

**City of Santa Fe, NM**  
**Regular Meeting of the Governing Body**  
**Wednesday, September 28, 2016**  
**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:**

*Reg. City Council Meeting – September 14, 2016*

[Item 8.pdf](#)

- 9. PRESENTATIONS**
- 10. CONSENT CALENDAR**

*a) Request for Final Approval of the Sale of a Portion of the Former Acequia Madre Ditch Right of Way Containing 276.61 Square Feet Adjoining the Northerly Boundary of 607 Miller Street by David W. Dick and Gloria V. Dick, Trustees of the David and Gloria Dick Revocable Family Trust U/A/D August 26, 2011. (Matthew O'Reilly/Edward Vigil)*

[Item 10a.pdf](#)

*b) Request for Approval of On-Call Agreement in the Amount of \$992,466.77 – 2016/17 Pavement Resurfacing Projects for Streets and Maintenance Division; GM Emulsion LLC. (David Catanach)*

[Item 10b.pdf](#)

*c) Request for Approval of Procurement Under Cooperative Price Agreement in the Amount of \$257,417 – One (1) High Dump Mechanical Street Sweeper for Streets and Drainage Maintenance Division; Schwarze Industries, Inc. (David Catanach)*

[Item 10c.pdf](#)

d) *Request for Approval of One (1) 2016 State of New Mexico Severance Tax Bond Capital Appropriation Project Agreement in the Amount of \$880,000; State of New Mexico Department of Finance and Administration, Local Government Division. (David Chapman)*

1) *Request for Approval of Budget Increase in the Amount of \$880,000.*

[Item 10d.pdf](#)

e) *Request for Approval of Two 2016 State of New Mexico Severance Tax Bond Capital Appropriation Project Agreements in the Amount of \$990,000 – Plan, Design and Construction Projects; State of New Mexico Department of Finance and Administration Local Government Division. (David Chapman)*

1) *Request for Approval of Budget Increase in the Amount of \$135,000 – Santa Fe Farmers’ Market; and*

2) *Request for Approval of Budget Increase in the Amount of \$855,000 – Santa Fe Municipal Airport Terminal Building.*

[Item 10e.pdf](#)

f) *Request for Approval of Agreement Between Owner and Contractor in the Amount of \$199,228.44 – Municipal Recreation Sports Complex (MRC) Soccer Valley, Irrigation System Remodeling and Field Rehabilitation; Cooperative Educational Services (CES)/Mountain West Golf Scapes, Inc. (Jason Kluck)*

[Item 10f.pdf](#)

g) *Request for Approval of Procurement Under Cooperative Price Agreement in the Amount of \$24,117.19 – Annual Turnout Gear Repair and Cleaning for Fire Department; Fire WIRE, LLC. (Jan Snyder)*

[Item 10g.pdf](#)

h) *Request for Approval of Procurement Under Cooperative Price Agreement in the Amount of \$58,144 – Two (2) Support Vehicles for Environmental Services Division; Cooperative Educational Service/Don Chalmers Ford. (Lawrence Garcia)*

[Item 10h.pdf](#)

i) *Request for Approval of Amendment No. 2 to Professional Services Agreement; Eco Resource Management Systems, Inc. (Mark Tibbetts)*

1) *Request for Approval of Budget Adjustment in the Amount of \$36,078.90.*

[Item 10i.pdf](#)

j) *Request for Approval of Grant Award – FY 2016/17 Santa Fe Metropolitan Planning Organization for Operating Expenses; New Mexico Department of Transportation and Federal Highway Administration Section. (Mark Tibbetts)*

1) *Request for Approval of Budget Increase in the Amount of \$66,620*

[Item 10j.pdf](#)

k) *Community Development Block Grant (CDBG) Amendments and CDBG Contract in the Total Amount of \$45,739: (Margaret Ambrosino)*

1) *Request for Approval of Amendment No. 1 to CDBG Contract and Budget Adjustment in the Amount of \$7,739 – Meals for Chronically Ill, Homebound Residents; Kitchen Angels.*

- 2) *Request for Approval of Amendment No. 1 to CDBG Contract and Budget Adjustment in the Amount of \$10,000 – Casa Familia Shelter Remodel; St. Elizabeth Shelter.*
- 3) *Request for Approval of Amendment No. 1 to CDBG Contract and Budget Adjustment in the Amount of \$16,000 – Facility Remodel/Roof Upgrade; YouthWorks!.*
- 4) *Request for Approval of CDBG Contract and Budget Adjustment in the Amount of \$12,000 – Dreamer’s Project; YouthWorks!.*  
[Item 10k.pdf](#)
- l) *Request for Approval of Exempt Procurement and Service Agreement in the Amount of \$77,700.72 – Preventative Maintenance and Repairs for City’s Land Mobile Radio System; Motorola Solutions, Inc. (Larry Worstell)*  
[Item 10l.pdf](#)
- m) *Request for Approval of Professional Services Agreement – Codification, Supplementation, Electronic and Internet Hosting Services for the Santa Fe City Code 1987 (RFP #16/51/P); Municipal Code Corporation. (Melissa Byers)*  
[Item 10m.pdf](#)
- n) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Mayor Gonzales, Councilor Rivera and Councilor Ives)*  
*A Resolution Declaring the Second Monday in October as Indigenous Peoples Day in the City of Santa Fe. (Randy Randall)*  
[Item 10n.pdf](#)
- o) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Councilor Lindell and Councilor Villarreal)*  
*A Resolution Relating to Participation in Local Government Road Fund Hardship Match Waiver Program Administered by the New Mexico Department of Transportation for Improvements to La Cieneguita and Between Camino Carlos Rey and Agua Fria Street. (David Catanach)*  
[Item 10o.pdf](#)
- p) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Councilor Ives, Mayor Gonzales, Councilor Villarreal and Councilor Lindell)*  
*A Resolution Directing the City Manager to Develop a Plan to Identify, Locate and Fund the Construction of Public Restrooms in the Historic Core of Santa Fe; Identify Other Areas that Would Benefit from Public Restrooms; and Report Back to the Governing Body Within Six Months of Adoption of this Resolution. (Brian Snyder)*  
[Item 10p.pdf](#)
- q) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Councilor Lindell)*  
*A Resolution Naming the Sunny Slope Meadows Community Garden After Amy Hetager. (Jessie Esparza)*  
[Item 10q.pdf](#)
- r) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Councilor Dominguez and Councilor Ives)*  
*A Resolution Directing the City Manager to Develop Written Policies for Communications, Media Relations, and Multimedia Staff; Directing the City Manager to Develop a Communications Plan; and Reporting Back to the Governing Body within 60 Days. (Matt Ross)*  
[Item 10r.pdf](#)
- s) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (Councilor Maestas and Councilor Ives)*  
*A Resolution Calling for the Update of the Community Economic Development Plan and Relevant Sections of City Code in Order to Establish Program Priorities, Goals and Metrics. (Fabian Trujillo)*  
[Item 10s.pdf](#)

t) *Request for Approval of Procurement Under Federal Price Agreement and Professional Services Agreement in the Amount of \$400,000 – Time and Attendance Software Subscriptions, Implementation Services and Equipment (RFP #16/22/P); Kronos, Inc. (Renee Martinez and Oscar Rodriguez)*

[Item 10t.pdf](#)

u) *Update and Proposed Timeline for Accomplishing Strategic Planning Resolution. (Adam Johnson) (Informational Only)*

[Item 10u.pdf](#)

v) *Ratification of Grant Agreements in the Total Amount of \$700,000: (Cameron Humphres) (Postponed to October 13, 2016)*

1) *Request for Ratification of Small Community Air Service Development Program Grant and Budget Increase in the Amount of \$500,000 – Enhancement of Air Service; U.S. Department of Transportation.*

2) *Request for Ratification of Air Service Assistance Program Grant and Budget Increase in the Amount of \$200,000 – Marketing Support for Air Service Development; New Mexico Department of Transportation, Aviation Division.*

**11. MATTERS FROM THE CITY MANAGER**

**12. 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 or Pending Litigation in Which the City of Santa Fe is a Participant, Including, without Limitation, Discussion Relating to City of Santa Fe v. Albert Catanach, Infinite Interests Ent. LLC, d/b/a CNSP, INC., d/b/a NMSurf; 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 Disposal of Vacant Land Adjacent to 2521 Camino Entrada. (Kelley Brennan)*

**13. MATTERS FROM THE CITY CLERK**

**14. 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) *Request from Arias Espinoza, LLC for a Restaurant Liquor License (Beer and Wine) with On-Premise Consumption Only, to be Located at Café Grazie, 3530 Zafarano Drive, C-3. (Yolanda Y. Vigil)*

[Item H1.pdf](#)

2) *Request from Second Street Brewery, Inc. for the following: (Yolanda Y. Vigil)*

a) *Small Brewer License, with On-Premise Consumption and Package Sales, to be located at Second Street Brewery, 1812 Second Street. The Applicant Currently Owns a Small Brewer License at this location but has had a Change of Ownership to the Corporation.*

b) *Restaurant Liquor License (Beer and Wine) with On-Premise Consumption Only, to be Located at Second Street Brewery, 1814 Second Street. The Applicant Currently Owns a Restaurant License at this Location but has had a Change of Ownership to the Corporation.*

[Item H2.pdf](#)

3) *Request from Second Street Brewery, Inc. for the following: (Yolanda Y. Vigil)*

a) *Small Brewer Off-Site License, with On-Premise Consumption, with a Patio and with Package Sales, to be Located at Second Street Brewery at the Railyard, 1607 Paseo de Peralta, Suite #10. The Applicant Currently Owns a Small Brewer Off-Site License at this Location but has had a Change of Ownership to the Corporation.*

b) *Restaurant Liquor License (Beer and Wine) with On-Premise Consumption and with a Patio, to be Located at Second Street Brewery at the Railyard, 1607 Paseo de Peralta, Suite #10. The Applicant Currently Owns a Restaurant License at this Location but has had a Change of Ownership to the Corporation.*

[Item H3.pdf](#)

4) *Request from Second Street Brewery, Inc. for the following: (Yolanda Y. Vigil)*

a) *Small Brewer License, with On-Premise Consumption, with a Deck and With Package Sales, to be Located at Rufina Brewery and Tap Room, 2920 Rufina Street.*

b) *Small Brewer Off-Site License, with On-Premise Consumption, with a Deck and With Package Sales, to be Located at Rufina Brewery and Tap Room, 2920 Rufina Street.*

[Item H4.pdf](#)

5) *Request from Taos Brewing Company, LLC for the following: (Yolanda Y. Vigil)*

a) *Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Beer and Wine at Nuevo HQ, 411 West Water Street, Suite B, Which is Within 300 Feet of Our Lady of Guadalupe Church, 417 Agua Fria Street; and*

b) *If the Waiver of the 300 Foot Restriction is Granted, a Request From Taos Brewing Company, LLC for a Small Brewer Off-Site License, with On-Premise Consumption Only and Package Sales, to be Located at Nuevo HQ, 411 West Water Street, Suite B.*

[Item H5.pdf](#)

6) *Request from Santa Fe Farmers Market Institute for a Permanent Waiver of the 300 Foot Location Restriction to Allow the Sale/Dispensing/Consumption of Alcoholic Beverages at the Santa Fe Farmers'*

Market Pavilion, 1607 Paseo de Peralta, Which is Within 300 Feet of Hope Unlimited Church of Santa Fe, 1614 Paseo de Peralta (Warehouse 21). (Yolanda Y. Vigil)

[Item H6.pdf](#)

7) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_.*

*Case #2016-64. Las Soleras Amendment to Master Plan – R-6 and R-12 Height and Side Yard Standards. James W. Siebert & Associates, Inc., Agent for Las Soleras Oeste, LTD., Las Soleras Center, and Pulte Homes of NM Inc., Requests Approval of an Amendment to the Las Soleras Master Plan to Establish Alternative Height and Setback Standards for the R-6 and R-12 Residentially Zoned Districts of Las Soleras. (Noah Berke)*

[Item H 7.pdf](#)

8) *CONSIDERATION OF BILL NO. 2016-26: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_. (Mayor Gonzales, Councilor Ives and Councilor Lindell)*

*An Ordinance Amending Subsection 18-1.4 to Include Businesses Selling Goods Represented as Native American Within the Native American Arts or Crafts District; and Creating a New Subsection 18-5.29 to Establish the Native American Arts or Crafts District, and Establishing Regulations for Sale of Native American Arts or Crafts Within the District. (Debra Garcia) (Postponed June 29, 2016) (Postponed to October 26, 2016)*

9) *CONSIDERATION OF BILL NO. 2016-36: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_. (Mayor Gonzales and Councilor Ives)*

*An Ordinance Amending the Land Development Code to Update Land-Use Categories, Table of Permitted Uses to Add Agricultural Uses; Amending Subsection 14-6.2(H) of the Land Development Code to Prohibit Animal Production and Slaughterhouses, and Providing for Agricultural Uses; Creating a New Subsection 14-6.3(D)(4) of the Land Development Code to Allow for Agricultural Home Occupation Exceptions; Amending Section 14-8.7 of the Land Development Code to Waive Architectural Design Review of Agricultural Related Structures by the Land Development Director; and Amending Subsection 14-12 of the Land Development Code to Include Definitions for Terms Relating to Urban Agriculture.) (John Alejandro) (Postponed to October 26, 2016)*

a) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_. (Mayor Gonzales and Councilor Ives)*

*A Resolution Creating the City of Santa Fe Procedures and Guidelines for Urban Agriculture Activities and Uses. (John Alejandro) (Postponed to October 26, 2016)*

## **I. ADJOURN**

*Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.*

*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.*