

**City of Santa Fe, NM**  
**Regular Meeting of the Governing Body**  
**Wednesday, January 29, 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 – January 8, 2020  
[Item 8.pdf](#)
- 9. PRESENTATIONS**
- 10. CONSENT CALENDAR**
  - a) Request for the Approval of Amendment No. 1 to Lease Agreement By and Between the City of Santa Fe and Wayne S. Colmer and Roberta L. Colmer 1998 Revocable Inter Vivos Trust, As to an Undivided 53% Interest, and Colmer Development Company a California Limited Partnership, As to an Undivided 47% Interest to Extend Term and Amend Provision of Agreement. (Edward Vigil, Property Manager, ejvigil@santafenm.gov, 955-6626)  
[Item 10a.pdf](#)  
[Item 10a Amended Action Sheet.pdf](#)
  - b) Request for Approval of Award of Bid ‘19/51/P to Denora-Miox Inc. for the Onsite Disinfectant Solution in the Amount of \$394,918, Exclusive of NMGRT. (Alex Gamino, Automation and Security System Administrator, aegamino@santafenm.gov, 955-4375)
    - 1) Request for Approval of Budget Amendment Resolution in the Amount of \$428,240, inclusive of NMGRT.  
[Item 10b.pdf](#)  
[Item 10b Amended Action Sheet.pdf](#)

c) Request for Approval of a 5 Year Lease Agreement with Verizon to Place Telecommunication Equipment on Buckman Booster Station No.4 for a Proposed Lease Fee of \$2,000 per Month Effective April 1, 2020. (Jesse Roach, Water Division Director, jdroach@santafenm.gov, 955-4309)

[Item 10c.pdf](#)

[Item 10c Amended Action Sheet.pdf](#)

d) Request for Approval of a Budget Adjustment Request/ Budget Increase for Operating Funds for the Water Division's, Transmission and Distribution (T&D) Section in the total amount of \$255,506.00. (Randy Lopez, Transmission & Distribution Supervisor, rjlopez@santafenm.gov, 955-4248)

[Item 10d.pdf](#)

[Item 10d Amended Action Sheet.pdf](#)

e) Request for Approval of Professional Services Agreement in the Total Amount of \$290,000 for SGR Media, Inc. dba 5 Words Media. (Randy Randall, TSF Executive Director, rrandall@santafenm.gov, 955-6209)

[Item 10e.pdf](#)

[Item 10e Amended Action Sheet.pdf](#)

f) Request for Approval of Procurement Under State Price Agreement 80-000-18-00061 Vendors: Sysco, Shamrock Foods & Ben E. Keith Foods for the Purchase of Food Products, Services & Equipment in an Amount Not to Exceed \$160,000 per Vendor. (Gino Rinaldi, Senior Services Division Director, earinaldi@santafenm.gov, 955-4710)

[Item 10f.pdf](#)

[Item 10f Amended Action Sheet.pdf](#)

g) Request for Approval of Procurement with Cooperative Education Services (CES) 16-025B-C101 Vendors: Labatt for the Purchase of Food Products, Services & Equipment in an Amount Not to Exceed \$160,000 per Vendor. (Gino Rinaldi, Senior Services Division Director, earinaldi@santafenm.gov, 955-4710)

[Item 10g.pdf](#)

[Item 10g Amended Action Sheet.pdf](#)

h) Request for Approval of Maintenance Contract for Avaya Phone Systems. This is a Three-Year Agreement for Software Upgrades, Licensing, and General Support in the Amount of \$81,213.62 per Year for a Total of \$243,640.86. (Larry Worstell, ITT Infrastructure Manager, lfworstell@santafenm.gov, 955-5580; Joshua Elicio, ITT Division Director, juelicio@santafenm.gov, 955-5576)

[Item 10h.pdf](#)

[Item 10h Amended Action Sheet.pdf](#)

i) Request for Approval of NMDOT Funding Agreement, CN S100470; for Design of the St. Michael's Dr, Rail Trail Pedestrian Crossing/Underpass. (Sarah Anderson, Engineer Supervisor, smanderson@santafenm.gov, 955-6672):

1) Request for Approval of NMDOT Funding Agreement for \$284,999.00

2) Request for Approval of BAR to Budget NMDOT Grant Funding.

[Item 10i.pdf](#)

[Item 10i Amended Action Sheet.pdf](#)

j) Request for Approval of Budget Amendment Resolution (BAR) to Fully Fund Construction of CIP #454A – Rail Trail Extension Project from Alta Vista Street to Pen Road. (Sarah Anderson, Engineer Supervisor smanderson@santafenm.gov, 955-6672)

[Item 10j.pdf](#)

[Item 10j Amended Action Sheet.pdf](#)

k) Amendment to Municipal Arterial Program Cooperative Grant from the New Mexico Department of Transportation for the Planning, Design, and Construction of Agua Fria Street and South Meadows Road Intersection Improvements. (Sarah Anderson, Engineer Supervisor, smanderson@santafenm.gov, 955-6672)

1) CONSIDERATION OF RESOLUTION NO. 2020-\_\_\_\_. (Councilor Rivera)

A Resolution Requesting a Time Extension for a Municipal Arterial Program Cooperative Grant from the New Mexico Department of Transportation Identified as Control Number L500306 for the Planning, Design, and Construction of Agua Fria Street and South Meadows Road Intersection Improvements.

2) Request for Approval of Amendment No. 1 to a Municipal Arterial Program Cooperative Agreement with the New Mexico Department of Transportation for the Planning, Design, and Construction of CIP 853C – Agua Fria and South Meadows Road Intersection Improvements Project. Amendment is for Extension of Agreement Term Only and No Additional Funding.

[Item 10k.pdf](#)

[Item 10k Amended Action Sheet.pdf](#)

l) Acceptance of a Grant from the Local Government Transportation Project Fund Program Administered by the New Mexico Department of Transportation for the Guadalupe/Santa Fe River Bridge Deck Rehabilitation. (Sarah Anderson, Engineer Supervisor, smanderson@santafenm.gov, 955-6672)

1) CONSIDERATION OF RESOLUTION NO. 2020-\_\_\_\_. (Councilor Lindell and Councilor Villarreal)

A Resolution Accepting a Grant from the Local Government Transportation Project Fund Program Administered by the New Mexico Department of Transportation Identified as Control Number LP50008 for the Guadalupe/Santa Fe River Bridge Deck Rehabilitation.

2) Request for Approval of a Grant Agreement (MUNIS Contract No. 3201354) with the New Mexico Department of Transportation in the Amount of \$750,000 for the Guadalupe/Santa Fe River Bridge Deck Rehabilitation (CN LP50008).

3) Request for Approval of Budget Amendment Resolution to Budget NMDOT Grant Funding.

[Item 10l.pdf](#)

[Item 10l Amended Action Sheet.pdf](#)

m) Request for Approval of State Price Agreement and GSA Schedule for \$204,340.87 to Purchase Mobile Video Trailers from SCI, Inc. (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov, 955-5040)

[Item 10m.pdf](#)

[Item 10m Amended Action Sheet.pdf](#)

n) Request for Approval of Memorandum of Agreement No. 20-521-0300-0041 between the State of New Mexico, Energy, Minerals and Natural Resources Department (EMNRD) and the City of Santa Fe to Provide Access to Funds Which Can be Used to Reimburse the City of Santa Fe Fire Department for Expenditures in Accordance to this Agreement for an Amount Not to Exceed \$7,000. (Carlos Nava, Assistant Fire Chief, rcnava@santafenm.gov, 955-3118)

[Item 10n.pdf](#)

[Item 10n Amended Action Sheet.pdf](#)

o) Request for Approval of 2019 State Homeland Security Grant Program (SHSGP) in the Total Amount of \$382,666 for EOD Robot, Controller, Rigging and Tools, EOD Canine and Patrol Canine, DHS Type II SWAT Operator Course, FBI Hazardous Device School; Federal Emergency Management Agency. (FEMA); (Kyle Mason, kamason@santafenm.gov, 955-6704) (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov, 955-5040)

[Item 10o.pdf](#)

[Item 10o Amended Action Sheet.pdf](#)

p) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Fen Wang for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at Dumpling Tea, 66 E. San Francisco Street, Suite 10. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

[Item 10p.pdf](#)

q) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from James W. Campbell, 2064 Calle Sombra, Santa Fe, for a Restaurant Liquor License (Beer and Wine), with On Premise Consumption Only, to be Located at Taberna, 125 Lincoln Avenue, Suite 117. (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

[Item 10q.pdf](#)

r) Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Santa Fe Children's Museum for a Waiver of the 300 Foot Location Restriction to Allow the Dispensing/Consumption of Alcoholic Beverages (Beer and Spirits) at the Santa Fe Children's Museum, 1050 Old Pecos Trail, which is Within 300 Feet of St. John's United Methodist Church, 1200 Old Pecos Trail (Yolanda Y. Vigil, City Clerk, yyvigil@santafenm.gov, 955-6521)

[Item 10r.pdf](#)

## 11. **REQUEST FOR APPROVAL OF REALLOCATION OF SAVINGS FROM**

Phases I, II, and III of the Gas Tax Projects in the Total Amount of \$3,545,000.00 for Pavement Rehabilitation on Portions of Osage, Palace, Placita de Oro, Hopewell, Armenta, Espinacitas, East DeVargas, West San Mateo, Paseo de Sol, Agua Fria, Siringo, Zafarano, Camino de Los Arroyos, Rufina Circle, Richards Lane and Crack Sealing Citywide. (Javier Martinez, jamartinez2@santafenm.gov 955-2402 and Mark Brooks, mebrooks@santafenm.gov 955-2404)

[Item 11.pdf](#)

## 12. **REQUEST FOR APPROVAL OF A SERVICE CONTRACT**

in the Total Amount of \$234,991.11 including NMGRT for the Rehabilitation of Seven (7) Footbridges Located throughout the City of Santa Fe Trail System; FacilityBuild, Inc. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 505-955-5933 O / 505-795-2491)

[Item 12.pdf](#)

[Item 12 Amended Action Sheet.pdf](#)

## 13. **PROJECT STATUS PRESENTATION AND REQUEST FOR APPROVAL OF**

Amendment No. 1 to the Contract for Construction for the Salvador Perez Recreation Building Structural and Building Envelope Rehabilitation, for an Increase of \$51,396.88 to the Contract Amount for Additional Scope of Work (New Floor Tile and Interior Paint) and an Increase of 30 Days to the Contract Time. (Anson Rane, Public Works Project Administrator, aerane@santafenm.gov, 955-5935)

[Item 13.pdf](#)

**14. MATTERS FROM THE CITY MANAGER**

Upcoming Meetings

- Tuesday, February 11, 2020—Arroyo de los Chamisos Proposed Crossing Public Meeting
- Tuesday, February 25, 2020—Governing Body Study Session
- Tuesday, March 10, 2020—Governing Body Study Session

**15. 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)(2), Discussion of Limited Personnel Matters, In Particular the Appointment of Jarel LaPan Hill as City Manager.

b) In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(5), Discussion of Strategy Preliminary to Collective Bargaining Negotiations with the Police Officers Association; and

c) 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, Participation in an Amicus Brief Supporting Challenges to the Federal Safer Affordable Efficient Vehicles (SAFE) rule in New York, et al. v. Environmental Protection Agency in the Court of Appeals for the D.C. Circuit.

(Erin K. McSherry, City Attorney, [ekmsherry@santafenm.gov](mailto:ekmsherry@santafenm.gov), 955-6512)

**16. REQUEST FOR APPROVAL FOR THE CITY TO JOIN OTHER LOCAL GOVERNMENTS**

in an Amicus Brief Challenging the Federal Safer Affordable Efficient Vehicles (SAFE) Rule. (Erin K. McSherry, City Attorney; 955-6512, [ekmsherry@santafenm.gov](mailto:ekmsherry@santafenm.gov))

**17. REQUEST FOR APPROVAL OF THE APPOINTMENT OF, AND CONTRACT WITH**

Jarel LaPan Hill as the City Manager. (Mayor Webber)

**18. MATTERS FROM THE CITY CLERK**

**19. 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****H. PUBLIC HEARINGS:**

- 1) CONSIDERATION OF BILL NO. 2019-19: ADOPTION OF ORDINANCE NO. 2020-\_\_\_\_. (Councilor Villarreal)

An Ordinance Amending Section 7-1.1 SFCC 1987 to Repeal the New Mexico Non-Load Bearing Baled Straw Construction Building Standards; to Adopt Current Versions of Building Codes as Amended by the State of New Mexico Construction Industries Division; Removing the Provision that Allowed Prior Codes to be Used if Permit Applications were Submitted Six Months Prior to the Effective Date of the New Code; and Amending Section 7-1.9 SFCC 1987 Regarding Non-Potable Rainwater Catchment Systems. (Dee Bangert, Green Building Code Specialist, [dkbangert@santafenm.gov](mailto:dkbangert@santafenm.gov), 955-6618)

[Item H-1.pdf](#)

[Item H1 Amended Action Sheet.pdf](#)

- 2) CONSIDERATION OF BILL NO. 2019-34: ADOPTION OF ORDINANCE NO. 2020-\_\_\_\_. (Councilor Lindell and Councilor Rivera)

An Ordinance Relating to the STOP Program Amending Section 24-4.3 to Provide that the City Appoint the Hearing Officer Instead of the Presiding Judge of the Civil Division of District Court; and Amending Subsection 24-4.5(H) to Remove Increased Fines for Subsequent STOP Violations Within a Two-Year Period. (Ben Valdez, Deputy Chief, [bpvaldez@santafenm.gov](mailto:bpvaldez@santafenm.gov), 955-5040)

[Item H-2.pdf](#)

[Item H2 Amended Action Sheet.pdf](#)

- 3) CONSIDERATION OF BILL NO. 2019-37: ADOPTION OF ORDINANCE NO. 2020-\_\_\_\_. (Mayor Webber and Councilor Romero-Wirth)

An Ordinance Creating a New Section 2-23 to Establish the Arts and Culture Department; and Repealing Section 6-1.3 Regarding the Director of the Arts Commission. (Pauline Kamiyama, Arts Commission Director, [pkkamiyama@santafenm.gov](mailto:pkkamiyama@santafenm.gov), 955-6653)

[Item H-3.pdf](#)

- 4) CONSIDERATION OF BILL NO. 2020-1: ADOPTION OF ORDINANCE NO. 2020-\_\_\_\_. (Mayor Webber)

An Ordinance Authorizing the Sale of Approximately 10,242 Square Feet of Building and Improvements Only, Known as the "Santa Fe Clay Building," Located on Lease Parcel F-1 at 545 Camino de la Familia in the Santa Fe Railyard Lying and Being Situated within the City and County of Santa Fe, New Mexico. (Rich Brown, Director-Office of Economic Development, [rdbrown@santafenm.gov](mailto:rdbrown@santafenm.gov), 505-955-6625; Andréa Salazar, Assistant City Attorney, [asalazar@santafenm.gov](mailto:asalazar@santafenm.gov), 955-6303)

[Item H-4.pdf](#)

[Item H-4 Additional Information.pdf](#)

[Item H4 Amended Action Sheet.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.