

**SUMMARY OF ACTION
REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, APRIL 30, 2025, 4:30 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Recognition	Given	3
2.	Call To Order	Convened at 5:00 pm	3
3.	Pledge of Allegiance	Councilor Michael Garcia	3
4.	Salute to the NM Flag	Councilor Faulkner	3
5.	Invocation and Remembrances Councilor Cassutt		3
6.	Roll Call	Quorum	3-4
7.	Approval of Agenda	Approved	4
8.	Approval of Consent Agenda	Approved	4-5
9.	Presentations		
	a. Water and Wastewater	Heard	5
	b. Downtown Permit	Heard	5
10.	Action Items: Consent Agenda	Approved	5-9
11.	Action Items: Discussion Agenda	None	9
12.	Matters From the City Manager	Heard	10
15.	Matters From the City Clerk	Heard	10
16.	Comm. From the GB	Heard	10
17.	Introductions of Legislation		
	a. Resolution No. 2025_____	Introduced	10
	b. Bill No. 2025-11	Introduced	10
18.	Petitions From The Floor	Heard	11-12
10 T.	Resolution No. 2025_____	Approved	12

10 Y. Resolution No. 2025-_____	Approved	12-13
21. Public Hearings		
a. Bill No. 2025-8	Postponed	13-15
b. Appeal #2025-9812-APPL	Postponed	15
22. Appointments		
a. Pro Tem Judge	Approved	15-16
b. Arts Commission	Approved	16
13. Matters From the City Attorney	Heard	17
Executive Session	Held	17
14. Executive Session Action Items		
a. Approval of Recommend.	Approved	17-18
b. Approval of Settlement	Approved	18
22. Adjourn	Adjourned at 12:58 am	18-18

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, APRIL 30, 2025 4:30 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1. RECOGNITION

- **ELEVATE THE SPECTRUM DAY**
- **CECILIA RIOS DAY**
- **VITALIA MAESTAS GARCIA DAY**

The recognitions were given.

2. CALL TO ORDER

The regular meeting of the Governing Body was called to order by Mayor Webber at 5:00 pm, on Wednesday, April 30, 2025, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilor Michael Garcia.

4. SALUTE TO THE NEW MEXICO FLAG

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

5. INVOCATION AND REMEMBRANCES

The invocation was given by Councilor Cassutt.

A moment of silence and remembrances were given.

6. ROLL CALL

MEMBERS PRESENT

Mayor Alan Webber
Councilor Signe Lindell
Councilor Jamie Cassutt
Councilor Amanda Chavez, virtually
Councilor Alma Castro
Councilor Pilar Faulkner

Councilor Lee Garcia
Councilor Michael Garcia
Councilor Carol Romero-Wirth

OTHERS PARTICIPANTS ATTENDING

Mark Scott, City Manager
Erin McSherry, City Attorney
Andrea Salazar, City Clerk
Elizabeth Martin, Stenographer, virtually

7. APPROVAL OF AGENDA

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to postpone item 10 W to the City Council meeting following the proper notice of the public hearing.

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

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

Las Estrellas, subpart 8, was removed from Executive Session inclusion.

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Romero-Wirth, to approve the agenda as amended.

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

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

8. APPROVAL OF CONSENT AGENDA

Items 10 T and Y were removed from the Consent Agenda for discussion.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Castro, to approve the Consent Agenda as amended.

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

Councilor Romero-Wirth, yes; Councilor Michael Garcia, yes; Councilor Lee

Garcia, yes; Councilor Cassutt, yes;. Councilor Castro, yes; Councilor Faulkner, yes; Councilor Lindell, yes; Councilor Chavez, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to move item 10 T to after Petitions from the Floor.

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

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

MOTION A motion was made by Councilor Castro, seconded by Councilor Cassutt, to move item 10 Y to after Petitions from the Floor.

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

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

9. PRESENTATIONS

A. WATER AND WASTEWATER DIVISION INCREASED REVENUE REQUIREMENTS

Given.

B. DOWNTOWN EMPLOYER PERMIT PROGRAM PILOT UPDATE

Given.

10. ACTION ITEMS: CONSENT AGENDA

A. REQUEST FOR APPROVAL OF THE APRIL 9, 2025, REGULAR GOVERNING BODY MEETING MINUTES.

Approved on consent.

B. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM J&J RETIREMENT, LLC DBA JOE'S DINING AND PIZZA FOR A RESTAURANT B (BEER, WINE & SPIRITS) LIQUOR LICENSE WITH

ON-PREMISES CONSUMPTION ONLY WITH PATIO SERVICE.

Approved on consent.

- C. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM NATIONAL DANCE INSTITUTE OF NEW MEXICO (NDI) FOR A WAIVER OF THE 300-FOOT LOCATION RESTRICTION AND APPROVAL TO ALLOW THE DISPENSING/CONSUMPTION OF ALCOHOLIC BEVERAGES AT THE NDI DANCE BARNS, 1140 ALTO STREET, WHICH IS WITHIN 300 FEET OF ASPEN COMMUNITY MAGNET SCHOOL, 450 LA MADERA STREET AND LA COMUNIDAD DE LOS NINOS HEAD START, 1121 ALTO STREET, FOR NDI NEW MEXICO'S 2025 GALA TO BE HELD ON SATURDAY, MAY 3, 2025, WITH ALCOHOL SERVICES FROM 4:00 PM TO 11:00 PM SATURDAY, MAY 3, 2025, WITH ALCOHOL SERVICE FROM 4:00 PM TO 11:00 PM.**

Approved on consent.

- D. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO CONSTRUCTION CONTRACT ITEM #25-0013 WITH B&D INDUSTRIES, INC. TO INCREASE COMPENSATION BY \$11,363 FOR A NEW TOTAL OF \$488,380 INCLUDING NMGR T FOR SOUTHSIDE LIBRARY HVAC REPLACEMENT.**

Approved on consent.

- E. REQUEST FOR APPROVAL OF A CONSTRUCTION CONTRACT WITH B&D INDUSTRIES, INC, IN THE TOTAL AMOUNT OF \$5,409,375 INCLUDING NMGR T FOR ON-CALL ELECTRICAL SERVICES THROUGH JUNE 30, 2029.**

Approved on consent.

- F. REQUEST FOR APPROVAL OF THE CAPITAL APPROPRIATION PROJECT AGREEMENT C5243321 WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR THE ST. MICHAEL'S DRIVE RAIL TRAIL UNDERPASS IN THE TOTAL AMOUNT OF \$100,000 WITH A REVERSION DATE OF JUNE 30, 2028.**

Approved on consent.

- G. REQUEST FOR APPROVAL OF A TRANSPORTATION PROJECT**

FUND GRANT AGREEMENT WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION IN THE TOTAL AMOUNT OF \$2,300,000 TO CONSTRUCT THE BUCKMAN ROAD PAVEMENT RECONSTRUCTION PROJECT IDENTIFIED AS HW2LP50060 THROUGH JUNE 30, 2027.

Approved on consent.

- H. REQUEST FOR APPROVAL OF A CONSTRUCTION CONTRACT WITH TLC SANTA FE, LLC FOR THE REPLACEMENT OF HVAC SYSTEM AT THE SANTA FE REGIONAL AIRPORT IN THE TOTAL AMOUNT OF \$404,288.03 INCLUDING NMGRY FOR A ONE-YEAR TERM.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE TOTAL AMOUNT OF \$119,949 FROM WASTEWATER FUND BALANCE TO REPAIR AND MAINTENANCE SYSTEM EQUIPMENT FOR THE PASEO REAL WASTEWATER TREATMENT PLAN.**

Approved on consent.

- J. REQUEST FOR APPROVAL TO PURCHASE A FILTER REPLACEMENT FOR THE WASTEWATER TREATMENT PLANT FOR A TOTAL AMOUNT OF \$320,215 WITH PARKSON CORPORATION.**

Approved on consent.

- K. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICE AGREEMENT WITH INTERA, INC. TO PROVIDE REGULATORY GROUNDWATER MONITORING, SOIL VAPOR MONITORING, AND OTHER ENVIRONMENTAL AND ENGINEERING SERVICES FOR FRANK ORTIZ PARK LANDFILL IN THE TOTAL AMOUNT OF \$1,298,250 FOR A FOUR-YEAR TERM.**

Approved on consent.

- L. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO ITEM #23-0509 WITH AECOM TECHNICAL SERVICES INC. TO REMOVE THE FISCAL YEAR COMPENSATION AMOUNT LIMITS AND INCREASE COMPENSATION BY \$4,759,625 FOR A NEW TOTAL AMOUNT OF \$8,000,000 FOR SERVICES RELATED TO DAMS AND GEOTECHNICAL ENGINEERING AND GENERAL ENGINEERING.**

Approved on consent.

- M. REQUEST FOR APPROVAL OF GRANT AGREEMENT FROM THE NEW MEXICO DEPARTMENT OF HEALTH IN THE AMOUNT OF \$818,387.10 FOR A COORDINATED COMMUNITY RESPONSE TO COMMUNITY VIOLENCE TO INCLUDE BUT NOT LIMITED TO YOUTH VIOLENCE AND GUN VIOLENCE.**

Approved on consent.

- N. REQUEST FOR APPROVAL OF A CONSTRUCTION CONTRACT WITH GM EMULSION LLC IN THE TOTAL AMOUNT OF \$3,314,913.68 INCLUDING NMGRT FOR THE CONSTRUCTION OF S100370 AGUA FRIA AND COTTONWOOD DRIVE INTERSECTION IMPROVEMENTS PROJECT.**

Approved on consent.

- O. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE AMOUNT OF \$2,925,700 TO INCREASE VARIOUS ORG AND OBJECTS USING FY25 AVAILABLE REVENUE IN EXCESS OF BUDGETED EXPENDITURES.**

Approved on consent.

- P. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE AMOUNT OF \$255,000 FROM PARKING ENTERPRISE FUND BALANCE TO PARKING WIP CONSTRUCTION, DATA PROCESSING EQUIPMENT, AND VEHICLES FOR REPAVING WATER STREET PARKING LOT, RAILYARD GARAGE SECURITY CAMERAS, AND AN ELECTRIC TRUCK.**

Approved on consent

- Q. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT ITEM #21-0522 WITH FCS GROUP, TO INCREASE THE COMPENSATION BY \$60,000 FOR A NEW TOTAL AMOUNT OF \$696,052 INCLUDING NMGRT AND TO EXTEND THE TERM TO OCTOBER 1, 2025, FOR RATE MODEL SUPPORT ON-CALL FINANCIAL SERVICES.**

Approved on consent.

- R. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE TOTAL AMOUNT OF \$90,000 INTO FY25 REVENUE AND EXPENSES FOR TRANSITIONAL HOUSING AND SHELTER FACILITIES FOR VICTIMS OF DOMESTIC VIOLENCE.**

Approved on consent.

- S. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO ITEM #24-0582 WITH WELLS FARGO BANK TO EXTEND THE TERM OF THE MASTER BANKING SERVICES AGREEMENT THROUGH SEPTEMBER 26, 2034.**

Approved on consent.

- U. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION AUTHORIZING THE SALE AND CONSUMPTION OF BEER AND WINE DURING THE RAILYARD PLAZA SUMMER SCENE CONCERTS SPONSORED BY THE INTERNATIONAL FOLK ART MARKET ON JULY 9, 10, AND 11, 2025. PURSUANT TO SUBSECTION 23-6.2 C SFCC 1987.**

Approved on consent.

- V. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION ESTABLISHING A PLAN FOR USE OF BUDGETED FUNDS TO STUDY HIRING COUNCIL STAFF.**

Approved on consent.

- W. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION MAKING A FINDING OF NECESSITY AND DESIGNATING AN AREA COMPRISED OF A MAJORITY OF THE MIDTOWN LOCAL INNOVATION CORRIDOR OVERLAY DISTRICT AS A METROPOLITAN REDEVELOPMENT AREA.**

This item was withdrawn from the agenda.

- X. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION CORRECTING THE REQUIRED PERMIT NAMED FOR RESOLUTIONS 2025-16, REGARDING THE MOVIES IN THE PARK SERIES; AND 2025-23, REGARDING THE SUMMER SCENE CONCERT EVENT SERIES, CHANGING EACH FROM A SPECIAL DISPENSER PERMIT TO A PUBLIC CELEBRATION PERMIT.**

Approved on Consent.

11. ACTION ITEMS: DISCUSSION AGENDA

None.

12. MATTERS FROM THE CITY MANAGER

Heard.

MOTION A motion was made by Councilor Chavez, seconded by Councilor Michael Garcia, to move to items 15, 16 and 17, as the next items on the agenda.

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

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

15. MATTERS FROM THE CITY CLERK

Heard.

16. COMMUNICATIONS FROM THE GOVERNING BODY

Heard.

17. INTRODUCTION OF LEGISLATION

A. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION AUTHORIZING THE SALE AND CONSUMPTION OF BEER, WINE, AND CIDER DURING THE SANTA FE PRIDE FESTIVAL ON JUNE 28, 2025, IN A BEER, WINE, AND CIDER GARDEN ADJACENT TO 100 S. LINCOLN AVENUE, PURSUANT TO SECTION 23-6.2 C SFCC 1987.

Introduced.

B. CONSIDERATION OF BILL NO. 2025-11. ADOPTION OF ORDINANCE NO. 2025_____. A BILL UPDATING THE RATES AND FEES FOR WASTEWATER UTILITY SERVICES.

Introduced.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Castro, to move to item 18 as the next item on the agenda.

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

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

18. PETITIONS FROM THE FLOOR

Kathy Rivera. Ms. Rivera spoke to SWAM Park phase 2 and the Ft. Marcy pools that do not have a budget for the maintaining of the facilities and the suggestion that the Council needs to take care of what we have today.

Ocou Oppenheimer. Mr. Oppenheimer spoke in opposition to the Zia Road widening Resolution.

Tom Agar. Mr. Agar spoke in opposition to the Zia Road Resolution.

Barbara Levin. Ms. Levin spoke in opposition to the Zia Road Resolution.

Antionette. Antionette spoke in opposition to the Zia Road Resolution.

Robin Wakeland. Ms. Wakeland spoke in opposition to the Zia Road Resolution.

Mark Randall. Mr. Randall spoke to fixing the turn involved in the Zia Road Resolution.

Pat Hastings. Ms. Hastings spoke in opposition of the Zia Road Resolution.

Anne Watkins. Ms. Watkins spoke in support of the Zia Road Resolution.

Elizabeth West. Ms. West read a portion of the Chapter 14 Land Use Code relative to the H Board power.

Stephanie Beninato. Ms. Beninato spoke about the budget issue of transferring \$3 million to the Housing Trust Fund, Cecilia Rios Day and the blighted area.

Adam John Griego. Mr. Griego spoke in support of the immigrant community.

Rick Martinez. Mr. Martinez spoke about the Zia Road Resolution and the loss of 2 acequias destroyed by a developer.

Tara Lujan. Ms. Lujan spoke about the Immigration Committee membership item supported the membership of a City Councilor to show leadership support.

Evan Mocrato (chair of the Immigration Committee). Mr. Mocrato stated that the Committee voted to have a City Councilor on the Committee as a non-voting liaison only.

John Paul Granillo. Mr. Granillo spoke about the Immigration Committee and what can be done to speed up actions.

Tom Nichols. Mr. Nichols spoke about a turn land not being necessary in Candlelight and about his water bill.

Naomie Todd Reyes. Ms. Reyes spoke in favor of a Councilor on the Immigration Committee.

Andrea Romero. Ms. Romero spoke in support of having a Councilor in the Immigration Committee.

T. CONSIDERATION OF RESOLUTION NO. 2025____. A RESOLUTION AUTHORIZING AND DIRECTING THE WIDENING OF ZIA ROAD TO ACCOMMODATE A NECESSARY DECELERATION LAND, USING ADJACENT, UNIMPROVED LAND COMPRISING APPROXIMATELY ONE PERCENT (1%) OF CANDELERO PARK, ON ITS FAR NORTHERN BOUNDARY, AND DIRECTING THE CITY MANAGER TO DESIGNATE AN AGENT TO APPLY FOR A LOT LINE ADJUSTMENT AND ANY OTHER ADMINISTRATIVE STEPS REQUIRED AS THE GOVERNING BODY AGENT.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to approve the Resolution.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to approve Amendment A.

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

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

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to approve the Resolution as amended.

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

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

Y. CONSIDERATION OF RESOLUTION NO. 2025_____. A RESOLUTION AMENDING THE IMMIGRATION COMMITTEE’S PURPOSE AND MEMBERSHIP.

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Castro, to approve the Resolution.

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Castro, to approve Amendment A.

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

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

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Chavez, to approve Amendment B.

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

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

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Cassutt, to approve the Resolution as amended.

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

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

Councilor Lindell left the meeting and will re-join by Zoom.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Castro, to move to item 21 next on the agenda.

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

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

21. PUBLIC HEARINGS (LAND USE CASES, APPEALS AND OTHER ITEMS REQUIRED TO HAVE A PUBLIC HEARING)

A. CONSIDERATION OF BILL NO. 2025-8. ADOPTION OF ORDINANCE NO. 2025-____. A BILL REZONING AN APPROXIMATELY 2.50-ACRE TRACT OF LAND LOCATED AT 214 CAMINO DE LOS MARQUEZ, FROM R-21 PUD (RESIDENTIAL TWENTY-ONE (21) DWELLINGS PER ACRE, PLANNED UNIT DEVELOPMENT) TO R-29 (RESIDENTIAL TWENTY-NINE)29) DWELLINGS PER ACRE) (CASE NO. 2024-8898).

The Mayor opened the Public Hearing and asked for public comment.

Michael Robbins. Mr. Robbins spoke in support of the Bill.

Michael Chabin. Mr. Chabin spoke in support of the Bill.

Karen Henderson. Ms. Henderson spoke in support of the Bill.

Anna Chavez Stone. Ms. Stone spoke in opposition of the Bill.

Hubert von Hecke. Mr. von Hecke spoke in opposition of the Bill as there is no affordable housing.

Hope Reed. Ms. Reed spoke in opposition of the Bill.

Debra von Hecke. Ms. von Hecke spoke in opposition of the Bill as there is no affordable housing.

Stephanie Beninato. Ms. Beninato spoke against the density.

Franchesca Vangie. Ms. Vangie spoke in opposition of the Bill.

Cheryl Petterman. Ms. Petterman spoke in support of the Bill.

David Thompson. Mr. Thompson spoke in opposition to the development.

Monica Perowski. Ms. Perowski spoke in opposition of the Bill.

Councilor Lindell joined the meeting virtually.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Michael Garcia, to postpone the item and to continue the public hearing and process at the Governing Body meeting on May 14, 2025.

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

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

B. APPEAL # 2025-9812-APPL OF CASE # 2024-9478-HDRB. PROPERTY OWNER MIRIAM LETH ESPENSEN AND AGENT STEPHANIE BENINATO APPEAL THE HISTORIC DISTRICTS REVIEW BOARD'S DECEMBER 10, 2024, DECISION DENYING A REQUEST FOR AN EXCEPTION TO EXCEED THE 4'6" MAXIMUM ALLOWABLE HEIGHT BY 1'2" FOR A FENCE IN FRONT OF A CONTRIBUTING HOUSE IN THE DOWNTOWN AND EASTSIDE HISTORIC AND BUSINESS CAPITAL DISTRICTS.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to postpone this item to the Governing Body on June 11, 2025.

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

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

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to go to item 22 as the next agenda item.

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

Councilor Romero-Wirth, yes; Councilor Michael Garcia, yes; Councilor Lee Garcia, yes; Councilor Cassutt, yes; Councilor Castro, yes; Councilor Faulkner, yes;

Councilor Chavez, yes; Councilor Lindell; Mayor Webber, yes.

22. APPOINTMENTS

A. PRO TEM JUDGE

- **DAVID THOMAS**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner. To approve the appointment as Pro Tem Judge.

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

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

B. ARTS COMMISSION

- **HEIDI BRANDOW - APPOINTMENT - FILLING AN UNEXPECTED TERM ENDING 10/2026.**
- **ERIN DE ROSA - APPOINTMENT - FILLING AN UNEXPIRED TERM ENDING 10/2026.**
- **HERNAN GOMEZ - APPOINTMENT - TERM ENDING 10/2026**
- **KARINA HEAN - APPOINTMENT - TERM ENDING 10/2026**
- **MAYRAH UDAVARDI - APPOINTMENT - TERM ENDING 10/2026**

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

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

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

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to move to item 13 as the next item on the agenda.

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

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

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Castro, to suspend the rules to allow for the meeting to go past 11:30 pm.

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

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

13. MATTERS FROM THE CITY ATTORNEY

Heard.

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETING ACT, NMSA 1978, SECTION 10-15-1, SUBPARTS (H) (7), ATTORNEY-CLIENT PRIVILEGED DISCUSSION OF PENDING AND THREATENED LITIGATION, THROUGH A QUARTERLY LITIGATION UPDATE, INCLUDING, BUT NOT LIMITED TO, DISCUSSION OF THREATENED LITIGATION IN THE MATTER OF THE ESTATE OF DOROTHY STEVENS; *HILL ET. AL VS CITY OF SANTA FE*, A-1-CA-42062, *EDUCATION RETIREMENT BOARD VS CITY OF SANTA FE*, D-101-CV-2024-02691, *THORNE ET AL V. GOVERNING BODY OF THE CITY OF SANTA FE/ AMESTOY*, D-101-CV-2024-00892 AND *CITY AND COUNTY OF SAN FRANCISCO ET AL. VS. TRUMP, 25-CV-01350-WHO*.

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

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

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

The Governing Body entered into Executive Session at 12:10 am.

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

The Governing Body reconvened in open session at 12:50 am.

14. EXECUTIVE SESSION ACTION ITEMS

A. APPROVAL OF ATTORNEY-CLIENT PRIVILEGED RECOMMENDED STRATEGY/NEXT STEPS IN THE MATTER OF THREATENED LITIGATION REGARDING THE ESTATE OF DOROTHY STEVENS.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to accept the recommendation of the City Attorney in this matter.

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

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

B. APPROVAL OF A SETTLEMENT AGREEMENT RESOLVING THE PLAINTIFF'S APPEAL OF THE DISTRICT COURT DECISION IN THRONE, ET AL V. GOVERNING BODY OF THE CITY OF SANTA FE/AMESTOY, D-101-CV-2024-00892.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to accept the decision of the City Attorney in this matter.

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

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

23. ADJOURN

There being no further business before the Governing Body, the meeting adjourned at 12:58 am.

Mayor Alan Webber

Attested To By:

Andrea Salazar, City Clerk

Respectfully Submitted By:

Elizabeth Martin, Stenographer