



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
AUGUST 26, 2020 AT 4:00 PM
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR GOVERNING BODY MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings of more than five (5) people, the Governing Body meeting will be conducted virtually.

Viewing: Members of the public may view the meeting through the Government Channel on Comcast Channel 28 and Comcast HD928 or may stream the meeting live on the City of Santa Fe's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. The YouTube live stream can be accessed at this address from most smartphones, tablets, or computers.

The video recording of this and all past meetings of the Governing Body will also remain available for viewing at any time on the City's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. Staff is available to help members of the public access pre-recorded Governing Body meetings on-line at any time during normal business hours. Please call 955-6521 for assistance.

Radio Broadcast: The meeting can be heard on radio station KSFR 101.1.

Agenda: The agenda for the meeting will be posted at <https://www.santafenm.gov>.

Written Comments: The public may submit written comments on any of the legislative items to be considered on the *Consent Agenda*, *Discussion Agenda*, *Public Hearings* or *Petitions From the Floor* through 1:00 p.m. the day of the meeting, via the virtual comment "button" at santafe.primegov.com/portal/search.

Public Comment: To provide live public comment during *Petitions from the Floor* or *Public Hearings*, you must join the Zoom meeting by internet or phone, as follows:

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/93072595859?pwd=V3pJTDhKU0tlZ0RmdFpZcnpPeTF3dz09>. **Passcode: 331996**

Attendees should use the "Raise Hand" function to be recognized by the Mayor to speak at the appropriate time.

Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: (346) 248-7799 or (669) 900-6833 or (253) 215-8782 or (312) 626-6799 or (929) 205-6099 or (301) 715-8592 – Webinar ID: 930 7259 5859 – Passcode: 331996.**



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AFTERNOON SESSION - 4:00 P.M.

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**
 - a) Regular Governing Body Meeting – August 12, 2020
9. **PRESENTATIONS**
10. **CONSENT CALENDAR**
 - a. Request to Publish Notice of Public Hearing on September 30, 2020.
BILL NO. 2020-22 An Ordinance Amending the Table of Permitted Uses in Section 14-6.1(C) SFCC 1987 to Include Commissary Kitchens as a Permitted Use Requiring a Special Use Permit in C-1 Zoning Districts; and Amending Section 14-12.1 to Add the Definition of Commissary Kitchens. (Councilor Lindell and Councilor Villarreal) (Eli Isaacson, Land Use Department Director, eisaacson@santafenm.gov, 955-6830)
 - b. Request to Publish Notice of Public Hearing on September 30, 2020.



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- BILL NO. 2020-23:** An Ordinance Amending Section 23-7.4 Relating to Golf Rates at the MRC. (Councilors Lindell and Vigil Coppler) (Jennifer Romero, MRC Manager, jcromero@santafenm.gov, 955-4465)
- c. Request to Publish Notice of Public Hearing on September 30, 2020.
BILL NO. 2020-24: An Ordinance Creating New Section 7-1.11 and 14-13 SFCC 1987, Establishing a Fee Schedule for Services Provided by the Land Use Department; Repealing Section 7-3.3, Regarding the Permit Fee to Move a Building; Amending Section 14-8 to Allow the Land Use Director to Issue Certain Preliminary Permits at the Owner's Own Risk; Amending Section 14-9.5 to Clarify the Process for Constructing Public and Quasi-Public Improvements Prior to Commencement of Other Aspects of Development; Adding a Definition to Subsection 14-12.1 for "Site Restoration"; and Establishing an Effective Date. (Mayor Webber) (Eli Isaacson, Land Use Department Director, eisaacson@santafenm.gov, 955-6830)
- d. Request for Approval of the 2018 State Homeland Security Grant Program Sub-Grant Amendment to Extend the Period of Performance through September 30th, 2020; New Mexico Department of Homeland Security and Emergency Management. (Kyle Mason, Emergency Management Director, kamason@santafenm.gov, 955-6704)
- e. CONSIDERATION OF RESOLUTION NO. 2020-____. (Councilor Cassutt-Sanchez)
A Resolution Endorsing the North Central Regional Transit District's FY2021 Budget Proposal; Approving the City of Santa Fe's FY2021 Regional Transit Plan; and Directing Staff to Submit the City's Regional Transit Plan for FY2021 to the North Central Regional Transit District Board of Directors for Consideration and Approval. (Thomas Martinez, Director of Operations and Maintenance, tamartinez@santafenm.gov, 955-2006)
- f. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Sierra Linda, LLC for a Transfer of Location Only of Inter-Local Liquor License #2766, with On-Premise Consumption Only and Patio Service, from 5300 Sequoia Road NW, Albuquerque, to Palace Prime, 142 W. Palace Avenue. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)



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11. DISCUSSION/ACTION ITEMS

- a. Request for Approval of Amendment #2 to Termination Agreement between the City of Santa Fe and Santa Fe Estates, Incorporating the Cure Proposal Submitted by SF Estates to Address the City's Objections. (Rich Brown, Director, Office of Economic Development, rdbrown@santafenm.gov, 955-6625 and Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)
- b. Request for Approval of Amendment #1 to the Building Lease Agreement Between the City of Santa Fe and the Food Depot, Inc. Lease Amendment Would Provide the Food Depot the Ability to Facilitate Improvements to the Leased Building and Rectify the Concerns Addressed with the Current Lease and Enter Into a Sub-Lease with Affordable Solar (Solar Provider), While Staying in Compliance with City of Santa Fe Lease Terms. (Rich Brown, Director, Office of Economic Development: rdbrown@santafenm.gov, 955-6625)
- c. CONSIDERATION OF RESOLUTION NO. 2020-____. (Councilor Vigil Coppler, Councilor Cassutt-Sanchez, Councilor Villarreal, Councilor Rivera, Councilor Garcia and Councilor Lindell)
A Resolution Supporting the Ninth Annual Neighbor to Neighbor Fund Drive. (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)
- d. Request for Approval of Lease Agreement Amendment #1 with the Santa Fe Recovery Center for Extended Use of the King Hall Dormitory Located at Midtown Santa Fe. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)

12. MATTERS FROM THE CITY MANAGER

13. MATTERS FROM THE CITY ATTORNEY

EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(7), Discussion of Pending or Threatened Litigation,



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Including, but Not Limited to, Two Cases Filed in the First Judicial District Court, Both Captioned *Gail Gilbert v. City of Santa Fe*, Case Numbers D-101-CV-2020-00979 and D-101-CV-2019-02819. (Erin K. McSherry, City Attorney, ekmcsberry@santafenm.gov, 955-6512)

14. **MATTERS FROM THE CITY CLERK**

15. **COMMUNICATIONS FROM THE GOVERNING BODY**

EVENING SESSION - 6:00 P.M.

16. **PETITIONS FROM THE FLOOR**

17. **APPOINTMENTS**

- a. Bicycle and Trails Advisory Committee

18. **PUBLIC HEARINGS**

- a. CONSIDERATION OF BILL NO. 2020-13. ADOPTION OF ORDINANCE 2020-____. (Councilor Lindell)
An Ordinance Amending Section 5-13.3 to Correct a Reference Citation. (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)
- b. CONSIDERATION OF BILL NO. 2020-20. ADOPTION OF ORDINANCE NO. 2020-____. (Mayor Webber)
An Ordinance Creating Efficiencies, Enhancing Effectiveness, and Eliminating Silos by Reorganizing Certain City Departments, Organizing the Economic Development Division, **Office of Affordable Housing [Office], Planning and Land Use Department, Tourism Santa Fe Department, [Recreation Division,]** and the Arts and Culture Department as Divisions of a Community Development Department; Organizing the Community Services Department, Police Department, Fire Department, **Recreation Division,** and Office of Emergency Management **and Safety** as Divisions of a Community Health and Safety Department; and Placing **[the]-Constituent and Council Relations [Department]** Into the City Clerk's Office **to Form an Office of Community Engagement;** Amending Section 2.6-3; Replacing Section 2-8 SFCC 1987 with a New Section 2-8 SFCC 1987 that Establishes all City Departments; Reorganizing Existing Sections 2-8, 2-14, 2-15, 2-19, and 2-10 as Subsections of the New Section 2-8; Establishing in Ordinance the



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Existing Information Technology and Telecommunications Department and [the] Constituent and Council Services [Department]; and Repealing the Sections of Chapter 2 that Establish Departments that are Either Becoming Divisions or no Longer Exist, Sections 2-9, 2-10, 2-11, 2-12, 2-13, 2-16, 2-19, 2-21, and 2-23 SFCC 1987; Amending Section 2-22 SFCC 1987 to Provide Contract Internal Audit Functions; [and] Amending Sections 26-1.6 and 26-3.5 Regarding the Office Of Affordable Housing; and Making Such Other Changes as are Necessary. (Jarel LaPan Hill, City Manager, jlapanhill@santafenm.gov, 955-6848, Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512 and Jesse Guillen, jbguillen@santafenm.gov, 505-955-6518)

19. ADJOURN

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 955-6521, five (5) working days prior to meeting date.