

**SUMMARY OF ACTION
REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, OCTOBER 30, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Call To Order	Convened at 5:02 pm	3
2.	Pledge of Allegiance	Councilor Lindell	3
3.	Salute to the NM Flag	Councilor Michael Garcia	3
4.	Invocation and Remembrances	Councilor Faulkner	3
5.	Roll Call	Quorum	3-4
6.	Approval of Agenda	Approved as Amended	4
7.	Approval of Consent Agenda	Approved as Amended	4
8.	Presentations		
	a. NM Voices for Children Rpt.	Heard	5
	b. Guaranteed Income	Heard	5
9.	Action Items: Consent Agenda	Approved	5-8
19.	Final Action On Legislation		
	a. Bill 2024-10	Approved	8-9
10.	Action Items: Discussion Items		
	a. Gen. Services Contract	Approved	
16.	Introduction of Legislation		
	a. Bill 2024-12	Introduced	9-10
	b. Bill 2024-19	Introduced	10
21.	Appointments		
	a. Planning Commission	Approved	10-11
	b. Arch. Review Comm.	Approved	11
	c. Water Conserv. Comm.	Approved	11
	d. Econ. Dev. Adv. Comm.	Approved	11

	e. Arts Commission	Approved	11-12
17.	Petitions From the Floor	Heard	12-14
10.	Action Items: Discussion Agenda Cont.		
	b. Resolution 2024-_____.	Approved As Amended	14-15
11.	Matters From the City Manager	Heard	15
	Executive Session	Held	15-16
12.	Matters from the City Attorney	Heard	16
13.	Executive Session Action Items	None	16
14.	Matters from the City Clerk	Heard	16
15.	Communications from the GB	Heard	16-17
18.	Public Comment on Bills		
	a. Bill 2025-16	No public comment	17
	b. Bill 2024-15	No public comment	17
21.	Appointments Continued		
	f. Interim City Manager	Withdrawn	17
	g. Interim City Attorney	Withdrawn	17
	h. City Clerk	Approved	17-18
22.	Adjourn	Adjourned at 12:47 am	18-19

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, OCTOBER 30, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1. CALL TO ORDER

The regular meeting of the Governing Body was called to order by Mayor Webber at 5:09 pm, on Wednesday, October 30, 2024, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilor Lindell.

3. SALUTE TO THE NEW MEXICO FLAG

The salute to the New Mexico Flag was led by Councilor Michael Garcia.

4. INVOCATION AND REMEMBRANCES

The invocation was given by Councilor Romero-Wirth.

A moment of silence and remembrances were given.

5. ROLL CALL

MEMBERS PRESENT

Mayor Alan Webber

Councilor Amanda Chavez, arrived later in the meeting

Councilor Signe Lindell
Councilor Jamie Cassutt
Councilor Alma Castro
Councilor Pilar Faulkner, arrived later in the meeting
Councilor Lee Garcia
Councilor Michael Garcia
Councilor Carol Romero-Wirth

MEMBERS EXCUSED

OTHERS PARTICIPANTS ATTENDING

John Blair, City Manager
Erin McSherry, City Attorney
Geraldyn Cardenas, Acting City Clerk, via Zoom
Elizabeth Martin, Stenographer

6. APPROVAL OF AGENDA

Ms. McSherry said under Executive Session, staff is going to present later about the two dispositions of property. Our Governing Body rules provide that the Executive Session goes under the City Attorney on the agenda. She does not want to make a recommendation tonight. Mr Blair has agreed to make the recommendation under his part of the agenda. We will need to Governing Body to vote to act outside the standard.

Mayor Webber said we will need to amend the agenda so that the Executive Session goes under the City Manager.

Councilor Cassutt said given that we may have a robust conversation during the Executive Session, she would like to move item 19 A up to right after item 10 A.

Councilor Romero-Wirth asked to move item 10 B to after Petitions From The Floor.

MOTION A motion was made by Councilor Michael Garcia, seconded by Commissioner Castro, to approve the agenda as amended.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

7. APPROVAL OF CONSENT AGENDA

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Lindell, to approve the consent agenda as amended.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

8. PRESENTATIONS

A. NEW MEXICO VOICES FOR CHILDREN REPORT

Given.

Councilor Faulkner arrived at the meeting at 5:33 pm.

B. GUARANTEED INCOME: A PATHWAY TO DIGNITY AND OPPORTUNITY

Given.

Councilor Chavez arrived at 6:20 pm.

9. ACTION ITEMS: CONSENT AGENDA

A. REQUEST FOR APPROVAL OF THE OCTOBER 9, 2024 REGULAR GOVERNING BODY MEETING MINUTES.

Approved on consent.

B. REQUEST FOR APPROVAL TO AMEND THE 2024 GOVERNING BODY AND COUNCIL COMMITTEE CALENDAR TO REMOVE THE FINANCE COMMITTEE MEETING SCHEDULED ON MONDAY, NOVEMBER 25, 2024, AND TO REMOVE THE GOVERNING BODY MEETING SCHEDULED ON WEDNESDAY, NOVEMBER 27, 2024.

Approved on consent.

C. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM GRUPO

PROMETEO LLC, FOR A RESTAURANT B (BEER, WINE & SPIRITS) LIQUOR LICENSE, TO BE LOCATED AT TERRACOTTA WINE BISTRO LLC, 304 JOHNSON STREET.

Approved on consent.

- D. REQUEST FOR APPROVAL OF STATE OF NEW MEXICO DEPARTMENT OF TRANSPORTATION FUND 89200 CAPITAL APPROPRIATIONS PROJECT AGREEMENT IN THE AMOUNT OF \$1,170,000 FOR MEDIAN IMPROVEMENTS WITH A REVERSION DATE OF JUNE 30, 2026.**

Approved on consent.

- E. REQUEST FOR RATIFICATION OF AMENDMENT NO. 1 TO ITEM #23-0577 WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION TO EXTEND THE TERM THROUGH SEPTEMBER 30, 2026 FOR THE AGUA FRIA - COTTONWOOD ROUNDABOUT PROJECT.**

Approved on consent.

- F. REQUEST FOR RATIFICATION OF THE CITY MANAGER'S APPROVAL OF U.S. DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION GRANT # 3-35-0037-065-2024 IN THE AMOUNT OF \$6,089,700 FOR THE RECONSTRUCTION OF THE AIRPORT APRON.**

Approved on consent.

- G. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO ITEM #24-0420 TITLE III FEDERAL AND STATE SUB-AWARD #2023-24-60026 WITH NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT NON-METRO AREA AGENCY ON AGING TO DECREASE THE COMPENSATION BY \$2,127.45 FOR A NEW TOTAL CONTRACT AMOUNT OF \$773,721.95.**

Approved on consent.

- H. REQUEST FOR APPROVAL OF A GENERAL SERVICES CONTRACT WITH CTS SOFTWARE FOR TRANSIT DISPATCH MANAGEMENT SOFTWARE IN THE TOTAL AMOUNT OF \$1,255,529.17 INCLUDING NMGRT FOR A FIVE YEAR TERM.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH SANTA FE WATERSHED ASSOCIATION FOR MANAGEMENT AND ADMINISTRATION OF THE ADOPT-A-RIVER AND ADOPT-AN-ARROYO PROGRAMS IN THE TOTAL AMOUNT OF \$260,000 FOR A FOUR YEAR TERM.**

Approved on consent.

- J. REQUEST FOR APPROVAL OF A PROFESSIONAL SERVICES CONTRACT WITH AQUASIGHT LLC FOR SOFTWARE SERVICES FOR THE PASEO RAEI WASTEWATER RECLAMATION FACILITY IN THE TOTAL AMOUNT OF \$350,000 FOR A THREE YEAR TERM.**

Approved on consent.

- K. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO GENERAL SERVICES AGREEMENT ITEM #24-0175 WITH HEI INC. TO CHANGE THE SCOPE FOR ADDITIONAL HARDWARE, INCREASE THE COMPENSATION BY \$393,080.51 FOR A NEW TOTAL AMOUNT OF \$506,978.62 AND TO EXTEND THE TERMINATION DATE BY ONE YEAR.**

Approved on consent.

- L. REQUEST FOR THE APPROVAL OF AMENDMENT NO. 1 TO GENERAL SERVICES AGREEMENT ITEM #23-0555 WITH VERMONT SYSTEMS TO INCREASE THE COMPENSATION BY \$292,985.25 FOR A NEW TOTAL AMOUNT OF \$441,652.90 AND TO EXTEND THE TERM TO SEPTEMBER 13, 2027.**

Approved on consent.

- M. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES CONTRACT WITH AON CONSULTING, INC. FOR HEALTH BENEFITS CONSULTING SERVICES IN THE TOTAL AMOUNT OF \$379,700 FOR A FOUR YEAR TERM.**

Approved on consent.

- N. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE TOTAL AMOUNT OF \$6,089,700 TO INCREASE WIP CONSTRUCTION USING U.S. DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION FUNDING FOR THE RECONSTRUCTION OF THE AIRPORT APRON.**

Approved on consent.

- O. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE AMOUNT OF \$150,000 TO THE CITY MANAGER'S BUDGET TO PROVIDE SALARY AND BENEFITS FOR THE OFFICE OF EQUITY AND INCLUSION DIRECTOR.**

Approved on consent.

- P. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE AMOUNT OF \$402,612 TO INCREASE WIP DESIGN USING FY25 AVAILABLE BUDGETED AIRPORT REVENUE IN EXCESS OF BUDGETED EXPENDITURES TO FUND MULTIPLE ENGINEERING AND ADMINISTRATIVE TASK ORDERS FROM MOLZEN CORBIN.**

Approved on consent.

- Q. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION APPROVING AMENDMENT NO. 1 TO A LOCAL GOVERNMENT ROADS FUND PROGRAM COOPERATIVE AGREEMENT FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION, IDENTIFIED AS CONTROL NUMBER L500532, AND GRANTING A TIME EXTENSION FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF HENRY LYNCH ROUNDABOUT PROJECT.**

Approved on consent.

- R. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION DIRECTING THE CITY MANAGER TO DIRECT STAFF TO IDENTIFY AND APPLY FOR FEDERAL AND STATE FUNDING SOURCES FOR WATER, WASTEWATER, AND OTHER WATER RELATED PROJECTS; IDENTIFY A STATE LEGISLATIVE PRIORITY LIST; AND APPROVE THE APPLICATIONS SUBMITTED TO THE NEW MEXICO WATER**

TRUST BOARD.

Approved on consent.

19. FINAL ACTION ON LEGISLATION (PUBLIC HEARING)

- A. CONSIDERATION OF BILL 2024-10. ADOPTION OF ORDINANCE 2024-_____. A BILL RELATING TO THE CITY OF SANTA FE’S (“CITY’S”) OFFICE OF ECONOMIC DEVELOPMENT PLAN ORDINANCE, SECTION 11-11-5 SFCC 1987; REPEALING AND REPLACING ORDINANCE 2023-15, INCLUDING APPROVING A LOCAL ECONOMIC DEVELOPMENT PROJECT PARTICIPATION AGREEMENT BETWEEN THE CITY AND PARTING STONE, INC. FOR DESIGN, DEVELOPMENT, AND CONSTRUCTION OF TENANT IMPROVEMENTS; LEASE PAYMENTS; AND EXPANSION OF A CORPORATE HEADQUARTERS, A LOCAL ECONOMIC DEVELOPMENT PROJECT.**

Stephanie Beninato. Hope you have a robust discussion about this. She would like to know more about how it has contributed to our economy.

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Faulkner, to approve Bill 2024-10.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

10. ACTION ITEMS: DISCUSSION AGENDA

- A. REQUEST FOR APPROVAL OF GENERAL SERVICES CONTRACT WITH ARDHAM TECHNOLOGIES FOR BROADCOM VMWARE SUBSCRIPTION LICENSES AND SUPPORT IN THE TOTAL AMOUNT OF \$499,986.20 THROUGH JUNE 30, 2027.**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to approve the request.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes;

Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move to item 16 Introduction of Legislation.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

16. INTRODUCTION OF LEGISLATION

A. CONSIDERATION OF BILL 2024-12. ADOPTION OF ORDINANCE NO. 2024-____. A BILL AMENDING SFCC 1987, SECTION 12-3, PERTAINING TO THE PUBLIC DISPLAY OF FIREWORKS; RECOGNIZING THE FIRE DEPARTMENT WILL APPLY THE INTERNATIONAL FIRE CODE TO THE PUBLIC DISPLAY OF FIREWORKS; MAKING OTHER TERMS CONSISTENT WITH THE INTERNATIONAL FIRE CODE; AND PROVIDING FOR GOVERNING BODY APPROVAL OF PUBLIC FIREWORKS DISPLAY PERMITS WITHOUT LEGISLATION.

Introduced.

B. CONSIDERATION OF BILL 2024-19. ADOPTION OF ORDINANCE NO. 2024-____. A BILL APPROVING THE SALE OF CITY-OWNED BUILDINGS, IMPROVEMENTS, AND SIX PARCELS LOCATED AT 1600 ST. MICHAEL'S DRIVE WITHIN THE AND COUNTY OF SANTA FE, NEW MEXICO, ASPECT QOZB, LLC IN THREE PHASES, FOR A TOTAL OF \$5,000,000.

Introduced.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to move to item 21 A, B, C, D, and E.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

21. APPOINTMENTS

A. PLANNING COMMISSION

*** PIPER KAPIN - APPOINTMENT AS AT-LARGE MEMBER - TERM ENDING 6/2026.**

MOTION A motion was made by Councilor Lindell, seconded by Councilor Romero-Wirth, to approve the appointment.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

B. ARCHAEOLOGICAL REVIEW COMMITTEE

***DEREK PIERCE - REAPPOINTMENT - TERM ENDING 6/2026**

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Lindell, to approve the appointment.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

C. WATER CONSERVATION COMMITTEE

***BILL ROTH - REAPPOINTMENT - TERM ENDING 07/2026**
***AUTUMN LEIKER - REAPPOINTMENT - TERM ENDING 07/2026**
***EVAN RIPLEY - REAPPOINTMENT - TERM ENDING 07/2026**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to approve the appointments.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

D. ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

***GEORGE GAMBLE - APPOINTMENT - TERM ENDING 06/2026**

MOTION A motion was made by Councilor Lindell, seconded by Councilor Cassutt, to approve the appointment.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

E. ARTS COMMISSION

***KARL DUNCAN - APPOINTMENT TO CHAIR - TERM ENDING 10/2026**

***ANTOINETTE VILLAMIL - APPOINTMENT - TERM ENDING 10/2026**

***MARCIA MIKULAK - REAPPOINTMENT - TERM ENDING 10/2025**

***WINOKA YEPÄ - REAPPOINTMENT - TERM ENDING 10/2025**

***HEIDI MCKINNON - REAPPOINTMENT - TERM ENDING 10/2026**

MOTION A motion was made by Councilor Castro, seconded by Councilor Faulkner, to approve the appointments.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to move to item 17 Petitions From The Floor.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

17. PETITIONS FROM THE FLOOR

Steven Fox. Mr. Fox spoke to several issues.

Virgil Vigil. Mr. Vigil spoke to moving the Soldiers Monument stating the City does not own it.

Daniel Ortiz. Mr. Ortiz spoke to the equity and diversity problem without equitably applied. Spoke to soldiers monument and statutes. Against study to remove the monument.

Donna Rivera. Ms. Rivera spoke to comprise and sacrifice. Against the movement of the soldiers monument.

Terri Rivera. Ms. Rivera spoke to soldiers monument. Keep on the plaza and rebuild.

Judd Fischel. Mr. Fischel spoke to the feasibility of moving the monument. You can't move it to the cemetery. They won't let you move it there. It will be toppled again. It is controversial.

Jerry Richardson. Mr. Richardson urged the Council to restore the monument on the Plaza without the 4th panel and with an education panel to explain the history.

Valerie Broker. Ms. Broker spoke in support of maintaining and protecting the monument on the Plaza and analysis of the condition of the monument.

Paul Hultin. Mr. Hultin spoke to soldiers monument saying it is time for each member of the Governing Body to step up and vote on the Resolution before you tonight.

Marco Serna. Mr. Serna spoke to obelisk staying on the plaza and remove the 4th plaque. Go to the original Resolution to rebuild it.

Marie Perez. Ms. Perez spoke to monument and recommended real community deliberation and conversation.

Elizabeth West. Ms. West spoke to the monument and four movies that may help in your deliberations. Bell, Origin, Memory and Fancy Dance.

Eli Bransford. Mr. Bransford spoke against moving the soldiers monument.

Anne Wrinkle. Ms. Wrinkle spoke in support of the Resolution.

Ronald Trujillo. Mr. Trujillo asked the Council to stop trying to erase our history.

Terry Rodriguez. Mr. Rodriguez spoke to repairing the monument in a manner used in Japan.

Ronny. Ronny spoke about dangers in Santa Fe and the monument going down and so many Natives killed because of Hispanics.

Ada. Ada spoke to service dog training issues.

Stephanie Beninato. Ms. Beninato spoke about asphalt sidewalks, the monument and supporting the Resolution.

Miguel Gabaldon. Mr. Gabaldon thanked Councilors Cassutt and Chavez, from the Las Casitas Neighborhood for participating in our meeting regarding safety in the park.

Karen Buller. Ms. Buller spoke in a Native American language.

Gregory Ross. Mr. Ross said the complete and utter lawlessness that occurred in the Plaza should not be glorified in any way whatsoever. It was criminal.

10. B. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION DIRECTING THE CITY MANAGER TO INVESTIGATE THE FEASIBILITY OF RELOCATING THE SOLDIERS' MONUMENT TO THE SANTA FE NATIONAL CEMETERY AND RECOGNIZING THE DISTINCT PURPOSES OF THE PLAZA AND THE MONUMENT

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move Amendment J for approval.

VOTE The motion passed on a roll call vote of 3 no, 6 yes, as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, no; Councilor Lee Garcia, no; Councilor Chavez, yes; Councilor Faulkner, no; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Chavez, to move Amendment G for approval.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to move the Amendment presented tonight for approval.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Castro, to pass Resolution 2024-_____ as amended.

VOTE The motion passed on a roll call vote of 4 no, 5 yes, as follows:

Councilor Cassutt, no; Councilor Castro, yes; Councilor Michael Garcia, no; Councilor Lee Garcia, no; Councilor Chavez, yes; Councilor Faulkner, no; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

11. MATTERS FROM THE CITY MANAGER

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, NMSA 1978, SECTION 10-15-1, SUBPARTS (H)(2), (7) AND (8), LIMITED PERSONNEL MATTERS, IN PARTICULAR APPOINTMENTS OF ERIN MCSHERRY AS INTERIM CITY MANAGER AND MARCOS MARTINEZ AS INTERIM CITY ATTORNEY; ATTORNEY-CLIENT PRIVILEGED DISCUSSION OF PENDING AND THREATENED LITIGATION, INCLUDING, BUT NOT LIMITED TO, A QUARTERLY LITIGATION UPDATE AND THREATENED LITIGATION BY THE EDUCATION RETIREMENT BOARD REGARDING THE CITY'S CONTRACT FOR WATER SERVICE AT 5211 LAS SOLERAS DRIVE; AND DISPOSITION OF CITY PROPERTIES LOCATED ON WEST ALAMEDA, IN PARTICULAR, A 0.25 ACRE PARCEL AT 1522 WEST ALAMEDA AND A 1.85 ACRE PARCEL IDENTIFIED AS APN 99308146, FURTHER WEST ON WEST ALAMEDA.

Mr. Blair recommended entering into Executive Session to address limited personnel matters.

Ms. McSherry recommended entering into Executive Session to address a quarterly litigation update and threatened litigation by the Education Retirement Board.

The items listed to be heard under Subpart (H) (8) were removed from the Executive Session notice and will be heard at a later time.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to enter into Executive Session in accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Subparts (H) (2) and)7).

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body entered into Executive Session at 9:51 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to reconvene in open session.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body reconvened in open session at 11:30 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to suspend th rules to allow the Governing Body to meet past 11:30 pm.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to enter into Executive Session in accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Subparts (H)(2) and (7).

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor

Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body entered into Executive Session at 11:31 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to reconvene in open session.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body reconvened in open session at 12:20 am.

12. MATTERS FROM THE CITY ATTORNEY

Heard.

13. EXECUTIVE SESSION ACTION ITEMS

None.

14. MATTERS FROM THE CITY CLERK

Heard.

15. COMMUNICATIONS FROM THE GOVERNING BODY

Heard.

18. PUBLIC COMMENT ON BILLS (FIRST PUBLIC COMMENT, NO ACTION)

A. CONSIDERATION OF BILL 2024-16. ADOPTION OF ORDINANCE NO. 2024-____. A BILL RELATED TO ETHICS AND CAMPAIGN REVIEW BOARD NOMINATIONS; AMENDING SECTION 6-16.1 OF SFCC 1987 TO REMOVE THE REQUIREMENT THAT THE FIRST JUDICIAL BAR ASSOCIATION SUBMIT A LIST OF EIGHT NOMINEES, FROM WHICH THE FOUR ATTORNEY MEMBERS MUST BE APPOINTED, AND REQUIRING THAT THE CITY CLERK SOLICIT NOMINATIONS FOR BOARD MEMBERS FROM AT LEAST THREE LOCAL SOURCES.

There were no public comments made.

- B. CONSIDERATION OF BILL 2024-15. ADOPTION OF ORDINANCE NO. 2024-____. A BILL GRANTING EZEE FIBER TEXAS, LLC, A NON-EXCLUSIVE FRANCHISE, TO OPERATE A TELECOMMUNICATIONS NETWORK WITHIN THE CITY OF SANTA FE, THE RIGHT TO USE CITY PUBLIC RIGHTS-OF-WAY TO PROVIDE TELECOMMUNICATIONS SERVICES WITHIN THE CITY; AND FIXING THE TERMS AND CONDITIONS THEREOF.**

There were no public comments made.

21. APPOINTMENTS (CONTINUED)

F. INTERIM CITY MANAGER

***CONSENT TO APPOINT ERIN MCSHERRY AS INTERIM CITY MANAGER, BEGINNING NOVEMBER 2, 2024.**

Mayor Webber withdrew this appointment.

G. INTERIM CITY ATTORNEY

***CONSENT TO APPOINT MARCOS MARTINEZ AS INTERIM CITY ATTORNEY, BEGINNING NOVEMBER 2, 2024.**

Mayor Webber withdrew this appointment.

H. CITY CLERK

***CONSENT TO APPOINT ANDREA SALAZAR AS CITY CLERK, BEGINNING NOVEMBER 9, 2024.**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to approve the appointment of City Clerk.

VOTE The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Castro, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Chavez, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

22. ADJOURN

There being no further business before the Governing Body, the meeting adjourned at 12:47 am.

Approved By:

Mayor Alan Webber

Attested To By:

Geralyn Cardenas, Interim City Clerk

Respectfully Submitted By:

Elizabeth Martin, Stenographer