



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
MARCH 31, 2021
4:00 PM
ATTEND VIRTUALLY

SPECIAL PROCEDURES FOR GOVERNING BODY MEETING

Attendance: In response to the State's declaration of a Public Health Emergency, the Mayor's Proclamation of Emergency, and the ban on public gatherings in excess of those permitted in the current Public Health Order, the Governing Body meeting will be conducted virtually.

Viewing: Members of the public may view the meeting through the Government Channel on Comcast Channel 28 and Comcast HD928 or may stream the meeting live on the City of Santa Fe's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. The YouTube live stream can be accessed at this address from most smartphones, tablets, or computers.

The video recording of this and all past meetings of the Governing Body will also remain available for viewing at any time on the City's YouTube channel at <https://www.youtube.com/user/cityofsantafe>. Staff is available to help members of the public access pre-recorded Governing Body meetings on-line at any time during normal business hours. Please call 955-6521 for assistance.

Radio Broadcast: The meeting can be heard on radio station KSFR 101.1.

Agenda: The agenda for the meeting will be posted at <https://www.santafenm.gov>.

Written Comments: The public may submit written comments on any of the legislative items to be considered on the *Consent Agenda*, *Discussion Agenda*, *Public Hearings* or *Petitions From the Floor* through 1:00 p.m. the day of the meeting, via the virtual comment "button" at <https://santafe.primegov.com/public/portal>.

Public Comment: To provide live public comment during *Petitions from the Floor* or *Public Hearings*, you must join the Zoom meeting by internet or phone, as follows:

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm-gov.zoom.us/j/97052231490?pwd=UIk1L3k3ZW1BK3diV2IFamFpTnVpZz09>. **Passcode: 822837**



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Phone attendees should press *9 to use the “Raise Hand” function to be recognized by the Mayor to speak at the appropriate time.

AFTERNOON SESSION - 4:00 P.M.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**

Councilor Lindell

3. **SALUTE TO THE NEW MEXICO FLAG**

Councilor Romero-Wirth

4. **INVOCATION**

Councilor Abeyta

5. **ROLL CALL**
6. **APPROVAL OF AGENDA**
7. **APPROVAL OF CONSENT CALENDAR**
8. **APPROVAL OF MINUTES**

- a. Regular Governing Body Meeting – March 10, 2021

9. **PRESENTATIONS**

- a. COVID-19 Update Pursuant to Resolution 2020-51. (Jarel LaPan Hill, City Manager, jlpanhill@santafenm.gov, 955-6848 and Brian Williams, Interim



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Emergency Management Director, bgwilliams@santafenm.gov, 955-6537)
INFORMATION ONLY

- b. Economic Development Department Overview of the Midtown Bi-Weekly Development Update Report. Presentation Topic: RFEI / Solicitation Next Steps. (Rich Brown, Director, Community & Economic Development Department, rdbrown@santafenm.gov, Andrea Salazar, Assistant City Attorney, asalazar@santafenm.gov, Daniel Hernandez, Project Director at Proyecto LLC) **INFORMATION ONLY**

10. **CONSENT CALENDAR**

- a. Request for Approval of Collective Bargaining Agreement (Union Contract) Between the Santa Fe Police Officer's Association and the City of Santa Fe. Agreement Contains Agreed Upon Amendments to Year Two of a Three Year Agreement. (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov, 955-5040)

COMMITTEE REVIEW:

Quality of Life Committee: 03/17/21
Finance Committee: 03/22/21
Governing Body: 03/31/21

- b. CONSIDERATION OF RESOLUTION NO. 2021-____. (Councilor Romero-Wirth, Councilor Cassutt-Sanchez, Councilor Lindell, Councilor Rivera, and Councilor Villarreal)
A Resolution Supporting the Creation and Management of TreeSmart Santa Fe, a Comprehensive Tree Canopy Project in the City of Santa Fe. (Melissa McDonald, Acting Parks Division Director, mamcdonald@santafenm.gov, 955-6840 and Jennifer Faubion, Council Liaison, jrbaubion@santafenm.gov, 955-6033)

COMMITTEE REVIEW:

Quality of Life Committee: 03/17/21
Finance Committee: 03/22/21
Governing Body: 03/31/21

- c. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$1,800,000 for FY21 to Fund Current Year Allocations from the



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Affordable Housing Trust Fund to the Recommended Floor of \$3 Million Per Year. (Mary McCoy, Finance Director, mtmccoy@santafenm.gov, 955-6171 and Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346)

COMMITTEE REVIEW:

Finance Committee: 03/22/2021

Public Works & Utilities Committee: 03/29/2021

Governing Body: 03/31/2021

- d. Request for Approval of Budget Adjustment Resolution (BAR) in the Amount of \$290,000 from General Fund Reserves to Parks Service Contracts. (Melissa McDonald, Acting Parks Division Director, mamcdonald@santafenm.gov, 955-6840)

COMMITTEE REVIEW:

Finance Committee: 03/22/2021

Public Works & Utilities Committee: 03/29/2021

Governing Body: 03/31/2021

- e. Request for Approval of Sole Source Purchase of Explosive Ordinance Disposal Robot from Northrop Grumman, Remotec, Inc. \$305,001 of Funds 100% Reimbursable from the 2019 State Homeland Security Grant Program; New Mexico Department of Homeland Security and Emergency Management. (Brian Williams, Interim Emergency Management Director, bgwilliams@santafenm.gov, 955-6537)

COMMITTEE REVIEW:

Public Safety Committee: 03/xx/2021

Quality of Life Committee: 03/17/2021

Finance Committee: 03/22/2021

Governing Body: 03/31/2021

- f. Request Approval of Budget Amendment Resolution (BAR) to Correct FY21 Engineering Budget for Duplicate Payment to Louis Berger Group in the Amount of \$67,945.22 for the Arroyo Chamiso Crossing Project. (Regina Wheeler, Public Works Department Director, rawheeler@santafenm.gov, 955-6622)

COMMITTEE REVIEW:



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Finance Committee: 03/22/2021
Public Works & Utilities Committee: 03/29/2021
Governing Body: 03/31/2021

- g. Request Approval of the Streetlight Conversion Contract with Public Service Company of New Mexico (PNM) to Convert PNM Owned Street Lights in City Limits to LEDs not to exceed \$421,185 inclusive of New Mexico Gross Receipt Tax (NMGRT). (Regina Wheeler, Public Works Director, rawheeler@santafenm.gov, 955-6622)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/8/21
Finance Committee: 03/22/21
Governing Body: 03/31/21

- h. Request Approval of a Cooperative Funding Agreement (CFA) with the United States Bureau of Reclamation (USBR) for Environmental Permitting Services in Support of the San Juan Chama Return Flow Pipeline Project. Contract No. 20-WC-40-866 Will Provide Technical Expertise for the City and USBR to Complete the Environmental Assessment Under the National Environmental Policy Act (NEPA) Guidelines. (William Schneider, Water Resources Coordinator, whschneider@santafenm.gov, 955-4203)
1. Request for Approval of Budget Amendment Resolution (BAR).

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/08/2021
Finance Committee: 03/22/2021
Governing Body: 03/31/2021

- i. Request for the Approval of a Budget Adjustment Resolution (BAR) in the Total Amount of \$569,885 for the Budget Transfer of Community Service Division Youth Staff Positions and Operating Budget to the Recreation Division. (Kyra Ochoa, Community Health and Safety Director, krochoa@santafenm.gov, 955-6603) **COMMITTEE REVIEW:**

Quality of Life Committee: 03/17/2021
Finance Committee: 03/22/2021
Governing Body: 03/31/2021

- j. Request for Approval of Amendment No. 2 to Professional Service Agreement (PSA) #19-0234 with Carollo Engineers, Inc. for Environmental



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Permitting Services in Support of the San Juan Chama Return Flow Pipeline Project. (Bill Schneider, Water Resources Coordinator, whschneider@santafenm.gov, 955-4203)

1. Request for Approval of Budget Amendment Resolution (BAR).

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/08/2021

Finance Committee: 03/22/2021

Governing Body: 03/31/2021

- k. Request for Approval for Amendment No. 4 to Advanced Utility System's Contract to Continue the Upgrade of the Utility Billing Division Billing System in the Amount of \$1,048,402 Excluding New Mexico Gross Receipt Tax (NMGR). (Nancy Jimenez, Utility Billing Division Director, nljimenez@santafenm.gov, 955-4364)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/08/2021

Finance Committee: 03/22/2021

Governing Body: 03/31/2021

- l. Request for Approval of a Budget Adjustment Resolution (BAR) to Fund the Advanced Utility's System through FY20/21 in the Total Amount of \$325,313. (Nancy Jimenez, Utility Billing Division Director, nljimenez@santafenm.gov, 955-4364)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/08/2021

Finance Committee: 03/22/2021

Governing Body: 03/31/2021

- m. Request for Approval of Amendment No. 3 to New Mexico Department of Transportation Funding Agreement, CN S100460 (Munis Contract No. 3200847) Extending Termination Date from April 30, 2021 to September 15, 2021 for CIP 801B Reconstruction of Guadalupe St. from Agua Fria to Paseo De Peralta. (Romella Glorioso-Moss, Public Works Project Administrator, rsglorioso-moss@santafenm.gov, 955-6623)

COMMITTEE REVIEW:

Finance Committee: 03/22/2021

Public Works & Utilities Committee: 03/29/2021



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11. DISCUSSION/ACTION ITEMS

- a. Request for the Approval of a Restated and Amended Joint Powers Agreement (JPA) Establishing the Regional Coalition of Los Alamos National Laboratories (LANL) Communities by and Among the Incorporated County of Los Alamos, the City of Santa Fe, Santa Fe County, the City of Espanola, Rio Arriba County, the Town of Taos, Taos County, and the Sovereign Governments of the Pueblo of Ohkay Owingeh and the Pueblo of Jemez. (Kyle Mason, Emergency Management Director, kamason@santafenm.gov, 955-6704)

COMMITTEE REVIEW:

Quality of Life Committee: 07/1/20

Finance Committee: 03/1/21

Quality of Life Committee: 03/17/2021

Governing Body: 03/31/2021

- b. **Request to Publish Notice of Public Hearing on April 28, 2021.**
Consideration of Bill No. 2021-8. An Ordinance Regarding the Independent Salary Commission; Amending Section 6-19.1 SFCC 1987 to Make Clarifications; Amending Section 6-19.2 SFCC 1987 to Change the Effective Date of the Salary to Align with the Term for Mayor Set Forth in the Santa Fe Election Code, Section 9-1 SFCC 1987; Amending Section 6-19.3 SFCC 1987 to Establish an Application Process and Modify Length of the Commissioners' Terms; and Amending Section 6-19.4 SFCC 1987 to Set the Future Schedule for the Independent Salary Commission. (Councilor Rivera, Councilor Romero-Wirth, and Councilor Lindell) (Erin McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/29/21

Governing Body (Request to Publish): 03/31/2021

Finance Committee: 04/5/21

Governing Body (Public Hearing): 4/28/21



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- c. CONSIDERATION OF RESOLUTION NO. 2021-____. (Mayor Webber, Councilor Romero-Wirth, Councilor Abeyta, Councilor Garcia, Councilor Vigil Coppler, Councilor Lindell, and Councilor Cassutt-Sanchez)
A Resolution Establishing a Work Plan for Improving Access to Affordable Housing Opportunities for Residents of the City of Santa Fe. (Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/21
Governing Body: 03/31/21
Finance Committee: 04/5/21
Quality of Life Committee: 04/7/21
Public Works and Utilities Committee: 4/12/21
Governing Body: 4/28/21

- d. **Request to Publish Notice of Public Hearing on April 28, 2021.**
Consideration of Bill No. 2021-9. An Ordinance Amending Section 11-14.5 SFCC 1987 to Dedicate Half the Sales From Any Sale or Lease of City-Owned Land and Buildings to the Affordable Housing Trust Fund; and Amending Section 26-3.6 to Add the Dedication to the Affordable Housing Trust Fund. (Councilor Lindell, Mayor Webber, and Councilors Abeyta, Romero-Wirth, and Cassutt-Sanchez) (Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 955-6346 and Rich Brown, Community Development Director, rdbrown@santafenm.gov, 955-6625)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/29/21
Governing Body (Request to Publish): 03/31/21
Finance Committee: 04/5/21
Quality of Life Committee: 04/7/21
Governing Body (Public Hearing): 04/28/21

- e. **Request to Publish Notice of Public Hearing on April 28, 2021.**
Consideration of Bill No. 2021-10. An Ordinance Amending Section 18-11.3 SFCC 1987 to Define “Taxable Premises” Consistently with State Statute and to Add a Definition for “Permanent Resident”; Amending Section 18-11.8 to Make it Consistent with State Statute; Amending Section 18-11.17 to Differentiate Between the Occupancy Tax and the Convention



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Center Fee, and to Dedicate the Occupancy Tax Collected on the Thirty-First Day and Subsequent Days to the Affordable Housing Trust Fund; Amending Section 26-3.6 to Add the Dedication to the Existing List of Dedications to the Affordable Housing Trust Fund; and Making Such Other Changes as are Necessary. (Mayor Webber) (Randy Randall, TOURISM Santa Fe Director: rrandall@santafenm.gov, 955-6209 and Brad Fluetsch, Planning and Investment Officer: bjfleutsch@santafenm.gov, 955-6885)

COMMITTEE REVIEW:

Public Works & Utilities Committee: 03/29/21

Governing Body (Request to Publish): 03/31/21

Finance Committee: 04/5/21

Quality of Life Committee: 04/7/21

Governing Body (Public Hearing): 04/28/21

- f. CONSIDERATION OF RESOLUTION NO. 2021____. (Mayor Webber)
A Resolution Extending the State of Emergency as Proclaimed by the Mayor on March, 29, 2021 by Fifty-Four (54) Days, Expiring at Noon on May 24, 2021, Pursuant to Section 20-1.3(C) SFCC 1987. (Erin K. McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512)

12. **MATTERS FROM THE CITY MANAGER**

13. **MATTERS FROM THE CITY ATTORNEY**

EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Part (H)(8), Discussion of the Acquisition and Disposition of Property, Specifically the Land Known as "Santa Fe Estates", Including Las Estrellas at Santa Fe Estates. (Erin McSherry, City Attorney, ekmcsherry@santafenm.gov, 955-6512)

14. **MATTERS FROM THE CITY CLERK**

15. **COMMUNICATIONS FROM THE GOVERNING BODY**

EVENING SESSION - 6:00 P.M.

16. **ROLL CALL**



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17. PETITIONS FROM THE FLOOR

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18. APPOINTMENTS

- a. Capital Improvements Advisory Committee
 - Gayla Bechtol – Appointment – Term Ending 12/2022
 - Janet Clow – Appointment – Term Ending 12/2022
 - Miles Conway – Appointment – Term Ending 12/2022
 - Oralynn Guerrerortiz – Appointment – Term Ending 12/2022
 - Ruth Hamilton – Appointment – Term Ending 12/2022
 - Brian Lewis – Reappointment – Term Ending 12/2022
 - Matthew O’Reilly – Appointment – Term Ending 12/2022
 - Isaac “Ike” Pino – Reappointment – Term Ending 12/2022
 - John Michael Salazar – Appointment – Term Ending 12/2022
- b. Mayor's Committee on Disability
 - J. Eli Fresquez III – Appointment – Term Ending 1/2025
 - Kendra Garcia – Reappointment – Term Ending 1/2025
 - Kathlyne Gish – Reappointment – Term Ending 1/2025
 - Aurore Bleck – Reappointment – Term Ending 1/2025



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- c. Veteran's Advisory Board
- Richard Christensen – Recruiting Services - Reappointment – Term Ending 5/2022
 - Kenneth Dettelbach – Housing Service – Reappointment – Term Ending 5/2022
 - Dorothy M. Seaton – Financial Services – Reappointment – Term Ending 5/2022

19. **PUBLIC HEARINGS**

20. **ADJOURN**

21. **UPCOMING PUBLIC HEARINGS**

Special Governing Body Meeting – April 6, 2021 – Zia Station

Special Governing Body Meeting – April 8, 2021 – Zia Station

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.