



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
APRIL 26, 2023 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> until 5 p.m. the day before 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/87801218338>

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: 878 0121 8338**

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 Chavez

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

Councilwoman Villarreal

4. **INVOCATION AND REMEMBRANCES**

Councilor Michael Garcia

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Municipal Court Update. (Judge Virginia Vigil, Municipal Court Judge: vmvigil@santafenm.gov; 505-955-5110)
- b. Audit Update for FY21. (Emily Oster, Finance Director: ekoster@santafenm.gov, 505-629-3411)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the April 12, 2023 Regular Governing Body Meeting Minutes. (Geralyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)

Committee Review:

Governing Body: 04/26/2023

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Capeesh Pizza Co., LLC, for a Restaurant A (Beer & Wine) Liquor License with On-Premises Consumption and Patio Service, to be Located at Capeesh Pizza Co., 4250 Cerrillos Road, Space #1338. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 955-6520)

Committee Review:

Liquor Hearing: 04/17/2023

Governing Body: 04/26/2023

- c. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from National Dance Institute of New Mexico (NDI) for a Waiver of the 300 Foot Location Restriction and Approval to Allow the Dispensing/Consumption of Alcoholic Beverages at the NDI Dance Barns, 1140 Alto Street, Which is Within 300 Feet of Aspen Community Magnet School, 450 La Madera Street and La Comunidad De Los Ninos

Head Start, 1121 Alto Street. The Request is for NDI New Mexico's 2023 Gala to be Held on Saturday, May 6, 2023, with Alcohol Service from 4:30 p.m. to 11:00 p.m. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 955-6520)

Committee Review:

Liquor Hearing: 04/17/2023

Governing Body: 04/26/2023

- d. Request for Approval of Amendment No. 1 to General Services Contract #22-0223 for On-Call Temporary Labor Services to Reflect a Change of Vendor Name from Excel Staffing, LLC, to HireQuest LLC, dba Snelling Staffing. (Scott Overlie, Parks Project Administrator: saoverlie@santafenm.gov, 505-231-6194; and Phillip Lujan, Parks Administrative Manager: pmlujan@santafenm.gov, 505-955-2102)

Committee Review:

Public Works & Utilities Committee: 04/24/2023

Governing Body: 04/26/2023

- e. Request for Approval of Amendment No. 2 to Service Contract #21-0389 for On-Call General Contracting Services with Davenport Construction Management, Inc. to Extend the Term to December 11, 2023 with No Corresponding Change in Compensation. (Josh Bohlman, Project Administrator, jbbohlman@santafenm.gov, 505-955-5932)

Committee Review

Finance Committee: 04/17/2023

Public Works & Utilities Committee: 04/24/2023

Governing Body: 04/26/2023

- f. Request for Approval of Amendment No. 2 to Service Contract Item #21-0389 for On-Call General Contracting Services with Davenport Construction Management, Inc. to Extend the Term to December 11, 2023. (Josh Bohlman, Project Administrator, jbbohlman@santafenm.gov, 505-955-5932)

Committee Review

Finance Committee: 4/17/2023

Public Works & Utilities Committee: 4/24/2023

Governing Body: 4/26/2023

- g. Request for Approval to Award BID #23/24/B and the Contract to Univar Solutions USA, LLC. for Supplying Two (2) Wastewater Treatment Polymers, Praestol K 260 FL and Praestol K 290 FLX, as Needed, in the Amount of \$350,000 Per Year, with a Maximum Term of 4 Years. (P Fred Heerbrandt, P.E., Wastewater Management Engineer Supervisor 505-955-4623)

- 1. Request for Approval of a Budget Adjustment Resolution (BAR) From the Wastewater Cash Balance for FY 2023 in the Amount of \$350,000.

Committee Review:

Public Works and Utilities Committee: 04/10/2023

Finance Committee: 04/17/2023

Governing Body: 04/26/2023

- h. Request for Amendment No. 1 to Priority Line Replacement Price Agreement #21-0484, with Sub Surface Contracting, CIP # 3058, to Add the Amount of \$2,790,000 Inclusive of NMGRT for a Total Contract Amount of \$5,040,000 through FY24-25. (Bill Huey, Engineer: bchuey@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 04/10/2023

Finance Committee: 04/17/2023

Governing Body: 04/26/2023

- i. Request for Approval of Amendment No. 1 to Priority Line Replacement Price Agreement # 21-0483 with A.A.C. Construction, LLC, CIP # 3058 to Add the Amount of \$2,210,000 Including NMGRT for a Total Contract Amount of \$3,460,000 through FY24-25. (Bill Huey, Engineer, bchuey@santafenm.gov)

- 1. Request for Approval of a Budget Adjustment Resolution (BAR) in the Amount of \$5,000,000 from the Water Enterprise Fund Cash Balance Into the Water CIP Fund for FY 2023.

Committee Review:

Public Works and Utilities Committee: 04/10/2023

Finance Committee: 04/17/2023

Governing Body: 04/26/2023

- j. Request for Approval of Change Order No. 2 to Construction Contract ESA # 22-0051 for ADA Improvements at the Public Utilities Building on San Mateo to Increase the Scope to Include Additional Concrete Ramp Work, Electrical Work, and Floor Work Adding an Amount of \$13,519.97. (Jesse Roach, Water Division Director, jdroach@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 04/10/2023

Finance Committee: 04/17/2023

Governing Body: 04/26/2023

- k. Request for Approval of a Memorandum of Agreement Between the City of Santa Fe and Santa Fe County for Water Gauge Installation. (Steve Shultz, Water Resources Coordinator, smshultz@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 04/10/2023

Finance Committee: 04/17/2023

Governing Body: 04/26/2023

- l. Request for Approval of Construction Contract with GM Emulsion LLC in the Total Amount of \$9,075,251.74 Inclusive of NMGRT for the Construction of S100460 Guadalupe Street Reconstruction & LP5008 Guadalupe Bridge Rehabilitation Projects. (Romella Glorioso-Moss, Capital Projects Manager, rsglorioso-moss@santafenm.gov, 505-955-6623)

Committee Review:

Finance Committee: 04/17/2023

Public Works & Utilities Committee: 04/24/2023

Governing Body: 04/26/2023

- m. Request for Approval of Amendment No. 2 for a Term Extension to a Local Government Transportation Fund Grant with New Mexico Department of Transportation for the Planning, Design, and Pavement

Rehabilitation of LP50008 Guadalupe St Bridge Rehabilitation Project.
(Romella Glorioso-Moss, Capital Projects Manager, rsglorioso-moss@santafenm.gov, 505-955-6623)

Committee Review:

Finance Committee: 04/17/2023

Public Works & Utilities Committee: 04/24/2023

Governing Body: 04/26/2023

- n. Request for Approval of Amendment No. 5 to Item #21-0128 with N. Harris to Extend Contract Term Through November 2023. (Nancy L Jimenez, Utility Billing Division Director, nljimenez@santafenm.gov, 505-955-4364).

Committee Review:

Public Works and Utilities Committee: 04/24/2023

Governing Body: 04/26/2026

- o. CONSIDERATION OF A RESOLUTION 2023-___ (Mayor Alan Webber, Councilor Cassutt and Councilor Villarreal)
A Resolution Adopting Next Steps to Revise the City of Santa Fe's General Plan. (Heather Lamboy, AICP, Assistant Land Use Director, hllamboy@santafenm.gov, 505-955-6598 and Daniel Alverado, djalvarado@santafenm.gov)

Committee Review: Governing Body (Introduction) (Postponed):
03/29/2023

Governing Body (Introduction): 04/12/2023

Finance Committee: 04/17/2023 Quality of Life Committee: 04/19/2023

Governing Body: 04/26/2023

- p. CONSIDERATION OF A RESOLUTION 2023-___ (Councilor Villarreal, Councilor Cassutt, and Mayor Webber)

A Resolution Supporting the Establishment of Safe Sleeping Spaces As a Shelter Option for Those Who are Experiencing Homelessness in Santa Fe and For Whom Standard Shelter Options Are Not Feasible; Identifying An Appropriate "Best Practices" and Data-Driven Approach to Sheltering This Population; and Directing the City Manager to Enter Into or Bring To the Governing Body Contracts for Structures, Sites For the Structures, Landowners Willing to Provide an Area For the Structures, and An Operator or Operators Capable of Providing Round-The Clock Support Services and 27/7 Supervision. (Julie Sanchez, Youth and Family Services Division Director, jjsanchez@santafenm.gov, 505-955-6678)

Committee Review:

Governing Body (Introduction) (Postponed): 03/29/2023
Governing Body (Introduction): 04/12/2023
Finance Committee: 04/17/2023
Quality of Life Committee: 04/19/2023
Public Works and Utilities Committee: 04/24/2023
Governing Body: 04/26/2023

- q. CONSIDERATION OF A RESOLUTION 2023-__ (Councilor Villarreal, Councilor Cassutt, and Mayor Webber)
A Resolution Supporting the Establishment of Safe Sleeping Spaces As a Shelter Option for Those Who are Experiencing Homelessness in Santa Fe and For Whom Standard Shelter Options Are Not Feasible; Identifying An Appropriate “Best Practices” and Data-Driven Approach to Sheltering This Population; and Directing the City Manager to Enter Into or Bring To the Governing Body Contracts for Structures, Sites For the Structures, Landowners Willing to Provide an Area For the Structures, and An Operator or Operators Capable of Providing Round-The Clock Support Services and 24/7 Supervision. (Julie Sanchez, Youth and Family Services Division Director, jjsanchez@santafenm.gov, 505-955-6678)

Committee Review:

Governing Body (Introduction) (Postponed): 03/29/2023
Governing Body (Introduction): 04/12/2023
Finance Committee: 04/17/2023
Quality of Life Committee: 04/19/2023
Public Works and Utilities Committee: 04/24/2023
Governing Body: 04/26/2023

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. CONSIDERATION OF A RESOLUTION 2023-__ (Councilor M. Garcia and Councilor Villarreal)
A Resolution Prohibiting the Use of the Fee-in-Lieu of Option Described in the Santa Fe Homes Program on the Midtown Site. (Rich Brown, Community and Economic Development Director, rdbrown@santafenm.gov, 505-955-6625; Alexandra Ladd, Office of Affordable Housing Director, agladd@santafenm.gov, 505-955-6346)

Committee Review:

Governing Body: (Introduction) 03/29/2023
Economic Development Advisory Committee: 04/05/2023

Quality of Life Committee: 04/05/2023
Public Works and Utilities Committee: 04/10/2023
Finance Committee (Denied): 04/17/2023
Community Development Commission: 04/19/2023
Governing Body: 04/26/2023 (**Postponed to May 31, 2023 Governing Body Meeting by Sponsors**)
Governing Body: 05/31/2023

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 in which the City May be a Party. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov, 505-955-6512)

13. **EXECUTIVE SESSION ACTION ITEMS**

14. **MATTERS FROM THE CITY CLERK**

15. **COMMUNICATIONS FROM THE GOVERNING BODY**

16. **INTRODUCTION OF LEGISLATION**

- a. **CONSIDERATION OR RESOLUTION 2023-__** (Councilor Rivera and Councilor L. Garcia)
A Resolution Requesting Approval of Amendment No. 3 to a Municipal Arterial Program Cooperative Grant from the New Mexico Department Of Transportation, Identified as Control Number L500383 Granting a Time Extension for the Planning, Design, and Construction of Agua Fria Street and South Meadows Road Intersection Improvements. (Romella Glorioso-Moss, Capital Projects Program Manager, rsglorioso-moss@santafenm.gov, 505-955-6623)

Committee Review:

Governing Body: (Introduction) 04/26/2023

Public Works: 05/08/2023

Finance Committee: 05/15/2023

Governing Body: 05/24/2023

- b. CONSIDERATION OF A RESOLUTION 2023-__ (Councilor M. Garcia and Councilor Rivera)
A Resolution Approving the Display of Banners Commemorating “Hometown Heroes” Along the Entire Cerrillos Road Corridor and Along St. Francis Drive, Annually, Between Memorial Day and Veterans Day. (Regina Wheeler, rawheeler@santafenm.gov, 505-955-6622)

Committee Review

Governing Body: (Introduction) 04/26/2023

Finance Committee: 05/01/2023

Public Works and Utilities Committee: 05/08/2023

Governing Body: 05/10/2023

17. **PETITIONS FROM THE FLOOR**

18. **PUBLIC COMMENT ON BILLS**

19. **FINAL ACTION ON LEGISLATION**

- a. CONSIDERATION OF BILL NO. 2023-11. ADOPTION OF ORDINANCE NO. 2023-____. (Councilor Carol Romero-Wirth)
A Bill Amending the Election and Political Campaign Codes, Sections 1 Through 3, of Chapter 9 1987 SFCC; Updating Certain Definitions and Responsibilities Consistent with State Law; Creating a Single Section of Common Definitions for the Campaign Code and the Public Campaign Finance Code; Removing Section 9-2.4 Regarding a Candidate Written Acknowledgment of Familiarity with Campaign Code; Amending Section 9-2.7 to Remove the Requirement to Identify a Specific Candidate or Ballot Question in Political Committee Disclosures; Updating the Finance Reporting Schedule in Section 9-2.10; Expressly Permitting Electronic

Contributions in Section 9-3.12; and Replacing All References of “Participating Candidate” with “Publicly Financed Candidate”. (Marcos Martinez, Senior Assistant City Attorney; mdmartinez@santafenm.gov, Kristine Bustos Mihelcic, City Clerk; kmmihelcic@santafenm.gov; 505-955-6521)

Committee Review:

Public Works & Utilities Committee (Introduction): 03/06/2023

Governing Body (Public Comment): 03/08/2023

Ethics and Campaign Review Board: 03/09/2023

Finance Committee: 03/13/2023

Quality of Life Committee: 03/15/2023

Governing Body (Public Hearing): 03/29/2023

Governing Body (Public Hearing) 04/26/2023

20. **PUBLIC HEARINGS**

21. **APPOINTMENTS**

22. **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.