

City of Santa Fe, NM
Regular Meeting of the Governing Body
Wednesday, March 25, 2020
05:00 PM – Governing Body
ATTEND VIRTUALLY
<https://youtu.be/4ZURels9euo>

AGENDA

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:**
Governing Body Study Session – February 25, 2020
Regular City Council Meeting – March 11, 2020

[Item 8.pdf](#)
9. **PRESENTATIONS**
10. **APPOINTMENT OF GOVERNING BODY MEMBERS TO COMMITTEES: (MAYOR WEBBER)**
 - Public Works and Utilities Committee
 - Quality of Life Committee
11. **CONSENT CALENDAR**
 - a) Request for Approval of Water Division Backflow Prevention Program for Contractual Support, Software and City Staff Expansion in the Estimated Amount of \$26,663 for FY 19/20, \$132,092 for FY 20/21, and \$96,172 Recurring Thereafter, Including NMGRT. (Jesse Roach, Water Division Director, jdroach@santafenm.gov, 955-4309)
[Item 11a.pdf](#)
 - b) Request for Approval of Budget Amendment Resolution/Budget Increase in the Total Amount of \$173,237 from the Water Enterprise Fund Cash Balance to the Water Enterprise CIP Fund to Provide Funding for the Alpha Southwest Contract - FY 19/20 Purchase Order. (Jonathan Montoya, Source of Supply Operations Manager, jmmontoya@santafenm.gov, 955-4373)
[Item 11b.pdf](#)

c) Request for Approval of Amendment No. 1 to Original Professional Services Agreement 19-0075, in the Total Amount of \$433,544, Excluding NMGR, for Engineering Services Related to Canyon Road Water Treatment Plant Comprehensive Performance Evaluation and Facility Optimization Evaluation; Carollo Engineers, Inc. (Kristin Johansen, PE, Water Division Engineer, kgjohansen@santafenm.gov, 955-4279)

1) Request for Approval of Budget Adjustment Request in the Total Amount of \$470,124
[Item 11c.pdf](#)

d) Request for Approval of Amendment #2 to Funding Agreement No. CNS100370, to Extend the Termination Date from April 30, 2020 to April 30, 2021 for CIP 853B – Agua Fria Street/Cottonwood Drive Intersection Safety Improvements Project; New Mexico Department of Transportation. (Sarah Anderson, Engineer Supervisor – Roadway and Trails, smanderson@santafenm.gov, 955-6672)
[Item 11d.pdf](#)

e) Request for Approval of a City-County Reciprocal Business Associate Agreement for Integrated EMS and Health-Related Outreach Activities, Pursuant to HIPAA. (Greg Cliburn, Assistant Fire Chief, gbccliburn@santafenm.gov, 955-3123)
[Item 11e.pdf](#)

f) Request for Approval of Settlement Agreement Termination between the City of Santa Fe, Century Bank/Artyard Condominium Association and The Santa Fe Railyard Community Corporation. (Robert Siqueiros, Railyard Project Administrator, rmsiqueiros@santafenm.gov, 955-6977)
[Item 11f.pdf](#)

g) Request for Approval of Professional Services Agreement in the Total Amount of \$210,174.32 for High Density Shelving System; Motus Space Solutions. (Deputy Chief Ben Valdez, bpvaldez@santafenm.gov, 955-5040)
[Item 11g.pdf](#)

12. 2020 LEGISLATIVE SESSION REPORT.

(Mark Duran) (INFORMATION ONLY)

[Item 12.pdf](#)

13. CONSIDERATION OF RESOLUTION NO. 2020-____. (COUNCILOR LINDELL, COUNCILOR VILLARREAL AND COUNCILOR ABEYTA)

A Resolution Supporting the Application and Response to the Request for Proposals Issued by the North Central New Mexico Economic Development District, Non-Metro New Mexico Area Agency on Aging for Continuation of Services for the Senior Citizens of the City of Santa Fe. (Gino Rinaldi, Senior Services Division Director, egrinaldi@santafenm.gov, 955-4710)

[Item 13.pdf](#)

14. REQUEST FOR APPROVAL OF APPLICATION FOR LAW ENFORCEMENT PROTECTION FUNDS

\$114,600; New Mexico Department of Finance & Administration-Local Government Division. (Andrew Padilla, Police Chief, aapadilla@santafenm.gov, 505-955-5102)

[Item 14.pdf](#)

15. THE SANTA FE RAILYARD COMMUNITY CORPORATION IS REQUESTING APPROVAL OF

Amendment #8 to the City of Santa Fe Railyard Amended and Restated Lease and Management Agreement Regarding Removing 545 Camino de La Familia from SFRCC's Lease Hold Premises. (Robert Siqueiros, Railyard Project Administrator, rmsiqueiros@santafenm.gov, 955-6977)

[Item 15.pdf](#)

16. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AGREEMENT

in the Total Amount of \$229,460 for FY19/20 and \$117,500 for FY20/21 Utilizing State Price Agreement 80-000-18-00080AJ for Arc Flash Assessments, Visual Lockout/Tagout Procedures and Training of Arc Flash and Lockout/Tagout Procedures; W.W Grainger, Inc. (Barbara J. Lujan, Health and Safety Compliance Officer, bjlujan@santafenm.gov, 995-6582)

[Item 16.pdf](#)

17. DECISION TO ACCEPT OR REJECT THE CITY ATTORNEY'S OFFICE'S RECOMMENDATION

for Case #2020-1815-Appl, Concurring with the Land Use Director's Determination that an Appeal Filed by Gail Gilbert Concerning Remodeling at 503 Camino del Monte Sol Does Not Conform with the Requirements of the Santa Fe City Code and Should be Denied Without a Hearing Because the Issues Raised in the Appeal Could Have Been Raised in Previous Appeal No. 2019-59, which the Governing Body Decided on September 11, 2019. (Sally Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)

[Item 17.pdf](#)

18. REQUEST FOR APPROVAL OF BUDGET AMENDMENT RESOLUTION

in the Total Amount of \$500,000 from the Railyard Fund (Fund 515) to the General Fund (Fund 100) support the City of Santa Fe's emergency response to the coronavirus pandemic. (Mary McCoy, Finance Director, mtmccoy@santafenm.gov, 955-6171; Kyra Ochoa, Community Services Director, krochoa@santafenm.gov, 955-6603 and Rich Brown, Economic Development Director, rdbrown@santafenm.gov, 955-6625)

[Item 18.pdf](#)

19. MATTERS FROM THE CITY MANAGER**20. MATTERS FROM THE CITY ATTORNEY
EXECUTIVE SESSION**

a) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(7), Attorney-Client Privileged Discussion Regarding Threatened and Pending Litigation in Which the City of Santa Fe Is or May Become a Participant; Including, but Not Limited to Joining an Amicus Brief in City of Evanston, et al., v. Barr, 19-3358 (7th Cir.). (Erin K. McSherry, City Attorney; ekmsherry@santafenm.gov 955-6512)

b) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(8), Discussion of the Disposition of the Midtown Property, Formerly Operated as the College of Santa Fe and the Santa Fe University of Art and Design. (Erin K. McSherry, City Attorney; ekmsherry@santafenm.gov, 955-6512)

21. APPROVAL TO JOIN AN AMICUS BRIEF WITH THE COUNTY OF SANTA CLARA

and Other Local Governments, in Support of the U.S. Conference of Mayors and the City of Evanston in City of Evanston, et al., v. Barr, 19-3358 (7th Cir.). (Erin K. McSherry, City Attorney, ekmsherry@santafenm.gov, 955-6512)

22. MATTERS FROM THE CITY CLERK**23. COMMUNICATIONS FROM THE GOVERNING BODY****EVENING SESSION – 7:00 P.M.****A. CALL TO ORDER**

B. PLEDGE OF ALLEGIANCE**C. SALUTE TO THE NEW MEXICO FLAG****D. INVOCATION****E. ROLL CALL****F. PETITIONS FROM THE FLOOR**

If You Would Like to Participate in Petitions from the Floor, Send Your Name and Phone Number by 1:00 PM on the Day of the Meeting to the Following Email Address: publiccomment@santafenm.gov. Please List on the Subject Line – Petitions from the Floor. We Will Call You During the Meeting.

G. APPOINTMENTS

- Santa Fe Film and Digital Media Commission
[Item G.pdf](#)

H. PUBLIC HEARINGS:

If You Would Like to Provide Public Testimony, Send Your Name and Phone Number by 1:00 PM on the Day of the Meeting to the Following Email Address: publiccomment@santafenm.gov. Please List on the Subject Line which Hearing You would Like to Provide Testimony On. You May Also Call 505-955-6520 to Provide this Information. We Will Call You During the Public Hearing.

1) CONSIDERATION OF BILL NO. 2020-7: ADOPTION OF ORDINANCE 2020-____. (Councilor Romero-Wirth, Councilor Rivera, Councilor Abeyta, Councilor Cassutt-Sanchez and Councilor Garcia)

An Ordinance Amending Section 20-1.3 to Allow the Governing Body to Extend a State of Emergency in a Public Health Emergency [That] as Declared by the New Mexico Department of Health or Has Been Declared a Pandemic by [New Mexico Department of Health] the World Health Organization; and Providing for Remote Participation in City Meetings, Allowing the City Manager to Limit Public Attendance at Meetings Provided There is Sufficient Means to Allow Remote Participation, [and] Allowing the City Manager to Cancel any City Meeting to Preserve the Public Health, Safety, and Welfare; Allowing the City Manager to Approve Contracts up to Two Hundred Thousand Dollars During a Public Health Emergency; and Establishing an Effective Date. (Erin K. McSherry, City Attorney, ekmsherry@santafenm.gov, 955-6512 and Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)

a) CONSIDERATION OF RESOLUTION NO. 2020-____. (Mayor Webber)

A Resolution Extending the State of Emergency as Proclaimed by the Mayor on March 23, 2020 by Sixty Days, Pursuant to Section 20-1.2(C) SFCC 1987. (Erin K. McSherry, City Attorney, ekmsherry@santafenm.gov, 955-6512)

[Item H 1 & H 1a revised.pdf](#)

[Item H 1 & H 1a - Amendment to Bill 2020-7.pdf](#)

2) Case #2019-1535: 211 West San Francisco Street Development Plan. Sommer Karnes and Associates LLP, Agent, for G.E. Senlic LLC, and Legacy Hospitality & Management, LLC, Requests Approval of a Development Plan for a 84,276 Square Foot, 4-Story Building which Will Consist of a 70-Room Hotel, other Amenities and a 2-Level Underground Parking Garage. The Property is Approximately 0.99 Acres, is Zoned BCDLEN (Business Capitol District - Lensic Block Redevelopment Subdistrict), and is Within the Historic Downtown Archaeological Review District. (Dan Esquibel, Planner Senior, saesquibel@santafenm.gov, 955-6587) (POSTPONED TO APRIL 29, 2020)

I. 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.