



# AGENDA

REGULAR MEETING OF  
THE GOVERNING BODY  
JULY 14, 2021  
5:00 PM  
ATTEND VIRTUALLY

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## 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 evolving technology supports available, the Governing Body meeting will be conducted in a hybrid manner, with members of the public and staff attending virtually and members of the Governing Body attending in City Hall, to the extent that their physical presence is not difficult or impossible.

**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/93583061870?pwd=VytzUHhWbGFJR3A1L1o3ZzFrWUUh2dz09>. **Passcode: 162856**

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: 935 8306 2870 - Passcode: 162856**

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 - 5:00 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 – June 30, 2021



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## 9. PRESENTATIONS

- a. Cannabis Update (Jarel LaPan Hill, City Manager, [jlapanhill@santafenm.gov](mailto:jlapanhill@santafenm.gov)) **INFORMATION ONLY**

## 10. CONSENT CALENDAR

- a. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Blazin Wings, Inc., dba Buffalo Wild Wings, for a Transfer of Ownership (Change of Stockholders) of Canopy Liquor License No. 1363. This License will Remain at 3501 Zafarano Drive, Santa Fe. (Geralyn Cardenas, Assistant City Clerk, [gfcardenas@santafenm.gov](mailto:gfcardenas@santafenm.gov), 955-6519)

**Committee Review:**

Liquor Hearing: 06/21/2021  
Governing Body: 07/14/2021

- b. Request for Approval of a Professional Services Contract in the Total Amount of \$254,000 for CHART Consultant Team; Artful Life, LLC. (Pauline Kanako Kamiyama, Arts and Culture Department Director: [pkkamiyama@santafenm.gov](mailto:pkkamiyama@santafenm.gov), 955-470-8482; Kristine Mihelcic, City Clerk and Community Engagement Department Director: [kmmihelcic@santafenm.gov](mailto:kmmihelcic@santafenm.gov), 955-6846)

**Committee Review:**

Finance Committee: 07/06/21  
Quality of Life Committee: 07/07/21  
Public Works and Utilities Committee: 07/12/21  
Governing Body: 07/14/21

- c. Request Approval of a Budget Amendment Resolution (BAR) for Department of Justice, Office of Justice Programs, FY 20 Coronavirus Emergency Supplemental Funding Grant Award. (Andrew Padilla, Chief of Police; [aapadilla@santafenm.gov](mailto:aapadilla@santafenm.gov), 955-5102)

**Committee Review:**

Finance Committee: 07/06/21



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Quality of Life Committee: 07/07/21  
Governing Body: 07/14/21

- d. Request Approval of a Budget Amendment Resolution (BAR) for New Mexico Department of Transportation Traffic Projects Grant Award. (Andrew Padilla, Chief of Police; [aapadilla@santafenm.gov](mailto:aapadilla@santafenm.gov), 955-5102)

**Committee Review:**

Finance Committee: 07/06/21  
Quality of Life Committee: 07/07/21  
Governing Body: 07/14/21

- e. 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 Deny Appeal #2021-3450-APPL and Affirm the Historic District Review Board's Decision in Case #2021-3185-HDRB to Impose Conditions of Approval on the Request by Appellant Julia Burt to Install Two New Gates Constructed of Oxidized Steel at 1299 Upper Canyon Road. (Erin K. McSherry, City Attorney; [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 955-6512)

**Committee Review:**

Governing Body: 07/14/2021

## 11. DISCUSSION/ACTION ITEMS

- a. Procedural Vote on Whether the Governing Body's Consideration of the Resolution Related to the Vacation of a Portion of Existing Galisteo Street Right-of-Way Should Occur Tonight as a Discussion Item or Should Be Scheduled as a Public Hearing at an Upcoming Meeting of the Governing Body, in Addition to the Public Hearings that Have Already Been Held by the Governing Body and the Planning Commission, and the Additional Public Hearing that Will Be Held by the Planning Commission after Governing Body Approval of the Resolution (Erin K. McSherry, City Attorney, [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 955-6512)

**Committee Review:**

Governing Body: 07/14/2021

- b. CONSIDERATION OF RESOLUTION NO. 2021-\_\_.



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A Resolution Approving the Vacation of Existing Portions of the Galisteo Road Rights-of-Way at Galisteo Road's Intersection with Zia Road, Contingent on the Planning Commission's Approval of the Vacation of Existing Rights-of-Way and the Dedication of New Galisteo Road Right-of-Way South of Galisteo Road's Intersection with Zia Road in a New Alignment, and New Galisteo Road Right-of-Way North of Galisteo Road's Intersection with Zia Road. (Lee Logston, Senior Land Use Planner: [lrlogston@santafenm.gov](mailto:lrlogston@santafenm.gov), 955-6136)

**Committee Review:**

Public Works and Utilities Committee: 06/28/21

Quality of Life Committee: 07/07/21

Governing Body: 07/14/21

- c. CONSIDERATION OF RESOLUTION NO. 2021-\_\_\_. (Mayor Webber)  
A Resolution Extending the State of Emergency as Proclaimed by the Mayor on July 12, 2021, by Twenty-Six (26) Days, Expiring at Noon on August 9, 2021, Pursuant to Section 20-1.3 SFCC 1987. (Erin K. McSherry, City Attorney: [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 955-6512)

**COMMITTEE REVIEW:**

Governing Body: 07/14/21

- d. **Request to Publish Notice of Public Hearing on August 11, 2021.**  
Consideration of Bill No. 2021-15. An Ordinance Authorizing the Issuance and Sale of the City of Santa Fe, New Mexico Subordinate Lien Gross Receipts Tax Refunding Revenue Bonds, Series 2021 in an Aggregate Principal Amount not to Exceed \$14,745,000 for the Purpose of (1) Refunding, Discharging and Paying the City of Santa Fe, New Mexico Subordinate Lien Gross Receipts Tax Refunding Revenue Bonds, Series 2010B and Maturing On and After June 1, 2022; (2) Refunding, Discharging and Paying the City of Santa Fe, New Mexico Gross Receipts Tax Improvement and Refunding Revenue Bonds, Series 2012A and Maturing On and After June 1, 2022; and (3) Paying Costs of Issuance of the Series 2021 Bonds; Calling for the Redemption of the Outstanding Series 2010B Bonds and Series 2012A Bonds; Providing that the Bonds Will be Payable and Collectible from Certain Gross Receipts Tax Revenues Distributed to the City; Approving the Selection of an Underwriter and Forms of a Preliminary Official Statement and a Paying Agent Registrar and Depository



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Agent Agreement; Delegating Authority to the Mayor or, in the Mayor's Absence, the City Manager or Finance Director, to Approve the Final Principal Amount, Interest Rates and Other Details of the Bonds Within the Parameters Set Forth in this Authorizing Ordinance, and to Execute and Deliver a Bond Purchase Agreement for the Sale of the Bonds to the Underwriter; Proving for the Collection of Certain Gross Receipts Tax Revenues; Approving Certain Other Agreements and Documents in Connection with the Bonds; Ratifying Action Previously Taken in Connection with the Bonds; Repealing all Ordinances in Conflict Herewith; and Related Matters. (Mayor Webber) (Brad Fluetsch, Planning and Investment Officer: [bjfluetsch@santafenm.gov](mailto:bjfluetsch@santafenm.gov), 955-6885)

**Committee Review:**

Governing Body (request to publish): 07/14/21  
Finance Committee: 07/19/21  
Public Works and Utilities Committee: 07/26/21  
Governing Body (public hearing): 08/11/21

- e. Recommendation on Conformity of Appeal of Revocation of Short Term Rental Permit #STR-229221, Case Number #2021-3813, Appeal by Charles LaCalle of Land Use Director's Decision to Revoke the Short Term Rental Permit for 521 ½ W. San Francisco Street. (Michael Prinz, Assistant City Attorney, [mnprinz@santafenm.gov](mailto:mnprinz@santafenm.gov), 955-6554)

**Committee Review:**

Governing Body: 07/14/2021

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](mailto:rdbrown@santafenm.gov), 955-6625) **INFORMATION ONLY**

Information Presentation Topic: Public Engagement

Presenters: Michael Pride, Design & Planning  
Assistance Center  
Stefan Pelegrini, Opticos,



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13. **MATTERS FROM THE CITY MANAGER**
14. **MATTERS FROM THE CITY ATTORNEY**
15. **MATTERS FROM THE CITY CLERK**
16. **COMMUNICATIONS FROM THE GOVERNING BODY**

- a. Introduction of Legislation

## **EVENING SESSION - 7:00 P.M.**

17. **ROLL CALL**
18. **PETITIONS FROM THE FLOOR**
19. **APPOINTMENTS**
  - a. Bicycle and Pedestrian Advisory Committee
    - Yolanda Eisenstein – Reappointment – Term Ending 06/2023
    - Tony Gerlicz – Appointment – Term Ending 06/2022
    - Ben Pingilley – Appointment – Term Ending 06/2023
    - Michelle Hoffman, MA, LPCC – Appointment – Term Ending 06/2023
    - Phil Lucero, MA – Appointment – Term Ending 06/2023
    - Terence G. Foreback, PE – Appointment – Term Ending 06/2022
20. **PUBLIC HEARINGS**
21. **ADJOURN**
22. **UPCOMING PUBLIC HEARINGS**

- a. Meeting Date – July 28, 2021

CONSIDERATION OF BILL NO. 2021-\_\_\_. (Councilor Lindell and Mayor Webber)  
An Ordinance Amending Section 23-6.2 SFCC 1987 to Remove the Six-Month Minimum Lease Duration for the Sale and Consumption of Alcohol on City Property. (Randy Randall, TOURISM Santa Fe Executive Director: rrandall@santafenm.gov, 955-6209; Rich Brown,



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Community and Economic Development Department Director: [rdbrown@santafenm.gov](mailto:rdbrown@santafenm.gov), 955-6625; Jesse Guillen, Legislative Liaison: [jbg Guillen@santafenm.gov](mailto:jbg Guillen@santafenm.gov), 955-6518)

**Committee Review:**

Introduced: 5/12/21

Quality of Life Committee: 6/16/21

Public Works and Utilities Committee: 06/28/21

Governing Body (request to publish): 06/30/21

Economic Development Advisory Committee: 7/14/21

Governing Body (public hearing): 07/28/21

Publication Date – July 14, 2021

**Governing Body  
SUMMARY INDEX  
July 14, 2021**

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7. Approval of Consent Calendar	Approved as amended	3
8. Approval of Minutes		
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9. Presentations		
a) Cannabis Update	Informational	4-10
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e) HDRB Appeal FF/CL	Approved	11-13
11. Discussion/Action Items		
a) Galisteo Right of Way Procedure	Approved	13-19
b) Galisteo Right of Way Vacation	Approved	19-20
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e) STR Permit Revocation	Approved	22-24
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19. Appointments		
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b) CHART Contract	Approved as amended	31-46
Executive Session	From	
21. Adjournment	Adjourned at 11:44 p. m.	47

**Minutes of the  
Regular Meeting of the Governing Body  
Wednesday, July 14, 2021  
Hybrid Meeting**

**1. CALL TO ORDER**

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor Alan Webber, on Wednesday, July 14, 2021, at approximately 5:11 p.m., at the Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico as a hybrid meeting.

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Councilor Lindell.

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

The Salute to the New Mexico Flag was led by Councilor Romero-Wirth.

**4. INVOCATION**

The Invocation was led by Councilor Abeyta.

Councilor Villarreal remembered the life of Ted Swisher who died on July 8. He dedicated his life to Habitat for Humanity, even establishing it in Australia. In 2010, he became Executive Director of Habitat for Humanity in Santa Fe and retired in 2018. He dedicated his life to affordable housing and rehabilitation of homes. She gave condolences to his family and friends.

Mayor Webber remembered “Bumblebee” Bob Weil, who died July 8, 2021. He was a lover of Santa Fe, a lover of Jazz music, and a lover of arts and culture, as well as entrepreneur, restaurateur, and a man who loved life. We will miss him and give condolences to his family.

Councilor Vigil Coppler expressed condolences to Cervantes family at the loss of Delia Cervantes. She and her sister Carmen grew up here and went to Santa Fe High School. She was a kind and sweet woman.

The Governing Body observed a moment of silence for those who are suffering from COVID and its impact on mental health, as well as those recently died and their grieving families.

**5. ROLL CALL**

Roll call indicated the presence of a quorum remotely, as follows:

Members Present Remotely

Mayor Alan Webber  
Councilor Roman “Tiger” Abeyta  
Councilor Jamie Cassutt  
Councilor Michael J. Garcia  
Councilor Signe Lindell  
Councilor Christopher M. Rivera  
Councilor Carol Romero-Wirth  
Councilor JoAnne Vigil Coppler  
Councilor Renee D. Villarreal

Members Excused

Other Participants Attending Remotely

Jarel LaPan Hill, City Manager  
Erin McSherry, City Attorney  
Kristine Bustos-Mihelcic, City Clerk  
Kyra Ochoa, Acting Community Health and Safety Director  
Michael Prinz, Assistant City Attorney  
Jason Kluck, Interim Planning & Land Use Director  
Julie Sanchez, Youth and Family Services Division Director  
Pauline Kamiyama, Arts and Culture Department Director  
Jesse Guillen, Legislative Liaison  
Rich Brown, Economic Development Director  
Daniel Hernandez, Project Director at Proyecto LLC  
Sally Paez, Assistant City Attorney  
Andrew Padilla, Police Chief  
Carl Boaz, Council Stenographer

**6. APPROVAL OF AGENDA**

**MOTION:** Councilor Romero-Wirth moved, seconded by Councilor Rigil Coppler, to approve the agenda as presented.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

## 7. APPROVAL OF CONSENT CALENDAR

**Councilor Lindell moved, seconded by Councilor Rivera, to move item b to the end of the afternoon agenda.**

Ms. McSherry clarified that motion is an amendment to the agenda.

Councilor Cassutt requested 10(e) be pulled for discussion.

Mayor Webber also asked that 10(e) be pulled so he could recuse himself.

**MOTION: Councilor Romero-Wirth moved, seconded by Councilor Rivera, to approve the Consent Calendar as amended with items (b) and (e) removed for discussion.**

**VOTE: The motion was approved on the following Roll Call vote:**

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

**MOTION: Councilor Lindell moved, seconded by Councilor Rivera, to move consideration of item 10(b) to the end of the afternoon session.**

**VOTE: The motion was approved on the following Roll Call vote:**

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

## 8. APPROVAL OF MINUTES

- a. Regular Governing Body Meeting – June 30, 2021

**MOTION:** Councilor Garcia moved, seconded by Councilor Vigil Coppler, to approve the June 30, 2021 Governing Body minutes as submitted.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

## 9. PRESENTATIONS

- a. Cannabis Update (Jarel LaPan Hill, City Manager, [jlapanhill@santafenm.gov](mailto:jlapanhill@santafenm.gov)) **INFORMATION ONLY**

Supt Linda Trujillo, John Blair and Emily Kaltenbach were present for the presentation.

Manager LaPan Hill introduced them, and this will be about 20 minutes. She added that the QOL Committee will take it up at their next meeting.

Dr. Blair, with the New Mexico Regulation and Licensing Department, gave a short review of what has happened and what will happen in the near future from the bill that was passed by the Legislature.

The Bill became law effective on June 29 and created the Division when Cannabis became legal to use and to grow (up to six plants or 12 with 2 or more people) in the home.

He pointed out that it is still illegal to purchase cannabis in another state and bring it into New Mexico. About 18 states have legalized cannabis, so it may become federally legal before long.

He mentioned three significant dates.

September 1 was the date to begin issuing licenses for growing cannabis. The draft rules are out for public comment with comments due August 6, All the information is on the Department website.

Regarding producers, he said the majority is grown not in fields under the sun but in warehouses with each plant in its own soil and each plant has its own drip system, fan, lighting, etc. There are one or two already on Airport Road.

His noted the Department started working on this earlier this year and was happy to arrange what it looks like for people in Santa Fe and different ways to pursue growing cannabis. Just let us know.

The second big deadline is January 1, 2022, when Regulation and Licensing must issue all other licenses for businesses related to cannabis – retailers, dispensers and manufacturers who turn cannabis into other products. It is high tech, but the end products are what people are buying now - chocolate bars, oil base, etc. Couriers who deliver cannabis to buyers are licensed. Labs for research must be licensed and the Department will issue several rulemakings along the way.

There are also rules on how to advertise, how to protect children, how to package for retail, etc.

The third date is up to April 1, 2022, when sales of cannabis are to begin. We don't want to bump against the deadlines. But there is so much to do. We want the industry in place before the deadlines happen.

Because it is still federally illegal, the state banks and federal credit unions are the only financial institutions that can be used. People must have the money up front to start up their businesses.

Within the bill, the real focus is on the Governor and the sponsors to have a pathway of exit. For people of lesser means, there are micro businesses. So people can dip their toe in without having to jump into the pool.

The Superintendent is looking for ways to help provide lending to native New Mexicans

The bill says we must limit the number of plants for each licensee. The reason is because it would be a problem if those who could afford 100,000 plants at one time could lower prices to drive out smaller producers and begin to enter illegal markets.

Superintendent Trujillo sent a letter out a month ago to be shared with the Governing Body was on actions you need to take sooner rather than later. You can create rules around locations, hours of operation, how to advertise on the physical business. You cannot prohibit it from being sold inside the City. He briefly explained reasons for some of the rules.

The biggest thing in the letter was that the City can set a distance up to 300' from schools or childcare businesses. The Department can help with those.

The final thing he mentioned was a creative wave for this to be a new thing in New Mexico and a place to be creative.

Chefs have turned cannabis into edible products. Breweries can provide edibles for consumption.

The Department is still hiring people to work with us. That is on the website as well. You can sign up at website for eblasts of new information.

Emily Kaltenbach responded to a question around where the revenue goes and where the City would like to see tax revenues to be spent. There will be tax revenue to consider. They surveyed 400 voters and interviewed City employees about that.

In the report, the Task Force examined litigation and recommended to Governing Body that revenue should be reinvested into human services in the community.

In interviews with over 200 Santa Feans, they found out the residents wanted more youth services, treatment, and housing. During the pandemic, more people have died from drug overdoses.

They also included a road map in the report for tasks like zoning, and employment, with examples given. She saw in the packet what work has already been done by the City. Santa Fe is moving ahead with this. Since sales don't start until 2022, the Council has some time to think through and begin planning now and work with the community.

Getting input is important. How do we support local Santa Fe businesses and when deciding, how to consider the impacts?

Manager LaPan Hill said that concluded the presentation and they can entertain questions.

Councilor Romero-Wirth asked about production rates around manufacturing – who does that regulation – State or City.

Dr. Blair said rules have been issued around medical licenses and the Department is using that for uniformity across the State.

Councilor Romero-Wirth asked if there was any sense of timing. Localities probably will want to weigh in on it.

Dr. Blair said by this fall, the rules will be done. So that will be taken care of this fall.

Superintendent Trujillo explained what is waste and what is required to do with it is our responsibility, but we need the DOH to weigh in on location of the waste. There is currently not a solution, so local jurisdictions can weigh in with input.

Councilor Romero-Wirth said she has a constituent who is concerned about having dumpsters for the waste like regular trash and have dumpster divers take advantage of whatever value there is there.

Councilor Garcia thanked the presenters for presenting the information tonight. He asked Manager LaPan Hill about any internal plan to talk about this at the QOL Committee meeting next week. We have a very important deadline less than 45 days away to start issuing licenses for producers. He had a constituent who is working on starting a business which depends on a zoning plan. So Councilor Garcia asked how the City will get this done within 45 days. We are very late for this. We don't even have any proposals before us, and we've known about this for months. So he asked Staff, what our plan is. He heard that Land Use is working on it and that was news to him. When will we get an update?

Manager LaPan Hill said Ms. Paez has several recommendations in the packet for the Governing Body. The calendar is laid out and likely will not be finished by September 1. The packet does outline the zoning plan work. She invited Ms. Paez to comment. Director Jason Kluck was also present.

Ms. Paez thought Manager LaPan Hill really covered it. We have identified the establishment and how to fit into our framework, so we have a similar framework. To amend our building code requires a public hearing at the Planning Commission and committee review process to get to the Governing Body for the policy considerations and opportunity for members to propose amendments along the way.

Director Kluck said they met with the Planning Commission last Thursday and they are actively looking at memos and staff recommendations and coming up with some guidelines. The strategy is for Staff to complete that task this week and present it to the Planning Commission on August 5. Then bring it to the Governing Body on August 11. The emails have been nonstop for the last several days.

The County recently released a proposal, and their recommendations are very similar to the Planning Commission recommendations.

The memo he provided has the recommendations from him.

Councilor Garcia thanked him for that update and all the work going into this. But we are months behind and probably won't have anything passed until October 1. Now he needs to go back to his constituents and tell them they cannot go forward until 30 days after they anticipated. We can do better than this. We are stopping business from happening when we should be doing everything we can to promote this business. We know folks will have their thoughts and opinions on the matter.

Mayor Webber heard August 6 is a hearing and then rules promulgated after that. We need guidance on those rules. And one Councilor asked how refuse will be covered. If I'm an entrepreneur, I must wait for those regulations.

Dr. Blair clarified that by the time cannabis is being manufactured, there will be no THC in the trash thrown out. The folks will squeeze every bit out of the cannabis before throwing out the waste. There is tremendous interest in cannabis. In a workshop in Albuquerque last week about 300 entrepreneurs were present asking questions. There are businesses already signing leases in Santa Fe to get a leg up on it.

We had it on the ballot in November 2020 to begin January 1, 2021. So a lot of people now are maneuvering and trying to make decisions based on what is evident.

Mayor Webber noted that when Colorado had their legalization initiative, one thing they adopted was for each plant to have its own RLD Tag. If that is a requirement, he asked if that would come from RLD or from the City of Santa Fe.

Dr. Blair said it would be RLD who will trace it back if someone becomes ill. Testing is going to be on a very regular basis. We will set all of that up for the City. A tracking system called bio-track is what we will use. Not everyone likes it but to save time, we adopted it.

Mayor Webber said regarding responsibility, that production facilities require great amounts of energy and water. Would that be regulated through RLD for water and conservation or does Santa Fe set the standards?

Superintendent Trujillo said regarding legal access to water, that it depends on what entity they can access. They would have to provide to us the documentation that they have access to water. To get a business in Santa Fe, they must have a water plan and we would rely on having something from the Water Department that they can use a certain amount of water and we would determine if it were an adequate amount.

After submitting a water plan, we will require a reporting periodically to make sure they are following the water plan.

Mayor Webber said Ms. Kaltenbach has been very active advising the City in drug and the legislation signed into law. He asked if she could characterize how well our regulations for medical cannabis will help guide us through the recreation use or if it would require a new rethink. He understood the question about where revenue goes and about signage and equity that doesn't necessarily apply.

Ms. Kaltenbach said a lot of what the City has already put in place for medical will apply to recreational use also.

Santa Fe is a small town, and she urged the Governing Body to look at what they did for medical and know there will not be major changes from that.

She knew there are some outstanding questions around this issue and the Municipal Court, and the City Attorney should look at those things.

Dr. Blair said there are currently 33 of 34 medical cannabis licenses in the State. Without knowing if they will continue selling for recreational use, he expected them to do so. Some are already expanding to meet the market.

He invited the Governing Body to come to their website and look at the rules. He would love for Santa Fe to weigh in on them.

Councilor Villarreal thanked Superintendent Trujillo, Deputy Superintendent Blair and Ms. Kaltenbach for their time and presentation. It is excellent to have this information and to know the questions of our constituents.

Where are we on the timeline compared with other local entities in the State was revealing. The report Director Kaltenbach provided was very helpful.

Dr. Blair said they have met with Rich Brown and some on the Land Use team a couple of months ago. He put Santa Fe probably right in the middle compared with others in the state. Not many local jurisdictions were ready to jump in.

Superintendent Trujillo agreed. We see Albuquerque has had a draft proposal out a couple of weeks ago and are still working on it. She did a presentation at the Association of Counties and on July 21, will present at the Municipal League. She was happy to make sure the Governing Body gets the information about workshops coming up. There is a lot of opportunity to get more information than we are providing.

Councilor Villarreal said she just wanting to know how much time we have. She is very interested in the decriminalization and the memo on July 6 from Chief Padilla. She asked Ms. Kaltenbach if it would be sufficient for training.

Ms. Kaltenbach said it covers the basic issues and she was pleased to see the language in there that they can't pull someone over like for DWI. She encouraged the Police Department to continue training. The RLD just mentioned six plants so she can provide feedback to Director Ochoa.

Councilor Villarreal wondered if there is training for officers to make sure everyone is on the same page.

Ms. Ochoa agreed – not only has the memo gone out but is also part of their briefings and Chief Padilla worked with Ms. McSherry on the trainings and they are part of the Department’s regular training.

Ms. McSherry added that there was a preliminary memo before the law went into effect as an alert and the one put out after law went into effect. There will be training for all law enforcement in our area. They had several trainings planned.

Councilor Villarreal was glad to know that. The plant count was confusing, so it is important to continue that training. She asked Ms. McSherry about expungement of record. What is our plan to make sure Municipal Court and others know about the process?

Ms. McSherry said her staff has already gone through many records and think we have complied with IPRA on that issue.

Councilor Villarreal thought it will be interesting to see the transition on this. She supported local growers and local small manufacturers as important to us and how we can support it. She wasn’t sure how to deal with lending opportunities.

Superintendent Trujillo said she would encourage the local level to find ways to provide for lending. We are working at the state level and hope to be able to announce a program soon. Economic Development funds may be usable for them. To the extent there is money available, she would encourage the City to look for ways for the RLD to help Santa Fe.

Councilor Villarreal agreed. Glad to hear you talked with Director Brown.

Mayor Webber thanked them for the presentation and discussion at 6:26.

## **10. CONSENT CALENDAR**

- a. Request for Approval of Liquor Hearing Officer’s Recommendation to Approve the Request from Blazing Wings, Inc., dba Buffalo Wild Wings, for a Transfer of Ownership (Change of Stockholders) of Canopy Liquor License No. 1363. This License will Remain at 3501 Zafarano Drive, Santa Fe. (Geralyn Cardenas, Assistant City Clerk, gfcardenas@santafenm.gov, 955-6519)

**Committee Review:**

Liquor Hearing: 06/21/2021

Governing Body: 07/14/2021

- b. Request for Approval of a Professional Services Contract in the Total Amount of \$254,000 for CHART Consultant Team; Artful Life, LLC. (Pauline Kanako Kamiyama, Arts and Culture Department Director:

pkkamiyama@santafenm.gov, 955-470-8482; Kristine Mihelcic, City Clerk and Community Engagement Department Director: kmmihelcic@santafenm.gov, 955-6846)

**Committee Review:**

Finance Committee: 07/06/21

Quality of Life Committee: 07/07/21

Public Works and Utilities Committee: 07/12/21

Governing Body: 07/14/21

This item was pulled from consent and placed last on the afternoon agenda.

- c. Request Approval of a Budget Amendment Resolution (BAR) for Department of Justice, Office of Justice Programs, FY 20 Coronavirus Emergency Supplemental Funding Grant Award. (Andrew Padilla, Chief of Police; aapadilla@santafenm.gov, 955-5102)

**Committee Review:**

Finance Committee: 07/06/21

Quality of Life Committee: 07/07/21 Governing Body: 07/14/21

- d. Request Approval of a Budget Amendment Resolution (BAR) for New Mexico Department of Transportation Traffic Projects Grant Award. (Andrew Padilla, Chief of Police; aapadilla@santafenm.gov, 955-5102)

**Committee Review:**

Finance Committee: 07/06/21

Quality of Life Committee: 07/07/21 Governing Body: 07/14/21

**Pulled for Discussion:**

- e. 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 Deny Appeal #2021-3450-APPL and Affirm the Historic District Review Board's Decision in Case #2021-3185-HDRB to Impose Conditions of Approval on the Request by Appellant Julia Burt to Install Two New Gates Constructed of Oxidized Steel at 1299 Upper Canyon Road. (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov, 955-6512)

**Committee Review:**

Governing Body: 07/14/2021

Mayor Webber recused himself from this item and turned to Mayor Pro Tem Lindell to manage the meeting.

Ms. Bustos-Mihelcic read the caption.

**MOTION: Councilor Romero-Wirth moved, seconded by Councilor Rivera, to approve the Findings of Fact and Conclusions of Law for Appeal Denial as presented.**

**Discussion on the Motion:**

Councilor Vigil Coppler said when she needed to recuse herself, she asked the procedure for recusing and was told she had to state the reason for recusing. But she recently noticed people just recuse without saying why.

Ms. McSherry said she would check to see if a reason is required.

Councilor Vigil Coppler said you (Ms. McSherry) told her when she became a Councilor that a reason for recusal was required. If it is the procedure, she would like to know. She asked if she has the right to ask why when someone else recuses.

Councilor Lindell pointed out that earlier in the packet, we heard that the Mayor's residence was across from this property.

Councilor Vigil Coppler said she didn't hear that but read it in the minutes.

She said others have also not stated their reason for recusal.

Ms. McSherry read the rule and noted there could be two different interpretations of that.

Councilor Vigil Coppler recalled that somewhere along the way, people did not have to explain why anymore but she would like to know every time.

Ms. McSherry suggested the Governing Body could amend the ordinance or put it in the Council Rules. "If you specify the reason, it will surely follow the ordinance."

Councilor Vigil Coppler wanted to let the Governing Body know that she was told she would have to explain her conflict. She did so, wanting to do the right thing and now it appears she was the only one who was told to do so. Not many have been given the same advice but more than that, the public has a right to know the reason for the conflict of interest. It should apply to anything in the future and in the past. Thanks for your research.

Councilor Garcia said he has had to recuse myself because of his federal employment. Last meeting, he might have been guilty of not giving a reason when he walked out, and it was a conflict with his employment. He remembered the City Attorney gave him that advice. It was due to his

federal employment, and he apologized to Councilor Vigil Coppler and the public and promised to do better next time.

**VOTE:**        **The motion was approved on the following Roll Call vote:**

**For:**            Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:**      None.

Mayor Webber was not present for the vote and Councilor Cassutt abstained.

Ms. McSherry was reminded that in a quasi-judicial matter, it was not a conflict of interest but an appearance of impropriety or bias because the Mayor lives near the location of that case. That was a different set of rules.

Mayor Webber returned to the bench and resumed chairing the meeting after the vote was taken.

## **11. DISCUSSION/ACTION ITEMS**

- a.        Procedural Vote on Whether the Governing Body's Consideration of the Resolution Related to the Vacation of a Portion of Existing Galisteo Street Right-of-Way Should Occur Tonight as a Discussion Item or Should Be Scheduled as a Public Hearing at an Upcoming Meeting of the Governing Body, in Addition to the Public Hearings that Have Already Been Held by the Governing Body and the Planning Commission, and the Additional Public Hearing that Will Be Held by the Planning Commission after Governing Body Approval of the Resolution (Erin K. McSherry, City Attorney, [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 955-6512)

**Committee Review:**

Governing Body: 07/14/2021

Ms. Bustos-Mihelcic read the caption for this item.

Ms. Paez made first comments. This matter is related to the Zia Station development project that involved five different applications to the Planning Commission and then to the Governing Body for review and approval. There was much testimony at the Planning Commission and comments submitted to the Governing Body in writing.

In this case, the developers are doing upgrades to help traffic move more freely through the area. And part of it involves a shift of the Galisteo location

to the west. Moving the road requires Governing Body approval. As part of the move, the City is giving up a small part of property to the Applicant. There is a process for moving rights-of-way and for a new dedication of the newly aligned portion. This resolution before the Governing Body is to formally approve the relocation. The city is letting go of this piece of ROW, so the Resolution went to the Public Works Committee and the Committee sent it on with an approval, subject to an additional public hearing because under the ordinance, a public hearing is required before the Public Works & Utilities Committee. It is a unique requirement. So the Committee placed it on the agenda, and no one spoke at the public hearing. In review after the fact, procedural rules indicated the City Manager has jurisdiction and another rule that says if the majority of Governing Body members request it, the City Manager can hold another public hearing.

Functionally, a majority already approved it as part of the project. So you can consider it a discussion item or require another public hearing.

Ms. McSherry added that the notice procedures would be typical for any Planning Commission public hearing.

Ms. Paez agreed. The final development plan will be proposed to the Planning Commission with notice to property owners within 300' and publish notice in the newspaper. That will occur in this case.

Ms. McSherry said there could be circumstances without a public hearing but in this case, we don't have that situation. The public will be able to attend the fourth meeting.

Councilor Garcia explained, for those who were not at the PWUC meeting, that he made a motion for an additional public hearing. He had asked for how the notice was issued and was told it was published on the agenda. But that is not sufficient. Due process was not being given. It needs to be properly noticed. We need to afford the public the opportunity to participate in a public hearing before the Governing Body. It is two different things: two different bodies. So the PWUC unanimously passed it. And we are moving forward with issues like this and developments with robust engagement. If the Governing Body doesn't continue to encourage that. It is no longer a transparent process. We could post a yellow sign and provide notice similarly to the CHART notification. We need a press release any time there is to be a public hearing. That is why it is in front of the Governing Body now.

Councilor Vigil Coppler noted on the attachment, that it says "33" on it. She asked what that was about since there was only one comment.

Ms. Paez thought it had to do with PrimeGov but was not sure.

Ms. Bustos-Mihelcic logged on to PrimeGov to find out. It appears to be a file name when Ms. Cardenas filed it. So the program history attached a number to it, and it has no other significance.

Councilor Vigil Coppler recalled in the past that the number of how many comments were received was noted in the packet. She just wanted to make sure the Governing Body was not excluding any comments.

Councilor Romero-Wirth asked if Ms. Bustos-Mihelcic could say what was voted on in this matter. Was it a unanimous vote for a public hearing or a request for Governing Body to decide whether to have a public hearing?

Ms. Bustos-Mihelcic went back to the history.

Councilor Romero-Wirth thought there were not five members present but only four.

Councilor Garcia offered to answer but Councilor Romero-Wirth wanted to hear the official record.

Councilor Vigil Coppler thought the next item might give the answer. It does give information there.

Councilor Romero-Wirth said she actually already knew the answer.

Ms. Bustos-Mihelcic said there were four members present for the vote on this item: Councilor Rivera, Councilor Garcia, Councilor Abeyta, and Councilor Lindell. Councilor Vigil Coppler was excused for this item, and it was approved to go to the QOL Committee with a motion that it go as a public hearing and to the subsequent July 14 Governing Body meeting or to a subsequent committee with a yellow sign notice to the public.

Councilor Romero-Wirth understood the motion really was that the PWUA Committee was inserting a public hearing into the process – not that the Governing Body would decide.

Ms. Bustos-Mihelcic agreed.

Councilor Romero-Wirth agreed that this project has been very controversial, and she had voted against it and there was a lot of public interest in it overall. What she found interesting was that she had received no emails from her constituents asking for more process and this project was in her district. If we think there is a problem with our process, we should fix the process to be what we consider to be fair and allows everybody to be heard. She was concerned about adding an ad hoc process onto certain

projects. People get used to the regularity of our process, and it is important to have that uniformity for the public to know where they can weigh in. If we make different procedural rules for each project, something is wrong with our process. Let's figure out how to do it better. There have been quite a few public hearings on this project with more scheduled. She did not think we are in a place where the public is not being heard adequately.

Councilor Lindell thanked Councilor Romero-Wirth for what she said. In light of that, she won't be able to support this. Councilor Romero-Wirth has had lots of input from her constituents from the original hearing. She was absent from the original hearing and the point she just made about changing the process for one project is not something we want to do. She is absolutely correct. When you say you have not received additional input on this, it was information she didn't have before.

Councilor Abeyta said he is on the PWUC and voted on it. He has never heard of a public hearing at a committee on a project like this. He asked if it was because it is a right-of-way case.

Ms. Paez agreed it was. The ordinance in Chapter 23, has this as the only provision anywhere in that section of the Code for a hearing at a committee. We scheduled it as a public hearing because it is in there. She agreed that the Governing Body should adopt legislation in code amendments for the process. This is unusual, for sure.

Councilor Abeyta suggested the Governing Body should amend the code to have hearings only at the Governing Body.

Ms. Paez agreed that is an option, and it makes sense. This hearing would require the presence of a stenographer, swearing in witnesses, etc.

Councilor Abeyta asked, since this didn't follow the ordinance procedure, if this would need to go back to the PWUC for a vote on it since the ordinance calls for it.

Ms. Paez said the hearing was held with no public speakers. So it followed the ordinance. The only unusual thing was the inclusion of the condition for an additional future public hearing. The motion to send it forward was a good motion.

Ms. McSherry pointed out that we were able to put in place the stenographer we needed so we got the public hearing ready and complied with the ordinance.

Councilor Abeyta asked if there are going to be more public hearings on this case.

Ms. Paez agreed. The procedure will require the formal dedication of the new ROW. So the next required step would be a Final Development Plan Application for the first phase and city conditions are already imposed. The first phase includes the infrastructure of the ROW and for that, it will be at the Planning Commission for full public notice and public hearing. If approved, that will allow the location of the new roadway location.

Councilor Garcia apologized that Councilor Romero-Wirth did not receive feedback. The President of Candlelight Neighborhood Association, Mr. Oppenheimer, sent one to him from which he quoted. That was feedback from constituents and was evidence that inadequate notice was given. That was why there was a unanimous vote at the Committee meeting.

Regarding the ad hoc procedures, he felt that was irrelevant. We have done it as recently as the streetlighting project. At Councilor Villarreal's urging, the process got changed to include a public hearing. We need to do everything to encourage open government, whether at the Governing Body or at a committee meeting. And especially in response to Mr. Oppenheimer's feedback.

Councilor Villarreal asked Staff to clarify when we approved a preliminary development plan, whether it included the relocation of Galisteo Road.

Ms. Paez said it did. The condition of approval was the drawing showing the realignment and labeled Galisteo Realignment. It allowed the Applicant to file an application and that condition set in motion the process to allow it.

Councilor Villarreal reasoned that the Governing Body has already approved the vacation of the ROW. This process is more procedural, but it must go through the PWUC before going to the Planning Commission. So what would help the public? The public does need to understand about when the realignment would occur and their questions about access to their properties, etc. The vacation will occur anyway, because it was part of the preliminary development plan. What kinds of questions would come up for that? How better could the public understand what the realignment would mean re access to their property? How to ensure the public knows how the alignment would affect their homes and the flow of traffic. Where could the public ask those questions?

Ms. Paez clarified her concern was related to the construction schedule. The final development plan will be reviewed and there would be opportunity for technical corrections at the Planning Commission and an opportunity to impose additional conditions of approval. Those conditions could be added to give the protections of neighbors' properties. It is an attachment to the property records to show what the City owns. It is really to document it in

the records. Another resolution is coming to the Governing Body now. We should raise that concern in the Development Review Team process. There are already protections and a whole process for approving the development process. So controls are in place and opportunity for other controls to make sure everything is accommodated.

Councilor Villarreal wanted to clarify that the hearing would not affect the approval already done. So how the public can participate at this point would happen at the Planning Commission. They would learn the access points, etc. We have already voted for the ROW vacation. It is a weird procedural rule. She believed the Planning Commission was the best place for that to happen. Does that make more sense for the public?

Councilor Villarreal posed her questions to Director Kluck.

Director Kluck said much of that is already in the record. The road at current alignment will be open until the realignment is completed. The Planning Commission is the appropriate venue for that public hearing and those questions to be addressed.

Councilor Cassutt said she had asked that at the hearing. On page 60 of the next item, Jennifer Jenkins said they would keep the original alignment open until the realignment was constructed. That was why she asked that question. She thought a lot of the points Councilor Villarreal made were already approved and there have been many hours of public comment and input. The realignment of Galisteo was included on how we make sure we are providing that information as Councilor Abeyta, and Councilor Romero-Wirth pointed out the Governing Body should look at the ordinance. She did not believe a hearing at this time is the best place to have it for what has had a lot of public comment and already approved. She did appreciate there would be opportunity for more comment at the Planning Commission.

Mayor Webber thought Councilor Villarreal put her finger on the issue: To make public comment meaningful and feel their voices are really heard. The notion of a public hearing is false since we are not reconsidering the project. We are not at the moment for reevaluating that decision. We do have significant issues and Councilor Villarreal's background as a planner is on point. What happens to access to people's properties? The illusion of whether we would decide not to do the vacation is not real. But the opposition of the neighborhood does need a venue to be heard.

Councilor Cassutt moved to continue 2021?? Without another public hearing/Councilor Romero-Wirth.

**MOTION: Councilor Cassutt moved, seconded by Councilor Romero-Wirth, to approve the Resolution with another public hearing.**

**VOTE:**        **The motion was approved on the following Roll Call vote:**

**For:**           Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:**      Councilor Garcia.

Councilor Abeyta commented this discussion was very helpful. He thanked to Councilor Garcia for bringing it forward.

b.        **CONSIDERATION OF RESOLUTION NO. 2021-37.**

A Resolution Approving the Vacation of Existing Portions of the Galisteo Road Rights-of-Way at Galisteo Road's Intersection with Zia Road, Contingent on the Planning Commission's Approval of the Vacation of Existing Rights-of-Way and the Dedication of New Galisteo Road Right-of-Way South of Galisteo Road's Intersection with Zia Road in a New Alignment, and New Galisteo Road Right-of-Way North of Galisteo Road's Intersection with Zia Road. (Lee Logston, Senior Land Use Planner: lrllogston@santafenm.gov, 955-6136)

**Committee Review:**

Public Works and Utilities Committee: 06/28/21

Quality of Life Committee: 07/07/21

Governing Body: 07/14/21

Ms. Bustos-Mihelcic read the caption for this item.

**MOTION:**      **Councilor Vigil Coppler moved, seconded by Councilor Cassutt, to approve the Resolution as presented. Councilor Vigil Coppler asked to be listed as a co-sponsor.**

**Discussion on the Motion:**

Mr. Noah Berke presented this item. He explained it is part of the Zia Station project and the plan was to move the ROW for Galisteo a little bit further west.

Ms. Paez noted Mr. Berke is connecting from his vacation, and she would respond to questions and provide a brief overview, if needed.

Mayor Webber agreed and was not sure the Governing Body needed more. He asked for any discussion on the motion.

Councilor Villarreal asked if the City is still responsible for managing the realignment.

Ms. Paez said the City will continue to maintain the existing alignment and the new alignment must meet current standards and be dedicated to the City.

Councilor Villarreal asked if the State DOT needed to weigh in.

Ms. Paez was not sure.

Director Kluck clarified that NMDOT is only responsible for St. Francis. Galisteo is just a city street.

Ms. Paez agreed.

Councilor Villarreal just wanted to make sure we met the code.

Councilor Vigil Coppler was very encouraged by the realignment as a precursor to traffic improvement on Zia Road. Once done, it would have more lanes, more turn lanes and a safe opportunity to move onto St. Francis. Currently, it is a traffic nightmare. The good thing will be that intersection and how the traffic will move more smoothly. She was looking forward to it.

**VOTE: The motion was approved on the following Roll Call vote:**

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None. Councilor Garcia abstained.

c. CONSIDERATION OF RESOLUTION NO. 2021-38. (Mayor Webber) A Resolution Extending the State of Emergency as Proclaimed by the Mayor on July 12, 2021, by Twenty-Six (26) Days, Expiring at Noon on August 9, 2021, Pursuant to Section 20-1.3 SFCC 1987. (Erin K. McSherry, City Attorney: [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 955-6512)

**COMMITTEE REVIEW:**

Governing Body: 07/14/21

Ms. Bustos-Mihelcic read the caption for this case.

**MOTION: Councilor Lindell moved, seconded by Councilor Cassutt, to approve the Resolution as presented.**

**VOTE:**        **The motion was approved on the following Roll Call vote:**

**For:**            Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:**      None.

- d.        **Request to Publish Notice of Public Hearing on August 11, 2021.** Consideration of Bill No. 2021-15. An Ordinance Authorizing the Issuance and Sale of the City of Santa Fe, New Mexico Subordinate Lien Gross Receipts Tax Refunding Revenue Bonds, Series 2021 in an Aggregate Principal Amount not to Exceed \$14,745,000 for the Purpose of (1) Refunding, Discharging and Paying the City of Santa Fe, New Mexico Subordinate Lien Gross Receipts Tax Refunding Revenue Bonds, Series 2010B and Maturing On and After June 1, 2022; (2) Refunding, Discharging and Paying the City of Santa Fe, New Mexico Gross Receipts Tax Improvement and Refunding Revenue Bonds, Series 2012A and Maturing On and After June 1, 2022; and (3) Paying Costs of Issuance of the Series 2021 Bonds; Calling for the Redemption of the Outstanding Series 2010B Bonds and Series 2012A Bonds; Providing that the Bonds Will be Payable and Collectible from Certain Gross Receipts Tax Revenues Distributed to the City; Approving the Selection of an Underwriter and Forms of a Preliminary Official Statement and a Paying Agent Registrar and Depository Agent Agreement; Delegating Authority to the Mayor or, in the Mayor's Absence, the City Manager or Finance Director, to Approve the Final Principal Amount, Interest Rates and Other Details of the Bonds Within the Parameters Set Forth in this Authorizing Ordinance, and to Execute and Deliver a Bond Purchase Agreement for the Sale of the Bonds to the Underwriter; Proving for the Collection of Certain Gross Receipts Tax Revenues; Approving Certain Other Agreements and Documents in Connection with the Bonds; Ratifying Action Previously Taken in Connection with the Bonds; Repealing all Ordinances in Conflict Herewith; and Related Matters. (Mayor Webber) (Brad Fluetsch, Planning and Investment Officer: [bjfleutsch@santafenm.gov](mailto:bjfleutsch@santafenm.gov), 955-6885)

**Committee Review:**

Governing Body (request to publish): 07/14/21

Finance Committee: 07/19/21

Public Works and Utilities Committee: 07/26/21

Governing Body (public hearing): 08/11/21

Ms. Bustos-Mihelcic read the caption for this case.

**MOTION:** Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the request to publish notice of the public hearing as presented.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

- e. Recommendation on Conformity of Appeal of Revocation of Short Term Rental Permit #STR-229221, Case Number #2021-3813, Appeal by Charles LaCalle of Land Use Director's Decision to Revoke the Short Term Rental Permit for 521 ½ W. San Francisco Street. (Michael Prinz, Assistant City Attorney, mnprinz@santafenm.gov, 955-6554)

**Committee Review:**

Governing Body: 07/14/2021

Ms. Bustos-Mihelcic read the caption for this item.

**MOTION:** Councilor Lindell moved, seconded by Councilor Romero-Wirth, to approve the recommendation to revoke the STR permit as presented.

**Discussion on the Motion:**

Mr. Prinz explained the issue to the Governing Body. It comes pursuant to procedures in 14-3.16 C6 to consider all appeals of a Land Use decision. When an appeal does not conform, it is referred to City Attorney's Office for review and if city Attorney's office concurs, a recommendation is submitted.

Mr. LaCalle submitted his appeal of the revocation. It was not timely submitted. It was submitted a day after the 25-day deadline to file the appeal. The Land Use Director agreed it was not timely and submitted the recommendation to the Governing Body for consideration.

The decision of Governing Body is whether to accept the recommendation of the City Attorney and the Land Use Department or not.

Councilor Villarreal asked Mr. Prinz to explain how an appeal gets enacted. What is needed to prepare an appeal? She understood it is filling a form and paying a fee.

Mr. Prinz agreed. Chapter 14-3.17 specifies to submit two copies of an appeal petition that is notarized and a \$200 fee to be filed within 15 days of the final action of the LUD Director. Those are the requirements.

Councilor Villarreal asked when the clock starts on the 15-day period.

Mr. Prinz said under City Code, the fifteen days starts at the day of final action by LUD Director. It was the date of final written decision of LUD Director on May 24th as final action. So in this case, the 15-day period would end on June 8.

Councilor Villarreal asked if it was the day received.

Mr. Prinz said no. It is beginning the day after it was mailed.

Councilor Villarreal asked how the City determines when the permit holder receives the letter.

Mr. Prinz said with certified mail, the city gets the return receipt and normally they sign for the mail. Under the Code it does not say when the mail is received but when mailed. And the stamped receipt for that mailing was attached to this packet.

Councilor Garcia asked when the mail was received by Mr. LaCalle.

Mr. Prinz didn't have the return receipt. The LUD Director mailed it on May 25, and he did receive it on the day it was signed by Mr. LaCalle.

Director Kluck was holding the receipt and said Mr. LaCalle signed it on May 26.

Councilor Garcia reasoned that the City starts the clock on May 25 and the recipient is at the mercy of the post office. Last fall it took weeks to get a letter across town. He asked if there was any reason we cannot go off the receipt date.

Ms. McSherry said the city follows what the ordinance says - the date it was sent and not the date received.

Councilor Garcia identified that as another flaw in our ordinance that needs to be changed. It is not fair to rely on the postal service for that clock.

Mayor Webber understood the question was not when the individual received the letter but for however long it has been on the books.

Ms. McSherry said that was correct.

Councilor Romero-Wirth said to clarify, the LUD issued his decision and on the same day mailed that decision by certified mail, return receipt.

Mr. Prinz agreed.

Councilor Romero-Wirth saw that as pretty standard – make the decision and mail the same day. So those things happened on the same day?

Mr. Prinz agreed.

**VOTE: The motion was approved on the following Roll Call vote:**

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

## 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, 955-6625)  
**INFORMATION ONLY**

Information Presentation Topic: Public Engagement

Presenters: Michael Pride, Design & Planning  
Assistance Center Stefan Pelegrini, Opticos,

Director Brown presented on public engagement. He also presented an update on publication for the Project Manager position.

Mr. Daniel Hernandez reviewed the revisions from the last presentation made from responses from the Governing Body. He shared the nine-step action plan on public engagement for development planning. He shared the schedule for the listening sessions on July 20, 21, 22 and the workshop sessions on September 23, 24, 25. He clarified that there are ongoing activities of partners called community conversations, led by community members in August, September, and October. Listening sessions are ideation and exploration. The workshop sessions are synthesis, design, and creation. They will be using a site model to help with these sessions.

He said the resolution would come back to the Governing Body after those sessions were completed and after reviews by EDAC and QOL Committees. That approval would be at the Governing Body's second meeting in October.

Mr. Hernandez reviewed the other goals of the development process that would also be undertaken. To the standard four goals of sustainable development, they added culture. He pointed out that everything he covered was also on their website.

He ended his presentation at 8:11.

Councilor Villarreal thanked them for the presentation and again, thanked them for giving it ahead of the meeting for review and possible questions. She noted Mr. Hernandez had invited questions. She noted Vital Spaces had many people at their event and were having another this coming weekend. She encouraged the Midtown team to provide information and materials about Midtown this weekend at the event as an opportunity to engage the public. When you have opportunity to connect with the public at such events and consider more in the future. They have an art market this Saturday on community and perspectives of belonging in community. Take advantage of those moments - not necessarily a formal table but a flyer with the dates would be good.

Mr. Hernandez said he would follow up on that and talk with them tomorrow.

There were no other questions.

**13. MATTERS FROM THE CITY MANAGER**

Manager LaPan Hill said she sent earlier today a list of contacts per our agreement. All of the contracts were an extension of the emergency order. We have worked on that in response to the presentation and the next one coming up will be at QoL Committee. She was working through the committee process and coming to Governing Body to catch it on both ends

**14. MATTERS FROM THE CITY ATTORNEY**

Ms. McSherry said at the next meeting will have a written version of the report and she asked members to let her know what to include. She will work on public responses and on the obelisk issue.

**15. MATTERS FROM THE CITY CLERK**

Ms. Bustos-Mihelcic announced she will have a candidate ranked-choice voting training and there is still time to register. It will be done with the County and her office will be doing more as we get closer to the election using the same platform.

On Saturday at 11:30 at SWAN Park the Fire Department will be there for kids and will have another one later at Governor Miles Park.

## **AMENDMENT TO THE AGENDA**

**MOTION:** Councilor Villarreal moved, seconded by Councilor Romero-Wirth, to further amend the agenda to move item 10(b) and its executive session after the evening agenda and to go to the evening agenda immediately after Communications from the Governing Body since it is already 8:18 pm.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

## **16. COMMUNICATIONS FROM THE GOVERNING BODY**

### **a. Introduction of Legislation**

Councilor Abeyta introduced an ordinance amending Section 11-13 to increase the City Manager's contract approval authority to \$250,000.

Councilor Garcia had a request to the City Manager to schedule an audit update for the Governing Body. The City recently had an audit submission extension to the end of August. We received the State Auditor's notice of the late submission and Councilors were include but he had no information on why it is late. Mayor Webber knows but Councilors also need to be updated also. He asked that it be scheduled next week during the Governing Body's executive session.

Councilor Villarreal introduced an ordinance related to closed captions; creating a new Section 7.5 SFCC 1987 to require places of public accommodation to activate closed captioning on television receivers.

Councilor Cassutt had a conversation with Gino Rinaldi who shared the challenges throughout the pandemic and coming out of it. She wanted to recognize the Recreation Department for all of their work and the public's eagerness to have everything reopened and thanked him for his time.

Councilor Romero-Wirth had nothing to communicate.

Councilor Rivera thanked the Fire Department for a great memorial service for former fire chief Frank DiLuzio. It was very well done. To Manager LaPan Hill, he had asked MRC to do a presentation on the golf course. The course was in pretty good shape when he drove out.

He and Councilor Abeyta are sponsoring a resolution accepting a municipal arterial program cooperative grant identified as Control Number L500473; and accepting a Local Government Road Fund Grant identified as Control Number L500444 from the New Mexico Department of Transportation for the planning, design, construction, reconstruction, pavement rehabilitation, construction management, drainage, traffic signal improvements, and miscellaneous improvements of CIP 853C – Agua Fria and South Meadows Road intersection improvements project.

Councilor Lindell asked to sign on to Councilor Villarreal's ordinance for closed captions. They make a big difference. She introduced a Resolution authorizing the consumption of alcohol during a wine tasting event produced by the Santa Fe Wine and Chile Fiesta, on City property during a Friday in September, 2021-2024, pursuant to Subsection 23-6.2(B) SFCC 1987.

Mayor Webber introduced a Resolution requesting approval of Fourth Quarter Budget Amendments and associated New Mexico Department of Finance and Administration/Local Government Division schedule for fiscal year 202/2021. He also introduced a more lengthy Ordinance authorizing the City of Santa Fe to enter into a loan agreement with New Mexico Environment Department for the purpose of obtaining project loan funds up to the amount of \$4 million plus accrued interest and loan subsidy grant funds of \$180,000 for the purpose defined in the most current project description form as approved by NMED; declaring the necessity for the loan; providing that the loan will be payable and collectible solely from the borrower's pledged revenues to take on sub sustainability projects. He introduced a resolution authorizing the assignment of authorized officers and agents for project #CWSRF 088. He also introduced a resolution extending the duration of the work outlined in Resolution No. 2021-6 regarding community conversations on Santa Fe's Cultures, Histories, Art, Reconciliation, and Truth

He seconded Councilor Rivera's comments on the service for Frank DiLuzio and anticipated a resolution to rename a fire facility.

He spoke to St. Bede's Episcopal Church, led by The Rev. Catherine Volland, on paying off \$1.3 million of Navajo families' medical debts in Arizona. St. Bede's cleared the debt entirely and then notified those families and the credit. They did it by setting aside 10% of Sunday offerings. It was an amazing accomplishment that relieved 782 families of their debts. They are truly taking care of people in need and doing exceptional work to help people.

He related other good news when this past summer, the Little League hosted the first ever homerun derby with 19 boys competing on May 15 and Darrell Carbajal

belted 30 home runs and 22 in the final round. He said he knew because he was there. And, on May 21, ten girls competed in the girls' softball home run derby. Jazlene Dominguez blasted 23 home runs. As a result, Jaz and Darrell have been chosen by T-Mobile to represent New Mexico on July 25 in Seattle at the Mariner's ballpark. They are two of only a handful of players to be selected to compete on a state level and have a chance to advance to the national in Seattle. They have already won and are going to play in a big league park, on a big stage and represent Santa Fe there. "We support them all the way."

## **EVENING SESSION - 7:00 P.M.**

### **17. ROLL CALL**

#### Members Present Remotely

Mayor Alan Webber  
Councilor Roman "Tiger" Abeyta  
Councilor Jamie Cassutt  
Councilor Michael J. Garcia  
Councilor Signe Lindell  
Councilor Christopher M. Rivera  
Councilor Carol Romero-Wirth  
Councilor JoAnne Vigil Coppler  
Councilor Renee D. Villarreal

### **18. PETITIONS FROM THE FLOOR**

Stefanie Beninato thanked Mayor Webber for mentioning the St. Bede's accomplishment. She was disappointed about the CHART discussion taking place in executive session. It sounded like the facilitators had done a good job. She thought with their focused attention, it would take a long time. She noted the Chavez Center was told last week they would have no more reservations as of this Monday. She was unsuccessful in trying to reach Gino Rinaldi. Another worker there said they were waiting for the Governing Body to vote on whether we are still under reservations with masks. Nobody said anything when she walked in. Someone needs to communicate with the GCCC about it.

Lastly, she mentioned something about her neighbor putting up something very tall at her property line. He told her his permit was for a wall. Two men worked on it. She said the building inspector was told all kinds of things that were not true with lots of statements about the codes. She asked if she still needed a reservation at Chavez.

Christine Winfield had questions about the CHART agreement and how Native groups are involved. She had concerns about a white-led organization on truth and reconciliation and what actions will be taken to ensure Native participation, leadership roles, etc. She wondered which pueblo “she” is a member of and what native language she can speak. Ms. Winfield also asked why this particular organization was chosen.

Miguel Gabaldon was anxious to hear how the CHART selection went after the executive session. He said it is a time to move forward together as a multicultural city that has existed for several centuries. Thanks to the City for the community meeting last night on Pete’s Place and addressing unsheltered individuals and more information on the temporary tent city and transition of Santa Fe Suites behind Albertsons as we come out of COVID.

Madelaine M. also spoke on the CHART Commission and who has been decided to run it. She thought the leader claims to have DNA native ancestry. As another white person, the City is proposing another group of white people to run that commission. Is the choice of leader really the best choice? It is not.

Kerry Wood District 2 resident with concerns on CHART for the same reasons as others. The selection committee was to choose an Art Commission member, but their choice is not. The leader is problematic, and she doesn’t get it. She said she has been discussing it with her tribal community on how the City of Santa Fe is treating native people in general. She will be reporting to the Navajo Civil Rights Commission.

Christina Castro – District 1 homeowner and member of Taos Pueblo, echoed that sentiment and said the CHART process is flawed. She commented briefly on the obelisk and said, as indigenous community, she would mention the coopting of the leader to be Navajo. We remember what happened last year on Indigenous People Day. “If you continue to appoint people who do not represent indigenous people – we don’t need people like Valerie Martinez, whose mother sits on the Arts Commission. We are also delving into her platform. She is a member of Bernalillo County Art Board and has been obtaining contracts in Albuquerque through Artful Life.

Mostel Musgrave said she grew up on the reservation and in Santa Fe. She expressed genuine concern for this appointment. She understood the lack of concern for and the harm it causes to native women without proper support and guidance. It is particularly disappointing to have a leader who doesn’t understand the intersection with natives. Increased harm and trauma are the opposite of healing, which is the goal.

Isaac Jasper said he was here for the same reason as the others. He was concerned with CHART. Representation is being challenged here by marginalized communities and time we did that here, as well. “We need to do the

opposition here. I hope you take it into consideration before anything else moves forward.”

Renee ??, a citizen of district 2, with the concerns echoed here. It is important to recognize our responsibilities for our community and what I've heard in the newspaper and here in this room and not all of your constituents have been heard. Part of reconciliation is making strides to hear those voices. This [leader] is someone not heard in this community.

There were no other petitions from the floor.

19. **APPOINTMENTS**

- a. Bicycle and Pedestrian Advisory Committee
  - Yolanda Eisenstein – Reappointment Term Ending 06/2023
  - Tony Gerlicz – Appointment Term Ending 06/2022
  - Ben Pingilley – Appointment Term Ending 06/2023
  - Michelle Hoffman, MA, Appointment Term Ending 06/2023
  - Phil Lucero, MA – Appointment Term Ending 06/2023
  - Terence G. Foreback, PE – Appointment Term Ending 06/2022

Ms. Bustos-Mihelcic read the caption –

Ms. McSherry interrupted to explain the approval of the contract will be in open session. The only discussion in closed session would be on the proposal itself. Everything else will be in open session.

Mayor Webber said the Governing Body will come back to open session for the decision. The executive session was not for that purpose.

Ms. McSherry did not know if they wanted to go into executive session immediately or not. The order was not mandated in that particular format.

Mayor Webber said they would return because they had more work to do. He asked Ms. Bustos-Mihelcic to resume.

Ms. Bustos-Mihelcic restarted and read the nominees to be appointed.

**MOTION: Councilor Lindell moved, seconded by Councilor Vigil Coppler, to approve the nominees to the Bicycle and Pedestrian Advisory Committee as presented.**

**Discussion on the Motion:**

Councilor Garcia was excited to announce that all city districts will be represented and more women on the board right now. So we are making

progress. I am looking forward to work with them. We eager folks. And sometimes the meetings go 3-4 hours because they are anxious to get work done.

**VOTE:**        **The motion was approved on the following Roll Call vote:**

**For:**            Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:**      None.

10.    CONSENT CALENDAR (continued)

- b.        Request for Approval of a Professional Services Contract in the Total Amount of \$254,000 for CHART Consultant Team; Artful Life, LLC. (Pauline Kanako Kamiyama, Arts and Culture Department Director: pkkamiyama@santafenm.gov, 955-470-8482; Kristine Mihelcic, City Clerk and Community Engagement Department Director: kmmihelcic@santafenm.gov, 955-6846)

**Committee Review:**

Finance Committee: 07/06/21

Quality of Life Committee: 07/07/21

Public Works and Utilities Committee: 07/12/21

Governing Body: 07/14/21

Ms. Bustos-Mihelcic read item 10 b and noted Pauline Kamiyama was available for questions.

**MOTION:**    **Councilor Abeyta moved, seconded by Councilor Romero-Wirth, to approve the Professional Services Contract as proposed.**

**Discussion on the Motion:**

Councilor Garcia suggested discussion first and then go into executive session.

Mayor Webber agreed and suggested each member take a turn on comment or question or opinion.

Councilor Vigil Coppler asked about the procedure here. We made a motion to approve, and she asked if there would be a separate motion under another motion on the floor to go into executive session.

Ms. McSherry said yes. The Governing Body doesn't have to go into executive session and also can have the motion on the floor and then go into executive session.

Councilor Vigil Coppler wanted to know if the proposed person [contractor] is attending this meeting.

Mayor Webber did not know the answer.

Ms. Bustos-Mihelcic clarified that both members of the proposed contractor were present by Zoom. If the Governing Body wants an overview, that could be done.

Councilor Vigil Coppler asked because the photo doesn't appear on zoom unless the person is active on the video.

Valerie Martinez and Jenice Gharib from Artful Life were present and visible by Zoom.

Councilor Romero-Wirth asked Ms. McSherry to give the parameters again about where the line is on what questions would need to be in the executive session.

Ms. McSherry said the things about the contents of the proposal are to be asked in executive session. All else can be discussed in open session. That is because of its competitive nature.

Councilor Romero-Wirth clarified that the RFP process itself is okay in open session.

Ms. McSherry agreed.

Director Kamiyama presented an overview of the contract process and the RFP.

Councilor Romero-Wirth asked that she talk about the Resolution itself and what CHART is supposed to do. And how all interested people will be involved in it.

Director Kamiyama said the resolution was passed in January as an outline of a game plan for community-centered engagement. The convening will be a series of meetings to begin with, and other forms of participation such as interviews survey, etc. All of those participants would be part of the open forum with all data collected. The other two lanes are temporary art applications that would happen throughout the City and the other is a cultural history series with storytelling and other forms. All of that data was collected and outlined in the resolution and modeled after Albuquerque's structure. The RFP response period was extended to twelve months and three months set aside for compiling and synthesizing the data. It followed the normal procurement process with advertising for the FRP and

was sent out through a broad base of known interested people and listed on social media to get a very broad notice.

Mr. Sam Burnett handled the procurement processes. He did not have a formal presentation prepared on the process but was available for any questions.

Ms. Bustos-Mihelcic affirmed that the proposals all met the standards for the procurement process. She noted the timeline was used in the process.

Councilor Villarreal asked what criteria were used and who sat on the selection committee.

Mr. Burnett said the Evaluation Committee members were Julie Sanchez, Youth and Family Services Division, Maria Tucker from Library Division, Dolman Masco Arts Commission; and Andrew Lovato – City Historian. He didn't know the date of RFP posting. The evaluating was done in April with two sessions – first evaluating the technical proposals and then he submitted his report once it was deemed to officially be completed and then reconvened to evaluate the cost proposals to review their scoring and make sure it was all compliant. Three proposals were received, and one did not include all required documentation and was disqualified so the committee evaluated the two remaining proposals.

Mr. Burnett said there were four criteria in the RFP. One related to the experience of proposers, relevant to endeavors similar to the CHART process. Second was professional references. The third was cost of the proposals and the fourth was for oral presentations. However, oral presentation was not needed because of a huge discrepancy in scoring.

Councilor Garcia noted the Governing Body has waited for this now for a year. As the Governing Body has taken up the charge to figure out a process to address a complex history, the trauma and what has happened in our community, our comments tonight and from various community members has created more division in the community. To hear people say their voice is not heard made him wonder if we are getting this process right. The original CHART Commission had questions if this process was already predetermined. Is the final outcome already written? It is exhibited even with the recent disclosure of meetings even this past week that included the Mayor. That doesn't help the process but perpetuates the notion held by some members that this is predetermined. We needed to do everything we could to get away from that and he expressed his frustration with that. "I've done everything in my power to make it fair and transparent. The City Attorney said it earlier, if there is even the appearance of bias, one should recuse himself from the process. And I know that folks feel there is bias. I really am struggling with this that we have taken a year to come up with. I have questions and will probably have more questions as we come out of executive session."

Ms. McSherry said the reference was out of context. Her statement was only about quasi-judicial processes and expressly stated it was outside of conflict of interest in the ethics code.

Councilor Garcia said, “Okay. And let’s strike that from the record and I’ll attribute those comments to myself. City Attorney didn’t say it, but City Councilor Michael Garcia says that even if there is an appearance of bias, one should recuse himself. I believe that is clarified.”

Mayor Webber said, “It is clarified but I take exception to that. You are asserting things that are counterfactual. You are attributing things to me just as you attributed them to the City Attorney. And when you say we are giving the appearance of bias, there is no appearance of bias because there was nothing biased that took place. So, in fact, what you are creating is the appearance of bias, rather than detecting it. And insofar as you attempt to impugn my integrity, I frankly find that unacceptable.”

Councilor Garcia said, “Mr. Mayor, what I am stating is my opinion. There is a very clear code of ethics.”

Mayor Webber said, “I find it out of order.

Councilor Garcia said, “Thank you for your comment, Mr. Mayor, but I am stating my opinion and the opinion of speakers who have reached out expressing such to me – opinions to me, as well. I think that the broader public deserves to hear that. And the broader public was not part of our committee meeting when I had asked the question if you were involved in any meetings with the proposed contractors. It was clarified that that was true. And it was ...”

Mayor Webber said, “No. It was clarified that there was a conversation after they had been recommended in which I asked how they intended to introduce themselves. That has nothing to do with the selection. That has nothing to do with ...”

Councilor Garcia said, “I’m not implying that.”

Mayor Webber said, “Yes, you are. You are asserting bias. We will get to them in a minute, but this is a matter of personal integrity, and I’m not going to let it go. We have had Councilor Garcia attack Mr. Brown and accuse him of hornswoggling the City Council. We’ve had Councilor Garcia attack other members of our department heads for similar ethical misconcerns about streetlight projects. They’re not Councilor Garcia’s Governing Body peers. I am, and I feel very much that that sort of assertion is untoward.?”

Councilor Garcia said, “Mr. Mayor, those are the facts, and I am expressing...”

Mayor Webber said, “No. you are creating facts.”

Councilor Garcia said, “No. The fact is that you met with, and it was confirmed in the Public Works & Utilities Committee that you met with the proposed contractors. They confirmed that within that meeting, City staff provided the role of the process. And I would have to go back and look at the minutes. And I in no way said you had conversations with them. But what I am saying is, you met with them. And I am giving you the context if you will allow me to explain what was confirmed in the meeting. So you’re ...”

Mayor Webber said, “The fact is that I had a conversation with the proposed contractor and that, to your mind, is an expression of bias.”

Councilor Garcia said, “No. What I am stating, Mr. Mayor, is I feel that this only helps to perpetuate that this is a predetermined process.

Mayor Webber asked, “In what way did I do that, Councilor? I am confused. We had a conversation after they had been recommended. And I asked them how they intended to introduce themselves. That was the extent of the conversation. Now I am concerned that you are offering an interpretation of that that suggested something untoward. So if you are or are not, please clarify that.

Councilor Garcia said, “What I am saying, Mr. Mayor, is what was stated in the meeting on Monday. That’s what I am restating. For those folks that weren’t privy to the conversation on Monday, I am stating it. I am stating that that kind of engagement, my own person opinion felt it only helped to perpetuate that this is a predetermined process. I’m not saying that’s the outcome. I’m saying that is my feeling. I’m stating there have also been committee members that have concerns about that information. One of those made facts on Monday. I’m stating that. I’m not accusing; I’m just saying what was told to me.

So with that, I have questions. If you want to get into the back and forth, fine. But I’ve got questions.

Mayor Webber said, “Well, let’s move to your questions. But I want to put in a very clear point that any suggestion that my conversation after a recommendation of the contractor had been made where I asked them how they wished to be introduced to the public has any element of bias or predetermination of their selection – I had no knowledge they were even a contestant in this effort to get the contract.

So if you wish to clarify your point so you are simply saying there was a conversation where I asked them how they would be introduced to the public, and then I exited the conversation, that is factually correct. There is nothing improper or untoward about that.

If you want to add some personal interpretation, then you and I can have words about that later. You have the floor to ask your question”

Councilor Garcia asked, on page 61, in the document in our packet at item B -1, it talks about performance measures, and it has a TBD date there. He asked why there was no time frame on performance measures. He asked that to City Staff.

Director Kamiyama brought up the packet to reference it. She explained that it was the undetermined frequency of reporting because she wasn't sure what it was going to be – monthly or quarterly. It would be up to the Governing Body.

Councilor Garcia preferred something substantive like no less than one month intervals that would allow the Governing Body to clarify more explicitly. Thank you for that.

He went to page 64, item #8, it does not allow any subcontracting without the approval of the City. So he asked who would authorize that approval for the City.

Director Kamiyama said that would be working with herself and Mr. Bustos-Mihelcic to hear what the team is recommending, going forward.

Councilor Garcia said it was similar to page 65 item #10 on releasing of information and confidentiality. Who would provide written authorization by the City?

Director Kamiyama said that was standard contract language so Ms. Bustos-Mihelcic and her to authorize it.

Councilor Garcia thanked her.

Councilor Villarreal thought it would be helpful to have the potential contractor say a little about their process and the work they have done. She didn't get a chance to hear from Jenice Gharib and her work or role with New Mexico Arts.

Ms. Gharib said she has been the Policy Director for New Mexico Arts which is a Department of New Mexico Department of Cultural Affairs and was there for 13 years. She managed a million dollars of funding and worked with tribal entities with funding every year. She shared a long list of activities in her work history with the Governing Body.

Councilor Villarreal explained it is important to have cultural identity and she wanted to give Ms. Martinez a chance to share how she self-identified and the comment from the public about which tribal entity or pueblo she identified with or being mestiza.

Ms. Martinez thanked her and explained her own ancestry back to the early Spanish colonizers. She was not a member of a pueblo and did not grow up on a

reservation. She was born and raised in Santa Fe as a person of color and was a feminist. She also shared her values and world outlook, including her living in South Africa and her travel to many other countries.

Councilor Villarreal asked her to talk about participation with community groups that have smaller populations whose voices some people think are not significant to be heard.

Ms. Martinez needed guidance on what not to say.

Ms. McSherry advised her to not talk about the proposal.

Ms. Martinez said her work with Artful Life has been about working with marginalized people, listening to their voices, and meeting them where they are. They have busy lives so working with families has been the best way - to eat with people – go into their homes, listen to their stories, etc.

Councilor Cassutt asked about why art is part of this CHART work.

Director Kamiyama answered that the RFP didn't specify an art focus approach, but it is a good tool or strategy, a nice gateway to set common ground with tough issues. It was not mandated by the proposal. She would say more on how it is a strategy in executive session.

Councilor Cassutt noted that the monuments were part of the resolution as public art and is a piece that needs to be recognized and how art plays a role.

Director Kamiyama said art does matter, especially with public art – which is about telling stories and engages conversation in sharing cultural history. The substitute resolution for CHART does ask the community on what future monuments should be memorialized – what values – and there is deeper meaning in that.

Ms. Martinez added that the work they do is about allowing people to engage in nontraditional ways and art works differently from a meeting like this where people can raise their voices, but some are not talkers and art allows everyone to participate. It is about the process of creativity and not just the products of art creation.

Councilor Cassutt noted that this is not a process we can see in a straight line. It is an iterative process to retrace our steps.

Ms. Gharib agreed with that art is used in architecture, film making, and photography but it has a role in healing and addressing trauma is important here like PTSD and other trauma. It is a kinder way to address it and has been proven with our veterans. It works in a way that doesn't retraumatize.

Councilor Cassutt thanked her for that. She wanted to talk about bias. People come into the room with bias at every single moment. We need to look at different biases people are working on.

She believed Staff members are not trying to push an agenda on us. There is not a predetermined outcome in this. It is going to be a messy process and there is no way it cannot be messy. We sometimes get caught in this process looking for someone with no bias but a blank slate and that doesn't exist. It is human emotion and identity. How do we move the needle a little closer to where we want to be?

Councilor Romero-Wirth thanked Councilor Cassutt for those thoughts. She recommended to the community a book called "Bias" by Jennifer Eberhart on how we all have biases. And something we have advocated for. On implicit or unconscious bias training.

She asked Ms. Martinez and Ms. Gharib what their role is in the process and what the Governing Body is hiring them to do.

Ms. Gharib said she and Ms. Martinez are codirectors of this process and chose to apply because they can bring complementary skills with lots of community experience. "We are to provide space to bring out things that are quiet or often not heard – to bring people from the community for hands-on work and bring all kinds of voices that are different from ours to work in community. The space is to allow the work to be done. We are shepherds of that process for anyone who wants to participate."

Ms. Martinez said, "Our job is to be very organized. This work takes lots of coordination and we must have all our ducks in a row and allow their voices to come in. The community-based team provides so much of the wisdom. We provide the experience and logistical expertise. It is our job to meet benchmarks and standards – to spend the money as it is intended for the work to happen as a collected endeavor, and she agreed with Ms. Gharib on what she said.

Councilor Romero-Wirth referred to page 10 of 72 in the introduction before the contract that talks about the scope of the contract and quoted from it on what the role needed to be.

Councilor Lindell thanked the Artful Life team for being here. She didn't see the outcome being predetermined. She had no idea what the outcome will be. She didn't know what we call success or failure in this process. We have identified this process and took a lot of time doing it. It deserves our commitment to work as hard as we can on it.

She had no idea where it takes us but hoped our commitment is to be better. It is a big risk but nothing new is predetermined. We will find out if it is the right process. But if we do nothing, we will get nothing except to concentrate on our differences.

We can do better than we are right now. “If you are awarded this contract, I pledge my best effort to be part of it and wish you all kinds of luck because you will need it...”

Councilor Abeyta asked if Artful Life the same group that did the Albuquerque process. Did you participate in that?

Ms. Martinez said Artful Life was not involved in any way with the Albuquerque process.

Councilor Abeyta asked if there a termination clause in this contract and can we terminate it if we don't like the way it is going.

Director Kamiyama said there is a termination clause in the contract.

Councilor Abeyta asked if it can be terminated at any point and who would do that.

Ms. McSherry says it does have termination with 30-days' notice and the City would pay for work done up to that point.

Councilor Abeyta pointed out that we live in a participatory democracy and if you want something, you need to participate. CHART is our attempt of the Governing Body to get people to participate. We worked on it for a year and voted for it unanimously. It is time to get it out of our hands and into the hands of the public. As Miguel Gabaldon said, “The people are ready.” There are various ways for all to participate.

Councilor Vigil Coppler said regarding the process, it appears every time or most times that we consider contractors and selection of contractors a little differently each time. And that confuses her on what information we were privy to. It never occurred to her that she could meet with any candidates for any reason.

For Midtown, it was top secret, and she couldn't even know who was on the selection committee. This time around we got documentation, so it is a little different. She didn't question Councilor Garcia because it is out of the ordinary how it was organized and the behavior on documents sent to us and how to handle that. And we had to sign a conflict of interest on what we got for documentation. she already signed and sent one in before, so she didn't sign this one. She didn't blame anyone for standing up for or criticizing the process.

She had questions on process at PWUC and was told those questions were for the executive session. But tonight we were told we could ask questions on process and the public gets to see all of those.

Councilor Garcia had a question on periodic reporting, and it was TBD which should not be in a contract. So Councilor Vigil Coppler asked either Director

Kamiyama or Ms. McSherry on the original resolution. She seemed to recall a conversation on reporting and if there was anything in the resolution that required a report.

Director Kamiyama will look at it. She didn't recall if it was specific to a time.

Councilor Vigil Coppler said her other question was about references. She did not recall references and that could be getting into the contents of the proposal. There was a question on whether this company participated in Albuquerque project and the answer was no. She asked if the Governing Body received references for this candidate.

Mr. Burnett said it was mentioned in the email he sent last week to the Councilors, that the packet included references submitted by this candidate with the technical proposal and the cost proposal.

Councilor Vigil Coppler thanked him for that. She appreciated the answers on Art. She would like some clarification. When she reviewed the information about the approach, she saw that art was included. She thought it would be some kind of psychotherapy to get people to come together. She was not sure if that was a method or technique or actually talking about what kind of art would replace the obelisk.

She asked if the object here was to come out with new statues for placement on the Plaza. It also talks about art at Midtown, and she didn't think there was enough money to pay artists or whether the art would be temporary or permanent. Does it have to go through the H Board? And she was not sure it would result in anything because beauty is in the eye of the beholder.

Director Kamiyama explained that for the scope of work for CHART, it is art activation. We define art very broadly like we defined culture back in 2016. Art activation is temporary. It is work in the historic district. Temporary is a span of 90 days. That is one track. The artists in temporary art activation will be paid.

Councilor Vigil Coppler understood the group would come together to put art somewhere besides the plaza and it was a purpose for coming together.

Director Kamiyama said it is a series of temporary art and gave a few examples on ways to engage people.

Councilor Vigil Coppler's last question was about people in the community. When she saw the background, it included their involvement in the entrada. It seems some people feel that loss with the City selecting someone who was involved in the entrada.

Ms. Martinez clarified her involvement was after the decision was made to end the Entrada. There was a year-long process while the groups met together, and a very diverse group of writers were asked to write the proclamation. We had to write it by reading all the notes during that year and to reflect some of the language of it. She agreed to be part of it was because she thought it was remarkable, that they were able to reach a decision.

She felt to honor their process was to participate with the other writer to reflect the difficulty for all those individuals – those parties, to come together with a decision. You can just be yourself if this five member group of writers were able to faithfully represent that decision.

Councilor Vigil Coppler thanked her for that. There was a spirit of cooperation but if the Hispanics could see the future, there is another loss, and no one ever imagined what would happen in it.

She asked Director Kamiyama about the TBD sections.

Director Kamiyama looked at it and saw in the alternate resolution, it says a minimum of quarterly report. She favored what Councilor Romero-Wirth said - no less than one month.

Ms. McSherry asked if the sample contract had that language.

Director Kamiyama needed to look at it to find what it said.

Ms. McSherry suggested we could have as much as was in the sample contract.

Councilor Vigil Coppler thought since we passed the substitute language, we would have to abide by that language.

Ms. McSherry noted that Director Kamiyama and Ms. Bustos-Mihelcic want to involve the contractor in that decision.

Councilor Vigil Coppler preferred what we already have in the resolution to amend this contract.

Mayor Webber saw the implicit question as what the right approach is for dealing with that lack of specificity rather than leaving it open. He thought it was said the Staff could do that.

Ms. McSherry said it would need both parties to be amended. And then a motion to amend the main motion.

Mayor Webber asked if Ms. Martinez would agree to that. Ms. Martinez nodded her head.

Ms. Bustos-Mihelcic said the alternative resolution mentioned quarterly reports on minimum participation levels and activities they have undertaken as what was to be reported and was outlined in the resolution.

Mayor Webber recalled it was not how much progress was made toward a conclusion but more on how the process was working.

Ms. Martinez said they would not have any problem on reporting on the results of their work. People need to know what we are doing and what is happening.

**MOTION:** Councilor Vigil Coppler moved, seconded by Councilor Romero-Wirth, to amend the motion for contract approval to add “at least quarterly reports where it says TBD now.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

Councilor Vigil Coppler thanked all Staff and proposed contractors for their answers.

Councilor Rivera asked Ms. Martinez about her prepared statement which could be interpreted by the public in many different ways. So he asked how she would keep her biases out of the work as much as possible.

Ms. Martinez said it is not her job to weigh in. Of course, like anyone, she has her own biases. We all swim in the pool of racism and it is something we must be vigilant about. As co-director, her primary job is to enable the project to unfold in the scope of work. And it will be the people participating who guide the process as it goes forward. They would determine the motion; the questions; the idea of a community solution and will be gathering quantitative information generated which will be considerable and will determine things going forward – not me – my job is to facilitate as many people involved as possible.

That is the work in large part. So whatever biases she has in some way should get lost and are not as important as those who participate. They will determine the recommendations as the end. Who we are and what our history is and chart a path for the future? There is so much work to be done. It is work that does make a difference for communities facing serious challenges.

Chris thanked her.

Mayor Webber noted it is 11:00 and asked if the Governing Body wanted to go beyond 11:30.

Councilor Garcia asked if the weekly team meetings with the facilitators and asked if that was written into the contract.

Director Kamiyama was checking.

Councilor Garcia also noted that the work is to be concluded by December 31, 2021, and Mayor Webber had introduced a resolution to extend the work for sixty days. Mayor Webber agreed.

There were no other questions.

Councilor Romero-Wirth moved the previous question. She explained if Councilors were not ready to vote on the amended motion, they would vote no.

Mayor Webber asked for help from Ms. McSherry.

Ms. McSherry said the previous question needs a second and is not debatable.

Councilor Villarreal asked if that would mean no executive session.

Councilor Romero-Wirth agreed it would and withdrew her previous question.

**MOTION:** Councilor Romero-Wirth moved, seconded by Councilor Rivera, to suspend the rules and allow the meeting to go beyond 11:30 pm.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** Councilor Lindell.

**MOTION:** Councilor Rivera moved, seconded by Councilor Romero-Wirth, to go into executive session pursuant to the Open Meetings Act, Section 10-15-1(H)(6) for discussion of a competitive proposal pursuant to the City of Santa Fe Procurement Code.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

The Governing Body went into executive session at 11:02 p.m.

The Governing Body came out of executive session at 11:25 p. m.

**MOTION:** Councilor Rivera moved, seconded by Councilor Romero-Wirth, to reconvene in open session pursuant to the Open Meetings Act, Section 10-15-1(J), stating for the record that the matters discussed in closed session were limited to those specified in the motion for closure.

**VOTE:** The motion was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

Councilor Villarreal asked Director Kamiyama on a comment from the floor on potential conflict of interest of Ms. Martinez's mother who sits on the Arts Commission Board.

Director Kamiyama said Commissioner Martinez was not involved in the procurement process and signed a non-disclosure form, so no one knew who the applicants were. Regarding the Arts Commission, the Arts and Culture Department will be involved in collaboration helping the team with arts organizations and nonprofits as well as other departments – Youth, Seniors, Parks & Rec, Fire, Police, HR, etc. so it won't be just our department but reaching out to all advisory bodies as well for a city-wide process.

Councilor Garcia said during a special Arts Commission meeting that Ms. Martinez' mother had expressed to them that her daughter had been selected for CHART and explained it to the group. He didn't know how that would be a conflict of interest, but it was done at a public meeting.

Councilor Villarreal had no other questions.

Councilor Vigil Coppler said before we went into executive session, there was a question that led her to wonder if we needed to look at the substitute resolution to make sure that everything in it made it into the contract. Councilor Garcia had a question on one of the items in the resolution. She didn't want to think that the hours spent on that resolution excused anything that was in it. It was a big reason she voted yes on it.

Councilor Garcia asked Director Kamiyama about it.

Director Kamiyama said she looked it up and it is administration #8 that it will coordinate and set the schedule with the consultant team and put in exactly what the resolution said a "weekly" project team meeting. The consultant team would be there too.

**MOTION:** Councilor Garcia moved, seconded by Councilor Rigil Coppler, to amend the contract to add "at a weekly rate" to the project team meetings sentence.

**Discussion on the Motion:**

Councilor Cassutt understood there would be weekly meetings with the team with Ms. Bustos-Mihelcic and Director Kamiyama present. Her biggest concern was on the workload of City staff. She asked Ms. Bustos-Mihelcic and Director Kamiyama if weekly meetings was the right interval for them.

Ms. Bustos-Mihelcic said she and Director Kamiyama already meet weekly so it would not be an added burden. We have time on our calendar to do that, but she appreciated Councilor Cassutt's concern for their time.

**VOTE:** The amendment was approved on the following Roll Call vote:

**For:** Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:** None.

Mayor Webber commented that we have had intense conversation tonight and in the past. It is worthwhile to step back from details and questions and reflect on where we are tonight. Should we approve the contract, nothing is finished. It is a historic moment to look toward our history but to look to the future. There is a movement in our country to bury history and to distort history.

Brief nods have been made toward history and truth – there was a massacre that destroyed a community that took two days of newspaper story and then was gone. Some would like to erase history some who want to put a happy face on it.

Here in New Mexico, we know it includes suffering and resiliency. We focus on Natives and Hispanics. We have arrival of Anglos coming here. We have Japanese internment camp here. We have houses built in the fifties where blacks were not supposed to be after dark.

We have had mixed marriages of all kinds. People from all parts of the world have made Santa Fe this unique and diverse community. There are still people in the US that would prefer to sow hatred and anger. There are people who would like to create serious and permanent division that would prevent positive things from taking place.

Then there are those who want to work for more democracy and more opportunity for people's voices to be heard – all the people of Santa Fe. So we are a microcosm, and the choice is between anger and division, or hope and unity. There is nothing guaranteed about the CHART process. It's a process. There is no guaranteed outcome. There is no pre-determined outcome, no boundaries on what can be discussed. There are no safety rails on democracy. Democracy is an experiment that has to be proven every single day and tested and affirmed every single day.

I have no doubt that people want to lean into this and participate and talk with each other. And if we vote for it, that is what we will set into motion: to listen, to show respect and with dignity, face our past to face our future.

Councilor Garcia asked to explain his vote.

**VOTE:**        **The amended motion was approved on the following Roll Call vote:**

**For:**            Mayor Webber, Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal.

**Against:**      None.

Councilor Garcia said, as we begin the process, it is critical that all of us go forward with trust, and it will take everyone of us involved in the process so please get out and tell your story.

## 20. **PUBLIC HEARINGS**

There were no public hearings.

21. **ADJOURN**

Having completed the agenda and with no further business to come before the Governing Body, the meeting was adjourned at approximately 11:44 p.m.

Approved by:



\_\_\_\_\_  
Mayor Alan Webber

ATTESTED TO:



\_\_\_\_\_  
Kristine Mihelcic (Jul 30, 2021 11:38 MDT)

Kristine Bustos Mihelcic, City Clerk

Respectfully submitted by:



\_\_\_\_\_  
Carl G. Boaz, Council Stenographer



**GOVERNING BODY MEETING OF**  
**July 14, 2021**  
**BILLS AND RESOLUTIONS SCHEDULED FOR INTRODUCTION**  
**BY MEMBERS OF THE GOVERNING BODY**

**EXHIBIT ONE**  
 GB July 14, 2021

<b>Mayor Alan Webber</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
	<b>A RESOLUTION REQUESTING APPROVAL OF FOURTH QUARTER BUDGET AMENDMENTS AND ASSOCIATED NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION/LOCAL GOVERNMENT DIVISION (DFA/LGD) SCHEDULE FOR FISCAL YEAR 2020/2021.</b>	Finance Committee – 7/19/21 Public Works and Utilities Committee – 7/26/21 Governing Body – 7/28/21
	<b>AN ORDINANCE AUTHORIZING THE CITY OF SANTA FE (“BORROWER”) TO ENTER INTO A LOAN AGREEMENT WITH THE NEW MEXICO ENVIRONMENT DEPARTMENT (“NMED”) FOR THE PURPOSE OF OBTAINING PROJECT LOAN FUNDS UP TO THE AMOUNT OF \$4,000,000 PLUS ACCRUED INTEREST AND LOAN SUBSIDY GRANT FUNDS IN THE AMOUNT OF \$180,000 FOR A TOTAL FUNDED AMOUNT NOT TO EXCEED \$4,180,000; DESIGNATING THE USE OF THE FUNDS FOR THE PURPOSE DEFINED IN THE MOST CURRENT PROJECT DESCRIPTION FORM AS APPROVED BY NMED; DECLARING THE NECESSITY FOR THE LOAN; PROVIDING THAT THE LOAN WILL BE PAYABLE AND COLLECTIBLE SOLELY FROM THE BORROWER’S PLEDGED REVENUES DEFINED BELOW; AND PRESCRIBING OTHER DETAILS CONCERNING THE LOAN AND THE SECURITY THEREFORE.</b>	Finance Committee – 7/19/21 Public Works and Utilities Committee – 7/26/21 Governing Body – 7/28/21
	<b>A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AUTHORIZED OFFICER(S) AND AGENT(S) FOR PROJECT NUMBER CWSRF 088.</b>	Finance Committee – 7/19/21 Public Works and Utilities Committee – 7/26/21 Governing Body – 7/28/21
	<b>A RESOLUTION EXTENDING THE DURATION OF THE WORK OUTLINED IN RESOLUTION NO. 2021-6 REGARDING COMMUNITY CONVERSATIONS ON SANTA FE’S CULTURES, HISTORIES, ART, RECONCILIATION, AND TRUTH.</b>	Quality of Life Committee – 8/4/21 Public Works and Utilities Committee – 8/9/21 Governing Body – 8/11/21
<b>Councilor Roman “Tiger” Abeyta</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
<b>Romero-Wirth Cassutt</b>	<b>AN ORDINANCE AMENDING SECTION 11-13 TO INCREASE THE CITY MANAGER’S CONTRACT</b>	Public Works and Utilities Committee – 7/26/21

	<b>APPROVAL AUTHORITY TO TWO HUNDRED AND FIFTY THOUSAND DOLLARS.</b>	Governing Body (request to publish) – 7/28/21 Finance Committee – 8/2/21 Governing Body (public hearing) – 8/25/21
<b>Councilor Jamie Cassutt</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
<b>Councilor Michael J. Garcia</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
<b>Councilor Signe I. Lindell</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
	<b>A RESOLUTION AUTHORIZING THE CONSUMPTION OF ALCOHOL DURING A WINE TASTING EVENT PRODUCED BY THE SANTA FE WINE AND CHILE FIESTA, A NON-PROFIT ORGANIZATION, ON CITY PROPERTY DURING A FRIDAY IN SEPTEMBER, 2021-2024, PURSUANT TO SUBSECTION 23-6.2(B) SFCC 1987.</b>	Finance Committee – 7/19/21 Quality of Life Committee - 7/21/21 Governing Body – 7/28/21
<b>Councilor Chris Rivera</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
<b>Abeyta</b>	<b>A RESOLUTION ACCEPTING A MUNICIPAL ARTERIAL PROGRAM (“MAP”) COOPERATIVE GRANT IDENTIFIED AS CONTROL NUMBER L500473; AND ACCEPTING A LOCAL GOVERNMENT ROAD FUND (“LGRF”) GRANT IDENTIFIED AS CONTROL NUMBER L500444 FROM THE NEW MEXICO DEPARTMENT OF TRANSPORTATION (“NMDOT”) FOR THE PLANNING, DESIGN, CONSTRUCTION, RECONSTRUCTION, PAVEMENT REHABILITATION, CONSTRUCTION MANAGEMENT, DRAINAGE, TRAFFIC SIGNAL IMPROVEMENTS, AND MISCELLANEOUS IMPROVEMENTS OF CIP 853C - AGUA FRIA AND SOUTH MEADOWS ROAD INTERSECTION IMPROVEMENTS PROJECT.</b>	
<b>Councilor Carol Romero-Wirth</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
<b>Councilor JoAnne Vigil Coppler</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>

<b>Councilor Renee Villarreal</b>		
<b>Co-Sponsors</b>	<b>Title*</b>	<b>Tentative Committee Schedule*</b>
	<b>AN ORDINANCE RELATING TO CLOSED CAPTIONS; CREATING A NEW SECTION 7.5 SFCC 1987 TO REQUIRE PLACES OF PUBLIC ACCOMODATION TO ACTIVATE CLOSED CAPTIONING ON TELEVISION RECEIVERS.</b>	Quality of Life Committee – 8/4/21 Governing Body (request to publish) – 8/11/21 Mayor’s Committee on Disability – 8/19/21 Finance Committee – 8/30/21 Governing Body (public hearing) – 9/8/21

\* Subject to change

Introduced legislation will be posted on the City Attorney’s website, under legislative services. If you would like to review the legislation prior to that time or you would like to be a co-sponsor, please contact Jesse Guillen, 505-955-6518, [jbguillen@santafenm.gov](mailto:jbguillen@santafenm.gov) or Jeff Norris, 505-955-6692, [jtnorris@santafenm.gov](mailto:jtnorris@santafenm.gov).