



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
APRIL 14, 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/92203821759?pwd=cEFSVTVsWGJlc2lvUG9ZNmdTYUVDdz09>. **Passcode: 577437**

Attendees should use the "Raise Hand" function to be recognized by the Mayor to speak at the appropriate time.



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Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: 1 (346) 248-7799 - Webinar ID: 922 0382 1759 - Passcode: 577437**
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 Rivera

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

Councilor Cassutt-Sanchez

4. **INVOCATION**

Councilor Lindell

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

- a. Regular Governing Body Minutes – March 31, 2021

9. **PRESENTATIONS**

- a. COVID-19 Update Pursuant to Resolution 2020-51. (Jarel LaPan Hill, City Manager, jlapanhill@santafenm.gov, 955-6848 and Brian Williams, Interim Emergency Management Director, bgwilliams@santafenm.gov, 955-6537)
INFORMATION ONLY



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10. CONSENT CALENDAR

- a. Request Approval of Amendment No. 1 to State of New Mexico Aging and Long Term Services Department Contract #20-0396 to Decrease the Total Amount by \$57,579 for the Senior Volunteer Programs. (Gino Rinaldi, Senior Services Division Director, earinaldi@santafenm.gov, 955-4710)

COMMITTEE REVIEW:

Finance Committee Meeting: 03/22/2021
Quality of Life: 04/07/2021
Governing Body: 04/14/2021

- b. Request for the Approval of Contract Amendment No.1 for Professional Service Contract 20-0556 to reflect the awarded Children Youth Family Development (CYFD) Grant Agreement 21-690-3200-20846 for YouthWorks (Julie Sanchez, Youth & Family Services Division Director, jjsanchez@santafenm.gov, 955-6678)

COMMITTEE REVIEW:

Finance Committee: 03/22/21
Quality of Life: 04/7/21
Governing Body: 04/14/21

- c. 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

- d. Request Approval of Budget Amendment Resolution (BAR) for Allocation of Impact Fees for Construction of CIP #868A – Montezuma Avenue and Sandoval Street Intersection Improvements in the Amount of \$750,000. (Thomas Graham, PW Project Administrator, tmgraham@santafenm.gov, 955-6654)

COMMITTEE REVIEW:



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Finance Committee: 04/05/2021
Public Works & Utilities Committee: 04/12/2021
Governing Body: 04/14/2021

- e. Request for Approval of Contract Amendment No. 1 for Groundwater Monitoring, Soil Vapor Monitoring, and Other Environmental and Engineering Services for Landfill Sites for a Four Year Period with Intera, Inc. in the Total Amount of \$156,875 (exclusive of NMGR). (Shirlene Sitton, ESD Division Director, sesitton@santafenm.gov, 955-2209)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021
Finance Committee: 04/05/2021
Governing Body: 04/14/2021

- f. Request for Approval of Amendment No. 5 with John Shoemaker & Associates, Inc. (JSAI) for Two (2) Capital Improvement Projects: Installation of an Inclinometer Sensor (SENSOR) and Development of a Conceptual Work Plan in the Total Amount of 88,536.57 (Exclusive of NMGR). (William Schneider, Water Resources Manager, whschneider@santafenm.gov, 955-4203)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/21
Finance Committee: 04/05/21
Governing Body: 04/14/21

- g. Request for Approval of a Budget Adjustment Resolution (BAR) to Fund Amendment No. 5 with John Shoemaker & Associates, Inc. in the Total Amount of \$93,683. (William Schneider, Water Resources Manager, whschneider@santafenm.gov, 955-4203)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021
Finance Committee: 04/05/2021
Governing Body: 04/14/2021

- h. Request for Approval of Change Order No. 5 with Bradbury Stamm Construction, Inc. to Increase the Duration by Adding 653 Days without an Increase in Funding. (Michael Dozier, Wastewater Division Director, mldozier@santafenm.gov)



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COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021

Finance Committee: 04/05/2021

Governing Body: 04/14/2021

- i. Request for Approval of Three (3) State Capital Outlay Grant Agreements. (David Chapman, Grants Administrator, dachapman@santafenm.gov, 955-6824)
 - 1. Project # 20-E2735 for Electric Vehicles & Charging Stations
 - 2. Project # 20-E2740 for Municipal Court HVAC & Roof Repairs
 - 3. Project # 20-E2744 for Construction of Southside Teen & Resource Center

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021

Finance Committee: 04/05/2021

Governing Body: 04/14/2021

- j. Request for Approval of a Budget Adjustment Resolution (BAR) for Electric Vehicles in the Amount of \$750,000. (David A. Chapman, Grants Administrator, dachapman@santafenm.gov, 955-6824)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021

Finance Committee: 04/05/2021

Governing Body: 04/14/2021

- k. Request for Approval of a Budget Adjustment Resolution (BAR) for Municipal Court in the Amount of \$360,063. (David A. Chapman, Grants Administrator, dachapman@santafenm.gov, 955-6824)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021

Finance Committee: 04/05/2021

Governing Body: 04/14/2021

- l. Request for the Approval of a Budget Adjustment Resolution (BAR) for the Construction of the Southside Teen & Resource Center in the Amount of \$3,870,900. (David A. Chapman, Grants Administrator, dachapman@santafenm.gov, 955-6824)

COMMITTEE REVIEW:



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Public Works and Utilities Committee: 03/29/2021
Finance Committee: 04/05/2021
Governing Body: 04/14/2021

- m. Request for the Approval of Amendment No.10 to the Santa Fe Railyard Community Corporation's Amended and Restated Lease and Management Agreement, to Increase the Existing Rent Deferral for FY21 from \$100,000 to \$500,000, with Deferred Amounts to be Repaid from FY22 to FY24. (Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 955-5933)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 03/29/2021
Finance Committee: 04/05/2021
Governing Body: 04/14/2021

- n. Request for Approval of Amendment No.1 for Santa Fe Recovery Center Contract #20-0569 to Expand Navigation Services to Sixty (60) Additional Male and Female Children, Ages 0-21, and their Parents. (Elizabeth Peterson, Children and Youth Program manager, empeterson@santafenm.gov, 470-3186)

COMMITTEE REVIEW:

Finance Committee: 04/5/21
Quality of Life: 04/7/21
Governing Body: 04/14/21

- o. Request for Approval of Amendment No. 1 to St. Elizabeth Shelter Contract #19-0584 to Extend the Term for One Year from 6/30/21 to 6/30/22, Decrease the Number of Individuals Receiving Navigation Services, and Increase Number of Individuals Receiving Safety Net Services. (Elizabeth Peterson, Children and Youth Program Manager, empeterson@santafenm.gov, 470-3186)

COMMITTEE REVIEW:

Finance Committee: 04/5/21
Quality of Life: 04/7/21
Governing Body: 04/14/21

- p. Request Approval of Amendment No. 1 to Food Depot Contract #19-0586 to Extend the Term from 6/30/21 to 6/30/22 and Decrease the Number of



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Individuals Receiving Navigation and Increase Number of Individuals Receiving Safety Net Services. (Elizabeth Peterson, Children and Youth Program Manager, empeterson@santafenm.gov, 470-3186)

COMMITTEE REVIEW:

Finance Committee: 04/5/21

Quality of Life: 04/7/21

Governing Body: 04/14/21

11. **DISCUSSION/ACTION ITEMS**

- a. Request for the Approval of the National Cooperative Purchasing Alliance Also Known As NCPA Cooperative Master Agreement which would Allow the City to Utilize Contracts Procured through NCPA as an Additional Procurement Method Citywide. (Yodel Catanach, Contracts Supervisor, yocatanach@santafenm.gov, 955-6435)

COMMITTEE REVIEW:

Finance Committee: 04/05/21

Governing Body: 04/14/21

- b. Request for Approval of Amendment No. 1 for Contract 20-0231 to Amend the Joint Funding Agreement (JFA) 20RBC0LL0000002 with the US Geological Survey (USGS), United States Department of Interior (DOI) Commencement/Expiration Dates to be March 1, 2021 to June 30, 2021. (Alan Hook, Water Resources Coordinator Assistant, aghook@santafenm.gov, 955-4205)

COMMITTEE REVIEW:

Governing Body: 04/14/21

- c. Request for Approval of Request to Publish Notice of Public Hearing on May 12, 2021 to Solicit Public Comment on the 2021 – 2022 Annual Action Plan to be Submitted to HUD. (Alexandra Ladd, Director, Office of Affordable Housing, agladd@santafenm.gov, 505-303-9868)

COMMITTEE REVIEW:

Governing Body: 04/14/21



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12. **MIDTOWN OVERVIEW**
 - a. Economic Development Department Overview of the Midtown Bi-Weekly Development Update Report. Presentation Topic: Land Use Planning. (Elias Isaacson, Director, Planning and Land Use esisaacson@santafenm.gov; Stefan Pellegrini, RA, AICP, Principal, Opticos Design, Inc.; Daniel Hernandez, Project Director at Proyecto LLC; and Rich Brown, Director, Community & Economic Development Department, rdbrown@santafenm.gov); **INFORMATION ONLY**
13. **MATTERS FROM THE CITY MANAGER**
14. **MATTERS FROM THE CITY ATTORNEY**
15. **MATTERS FROM THE CITY CLERK**
16. **COMMUNICATIONS FROM THE GOVERNING BODY**

EVENING SESSION - 6:00 P.M.

17. **ROLL CALL**
18. **PETITIONS FROM THE FLOOR**
19. **APPOINTMENTS**
20. **PUBLIC HEARINGS**
 - a. **Appeal #2021-3256-APPL of Case #2020-3006-HDRB.** Appeal by Laura Chock of the Historic District Review Board's Denial of a Request to Replace a Pedestrian Front Gate at 542 Camino del Monte Sol, in the Downtown and Eastside Historic District. (Sally A. Paez, Assistant City Attorney, sapaez@santafenm.gov, 955-6501)
COMMITTEE REVIEW:
Governing Body: 04/14/21
 - b. **CONSIDERATION OF RESOLUTION NO. 2021-____.** (Councilor Rivera, Councilor Vigil Coppler, and Councilor Romero-Wirth)
A Resolution Proclaiming Severe or Extreme Drought Conditions Exist in the City of Santa Fe; Imposing Fire Restrictions; Restricting the Sale or Use of



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Fireworks Within the City of Santa Fe and Prohibiting Other Fire Hazard Activities. (Geronimo Griego, Acting Fire Marshal, gggriego@santafenm.gov, 955-3310)

COMMITTEE REVIEW:

Introduced: 03/10/21

Quality of Life Committee: 04/7/21

Governing Body (public hearing): 04/14/21

21. ADJOURN

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.

22. UPCOMING PUBLIC HEARINGS

Meeting Date – April 28, 2021

CONSIDERATION OF BILL NO. 2021-8. ADOPTION OF ORDINANCE 2021-____. (Councilor Rivera, Councilor Romero-Wirth, and Councilor Lindell)

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. (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

Publication Date – April 12, 2021



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CONSIDERATION OF BILL NO. 2021-9. ADOPTION OF ORDINANCE NO. 2021-____. (Councilor Lindell, Mayor Webber, and Councilors Abeyta, Romero-Wirth, and Cassutt-Sanchez)
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. (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

Publication Date – April 12, 2021

CONSIDERATION OF BILL NO. 2021-10. ADOPTION OF ORDINANCE NO. 2021-____. (Mayor Webber)
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 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. (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

Publication Date – April 12, 2021