

City of Santa Fe, NM
Regular Meeting of the Governing Body
Wednesday, March 11, 2020
05:00 PM – Governing Body
City Council Chambers

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:**
Regular City Council Meeting – February 26, 2020
[Item 8.pdf](#)
- 9. PRESENTATIONS**
 - a) Muchas Gracias – Genoveva Chavez Community Center Aquatic Staff for Their Bravery and Professionalism During a Rescue on February 17, 2020. (Councilor Rivera)
- 10. CONSENT CALENDAR**
 - a) Request for Approval to Utilize State Price Agreement 70-000-16-00002 in the Total Amount of \$70,497.40 for the Purchase of (2) Ford F250 Crew Cab 4x4 Vehicles; Don Chalmers Ford. (Richard Thompson, rcthompson@santafenm.gov, 955-2105)
[Item 10a.pdf](#)
 - b) Request for Approval of Children and Youth Commission (CYC) Grant Professional Services Agreement Amendments to May Center for Learning (CYC) Scope of Services, No Fiscal Changes. (Julie Sanchez, Youth and Family Services, jjsanchez@santafenm.gov, 955-6678)
[Item 10b.pdf](#)
 - c) Request for Approval of State Library Appropriation General Obligation Bond 2018 in the Total Amount of \$219,899.61 for the City of Santa Fe Libraries, Approval of the State of New Mexico Department of Cultural Affairs Fund Capital Appropriation Project Agreement and Approval of BAR for the Appropriation (Project LIB2025101, MUNIS Contract# 3201426). (Maria Tucker, Library Division Director, metucker@santafenm.gov, 955-6788)
[Item 10c.pdf](#)

d) Request for Approval of Contract with Hutton Broadcasting in the Amount of \$80,000 (\$20,000 Annually for Four Years) for Media Advertising, Beginning FY20. (Randy Randall, Tourism Santa Fe Executive Director, rrandall@santafenm.gov, 955-6209)

[Item 10d.pdf](#)

e) Request for Approval of Contract with Northern New Mexico Air Alliance in the Amount of \$100,000 (\$50,000 Contingent from SF County) for Marketing Support of the Santa Fe Airport for FY20. (Randy Randall, Tourism Santa Fe Executive Director, rrandall@santafenm.gov, 955-6209)

[Item 10e.pdf](#)

f) Request for Approval of Memorandum of Agreement with Santa Fe County for the Jointly Funded Film Office in the Amount of \$150,000 for FY20. (Randy Randall, Tourism Santa Fe Executive Director, rrandall@santafenm.gov, 955-6209)

[Item 10f.pdf](#)

g) Request for Approval of Award of Bid 20/11/B in the Amount of \$85,900, Exclusive of NMGR, for City of Santa Fe Wastewater Aeration System Improvements, Tipping Scum Troughs, Goods and Services Contract; Ovivo USA, LLC. (James Martinez, Wastewater Engineer, jamartinez@santafenm.gov, 955-4616)

[Item 10g.pdf](#)

h) Request for Approval of Award of Bid 20/14/B – City of Santa Fe Waste Water Aeration System Improvements – Aeration Bid Mixers, Goods and Services Contract in the Amount of \$109,888.00, Exclusive of NMGR; James, Cooke & Hobson, Inc. (James Martinez, Wastewater Engineer, jamartinez@santafenm.gov, 955-4616)

[Item 10h.pdf](#)

i) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Trailhead Café, LLC for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only and Patio Service, to be Located at Cafecito, 922A Shoofly Street, Suites 101-102. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

[Item 10i.pdf](#)

j) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Tafoya Investments, LLC for a Restaurant Liquor License (Beer and Wine) with On Premise Consumption Only and Patio Service, to be Located at Crackin' Crab, 604 N. Guadalupe Street, Units A & B. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

[Item 10j.pdf](#)

k) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Bosque Brewing Co., 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 Bosque Brewing Co., 500 Market Street, Suite 11A, which is Within 300 Feet of the Camino de Paz Montessori Secondary School & Farm, 1607 Paseo de Peralta, Suite B.

2) Winegrower 3rd Off-Site Liquor License, with On Premise Consumption, Patio Service and Package Sales, to be Located at Bosque Brewing Co., 500 Market Street, Suite 110A.

[Item 10k.pdf](#)

l) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Kay Contemporary Art for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Alcoholic Beverages (Beer, Wine and Champagne) at Kay Contemporary Art, which is Within 300 Feet of Acequia Madre Elementary School, 700 Acequia Madre and Santa Fe Monthly Meeting of Friends, 630 Canyon

Road. The Waiver is for Kay Contemporary Art's Grand Opening which will be Held on Friday, March 13, 2020, with Alcohol Service from 4:30 PM to 7:00 PM. (Yolanda Y. Vigil, City Clerk, yvigil@santafenm.gov, 955-6521)

[Item 10l.pdf](#)

m) Request for Approval of the Governing Body's Findings of Fact and Conclusions of Law in Land Use Case No. 2019-1147, Approving the 3420 Rufina Street General Plan Amendment; and Land Use Case No. 2010-1148, Approving the 3420 Rufina Street Rezoning. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512)

[Item 10m.pdf](#)

11. REQUEST FOR APPROVAL TO EXECUTE QUITCLAIM DEED

for a Portion of the Real Estate within the Veterans Memorial Highway AKA 599 Bypass Right-of-Way, Located within Section 23, Township 16 North, Range 8 East, NMPM, Santa Fe County, NM, for the Purpose of Correcting Existing Cloud on Title and Vest Ownership of Record Into the New Mexico Department of Transportation (NMDOT). (Edward Vigil, Property Manager, ejvigil@santafenm.gov, 955-6226)

[Item 11.pdf](#)

12. MUNICIPAL DRUG STRATEGY TASK FORCE FINAL RECOMMENDATIONS

and Next Steps. (Kyra R. Ochoa, Community Services Director, krochoa@santafenm.gov, 955-6603, Julie J. Sanchez, Interim Youth and Family Services Division Director, jjsanchez@santafenm.gov, 955-6678 and Emily Kaltenbach, Senior Director, Criminal Justice Reform Strategy & State Director, New Mexico Drug Policy Alliance, ekaltenbach@drugpolicy.org) (Informational Only)

[Item 12 FINAL.pdf](#)

13. MATTERS FROM THE CITY MANAGER

14. 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, New Mexico Environment Department v. City of Santa Fe, Case No. OSHA 19-44. (Erin K. McSherry, City Attorney, 955-6512, ekmcsherry@santafenm.gov)

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, 955-6512, ekmcsherry@santafenm.gov)

15. APPROVAL OF A SETTLEMENT AGREEMENT

with the Occupational, Safety, and Hazard Bureau (OSHB) of the New Mexico Environment Department. (Erin K. McSherry, City Attorney, 955-6512, ekmcsherry@santafenm.gov)

16. MATTERS FROM THE CITY CLERK

17. 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****G. APPOINTMENTS**

- Historic Districts Review Board
- Bicycle and Trails Advisory Committee
- Immigration Committee

[Item G.pdf](#)

H. PUBLIC HEARINGS:

1) CONSIDERATION OF BILL NO. 2020-6: ADOPTION OF ORDINANCE NO. 2020-____ (Councilor Lindell, Councilor Vigil Coppler, Councilor Abeyta and Councilor Villarreal)

An Ordinance Amending Section 5-2 SFCC 1987 to Amend the Definition of “Domestic Animal”, to Add a Second Definition for “Shelter”, and to Delete the Definition for “Trolley System”; Amending Section 5-5.4 to Reduce the Length of Leashes and to Ban the Use of Trolley Systems; Amending Section 5-5.6 to Specify where Pet Licenses Can be Obtained; Creating a New Section 5-5.7 to Establish Minimum Requirements for the Outdoor Shelter of Dogs in Extreme Weather; Creating a New Section 5-5.8 to Prohibit the Keeping of Dogs Outside Extreme Weather; Amending Section 5-7.1 to Allow Animal Services Officers to Enter Private Property to Take-Up and Impound an Animal that is in Imminent Danger of Harm; Amending Section 5-7.5 to Have Complaints of Animals Disturbing the Peace be Heard Before a Hearing Officer Instead of at Municipal Court; Amending Section 5-7.6 to Refer to the Fees and Fines Table; and Amending Section 5-12 to Codify Fees and Fines Related to this Chapter and to Adopt a Framework for Appeals to a Hearing Officer for Civil Citations. (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518 and Chris Smith, Animal Services Supervisor, ccsmith@santafenm.gov, 955-2702)

a) A Resolution Repealing Resolution No. 2004-43 that Established Licensing and Permit Fees, Fines and Penalties for Violations, and Other Charges Relating to Animal Services. (Councilor Lindell, Councilor Vigil Coppler, Councilor Abeyta and Councilor Villarreal) (WITHDRAWN)

[Item H-1.pdf](#)

2) CONSIDERATION OF BILL NO. 2020-3: ADOPTION OF ORDINANCE NO. 2020-____ (Mayor Webber, Councilor Villarreal, Councilor Vigil Coppler and Councilor Cassutt-Sanchez)

An Ordinance Amending Section 18-1.5 SFCC 1987 to Allow for the Staggered Application of a Business License; and Amending Section 18-2.5 to Allow for the Staggered Application of a Business Registration. (Rich Brown, Director, Office of Economic Development, rdbrown@santafenm.gov, 955-6625)

[Item H-2.pdf](#)

3) CONSIDERATION OF BILL NO. 2020-5: ADOPTION OF ORDINANCE NO. 2020-____ (Councilor Abeyta and Councilor Lindell)

An Ordinance Amending the Land Development Code to Allow Apothecaries, Pharmacies, and Laboratories, as Accessory Uses to Clinics; to Add a Definition for “Apothecary”; and to Amend the Definition of “Clinic”. (Elias Isaacson, Interim Land Use Director, esiacson@santafenm.gov, 955-6830)

[Item H-3.pdf](#)

4) CONSIDERATION OF BILL NO. 2020-4: ADOPTION OF ORDINANCE NO. 2020-____ (Mayor Webber)

An Ordinance Amending Article 4.04 of the Santa Fe Municipal Charter to Reference the Local Election Act Rather than the Municipal Election Code, Pursuant to NMSA 1978, Section 1-22-3.2(C). (Jesse Guillen, Legislative Liaison, jbg Guillen@santafenm.gov, 955-6518)

[Item H-4.pdf](#)

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.