



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
OCTOBER 14, 2020 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 ten (10) 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 <https://santafe.primegov.com/public/portal>.

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/97985808439?pwd=akZlUkZWT2RGUzI1T2xIL3pNK3RBdz09>. **Passcode: 584443**

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: +1 (346) 248-7799 - Webinar ID: 97985808439 - Passcode: 584443**

Phone attendees should press *9 to use the "Raise Hand" function to be recognized by the Mayor to speak at the appropriate time.



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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 – September 30, 2020
9. **PRESENTATIONS**
10. **CONSENT CALENDAR**
 - a. Project Status Presentation and Request for Retroactive Approval of Amendment No. 2 to the Contract for Construction for CIP Project #503a (Salvador Perez Recreation Building – Structural and Building Envelope Rehabilitation), for the Purpose of an Increase of \$35,457.72 to the Contract Amount for Additional Deferred Maintenance Scope as Detailed in the Memo, the B&D Industries Cost Proposal and the Presentation Materials. (Anson Rane, PW Project Administrator, aerane@santafenm.gov, 955-5935)
 - b. Request for Addendum #7 in the Total Amount of \$67,783.80, 1 Year Maintenance Agreement ILS Support – Sole Source – Term 07/01/20-06/30/21 with Library Innovative Interfaces Inc. (Maria E. Tucker, Library Director, metucker@santafenm.gov, 955-6788)



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- c. Request for Approval of Inmate Confinement Agreement with Santa Fe County for the Incarceration, Care and Maintenance of Persons Charged with or Arrested for a Crime. Term of Agreement is Four (4) Years. Total Estimated Budgeted for Four (4) Years is \$2,000,000 (Santa Fe County); (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov, 955-5040)
 - d. Request for the Approval of FY21 Police Vehicle Purchase Request. Total Amount is \$539,662.35 for the Vehicles, Equipment and Labor Costs Associated with Each Vehicle. (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov, 955-5040)
 - e. Request for Approval of a Budget Adjustment Resolution (BAR) to the Public Utilities Wastewater Division to Cover the Negative Balance in Professional Contracts 5000361.510300 in the Amount of \$70,000. (Mike Dozier, Wastewater Division Director, mldozier@santafenm.gov, 955-4642)
 - f. Request Approval of a Budget Adjustment Resolution (BAR) for Public Utilities Department to Fund Vacant Positions through the 2020/2021 Fiscal Year in the Total Amount of \$2,940,219.85 Across 12 Public Utilities Sections. (Shannon Jones, Public Utilities Director, swjones@santafenm.gov, 955-4267)
 - g. Request for Approval of a Lease Agreement between the City of Santa Fe and the Interfaith Community Shelter Group ("Pete's Place") Located at 2801 Cerrillos Road, for a Four (4) Year Term. (Rich Brown, Economic Development Director, rdbrown@santafenm.gov, 955-6625 and Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, 955-6303)
 - h. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Highgarden Entertainment, LLC , for the Following: (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)
 - 1. Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at Jean Cocteau Cinema, 418 & 420 Montezuma Avenue, Santa Fe, which is within 300 Feet of the New Mexico School of the Arts, 500 Montezuma Avenue.
 - 2. Inter-Local Dispenser Liquor License #2626 with On-Premise Consumption Only and Patio Service from 418 & 420 Montezuma Avenue



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to 418 & 420 Montezuma Avenue (Expansion of Licensed Premises).
This License will be Located at the Jean Cocteau Cinema, 418 & 420
Montezuma Avenue.

11. DISCUSSION/ACTION ITEMS

- a. Decision to Accept or Reject the City Attorney's Office's Recommendation for Appeal #2020-002644-APPL, Concurring with the Land Use Director's Determination that an Appeal Filed by Stefanie Beninato and John Eddy (Appellants) of the Historic Districts Review Board's Decision in Case #2020-002357-HDRB, which Approved Remodeling at 203 East Santa Fe Avenue, Should be Dismissed without a Public Hearing because Appellants Failed to Timely Serve Notice of the Appeal on the Property Owners, as Required by the Santa Fe City Code Section 14-3.17(D)(2). (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501).
- b. Request to Authorize the City Manager to Sign a CARES Act-Funded Contract with Family Independence Initiative (FII) in the Amount of 1.6 Million Dollars to Administer and Provide Direct Economic Relief to Indigent City Residents Affected by COVID as Part of the Governing Body's Budgeted 3.6 Million for the Connect Program. (Kyra Ochoa, Community Services Department Director, krochoa@santafenm.gov, 955-6603)
- c. Request to Authorize the City Manager to Sign a Contract with The Salvation Army in the Amount of Two Hundred Twenty-Five Thousand Dollars to Operate a Cold-Weather Shelter from November 1, 2020 to March 31, 2020 for Indigent City Residents Affected by COVID, to be Funded with \$90,000 from the Governing Body's Budgeted \$400,000 for the Midtown Emergency Shelter and \$135,000 from the Community Services Department Administration Budget. (Kyra Ochoa, Community Services Department Director, krochoa@santafenm.gov, 955-6603)
- d. Request for Approval of Purchase Order to Utilize CARES Act Funding in the Total Amount of \$321,887.00 for Envirco Iso-Clean Portable HEPA/UVC Air Filtration Systems; Grainger. (Caryn Grosse, Project Administrator, clgrosse@santafenm.gov, 955-5938)



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- e. CONSIDERATION OF RESOLUTION NO. 2020____. (Councilor Rivera, Councilor Lindell and Councilor Villarreal)
A Resolution Repealing Resolution No. 2020-36; and Accepting a Municipal Arterial Program (“MAP”) Cooperative Grant From the New Mexico Department of Transportation (“NMDOT”) Identified as Control Number L500429 for the Planning, Design, and Construction of Agua Fria Street and South Meadows Road Intersection Improvements. (Tom Graham, ADA Coordinator, tmgraham@santafenm.gov, 955-6654)

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 a Matter of Threatened Litigation Against the City that Has Not Been Filed. (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov, 955-6512)

14. **MATTERS FROM THE CITY CLERK**

15. **COMMUNICATIONS FROM THE GOVERNING BODY**

EVENING SESSION - 6:00 P.M.

16. **ROLL CALL**

17. **PETITIONS FROM THE FLOOR**

18. **APPOINTMENTS**

- Economic Development Advisory Committee

19. **PUBLIC HEARINGS**

- a. CONSIDERATION OF BILL NO. 2020-27. ADOPTION OF ORDINANCE NO. 2020-____. (Councilor Rivera and Councilor Vigil Coppler)



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An Ordinance Amending 12-2.1 SFCC 1987 to Update the Version of the International Fire Code Adopted by the City of Santa Fe. (Geronimo Griego, Fire Inspector II, gggriego@santafenm.gov, 955-3310) (Postponed September 30, 2020)

- b. CONSIDERATION OF BILL NO. 2020-23. ADOPTION OF ORDINANCE NO. 2020-____. (Councilor Lindell and Councilor Vigil Coppler)
An Ordinance Amending Section 23-7.4 Relating to Golf Rates at the MRC. (Melissa McDonald, Acting Parks Division Director, mamcdonald@santafenm.gov, 955-6840) (Postponed September 30, 2020)
- c. CONSIDERATION OF BILL NO. 2020-26. ADOPTION OF ORDINANCE 2020-____. (Councilor Villarreal and Councilor Lindell)
An Ordinance Amending Section 24-2.6 SFCC 1987 to Restrict Certain Vehicles From Traveling on a Portion of Sabino Street Running East/West between St. Francis Drive and DeVargas Mall.(Ladd Lucero, Traffic Technician, llucero@santafenm.gov, 955-6637)
- d. CONSIDERATION OF BILL NO. 2020-28. ADOPTION OF ORDINANCE 2020-____. (Mayor Webber and Councilor Lindell)
An Ordinance Amending Section 23-6.2 SFCC 1987 to Extend the Time Period for which Establishments that Have Obtained an Obstruction Permit from the City and a Temporary Change/Expansion of the Liquor License Premises from the New Mexico Alcoholic Beverage Control Division May Serve Alcohol on City Sidewalks, Streets, Rights-of-Way, or Other Property that has Been Specifically Authorized for Temporary Use Due to the COVID-19 Public Health Emergency and it's Effects. (Randy Randall, TOURISM Santa Fe Director, rrandall@santafenm.gov, 955-6209 and John Romero, Acting Public Works Director, jjromero1@santafenm.gov, 955-6638)
- e. CONSIDERATION OF BILL 2020-11. ADOPTION OF ORDINANCE NO.2020-____. (Mayor Webber, Councilor Cassutt-Sanchez, Councilor Abeyta, Councilor Lindell and Councilor Vigil Coppler)
An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987; Approving and Adopting an Amended Local Economic Development Project Participation Agreement between the City of Santa Fe and Descartes Labs, Inc. for Design, Development and



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Construction of Tenant Improvements; and Lease Payments for Expansion of a New World Headquarters Facility, a Local Economic Development Project. (Fabian Trujillo, Office for Business Growth Manager, trujillo@santafenm.gov, 955-6912) **(Postponed to November 10, 2020)**

- f. CONSIDERATION OF BILL 2020-12. ADOPTION OF ORDINANCE NO. 2020-____. (Mayor Webber, Councilor Cassutt-Sanchez, Councilor Abeyta, Councilor Lindell, and Councilor Vigil Coppler)
An Ordinance Relating to the City of Santa Fe Economic Development Plan Ordinance, Article 11-11 SFCC 1987; Approving and Adopting a Local Economic Development Project Participation Agreement Between the City of Santa Fe and Descartes Labs, Inc. for an Economic Development Loan Project for Lease Payments to Provide Assistance for the Negative Financial Impacts of COVID-19. (Fabian Trujillo, Office for Business Growth Manager, trujillo@santafenm.gov, 955-6912) **(Postponed to November 10, 2020)**

20. ADJOURN

Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been considered prior to 11:30 p.m. and the Governing Body does not vote to extend the meeting, such items shall be postponed to a subsequent meeting, provided that the date, time and place of such meeting is specified at the time of postponement.

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.