

**City of Santa Fe, NM**  
**Regular Meeting of the Governing Body**  
**Wednesday, August 10, 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 – July 27, 2016*

[Item 08.pdf](#)

**9. PRESENTATIONS**

*a) New Mexico State Police Investigations Bureau/Special Investigations Unit. (Sergeant Angel Torres/Agent Saul Canizales)*

**10. CONSENT CALENDAR**

*a) Request for Approval of Bid No. 16/40/B and Agreement Between Owner and Contractor in the Amount of \$277,566.48 – Santa Fe River Channel Improvements (Phase 3a) Boulder Grade Control Reconstruction; RainCatcher, Inc. (Melissa McDonald)*

[Item 10a.pdf](#)

*b) Request for Approval of Agreement in the Amount of \$153,934 – FY 2016/17 Nutrition Service Incentive Program for Senior Services Division; North Central New Mexico Economic Development District Non-Metro Area Agency on Aging. (Ron Vialpando)*

*1) Request for Approval of Budget Adjustment in the Amount of \$2,252.*

[Item 10b.pdf](#)

c) *Request for Approval of Two (2) Grant Agreements, Awards and Budget Increases in the Total Amount of \$397,500 – Mary Esther Gonzales Senior Center and Luisa Senior Center; State of New Mexico Aging and Long Term Services Department. (Ron Vialpando)*

1) *Request for Approval of Budget Adjustment in the Amount of \$200,000.*

2) *Request for Approval of Budget Adjustment in the Amount of \$197,500.*

[Item 10c.pdf](#)

d) *Request for Approval of a Lease Agreement for Parking and Landscaping on a Portion of the Harkle Road Right-of-Way Containing Approximately 10,938 Square Feet Adjoining the Southerly Boundary of 683 Harkle Road by Jensen Family Investments, LLC. (Matthew O'Reilly)*

[Item 10d.pdf](#)

e) *Request for Approval of a New Lease Agreement for Outdoor Seating and Wood Fence Enclosure on a Portion of the Washington Avenue Right-of-Way Containing Approximately 271 Square Feet Adjoining the Western Boundary of 113 Washington Avenue by Anasazi Hotel, LLC. (Matthew O'Reilly)*

[Item 10e.pdf](#)

f) *Request for Approval of Grant Agreement in the Amount of \$34,000 – Shelter Plus Care Program for Office of Affordable Housing for FY 2016/2017; St. Elizabeth Shelter. (Alexandra Ladd)*

[Item 10f.pdf](#)

g) *Request for Approval of Grant Award and Arts Services Contract in the Amount of \$7,216.00– Arts Services in the Community Gallery at Santa Fe Community Convention Center; New Mexico Department of Cultural Affairs, New Mexico Arts Division. (Robert Lambert)*

1) *Request for Approval of Budget Increase in the Amount of \$893.00.*

[Item 10g.pdf](#)

h) *Request for Approval of Professional Services Agreements in the Amount of \$115,105 – Provide Services Under Lodgers' Tax for the Arts Ordinance in FY 2016/17 (RFP #16/44/P); Nine (9) Vendors. (Debra Garcia y Griego)*

[Item 10h.pdf](#)

i) *Request for Approval of Memorandum of Agreement in the Amount of \$150,000 – Management and Oversight of the Santa Fe Film Office; Santa Fe County. (Randy Randall)*

[Item 10i.pdf](#)

j) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Councilor Maestas and Councilor Villarreal)*

*A Resolution Requesting the Santa Fe Police Department Implement a Policy of Destruction of all Firearms in Possession of the Police Department That Are No Longer Necessary for Use in Obtaining a Conviction, or Are Not Needed for Any Other Public Purpose. (Chief Gallagher)*

[Item 10j.pdf](#)

k) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Mayor Gonzales)*

*A Resolution in Support of Federal Executive Action and Federal Legislation to Keep Unleased Federal Fossil Fuels in the Ground. (John Alejandro)*

[Item 10k.pdf](#)

l) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Councilor Dominguez, Mayor Gonzales, Councilor Harris, Councilor Ives, Councilor Lindell, Councilor Maestas, Councilor Rivera, Councilor Trujillo and Councilor Villarreal)*

*A Resolution Supporting the Fifth Annual 2016 Neighbor to Neighbor Food Drive. (Noah Berke)*

[Item 10l.pdf](#)

m) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Councilor Maestas)*

*A Resolution Declaring the Eligibility and Intent of the City of Santa Fe to Submit an Application to the New Mexico Department of Transportation for Federal Fiscal Year 2018 Section 5310 Program Funds for Enhanced Mobility of Seniors and Individuals With Disabilities Program. (Keith Wilson)*

*Fiscal Impact – Yes - Expenditures = \$360,000 (capital outlay); Revenue = \$360,000 (\$288,000 DOT Grant and \$72,000 ¼ Cent GRT)*

[Item 10m.pdf](#)

n) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Councilor Dominguez)*

*A Resolution Authorizing and Approving Submission of an Application for Project Approval to the New Mexico State Board of Finance for Allocation of Qualified Energy Conservation Bonds to be Used in the Expansion of an Energy Efficiency Loan Program Administered by Homewise. (John Alejandro)*

[Item 10n.pdf](#)

o) *Request for Approval of Amendment No. 1 to Professional Services Agreement in the Amount of \$50,000 – Economic Development Portfolio Project in Business/Entrepreneurial Development for FY 2016/17; SCORE Business Education Program. (Fabian Trujillo)*

[Item 10o.pdf](#)

p) *Request for Approval of 2018-2022 Infrastructure Capital Improvements Plan (ICIP). (Isaac Pino)*

l) *CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (Councilor Ives)*

*A Resolution Adopting the 2018-2022 Infrastructure Capital Improvements Plan (ICIP).*

[Item 10p.pdf](#)

q) *Update on Cerrillos Road Construction Project. (David Quintana) (Informational Only)*

[Item 10q.pdf](#)

## **11. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (COUNCILOR RIVERA, COUNCILOR IVES AND COUNCILOR TRUJILLO)**

*A Resolution Proclaiming Severe or Extreme Drought Conditions May Exist in the City of Santa Fe; Imposing Fire Restrictions; Restricting the Sale or Use of Fireworks Within the City of Santa Fe and Prohibiting Other Fire Hazard Activities. (Reynaldo Gonzales)*

[Item 11.pdf](#)

## **12. REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON SEPTEMBER 14, 2016:**

*BILL NO. 2016-35. An Ordinance Amending Subsection 9-3.4 SFCC 1987 to Modify Annual Deposits Into the Public Campaign Finance Fund. (Councilor Dominguez) (Yolanda Y. Vigil and Adam Johnson)*

[Item 12.pdf](#)

## **13. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_: (COUNCILOR DOMINGUEZ)**

*A Resolution Amending the Governing Body Procedural Rules to Ensure a More Fair, Judicious and Efficient Public Process. (Kelley Brennan and Jesse Guillen) (Postponed at the July 27, 2016 Meeting of the Governing Body)*

[Item 13.pdf](#)

## **14. CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_. (MAYOR GONZALES AND COUNCILOR RIVERA)**

*A Resolution Directing Staff to Work with the Santa Fe County DWI Program to Develop and Sponsor a Parking Voucher Program to Allow Overnight Parking. (Noel Correia) (Postponed at the July 27, 2016 Meeting of the Governing Body) (Postponed to the August 31, 2016 Meeting of the Governing Body)*

*Fiscal Impact – Potential Annual Loss of Parking Meter Revenue is Approximately \$11,020.00 for Option A and \$17,558.00 for Option B. Option A Proposes Overnight Parking at Downtown Meters only on Friday and Saturday Nights. However, Option B Proposes Overnight Parking at Downtown Meters Seven (7) Days per Week.*

[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 or Pending Litigation in Which the City of Santa Fe is a Participant, Including, without Limitation, Discussion Relating to Century Bank and The Artyard Master Condominium Association, Inc. v. City of Santa Fe, Aberg Property Company, and Santa Fe Community Railyard Corporation; and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the City of Santa Fe, Including, without Limitation, Relating to the Buckman Road Recycling and Transfer Station (BuRRT) Lease; and to Lease for Property Located at 1730 Llano Street. (Kelley Brennan and Matthew O'Reilly)*

**17. POSSIBLE ACTION WITH RESPECT TO CENTURY BANK AND THE ARTYARD MASTER CONDOMINIUM ASSOCIATION, INC. V. CITY OF SANTA FE, ABERG PROPERTY COMPANY, AND SANTA FE COMMUNITY RAILYARD CORPORATION. (KELLEY BRENNAN)**

**18. POSSIBLE ACTION WITH RESPECT TO THE BUCKMAN ROAD RECYCLING AND TRANSFER STATION (BURRT) LEASE. (KELLEY BRENNAN)**

**19. MATTERS FROM THE CITY CLERK**

**20. 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**

- *City Business and Quality of Life Committee*  
[Item G.pdf](#)

**H. PUBLIC HEARINGS:**

1) *Request from Falcon Ventures, Inc. for the Following (Yolanda Y. Vigil):*

*a) Winegrower License with On-Premise Consumption and Package Sales to be Located at Falcon Meadery, 1572 Center Drive, Unit E.*

*b) Wine Wholesaler License to be Located at Falcon Meadery, 1572 Center Drive, Unit E.*

*c) Winegrower Off-Site License with On-Premise Consumption and Package Sales to be Located at The Hive Market, 101 W. Marcy Street, Suite 5.*

[Item H1.pdf](#)

2) *Request from Ujas Havasu, LLC for a Transfer of Ownership of Liquor License #2588 from Karson Beverage Service, LLC to Ujas Havasu, LLC. This License Will Remain at the Doubletree by Hilton-Santa Fe, 4048 Cerrillos Road, Santa Fe. (Yolanda Y. Vigil)*

[Item H2.pdf](#)

3) *Request from Ellsworth Gallery for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Wine at Ellsworth Gallery, 215 E. Palace Avenue, Which is Within 300 Feet of the Cathedral Basilica of St. Francis of Assisi, 131 Cathedral Place. The Request is for the “Creative Nation” Exhibition Which Will be Held on August 19, 2016, with Alcohol Service from 5:00 p.m. to 7:30 p.m. (Yolanda Y. Vigil)*

[Item H3.pdf](#)

4) *CONSIDERATION OF BILL NO. 2016-34: ADOPTION OF ORDINANCE NO. 2016-\_\_\_\_.*  
*(Councilor Maestas)*

*An Ordinance Creating the Health and Human Services Fund to Provide Dedicated Funding of Two Percent (2%) of the City’s Share of State Gross Receipts Tax for Support Services for the Residents of the City of Santa Fe. (Chris Sanchez)*

*a) CONSIDERATION OF RESOLUTION NO. 2016-\_\_\_\_: (Councilor Maestas)*

*A Resolution Repealing Resolution No. 1992-88 Relating to Designation of State Shared Gross Receipts Tax Revenues to Provide Needed Health and Human Services for the Citizens of Santa Fe for the Purpose of Creating a Health and Human Services Fund Ordinance. (Chris Sanchez)*

[Item H4.pdf](#)

**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.*