

City of Santa Fe, NM
Regular Meeting of the Governing Body
Wednesday, November 08, 2017
05:00 PM – Governing Body
City Council Chambers

AGENDA

AFTERNOON SESSION – 5:00 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:**
Regular City Council Meeting – October 25, 2017
[Item 8.pdf](#)
- 9. PRESENTATIONS**
- 10. CONSENT CALENDAR**
 - a) Request for Approval of Procurement Under State, Federal and National IPA Agreements in an Amount Above \$50,000 for City Wide Hardware and Software; Various Vendors. (David Kulb)
[Item 10a.pdf](#)
 - b) Request for Approval of Procurement Under State Price Agreement in the Amount of \$29,300 for Renewal of Software Maintenance Services; Environmental Systems Research Institute. (Bogi Malecki)
[Item 10b.pdf](#)
 - c) Request for Approval of Amendment No. 4 to Professional Services Agreement in the Amount of \$348,109 for Project Management and Professional Services to Support the Utility Customer Information and Billing System Implementation Project; BerryDunn McNeil & Parker, LLC. (Renee Martinez and Shannon Jones)
[Item 10c.pdf](#)
 - d) Request for Approval of Professional Services Agreement in the Amount of \$256,000, Exclusive of NMGRT, to be Paid Over a Four Year Term, (\$68,000 During 60-Day Legislative Sessions and \$60,000 During 30-Day Legislative Sessions) for Lobbyist Services (RFP #18/07/P); Mark A. Duran and Associates. (Brian Snyder)
[Item 10d.pdf](#)

e) Request for Approval of Exempt Procurement for Membership Dues and Subscriptions in the Amount of \$75,000, Inclusive of NMGRT; New Mexico Municipal League. (Adam Johnson)

[Item 10e.pdf](#)

f) Request for Approval of Professional Services Agreement in the Amount of \$67,000 for Purchase and Installation of Equipment; National Dance Studio Institute of New Mexico. (David Chapman)

1) Request for Approval of Budget Amendment.

[Item 10f.pdf](#)

g) Request for Approval of Staff Recommendations for the North Central Regional Transit District and City of Santa Fe Transit System Consolidation Analysis Final Report. (Keith Wilson)

[Item 10g.pdf](#)

h) Request for Approval of a Comprehensive Opioid Abuse-Site Based Program Grant, Award Number #2017-Ar-Bx-K032 in the Amount of \$298,594; Department of Justice/Bureau of Justice Assistance. (David Chapman)

1) Request for Approval of Budget Amendment.

[Item 10h.pdf](#)

i) Request for Approval of Change Order No. 3 to Professional Services Agreement in the Amount of \$39,980 Inclusive of NMGRT, for a Total Contract Amount of \$173,555, Inclusive of NMGRT, for Hospital Tank Project; MWH Constructors. (Kristin Johansen)

[Item 10i.pdf](#)

j) Request for Approval of a Severance Tax Bond Agreement in the Amount of \$230,000 to Plan, Design, Renovate, Construct, Improve and Equip a Facility for a Meals Program Serving Homebound and Special Needs Individuals; State of New Mexico Department of Finance Administration. (David Chapman)

1) Request for Approval of Budget Amendment.

[Item 10j.pdf](#)

k) Request for Approval of Severance Tax Bond Agreement in the Amount of \$78,000 to Purchase and Install Equipment for The Dance Barns Facility; State of New Mexico Department of Finance Administration. (David Chapman)

1) Request for Approval of Budget Amendment.

[Item 10k.pdf](#)

l) Request for Approval of City of Santa Fe Schedule for 2018 City Council and Council Committee Meetings. (Yolanda Y. Vigil)

[Item 10l.pdf](#)

m) CONSIDERATION OF RESOLUTION NO. 2017-____. (Mayor Gonzales)

A Resolution Authorizing Tourism Santa Fe to Enter into a Franchise Agreement with Gran Fondo New York to Develop a Preliminary Event in Santa Fe. (Randy Randall)

Fiscal Impact: Expenditures = \$322,500; Revenue = \$262,500

[Item 10m.pdf](#)

n) CONSIDERATION OF RESOLUTION NO. 2017-____. (Mayor Gonzales and Councilor Ives)

A Resolution in Support of the 100th Anniversary of the New Mexico Museum of Art on November 25, 2017 and Authorizing the Waiving of All Associated Fees for The Celebration. (Debra Garcia y Griego)

[Item 10n.pdf](#)

o) CONSIDERATION OF RESOLUTION NO. 2017-____. (Renee Villarreal)

A Resolution in Opposition to the Nuclear Weapons Agenda of the Current Administration; Calling on the Congressional Delegation to Condemn the Rhetoric and Agenda; and Supporting the Restricting First Use of Nuclear Weapons Act of 2017. (Jesse Guillen)

[Item 10o.pdf](#)

p) Request for Approval to Publish Notice of Public Hearing on December 13, 2017: (Councilor Villarreal) (Reed Liming)

1) RESOLUTION NO. 2017-____. A Resolution Adopting the West Santa Fe River Corridor Plan as an Official Amendment to the General Plan and Specifically Amending the Future Land Use Map.

2) BILL NO. 2017-29. An Ordinance Relating to the Land Development Code Chapter 14 SFCC 1987 Regarding the West Santa Fe River Corridor Plan; Creating a New Section 14-5.11 SFCC 1987 to Establish the West Santa Fe River Corridor Overlay Zoning District.

[Item 10p.pdf](#)

q) Request for Approval of Amendment No. 1 to Professional Services Agreement in the Amount of \$50,000, Exclusive of NMGR, for Consulting Services; A. Anderson Consulting, LLC. (Adam Johnson)

[Item 10q.pdf](#)

11. REQUEST FOR APPROVAL OF MEMORANDUM OF UNDERSTANDING

By and Between the City of Santa Fe and AFSCME Regarding the Expenditure of Unspent Monies Appropriated to AFSCME in Fiscal Year 2017/2018 Pursuant to Article 26, Section 5 B of the Collective Bargaining Agreement. (Renee Martinez)

[Item 11.pdf](#)

12. REQUEST FOR APPROVAL OF AGREEMENT

Between the City of Santa Fe and the Santa Fe Police Officers Association (SFPOA). (Deputy Chief Andrew Padilla)

[Item 12.pdf](#)

13. REQUEST FOR APPROVAL TO PUBLISH NOTICE OF PUBLIC HEARING ON DECEMBER 13, 2017:

a) BILL NO. 2017-30. An Ordinance Relating to the Land Development Code, Chapter 14 SFCC 1987; Amending Subsection 14-5.5(C)(1) to Clarify That Incentivizing Certain Uses is Part of the Purpose of the Overlay District; Amending Subsection 14-5.5(C)(5) to Provide that the Land Use Director May Allow Vehicular Access From Other Than the Side or Rear of a Lot if Such Access is Infeasible and to Provide Setbacks From the Airport Road Right-of-Way for New Development of Certain Types of Uses; Amending Subsection 14-5.5(C)(11) to Modify the Types of Uses Eligible for Incentives; and Making Such Other Changes That are Necessary to Carry Out the Purpose of This Ordinance. (Councilor Dominguez and Councilor Rivera) (Matthew O'Reilly)

[Item 13a.pdf](#)

b) BILL NO. 2017-31. An Ordinance Repealing Section 2-22 SFCC 1987 internal Audit Department in its Entirety; and Amending Section 6-5 SFCC 1987 to Charge the Audit Committee with the Management of an Independent Audit Contract to Perform the Functions Currently Performed by the Internal Auditor. (Mayor Gonzales and Councilor Harris) (Kelley Brennan)

[Item 13b.pdf](#)

14. PUBLIC HEARING:

CONSIDERATION OF RESOLUTION NO. 2017-____. (Councilor Ives)

A Resolution Directing City Staff to Prepare Undeveloped City-Owned Real Property Located at the Northeast Corner of Yucca Street and West Zia Road for Donation to a Qualified Grantee as Defined by the New Mexico Affordable Housing Act for the Development of a Multi-Family Residential Low Income Housing Tax Credit Project Pursuant to the Affordable Housing Act. (Matthew O'Reilly) (Postponed on October 11, 2017)

Fiscal Impact:

\$13,000 for Costs Associated with Survey Platting, a Traffic Study, and Posting/Advertising of the Future Land Use Map Amendment and Rezoning Applications.

[Item 14.pdf](#)

15. MATTERS FROM THE CITY MANAGER

16. MATTERS FROM THE CITY ATTORNEY

Executive Session

In Accordance with the New Mexico Open Meetings Act §§10-15-1(H) (7), and (8) NMSA 1978, Discussion Regarding Threatened and Pending Litigation in Which the City of Santa Fe Is or May Become a Participant, Including, without Limitation, Discussion Regarding State of New Mexico, ex rel., Maria Perez, Craig O'Hare, Ellen Ackerman, Sage Bird, and Anne Noss v. City Council of Santa Fe, New Mexico and Mayor Javier Gonzales, as the governing body of the City of Santa Fe, New Mexico; and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the City of Santa Fe, Including, without Limitation, Discussion Relating to the Santa Fe University of Art and Design. (Kelley Brennan)

17. MATTERS FROM THE CITY CLERK

18. 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. 2017-24: ADOPTION OF ORDINANCE NO. 2017-____. (Mayor Gonzales and Councilor Ives)

An Ordinance Authorizing the Issuance and Sale of the City Of Santa Fe, New Mexico Gasoline Tax/Subordinate Lien Gross Receipts Tax Improvement Revenue Bonds, Series 2017 in an Aggregate Principal Amount Not to Exceed \$13,500,000 for the Purpose of Defraying the Cost of Constructing, Reconstructing, Resurfacing,

Maintaining, Acquiring Rights of Way, Repairing and Otherwise Improving Municipal Buildings, Alleys, Streets, Public Roads and Bridges or Any Combination of the Foregoing Purposes; Providing that the Bonds Will be Payable and Collectible from Gasoline Tax Revenues and Certain Gross Receipts Tax Revenues Distributed to the City; Delegating Authority to the City Finance Director to Approve the Final Principal Amount, Interest Rates and Other Details of the Bonds Within the Parameters Set Forth in This Authorizing Ordinance; Delegating Authority to the City Finance Director to Execute and Deliver a Bond Purchase Agreement for the Sale of the Bonds; Providing for the Collection of Certain Gasoline Tax Revenues and Gross Receipts Tax Revenues; Approving Certain Other Agreements and Documents in Connection with the Bonds; Ratifying Action Previously Taken in Connection with the Bonds; Repealing All Ordinances in Conflict Herewith; and Related Matters. (Bradley Fluetsch) (Postponed on October 11, 2017) (Postponed on October 25, 2017)

[Item H1.pdf](#)

2) Request from Enchanted Vine, LLC for a Winegrower 1st Offsite Location License, for Both On-Premise and Off-Premise Consumption, to be Located at Noisy Water Santa Fe, 219 W. San Francisco Street, Santa Fe. (Yolanda Y. Vigil)

[Item H2.pdf](#)

3) Request from MW Santa Fe, LLC, 1352 Rufina Circle, for the following: (Yolanda Y. Vigil) (Public Hearing Closed) (Postponed on October 25, 2017)

a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at Meow Wolf, 1352 Rufina Circle, Which is Within 300 Feet of La Petite Academy, 1361 Rufina Circle.

b) If the Waiver of the 300 Foot Restriction is Granted, a Request for Transfer of Ownership and Change of Location of Inter-Local Dispenser Liquor License No. 2644 with On-Premise Consumption Only and Patio Service, from Paris Holdings, LLC, dba El Fogon Restaurant, 3414 N. Lovington Hwy, Hobbs to MW Santa Fe, LLC, dba Meow Wolf, 1352 Rufina Circle.

[Item H3.pdf](#)

4) CONSIDERATION OF BILL NO. 2017-26: ADOPTION OF ORDINANCE NO. 2017-____. (Councilor Villarreal, Councilor Dominguez and Councilor Ives)

An Ordinance Amending Subsection 23-6.2 And 23-6.3 SFCC 1987 to Exempt Areas in the Railyard From Certain Regulations Relating to the Sale and Consumption of Alcohol on City Property. (Alfred Walker)

[Item H4.pdf](#)

5) CONSIDERATION OF BILL NO. 2017-28: ADOPTION OF ORDINANCE NO. 2017-____.

Case #2017-72. Antigua Sol Rezone Amendment. JenkinsGavin, Inc., Agent for Antigua Sol LLC, Requests to Amend Various Conditions of Approval from Ordinance #2006-67 Which Rezoned Tracts 1, 2 & D-1, Wagon Road from I-1 and C-1 to R-21-PUD (Residential - 21 Units Per Acre – Planned Unit Development). The Three Tracts Total Approximately 14.58± Acres and Are Located South of Santa Fe Place Mall Along the South Side of Wagon Road and East of Office Court Drive. (Donna Wynant)

[Item H5.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. 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.