



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
AUGUST 31, 2022
5:00 PM
COUNCIL CHAMBERS
CITY HALL
200 LINCOLN AVENUE

PROCEDURES FOR GOVERNING BODY MEETING

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.

Written Public Comment: Members of the public may submit written comments on legislation by clicking on the comment bubble to the right of the meeting on the public portal at <https://santafe.primegov.com/public/portal> three hours prior to the start of the meeting.

Live Public Comment: Members of the public may provide public comment in person during *Petitions from the Floor*, *Public Comment*, *Final Action on Legislation*, or *Public*

Hearings.

Virtual Public Comment: To provide public comment during *Petitions from the Floor, Public Comment, Final Action on Legislation, or Public Hearings* virtually, you must join the Zoom meeting by internet or phone, as follows:

Internet: To join the Zoom meeting on the internet using a computer, laptop, smartphone, or tablet, use the following link: <https://santafenm.gov.zoom.us/j/88028813129>.

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: 868 4255 8958**

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

The agenda and packet for the meeting will be posted at <https://santafe.primegov.com/public/portal>.

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

Councilor Romero-Wirth

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

Councilor Lee Garcia

4. **INVOCATION AND REMEMBRANCES**

Councilor Chavez

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. FY21 Audit Update (Ricky Bejarano, Interim Assistant Finance Director: rabjejaraon@santafenm.gov, 505-629-6988)
- b. Culture, History, Art, Reconciliation, and Truth (CHART) Final Quarterly Update as Required by Resolution 2021-6 and 2021-56 and Presentation on Final Report. (Pauline Kamiyama, Director, Santa Fe Arts and Culture Department: pkkamiyama@santafenm.gov, 505-955-6653) – **(NO ACTION)**

Presenters:

Valerie Martinez, Artful Life Co-Director
Jenice Gharib, Artful Life Co-Director Quarterly

Presentation Dates:

- November 10, 2021
- February 9, 2022
- May 11, 2022
- August 31, 2022

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the August 2, 2022 Special Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)

Committee Review:

Governing Body: 08/31/2022

- b. Request for Approval of the August 10, 2022 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6521)

Committee Review:

Governing Body: 08/31/2022

- c. Request for Approval of the August 15, 2022 Special Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)

Committee Review:

Governing Body: 08/31/2022

- d. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from VC Rose Street Partners, LLC, 420 Catron Street, Santa Fe, New Mexico 87501, for the Following: (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 505-955-6520)

1. Pursuant to §60-6B-10 NMSA 1978, Consideration of a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at New York on Catron, 420 Catron Street, Santa Fe, which is within 300 Feet of Carlos Gilbert Elementary School, Located at 300 Griffin Street, Santa Fe.
2. If the Waiver of the 300 Foot Location Restriction is Granted, Consideration of a Request for a Restaurant A (Beer & Wine) Liquor License, with Patio Service, to be Located at New York on Catron, 420 Catron Street, Santa Fe.

Committee Review:

Liquor Hearing: 08/22/2022

Governing Body: 08/31/2022

- e. Request for Approval of a Contract with Parkson Corporation to Purchase the Aqua Guard Screen Filter and Aqua Wash Press for the Headworks Facility for the Wastewater Treatment Plant Facility in the Total Amount of \$274,699 Excluding NMGRT. (P. Fred Heerbrandt, P.E. Engineer Supervisor: pfheerbrandt@santafenm.gov)

1. Request for Approval of a Budget Adjustment Resolution (BAR) from the WWMD Cash Balance in the Amount of \$274,699.

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Governing Body: 08/31/2022

- f. Request for Approval of Bid #22/38/B for the Wastewater Management Division, Paseo Real 4-Year Generator Maintenance Agreement with Smith Power Products, Inc. (P. Fred Heerbrandt, P.E. Engineer Supervisor: pfheerbrandt@santafenm.gov)

1.Request for Approval of the FY2023 Budget Adjustment Resolution (BAR)in the Amount of \$1,487,294.05.

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Governing Body: 08/31/2022

- g. Request for Approval of Amendment No. 3 to Lease Agreement Item #19-0341 between Garson Studios Santa Fe LLC and the City of Santa Fe for the Premises Located at 1600 St. Michael's Drive, Santa Fe, NM to Allow Lessee to Request Several or All Holdover Extensions. (Lee Logston, Asset Development Manager: llogston@santafenm.gov, 505-955-6914)

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Quality of Life Committee: 08/17/2022

Governing Body: 08/31/2022

- h. Request for Approval of Amendment No. 3 to Item #19-0503 between the City of Santa Fe and Granicus LLC, Previously Host Compliance LLC, for Short Term Rental Monitoring and Compliance Services. (Jason Sena, Zoning, STR and Code Compliance Supervisor: jdsena@santafenm.gov, 505-955-6336)

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Governing Body: 08/31/2022

- i. Request for Approval of Amendment No. 2 of Lease Agreement #13-0635 between the City of Santa Fe and Santa Fe Civic Housing Authority to Allow Non-Housing Uses for a Specific Part of the Property, as Shown on the Survey Exhibit. (Alexandra Ladd, Office of Affordable Housing: agladd@santafenm.gov, 505-955-6346)

Committee Review

Finance Committee: 08/15/2022

Quality of Life Committee: 08/17/2022

Public Works & Utilities Committee: 08/29/2022

Governing Body: 08/31/2022

- j. Request for Approval of Amendment No. 3 to Amended and Restated Lease Agreement Item #19-0872 Between Santa Fe Recovery Center, Inc. and the City of Santa Fe for the Premises Located at 1600 St. Michaels Drive to Extend Terms Through November 1, 2023 and Reduces Rent to Fair Market Rental Value Based on 2017 Appraisal Adjusted for Inflation. (Lee Logston, Asset Development Manager: lrlogston@santafenm.gov, 505-955-6914)

Committee Review:

Finance Committee: 08/15/2022

Quality of Life Committee: 08/17/2022

Public Works and Utilities Committee: 08/29/2022

Governing Body: 08/31/2022

- k. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Romero-Wirth and Councilor Cassutt)
A Resolution Adopting New Procedural Rules for City Council Standing Committees. (Jesse Guillen, Legislation and Policy Innovation Manager: jbg Guillen@santafenm.gov, 505-955-6518)

Committee Review:

Governing Body (Introduced): 07/13/2022

Quality of Life Committee: 07/20/2022

Public Works and Utilities Committee: 07/25/2022

Finance Committee: 08/1/2022

Finance Committee: 08/15/22

Governing Body: 08/31/2022

- I. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Cassutt, Councilwoman Villarreal, Councilor M. Garcia and Councilor Chavez)
A Resolution Advancing Complete Streets as a Proven Countermeasure to Provide Safer and More Equitable Transportation Improvements in the Santa Fe Metropolitan Planning Area While Reducing the Impacts of Climate Change. (Erick Aune, Transportation Planner: ejaune@santafenm.gov, 505-955-6664)

Committee Review:

Governing Body (Introduced): 08/10/2022

Quality of Life Committee: 08/17/2022

Public Works and Utilities Committee: 08/29/2022

Governing Body: 08/31/2022

- m. CONSIDERATION OF RESOLUTION NO. 2022-___. (Mayor Webber, Councilor Lindell, Councilor Cassutt, Councilwoman Villarreal, Councilor Chavez, Councilor M. Garcia, Councilor Romero-Wirth)
A Resolution Supporting Legislation in the United States of America and the State of New Mexico to Protect the Right to a Safe Abortion. (Andrea Salazar, Assistant City Attorney: asalazar@santafenm.gov, 505-955-6303 and Pat Feghali, Assistant City Attorney: pfeghali@santafenm.gov)

Committee Review:

Governing Body (Introduced): 07/27/2022

Women's Commission: 08/09/2022

Quality of Life Committee: 8/17/2022

Governing Body: 08/31/2022

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of a Professional Services Agreement with Carr, Riggs, Ingram for Audit Services for FYE 6/30/2021 in the Amount of \$269,454.42 Including Applicable Gross Receipts Tax. (Ricky Bejarano, Accounting Officer, rabejarano@santafenm.gov, 505-629-6988)

Committee Review:

Governing Body: 08/31/2022

- b. Request for Approval of a Professional Services Agreement with Carr, Riggs, Ingram for Audit Services for FYE 6/30/2022 in the Amount of

\$269,454.42 Including Applicable Gross Receipts Tax. (Ricky Bejarano, Accounting Officer: rabejarano@santafenm.gov, 505-629-6988)

Committee Review:

Governing Body: 08/31/2022

- c. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Chavez)
A Resolution Adopting the 2024-2028 Senior Infrastructure Capital Improvements Plan (“ICIP”) for the Division of Senior Services, Community Health and Safety Department. (Gino Rinaldi, Senior Services Division Director: earinaldi@santafenm.gov, 955-4710; Anya Alarid, Senior Services Program Manager: aalarid@santafenm.gov, 955-4744))

Committee Review:

Finance Committee (Introduced): 8/15/2022

Quality of Life Committee: 8/17/2022

Governing Body: 8/31/2022

- d. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Cassutt, Mayor Webber, Councilwoman Villarreal)
A Resolution Supporting the Santa Fe Public Schools’ Board of Education’s Application for Grant Funding to build Out a District-Wide Community Schools Model Designed to Reduce Chronic Absenteeism, Decrease Out-of-School Time Caused by Suspensions, Increase Parental Involvement, and Improve Kindergarten Readiness Skills. (Maria Sanchez-Tucker, Community Services Director, metucker@santafenm.gov, 505-955-6638)

Committee Review:

Public Works and Utilities Committee (Introduced): 08/29/2022

Governing Body: 08/31/2022

- 11. **MATTERS FROM THE CITY MANAGER**
- 12. **MATTERS FROM THE CITY ATTORNEY**
- 13. **MATTERS FROM THE CITY CLERK**
- 14. **COMMUNICATIONS FROM THE GOVERNING BODY**

15. **INTRODUCTION OF LEGISLATION**

- a. **CONSIDERATION OF BILL NO. 2022-__.** (Councilor M. Garcia)
An Ordinance Relating to Electric Bicycles; Amending Section 12-1-6 of the Uniform Traffic Ordinance (“UTO”) to Include Electric Bicycles in the Definition of Bicycle; Amending Section 12-1-40 of the UTO to Delineate Electric Bicycles From Motor Vehicles; Amending Section 12-1-88 of the UTO to Specify That an Electric Bicycle is Not a Vehicle; Amending Section 12-8-1 of the UTO to Prohibit Anyone Under the Age of Sixteen From Riding a Class 3 Electric Bicycle; Amending Section 12-8-10 of the UTO to Regulate and Establish a Speed Limit for Electric and Manually-Propelled Bicycles on City Sidewalks; Amending Section 12-8-15 of the UTO to Remove the Prohibition for Bicycles to Ride on a Street Adjacent to a Sidewalk or Path When Bicycles are Required to Use the Sidewalk or Street; Creating a New Section 12-8-18 of the UTO to Make it an Offense to Enhance the Speed Capabilities of an Electric Bicycle; Amending Section 12-8-23 of the UTO to Raise the Maximum Fine for Violation of Certain Provisions from Twenty-Five Dollars to One Hundred Dollars; and Amending SFCC 1987 Section 23-5.1 to Amend the Definition of Bicycle to Include Electric Bicycles, and to Regulate the Use of Electric Bicycles on City Roads. (Romella Glorioso-Moss; Project Administrator: rsglorioso-moss@santafenm.gov, 505-955-6623; Kevin Nault, Assistant City Attorney: klnault@santafenm.gov)

Committee Review:

Governing Body (Introduced): 08/31/2022

Governing Body (Public Comment): 09/14/2022

Bicycle and Pedestrian Advisory Committee: 10/06/2022

Quality of Life Committee: 10/19/2022

Public Works and Utilities Committee: 10/24/2022

Finance Committee: 10/31/2022

Governing Body (Public Hearing): 11/09/2022

- b. **CONSIDERATION OF RESOLUTION NO. 2022-__.** (Councilor Chavez, Councilor Lindell and Councilor L. Garcia)
A Resolution Creating a Six-Month Pilot Program to Encourage and Incentivize Employers to Pay for Employee Parking in City of Santa Fe (“City”) Parking Facilities at Sandoval Street, the Santa Fe Community Convention Center, and the Railyard. (Noel Correia, Parking Division

Director: npcorreia@santafenm.gov, 505-955-6611)

Committee Review:

Governing Body (Introduced):

Quality of Life Committee:

Public Works and Utilities Committee:

Finance Committee:

Governing Body:

- c. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Rivera)
A Resolution Assigning Authorized Officer(s) and Agents for Project SAP21-F2382-STB (Vereda de Valencia). (David Chapman, Technical and Grant Writer: dachapman@santafenm.gov, 955-6824; Stan Holland, Engineer: tsholland@santafenm.gov, 955-4637)

Committee Review:

Introduced: 08/31/22

Public Works and Utilities Committee: 09/12/22

Finance Committee: 09/19/22

Governing Body: 09/28/22

- d. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Michael Garcia)
A Resolution Accepting a Local Government Road Fund Grant Administered by the New Mexico Department of Transportation for the Planning, Design, Construction, Pavement Rehabilitation, and Improvements to Buckman Road, Identified as Control #L500489. (Romella Glorioso-Moss, Projects Administrator: rsglorioso-moss@santafenm.gov, 955-6623)

Committee Review:

Introduced: 08/31/22

Quality of Life Committee: 09/7/22

Public Works and Utilities Committee: 09/12/22

Finance Committee: 09/19/22

Governing Body: 09/28/22

- e. CONSIDERATION OF RESOLUTION NO. 2022-___. (Mayor Webber, Councilor Cassutt, Councilor Chavez)
A Resolution Affirming the Partnership of Santa Fe County and the City of Santa Fe to Develop Strategies and Actions to End Homelessness.

(Kyra Ochoa, Community Health and Safety Director:
krochoa@santafenm.gov, 955-6603)

Committee Review:

Governing Body (Introduced): 08/31/2022

Quality of Life Committee: 09/07/2022

Finance Committee: 09/19/2022

Governing Body: 09/28/2022

16. **PETITIONS FROM THE FLOOR**

17. **PUBLIC COMMENT ON BILLS (FIRST PUBLIC COMMENT, NO ACTION)**

18. **FINAL ACTION ON LEGISLATION (PUBLIC HEARING)**

- a. **CONSIDERATION OF BILL NO. 2022-17. (Councilwoman Villarreal and Councilor Rivera)**

An Ordinance Amending SFCC 1987 Section 23-5.1 to Add Definitions for “Cultural Event” and “Small Commercial Event”; and Amending SFCC 1987 Section 23-5.2 to Allow up to Eight (8) Commercial Permits for Cultural Events on the Plaza Including Juneteenth, Pride, Indigenous Peoples’ Day, and Five Additional Events Selected by Lottery. (Melissa McDonald, Parks Division Director: mamcdonald@santafenm.gov, 955-6840) **POSTPONED TO THE SEPTEMBER 14, 2022 GOVERNING BODY MEETING**

Committee Review:

Governing Body (Introduced): 07/13/2022

Governing Body (Public Comment): 07/27/2022

Quality of Life Committee: 08/03/2022

Public Works and Utilities Committee: 08/08/2022

Economic Development Advisory Committee: 8/10/2022

Finance Committee: 08/15/2022

Governing Body (Public Hearing): 08/31/22 (Postponed)

Governing Body (Public Hearing): 09/14/2022

19. **PUBLIC HEARINGS**

- a. **Case #2022-5398. 3007 S Saint Frances Drive Rezoning.** JenkinsGavin Inc., Agent, for Vincent’s Legacy, LLC, Owner, Requests

Approval of a Rezoning to Remove the Parcel from the South Central Highway Corridor (SCHC) Protection Overlay District in Order to Allow for the Existing Density of 35.5 Dwellings Per Acre, which Exceeds the Allowable Density of 21 Dwellings Per Acre in the SCHC Overlay. The Property is Zoned SC-1 (Neighborhood Shopping Center District) and is within South Central Highway Corridor Overlay District. The Parcel is Approximately 4.58 Acres within the Approximately 23-Acre Shopping Center. (Daniel Alvarado, Case Manager, djalvarado@santafenm.gov, 505- 955-6670)

1. CONSIDERATION OF BILL NO. 2022-19. ADOPTION OF ORDINANCE NO. 2022-_____.

An Ordinance Amending the Official Zoning Map of the City of Santa Fe to Exclude Two Parcels of Land Lying Contiguous with the Santa Fe Corporate Limits, Comprising Approximately 4.58 Acres More or Less Located Within Section 2, T-16-N, R-9-E, NMPM and Bordered on the West by South Saint Francis Drive, From the Boundaries of the SCHC South Central Highway Corridor Overlay District, Also Known as the “3007 S Saint Francis Drive Rezoning.” (Case No. 2022-5398).

20. **APPOINTMENTS**

a. Veterans Advisory Board

- Richard Christensen, Jr. – Reappointment – Term Ending 05/2024
- Kenneth Dettelbach – Reappointment – Term Ending 05/2024
- Dorothy Seaton – Reappointment – Term Ending 05/2024

b. Santa Fe Civic Housing Authority

- Allison Fabara – Appointment – Term Ending 03/2024
- John Wheeler – Reappointment – Term Ending 03/2023
- Lynne Canning – Reappointment – Term Ending 03/2025
- Theresa Abeyta – Reappointment – Term Ending 03/2026
- Michael Gonzales – Reappointment – Term Ending 03/2027

c. Arts Commission

- Karl Duncan – Appointment – Term Ending 10/2024

- Heidi McKinnon – Appointment – Term Ending 10/2024
- Andrew Lovato – Appointment – Term Ending 10/2023

21. **ADJOURN**

Closed captions are provided for this meeting. Persons with disabilities in need for additional accommodations, contact the City Clerk's office at 505-955-6521, five (5) working days prior to meeting date.

**Governing Body
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August 31, 2022**

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**Minutes of the
Regular Meeting of the Governing Body
Wednesday, August 31, 2022
City Hall
Santa Fe, New Mexico
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, August 31, 2022, at approximately 5:04 p.m., at the Council Chambers at City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico as a hybrid meeting.

2. PLEDGE OF ALLEGIANCE

Councilor Romero-Wirth led the Pledge of Allegiance.

3. SALUTE TO THE NEW MEXICO FLAG

Councilor Lee Garcia led the Salute to the New Mexico Flag.

4. INVOCATION

Councilor Chavez gave the Invocation giving personal thoughts and reading a quote from a book she was reading about experiencing hardship and common passion and how to be “gritty.” She remembered the life of her grandmother who passed last Sunday and described the kind of woman she was.

Councilor Rivera remembered Steve Arias and the love of his family. During COVID, he and Steve were golfing, mostly alone on the course, and became very good friends. He will be very missed.

The Governing Body observed a moment of silence for those struggling with afflictions, those in need of recovery, and those who have recently died and their grieving families here.

5. ROLL CALL

Roll call indicated the presence of a quorum in-person, as follows:

Members Present

Mayor Alan Webber
Councilor Jamie Cassutt
Councilor Amanda Chavez
Councilor Lee Garcia
Councilor Michael Garcia
Councilor Signe Lindell
Councilor Christopher M. Rivera
Councilor Carol Romero-Wirth
Councilor Renee D. Villarreal

Members Excused

None

Other Participants Attending

Erin McSherry, City Attorney
Kristine Bustos-Mihelcic, City Clerk
John Blair, City Manager
Ricky Bejarano, Accounting Officer
Andrea Salazar, Assistant City Attorney
Pat Feghali, Assistant City Attorney
Kevin Nault, Assistant City Attorney
Kyra Ochoa, Community Health, and Safety Department Director
Jesse Guillen, Legislative Liaison
Leila Maestas, Assistant City Manager
Anya Alarid, Senior Services Program Manager
Maria Sanchez-Tucker, Community Services Director
Carl Boaz, Council Stenographer

6. APPROVAL OF AGENDA

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

VOTE: The motion was approved on a unanimous voice vote:

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor M. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

7. APPROVAL OF CONSENT AGENDA

Ms. Bustos-Mihelcic announced items k, l, and m were pulled for discussion.

MOTION: Councilor Cassutt moved, seconded by Councilor Romero-Wirth, to approve the consent agenda as amended with items k, l, and m removed for discussion.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

8. PRESENTATIONS

- a. FY21 Audit Update; (Ricky Bejarano, Interim Assistant Finance Director, 505.629.6988, rabjejarao@santafenm.gov)

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

Director Bejarano presented and said CLA (Audit Consultant Contractor) is in place for FY 21 and FY 22. The kickoff meeting is August 29.

Councilor Michael Garcia, regarding Pinon Ventures, noted it has been two months since the contract ended and asked what actions had been taken and if they had been paid in full.

Ms. Maestas said they have been paid in full and we should have the deliverable soon. We have a draft report but there are updates we want.

Councilor Michael Garcia said last month it was reported as in draft and asked when it will be finished for publication.

Ms. Maestas said it should be finished next week. She met with departments on questions brought up from the report. Many have already been addressed.

Councilor Michael Garcia explained he was asking because there were certain deliverables on recommendations to better our process. It appears that those are being fixed, but he would like to know what they are from the contractor. He understood with a new Finance Director that could

change the whole process. He wanted to make sure the City got what we contracted for and was something that could be implemented at least on the FY22 audit.

Ms. Maestas said she met with the IT Director to address a lot of the concerns and wanted to clarify what the upgrade would do for us. She promised to have that by the next Governing Body meeting.

Councilor Michael Garcia pointed out the FY 22 audit is due in three months, but the City has not even submitted FY 21 yet. Maybe both would be submitted in December.

Director Bejarano agreed.

Councilor Romero-Wirth asked about the role of CLA. She asked if they were helping with the audit work or prepping for the new auditor.

Director Bejarano agreed they were prepping for the new auditor. One of their advantages is that they can pick up on the material weaknesses in the FY 20 audit. The new auditor has been approved and will start October 3, subject to Governing Body approval tonight of the two contracts, one for 21 and one for the 22 audit.

- b. Culture, History, Art, Reconciliation, and Truth (CHART) Final Quarterly Update as Required by Resolution 2021-6 and 2021-56 and Presentation on Final Report. (Pauline Kamiyama, Director, Santa Fe Arts and Culture Department: pkkamiyama@santafenm.gov, 505-955-6653) – **(NO ACTION)** Presenters: Valerie Martinez, Artful Life Co-Director Jenice Gharib, Artful Life Co-Director Quarterly

Presentation Dates:

- November 10, 2021
- February 9, 2022
- May 11, 2022
- August 31, 2022

Ms. Mihelcic read the caption for this presentation and said Director Kamiyama was available.

Director Kamiyama began and explained this was a presentation only. She thanked the team for their presentation tonight.

Ms. Martinez thanked Director Kamiyama for her help with the work. Not all team members were present. The Team had 15 members total and she quickly introduced those who were present.

She shared a screen and described their fourth quarter activities. The final event was July 17. They did an analysis and drafting after that and revised the final report and a Spanish translation as part of preparation of the extensive report.

She provided the statistics of everything they tracked – 1,372 unique participants; 37,199 outreach; 9,911 Engagements; 42 meetings with participating organizations; 1,818 project team meetings. Outreach was through newsletters and emails. The engagements were repeat engagements. The list of organizations was in the appendix. There were 7,555 visits to their website.

She showed a list of activities that were in the report. Also, sections that talked about all the activities. The final event video was Family Day.

They launched a culture blog with 37 posts and published a book during the process about history and culture in Santa Fe and New Mexico. Maureen Murdock created 15 pieces of artwork. She was not present but was thanked for her contributions.

Ms. Martinez said the report had 246 pages, 138 pages of text, 53 of figures/graphs/charts and 108 pages of appendices. The report has 52 recommendations based on data gathered. The recommendations appear in different sections, matching with the subject of that section. Each explains the data on which was based. She called it the collected voice of Santa Fe to the Governing Body.

Ms. Gharib reviewed each section by reading briefly from the report and giving quotes. The last pages in the report had a long list of acknowledgments.

Mayor Webber thanked them for the presentation. He urged people to read it more than once. He agreed to a September 20, 2022 working session with them for ample time to give this report the time it deserves. It is a special meeting devoted totally and only to the CHART report.

Councilor Michael Garcia said that meeting needs no prescribed ending time and needs to give adequate time for each section of the report He thanked the CHART Team and facilitators and mentioned all of them.

He said he has questions about the report. He noted 52 recommendations and asked about where they came from.

Ms. Martinez said they all came from the community and were based on the data. The Team received 352 pieces of information, and the team came prepared. The Community Solutions Table made the actual

recommendations. Any not based on the data were so noted in the report. The Table Team was very diligent in their work and given an honorarium. They were free to make whatever recommendations they wanted.

Councilor Michael Garcia had major concerns on how they were developed and how they were selected. He was disappointed that the Governing Body's resolution was not followed. It was to be recommendations on statues and monuments, but the CHART Team decided not to focus on that. That was what started the whole process. He did not know how the Governing Body would regain the public trust after hearing that was totally ignored.

Councilor Michael Garcia understood that Round 1 was to be about stories to learn from each other on the past and future. Round 2 was on to be on core values. Round 3 was on generating solutions. He asked why the contractor didn't follow that.

Ms. Gharib said they outlined on page six how all that changed and why the Governing Body wanted to have very diverse parts of the community. We were able to hear from many more in Santa Fe than Albuquerque heard from in their study.

Councilor Michael Garcia said since Albuquerque did not follow through with it, he thought comparing with Albuquerque was a moot point. When the Team detoured from the approved process, it undermined the work of the Community Solutions Table. They were supposed to participate in Round 1, Round 2 and Round 3. He asked how those nine people were determined.

Ms. Martinez said that was in the description, and they were described on the website and that has been there for months.

Secondly, she was confused by that statement. The recommendations were based on thousands of inputs from hundreds of voices. She didn't think Councilor Michael Garcia was at the 28 dialogue sessions of people telling their stories. The team took detailed notes on every one of those stories and those voices were the basis for the recommendations and the Community Solutions studies of all of them. Not one of them were turned down. One requirement was that they consistently engage with the project. It was based on hundreds of people sharing their stories.

She asked Councilor Michael Garcia was quarreling with the recommendations based on those hundreds of peoples' points of view, not just nine peoples' points of view. They read hundreds of pages of qualitative information from the first survey. The 600 on their mailing list

were all very important to them. The delivered that to the Governing Body to review. It reflects the data from hundreds of stories. The recommendations were based on that information. That is the most important part of this process. They often disagreed but came to the table and the events and the voices were speaking to the Team from their hearts. She asked him how he wanted them to do it differently and what recommendations do you think would have come out of that for you?

Councilor Michael Garcia thanked her for the passionate response. He asked what part from the resolution brought them to the 52 recommendations (recommended solutions). He said he was not questioning the work they did. But it comes back to process and structure in the resolution. He read the section of the resolution on the recommendations from the Community Solutions table.

The Governing Body outlined the process, and it was not followed. To continue with the Community Solutions table, there was a decision to maintain the anonymity of those nine individuals. He asked why they were doing that.

Director Kamiyama said they did the three rounds as specified and throughout the dialogue process they had opportunity to speak. She deferred to City Attorney on the issue of anonymity.

Ms. McSherry said she could not answer the question about motivation for that.

Ms. Gharib said the reason they did not publish their names was that the whole process has been extremely contentious. Members of the Team, the Community Solutions Table and the contractors experienced threats and verbal abuse and even job loss. So they wanted to keep that information out of the hands of people who wished to harm those who were making the decisions. That information was at the City Attorney's Office without names or phone numbers. We did not publish their names, addresses, and phone numbers because she was concerned for their safety.

Councilor Michael Garcia said that was understandable and he appreciated it. Such threats are unacceptable, and they should be held responsible.

Ms. Gharib said she was the first to lose her job for participating in CHART. She had worked for the State of New Mexico, and they felt her participation in CHART was a conflict of interest.

Councilor Michael Garcia asked why the results of the surveys were not included in the appendix. The biggest omission was around the Soldiers Monument. For that question, the results were broken into percentages that totaled 114%. He asked why the full results were not published in the report and why the percentages totaled more than 100%.

Ms. Martinez said every single question was in the final report. People could choose more than one option and might have answered more than one question on the Soldiers Monument. But that was in the report. Not one was left out.

Councilor Michael Garcia said he couldn't find it in the appendix and asked where she could find the pages for the responses.

Ms. Martinez said the responses were located in the relevant subject sections. It all was based on the data collected. Every survey question appears in that section where the data was collected pertaining to that question, and if responses did not reflect the data, we said that in the report. The City can provide that.

Councilor Michael Garcia asked Director Kamiyama for that data. Data is the foundation for making the decisions He would like that data to prepare for the study sessions coming up.

He pointed out this effort goes back before the removal of the 'DeVargas statue and the Soldier's Monument being torn down, focusing on history. We cannot have an honest truth without focusing on our history. This project focused on the Spanish conquest but not American colonization of the area. He asked why that period was left out. It is a huge part of our story, and we cannot reconcile unless we address the full picture and only focus on one period in our history. That was not the process the Governing Body had envisioned. Why did we leave out that period?

Director Kamiyama said the Culture section does focus on all periods of history.

Councilor Michael Garcia said we have had historians give great presentations on various periods of our history, but this report did not include the period when Americans colonized this area, which has had a huge impact.

Ms. Gharib said the report does address that. it was also addressed in the talks that came up. A lot of it came up in the Culture Blog. The Team did not shy away from that. She related that her family came to this continent in the 1600's as white people. Dr. Cephalo talked about the Plaza and how people respond regardless of ethnic or culture. Hilario

Romero told about coming down the river. In the appendix, we also include all recommendations in the people's own language which has about 300 recommendations and included colonization and how white people ruined downtown Santa Fe, etc.

Councilor Michael Garcia wanted to have a differentiation what recommendations were made by the Community Solutions Table and those by others. The report talked about the 42 organizations. He asked who the 42 organizations were. He summarized that this was a huge task, but the biggest part of the task was not achieved – coming to solutions regarding statues and monuments.

Councilor Michael Garcia said he brought up the issue during the first quarter report presentation and now it is almost past the point of no return. Many folks have lost faith in their city government, and the Governing Body needs to do all we can to restore that trust. So, these meetings are very important to the Governing Body. “Let’s make our ancestors proud in how we move forward.” We are not telling holistic history.

Mayor Webber thanked Councilor Michael Garcia for his restraint. It is why the special meeting will be so important. What he suggested was a very productive approach. He urged the others to get their questions in order about process, and substance, and next steps, to ultimately get to resolution,

Councilor Rivera said the Community Health and Safety Committee will be meeting on September 20. He heard the contract deviated from the resolution and he wanted to know if it did and how that happened if it did.

Ms. McSherry said the resolution was part of the contract. If they deviated, she would like to know how.

Councilor Rivera said he asked it last time, since it is the public money that hired this contractor and why the process was not transparent from the beginning. He understood there were reasons for some confidentiality with potential threats but asked why this didn't allow for more transparency.

Ms. McSherry asked if he was asking about the Open Meetings Act.

Councilor Rivera said he was talking about the names of people.

Ms. McSherry clarified that all advisory committees are subject to OMA but not this contract. They were not subject to OMA. Requirements but are probably subject to IPRA regulations.

Councilor Rivera surmised the documents can be made available.

Ms. McSherry agreed. They are on the web site.

Councilor Rivera said he had asked before if the monument is a federal, state or city monument.

Ms. McSherry said it resides in the City Plaza and the obelisk was not listed separately. The Plaza is registered at both Federal and State Registers. But the obelisk is not listed on the Federal Register.

Councilor Rivera asked Ms. Mihelcic about getting the paper version of the report.

Ms. Mihelcic agreed to provide a copy.

Councilor Villarreal thanked the team for their work. Some Councilors, when it was first approved, were skeptical about the steps included. Trying to fit a government resolution into a community process is very challenging. Government doesn't do a good job on those things deeply entrenched. The CHART process was a glimpse into the feelings of our community. There were interesting things coming out. But there are recommendations she didn't agree with in the results. She asked if this is the beginning of another process or an ending. Much of it is grist for future dialogue and some of it is not bad for policy, like a Diversity and Equity Office. We once had the Office of Intercultural Affairs. When going through it, she was trying to understand how this would translate into policymaking or change of institutions we all live under. CHART is not the work of government. The Governing Body passed the resolution, but she questioned how it would become an actionable decision to deal with the City on things we have not worked on.

A recommendation that was hard was the way we describe the City. "It is not who we are. It is the tri-cultural myth. It puts us in boxes as not related to each other. We could change that right away. We are mestizos with a rich and complex history, and I hope it changes the way we describe our City. How can we make policy on these recommendations? It is not government-led. It is hard. I feel really uncomfortable when people tell my history for me."

She wanted to be a part of the study. But the working session was scheduled when she and Councilor Rivera could not be there because of the Committee meeting that has people coming from out of state for a presentation at the meeting.

Mayor Webber said they would work out a date that allows all Councilors to be present.

Councilor Romero-Wirth echoed the comments directed to the team and citizens who worked on it, and to those who stood behind the podium. It was a very difficult process. There is an awful lot given to the Governing Body here. Her initial take-away was still being digested. The work of equity is hard and some of the recommendations speak to that – an Office of Equity and Inclusion. One effort is not going to heal us. It takes time. She was grateful for the thoughtful recommendations. But what the Governing Body does with them is a great question. How much more do we want. Actions will take time. Some will be in our control on some of the recommendations. Some may have to wait for the next budget cycle. Some of it we will need to see from other groups, nonprofits, community as a whole.

She was looking forward to talking more about it and taking some action on it. “Let’s look at the gift we have been given, help us listen and care about each other and represent the whole story. I look forward to making that happen. This was a really big job under the best of circumstances. So, thank you for it. What came out is very valuable and we will use it for a long time.”

Councilor Cassutt expressed her gratitude to this Team and community members who participated. “Where we disagree is so hard and as a society, we’ve gotten worse with that. There is much power in disagreement and being willing to put yourself out there where it is uncomfortable. A lot of what I wanted to say has been mentioned.”

She emphasized it would be short-sighted to think CHART ever has a period at the end of the sentence, regardless of decisions around monuments or different City departments or community groups. “We will continue to grow and change and how we make it a place where we can work together to make a difference. How do we honor Midtown and build it into what we want it to be? Our goals are changing and how do we grow together? How do we recognize and honor the different histories? There is validity and importance in all of these complex stories that make up our community and more we have not written. There will be decision points and lessons to learn. We must take a very honest and a vulnerable place for us to grow. The work study session will not be the end either. What are the underlying tensions that set us up for a process for what we have inherited and what our children will grapple with? Look at the passion in this room and the passion in this process. Thank you for the report. While the content is challenging, it is nice to read. It isn’t a dry read. It is beautifully written. I will definitely read it and dive in. There is a

lot here and something for a basis to continue to grow. I look forward to more dialogue on it in the future on these important tasks.”

Councilor Chavez also expressed her gratitude and the points and questions raised by her colleagues. She was touched by Councilor Villarreal’s statements about race and diversity. We must educate others on these difficult subjects. Disagreements will not get us where we need to go without hearing a lot of people who have experienced different things, different realities, individual journeys. Only with intent to be respectful, will we get there.

She begged the community of Santa Fe. “when we disagree, to realize that the people may not have walked the same path as you. Allow yourself to be open. This is just the start of something wonderful. What will allow us to be proud of who we are and be okay with disagreements. I felt uncomfortable because I felt others being uncomfortable. I love people here and would help any who are in need. I will be there.”

Councilor Lee Garcia saw a communication in this report – the timing of this and coming up to this beautiful celebration in this report tonight.

Manager Blair said, “We’ve seen there can be hot tempers in the report. We are working in a process where we could have them come back for a community conversation. We just didn’t need any extra passion for this important community celebration. I also have concerns about things in the report and hope we didn’t go through a process that cost a lot of money, time and effort from many. Some control of dialogue might also control the outcome. It is close to so many people and listening to the dialogue, we tend to miss the mark. There is not just one answer. We have to understand that things change but cannot forget where we came from. We need to come up with the best resolution and I hope and pray we don’t have an incident. We need to respect others and that is how we get along. We can work on resolutions that will help the community.”

Mayor Webber echoed the importance of the upcoming celebration at Fiestas and throughout the process. He will figure out the calendar and get it right and make sure of ample time for great discussion in diving into this document and figuring out what requests for other material is needed.

Director Kamiyama said if Councilors have other questions, to please route them through Ms. Mihelcic.

Ms. Martinez said the response would be taken into their team. And they will work with the library to access all information. “We stand by our report and read the contractual obligations we feel we have achieved. Santa Fe

demonstrated over and over again that they know how difficult the challenge is and commit themselves to the process to find the truth. The CHART demonstrated people who were willing to commit to the difficult conversation needed. That part of the report tells you about their commitment to the process. They are willing to do the work in this report.”

At 7:15, Mayor Webber entertained an Agenda amendment.

MOTION: Councilor Cassutt moved, seconded by Councilor Romero-Wirth to amend the agenda to hear Petitions from the Floor now and return to the regular agenda afterward.

VOTE: The motion was approved on a unanimous voice vote:

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor M. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

PETITIONS FROM THE FLOOR

Mayor Webber gave two minutes each and to hear remote petitioners after in-person petitioners.

Bob White, the first speaker, first asked about the cut-off of the microphone when the petitioner kept talking. People attending on Zoom could not hear what people in person heard.

Mr. White expressed condolences to Councilor Cassutt in her tough time. He submitted a written petition and wanted to talk with his two councilors about his personal interactions with the Art for Life people.

He observed, if you asked people about CHART, they would usually say it was about the monument. After spending \$250,000, one year later, the two options were to put the obelisk back up or put something else there. He thought that was what they started with. It might not be restorable. A structural stability study must be done. They made lots of resolutions that everyone on City Government should already know. about diversity or education. But he didn't think those folks knew anything about Rancho de las Golondrinas brings hundred to school children every year to teach them about New Mexico history. He didn't think they were included. "I hope to speak to my councilors. I personally felt I was shut" [mic was cut off].

Unidentified person read his statement about spending over a quarter of a million for this report and didn't want the taxpayers to know the Governing Body squandered their money. "As a participant in CHART, I can tell you that it is not a clear-cut report. It is a full, non-verified bias not truth, hearsay, comments basically, but it is. I know that in order to save face, some of you will haphazardly take it. Councilors, you approved this CHART project on deciding the fate of the Soldiers' Monument and DeVargas Statue. You are now no closer to understanding what to do with the monument than you were before you started. You wasted a quarter of a million dollars. the money. Over a two-year period, all that has been done during this period is to pass the buck to another time and more studies that waste the taxpayers' money until you come up with a new commission or a new office. If you vote to replace the monument with a fountain, then you will be disparaging the soldiers who fought and gave their lives to stop slavery here in New Mexico and the entire country. Now, if you do remove it, what are you going to do with the time capsule that is embedded in the pedestal? I have a petition from over 2,000 individuals who want the money restored. Please do not disregard their voices and only concentrate on this CHART – this bogus CHART Committee you wasted the taxpayers' money on. People want to know how you still stand up.

Now, Mayor and Attorney - The Attorney should have known that those monuments downtown ... [The mic cut off and he continued talking.]

Mayor Webber asked him to provide his name, but he said it away from the microphone and it was not audible.

Elizabeth West, a member of the Old Santa Fe Association, but not speaking on their behalf, said many of the members do kind of agree with what the previous speaker said about the monument. She, personally as a newcomer, came here in 1966. "I am interested in history, and I grew up in Cambridge Massachusetts, so what do I know? Because I have a viewpoint and I care about this City, and I also would like to see some version of that monument put back up. If it is in crumbling bits, that might be an effective part of it. I firmly believe that is an important issue. What is even more important is what many of you touched on - the importance of finding a way to get along with each other and you, as City Council members and Staff, have an opportunity to role model that for us. I think there are some heated arguments or heated emotional reactions at times and some hefty questioning directed at the folks here who are lined up. Unlike some of you, I did participate. And I won't go into any personal details, but a couple of people with whom I had some strong disagreements with have become friends. I am willing to work on it, and I am a grandmother and I have an ex-husband I am taking care of, and I am kind of weird. And I remember when Adrian Bustamante said and I

did a little book about Santa Fe and I said I was a newcomer and he said, 'You came in 1966 ... [the mic cut her off) She continued talking.

Elmer Maestas said he had a lot of things to say but was going to reserve his time for Dr. Pauline Anaya who had even more important things to say. Thank you all for your comments.

Dr. Pauline Anaya was a participant in the CHART process and, like many Santa Feans here, were descendants of the old indigenous Spanish population who gave life and treasure here to establish a civil society for human prosperity. You received our collective written critique of the CHART experience a couple of days ago. It was a process called "The Estimate Technique or Delphi Technique. It is shaped by Critical Race Theory and is used widely. Therefore, CHART was not a democratic process as claimed or we experienced. Consider CHART and her partners with others - they worked together, hand-in-hand and especially with the well-funded Santa Fe Art Institute. And our experience – the definitions from CHART about this process informed us who we were. And defined it for us. The Santa Fe Art Institute, CHART's partner, states on the website they support revolution. They "support dynamic and artistic practices that engage social issues, which promotes types of resistance and instances of engagement and solidarity with transformational movements of which the same language and lexicon is used to shape and develop CHART's framework. Santa Fe Art Institute, as stated on their website, "is committed to the Liberation Movement in the US and around the world, using art or social change, framed by Marxist and Paulo Freire ideology. Today in 2022, the Santa Fe Art Institute does not refer to students as such but as revolution residents of 2022 whose aim is to revolutionize the status quo and as is CHART's mission. The 2023 Santa Fe Art Institute residents will be the climate change thematic residencies to promote climate change ideology. Finally, in reference to CHART administrative focus about our positive past history, focusing instead on racial inequality and discrimination, promoting ideas of Black oppression and victimhood

She said, "We were guided to look backwards without acknowledgement of the century of reconciliation and cooperation that has brought us to this place of unique culture here in Santa Fe. We know there is no utopia, nor will there ever be, not on earth. But what remains is what will be done now so that we address the take down of our statues, our monuments, and our traditional practices. This is still pending after a year plus of effort."

Mayor Webber clarified that she used her time and the time given to her by the previous speaker.

Elisa Varela Maestas, said she was born and raised here in New Mexico. She gave her time to the next speaker, Donna.

Donna Atencio Rivera, born and raised in Santa Fe, said, "I pray to the Holy Spirit, and I am guided and that you all are guided as well. In my heart, I believe that we all want the same thing – truth. And I believe that is not always what is being told. I believe there was a false narrative as far as what pertains to the obelisk. And that's how it was torn down and that is how it is sold to a lot of citizens. In particular, I'd like to point out that in this report, and I did read it, on page 55, there is hearsay quoted in the report, which says that somebody said they heard somebody say that the only real history started when the Spanish came in. I don't think any of us is stupid enough to believe that that is real history. I think that we are wanting the truth about what history is, whatever that may be. So to say that we feel that history only needs to be the narrative of the Spanish is incorrect. To include that in the report is very disappointing. and gives black eye on a lot of us who participated.

On page 86 of the report, and quoted in the New Mexican, it summarized that the result of the CHART was that 31% wanted the monument restored and 33% wanted it replaced. Truthfully, on page 85, looking at those who wanted the monument restored, it is a total of 54.6%. And to the question Councilor Michael Garcia asked, Ms. Martinez was contradicting herself.

The other thing she pointed out was on page 82, number 2 described that the City established policy and processes for objecting to public monuments, memorials, and works of art. And on page 83, number 9, it also alluded to the same previous question and said, "the decision and inventory of past and future." So now the City is reviewing and sanitizing history and art. "You better warn your artists that their work is going to be reviewed, because it needs to be something that everybody needs to approve of."

On page 129, about belonging hit her hard because she saw. As a Hispana and Mexican Chica, she was deeply offended by people moving here and wanting to change things out of their own guilt. Fiestas celebrated 300 years of reconciliation. She was passionate and apologize. And then her time was up.

Daniel Ortiz said he was a 14th generation Hispano and 20% Native American but from Meso-America. He noted that CHART's intent was to tell the truth. But often, truth is a big lie. We saw destruction by a mob that it was nothing less than a big lie. The Soldiers who were honored for service were Mexican soldiers at Glorieta in the Civil War. None of that was mentioned in the CHART report. Instead, it was called colonization.

These were Mexican Americans, so it was not the truth in the CHART process. One thing not discussed was a 300-year legend from Spain that has come here. A Black legend and Hispanic phobia.

David Rasch said he has lived here for 30 years and was the City's HDRB Planner for 15 years and retired at the end of 2018. When he started in 2003, he had a handout. He made two points about the report. The first was biased history at the bottom of page 34. A Santa Fe Plaza Study was done in 2006 and the Governing Body received a copy of it and a copy was provided to the City Clerk's office. The Santa Fe Plaza Study clarified some legalities. This Governing Body has no authority over it, and you must change the Land Use Code. He was unaware of any legal changes that were made. The land is federally listed as a "landmark." That meant the City owns the land, but the State owns the monument. And it depends on HDRB ... [his time was up, and he continued speaking inaudibly.]

Irving Dominguez gave the City Clerk his card. NMHCPR.org was his web site which he said could put DeVargas in context. He referred to page 86 of the report which said they would like to restore the monument and with contextual language to promote healing and reconciliation. He noticed the main concern with the monument was the word "savage" which everyone nowadays thinks is offensive. But in the early reports they were talking about the "enemy nations/

So enemy nations could be substituted without changing the context of the memorial. And the memorial should be rebuilt, and if it needs to be re-quarried, it should be done along the same lines.

Terry Jirero, a lifelong resident of Santa Fe, said she has been active all her life. She has been a member in the State and County Central Committee of the Democratic Party for over 56 years. She was a member of the Board of Directors and President of the Board for Esperanza. She was very active in my church and St. Francis Cathedral and many other organizations with the County and the City. She said, "I want you to remember that monument in the Plaza was for the soldiers that fought in the civil war against the south and in honor of black people and the soldiers who wanted to end slavery."

There were no other petitioners in person.

Ms. Mihelcic promoted Madeline Nicodemus next.

Ms. Nicodemus said she lives in District 3. She requested that closed captioning be used at all public meetings. She explained that Zoom does charge for closed captioning, but it must be activated by the Host. She

thanked the Governing Body for their time and consideration of this request for equal access for all persons.

Mayor Webber thanked her for calling that to the Governing Body's attention.

Stefanie Beninato spoke next about the last inspections and the methods to have the same types of structures on City property. She wondered if the City had considered a waiver for serving alcohol at commercial events on the Plaza. Regarding CHART, suggested they include the recommendations on the website but there were 52 more recommendations specifically regarding how people felt about the obelisk and other monuments that were not addressed. They took the data for some people and interpreted them for the community payback, and she had asked them to respond. That was a little different from what she had heard. For people who participated, she asked how they were going to bring in the people who didn't even participate. We've heard a lot about how unhappy people were.

Marissa Roybal referred to the gentleman who spoke about land use. She has been a "bull horn" for the last few years about the City not having jurisdiction over the monument. She was a participant online for one of the first CHART interactions. She asked the City to show the people for Zoom participants. She was not able to see any of them suddenly. She wanted to see the people to whom she was speaking. She said she has done a lot of travel working on New Mexico Black History. She lives in Santa Fe but traveling a lot. She was trying not to get emotional. When she participated in January, she was in Las Cruces at a museum where artists were taking intellectual property for the historian she worked for and that was just the beginning. She found it unfortunate that the pandemic allowed a place for people to instigate division in our City. The City of Santa Fe does not have jurisdiction over that legal survey monitor. That survey monitor set the boundaries and delineation of all prior treaties of the land. She would really appreciate... [Her time was up, and the microphone shut off].

Mayor Webber asked if Staff could get her back and they unmuted her again.

Marissa said there were four people that went forward at CHART and were not going to introduce themselves. She reminded them that if all were in person and in a circle, they must introduce themselves. The thing about making Hispano people the bad guys right now in our City is just absurd. I know what it takes to produce an event. She did that for a living. "That looked like it was produced."

Mayor Webber ended her comments there and invited her to send in a written comment if she wanted to do so.

There were no other petitions from the floor.

The Governing Body took a brief break at 7:50 and returned to the original agenda at 8:05 p.m.

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the August 2, 2022 Special Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)
Committee Review:
Governing Body: 08/31/2022
- b. Request for Approval of the August 10, 2022 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6521)
Committee Review:
Governing Body: 08/31/2022
- c. Request for Approval of the August 15, 2022 Special Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)
Committee Review:
Governing Body: 08/31/2022
- d. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from VC Rose Street Partners, LLC, 420 Catron Street, Santa Fe, New Mexico 87501, for the Following: (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 505-955-6520)
 1. Pursuant to §60-6B-10 NMSA 1978, Consideration of a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at New York on Catron, 420 Catron Street, Santa Fe, which is within 300 Feet of Carlos Gilbert Elementary School, Located at 300 Griffin Street, Santa Fe.
 2. If the Waiver of the 300 Foot Location Restriction is Granted, Consideration of a Request for a Restaurant A (Beer & Wine) Liquor License, with Patio Service, to be Located at New York on Catron, 420 Catron Street, Santa Fe.

Committee Review:

Liquor Hearing: 08/22/2022

Governing Body: 08/31/2022

- e. Request for Approval of a Contract with Parkson Corporation to Purchase the Aqua Guard Screen Filter and Aqua Wash Press for the Headworks Facility for the Wastewater Treatment Plant Facility in the Total Amount of \$274,699 Excluding NMGRT. (P. Fred Heerbrandt, P.E. Engineer Supervisor: pfheerbrandt@santafenm.gov)

1. Request for Approval of a Budget Adjustment Resolution (BAR) from the WWMD Cash Balance in the Amount of \$274,699.

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Governing Body: 08/31/2022

- f. Request for Approval of Bid #22/38/B for the Wastewater Management Division, Paseo Real 4-Year Generator Maintenance Agreement with Smith Power Products, Inc. (P. Fred Heerbrandt, P.E. Engineer Supervisor: pfheerbrandt@santafenm.gov)

1. Request for Approval of the FY2023 Budget Adjustment Resolution (BAR) in the Amount of \$1,487,294.05.

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Governing Body: 08/31/2022

- g. Request for Approval of Amendment No. 3 to Lease Agreement Item #19-0341 between Garson Studios Santa Fe LLC and the City of Santa Fe for the Premises Located at 1600 St. Michael's Drive, Santa Fe, NM to Allow Lessee to Request Several or All Holdover Extensions. (Lee Logston, Asset Development Manager: llogston@santafenm.gov, 505955-6914)

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022

Quality of Life Committee: 08/17/2022

Governing Body: 08/31/2022

- h. Request for Approval of Amendment No. 3 to Item #19-0503 between the City of Santa Fe and Granicus LLC, Previously Host Compliance LLC, for Short Term Rental Monitoring and Compliance Services. (Jason Sena, Zoning, STR and Code Compliance Supervisor: jdsena@santafenm.gov, 505-955-6336)

Committee Review:

Public Works and Utilities Committee: 08/08/2022

Finance Committee: 08/15/2022
Governing Body: 08/31/2022

- i. Request for Approval of Amendment No. 2 of Lease Agreement #130635 between the City of Santa Fe and Santa Fe Civic Housing Authority to Allow Non-Housing Uses for a Specific Part of the Property, as Shown on the Survey Exhibit. (Alexandra Ladd, Office of Affordable Housing: agladd@santafenm.gov, 505-955-6346)

Committee Review

Finance Committee: 08/15/2022
Quality of Life Committee: 08/17/2022
Public Works & Utilities Committee: 08/29/2022
Governing Body: 08/31/2022

- j. Request for Approval of Amendment No. 3 to Amended and Restated Lease Agreement Item #19-0872 Between Santa Fe Recovery Center, Inc. and the City of Santa Fe for the Premises Located at 1600 St. Michaels Drive to Extend Terms Through November 1, 2023 and Reduces Rent to Fair Market Rental Value Based on 2017 Appraisal Adjusted for Inflation. (Lee Logston, Asset Development Manager: lrlogston@santafenm.gov, 505-955-6914)

Committee Review:

Finance Committee: 08/15/2022
Quality of Life Committee: 08/17/2022
Public Works and Utilities Committee: 08/29/2022
Governing Body: 08/31/2022

PULLED FOR DISCUSSION by Councilor Lindell

- k. CONSIDERATION OF RESOLUTION NO. 2022-42. (Councilor Romero-Wirth and Councilor Cassutt)
A Resolution Adopting New Procedural Rules for City Council Standing Committees. (Jesse Guillen, Legislation and Policy Innovation Manager: jbg Guillen@santafenm.gov, 505-955-6518)

Committee Review:

Governing Body (Introduced): 07/13/2022
Quality of Life Committee: 07/20/2022
Public Works and Utilities Committee: 07/25/2022
Finance Committee: 08/1/2022
Finance Committee: 08/15/22
Governing Body: 08/31/2022

Ms. Mihelcic read the caption for this item. Mr. Guillen was present.

Mr. Guillen said this resolution has been through committees with a few amendments that were in the packet. He had a redline version of it and

pointed out that it applies only to the three Council committees. The focus was how the agenda was presented. It added approval of minutes under the Consent Agenda and items about which the Presiding Officer does not have discussion. It also added an amendment for what was not voted on by committees after publication of the agenda that could be considered under Discussion Agenda.

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

Discussion on the Motion:

Mayor Webber gave the floor first to Councilor Romero-Wirth and or Councilor Cassutt.

Councilor Cassutt said they looked at how committee meetings were conducted. Prior to these changes, the procedures were wrapped up in procedures for all committees. And the division needed to happen. Most were a natural progression of need for changes. They will next look at the Advisory Committee procedures.

Councilor Villarreal spoke to her two proposed amendments. She loved how Prime Gov makes it easy. One was the time frame to let the City Clerk know of things to be pulled from consent. It would change the notice requirements to three hours before the meeting starts.

The other amendment was to make sure on sections for debate to recognize people who want to speak, even if they are not on that committee. And that must be on the agenda before people speak and before a motion was made.

She didn't see the piece on duties of the Presiding Officer who would represent the committee in public and speak for the committee. She felt a presiding officer did represent the committee but didn't really, so she eliminated that section.

Amendment to the Motion:

MOTION: Councilor Villarreal moved, seconded by Councilor Michael Garcia, to amend the motion to add her proposed changes.

Discussion on the Amendment:

Councilor Lindell was not clear about inserting “committee members may discuss a change before a motion is made.” She asked why she wanted to change that.

Councilor Villarreal said motions are not made before discussion at the committee level. We talked about them and followed Robert’s Rules Of Order Revised, but we precede a motion after discussion on the subject.

Councilor Romero-Wirth thought the way Council does it here and the way RROR does it was different. Councilor Villarreal would rather have some discussion before motion is made. Robert’s Rules of Order Revised says first a motion and then discussion. You can always vote it down (or withdraw it). If everyone wants to do it that way, fine but motions do not enforce approval.

Councilor Michael Garcia believed the motion does lock it in. He supported discussion before and could work out the language for it.

Ms. McSherry said the motion withdrawal is what we practice but that is not in Robert’s Rules of Order Revised. We have the custom and they are allowed until challenged. This does not require you to make a motion. So, it could be done either way.

Councilor Michael Garcia appreciated that. So, it does not prohibit us from immediately making a motion either.

With regard to pulling items from Consent, the Staff person might not be present when that happens. He didn’t want that to stop pulling items.

Ms. McSherry agreed.

Councilor Rivera preferred to follow the amendment. We do want the discussion to happen at the committee level and be ready for it to be on the Consent Agenda at the Governing Body meeting.

Councilor Romero-Wirth had no problem with that but clarified that while you might be locked into a motion, it can always be voted down. It could be done either way.

Councilor Lee Garcia thought the amendment makes sense. It does require an extra vote if you can’t discuss it first.

Mayor Webber was still moved by Councilor Chavez’s speech on how we treat each other. Her admonition to be nice to each other is important.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

PULLED FOR DISCUSSION by Councilor Lindell

- I. CONSIDERATION OF RESOLUTION NO. 2022-43. (Councilor Cassutt, Councilwoman Villarreal, Councilor M. Garcia, and Councilor Chavez) A Resolution Advancing Complete Streets as a Proven Countermeasure to Provide Safer and More Equitable Transportation Improvements in the Santa Fe Metropolitan Planning Area While Reducing the Impacts of Climate Change. (Erick Aune, Transportation Planner: ejaune@santafenm.gov, 505-955-6664)

Committee Review:

Governing Body (Introduced): 08/10/2022

Quality of Life Committee: 08/17/2022

Public Works and Utilities Committee: 08/29/2022

Governing Body: 08/31/2022

Ms. Mihelcic read caption for this motion and noted Erick Aune was present.

MOTION: **Councilor Michael Garcia moved, seconded by Councilor Cassutt, to approve the Complete Streets Resolution as presented.**

Discussion on the Motion:

Director Aune gave background on the Complete Streets Resolution that was adopted by the Santa Fe MO in 2007. Since then, it evolved as a national recognition of best practice. What it intended to do was reflect and build a case that a community could choose it to reduce fatalities and injuries. We lead the nation in per capita pedestrian deaths and was the impetus for this Resolution. Over a year when Councilor Cassutt reached

out to us about it twice, he was grateful for that. The Technical Coordination Council MPO TCC) approved it, and he went to the County Transportation Board which approved it and championed it to the Board of County Commissioners, who also approved it. So, it is here as a resolution for the City's consideration.

Councilor Lindell observed that on page 4, in the first "Be it further resolved," it talked about potential "change of a street design shall be reviewed for compliance with National Standards." She said Santa Fe has goat paths and could be redone to have them comply with Complete Streets. It would take lots of money to get it done. For that kind of street redesign, she asked if the City would be committed to follow the Complete Streets design for such a street.

Director Aune explained the intended review was not a mandate that every street will comply with the standard, but that the review will be made. A mall roadway that might not accommodate a sidewalk or a bike lane, which is okay but ensured a critical look at it was undertaken.

Mayor Webber asked if he was familiar with Vision Zero program for pedestrian safety.

Director Aune said he was familiar with the program.

Mayor Webber said he was a fan of that approach to think strategically to achieve zero pedestrian deaths. He wanted that approach for our physical infrastructure and asked if he could spend a minute on that approach.

Director Aune said Vision Zero polices are that there ought to be in place a systemic approach and road design was one of the factors. Those who have adopted it have taken measures to establish roadway design standards and policies to provide more pedestrian safety. This Resolution allows for multi-modal transition designs. If the City does not have a commitment to systemic changes the goal would be just whitewashing the problem.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

PULLED FOR DISCUSSION by Councilor Lee Garcia and Councilor Rivera

- m. CONSIDERATION OF RESOLUTION NO. 2022-44. (Mayor Webber, Councilor Lindell, Councilor Cassutt, Councilwoman Villarreal, Councilor Chavez, Councilor M. Garcia, Councilor Romero-Wirth)

A Resolution Supporting Legislation in the United States of America and the State of New Mexico to Protect the Right to a Safe Abortion. (Andrea Salazar, Assistant City Attorney: asalazar@santafenm.gov, 505-9556303 and Pat Feghali, Assistant City Attorney: pfeghali@santafenm.gov)

Committee Review:

Governing Body (Introduced): 07/27/2022

Women's Commission: 08/09/2022

Quality of Life Committee: 8/17/2022

Governing Body: 08/31/2022

Ms. Mihelcic read the caption for this item and was pulled by Councilor Rivera and Councilor Lee Garcia.

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

Discussion on the Motion:

Ms. Salazar explained this resolution is to support reproductive justice and calls for the Governing Body to support legislation that would codify the right to a safe abortion into law and calls for State and Federal government to take immediate action and pass legislation. It also calls for the City Clerk to submit the resolution to the State Legislature in support.

Councilor Lee Garcia said, in reading the caption and then understanding the position on taking this under the recommendation of the Governing Body, we are really a nonpartisan group, and this is not nonpartisan so he felt it was not something he could support and he asked to have it taken from Consent so he could give his point of view. It was something in his belief that he felt should not come to this Body.

Councilor Rivera said he also respected everyone's opinion on this Council. He saw that many Councilors have signed on as cosponsors. He was not sure why we are doing this. The State has affirmed its position on this matter that was in the newspaper today with \$10 million appropriation to Doña Ana County for reproductive services, including abortion. So he was not really sure why we are looking at this.

Councilor Cassutt understood the viewpoint of both Councilors who felt this was not in our purview or jurisdiction. But she wanted to speak to the importance of this Resolution and statement. The overturn of Roe makes

it an issue to be consider. The access to this important health care for women was solidified until it was codified. She believed abortion showed up maybe three times on her medical record. Under the term “spontaneous abortion,” which is a fun term for miscarriage. There was also a missed abortion which was a miscarriage that her body did not accept.

“In October of 2020, I did have to take medication because my body did not recognize that the pregnancy I was carrying was no longer viable; no longer had heartbeat and while I waited for my body to recognize this and take care of it, it did not. At the time, New Mexico still had a law on the books that abortion was not legal. So I remember sitting there really a challenging experience monitoring how much am I bleeding. Do I need to go to the hospital? Am I hemorrhaging. If you are hemorrhaging, you do need a D and C. And what happens in a world where women cannot access that health care. Where women do not... There are not doctors who are able to perform it, where you have to jump through hoops in order to get it. So for me, this is ... my story is... though my story is common – I think 80% of pregnancies have been miscarriages. I hate the term “miscarriages.” As if you fumbled a football at the twenty-yard line. I mean it is just the way that we talk about reproduction for women. And the amount of emotion and the misplaced guilt and shame that women feel around reproduction is deep. It is very deep, and it is something that should be between a woman and her medical provider and making sure that women have the right to control their reproductive destiny as much as possible. To me, it is extremely crucial. I think the other piece for this is this broader concept around a woman’s right to personhood. And this is a larger conversation. And Abortion, for me, is the beginning or not the beginning and end of this conversation. It has to do with what it is like to operate in the world of the woman and that it is not the same. And the fact that the ... Many women have a lot of fear around becoming pregnant not of their own will – of going through the after becoming pregnant, just becoming pregnant not of their own will and what that looks like. I was at a point that I feel that the driver’s test is wrong because it says, “What is the first thing you do when you get in a car? You check the mirrors. If you are a woman, the very first thing you do when you get into a car, you check the back seats. And if the back seat is clear, you lock the doors. And once you have locked the doors, you turn on the ignition. And then at that point can you buckle your seat belt, can you check your mirrors. But the very first thing you want to do, especially if it is dark, is to make sure that car is safe to get into. And that is a lesson that has been drilled into me at a very young age. So I think that there is this larger conversation about women having the right to their bodies. That is why, although this body does not get to ... This Governing Body does not have the ability to vote on whether or not abortion is legal and protected in our State and in our Country. I really feel that any platform that we can use to elevate this discussion, and so much that surrounds it, just scratches the surface of these few words that I have said around – some of the

challenges that women face. We could have discussions for hours on end. And I know that it is a challenging topic for many people, and I appreciate the conversation here. That is why I signed on as a cosponsor and will be emphatically voting yes in favor of this resolution. Thank you.”

Councilor Lindell said she would take a quick opportunity to read Amanda Gorman’s words from Women’s Equality Day. Amanda Gorman is the first National Youth Poet Laureate of the United States. She read her poem, “The Hill We Climb” at President Biden’s inauguration, making her the youngest poet to speak at a presidential inauguration. The woman has used her art to take a stand against abortion bans. Her poem gave eight reasons to stand up today against abortion bans in the United States. The woman explained, #1, In the penalty for rape is less than the penalty for abortion after the rape, you know this isn’t about caring for women and girls. It is about controlling them. #2, To force them into motherhood before they are ready, these bans steadily sustain the patriarchy. It also changes families and maintain poverty and maintain economic inequality. #3, Pregnancy is a private and personal decision, and should not require the permission of any politician. #4, For all time, regardless of whether it’s a crime, women have and will always seek their own reproductive destinies. All these penalties do is subdue women’s freedom to get healthy, safe services when they need them most. #5, Fight to keep Roe versus Wade alive by the term overturn Roe v Wade, the main concern is that the Supreme Court will let States work a woman’s path to abortion with undue burdens. #6, One thing is true and certain. These predictions aren’t a distortion, hypothetical, or theoretical. Women always fact their disproportion of undue burdens when seeking abortions. If the sexes and all people are to be equal, abortion has to be actually accessible and not just technologically legal. #7, Despite what you may hear, this right here isn’t only about women and girls. This fight is about fundamental civil rights. Women are a big part of it, but at the heart of it are freedom over how fast our families grow, goes farther and larger than anyone of us. It is about every single one of us. #8, This change can’t wait. We’ve got the energy, the moment, the movement, and the thundering numbers.

Councilor Romero-Wirth read the first “Now therefore be it resolved by the Governing Body, the City of Santa Fe, that the Governing Body hereby supports legislation that would codify the right to safe abortion into law and urges the State and Federal Government to take immediate action to pass legislation to this effect.” So, what we are asking for is for the State Legislature to pass a law that says there is a right to safe abortion in the State of New Mexico. What we are asking of the Federal Government, that Congress, the US House of Representatives, and the US Senate, do the same – that they pass federal legislation that says there is a right to safe abortion. We do this all the time as a City Council. We pass resolutions in support of legislation. We ask our federal delegation and our state

delegation to pass laws. And what we are doing here is exactly the same thing. We would like to see a law in our statutes, in our federal laws that says there is a right to safe abortion.

Councilor Villarreal stated that access to abortion is nonpartisan. It actually applies to all of us and our families. And I really appreciate that my colleague shared her personal story that was really challenging to have to deal with at the moment. We live the trauma when we have to talk about it. So, thank you, Councilor Cassutt for sharing that. Your story is the same story for many women. Abortion right is one piece of the overall health option. And that is what we really need. Having full bodily autonomy is an extremely important, not just to me but for the work I do with New Mexico Women.org. This is something we have always stressed and now is more prominent because of the Hobbs decision. Although some might say this resolution is symbolic, it does carry weight in showing that we do support; that we need to be doing something at a level that does affect us personally for the members of the City of Santa Fe. And also, it is not just a women's issue. Men need to speak up about this. Women have been talking about this for a long time and men need to speak up and say something.

Mayor Webber pointed out he was the original sponsor, not the co-sponsor.

Councilor Michael Garcia said he signed on because it is not a man's choice for a woman to decide what goes on with her body. He has a wife, and she can decide what goes on with her body. "I've got two beautiful daughters. They can decide what goes on with their bodies. It is not my choice... If human anatomy was different and men were able to reproduce, would this conversation be different? I think it would be. With that, I trust a woman to make the right decision for what is right for her, and her health decisions and I stand behind this one hundred percent.

Councilor Chavez acknowledged Councilor Cassutt for telling her story. It captured everything so beautifully. The decisions women have to make are difficult and the way she advocated for other women is something we all need to do. So, she thanked Councilor Cassutt for advocating.

Mayor Webber explained why it is relevant and essential for this Governing Body to act. He recalled the Dred Scott decision in 1857 when they said black people were not persons. "Wouldn't we want to take a stand at those SCOTUS decisions that were designed to keep people down We have an obligation to speak up in Santa Fe for women. We are adding our voice when it is imperative to speak up for women who have been systematically kept women down in the battle for equality. We need to take these issues up and especially when the rights of women are being taken away. It is fair for individuals to have their own opinion, but as representative of our people, it is important to have the discussions.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor Lindell, Councilor Romero-Wirth, and Councilor Villarreal.

Against: Councilor Lee Garcia and Councilor Rivera.

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of a Professional Services Agreement with Carr, Riggs, Ingram for Audit Services for FYE 6/30/2021 in the Amount of \$269,454.42 Including Applicable Gross Receipts Tax. (Ricky Bejarano, Accounting Officer, rabejarano@santafenm.gov, 505-629-6988)

Committee Review:

Governing Body: 08/31/2022

Ms. Mihelcic read the caption for this item.

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

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

- b. Request for Approval of a Professional Services Agreement with Carr, Riggs, Ingram for Audit Services for FYE 6/30/2022 in the Amount of \$269,454.42 Including Applicable Gross Receipts Tax. (Ricky Bejarano, Accounting Officer: rabejarano@santafenm.gov, 505-629-6988)

Committee Review:

Governing Body: 08/31/2022

Ms. Mihelcic read the caption for this item.

MOTION: Councilor Michael Garcia moved, seconded by Councilor Villarreal, to approve the PSA as presented.

Discussion on the Motion:

Councilor Michael Garcia acknowledged the Governing Body had approved the CLA audit which was in seven figures and this one is at least a million dollars left than what was projected to spend. He noted this one is a lot more affordable for the City and asked Director Bejarano for any clarification on it.

Director Bejarano agreed it is a lot more affordable than the consultant contract which required a lot more catch up.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

- c. **CONSIDERATION OF RESOLUTION NO. 2022-45. (Councilor Chavez)**
A Resolution Adopting the 2024-2028 Senior Infrastructure Capital Improvements Plan (“ICIP”) for the Division of Senior Services, Community Health, and Safety Department. (Gino Rinaldi, Senior Services Division Director: earinaldi@santafenm.gov, 955-4710; Anya Alarid, Senior Services Program Manager: aalarid@santafenm.gov, 9554744))
Committee Review:
Finance Committee (Introduced): 8/15/2022
Quality of Life Committee: 8/17/2022
Governing Body: 8/31/2022

Ms. Mihelcic read the caption of this item. Director Rinaldi was present remotely.

MOTION: **Councilor Chavez moved, seconded by Councilor Chavez, to approve the ICIP Resolution as presented.**

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

- d. **CONSIDERATION OF RESOLUTION NO. 2022-46. (Councilor Cassutt, Mayor Webber)**

A Resolution Supporting the Santa Fe Public Schools' Board of Education's Application for Grant Funding to build Out a District-Wide Community Schools Model Designed to Reduce Chronic Absenteeism, Decrease Out-of-School Time Caused by Suspensions, Increase Parental Involvement, and Improve Kindergarten Readiness Skills. (Maria Sanchez-Tucker, Community Services Director, metucker@santafenm.gov, 505-955-6638)

Committee Review:

Public Works and Utilities Committee (Introduced): 08/29/2022

Governing Body: 08/31/2022

Ms. Mihelcic read the caption for this item. Director Sanchez-Tucker was present.

Councilor Chavez recused herself from this matter and left the Council Chambers during consideration of this item.

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

Discussion on the Motion:

Councilor Cassutt applauded Santa Fe Public Schools for looking at this model for students to be successful. She also applauded Councilor Chavez who, when she was principal at Caesar Chavez School, was instrumental in promoting this model. She was pleased to see SFPS was continuing that at Caesar Chavez School and seeking grant funding. The City needs to partner with the community schools' model on how we can support parents and work together to diminish the effects of trauma and how the schools can be a proactive member.

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

For: Mayor Webber, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None. Councilor Chavez was not present for the vote.

Councilor Chavez returned to the bench after the vote was taken.

11. MATTERS FROM THE CITY MANAGER

Ms. Mihelcic read the caption.

Manager Blair reported they were moving on the audit contract as quickly as possible to get the work done on time. He thanked the Governing Body for helping to get it in place.

He announced that Tuesday will be the first day for the new Finance Director, Ms. Emily Olster, coming to the City from being Deputy Secretary of NMTRD. He thanked Interim Director Lotero and Acting Deputy Director Bejarano for stepping up to help us. As we go into Zozobra weekend, he met with Law Enforcement personnel on the operational needs including neighbors living around the ballpark and how they should be treated. Kiwanis has done great outreach with all nearby neighbors.

There was a productive strategic planning session last Tuesday morning with senior staff at a beginning to a year-long process with consultants from Delta Consulting. They will now be reaching out to Department Directors to help them work toward goals for their departments.

He gave kudos to Ms. Mihelcic and Director Ochoa for their work on how we treat homeless in a great meeting last night. He thanked them for organizing it and was proud of the entire team.

He reported that signage is installed at City Hall now directs people to the unlocked door(s) to enter the building. He is working on a punch code for Council Chambers so Councilors and Staff can eliminate others from using" the short cut to get to the meeting.

Manager Blair also thanked Councilor Cassutt for her statement. The bravest thing for me ever was standing up to say I am gay. The logic used in the Supreme Court case attack women's rights was the same logic they identified in the opinion to try to strike down the rights of interracial marriage, the right to contraception identified in the Griswold Opinion, the right for me to have a private sexual relationship. That was heard in 2003 and was the same law to strike down the Obergefell Law that allowed me to get married. He didn't get married in New Mexico because it wasn't legal here eight years ago. "For me to stand up and tell people I am queer is an important thing." He was also Grand Marshal for the 30th New Mexico Gay Rodeo on Saturday. The City has been a proud supporter for many years. The Association was very grateful for the support of the Governing Body.

Manager Blair said they are working to put up veteran's banner and are almost there. We reached agreement with the manufacturer to drop ship 107 bracket kits here. To their credit, they brought out their crew and now expect them to arrive tomorrow. Camella Quintana from the American Legion will get the banners and PNM is honoring their commitment to hang them early next week starting on Guadalupe Street and then they will group some together by the National Cemetery. They will all be up at least two months.

12. **MATTERS FROM THE CITY ATTORNEY**

Ms. McSherry said she heard amazing things about our Grand Marshal at the Gay Rodeo this weekend. It is one of her Staff's favorite events in Santa Fe.

She said the Santa Fe Reporter did file an appeal with the New Mexico Supreme Court, and we filed cross appeals. Our partners will likely join us in it.

The IPRA team is now able to take some vacation time and are thankful for the time off for some staff this weekend.

13. **MATTERS FROM THE CITY CLERK**

Ms. Mihelcic Manager Blair mentioned a few items. Facilitators at tables. Many of our staff stepped in and thank you to her staff around details of the event from printing to really great handouts for participants for getting everything done. They put in a lot of work. Lawrence Lovato retired and today was his last day from Finance Department. He will continue coaching. And about door signs, We are asking staff to refinish the doors.

14. **COMMUNICATIONS FROM THE GOVERNING BODY**

Councilor Villarreal thanked Staff for the details with roundtable discussion on homelessness. It was especially helpful to have a meal there. She was sure everyone else had a good experience in talking about homeless experiences. It was important to have the dialogue and hopefully have a summary. Marisol Atkins is a great partner - kudos to her. She hoped everyone has a safe Fiestas and Zozobra. Councilor Cassutt will be missed. "I will be dressed up like the 90's and challenge others to do so."

Councilor Michael Garcia accepted the challenge and said his daughter consistently tells him his tie looks like the 90s.

He gave a shout out to Director Ochoa and Ms. Mihelcic for their work on the dialog to figure out how to face the challenge of homeless and hopefully, that conversation can continue.

He acknowledged the good comment on the microphone cut off and Zoom challenges. If we can figure out how to keep the microphone on, those outside of this room can hear what was spoken for the record and for politeness. Most of the time, the public is just trying to get their thoughts out to us.

He gave a big shout out to Jessie Benavides on his desire to refurbish our parks. He was looking forward to Zozobra, hoping for a fantastic show and good Fiestas. He asked everyone to enjoy each other's company.

Councilor Rivera thanked Director Ochoa and Director Tucker for their work on the Southside anniversary. Many people were there including Mayor Webber. The celebration at Chavez Elementary was also a big success. There were cars everywhere and he thanked all who supported it. Have a safe Zozobra and Fiestas. While at the Fire Department, he saw the good and the bad there.

Councilor Chavez thanked Director Ochoa and Ms. Mihelcic for the event last night. She came from an exhaustive day at work, and you all were so intentional in all your planning, humanizing all of our community members and how the questions occurred. All of it was inspiring and she also thanked Andrea Salazar for facilitating it. It was the highlight of her work.

As a new Councilor, she has been visiting the departments to learn about their work. She became more amazed each time at how they make things possible with and dealt with amazing things. She mentioned some of those amazing things. All Staff were friendly. They are positive with all calls they receive and have been very efficient through the pandemic. Shout out to Dora Marquez, the Water Project Administrator, on her work with people trying to get new service. Dora has about 30 years in water billing. Happy Fiestas to everyone.

Councilor Lindell hoped everyone goes and has a good time at Zozobra. The shirt she was wearing was from 2015. Thanks to Ray Sandoval and his fantastic Kiwanis crew. She saw the kids in rehearsals, and they were awesome. Thanks to Mayor Webber who last Saturday got on stage with her at the Bark and Ball fundraiser. Tomorrow night is the Chef Capades at La Fonda and hopefully, we can raise good money there. It has been a very busy season. "Happy Birthday to my partner Maria."

Councilor Romero-Wirth thanked Director Ochoa and Ms. Mihelcic for the event last night. Everything was well thought out and well executed. Happy Zozobra, Happy Fiestas.

Councilor Cassutt echoed her kudos for last night. It was a wonderful event with wonderful conversations And Kathy Salazar, her table lead, did a great job. She mentioned the fun events last Friday including the golf tournament. She said Melissa McDonald put her on a golf cart and showed her the beautiful course out there. Later with Melissa, they went to Alvarado Park and saw the pollinator garden and Bee Sculpture made of recycled materials.

Have a wonderful Zozobra. She was sad to miss it. She looked forward to Fiestas next weekend. Her Mom's birthday is on Monday, and she wished her a happy day. She will come visit after wrapping things up in California.

Mayor Webber wished her to have a safe trip out and back.

Councilor Lee Garcia gave kudos to the team last night. Lots of work went into it. Thanks to Councilor Michael Garcia on the encampment discussion.

Monday is a Public Works meeting with, and he thanked Staff members Torres and Montoya for doing a great job.

On the Southside events, lots of people were there and had sense of community at the Southside Library and the Southside Advocates Community Day.

He applauded his son, an engineering student at NMSU, who spent three weeks rebuilding a bridge. He is proud of what they did. Happy Fiestas and Happy Zozobra.

Mayor Webber said he was at almost all of those events. Santa Fe Beautiful was about the bees. And there were four well-attended events on the Southside. The Soul Celebration and Gospel Performance were good, and he got to read a proclamation with a backup band. And the opera singer singing gospel music had the whole auditorium lifted up with the transformative spirit. Thanks to Marilyn Wright for making the events look effortless. He was looking forward to Fiestas and Zozobra and the End of Summer celebration at Harley Davidson on Saturday morning. Thanks to all for sharing.

Councilor Villarreal acknowledged Noel Correa who is retiring. He made many improvements in the parking garage. It was a hard job. We won't get a chance to say goodbye to him. Please extend our gratitude to him.

15. INTRODUCTION OF LEGISLATION

- a. CONSIDERATION OF BILL NO. 2022-__. (Councilor M. Garcia) An Ordinance Relating to Electric Bicycles; Amending Section 12-1-6 of the Uniform Traffic Ordinance ("UTO") to Include Electric Bicycles in the Definition of Bicycle; Amending Section 12-1-40 of the UTO to Delineate Electric Bicycles From Motor Vehicles; Amending Section 12-1-88 of the UTO to Specify That an Electric Bicycle is Not a Vehicle; Amending Section 12-8-1 of the UTO to Prohibit Anyone Under the Age of Sixteen From Riding a Class 3 Electric Bicycle; Amending Section 12-8-10 of the UTO to Regulate and Establish a Speed Limit for Electric and Manually Propelled Bicycles on City Sidewalks; Amending Section 12-8-15 of the UTO to Remove the Prohibition for Bicycles to Ride on a Street Adjacent to a Sidewalk or Path When Bicycles are Required to Use the Sidewalk or Street; Creating a New Section 12-8-18 of the UTO to Make it an Offense to Enhance the Speed Capabilities of an Electric Bicycle; Amending Section

12-8-23 of the UTO to Raise the Maximum Fine four Violation of Certain Provisions from Twenty-Five Dollars to One Hundred Dollars; and Amending SFCC 1987 Section 23-5.1 to Amend the Definition of Bicycle to Include Electric Bicycles, and to Regulate the Use of Electric Bicycles on City Roads. (Romella Glorioso-Moss; Project Administrator: rsglorioso-moss@santafenm.gov, 505-955-6623; Kevin Nault, Assistant City Attorney: klnault@santafenm.gov)

Committee Review:

Governing Body (Introduced): 08/31/2022
Governing Body (Public Comment): 09/14/2022
Bicycle and Pedestrian Advisory Committee: 10/06/2022
Quality of Life Committee: 10/19/2022
Public Works and Utilities Committee: 10/24/2022
Finance Committee: 10/31/2022
Governing Body (Public Hearing): 11/09/2022

Ms. Mihelcic read the caption for this item,

Councilor Michael Garcia said this ordinance changes the efforts of two years in BTAC. We wanted to make clear how to regulate their use of electric bicycles. Recently a 12-year-old lost her life on a bicycle, and we don't want it to happen here. It has been a long effort but hopefully we can figure out how to manage this new mode of transportation.

- b. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Chavez, Councilor Lindell and Councilor L. Garcia)
A Resolution Creating a Six-Month Pilot Program to Encourage and Incentivize Employers to Pay for Employee Parking in City of Santa Fe ("City") Parking Facilities at Sandoval Street, the Santa Fe Community Convention Center, and the Railyard. (Noel Correia, Parking Division Director: npcorreia@santafenm.gov, 505-955-6611)

Committee Review:

Governing Body (Introduced): 08/31/2022
Quality of Life Committee: 09/07/2022
Public Works and Utilities Committee: 09/12/2022
Finance Committee: 09/19/2022
Governing Body: 09/28/2022

Ms. Mihelcic read the caption for this item.

Councilor Chavez announced this was to be postponed and reintroduced at a later date.

- c. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Rivera)
A Resolution Assigning Authorized Officer(s) and Agents for Project SAP21-F2382-STB (Verde de Valencia). (David Chapman, Technical and Grant Writer: dachapman@santafenm.gov, 955-6824; Stan Holland, Engineer: tsholland@santafenm.gov, 955-4637)

Committee Review:

Introduced: 08/31/22

Public Works and Utilities Committee: 09/12/22

Finance Committee: 09/19/22

Governing Body: 09/28/22

Ms. Mihelcic read the caption for this item.

Councilor Rivera recalled that Valencia Road was once a dirt road with sewage running down the street. The project is to put a sewer line down that street to make it safer.

- d. CONSIDERATION OF RESOLUTION NO. 2022-___. (Councilor Michael Garcia)

A Resolution Accepting a Local Government Road Fund Grant Administered by the New Mexico Department of Transportation for the Planning, Design, Construction, Pavement Rehabilitation, and Improvements to Buckman Road, Identified as Control #L500489. (Romella Glorioso-Moss, Projects Administrator: rsgloriosomoss@santafenm.gov, 955-6623)

Committee Review:

Introduced: 08/31/22

Quality of Life Committee: 09/7/22

Public Works and Utilities Committee: 09/12/22

Finance Committee: 09/19/22

Governing Body: 09/28/22

Ms. Mihelcic read the caption on this item.

Councilor Michael Garcia said that in 2021, BTAC prioritized Buckman Road improvements. It has lots of bicycle traffic, so it was needed for safety. Buckman Road is not pedestrian friendly at present. It gives access to La Tierra Trail and several parks. So the Committee felt it should be paved.

- e. CONSIDERATION OF RESOLUTION NO. 2022-___. (Mayor Webber, Councilor Cassutt)

A Resolution Affirming the Partnership of Santa Fe County and the City of Santa Fe to Develop Strategies and Actions to End Homelessness. (Kyra

Ochoa, Community Health, and Safety Director: krochoa@santafenm.gov, 505-955-6603)

Committee Review:

Governing Body (Introduced): 08/31/2022

Quality of Life Committee: 09/07/2022

Finance Committee: 09/19/2022

Governing Body: 09/28/2022

Ms. Mihelcic read the caption for this item.

Councilor Cassutt said this is a resolution she and Mayor Webber were signing on to solve the issue of homelessness. She spoke to the Board of County Commissioners yesterday as they passed the resolution for a coordinated multi-faceted approach, and she thanked the County for working with the City on a big team approach.

16. PETITIONS FROM THE FLOOR

Petitions from the Floor were heard earlier in the meeting.

17. PUBLIC COMMENT ON BILLS (FIRST PUBLIC COMMENT, NO ACTION)

There were no bills for first public comment.

18. FINAL ACTION ON LEGISLATION (PUBLIC HEARING)

- a. CONSIDERATION OF BILL NO. 2022-17. (Councilwoman Villarreal and Councilor Rivera)

An Ordinance Amending SFCC 1987 Section 23-5.1 to Add Definitions for “Cultural Event” and “Small Commercial Event”; and Amending SFCC 1987 Section 23-5.2 to Allow up to Eight (8) Commercial Permits for Cultural Events on the Plaza Including Juneteenth, Pride, Indigenous Peoples’ Day, and Five Additional Events Selected by Lottery. (Melissa McDonald, Parks Division Director: mamcdonald@santafenm.gov, 9556840) **POSTPONED TO THE SEPTEMBER 14, 2022 GOVERNING BODY MEETING**

Committee Review:

Governing Body (Introduced): 07/13/2022

Governing Body (Public Comment): 07/27/2022

Quality of Life Committee: 08/03/2022

Public Works and Utilities Committee: 08/08/2022

Economic Development Advisory Committee: 8/10/2022

Finance Committee: 08/15/2022

Governing Body (Public Hearing): 08/31/22 (Postponed)
Governing Body (Public Hearing): 09/14/2022

Councilor Villarreal hoped Ms. McSherry could explain why this was postponed.

Ms. Salazar explained that the title change required a new notice.

Councilor Villarreal asked if it wouldn't it keep the original title with the amendment.

Ms. McSherry said if it didn't change, any possible version could be approved. So the amended version is the most recently amended.

Councilor Villarreal knew only one committee amended it. She couldn't explain it but thanked Ms. McSherry.

19. PUBLIC HEARINGS

a. **Case #2022-5398. 3007 S Saint Frances Drive Rezoning.**

JenkinsGavin Inc., Agent, for Vincent's Legacy, LLC, Owner, Requests Approval of a Rezoning to Remove the Parcel from the South-Central Highway Corridor (SCHC) Protection Overlay District in Order to Allow for the Existing Density of 35.5 Dwellings Per Acre, which Exceeds the Allowable Density of 21 Dwellings Per Acre in the SCHC Overlay. The Property is Zoned SC-1 (Neighborhood Shopping Center District) and is within South Central Highway Corridor Overlay District. The Parcel is Approximately 4.58 Acres within the Approximately 23-Acre Shopping Center. (Daniel Alvarado, Case Manager, djalvarado@santafenm.gov, 505- 955-6670)

1. CONSIDERATION OF BILL NO. 2022-19. ADOPTION OF ORDINANCE NO. 2022-_____.

An Ordinance Amending the Official Zoning Map of the City of Santa Fe to Amend the Boundaries of the SCHC South Central Highway Corridor Overlay District to Exclude Two Parcels of Land Lying Contiguous with the Santa Fe Corporate Limits Comprising Approximately 4.58 Acres More or Less Located Within Section 2, T-16-N, R-9-E, NMPM and Bordered on the West by South Saint Francis Drive and Known as the "3007 S. Saint Francis Drive Rezoning." (Case No. 2022-5398).

Ms. Mihelcic read the caption for this matter.

Mayor Webber restated the procedure for this public hearing: Disclosures, Staff Report, Applicant Opening Statement, Public Sworn Testimony, Motion/Second, Discussion. and Vote.

Disclosures

There were no disclosures.

Councilor Romero-Wirth asked Ms. McSherry to explain the quasi-judicial process.

Ms. McSherry explained the quasi-judicial process.

Staff Report

Mr. Alvarado said this is a rezoning for the Santa Fe Suites. We are retroactively rezoning because the emergency permission was granted to change the hotel into residential use. The applicants are asking it to be removed from the South Central Highway Corridor Overlay District which now operates with 35.5 units per acre. The rezoning to SC-1 would have no maximum density requirement. The rezoning was approved by the Planning Commission and the Commission recommended approval of the rezoning to the Governing Body. The conditions of approval at the Planning Commission were either met or waived. The one condition of approval was to keep many dimensional characteristics except for the density regulation. They put it on the development plan.

Applicant's Opening Presentation

Jennifer Jenkins was sworn and presented the request to the Governing Body. She was joined by Dave Foster from New York, the developer representative for transforming the subject project.

Mr. Foster was sworn and identified himself. He said it was a pleasure to be here and was amazed at the Council addressing the challenge of homelessness in Santa Fe. He congratulated them for working to solve this issue and for their support of the Santa Fe Suites project. The project came about in the darkest days of COVID and was offered at the last minute for sheltering the homeless.

Mr. Jenkins reminded the Governing Body that they used CARES Act money to make this project a reality. A zoning letter was required for financing, and she discovered the overlay restriction. A density above the maximum allowed already existed on the property and she didn't want to have to demolish units. No variance was allowed in this District, so the only solution was to remove this 4.5-acre parcel from the South Central

Highway Corridor. She pointed out the location of the property, which was a diverse area. She pointed out that this project actually does already comply with all design standards. The only element at issue was the density. The development plan was already filed but had to be memorialized in case of a fire or another loss and was needed to protect the development. The project will be a high-quality residential development.

Sworn Testimony

Ed Archuleta was sworn and identified himself as the Executive Director of the Management Company for the Santa Fe Suites. He shared their staffing and their role. He thanked the Governing Body for all they have done for the homeless community and wanted to continue working with the City on this.

Ms. Mihelcic clarified there was only one person on Zoom, Marissa Roybal, who had no testimony to present.

Questions of the Governing Body

Councilor Cassutt asked Staff how this project was able to move forward without a rezoning and wanted to make sure it would not set a precedent for other projects nearby.

Ms. Feghali said the change was part of the emergency powers granted during COVID. She shared the provision that allowed it.

Councilor Cassutt asked if it was only approved under the emergency order.

Ms. McSherry said no.

Mayor Webber noted it does meet the zoning requirement but the solution for HUD financing was the zoning change to get the funding.

Ms. Feghali explained it further.

Councilor Lee Garcia asked if there were any other examples or if this was the first in the South Central Highway Corridor.

Ms. Jenkins was not aware of any others. There are other multi-family dwellings built before the corridor was adopted. The Zia Station project was removed from the corridor but not for density.

Councilor Romero-Wirth asked if it was at the beginning of the year or yesterday when they went for funding

Mr. Archuleta said no bank would lend money on it as a residential facility, HUD or otherwise. They required this rezoning.

Councilor Romero-Wirth asked about the ENN.

Ms. Jenkins said March 1 was the ENN meeting date and there were about 34 attendees. Her Staff and the Case Managers and neighbors were the attendees. There was much misconception about it as a homeless shelter and encampment in the arroyo. But it this project was not that.

Councilor Romero-Wirth asked if when the need for rezoning to obtain financing was discovered after approval by the Governing Body.

Ms. Jenkins agreed.

Councilor Romero-Wirth asked if there was general concern about it. Her constituents wanted to know why this had no ENN meeting or other public hearing.

Director Ladd said they were told at that time that all the money had to be spent quickly. They could get short-term bridge loan and made the choice to get it in use and keep people off the street. She added that they would have done it differently if they had the time to do it normally. What was decided was completely allowable.

Councilor Romero-Wirth thanked her. That was helpful. She was told an ENN was not required and no rezoning was to be pursued at the time. She just wanted to clarify what happened and how it was evolving.

Councilor Michael Garcia noted there are 131 parking spaces, but 154 spaces were required.

Ms. Jenkins said that as part of the approval, they had a consultant to work on the parking. The Planning Commission approved a parking lot reduction, based on the bus stop and the train station, and there was no issue for low-income occupants who tend to have fewer vehicles.

Councilor Michael Garcia asked if they had a plan for more parking if there is a need.

Ms. Jenkins said there was an evening overflow opportunity, using parking lots nearby.

Councilor Michael Garcia asked if she had conversations to use their spaces if needed.

Ms. Jenkins pointed out that all shopping center parcels are like a shared facility for parking.

Councilor Michael Garcia suggested a heads up for communications with them. He then asked about the upgrades.

Ms. Jenkins said there will be improvements to landscaping and to the units themselves, as well as drainage improvements, and maintenance.

Councilor Michael Garcia asked about setting a precedent in the area for hotel space.

Ms. Jenkins said there was one already approved for residential conversion which does not need to be pulled out of the corridor.

Councilor Rivera asked Ms. Jenkins about the ENN attendance list. He said ENNs in past cases with ENNs always had a list of attendees and comments made. He didn't see that in this case.

Ms. Jenkins said they didn't have sign in sheet but took notes and characterized the participants.

Councilor Rivera said there were Planning Commission minutes and people could voice some of their concerns. We could include that.

Mr. Archuleta agreed it was a good recommendation.

Councilor Romero-Wirth asked for clarification if the South Central Highway Corridor does not extend to Old Pecos Trail.

Mr. Archuleta didn't know.

Ms. Jenkins said it does not extend north that far.

No other questions from Governing Body.

Public Hearing

There was no testimony from the public and Mayor Webber closed the public hearing.

MOTION: Councilor Romero-Wirth moved, seconded by Councilor Cassutt, to approve the rezoning ordinance amendment subject to the conditions of approval and technical comments.

Discussion on the Motion:

Councilor Rivera asked if the Governing Body had to accept the Findings and Conclusions.

Ms. McSherry said if there was anything in there to flag, which would help us make sure.

Mayor Webber thought the Staff Report laid it out clearly. And it speaks to the homeless issues discussed earlier in this meeting to say it is a priority.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

20. **APPOINTMENTS**

a. Veterans Advisory Board

- Richard Christensen, Jr. – Reappointment – Term Ending 05/2024
- Kenneth Dettelbach – Reappointment – Term Ending 05/2024
- Dorothy Seaton – Reappointment – Term Ending 05/2024

Ms. Mihelcic read the appointments.

MOTION: Councilor Cassutt moved, seconded by Councilor Michael Garcia, to approve the appointments to the Veterans Advisory Board as presented.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

b. Santa Fe Civic Housing Authority

- Allison Fabara – Appointment – Term Ending 03/2024
- John Wheeler – Reappointment – Term Ending 03/2023
- Lynne Canning – Reappointment – Term Ending 03/2025
- Theresa Abeyta – Reappointment – Term Ending 03/2026
- Michael Gonzales – Reappointment – Term Ending 03/2027

Ms. Mihelcic read the appointments.

MOTION: Councilor Cassutt moved, seconded by Councilor Romero-Wirth, to approve the appointments to the Santa Fe Civic Housing Authority as presented.

Discussion on the Motion:

Councilor Villarreal, to clarify, asked how the structure works and why the Governing Body approved appointing members. She saw there was no resume for Theresa Abeyta.

No one from the Santa Fe Civic Housing Authority was present to respond to her question.

Councilor Villarreal said she had asked Staff about it earlier. She wanted to know how it worked.

Ms. Mihelcic offered to pull up the information she has on file and identify the code on it.

Councilor Villarreal said she could send her an email on it so she could understand with the resolution in hand and information about Theresa. They should have attached a resume.

Mayor Webber said they will get the rationale and Ms. Abeyta's resume. He noted the Civic Authority is a big player on Affordable Housing and a large landlord.

Councilor Villarreal said she just wanted to understand the relationship.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

c. Arts Commission

- Karl Duncan – Appointment – Term Ending 10/2024
- Heidi McKinnon – Appointment – Term Ending 10/2024
- Andrew Lovato – Appointment – Term Ending 10/2023

Ms. Mihelcic read the appointees. She said two alternates would be considered at the next meeting.

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

Discussion on the Motion:

Councilor Rivera said the memo said they were to fill two vacancies and have three appointees.

Ms. Mihelcic apologized but got them after the deadline.

Mayor Webber said he didn't know if the memo was inaccurate.

Councilor Michael Garcia wondered if we should wait until the next meeting for the vote.

Ms. Mihelcic thought two of them were reappointments to expire in 2022. She would need to reach out to the individual working on it. Then she found a note that a member had just resigned, making it three to be appointed.

Mayor Webber found a memo saying there were three vacancies.

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

For: Mayor Webber, Councilor Cassutt, Councilor Chavez, Councilor L. Garcia, Councilor Lindell, Councilor Rivera, Councilor Romero-Wirth, and Councilor Villarreal.

Against: None.

21. **ADJOURN**

Having completed the agenda and with no further business to come before the Governing Body, the meeting was adjourned at 11:00 p.m.

Approved by:



Mayor Alan Webber

ATTESTED TO:



Kristine Bustos Mihelcic, City Clerk

Respectfully submitted by:



Carl G. Boaz, Council Stenographer