doing."

Ms. Brennan said, "That is correct."

Mayor Pro-Tem Wurzbarger said, "In order to proceed with this, would you please explain that to Councilor Bushee."

Ms. Brennan said, "This is a material change. It was advertised as single use plastic bags, and I understand it, all...."

Councilor Bushee said, "All single use plastic bags at checkout, no matter the thickness. I'm taking the thickness exemption away."

Mayor Pro-Tem Wurzbarger said, "No you're not."

Councilor Bushee said, "That's all I asked to do as an amendment."

Councilor Trujillo said, "When we had the discussion earlier, you said that those plastic bags that come out of all these other ones are single use, they're just thicker."

Mr. Schiavo said that is correct.

Councilor Trujillo asked, "So how is that changing anything. It's still a single use, but you're looking at the thickness of the bag, so that's all that's changed."

Councilor Bushee said, "You might need to redefine reusable, but a single use, thick mil plastic bag is still considered a single use. For instance, some of the reusable bags at Sprout's are plastic, but they're recycled plastic and they're reusable. I think all we're trying to do is to get on the same page about what that means, and so, if that encourages them to make, perhaps, bigger paper bags... no one is trying to encourage more paper bags, but I think it will encourage them to try and stop making thicker bags with handles and calling them reusable, if that's not truly made out of... I think you just have to define reusable."

Mayor Pro-Tem Wurzbarger asked Ms. Brennan her legal opinion on what we need to do at this point."

Ms. Brennan said, "Mayor Pro-Tem, Councilors, it does seem like a material change in that it is removing many of the exceptions, if I'm correct. I think staff can speak to which ones would change."

Mr. Schiavo said, "I think maybe this would be helpful. The draft Ordinance states that "a reusable bag means a bag with handles that is specifically designed and manufactured for multiple reuse, and is either made of cloth, machine washable fabric, made of durable plastic that is 2.25 mils thick, or other durable material suitable for reuse."

Mayor Pro-Tem Wurzbarger asked, "But is that meant to meet the intention of the maker of the motion that if the mil size was eliminated, would that be a material change Kelley."

Ms. Brennan said, "Madam Pro-Tem, I believe so."

Councilor Bushee said, "I don't think so."

Councilor Trujillo said, "So it's plastic, but we're just changing the thickness of it. It's still the same."

Councilor Calvert said, "I understand where the maker and the second of the motion are coming from, but, I think it is an Ordinance on single-use plastic bags. And we have defined what is or is not single use, so I think not only is it a material change at the 11th hour, but I think it sort of goes against the spirit of the negotiations and compromise that went along in bringing forth this Ordinance."

WITHDRAWAL OF THE SECOND: Councilor Trujillo said, "You know, I'm going to take my second out, and I'll just make my vote, so just take it from there."

Councilor Calvert continued, "And also, I don't think there's going to be a rush to produce a thicker, non-reusable bag. There's not going to be a landslide to do that. I think that people that make the thicker ones for reuse do it for a reason, because they put their name on it, and they like to see their name shown around as people do reuse them. I'm not saying that we can't eventually go there, but I don't think it's

appropriate at this point, because it's a material change at the 11th hour, it wasn't in the spirit of the negotiations and the discussion that went on, and the compromise that came forth from the community as a whole."

Councilor Dominguez said, "The question I was going to ask is how you define a material change, because, at least for my 8 years on this Council, I think there are plenty of us that would be in trouble if that is the case. And so, it's been my opinion that that is what a public hearing is for, is so that you can make substantive changes, even to an Ordinance. And so, I guess, what constitutes a material change."

Mayor Pro-Tem Wurzbarger asked if that is with respect to notice, and Councilor Dominguez said yes.

Ms. Brennan said, "I would say this goes to the definition of single use bags, and I do feel that's material. As I said, that is advice, that's all it is."

Councilor Dominguez said, "So then, I guess in the future, we're going to have to be a little bit more vague in the way we title our notices, because that's really what it comes down to. It really ties our hands and doesn't give us the ability to make what I think that are substantive, good changes to these types of ordinances or this type of legislation. And so, is that going to be the City Attorney's advice in the future?"

Ms. Brennan said, "I can't speak for Mr. Zamora. I do feel this is material, because it goes to the definition. In other circumstances, it might not be. And I will say it is only advice."

Councilor Dominguez said, "That's fair enough, thank you."

Mayor Pro-Tem Wurzbarger said we have a motion, but your motion was dependant on an amendment. Is there a motion we can come forward with.

WITHDRAWAL OF THE AMENDMENT WHICH WAS A PART OF HER MOTION: Councilor Bushee said, "I will withdraw my amendment, but I have to say, it does appear to be an equity issue at this point, and it's a concern of mine now. I just assumed single use, to me, I mean, all of those bags.... Albertson's advertises, everybody advertises even on the thinner bags. And I actually like the thin bags, well, they're at least not as thick and the others will never break down. Anyhow, I just think there are alternatives. Honestly, I don't see that as a material change you know, but each lawyer has different opinions, and you can choose to follow them or not, but I really feel and I understand where Councilor Trujillo's coming from. It feels inequitable at this point, you know, I mean there are... yeah.."

Councilor Ives said, "I would note that, in the draft ordinance, single use carry out bags, which are the items that are being prohibited here, are defined as 'any carry out bag made from plastic or any material except paper, marketed or labeled as biodegradable or combustible, that is neither intended, nor suitable for continuous reuse as a carry out bag or less than 2.25 mils thick.' And that is then reflected in the notion

of reusable, so it appears in several places in the Ordinance as drafted. So I think certainly the safer course here tonight, and the one I would carry forward, is to move to approve the Ordinance as it appears without that modification."

Mayor Pro-Tem Wurzbarger asked if that is a motion, and Councilor Ives said yes, and Councilor Calvert seconded the motion.

CLARIFICATION: Councilor Calvert asked if the motion contains all the amendments in the packet.

Councilor Ives said yes.

Councilor Dominguez said he thought we had a motion to approve, with an amendment.

Mayor Pro-Tem Wurzbarger said she thought Councilor Bushee withdrew her motion, and Councilor Bushee said no.

Councilor Calvert pointed out that Councilor Trujillo withdrew his second of the motion.

CLARIFICATION: Mayor Pro-Tem Wurzbarger said, "You are now making the motion that has just been made by Councilor Ives, and Councilor Bushee said she thought she had made it." Mayor Pro-Tem Wurzbarger said there is a Motion by Councilor Bushee to move this forward with the amendments in the packet.

MOTION: Councilor Bushee moved, seconded by Councilor Calvert to adopt Ordinance No. 2013-29, as presented, with the amendments in the packet.

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

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

Against: Councilor Trujillo

Explaining his vote: Councilor Dimas said, "Yes. And hopefully, we'll revisit this in a year, so we can fix what needs to be fixed."

Explaining his vote: Councilor Dominguez said, "I guess just two real quick comments. Two of my favorite sayings are, 'The road to hell is paved with good intentions.' I think this is very good intentioned. On the other side, 'Virtue is bold and goodness never fearful.' So we need to be able to move forward and do what's right, and do what's more right later on. Thank you. Yes."

Explaining his vote: Councilor Trujillo said, "You know this is a start. I do believe we're doing the right thing, but we're missing the mark. Everybody here in this thing, that's what you want. You want to get rid of all the plastic bags, and you need to treat everybody in this community fairly, and not pick on just one realm of the community – businesses. You have to treat everybody fairly, and because of that, until we come to that point in a year when we can review that, I'm going to vote no. But my hope is, that in that year that we look at that, that we bring everybody to the table, and that we discuss it and say, you know what, these people may not have been treated fairly, in a year, let's treat everybody fairly."

Explaining her vote: Mayor Pro-Tem Wurzbarger said, "I'm going to vote yes, and I'm going to suggest to Councilor Trujillo that I would be willing to not wait a year, and as a separate ordinance, which hopefully won't take us 14 months, we have paved the groundwork here, I'd be happy to work on that, including the banning of plastic bottles in the City of Santa Fe. Thank you."

Explaining her vote: Councilor Bushee said, "Yes. I want to thank, particularly the youth that came before us and had us become leaders because of your leadership, mostly because of the work that's been done, I'll support this tonight. I look forward to some new changes, and I would suggest, not only plastic bottles, but some of those Styrofoam take out containers. So this is going to be the only way we actually make change in this community, is just some of these bold, small steps. So, yes."

- 4) **REQUEST FROM DAHL ENTERPRISES, LLC, FOR A TRANSFER OF LOCATION OF DISPENSER LICENSE #0493 FROM LUCKY SHOE, 350 E. THERMA, EAGLE NEST TO RINGSIDE BOWL, 500 MARKET STREET, SUITE #210. (YOLANDA Y. VIGIL)**
(Postponed to September 11, 2013)

This item is postponed to the Council meeting of September 11, 2013.

18. MATTERS FROM THE CITY CLERK

Ms. Vigil said there will be a Fiesta presentation in the Council Chambers on Tuesday, at 4:30 p.m., prior to the Finance Committee meeting.

Ms. Vigil said she will be releasing candidate packets on Tuesday, September 3, 2013.

19. 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 August 27, 2013, is incorporated herewith to these minutes as Exhibit "10."

Councilor Calvert

Councilor Calvert introduced a Resolution authorizing and supporting the submittal of the City's project application to the Santa Fe Metropolitan Planning Organization for funding under the Fiscal Year 2014/2015 Transportation Alternatives Program for the Santa Fe River Trail Connections and Improvements Project. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "11."

Councilor Dimas

Councilor Dimas said he has no communications.

Councilor Rivera

Councilor Rivera asked Mr. Snyder to thank the staff of the Teen Center and the Monica Roybal Center, noting he visited with them and was able to see the number of kids they have after school. He said they do a great job giving the kids snacks, tutoring, helping with homework. It's a great program and they're doing a good job. He said he also met with Santa Fe University of Art and Design, noting they had a Public Works Committee meeting there and it was a great experience and a great tour. He said he did a ride-along with the Police and was impressed with their attitude and the way they conducted themselves, and asked Mr. Snyder to pass this to the Police Department. He asked Mr. Snyder to thank the Parks Department for work they did on Avenida Contenta to some weeds along the sidewalk which was impeding traffic to and from school every morning.

Councilor Ives

Councilor Ives introduced a Resolution on behalf of Mayor Coss: A Resolution authorizing and approving the submittal of a grant application to the Federal Aviation Administration for the purpose of receiving \$2.5 million dollars to construct an extension to Taxiway F at the Santa Fe Municipal Airport. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "12."

Councilor Trujillo

Councilor Trujillo said there are a lot of speed humps in his districts, and the grates clog up every time it rains, and asked Mr. Snyder if he could get staff to clean those grates.

Councilor Trujillo said, "I want to wish my wonderful, beautiful wife Amber, a happy birthday tomorrow."

Councilor Trujillo said next week are Fiestas, and asked everyone to enjoy, have fun and be safe.

Councilor Dominguez

Councilor Dominguez asked Mr. Snyder to thank the City staff for the work they've done on the Sidewalk Angels, noting the first event will happen September 21, 2013, and as we get closer he will ask Jody to put out an additional PSA. He said there is a link on the City's website to the Sidewalk Angels. He will be working with staff to tie down the details on that event.

Councilor Dominguez said he will be doing his second Walk and Talk on Saturday, September 7, 2013, at 8:00 a.m., at Frenchy's Field.

Councilor Dominguez introduced an Ordinance relating to the City of Santa Fe Internal Audit Department; amending Section 2-22 SFCC 1987, to strengthen internal audit independence. A copy of the Ordinance was not available at the time of introduction. He said he will work with Geno to be sure it is titled appropriately, noting Councilor Bushee would like to be a cosponsor.

Councilor Dominguez said, for the record, at the next Finance Committee meeting, he would like Mr. Snyder to make sure that we get the work that the Police Department is doing on shifts and the numbers on recruitment incentives. He also would like to have whatever is presented at the Public Works Committee for the Finance Committee, with regard to Moody's.

Mayor Pro-Tem Wurzbarger said, "For clarification, it wasn't presented at Public Works, it was promised to us as the result of our inquiries last night, and we'll make sure it comes to all Council members."

Councilor Dominguez said there was a presentation at Finance, but what Public Works gets may be more detailed.

Mayor Pro-Tem Wurzburger

Councilor Wurzburger said it indicates she will be introducing a Resolution on the Infrastructure Capital Improvements plan, but that hasn't been approved at Public Works, and somehow we missed that, and she will be introducing a bill at the next meeting,

Councilor Calvert said she should go ahead and introduce the bill, because the timing is critical.

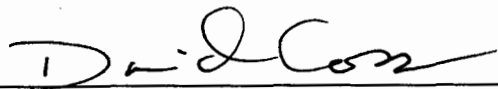
Mayor Pro-tem Wurzburger introduced a Resolution adopting the 2015-2019 Infrastructure Capital Improvements Plan. A copy of the Resolution is incorporated herewith to these minutes as Exhibit "13."

Councilor Wurzburger said it is Fiesta, and urged people to attend this year's melodrama, because there will be a lot of candidates from different places, and it should be interesting.

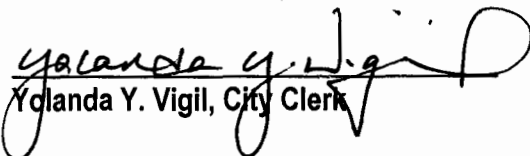
I. ADJOURN

There was no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 8:40 p.m.


Approved by:


Mayor David Coss

ATTESTED TO:


Yolanda Y. Vigil, City Clerk

Respectfully submitted:


Melessia Helberg, Council Stenographer

CITY COUNCIL MEETING
EXECUTIVE SESSION
August 27, 2013

The governing body of the City of Santa Fe met in an executive session duly called on August 27, 2013 beginning at 5:56 p.m.

The following was discussed:

- 1) In Accordance with the New Mexico Open Meetings Act, §10-15-1(H)(5), NMSA 1978, Discussion of Collective Bargaining Negotiations Between the City of Santa Fe and All Bargaining Units Representing the Employees of the City of Santa Fe.

PRESENT

Councilor Bushee
Councilor Calvert
Councilor Dimas
Councilor Dominguez
Councilor Ives
Councilor Rivera
Councilor Trujillo
Mayor Pro-Tem Wurzbarger

ABSENT

Mayor Coss

STAFF PRESENT

Brian K. Snyder, City Manager
Kelley Brennan, Assistant City Attorney
Yolanda Y. Vigil, City Clerk

There being no further business to discuss, the executive session adjourned at 6:55 p.m.


Yolanda Y. Vigil, City Clerk



City of Santa Fe, New Mexico

200 Lincoln Avenue, P.O. Box 909, Santa Fe, N.M. 87504-0909

www.santafenm.gov

David Coss, *Mayor*

Councilors:

Rebecca Wurzbarger, Mayor Pro Tem, Dist. 2

Patti J. Bushee, Dist. 1

Chris Calvert, Dist. 1

Peter N. Ives, Dist. 2

Carmichael A. Dominguez, Dist. 3

Christopher M. Rivera, Dist. 3

Bill Dimas, Dist. 4

Ronald S. Trujillo, Dist. 4

August 26, 2013

Kristy Janda Wagner
SFPS
General Services
2195 West Zia Road
Santa Fe, NM 87505

Re: Tino Griego/La Farge lease

Dear Ms. Wagner:

This letter will serve as the formal request by the City of Santa Fe to open discussions about the future of the site of the La Farge Library and what was formerly Tino Griego Swimming Pool. The site is currently under a 40 year lease that expires in August of 2017. While there is a renewal clause in the lease that would allow for 40 additional years, the City is interested in acquiring the property from the Santa Fe Public Schools.

The City is interested in discussing the possible acquisition of the property at no cost. Inasmuch as the site has housed a library for nearly 40 years, the public expectation is that a public library will always be situated in that location. As with all infrastructures, the library is in need of extensive renovation. However, preliminary estimates suggest that the cost of total replacement might be equivalent to that of renovation. As such, the City would be interested in replacing the current structures, but only if the land were in the ownership of the City.

As you and I have discussed, this letter will be forwarded to the School Superintendent and the School Board for their consideration and action. It has been a little over two years since this item was last preliminarily reviewed by the Superintendent and Board. We look forward to fruitful discussions with Santa Fe Public Schools on this matter.

Yours truly,

Isaac J. Piro, PE

Director

Public Works Department

Community Services Department

Exhibit "1"

**ACTION SHEET
ITEM FROM THE
PUBLIC WORKS/CIP AND LAND USE COMMITTEE MEETING
OF
MONDAY, AUGUST 26, 2013**

ITEM 11

REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING STAFF TO ACQUIRE A THIRD-PARTY INDEPENDENT AUDIT OF THE 2008 PARKS, TRAILS AND OPEN SPACE BOND UPON COMPLETION OF PROJECTS AUTHORIZED IN ACCORDANCE WITH THE BOND (COUNCILORS WURZBURGER, BUSHEE AND IVES) (ISAAC PINO)

PUBLIC WORKS COMMITTEE ACTION: Approved

SPECIAL CONDITIONS OR AMENDMENTS:

STAFF FOLLOW UP:

VOTE	FOR	AGAINST	ABSTAIN
CHAIRPERSON WURZBURGER			
COUNCILOR CALVERT	X		
COUNCILOR IVES	X		
COUNCILOR RIVERA	X		
COUNCILOR TRUJILLO	X		

Exhibit "2"

2008 Parks Bond

Update: October 2009

District # 1

Adam Gabriel Armijo	\$ 40,000
Alto/Bicentennial Pool	\$ 15,875
Cathedral Park	\$ 38,500
Cross of the Martyrs	\$ 43,750
Ft. Marcy Complex	\$ 500,000
Frank S. Ortiz (Dog Park)	\$ 72,621
Frank S. Ortiz Park	\$ 78,608
John F. Griego	\$ 23,075
Mager's Field	\$ 582,625
Melendez Park	\$ 11,000
Monica Roybal Park	\$ 2,000
Peralta Park	\$ 6,250
Plaza Park	\$ 600,000
Prince Park	\$ 67,650
Sunnyslope Meadows	\$ 20,500
Thomas Macaione Park	\$ 24,000
Torreon	\$ 92,125

Sub-Total \$ 2,218,579

District # 2

Amelia E. White	\$ 100,000
Atalaya Park	\$ 36,250
Calle Lorca	\$ 187,500
Cornell	\$ 60,875
De Vargas East	\$ 256,000

De Vargas West	\$ 256,000
Don Diego/Entrada Park	\$ 6,250
Galisteo Tennis Courts	\$ 131,250
Orlando Fernandez Park	\$ 17,875
Patrick Smith Park	\$ 210,000
Power Plant	\$ 700,000
Salvador Perez Pool/Patio	\$ 85,000
Sun Mountain ?	
Young Park	\$ 70,375

Sub-Total \$ 2,117,375

District # 3

Ashbaugh	\$ 452,000
Cielo Vista Park	\$ 300,000
Espinacitas Park	\$ 5,500
Frenchy's Park	\$ 661,250
Gregory Lopez Park	\$ 97,750
Larragoite Park	\$ 250,000
Las Acequias Park	\$ 150,000
Los Milagros	\$ 65,800
Maclovía Park	\$ 32,000
Rancho del Sol Park	\$ 24,375

Sub-Total \$ 2,038,675

District # 4

Candelero Park	\$ 131,425
Genoveva Chavez Park	\$ 201,250
Herb Martinez Park	\$ 246,810

Martin Luther King	\$ 32,000
Las Estancias Park	\$ 50,000
Marc Brandt Park	\$ 34,800
Monica Lucero Park	\$ 76,800
Nava Ade	\$ 587,500
Pueblos Del Sol Trails	\$ 1,100,000
Villa Caballero Park	\$ 33,250
Villa Linda Park	\$ 107,490

Sub-Total \$ 2,601,325

Regional Parks

Archuleta Property	30,500.00
Santa Fe River Parkway	\$ 2,297,500
Franklin E. Miles	\$ 2,151,273
GCCC Facility	\$ 921,250
MRC	\$ 1,150,000
Ragle Park	\$ 2,305,762
Salvador Perez Park	\$ 325,687

Sub-Total \$ 9,181,972

PARK GRAND TOTALS: \$ 18,157,926

Parks Projects Remaining to complete 2008 Parks Bond

The following are in process:

Candelero Park: Parks security fencing post and cable and some small punch list items will be complete by July 31, 2013.

MRC: Irrigation system repairs (valves and sprinklers) to be completed by August 30, 2013

Torreon Park: Asphalt pedestrian pathway to be completed by August 30, 2013

Plaza- improvements to be completed October 31, 2013

SWAN- design in progress completion in September 2013

Trail Cameras-

Trails projects remaining to complete 2008 Parks and Trails bond

PROJECT	WORK IN PROCESS/REMAINING	ANTICIPATED COMPLETION
Acequia Trail	Easement acquisition in process/Construction forthcoming	Sept. 2013
Acequia Trail Crossing at St. Francis/Cerrillos	Design & ROW acquisition in process/insufficient funds to construct	Early 2014
Arroyo Chamiso East Underground Crossing at St. Francis	Design of drainage improvements nearly complete/Construction forthcoming	Aug./Sept. 2013
NWQ Opens Space and Trails	La Tierra Trails NM 599 Connection under construction	End of July/Early Aug. 2013

2008 Approved Trails Projects

Current BTAC Projects	Capital Improvement Costs	Proposed Budget
Rail Trail - All Segments within City Limits - (District 1, 2, 3 & 4) COMPLETE	3,768,000	-
Acequia Trail (District 3)	2,388,250	600,000
Acequia Trail Crossing @ St. Francis/Cerrillos Road	1,740,000	757,379
Arroyo Chamiso East - St. Francis to Museum Hill (District 2)	2,341,320	500,000
Arroyo Chamiso East - Underground Crossing @ St. Francis	1,166,680	2,500,000
Arroyo Chamiso West - Rodeo to Nava Ade & Wagon Rd. (District 4) COMPLETE	1,224,365	-
River Trail - Camino Alire to Frenchy's Field (Districts 1 & 3)	3,232,000	3,000,000
Sub Total	15,860,615	7,357,379
Available Funds (Other Sources)	-6,714,869	-
Trail Projects Total	9,145,746	7,357,379

Park & Trail Projects Total

#REF!

Northwest Quadrant Open Space/Trails

2,965,328

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2013-____
Public Hearing Process for Charter Amendments

Mayor and Members of the City Council:

We propose the following amendment to Resolution No. 2013-____:

1. On page 2, line 14, *delete* "on or before January 8, 2014, the Governing Body needs to" and *insert* in lieu thereof "to meet publication deadlines, on or before December 11, 2013, the Governing Body shall"
2. On page 3, line 3, *delete* "November 15, 2013" and *insert* in lieu thereof "November 6, 2013"
3. On page 3, lines 6 and 7, *delete* "The election resolution shall be adopted no later than January 8, 2014." and *insert* in lieu thereof "To meet publication deadlines, the election resolution shall be adopted no later than December 11, 2013."

Respectfully submitted,

Peter Ives, Councilor

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "3"

CITY OF SANTA FE, NEW MEXICO
PROPOSED AMENDMENT(S) TO RESOLUTION NO. 2013-____
Public Hearing Process for Charter Amendments

Mayor and Members of the City Council:

We propose the following amendment to Resolution No. 2013-____:

1. On page 2, line 10, *delete* "on or before January 8, 2014, the Governing Body needs to" and *insert* in lieu thereof "to meet publication deadlines, on or before December 11, 2013, the Governing Body shall"

Respectfully submitted,

Peter Ives, Councilor

ADOPTED: _____
NOT ADOPTED: _____
DATE: _____

Yolanda Y. Vigil, City Clerk

Exhibit "4"



LEAGUE OF WOMEN VOTERS[®]
OF SANTA FE COUNTY

August 27, 2013

Mayor David Coss
Councilors Bushee, Calvert, Dimas, Dominguez, Ives, Rivera, Trujillo and Wurzbarger
200 Lincoln Ave.
Santa Fe, NM 87504

Dear Mayor Coss and City Councilors:

The League of Women Voters of Santa Fe County is encouraged that a resolution calling for open public discussions of the proposed charter amendments is on today's council agenda. We strongly support both aspects of this resolution: 1) holding three public discussion meetings on the proposed charter amendments and 2) scheduling the final vote on the resolution to hold a special election in a public hearing.

The League was very active in the process of developing potential charter amendments and we are gratified that the Charter Review Commission adopted several of our suggested amendments.

However, we were discouraged that so few groups and individuals took part in this process. We hope that the proposed public meetings will attract more public attention and participation.

To this end, we urge the City to ensure that there is widespread publicity about these meetings, that they be held at times and locations that are accessible to the general public, and that the content of the proposed charter amendments be widely disseminated before these meetings so that members of the public who participate will be able to be informed about the issues.

Sincerely,

Christine Furlanetto, Vice President and Action & Advocacy Chair
League of Women Voters of Santa Fe County

1472 St. Francis Drive
Santa Fe, NM 87505-4038

Tel: 505-982-9766
www.lwvsfc.org

Exhibit "5"

1

Petitions from
the floor

We, the residents of El Castillo, a Life Care Community, at 250 E Alameda St, petition the City of Santa Fe to repair and improve the sidewalk in front of El Castillo along the Santa Fe River, and to bring the intersection of E. Alameda and Paseo de Peralta up to ADA(Americans with Disability Act) standards. The sidewalk is impassable for wheelchairs and very dangerous for anyone using a cane or walker. The intersection was the site of an accident, November 3, 2011, where a resident in a wheelchair was struck by a truck while crossing the intersection with a walk light. He was severely injured and his life shortened due to this incident. This sidewalk and intersection are used not only by Santa Fe residents, but also by tourists on their way to Canyon Road. We urge the City to repair this sidewalk and intersection before someone else is seriously hurt or even killed.

NAME(printed)

SIGNATURE

1 Judith Costlow	Judith Costlow	Apt 519
2 Ken Colburn	Ken Colburn	Apt 608
3 Mr Joe Beard	Joe Beard	Apt 303
4 David Jennings	David Jennings	Apt 422
5 JAMES LEOPOLD	James Leopold	apt 702
6 KAREN WELLS	Karen Wells	apt 109
7 ANDREW S. WELLS	AS Wells	APT 109
8 JEANNE L. COTTER	JEANNE L. COTTER	#644
9 Thorette Mc. Goetz	Thorette Mc. Goetz	#335
10 HELMUT GUETTER	H. Guetter	#606
11 CATHERINE BECK	Catherine R. Beck	#507
12 Kay Alsip	Kay Alsip	#804
13 John Alsip	John Alsip	#804
14 GRACE WHITECOTTON	Grace Whitecotton	apt 704
15 Glenn L. Whitecotton	Glenn L. Whitecotton	#704
16 J R Warren	J. Roy Warren	

EXHIBIT "6"

17	Allyra JAMESON	Allyra Jameson apt 531
18	Peter Annunzio	PETER ANNUNZIO 537
19	Mary W. Upton	Mary W. Upton 537
20	Barbara J Rugg #904	BARBARA RUGG #904
21	Robert C. Williams	Robt C. Williams 543
22	Taylor McConnell	Taylor McConnell 315
23	Patt Berardinelli	Patt Berardinelli 338
24	MARY LEONARD	Mary Leonard 234
25	Susie Stone	Susie Stone #3305
26	Dr. Ed Cook	Edward Cook #224
27	MARY JEAN COOK	Mary Jean Cook #224
28	Adeline CRENSA	Adeline CRENSA 527
29	Alfred Koelle	Alfred Koelle 327
30	GRETCHEN Y. Bush	Gretchen Y Bush 301
31	Ann M. Shaw	Ann M. Shaw 109
32	LEWIS CLEWER	Lewis A. Clewer 533
33	SYDNEY CIENER	Sydney Ciener 533
34	MARILYN O'BRIEN	Marilyn O'Brien 624
35	JUNE JAMESON	Jane Jameson #628
36	ROBERT G. WILSON	Robert G. Wilson 706
37	Joanne Pratt	Joanne Pratt 620
38	James Pratt	James Pratt 620
39	Jane Wilson	Jane Wilson #706

	Print Name	Signature	Apt #
40	Pete Berry	Pete Berry	323
41	Dolores Brenner	Dolores Brenner	206
42	AJ Sakobian	AJ Sakobian	232
43	Marjorie McCarthy	Marjorie M. McCarthy	325
44	Robert McCarthy	Robert M McCarthy	325
45	Bill Brockwell	W Brockwell	630
46	Eugene E Oliver	Eugene E Oliver	418
47	Anne B. Noss	Anne B Noss	525
48	Mildred Jarvis		436
49	MARY MILLARD	Mary Millard	125
50	Jean Juengling	JEAN JUENGLING	236
51	Mimi Hubbs	Marian Hubbs	503
52	VIOLA FISHER	Viola Fisher	3316
53	KATE STREEPER	Kate Streepor	614
54	BARBARA DIVERS	Barbara Divers	329
55	Ann Marie Zaherlick	Ann Marie Zaherlick	414
56	Holger Hornum	Holger Hornum	329
57	Martha Marks	Martha Marks	642
58	Jan K. Novak	Jan K. Novak	333
59	Judith E. Novak	Judith E Novak	333
60	Bernard Marks	Bernard Marks	642
61	Conchita Lopez	Conchita Lopez	228
62	ROBERT MILES	Robert Miles	632
63	HANNA SULLIVAN	Hanna Sullivan	712
64	MARY ASENDORF	Mary Asendorf	424

Print Name	Signature	Apt #
65 PATRICIA JAHODA	Patricia A. Jahoda	808
66 ROBERT JONES	Robert A. Jones	117
67 ETHELYN S. JONES	Ethelyn S. Jones	117
68 CHARLES Edward Gole	Charles Edward Gole	238
69 Pat Reibel	Pat Reibel	#331
70 ANN HUME	Ann Hume	#618
71 Suzanne M. McKinney JEAN CHAMBERS	Geraldine McKinney	408
72 Jean Chambers	Jean Chambers	903
73 RICHARD J. TCHON	Richard J. Tchon	810
74 Helen L. Snoke	Helen L. Snoke	906
75 RALPH SNOKE	Ralph Snoke	906
76 Douglas Thompson	Douglas Thompson	604
77 Donna M. Lanphear	Donna M. Lanphear	133
78K Frank X. Zullo	FRANK ZULLO	121
79 ROBERT MILES	Robert Miles	632
80 Marianne Hale	Marianne Hale	420
81 MARIAN H GRAVES	Marian H. Graves	108
82 RENE BARKER	René Barker	319
83 Pat Trumbull	Pat Trumbull	214
84 Lois Colenso	Lois Colenso	622
85		
86		
87		



To: Mayor David Coss
Councilor Patti Bushee, District 1
Councilor Chris Calvert, District 1
Councilor Rebecca Wurtzberger, District 2
Councilor Peter Ives, District 2
Councilor Carmichael Dominguez, District 3
Councilor Christopher Rivera, District 3
Councilor Ronald Trujillo, District 4
Councilor Bill Dimas, District 4

June 3, 2013

Re: Support for the Proposed Ordinance to Ban Single-Use Bags in Santa Fe

Dear Santa Fe City Councilors,

The Northern New Mexico Group of Sierra Club whole-heartedly supports the proposed ban of single-use bags, especially plastic bags, from the waste stream of retailers and businesses in Santa Fe.

The cost of providing free bags to customers can run into thousands of dollars annually for businesses and the cost to our environment of throw away bags is enormous in terms of toxic contamination, visual pollution, and long term degradation of water and soil.

Santa Fe has long led the way in promoting the conservation of natural resources and our beautiful landscape. Many of our 2,500 area members take part in volunteer efforts to improve the watershed, riparian areas and open spaces of Santa Fe. As an organization that promotes the values and benefits of outdoor recreation, restoration and stewardship, we strongly support this proposed ban of single-use bags and a city's return to the pre-plastic days of "use a reusable bag" when shopping!

Thank you.

Sincerely yours,

Teresa Seamster & Norma McCallan
Co-chairs, Northern New Mexico Group
Sierra Club
1807 Second Street, Ste. 45
Santa Fe, N.M. 87505
(505) 983-2703

Exhibit "7"



Santa Fe
WATERSHED
ASSOCIATION

1413 Second Street, Suite 3
Santa Fe, NM 87505
(505) 820-1696; fax 986-9132
felicity@santafewatershed.org
santafewatershed.org

To: Mayor David Coss
Councilor Patti Bushee, District 1
Councilor Chris Calvert, District 1
Councilor Rebecca Wurtzberger, District 2
Councilor Peter Ives, District 2
Councilor Carmichael Dominguez, District 3
Councilor Christopher Rivera, District 3
Councilor Ronald Trujillo, District 4
Councilor Bill Dimas, District 4

July 24, 2013

Re: Support for the Proposed Ordinance to Ban Single-Use Bags in Santa Fe

Dear Santa Fe City Councilors,

The Santa Fe Watershed Association fully supports the proposed ban of plastic single-use bags, from the waste stream of retailers and businesses in Santa Fe.

Annually, dozens of volunteers through our Adopt the River program pull out hundreds of bags of trash from the Santa Fe River. A significant portion of this trash is single-use plastic bags which do not biodegrade, but instead photodegrade into toxic plastic pieces that will continue to contaminate the Santa Fe River Watershed well into the future.

On July 24, 2013, the Board of the Santa Fe Watershed Association approved a motion to support this proposed ordinance. By encouraging consumer use of reusable bags, our beautiful city will be taking a grand step toward preserving the ecological integrity of our watershed in addition to enhancing the aesthetics of the river corridor. We hope to see Santa Fe join the ranks of the dozens of cities and counties across America which have enacted ordinances to ban single-use plastic bags.

Thank you for your support of this ordinance.

Sincerely,

Kristina Fisher
Board President



NEW MEXICO RECYCLING COALITION

PO Box 24364, Santa Fe, NM 87502

505-983-4470

August 2, 2013

To City of Santa Fe Council Members:

The New Mexico Recycling Coalition, a statewide nonprofit recycling advocacy group, supports the Single Use Bag Ordinance. We would like to also encourage the City of Santa Fe to develop further ordinances that increase diversion and recycling. We are happy to share model ordinances focused on commercial recycling, construction and demolition recycling, recycled-content procurement, event recycling and a billing structure called Pay-As-You-Throw, where solid waste is billed like a utility - you pay for what you dispose of. Communities that have used this model have seen an instant shift where less trash is created in the first place and recycling radically increases. We would also like to encourage local economic development of small businesses or even an industrial eco-park that will consume more valuable, discarded materials locally.

English Bird, Executive Director
NMRC
505-660-9934

Thank You in Advance for Voting to Support the Plastic Bag Ban!



EXHIBIT "8"

Good Evening, Mayor Coss and City Councilors. In recent years I have attended many City Council meetings, notably during the time you supported efforts to establish the Interfaith Community Shelter. I have come to appreciate the hard work you all do in deliberating the multitude of issues that come before you – often complex with many of great importance and some that represent limited but vigorous efforts by a few, all in the interest of doing what is best for our city and its people.

I am here tonight to oppose the proposed ban on plastic bags coupled with a \$.10 charge for paper grocery bags. With that said, I have three suggestions for the Council to consider. I am all for minimizing the impact we make on the environment; in fact, I have three adult children who were raised to be very active in their recycling habits and they thoughtfully avoid unnecessary practices that harm our planet.

- Eliminating plastic bags flies in the face of their being one of the most re-used items we all bring into our homes – for pet waste, wet garbage and a myriad of other uses. Following the OpEd MyView piece I wrote for *The New Mexican*, there were two letters to the editor opposing my view, but much to my amazement, I have received phone calls and emails from an incredible number of people voicing their opposition to the proposed ban – from mild comments to those angry that the Council would entertain a “feel good” measure that has unintended consequences.
- I am always impressed when young people decide to embark on a crusade for a cause they believe in. However, in this instance, I feel the emphasis is on the wrong syllable! Yes, there is a problem with the length of time plastic bags remain in the landfills and no one likes to see them blowing in the wind because someone failed to dispose of them properly, but there are alternatives!
- Instead of imposing a ban that will cause expense for paper or cloth bags for the buying public and prevent the sanitary disposal of many items, why can't we, as a concerned and responsible community, demand that manufacturers produce bio-degradable bags. The technology is available, so let's flex our muscle and get such an initiative moving!
- I am here tonight as a citizen, taxpayer and voter, but also as the president of Food for Santa Fe, an all-volunteer non-profit organization that distributes 900 bags of groceries in paper sacks to needy individuals and families every Thursday. Food for Santa Fe may be exempt from the proposed ban, but as we are beneficiaries of pro-active Santa Feans' generosity through their recycling of their paper bags and giving them to us, saving what would otherwise be an expense of more than \$3,000 that we would prefer to direct toward the purchase of food. If they have to pay for them, it is unlikely that they would continue to give them to us. I have learned that a number of City Councilors are unaware that the City contributes \$16,000 each year toward our budget of \$188,000. We are grateful for this support which comes through Food Depot, from which we are a totally separate 501 (c) (3) – they are a food bank distributing food to 135 partner agencies in northern NM while we are a drive thru food pantry, giving food

Exhibit "9"

directly to the hungry and those facing food insecurity. How likely is it that the City will increase the amount of support they currently give us by \$3,000? I'm afraid not very likely. Some thoughtful but unworkable suggestions involved our obtaining re-usable bags, but the logistics of needing to pack the bags before the arrival of our recipients starting at 6 a.m. and the fact that the same people do not come each week, preclude such ideas.

- Since this bandwagon of an enthusiastic group of students and others gained momentum without consideration of what is truly fair to the merchants and customers involved, may I respectfully suggest three things:
 - that a referendum be held to measure citizen support or opposition to the proposal and, importantly,
 - that we begin a concerted effort to pressure manufacturers into being part of the solution with bio-degradables and, finally,
 - that the energy and good will of the young people who initiated this campaign be channeled with an invitation for them to develop a program to educate people on the proper disposal of the bags and encourage the City to provide ways and means to recycle their no longer needed plastic bags
- And, as Columbo used to say...one more thing...I hope my comments make sense and that you will reconsider any previous thought you might have had to impose this ban. Please oppose, not impose!

Thank you for the opportunity to voice my opinion.



**CITY COUNCIL MEETING OF
AUGUST 27, 2013
BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION
BY MEMBERS OF THE GOVERNING BODY**

Mayor David Coss		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION AUTHORIZING AND APPROVING THE SUBMITTAL OF A GRANT APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION FOR THE PURPOSE OF RECEIVING \$2.5 MILLION DOLLARS TO CONSTRUCT AN EXTENSION TO TAXIWAY F AT THE SANTA FE MUNICIPAL AIRPORT.	Finance – 9/3/13 Public Works – 9/9/13 Council – 9/11/13
Councilor Patti Bushee		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Chris Calvert		
Co-Sponsors	Title	Tentative Committee Schedule
	A RESOLUTION AUTHORIZING AND SUPPORTING THE SUBMITTAL OF THE CITY'S PROJECT APPLICATION TO THE SANTA FE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING UNDER THE FISCAL YEAR 2014/2015 TRANSPORTATION ALTERNATIVES PROGRAM FOR THE SANTA FE RIVER TRAIL CONNECTIONS AND IMPROVEMENTS PROJECT.	Public Works – 9/9/13 Finance – 9/16/13 Council – 9/25/13
Councilor Bill Dimas		
Co-Sponsors	Title	Tentative Committee Schedule
Councilor Carmichael Dominguez		
Co-Sponsors	Title	Tentative Committee Schedule
	AN ORDINANCE RELATING TO THE CITY OF SANTA FE INTERNAL AUDIT DEPARTMENT; AMENDING SECTION 2-22 SFCC 1987 TO STRENGTHEN INTERNAL AUDIT INDEPENDENCE.	Finance – 9/3/13 Council (request to publish) – 9/11/13 Council (public hearing) – 10/9/13
Councilor Peter Ives		

Exhibit '10'

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
	A RESOLUTION ADOPTING THE 2015-2019 INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN (ICIP).	Public Works – 9/9/13 Finance – 9/16/13 Council – 9/25/13

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

RESOLUTION NO. 2013-__

INTRODUCED BY:

Councilor Chris Calvert

A RESOLUTION

AUTHORIZING AND SUPPORTING THE SUBMITTAL OF THE CITY'S PROJECT APPLICATION TO THE SANTA FE METROPOLITAN PLANNING ORGANIZATION FOR FUNDING UNDER THE FISCAL YEAR 2014/2015 TRANSPORTATION ALTERNATIVES PROGRAM FOR THE SANTA FE RIVER TRAIL CONNECTIONS AND IMPROVEMENTS PROJECT.

WHEREAS, the City of Santa Fe, New Mexico, has the legal authority to apply for, receive and administer federal funds; and

WHEREAS, the City of Santa Fe is submitting an application to the Santa Fe Metropolitan Planning Organization for Federal Fiscal Year 2014/2015 (FFY14/15) New Mexico Transportation Alternatives Program (TAP) funds in the amount of \$271,535, as set forth by the Federal legislation, Moving Ahead for Progress in the 21st Century (MAP-21) and as outlined in the FFY 14/15 New Mexico TAP Guide; and

WHEREAS, the Santa Fe River Trail Connections and Improvements Project named in the TAP application is an eligible project under New Mexico TAP and MAP-21; and

Enlight "11"

1 **WHEREAS**, the City of Santa Fe acknowledges availability of the required local match of
2 14.56% and the availability of funds to pay all upfront costs, since TAP is a cost reimbursement
3 program; and

4 **WHEREAS**, the City of Santa Fe agrees to pay any costs that exceed the project amount if
5 the application is selected for funding; and

6 **WHEREAS**, the City of Santa Fe agrees to maintain the project constructed with TAP
7 funding for the useable life of the project; and

8 **WHEREAS**, funding applications require a resolution of support from the Governing Body.

9 **NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE**
10 **CITY OF SANTA FE** that:

11 1. The Public Works Department of the City of Santa Fe is authorized to submit an
12 application for FFY14/15 New Mexico TAP funds in the amount of \$271,535 from the New Mexico
13 Department of Transportation (NMDOT) on behalf of the citizens of the City of Santa Fe.

14 2. The City of Santa Fe assures the NMDOT that if TAP funds are awarded, sufficient
15 funding for the local match and for upfront project costs are available, since TAP is a reimbursement
16 program, and that any costs exceeding the award amount will be paid for by City of Santa Fe.

17 3. The City of Santa Fe assures the NMDOT that if awarded TAP funds, sufficient
18 funding for the operation and maintenance of the TAP project will be available for the life of the
19 project.

20 4. The City of Santa Fe Public Works Department of is authorized to enter into a
21 Cooperative Project Agreement with the NMDOT for construction of TAP project using these funds
22 as set forth by MAP-21 on behalf of the citizens of Santa Fe.

23 5. The Public Works Department is also authorized to submit additional information as
24 may be required and act as the official representative of the City of Santa Fe in this and subsequent
25 related activities.

5. The City of Santa Fe assures the NMDOT that the City of Santa Fe is willing and able to administer all activities associated with the proposed project.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2013.

DAVID COSS, MAYOR

ATTEST:

YOLANDA Y. VIGIL, CITY CLERK

APPROVED AS TO FORM:

GENO ZAMORA, CITY ATTORNEY

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2013-____**

3 **INTRODUCED BY:**

4
5 Mayor David Coss
6
7
8
9

10 **A RESOLUTION**

11 **AUTHORIZING AND APPROVING THE SUBMITTAL OF A GRANT APPLICATION**
12 **TO THE FEDERAL AVIATION ADMINISTRATION FOR THE PURPOSE OF**
13 **RECEIVING \$2.5 MILLION DOLLARS TO CONSTRUCT AN EXTENSION TO**
14 **TAXIWAY F AT THE SANTA FE MUNICIPAL AIRPORT.**
15

16 **WHEREAS**, the Santa Fe Municipal Airport ("Airport") has been notified by the Federal
17 Aviation Administration (FAA) that the City of Santa Fe is eligible to receive approximately \$2.5
18 million dollars in Airport Improvement Grant funding for the purpose of constructing an
19 extension to taxiway F; and

20 **WHEREAS**, construction of an extension to taxiway F is recognized by the Airport, the
21 FAA, and New Mexico Department of Aviation as an important safety enhancement which will
22 eliminate the need for aircraft to taxi on another active runway; and

23 **WHEREAS**, the construction of an extension to taxiway F has been programmed and
24 approved by FAA on the Airport Capital Improvement Program for construction in 2013; and

25 **WHEREAS**, Airport Improvement Grant funding is end-of-year discretionary money

Exhibit '12'

1 which the FAA must allocate before the end of the current federal fiscal year, which is September
2 30, 2013; and

3 **WHEREAS**, the FAA has notified the City that the grant application must be submitted
4 no later than September 19, 2013, or the City is at risk of losing the grant.

5 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
6 **CITY OF SANTA FE** that the Governing Body hereby authorizes and approves the submittal of
7 a grant application to the FAA for the purpose of receiving \$2.5 million dollars to construct an
8 extension to taxiway F at the Santa Fe Municipal Airport.

9 PASSED, APPROVED, and ADOPTED this ____ day of _____, 2013.

10
11 _____
12 DAVID COSS, MAYOR

13 ATTEST:

14
15 _____
16 YOLANDA Y. VIGIL, CITY CLERK

17 APPROVED AS TO FORM:

18
19 _____
20 GENO ZAMORA, CITY ATTORNEY

21
22
23
24
25 *m/melissa/resolutions 2013/FAA Grant Taxiway F*

CITY OF SANTA FE, NEW MEXICO

RESOLUTION NO. 2013-____

INTRODUCED BY:

Councilor Rebecca Wurzbarger

A RESOLUTION

**ADOPTING THE 2015-2019 INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN
(ICIP).**

WHEREAS, the City of Santa Fe, New Mexico, a New Mexico municipal corporation, recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

WHEREAS, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

WHEREAS, systematic capital improvements planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development; and

WHEREAS, this process contributes to local and regional efforts in project identification and selection in short and long-range capital planning efforts.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE
CITY OF SANTA FE, NEW MEXICO that:**

1 1. The City of Santa Fe has adopted the attached 2015-2019 Infrastructure Capital
2 Improvements Plan; and

3 2. The Plan is intended to be a working document and is the first of many steps
4 toward improving rational, long-range capital planning and budgeting for New Mexico's
5 infrastructure.

6 PASSED, APPROVED and ADOPTED this ____ day of _____, 2013.

7
8 _____
9 DAVID COSS, MAYOR

10 ATTEST:

11
12 _____
13 YOLANDA Y. VIGIL, CITY CLERK

14
15 APPROVED AS TO FORM:

16
17 _____
18 GENO ZAMORA, CITY ATTORNEY

19
20
21
22
23
24
25 *CAO/Melissa/Resolutions 2013/ICIP*