



MINUTES

REGULAR MEETING OF
THE GOVERNING BODY
JUNE 09, 2021 4:00 PM
VIRTUAL MEETING

AFTERNOON SESSION - 4:00 P.M.

1. CALL TO ORDER

Meeting called to order at 4:03 p.m.

2. PLEDGE OF ALLEGIANCE

Councilor Abeyta

3. SALUTE TO THE NEW MEXICO FLAG

Councilor Vigil Coppler

4. INVOCATION

Councilwoman Villarreal

5. ROLL CALL

Members Present:

Councilor Roman Abeyta
Councilor Jamie Cassutt
Councilor Michael Garcia
Councilor Signe Lindell
Councilor Carol Romero-Wirth
Councilor JoAnne Vigil Coppler
Councilor Renee Villarreal
Mayor Alan Webber

Members Excused:

Councilor Chris Rivera

Others Attending:

Jesse Guillen, Legislative Liaison
Jarel Lapan Hill, City Manager
Erin McSherry, City Attorney
Kristine Mihelcic, City Clerk



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Carl Boaz, Stenographer
Melissa McDonald, Attendee
David Chapman, Attendee
Ben Valdez, Attendee
Alexandra Ladd, Attendee
Andrew Padilla, Attendee
Brian Williams, Attendee
Mark Baca, Attendee
Erick Aune, Attendee
Christine Chavez, Attendee
Paul Babcock, Attendee
Jason Kluck, Attendee
Kyra Ochoa, Attendee
Bill Schneider, Attendee
Jonathan Montoya, Attendee
Rich Brown, Attendee
Regina Wheeler, Attendee
Sam Burnett, Attendee
Efren Morales, Attendee
Randy Randall, Attendee
Geronimo Griego, Attendee
Caryn Grosse, Attendee
Pauline Kamiyama, Attendee
Robert Jorgensen, Attendee
Rod Lambert, Attendee

6. APPROVAL OF AGENDA

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Vigil Coppler, to approve the agenda as amended. Items 14 and 15 will be moved to the end of the meeting.

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

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

Against: None



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Abstain: None

7. APPROVAL OF CONSENT CALENDAR

MOTION: Councilor Cassutt moved, seconded by Councilor Villarreal, to approve the as amended. Councilor Vigil Coppler and Councilor Garcia removed item 9(d) for discussion.

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

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

Against: None

Abstain: None

8. APPROVAL OF MINUTES

a. Regular Governing Body Meeting – May 26, 2021

MOTION: Councilor Garcia moved, seconded by Councilor Cassutt, to postpone the minutes until the next regular meeting.

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

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

Against: None

Abstain: None

9. PRESENTATIONS



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- a) COVID-19 Update. (Jarel LaPan Hill, City Manager, jlapanhill@santafenm.gov, 955-6848 and Kyra Ochoa, Community Health and Safety Director, krochoa@santafenm.gov, 955-6603) **INFORMATION ONLY**

10. CONSENT CALENDAR

- a. CONSIDERATION OF RESOLUTION NO. 2021-___. (Councilor Cassutt)
A Resolution Notifying the County Clerk of the County of Santa Fe That the Regular Local Election to be Held on November 2, 2021, Shall Include Elections for One City Councilor From Each Council District and the Mayor for the City of Santa Fe. (Kristine Bustos - Mihelcic, City Clerk: kmmihelcic@santafenm.gov, 955-6846)

Committee Review:

Introduced: 05/26/21

Quality of Life Committee: 06/02/21

Public Works and Utilities Committee: 06/07/2021

Governing Body: 06/09/21

MOTION: Councilor Cassutt moved, seconded by Councilor Villarreal, to approve the resolution as presented.

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

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

Against: None

Abstain: None

- b. Request for Approval to Submit for Review to the US Department of Justice, Office of Justice Programs, Certifications and Assurances by the Chief Executive of the Applicant Government. (Andrew Padilla, Chief of Police, Police Department, aapadilla@santafenm.gov, 955-5102)

Committee Review:

Public Safety Committee: 06/15/2021

Quality of Life Committee: 06/16/2021



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Finance Committee: 06/21/2021
Governing Body: 06/30/2021

MOTION: Councilor Cassutt moved, seconded by Councilor Villarreal, to approve the grants as presented.

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

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

Against: None

Abstain: None

- c. Request for Approval of the Modification to Grant #1 and #2 to Contract 17-0519 to Redistribute Funding Levels within the Previously Approved Cost Elements in the Financial Plan, and Extend the Expiration Date from June 15, 2021 to June 15, 2022. (Porfirio Chavarria, Wildland Urban Interface Specialist: pnychavarria@santafenm.gov, 995-3119)

Committee Review:

Quality of Life Committee: 06/02/2021
Public Works and Utilities Committee: 06/07/2021
Governing Body: 06/09/2021

MOTION: Councilor Cassutt moved, seconded by Councilor Villarreal, to approve the contract amendment as presented.

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

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

Against: None

Abstain: None



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- d. CONSIDERATION OF RESOLUTION NO. 2021-___. (Mayor Webber)
A Resolution Establishing an Operation Plan for Bicentennial Pool for the 2021 Season. (Regina Wheeler, Public Works Department Director: rawheeler@santafenm.gov, 955-6622; Gino Rinaldi, Acting Recreation Division Director: earinaldi@santafenm.gov, 955-4710)

Committee Review:

Introduced: 05/12/21

Public Works and Utilities Department: 05/24/21

Quality of Life Committee: 06/02/21

Governing Body: 06/9/21

MOTION: Councilor Garcia moved, seconded by Councilor Romero-Wirth, to approve the resolution as amended.

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

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

Against: None

Abstain: None

MOTION: Councilor Garcia moved, seconded by Councilor Vigil Coppler, to approve the amendment proposed by Councilors Garcia and Villareal as presented.

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

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

Against: None

Abstain: None



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11. DISCUSSION/ACTION ITEMS

- a. Request for Approval of a State Capital Outlay Grant Agreement for a Supportive Housing Facility Project 20-E2745 in the Amount of \$844,470 to Plan, Design, Construct and Renovate a Facility for Homeless and Below-Market Renters, Including Housing and Services in Santa Fe. (David A. Chapman, Grants Administrator, dachapman@santafenm.gov, 505-660-2619)

1) Request for Approval of a Budget Adjustment Resolution (BAR) in the Amount of \$844,470.

Committee Review:

Public Works and Utilities Committee: 06/7/2021

Governing Body: 06/9/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Cassutt, to approve the grant as presented.

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

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

Against: None

Abstain: None

- b. Request for the Approval of Amendment # 13 to Service Contract 18-0552 Increasing Compensation for the Upcoming Fiscal Year by \$1,570,498.68 to a New Total of \$4,460,466.74 Including NMGR for Security Services throughout City Facilities; Universal Protection Services, LP dba Allied Universal Security.

(Sam Burnett, Public Works Property Maintenance Manager, jsburnett@santafenm.gov, 505-795-2491) **Committee Review:**

Public Works Committee: 06/7/2021

Governing Body: 06/9/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the contract amendment as presented.



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

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

Against: None

Abstain: None

- c. Request for Approval of Service Agreement in the Total Amount of \$334,873 for Roof, HVAC and Employee Parking Security Measures; Pluma, LLC. (Caryn Grosse, Facilities Project Administrator, clgrosse@santafenm.gov, 955-5938)

Committee Review:

Public Works and Utilities Committee: 05/24/2021

Governing Body: 06/9/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the contract as presented.

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

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

Against: None

Abstain: None

- d. Request for Approval of Amendment #5 to Alpha Southwest for Emergency Repairs for the WWMD and Water Division Source of Supply in the Amount of \$211,015.63 for FY 2022 and Extending the Term through 6/30/22. (Jonathan Montoya, Source of Supply Operations Manager, jmmontoya@santafenm.gov, 955-4373 and Efran Morales, WWMD III, emmorales@santafenm.gov, 955-4618)

Committee Review:



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Works and Utilities Committee: 05/24/2021
Governing Body: 06/09/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the contract amendment as presented.

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

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

Against: None

Abstain: None

- e. Request for Approval of Amendment #2 to Professional Services Agreement 19-0235 with Hazen to Provide On Call Engineering Services for Capital Improvement and Priority Projects in the Amount of \$500,000 Exclusive of NMGR. (William Schneider, Water Resources Manager, whschneider@santafenm.gov, 955-4203) 1) Request for Approval of a Budget Adjustment Resolution (BAR).

Committee Review:

Public Works and Utilities Committee: 05/24/2021
Governing Body: 06/09/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Vigil Coppler, to approve the contract amendment as presented.

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

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

Against: None

Abstain: None



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- f. Request for Approval of Memorandum of Agreement (MOA) with the City of Santa Fe and the United States Bureau of Reclamation (USBR) to Support the Ongoing Water Supply Planning Efforts Specified in City Resolution 2019-56. (William Schneider, Water Resources Manager, whschneider@santafenm.gov, 955-4203)

Committee Review:

Public Works and Utilities Committee: 05/24/2021

Governing Body: 06/09/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Vigil Coppler, to approve the memorandum of agreement (MOA) as presented.

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

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

Against: None

Abstain: None

- g. Request for Approval of Amendment #3 to a Professional Services Agreement with Aecom Technical Services Inc. to Provide On-Call Engineering Services for Capital Improvements Program (CIP) Projects in the Amount of 542,188. (Robert Jorgensen, Engineer, rnjorgensen@santafenm.gov, 955-4265)

1) Request for Approval of Budget Amendment Resolution

Committee Review:

Public Works and Utilities Committee: 05/24/2021

Governing Body: 06/09/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the contract amendment as presented.

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



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Against: None

Abstain: None

- h. Request for Approval of a Professional Services Contract with Hazen Engineering for Technical Services to Support the 2100 Water Planning through June 20, 2024 in the Amount of \$298,448 Inclusive of NMGRT. (William Schneider, Water Resources Manager, whschneider@santafenm.gov, 955-4203) 1) Request for Approval of a Budget Adjustment Resolution (BAR) to Fund the Hazen Engineering Contract.

Committee Review:

Public Works and Utilities Committee: 05/24/2021

Governing Body: 06/09/2021

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Lindell, to approve the professional services agreement (PSA) as presented.

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

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

Against: None

Abstain: None

- i. Request for Approval of Award and Acceptance of Recurring Federal Planning Funding Section 112 (FHWA) and Section 5303 (FTA) Funds for: Santa Fe MPO Section 112 MOA between the NMDOT and the SFMPO Contract #3202718; Section 5303 Cooperative Agreement Between the NMDOT and the SFMPO Contract #3202718; Summary: Acceptance of Reoccurring Grant Awards to Support SFMPO Management. (Erick Aune, MPO Officer, ejaune@santafenm.gov 505-330-8483)



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

Committee Review:

Public Works Committee: 06/07/21

Finance Committee: 06/21/2021

Governing Body: 06/30/21

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Villarreal, to approve the budget adjustment resolution (BAR) as presented.

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

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

Against: None

Abstain: None

- j. Request for Approval of the 2020 State Homeland Security Grant Program Sub-Grant Agreement EMW-2020-SS-0127-S01 in the Total Amount of \$262,749.19; New Mexico Department of Homeland Security and Emergency Management.
(Brian Williams, Acting Director Emergency Management and Safety: bgwilliams@santafenm.gov, 505-469-1484)

Committee Review:

Governing Body: 06/09/21

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Cassutt, to approve the grants as presented.

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

For: Councilor Abeyta, Councilor Cassutt, Councilor Garcia, Councilor Romero-Wirth, Councilor Vigil Coppler, Councilor Villarreal, Mayor Webber

Against: None



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Abstain: None

12. **MATTERS FROM THE CITY MANAGER**

13. **MIDTOWN OVERVIEW**

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

Information Presentation Topic: Furniture, Fixtures, & Equipment + Arts Assets

Presenters: Robert Lambert, Office of Arts & Culture
Sam Burnett, Public Works Department

14. **MATTERS FROM THE CITY ATTORNEY**

EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, Specifically NMSA 1978, Section 10-15-1, Parts (H)(7), and (H)(8), Attorney-Client Privileged Discussion Regarding Threatened and Pending Litigation in Which the City of Santa Fe Is or May Become a Party, Including, But Not Limited to, *City of Albuquerque et al v. Taxation and Revenue Department; Plaza Entrada Co. et al. v. S.F. Holdings, LLC, et al.*, D-101-CV-2020-02681, and *Cook County v. Wolf* (N.D. Ill.). (Erin K. McSherry, City Attorney, ekmcsberry@santafenm.gov, 955-6512,)

15. **MATTERS FROM THE CITY CLERK**

16. **COMMUNICATIONS FROM THE GOVERNING BODY**

- a. Introduction of Legislation

EVENING SESSION - 6:00 P.M.

17. **ROLL CALL**

18. **PETITIONS FROM THE FLOOR**

19. **APPOINTMENTS**

- a. Mayor's Youth Advisory Board

MOTION: Councilor Cassutt moved, seconded by Councilor Romero-Wirth, to approve the appointment as presented.

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

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

Against: None

Abstain: None

20. **PUBLIC HEARINGS**

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

An Ordinance Regarding the Independent Salary Commission; Amending Section 6-19.3 SFCC 1987 To Reassign the Authority to Appoint the Members of the Commission to the Ethics and Campaign Review Board and to Reassign the Authority to Appoint the Commission's Chairperson to the Commission's Members; and Amending Section 6-16.2 SFCC to Add the Duty of Appointing the Independent Salary Commission Members to the Ethics And Campaign Review Board's Powers and Duties. (Jesse Guillen, Legislative Liaison: jbg Guillen@santafenm.gov, 955-6518)

Committee Review:

Introduced: 04/14/21

Quality of Life Committee: 04/21/21

Public Works and Utilities Committee: 04/26/21

Finance Committee: 05/3/21

Governing Body (Request to Publish): 05/12/21

Governing Body (Public Hearing): 06/09/21



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MOTION: Councilor Villarreal moved, seconded by Councilor Cassutt, to approve the bill as presented. Councilor Villarreal asked to be added as a cosponsor.

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

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

Against: None

Abstain: None

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

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

Committee Review:

Introduced: 03/31/21

Planning Commission: 05/6/21

Public Works and Utilities Committee: 05/11/21

Governing Body (Request to Publish): 05/12/21

Governing Body (Public Hearing): 06/9/21

MOTION: Councilor Cassutt moved, seconded by Councilor Abeyta, to approve the bill as presented. Councilor Villarreal asked to be added as a cosponsor.

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



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

Against: None

Abstain: None

- c. CONSIDERATION OF RESOLUTION NO. 2021-___. (Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal)
A Resolution Proclaiming Severe or Extreme Drought Conditions Exist in the City of Santa Fe; Imposing Fire Restrictions June 10, 2021 to July 10, 2021; Restricting the Sale or Use of Fireworks Within the City of Santa Fe and Prohibiting Other Fire Hazard Activities. (Geronimo Griego, Acting Fire Marshall: gggriego@santafenm.gov, 955-3310)

Committee Review:

Introduction: 05/26/21

Quality of Life Committee: 06/02/21

Governing Body: 06/09/21

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Vigil Coppler, to approve the resolution as presented.

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

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

Against: None

Abstain: None

- d. CONSIDERATION OF RESOLUTION NO. 2021-___. (Councilor Rivera, Councilor Romero-Wirth, Councilor Vigil Coppler, and Councilor Villarreal)
A Resolution Proclaiming Severe or Extreme Drought Conditions Exist in the City of Santa Fe; Imposing Fire Restrictions July 11, 2021 to August 10, 2021;



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Restricting the Sale or Use of Fireworks Within the City of Santa Fe and Prohibiting Other Fire Hazard Activities. (Geronimo Griego, Acting Fire Marshall: ggriego@santafenm.gov, 955-3310)

Committee Review:

Introduction: 05/26/21

Quality of Life Committee: 06/02/21

Governing Body: 06/09/21

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Villarreal, to approve the resolution as presented.

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

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

Against: None

Abstain: None

21. **ADJOURN**

City Clerk

Mayor