



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
MAY 26, 2021
4:00 PM
ATTEND VIRTUALLY

AMENDED

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, the ban on public gatherings in excess of those permitted in the current Public Health Order, and the need to incorporate technology and practices to re-institute in-person meetings consistent with the limitations established by the 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:



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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/96844713923?pwd=TGpGVDFuYkswdVFxMjFKL0RESlc3QT09>. **Passcode: 745692**

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

Phone: To join the Zoom meeting using a phone, use the following phone numbers and Webinar ID: **US: 1 (346) 248-7799 - Webinar ID: 968 4471 3923 - Passcode: 745692**

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 Cassutt

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

Councilor Lindell

4. **INVOCATION**

Councilor Romero-Wirth

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

- a. Regular Governing Body Meeting – May 12, 2021

9. **PRESENTATIONS**



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- a. COVID-19 Update Pursuant to Resolution 2020-51. (Jarel LaPan Hill, City Manager, jlapanhill@santafenm.gov, 955-6848 and Kyra Ochoa, Acting Community Health and Safety Director, krochoa@santafenm.gov, 955-6603) **INFORMATION ONLY**
- b. International Dark Sky Presentation by Ruskin Hartley, Executive Director. (Regina Wheeler, Public Works Director; rawheeler@santafem.gov, 955-6622) **INFORMATION ONLY**

10. CONSENT CALENDAR

- a. CONSIDERATION OF RESOLUTION NO. 2021-___. (Councilor Villarreal)
A Resolution Withdrawing the City of Santa Fe as a Member of the Regional Coalition of LANL Communities (RCLC). (Jennifer Faubion, Council Liaison: jrfaubion@santafenm.gov, 955-6033)

COMMITTEE REVIEW:

Introduced: 03/31/21

Quality of Life Committee: 05/5/21

Finance Committee: 05/17/21

Governing Body: 05/26/21

- b. Request for Approval of a Contract for the Santa Fe Business Incubator: A Renewal Contract for Small Business Development Services for the Economic Development Department. (Janice Krish, Economic Development Specialist: jakrish@santafenm.gov, 955-6915; Richard Brown, Director, Community & Economic Development: rdbrown@santafenm.gov, 995-6625)

COMMITTEE REVIEW:

Public Works/Utilities Committee: 05/11/2021

Finance Committee: 05/17/2021

Governing Body: 05/26/2021

- c. Request for Approval of Amendment No. 1 to Contract # 20-0565 for the NM Suicide Intervention Project to Increase Safety Net Services for Virtual Suicide Prevention Services and Decrease Number of Youth Served by Navigation



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Services. (Elizabeth Peterson, Children and Youth Program Manager: empeterson@santafenm.gov, 505 470-3186)

COMMITTEE REVIEW:

Finance Committee: 05/17/2021
Quality of Life Committee: 05/19/2021
Governing Body: 05/26/2021

- d. Request for Approval of Amendment No. 1 to Contract # 19-0592 for Interfaith Shelter to Extend the Term for One Year from 6/30/21 to 6/30/22. (Elizabeth Peterson, Children and Youth Program Manager: empeterson@santafenm.gov, 505-470-3186)

COMMITTEE REVIEW:

Finance Committee: 05/17/2021
Quality of Life Committee: 05/19/2021
Governing Body: 05/26/2021

- e. Request for Approval of Amendment No. 1 to Contract # 19-0594 for New Mexico Immigrant Law Center to Extend the Term for One Year from 6/30/21 to 6/30/22. (Elizabeth Peterson, Children and Youth Program Manager: empeterson@santafenm.gov, 505-470-3186)

COMMITTEE REVIEW:

Finance Committee: 05/17/2021
Quality of Life Committee: 05/19/2021
Governing Body: 05/26/2021

- f. Request for Approval of Amendment No. 1 to Contract # 20-0563 for Gerard's House to Add Safety Net Services of Grief Support Groups for Youth and Decrease Number of Youth Served by Navigation Services. (Elizabeth Peterson, Children and Youth Program Manager: empeterson@santafenm.gov, 505 470-3186)

COMMITTEE REVIEW:

Finance Committee: 05/17/2021
Quality of Life Committee: 05/19/2021
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- g. Request for Approval of a Change Order #1 to CIP #967 Aeration Project Bid Number 1'20/17/B with RMCI Inc. for an Increase of \$294,446.51. (Michael Dozier, Wastewater Management Division Director: mldozier@santafenm.gov, 955-4642)

1. Request for Approval of Budget Amendment Resolution

COMMITTEE REVIEW:

Public Works and Utilities Committee: 05/11/2021

Finance Committee: 05/17/2021

Governing Body: 05/26/2021

- h. Request for Approval of Amendment # 2 with Carollo Engineers, Inc. Professional Services Agreement 18-1065, to Provide Additional Construction Administration and Inspection Services to the Paseo Real Wastewater Treatment Plant Aeration System Improvements Project Detailed in the Attached Agreement in the Amount of \$126,353.00 Exclusive of NMGRT. (Michael Dozier, Wastewater Management Division Director: mldozier@santafenm.gov, 955-4642)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 05/11/2021

Finance Committee: 05/17/2021

Governing Body: 05/26/2021

- i. Request for Approval of Exempt Procurement for Contract Amendment # 4 with Eric Blinman, Director of the NM Office of Archaeological Studies (OAS) to Provide Continued Service to the Water Division Construction Projects in the Amount of \$100,000 Exclusive of NMGRT. (Brian Snyder, Water Division Engineering Manager: bksnyder@santafenm.gov, 955-4277)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 05/11/2021

Finance Committee: 05/17/2021

Governing Body: 05/26/2021

- j. Request for the Approval of Amendment #2 to Service Contract 20-0027 Extending the Term of the Agreement by One Year, from June 30, 2021 to June 20, 2022, and Increasing Compensation in the Amount of \$500,000 to a Total Amount of \$1,250,000 Plus NMGRT for HVAC, Mechanical, Plumbing and Electrical Services with B&D Industries, Inc. (Sam Burnett, Public Works Property Maintenance Manager: jsburnett@santafenm.gov, 955-5933)

COMMITTEE REVIEW:



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Public Works and Utilities Committee: 05/11/2021
Finance Committee: 05/17/2021
Governing Body: 05/26/2021

- k. Request for Approval of Written Findings of Fact and Conclusions of Law Reflecting the Decision by a Majority of Members of the Governing Body to Grant Appeal #2021-3393-APPL, Reverse the Historic District Review Board's Decision in Case #2021-3111-HDRB, and Approve the Application from James and Jay Heneghan to Construct a New Single-Story Residence at 314 North Guadalupe Street. (Erin K. McSherry, City Attorney: ekmcsberry@santafenm.gov, 955-6512)

COMMITTEE REVIEW:

Governing Body: 05/26/2021

- i. Request for Approval of the Road Transfer Agreement between NMDOT and the City of Santa Fe that Transfers Road Maintenance Responsibilities for Segments of Cerrillos Road, St. Michaels Drive and Old Pecos Trail to the City of Santa Fe. (Javier Rosado, PW Engineering Division Director: jhrosado@santafenm.gov, 955-6638).

COMMITTEE REVIEW:

Finance Committee: 05/03/2021
Public Works & Utilities Committee: 05/11/2021
Governing Body: 05/26/2021

11. DISCUSSION/ACTION ITEMS

- a. Request for Approval of a Budget Adjustment Resolution to execute the use of the \$300,000 Grant from the New Mexico Tourism Department per agreement 21-0211 to Support the Restart of the Group Business that Uses the Convention Center, Pursuant to SFCC 1987, Section 2-4.6(B). (Randy Randall, Executive Director, Tourism Santa Fe: rrandall@santafenm.gov, 955-6209)

COMMITTEE REVIEW:

Governing Body: 05/26/2021

- b. Request for the Approval of a Memorandum of Agreement between the City of Santa Fe and the New Mexico Department of Cultural Affairs for the Undergrounding of Utilities, Alteration of an Electric Transformer, the Use and Demolition of the Train Depot Shed, and Landscaping of the Demolished Shed



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Area. (Sam Burnett, Public Works Property Maintenance Manager: jsburnette@santafenm.gov, 505-795-2491)

COMMITTEE REVIEW:

Governing Body: 05/26/2021

- c. Approval of Professional Services Agreement with the Kiwanis Club of Santa Fe in the Amount of \$60,000 Per Year, with a Total Compensation Not to Exceed \$240,000 (Inclusive of NMGRT) Over the Four Year Term, to Plan Promote and Execute the City's Independence Day Celebration. (Melissa McDonald, Acting Parks Division Director: mamcdonald@santafenm.gov, 505-303-9502)

COMMITTEE REVIEW:

Public Works and Utilities Committee: 05/24/2021

Governing Body: 05/26/2021

- d. CONSIDERATION OF RESOLUTION NO. 2021-___. (Mayor Webber)
A Resolution Extending the State of Emergency as Proclaimed by the Mayor on May 24, 2021 by Forty-Seven (47) Days, Expiring at Noon on July 12, 2021, Pursuant to Section 20-1.3(C) SFCC 1987. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov, 955-6961)

COMMITTEE REVIEW:

Governing Body: 05/26/2021

12. **MIDTOWN OVERVIEW**

- a. Midtown Planning & Development Bi-Weekly Report, by Office of Economic Development Department. (Rich Brown, Director, Community & Economic Development Department: rdbrown@santafenm.gov) **INFORMATION ONLY**

Progress Report: Update

Presenter: Daniel Hernandez, Proyecto, Midtown Redevelopment Project Manager

13. **MATTERS FROM THE CITY MANAGER**

14. **MATTERS FROM THE CITY ATTORNEY**

15. **MATTERS FROM THE CITY CLERK**



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16. **COMMUNICATIONS FROM THE GOVERNING BODY**

- a. Legislative Introductions

EVENING SESSION - 6:00 P.M.

17. **ROLL CALL**

18. **PETITIONS FROM THE FLOOR**

19. **APPOINTMENTS**

20. **PUBLIC HEARINGS**

- a. Approval of a Lighting Design for the Conversion of Streetlights in the City to LEDs to be Incorporated into the City's Global Management Performane Contract with Dalkia Energy Solutions, LLC, Contract #3202498, and the Streetlight Conversion Contract with the Public Service Company of New Mexico (PNM), Contract #3202499, as Applicable to Each Contract. (Regina Wheler, Public Works Director: rawheeler@santafenm.gov, 955-6622)

Committee Review:

Governing Body: 05/26/21

21. **ADJOURN**

22. **UPCOMING PUBLIC HEARINGS**

- a. **Meeting Date – June 9, 2021**

CONSIDERATION OF BILL NO. 2021-11. ADOPTION OF ORDINANCE 2021-____. (Councilor Garcia and Councilor Lindell)

An Ordinance Regarding the Independent Salary Commission; Amending Section 6-19.3 SFCC 1987 To Reassign the Authority to Appoint the, Members of the Commission to the Ethics and Campaign Review Board and to Reassign the Authority to Appoint the Commission's Chairperson to the Commission's Members; and Amending Section 6-16.2 SFCC to Add the Duty of Appointing the Independent Salary Commission Members to the Ethics And Campaign Review



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Board's Powers and Duties. (Jesse Guillen, Legislative Liaison: jbg Guillen@santafenm.gov, 955-6518)

COMMITTEE REVIEW:

Governing Body (Introduced): 04/14/21
Quality of Life Committee: 04/21/21
Public Works and Utilities Committee: 04/26/21
Finance Committee: 05/3/21
Governing Body (Request to Publish): 05/12/21
Governing Body (Public Hearing): 06/09/21

Publication Date – May 20, 2021

CONSIDERATION OF BILL NO. 2021-13. ADOPTION OF ORDINANCE 2021-_____. (Councilor Abeyta, Councilor Lindell, and Councilor Rivera)

An Ordinance Amending Subsection 14-3.7(F), Notes 15 and 16 of Table 14-7.2-1, and Subsection 14-9.6(B) to Allow the Minimum Lot Size to be 1.25 Acres for a Lot Created Through an Inheritance or Family Transfer Subdivision and that Results in Only One Additional Lot; Amending Subsection 14-7.2(B) to Require Rounding Down of the Calculation of Maximum Number of Dwelling Units for a Family Transfer Subdivision Where Neither Public Sewer nor Public Water are Available; and Amending Subsection 14-9.6(A) to Require Proof of Adequate Septic and Well Assurances Prior to the Approval of an Inheritance or Family Transfer Subdivision that Lacks Public Sewer and Water. (Eli Isaacson, Planning and Land Use Director: esisaacson@santafenm.gov, 955-6830)

Committee Review:

Introduced: 03/31/21
Planning Commission: 05/6/21
Public Works and Utilities Committee: 05/11/21
Governing Body (Request to Publish): 05/12/21
Governing Body (Public Hearing): 06/9/21

Publication Date – May 20, 2021

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.



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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.