

City of Santa Fe, NM
Regular Meeting of the Governing Body
Wednesday, July 27, 2016
05:00 PM – Governing Body
City Council Chambers
200 Lincoln Avenue

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 13, 2016
[Item 8.pdf](#)
- 9. PRESENTATIONS**
- 10. CONSENT CALENDAR**
 - a) Request for Approval of Bid No. 16/37/B in the Amount of \$200,000 – FY 2016/17 City-Wide Water Utility Pavement Restoration Agreement Between Owner and Contractor; TLC Plumbing & Utility. (Bill Huey)*
[Item 10a.pdf](#)
 - b) Request for Approval of Bid No. 16/41/B in the Amount of \$35,000 – FY 2016/17 Asphalt Hot Mix for Transmission & Distribution Section; Associates Asphalt and Materials, LLC. (Len Montoya)*
[Item 10b.pdf](#)
 - c) Request for Approval of Bid No. 16/42/B in the Amount of \$35,000 – FY 2016/17 Base Course, Gravel and Concrete Sand for Transmission & Distribution Section; Southwest Landscaping. (Len Montoya)*
[Item 10c.pdf](#)
 - d) Request for Approval of RFP No. 16/45/P and Professional Services Agreement in the Amount of \$50,000 – Field and Drafting Services for On-Going Water Main Replacement Projects for Water Division; Louie Cordova, LLC. (Dee Beingessner)*
[Item 10d.pdf](#)

e) *Request for Approval of Amendment No. 2 to Consent to Assignment of Power Purchase Agreement – Photovoltaic System at Wastewater Management Division Compost Facility; MLH Cripple Creek Solar, LLC. (Nick Schiavo)*

[Item 10e.pdf](#)

f) *Request for Approval of Amendment No. 2 to Consent to Assignment of Power Purchase Agreement – Photovoltaic System at City of Santa Fe Community Convention Center; MLH Cripple Creek Solar, LLC. (Nick Schiavo)*

[Item 10f.pdf](#)

g) *Request for Approval of Professional Services Agreement in the Amount of \$108,000 (RFP #16/56/P) – Medical Director for the City of Santa Fe Fire Department Emergency Medical Services and Mobile Integrated Health Functions; M.E.D.I.C. LLC/Ryan Hodnick, DO. (Greg Cliburn)*

[Item 10g.pdf](#)

h) *Request for Approval to Add Compressed Natural Gas (CNG) Capital Project to the 5-Year Capital Improvement Plan (CIP). (Nick Schiavo and Adam Johnson)*

[Item 10h.pdf](#)

i) *Request for Approval of Budget Adjustment in the Amount of \$116,688 for Unbudgeted Cash to Fund City-Wide Installation of Crosswalk Pavement Markings Project Approved by City Council on June 29, 2016. (John Romero and Adam Johnson)*

[Item 10i.pdf](#)

j) *Request for Approval of Reallocation of General Fund Ending Balance for FY 2015/16 to the FY 2016/17 CIP Budget. (Adam Johnson)*

[Item 10j.pdf](#)

k) *Request for Approval of a Lease Agreement, by and Between the City of Santa Fe and The Food Depot, Inc. for a Certain Parcel of Land Known as “Lease Parcel B” Consisting of 1.629 Acres of Land Located at 1222-A Siler Road, Santa Fe, New Mexico Lying and Being Situate Within a Portion of Tract 2 as Shown on a “Plat of Survey” for the City of Santa Fe “City Yards”, Prepared by Richard E. Smith, PS No. 5837 in February 1984 and Having His Project No. 2411, Recorded in the Records of Santa Fe County, New Mexico as Document No. 553116 on October 16, 1984 in Plat Book 146, Page 007. (Matthew O’Reilly)*

[Item 10k.pdf](#)

l) *Request for Approval of a Transfer & Lease Agreement by and Between the City of Santa Fe and Kitchen Angels, Inc. for a Certain Parcel of Land Known as “Lease Parcel A” Consisting of 2.125 Acres of Land Located at 1222 Siler Road, Santa Fe, New Mexico Lying and Being Situate Within a Portion of Tract 2 as Shown on a “Plat of Survey” for the City of Santa Fe “City Yards”, Prepared by Richard E. Smith, PS No. 5837 in February 1984 and Having His Project No. 2411, Recorded in the Records of Santa Fe County, New Mexico as Document No. 553116 on October 16, 1984 in Plat Book 146, Page 007, Along with the Existing Building known as the Coll-Green Angel Depot Building and all Existing Site Improvements Appurtenant thereto. (Matthew O’Reilly)*

[Item 10l.pdf](#)

m) *Santa Fe Municipal Airport. (Cameron Humphres)*

1) *Request for Approval of Grant Agreement in the Amount of \$160,000 – Airfield Striping Project for Santa Fe Municipal Airport; New Mexico Department of Transportation Aviation Division.*

2) *Request for Approval of Amendment No. 10 to Professional Services Agreement – Engineering Services for Santa Fe Municipal Airport; Molzen-Corbin.*

3) *Request for Approval of Budget Increase in the Amount of \$160,000.*

4) *Request for Approval of Procurement Under State Price Agreement in an Amount Not to Exceed \$137,569.4 – Airfield Striping at Santa Fe Municipal Airport; Highway Supply, LLC.*

[Item 10m.pdf](#)

n) *Request for Approval of Creation of Three Seasonal Part-Time Positions for the Visitor Centers. (Randy Randall)*

[Item 10n.pdf](#)

o) *CONSIDERATION OF RESOLUTION NO. 2016-___: (Finance Committee)*

A Resolution Relating to a Request for Approval of the Fourth Quarter (Year-End) Budget Adjustments for Fiscal Year 2015/2016, and Accompanying Quarterly Report and Associated Forms/Schedules Required for Submittal to the New Mexico Department of Finance and Administration/Local Government Division (DFA/LGD) for the Fourth Quarter of Fiscal Year 2015/2016. (Andrew Hopkins)

[Item 10o.pdf](#)

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

A Resolution Establishing a City of Santa Fe Adopt-A-Park Program. (Robert Carter)

[Item 10p.pdf](#)

q) *CONSIDERATION OF RESOLUTION NO. 2016-___: (Mayor Gonzales, Councilor Villarreal and Councilor Ives)*

A Resolution Designating an Environmental Officer to Conduct Environmental Reviews and Public Notification of Community Development Block Grant (CDBG) Projects Funded by the U.S. Department of Housing and Urban Development (HUD). (Margaret Ambrosino)

[Item 10q.pdf](#)

r) *Economic Development Portfolio of Contracts for FY 2016/17: (Kate Noble, Ross Chaney and Zackary Quintero)*

1) *Request for Approval of Professional Services Agreements – Eight Various Vendors.*

2) *Request for Approval of Amendment No. 3 to Professional Services Agreements – Andrea Romero Consulting – MIX Santa Fe.*

[Item 10r.pdf](#)

s) *Request for Approval of Preliminary Report and Recommendations for Stormwater Policy Update Pursuant to Resolution 2016-25. (Melissa McDonald)*

[Item 10s.pdf](#)

11. REQUEST TO PUBLISH NOTICE OF PUBLIC HEARING ON AUGUST 31, 2016:

Community Development Block Grant 2015-2016 Consolidated Annual Performance Evaluation Review (CAPER). (Margaret Ambrosino)

[Item 11.pdf](#)

12. CONSIDERATION OF RESOLUTION NO. 2016-___. (COUNCILOR LINDELL AND COUNCILOR IVES)

A Resolution Encouraging Congress to Create a Reliable, Predictable Stream of Resources to Address Deferred Maintenance Needs in America's National Park System. (Jesse Guillen)

[Item 12.pdf](#)

13. REQUEST FOR ENDORSEMENT OF COUNCILOR JOSEPH MAESTAS AS A CANDIDATE FOR AN AT-LARGE DIRECTOR POSITION ON THE NEW MEXICO MUNICIPAL LEAGUE BOARD OF DIRECTORS.

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 May 25, 2016 Meeting of the Governing Body) (Postponed to August 10, 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.

15. 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 to August 10, 2016 Meeting of the Governing Body)

16. MATTERS FROM THE CITY MANAGER

17. 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, City of Santa Fe v. Albert Catanach, Infinite Interests Ent. LLC, d/b/a CNSP, INC., d/b/a NMSurf; In Re: Railyard Company, LLC, Debtor, in the United States Bankruptcy Court, District of 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, Relating to the Status of the Buckman Road Recycling and Transfer Station (BuRRT) Lease; Amendment to Memorandum of Agreement by and between the City of Santa Fe and John J. Dempsey; and Potential Lease in the 1500 Block of Paseo de Peralta. (Kelley Brennan)

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

- *Transportation Advisory Board*
[Item G.pdf](#)

H. PUBLIC HEARINGS:

1) *Request from Mountain Trails Gallery for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Alcoholic Beverages at Mountain Trails Gallery, 200 Old Santa Fe Trail, Which is Within 300 Feet of the Loretto Chapel, 207 Old Santa Fe Trail, Where Services are Held by the Church of Antioch at Santa Fe. This Request is for an Gallery Opening Reception to be Held on Friday, August 19, 2016, with Alcohol Service from 4:00 p.m. to 8:00 p.m. (Yolanda Y. Vigil)*

[Item H1.pdf](#)

2) *Request from 4250 Group, LLC for a Transfer of Ownership and Location of Inter-Local Dispenser Liquor License #0382, with On-Premise Consumption Only, from Judith Cruz, dba Little Creek Saloon, 19660 NM 314, Belen, New Mexico to 4250 Group, LLC, dba Flying Tortilla, 4250 Cerrillos Road, #D. (Yolanda Y. Vigil)*

[Item H2.pdf](#)

3) *CONSIDERATION OF BILL NO. 2016-30: ADOPTION OF ORDINANCE NO. 2016-____. (Mayor Gonzales)*

An Ordinance Authorizing the Sale of 7,146.1 Square Feet of Real Property Located Adjacent to 308 Madrid Lane and Described as "PORTION OF MADRID LANE" as Shown and Delineated on a Survey Entitled, "LEGAL DESCRIPTION PORTION OF MADRID LANE" Prepared by Del Rio Surveys, Inc., Philip B. Weigel, N.M.P.S. No. 9758, Dated June 1, 2016, Lying and Being Situate Within the City and County of Santa Fe, New Mexico. (Matthew O'Reilly)

[Item H3.pdf](#)

4) *CONSIDERATION OF BILL NO. 2016-31: ADOPTION OF ORDINANCE NO. 2016-____. (Mayor Gonzales)*

An Ordinance Authorizing the Sale of 1,996.9 Square Feet of Real Property Located Adjacent to 424 Arroyo Tenorio Street and Described as "PORTION OF TRACT A TO BE CONSOLIDATED" as Shown and Delineated on a Plat of Survey Entitled, "PLAT OF LOT CONSOLIDATION SURVEY FOR GARY SWANSON & JANE SWANSON" Prepared by Del Rio Surveys, Inc., Philip B. Weigel, N.M.P.S. No. 9758, Dated June 10, 2016, Lying and Being Situate Within the Santa Fe Grant, NE ¼ of Section 25, T17N, R9E, N.M.P.M., in the City and County of Santa Fe, New Mexico. (Matthew O'Reilly)

[Item H4.pdf](#)

5) *CONSIDERATION OF BILL NO. 2016-22: ADOPTION OF ORDINANCE NO. 2016-____. (Councilor Maestas and Councilor Ives)*

An Ordinance Relating to Section 23-5 Regulations for the Use of the Plaza and Plaza Park and to Section 18-8.9 Vehicle Vendors; Amending Subsection 23-5.1 to Add a Definition Of "Canyon Road Periphery Area"; Amending Subsection 18-8.9 to Clarify the Definition of Vehicle Vendors to Exclude Transportation Services and to Clarify the Customer Entry Location on Vehicles Used for Vending; and Making Such Other Changes that are Necessary to Carry Out the Purpose of this Ordinance. (Matthew O'Reilly) (The Title has Been Amended to Incorporate Amendments in the Substitute Bill) (Postponed at May 25, 2016 Meeting of the Governing Body)

a) *CONSIDERATION OF RESOLUTION NO. 2016-____. (Councilor Maestas and Councilor Ives)*
A Resolution Authorizing Mobile Vehicle Vendors Within the Canyon Road Periphery Area at Specific Locations, Pursuant to the Vehicle Vendor Ordinance, 18-8.9 SFCC 1987. (Matthew O'Reilly) (The Title has Been Amended to Incorporate Amendments in the Substitute Resolution) (Postponed at May 25, 2016 Meeting of the Governing Body)

[Item H5.pdf](#)

- 6) *CONSIDERATION OF BILL NO. 2016-32: ADOPTION OF ORDINANCE NO. 2016-____.*
(Councilor Lindell)
An Ordinance Amending Section 14-6.2(A)(5) of the Land Use Development Code to Prohibit the Use of Short-Term Rental Units Located in Residentially-Zoned Districts for Commercial Activities or Events. (Jesse Guillen)

[Item H6.pdf](#)

- 7) *CONSIDERATION OF BILL NO. 2016-33: ADOPTION OF ORDINANCE NO. 2016-____.*
(Councilor Dominguez)
An Ordinance Adopting a Municipal Gross Receipts Tax. (Kelley Brennan)

[Item H7.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.