



Agenda

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ARCHAEOLOGICAL REVIEW COMMITTEE HEARING

THURSDAY, JUNE 21, 2012 – 4:30 P.M.

CITY COUNCILORS' CONFERENCE ROOM

CITY HALL, 200 LINCOLN AVENUE, SANTA FE

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. APPROVAL OF MINUTES:
- E. ACTION ITEMS
 - 1. Case#AR-14-12A. Consideration of interim report covering limited excavation performed within an easement for LA 132712 at 125 North Guadalupe Street, located in the Historic Downtown Archaeological Review District. The request is made by Cherie L. Scheick, Southwest Archaeological Consultants, Inc., for 125 N. Guadalupe, LLC, the property owner.
- F. ADMINISTRATIVE MATTERS
- G. COMMUNICATIONS
- H. MATTERS FROM THE COMMITTEE
- I. BUSINESS FROM THE FLOOR
- J. ADJOURNMENT

For more information regarding cases on this agenda, please call the Historic Preservation Division at 955-6605. Interpreters for the hearing impaired are available through the City Clerk's office at 966-6520, upon five (5) days notice.

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ARCHAEOLOGICAL REVIEW COMMITTEE
June 21, 2012

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**MINUTES OF THE
CITY OF SANTA FE
ARCHAEOLOGICAL REVIEW COMMITTEE
City Councilors Conference Room
June 21, 2012**

A. CALL TO ORDER

A meeting of the Archaeological Review Committee was called to order by David Eck, Chair, at approximately 4:30 p.m., on June 21, 2012, in the City Councilors Conference Room, City Hall, Santa Fe, New Mexico.

B. ROLL CALL

Members Present

David Eck, Chair
Tess Monahan, Vice-Chair
Gary Funkhouser
James Edward Ivey
[Vacancy]

Others Present

John Murphey, Land Use Department
Melessia Helberg, Stenographer

NOTE: All items in the Committee packet for all agenda items are incorporated herewith to these minutes by reference; and the original Committee packet is on file in, and may be obtained from, the Historic Division.

C. APPROVAL OF AGENDA

MOTION: Tess Monahan moved, seconded by Gary Funkhouser, to approve the Agenda as published.

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

D. APPROVAL OF MINUTES

There were no minutes for approval.

E. ACTION ITEMS

1. **CASE #AR-14-12A. CONSIDERATION OF INTERIM REPORT COVERING LIMITED EXCAVATION PERFORMED WITHIN AN EASEMENT FOR LA 132712 AT 125 NORTH GUADALUPE STREET, LOCATED IN THE HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. THE REQUEST IS MADE BY CHERIE L. SCHEICK, SOUTHWEST ARCHAEOLOGICAL CONSULTANTS, INC., FOR 125 N. GUADALUPE, LLC, THE PROPERTY OWNER.**

Matthew O'Reilly, Director, Land Use Department, said there is no staff report in this regard. He noted, in the packet, there is a letter dated June 14, 2012, with attachments, to John Murphey, Senior Land Use Planner, from Cherie L. Scheick, Program Director, Southwest Archaeological Consultants, Inc., regarding *Interim Report on Investigations at 125 Guadalupe Street (AR-14-12A)*.

Cherie Scheick said the only things they found was the mixed deposit that topped the midden across most of the area above where the easement was, and those deposits are pretty characteristic. She said they already have most of the stuff washed and tallied, and it looks to be really consistent with the same deposit they found during the earlier testing. She said most important for this Committee, is that they found no remains of the intact midden, and they only found 9 fragments of a parietal.

Wayne Lloyd, Architect, said this is a fairly unusual request, which they wouldn't be making if it weren't for the fact that this will really slow down the School of Cooking and its transition from San Francisco to get the School open at the soonest possible date. He said its business increases during the summer season. He said to help them to move forward, they already have cleared the building permit. He said the only reason this is happening this way is to allow them to move as fast as possible. He said they appreciate the indulgence of this Committee.

Chair Eck asked, to verify his understanding and that of the Committee, if "all your installations will be going in the exact footprints of the excavated areas as left by Ms. Schick."

Mr. Lloyd said, "Absolutely."

Tess Monahan

Tess Monahan said she has no comment, other than it is interesting that the midden is still there, and it is an interesting report.

Jake Ivey

Jake Ivey had no comment.

Gary Funkhouser

Mr. Funkhouser said, "Your request to contract the easement in this northern part, that's the same as what you've gone through the fill already and done that, and where this work will be. Correct."

Ms. Scheick said, "Yes, and that will be in the preliminary report. And actually, because we found so few things, not by the July 5th deadline for the July 19th meeting, which I can still give you a formal preliminary report which will back up this letter, but by the next meeting, we'll probably have the entire final report. I mean, it's very simple. Very very simple."

Chair Eck

Chair Eck said the plat as submitted represents no variation whatsoever from the easement as originally intended.

Ms. Scheick said, "I haven't seen the Plat, and I believe that when they were here before, I know I talked to Susan about it, and she had said that they wanted to wait to put the easement on the plat until we were done, because we had already started, and we had an inclination that the northern portion.... the very northern portion, you guys, what it is, is that's the addition onto the existing, the real first building. And unlike that building, it looks like they did an awful lot of subsurface work up there. It's all mechanical fill. There was, what, one little piece of midden left now, and we also say this in the report, because I think this is really important, is that we can.... the easement.... this is really kind of tough because it's all disturbed and redeposited by definition for the City and the County in their easements. It's supposed to cover an archaeological site. If you say the disturbed deposit is part of the site, then it would stop at the north portion of the interior building, because everything that we got under the floor, I guess where Susan wants to put the retail shop, is mechanical fill. You can tell it's been churned-up, brought in, messed up, so, in all reality, that's not necessarily in an intact archaeological site or deposit any more."

Ms. Scheick continued, "But, we still have the problem in the north portion of the lot, because as far as HPD is concerned, and Michelle is concerned, because it's an area of unmarked burials that they want left on the Plat, that subsurface work. If you agree that that the easement could eventually be contracted, that the northern portion of the plat still reflects the fact that any subsurface work in that area would require an archaeological monitor and that would fall under the State burial law and not under the City's Ordinance or easement requirements."

Chair Eck said then a series of illustrations detailing all of that will be in Ms. Scheick's forthcoming report.

Ms. Scheick said, "They most certainly will. This was a little quick."

Chair Eck said that may not be germane to the question at hand.

Ms. Scheick said she didn't think it was, so she wasn't prepared to go into it and believes it should be taken up later.

Chair Eck asked Mr. Reilly if there is an archaeological permit associated with this which is ready for signature once this Committee decides to do whatever it does.

Mr. O'Reilly said a building permit has been approved, but it hasn't been issued.

Mr. Lloyd said they did two different permits based on "your" recommendation. We did an interior permit and an exterior permit. He said the interior permit was cleared last week, which really is where this stuff is. However, the exterior permit wasn't cleared, noting it normally goes through Mr. Rasch's office because the permit department is thinking, okay the only reason H-Board should sign off on this is on the exterior stuff, so they're holding the exterior permit until this meeting is over." He said the interior permit is posted at the site already.

Mr. O'Reilly said, "But the only work you've done under that permit is to have this excavation work that was done by Ms. Scheick."

Mr. Lloyd said, "Yes, the contractor hopes to start tomorrow or Monday. Even though we have the permit, nothing has really happened. And David said he would sign off as soon as this is cleared up."

Chair Eck said, "I asked that question simply because there's usually a paper vehicle bearing the signature of the Chair that goes someplace so someone can take action. In this case, we have no such document, so we'll have to rely on the good graces of all involved to act accordingly, unless counsel can advise some other means."

Mr. O'Reilly said, "You will get that when the final report is submitted, and that's why it's not here today."

Ms. Brennan said the record of the meeting, the minutes, will be sufficient in the interim.

MOTION: Gary Funkhouser moved, seconded by Tess Monahan, with respect to Case #AR-14-12A, to accept the Interim Report covering limited excavation performed within an easement for LA 132712 at 125 North Guadalupe Street, located in the Historic Downtown Archaeological Review District, as requested by Cherie L. Scheick, Southwest Archaeological Consultants, Inc., for 125 N. Guadalupe, LLC, the property owner.

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

Mr. Lloyd asked what this means for them going forward.

Mr. O'Reilly said, "It means that in making that motion, this Committee felt comfortable with doing construction in the trenches that have been excavated, there and only there and nowhere else."

Mr. Lloyd said they are not planning on doing any further excavation.

Ms. Scheick asked, "Since we are so close to having the final report, but I do understand it's sort of process, because normally that permit approval comes with actual acceptance of the preliminary report, and we have a year to get the final report in, but we'll have it in another 30 days. The question is, do you want to go through that process of me giving you a preliminary report to back this up, seeing as they have their approval to go forward, or are you good with waiting until the next meeting to get the final report done."

After a brief discussion, Chair Eck said there is a sense of the Committee that Ms. Scheick can skip submitting a preliminary report, and just submit a final report in the next two weeks, for approval in July.

F. ADMINISTRATIVE MATTERS

Mr. O'Reilly asked if this Committee considered Derek Pierce to fill the vacancy on the Board.

Mr. Eck said no. The Committee was told we could approve the recommendation of Derek Pierce at the last meeting, unless the Committee had questions which the Committee had questions. We were told in this event this item would have to be postponed to the July 5th meeting when Mr. Pierce can be in attendance to answer questions. He understands Mr. Pierce will be in attendance at that meeting, as well as the gentleman who was requesting to be listed as an approved archaeologist. He said both people were unable to attend because of bizarre, unforeseen emergencies, and everything is absolutely fine. It is just a matter of process.

Mr. O'Reilly said he will advise the Mayor not to put this appointment on the Council Agenda for approval yet.

G. COMMUNICATIONS

There were no communications.

H. MATTERS FROM THE COMMITTEE

There were no matters from the Committee.

I. BUSINESS FROM THE FLOOR

There was no business from the floor.

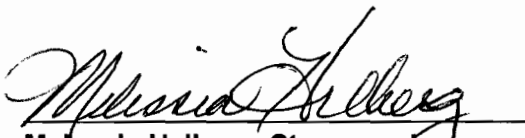
J. ADJOURNMENT

There was no further business to come before the Committee.

MOTION: Jake Ivey moved, seconded by Tess Monahan, to adjourn the meeting.

VOTE: The motion was approved unanimously on a voice vote, and the meeting was adjourned at approximately 5:00 p.m.

David Eck, Chair


Melessia Helberg, Stenographer