



# AGENDA

REGULAR MEETING OF  
THE GOVERNING BODY  
OCTOBER 26, 2022  
5:00 PM  
COUNCIL CHAMBERS  
CITY HALL  
200 LINCOLN AVENUE

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## 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/86021512607>.

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: 860 2151 2607**

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 Michael Garcia
  
3. **SALUTE TO THE NEW MEXICO FLAG**  
  
Councilor Rivera
  
4. **INVOCATION AND REMEMBRANCES**  
  
Councilor Cassutt
  
5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. FY21 Audit Update (Emily Oster, Finance Director, 505-629-3411, ekoster@santafenm.gov; Ricky Bejarano, Chief Accounting Officer, rabejarano@santafenm.gov; 505-629-6988)
- b. City of Santa Fe Water Update. (Jesse Roach, Water Division Director: jdroach@santafenm.gov; 505-955-4309)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from E.M.M.B., Inc., 2841 Cerrillos Road, Santa Fe, New Mexico 87502, 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 Santa Fe Axe Company, 6640 Cerrillos Road, Unit B, Santa Fe, Which is Within 300 Feet of Hope Unlimited Church, Located at 6700 Cerrillos Road, Santa Fe.
  - 2. If the Waiver of the 300 Foot Location Restriction is Granted, Consideration of a Request for a Transfer of Location of Inter-Local Dispenser Liquor License No. 2686 from Cheeks, 2841 Cerrillos Road, Santa Fe, to Santa Fe Axe Company, 6640 Cerrillos Road, Unit B.

**Committee Review:**

Liquor Hearing: 10/11/2022

Governing Body: 10/26/2022

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Tumbleroot Brewing LLC, for a Small Brewer (2<sup>nd</sup> Off-Site Location) Liquor License With Patio Service, to be Located at Tumbleroot Brewery & Distillery, 135 W. Palace Avenue, Suite 100, Santa Fe. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 505-955-6520)

**Committee Review:**

Liquor Hearing: 10/11/2022

Governing Body: 10/26/2022

- c. Request for Approval of Lease Agreement Between the City of Santa Fe and Presbyterian Medical Services, Inc. for 1121 Alto Street, Santa Fe, NM, Located on the City's Bicentennial Alto Park Property. (Terry J. Lease, Asset Development Manager, tjlease@santafenm.gov, 505-629-2206)

**Committee Review:**

Finance Committee: 10/03/2022

Quality Life Committee: 10/05/2022

Public Works and Utilities Committee: 10/11/2022

Economic Development Advisory Committee: 10/12/2022

Governing Body: 10/26/2022

- d. Request for Approval of a Transportation Project Fund Grant Agreement with the New Mexico Department of Transportation for the Engineering Design of the Arroyo de Los Chamisos Crossing Project Identified as Control # HW2LP50039 in the Total Amount of \$1,000,000. (Romella Glorioso-Moss, Capital Projects Manager, rsglorioso-moss@santafenm.gov, 505-955-6623)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$950,000 for the Engineering Design of the Arroyo de Los Chamisos Crossing.

**Committee Review:**

Finance Committee (Postponed): 10/03/2022

Public Works & Utilities Committee: 10/11/2022

Finance Committee: 10/17/2022

Governing Body: 10/26/2022

- e. Request for Approval of an Art in Public Places Purchase Contract with the State of New Mexico Department of Cultural Affairs, New Mexico Arts Division and Christina Marie Gonzalez dba Christina Gonzalez Studio for the Display of Artwork on City Property with the City's Portion in the Total Amount of \$4300. (Pauline Kanako Kamiyama, Arts and Culture Division Director: pkkamiyama@santafenm.gov, 505-955-6653)

**Committee Review:**

Quality of Life Committee 10/05/2022

Finance Committee 10/17/2022

Governing Body 10/26/2022

- f. Request for Approval to Purchase One (1) Front Loading Collection Vehicle for Commercial Waste Collection Services with Bruckner Truck Sales, Inc. in the Total Amount of \$441,122. (Lawrence Garcia, ESD Maintenance Manager, lmgarcia@santafenm.gov, 505-955-2241)

**Committee Review:**

Public Works and Utilities Committee: 10/11/2022

Finance Committee: 10/17/2022

Governing Body: 10/26/2022

- g. Request for Approval of a Construction Contract with ESA Construction Inc., to Upgrade the City of Santa Fe's Public Utilities Building Located at 801 W. San Mateo Road in the Total Amount of \$284,134.02 Including NMGRT, Expiring June 30, 2023. (Jesse Roach, Water Division Director: jdroach@santafenm.gov, 505- 955-4309)

**Committee Review:**

Public Works and Utilities Committee: 10/11/2022

Finance Committee: 10/17/2022

Governing Body: 10/26/2022

- h. Request for Approval of Amendment No.1 to the Agreement Between Owner and Contractor, Item #21-0522 with Bradbury Stamm Construction, Inc. to Extend the Term of the Services Agreement for Construction at Santa Fe Regional Airport to June 30, 2025 with No Change to the Total Cost. (James Garduno, Project Administrator, jdgarduno@santafenm.gov, 505-795-2439)

**Committee Review:**

Finance Committee: 10/17/2022

Public Works and Utilities: 10/24/2022

Governing Body: 10/26/2022

- i. Request for Approval of North Central New Mexico Economic Development District, Non-Metro Area Agency on Aging (AAA) Federal and State Sub-Award Contract to Provide Services to Eligible Clientele that Receive Transportation, Nutrition, and In-Home Support Services in the Total Amount of \$877,035.08, Term Ending June 30, 2023. (Gino Rinaldi, Senior Services Director: earinaldi@santafenm.gov, 505-955-4710)

**Committee Review:**

Finance Committee: 10/17/2022

Quality of Life: 10/19/2022

Governing Body: 10/26/2022

- j. Request for the Approval of State of New Mexico Aging and Long Term Services Department Capital Appropriation Project Grant Agreement A20E5290 in the Total Amount of \$827,000 for the Purchase of Mary Esther Gonzales Senior Center Vehicles, Term Ending June 30, 2024. (Gino Rinaldi, Senior Services Director: earinaldi@santafenm.gov, 505-955-4710)

**Committee Review:**

Finance Committee: 10/17/2022

Quality of Life: 10/19/2022

Governing Body: 10/26/2022

- k. Request for Approval of Findings of Fact and Conclusions of Law for Case #2022-5398 in the Matter of the Property Located at 3007 S. Saint Francis Drive Rezoning, which was Approved at the August 31, 2022 Regular Governing Body Meeting. (Daniel Alvarado, Case Manager: djalvarado@santafenm.gov, 505-955-6670)

**Committee Review:**

Governing Body: 10/12/2022

- l. Request for Approval of the 2022 Employee Calendar. (Bernadette Salazar, HR Director: bjsalazar@santafenm.gov, 505-955-6591)

**Committee Review:**

Governing Body: 10/26/2022

- m. CONSIDERATION OF RESOLUTION NO. 2022-\_\_\_. (Councilor Cassutt and Councilor Chavez)

A Resolution Approving the City of Santa Fe's Participation in a Transportation Project Fund Program Administered by New Mexico Department of Transportation for the Arroyo de los Chamisos Crossing Project. (Romella Glorioso-Moss, Senior Project Administrator: rsglorioso-moss@santafenm.gov, 955-6623)

**Committee Review:**

Governing Body (Introduced): 09/28/2022

Public Works and Utilities Committee: 10/11/2022

Finance Committee: 10/17/2022

Governing Body: 10/26/2022

- n. CONSIDERATION OF RESOLUTION NO. 2022-\_\_\_. (Councilwoman Villarreal and Councilor Rivera)

A Resolution Extending the Term of the Community Health and Safety Task Force Until June 30, 2023, to Allow the Task Force to Complete It's Duties and Responsibilities. (Julie Sanchez, Youth and Family Services Division Director: jjsanchez@santafenm.gov, 955-6678)

**Committee Review:**

Governing Body (Introduced): 10/12/2022

Quality of Life Committee: 10/19/2022

Governing Body: 10/26/2022

- o. CONSIDERATION OF RESOLUTION NO. 2022-\_\_\_. (Councilwoman Villarreal, Councilor Rivera, and Councilor Cassutt)

A Resolution Supporting the Santa Fe Public Schools ("SFPS") in Adopting a Community Schools Model and Directing the City Manager to Support the City's Continued Collaboration and Participation with the SFPS's Community Schools Steering Committee. (Julie Sanchez, Youth and Family Services Division Director: jjsanchez@santafenm.gov, 505-955-6678)

**Committee Review:**

Governing Body (Introduced): 10/12/2022

Quality of Life Committee: 10/19/2022

Governing Body: 10/26/2022

- p. CONSIDERATION OF RESOLUTION NO 2022-\_\_\_. (Councilor Romero-Wirth, Councilor Cassutt and Councilwoman Villarreal)  
A Resolution Calling on the New Mexico State Legislature to Take Action During the 2023 Legislative Session to End Driver's License Suspensions for Failure to Pay and Failure to Appear. (Kyle Hibner, City Prosecutor: khibner@santafenm.gov, 955-5195)

**Committee Review:**

Governing Body (Introduced): 10/12/2022

Quality of Life Committee: 10/19/2022

Governing Body: 10/26/2022

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of Amendment No. 5 to an Agreement for Legal Services, Item #21-0399, with Modrall Sperling, Roehl, Harris & Sisk, P.A., to Increase the Compensation by \$80,000 and Extend the Term Through December 31, 2023, for a Total Compensation of \$281,937.50, Including Gross Receipts Taxes. (Erin McSherry, City Attorney: ekmcsherry@santafenm.gov, 505-955-6512)

**Committee Review**

Governing Body: 10/26/2022

11. **MATTERS FROM THE CITY MANAGER**

12. **MATTERS FROM THE CITY ATTORNEY**

**EXECUTIVE SESSION**

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Part (H)(7), Quarterly Update of Attorney-Client Privileged Discussion of Pending and Threatened Litigation. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov, 955-6512)

13. **MATTERS FROM THE CITY CLERK**

14. **COMMUNICATIONS FROM THE GOVERNING BODY**

15. **INTRODUCTION OF LEGISLATION**

- a. **CONSIDERATION OF RESOLUTION NO. 2022-\_\_ (Mayor Webber)**  
A Resolution Approving the Exchange and Transfer of Two Tracts of City-Owned Real Property To The State Of New Mexico In Exchange For Six Tracts Of State-Owned Real Property Located Within the City (Terry Lease, Asset Development Manager, tjlease@santafenm.gov and Lee Logston, Midtown Asset Development Manager, lrllogston@santafenm.gov, 505-955-6914)

**Committee Review:**

Governing Body (Introduced): 10/26/2022

Quality of Life Committee: 11/2/2022

Finance: 10/31/2022

Public Works and Utilities Committee: 11/7/2022

Governing Body: 11/9/2022

16. **PETITIONS FROM THE FLOOR**

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

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

19. **PUBLIC HEARINGS**

20. **APPOINTMENTS**

- a. **Charter Review Commission**
- Paul Dirdak (Signe I. Lindell)
  - Maria Perez (Renee D. Villarreal)
  - Elicia Montoya (Carol Romero-Wirth)
  - Peter Ives (Michael J. Garcia)
  - John Paul Granillo (Lee Garcia)

- Alba Blondis (Chris Rivera)
- Sarah Amador-Guzman (Jamie Cassutt)
- Lilliemae Ortiz (Amanda Chavez)
- Nancy Long (Mayor's At-Large Appointee)

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.