



# AGENDA

REGULAR MEETING OF  
THE GOVERNING BODY  
APRIL 26, 2023 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> 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. (Geraldyn 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](mailto: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](mailto:rdbrown@santafenm.gov), 505-955-6625; Alexandra Ladd, Office of Affordable Housing Director, [agladd@santafenm.gov](mailto: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.

**REGULAR MEETING OF THE GOVERNING BODY  
WEDNESDAY, APRIL 26, 2023, 5:00 PM  
COUNCIL CHAMBERS, CITY HALL  
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

**I. CALL TO ORDER**

The regular meeting of the Governing Body was called to order by Mayor Webber at 5:02 pm, on Wednesday, April 26, 2023, in the Council Chambers, City Hall, 200 Lincoln Avenue, Santa Fe, New Mexico.

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Councilor Chavez.

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

The salute to the New Mexico Flag was led by Councilwoman Villarreal.

**4. INVOCATION AND REMEMBRANCES**

The invocation was given by Councilor Michael Garcia.

Remembrances were given.

A moment of silence was given.

**5. ROLL CALL**

**MEMBERS PRESENT**

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

**MEMBERS EXCUSED**

**OTHERS PARTICIPANTS ATTENDING**

Erin McSherry, City Attorney  
Geraldyn Cardenas, Deputy City Clerk  
John Blair, County Manager  
Emily Oster, Finance Director  
Judge Virginia Vigil  
Elizabeth Martin, Stenographer

**6. APPROVAL OF AGENDA**

Ms. Cardenas stated that items 9 P and Q are duplicates. Item Q will be removed from the agenda. Just item P will be considered. Item 10 A was postponed by the sponsors to the May 31<sup>st</sup> Governing Body meeting.

**MOTION** A motion was made by Councilor Romero-Wirth. seconded by Councilor Lindell, to approve the agenda as amended.

**VOTE** The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

**7. APPROVAL OF CONSENT AGENDA**

Ms. Cardenas said item O has been removed for discussion by Councilor Cassutt and Item P has been removed for discussion by Councilors Rivera, Villarreal and Lindell.

**MOTION** A motion was made by Councilor Michael Garcia, seconded by Councilor Cassutt, to approve the Consent Agenda as amended.

**VOTE** The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

**8. PRESENTATIONS**

**A. MUNICIPAL COURT UPDATE**

Judge Virginia Vigil gave the Municipal Court Update.

**B. AUDIT UPDATE FOR FY 21**

Ms. Oster gave the Audit Update.

**9. ACTION ITEMS: CONSENT AGENDA**

**A. REQUEST FOR APPROVAL OF THE APRIL 23, 2023 REGULAR GOVERNING BODY MEETING MINUTES**

Approved on consent.

**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.**

Approved on consent.

**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 BARN, 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 PM TO 11:00 PM.**

Approved on consent.

**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 HIRE QUEST LLC, DBA SNELLING STAFFING.**

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Approved on consent.

- H. REQUEST FOR AMENDMENT 1 TO THE PRIORITY LINE REPLACEMENT PRICE AGREEMENT #21-0484, WITH SUB SURFACE CONTRACTING, CIP #3058, TO ADD THE AMOUNT OF \$2,790,000 INCLUSIVE OF NMGRY FOR A TOTAL CONTRACT AMOUNT OF \$5,040,000 THROUGH FY24-25.**

Approved on consent.

- 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 NMGRY FOR A TOTAL CONTRACT AMOUNT OF \$3,460,000 THROUGH FY 24-25.**

Approved on consent.

- 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.**

Approved on consent.

- K. REQUEST FOR APPROVAL OF A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF SANTA FE AND SANTA FE COUNTY FOR WATER GAUGE INSTALLATION.**

Approved on consent.

- 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 AND LP5008 GUADALUPE BRIDGE REHABILITATION PROJECTS.**

Approved on consent.

- 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.**

Approved on consent.

- N. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO ITEM #21-0128 WITH N. HARRIS TO EXTEND CONTRACT TERM THROUGH NOVEMBER 2023.**

Approved on consent.

- O. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_\_. A RESOLUTION ADOPTING NEXT STEPS TO REVISE THE CITY OF SANTA FE'S GENERAL PLAN.**

**MOTION** A motion was made by Councilor Cassutt, seconded by Councilor Villarreal, to approve Resolution 2023-\_\_\_\_\_ adopting next steps to revise the City of Santa Fe's General Plan.

Councilor Villarreal introduced an amendment.

**MOTION** A motion was made by Councilor Villarreal, seconded by Councilor Cassutt, to approve the amendment.

**VOTE** The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

**VOTE** The motion to approve the Resolution passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

**P. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. 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, SITED 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.**

**MOTION** A motion was made by Councilor Romero-Wirth, seconded by Councilor Villarreal, to approve Resolution 2023-\_\_\_\_ supporting the establishment of safe sleeping spaces.

**VOTE** The motion to approve the Resolution passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, abstained; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

**Q. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. 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, SITED 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.**

This item was removed from the agenda.

**MOTION** A motion was made by Councilor Rivera, seconded by Councilor Romero-Wirth, to go directly to Petitions From the Floor and to move the City Attorney item to the end of the agenda.

**VOTE** The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, abstained; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

## **17. PETITIONS FROM THE FLOOR**

**Meghan Robert.** Ms. Robert spoke to the issue of safe sleeping spaces.

**Joe Duziak.** Mr. Duziak spoke to safe outdoor spaces.

**Karen Kane.** Ms. Kane spoke to safe sleeping spaces.

**Carol Gruby.** Ms. Gruby spoke to safe sleeping spaces.

**Dr. Laura Brown.** Dr. Brown spoke to safe sleeping spaces.

**Dillon Suazo.** Mr. Suazo spoke to safe sleeping spaces.

**Erica Kidd.** Ms. Kidd spoke to safe sleeping spaces.

**Lyla Casey.** Ms. Casey spoke to safe sleeping spaces.

**Jeanelle Bohannan.** Ms. Bohannan spoke to safe sleeping spaces.

**Kevin Wrap.** Mr. Wrap spoke to safe outdoor spaces.

**Jeanna Aranda.** Ms. Aranda spoke to safe sleeping spaces.

**John Bacon.** Mr. Bacon spoke to safe sleeping spaces.

**Marisol Atkins.** Ms. Atkins spoke to safe sleeping spaces.

**Terry Brown.** Ms. Brown spoke to safe sleeping spaces.

**Stephanie Beninato.** Ms. Beninato spoke to safe outdoor spaces and quorum issues at the H Board.

**Beverly Callum.** Ms. Callum spoke to safe sleeping spaces.

**Rachel Thompson.** Ms. Thompson spoke to safe sleeping spaces.

**Adam Johnson.** Mr. Johnson spoke to safe sleeping spaces and fencing at the Railyard.

**10. ACTION ITEMS: DISCUSSION AGENDA**

- A. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_\_. A RESOLUTION PROHIBITING THE USE OF THE FEE-IN-LIEU OF OPTION DESCRIBED IN THE SANTA FE HOMES PROGRAM ON THE MIDTOWN SITE.**

This item was postponed until the May 31<sup>st</sup> meeting of the Governing Body.

**11. MATTERS FROM THE CITY MANAGER**

**14. MATTERS FROM THE CITY CLERK**

None.

**15. COMMUNICATIONS FROM THE GOVERNING BODY**

**16. INTRODUCTION OF LEGISLATION**

- A. CONSIDERATION OF RESOLUTION 2023-\_\_\_\_\_. 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.**

The Legislation was introduced.

- B. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_\_. A RESOLUTION APPROVING THE DISPLAY OF BANNERS COMMEMORATING “HOMETOWN HEROS” ALONG THE ENTIRE CERRILLOS ROAD CORRIDOR AND ALONG ST. FRANCIS DRIVE, ANNUALLY, BETWEEN MEMORIAL DAY AND VETERANS DAY.**

The Legislation was introduced.

**18. PUBLIC COMMENT ON BILLS**

None.

**19. FINAL ACTION OF LEGISLATION**

- A. CONSIDERATION OF BILL NO. 2023-11. ADOPTION OF ORDINANCE NO. 2023-\_\_\_\_\_. A BILL AMENDING THE ELECTION AND POLITICAL CAMPAIGN CODES, SECTION 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 0-2.10; EXPRESSLY PERMITTING ELECTRONIC CONTRIBUTIONS IN SECTION 9-3.12; AND REPLACING ALL REFERENCES OF “PARTICIPATING CANDIDATE” WITH “PUBLICLY FINANCED CANDIDATE”.**

Councilor Romero-Wirth introduced amendment E.

**MOTION** A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to approve amendment E.

**VOTE** The motion to approve the amendment passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, abstained; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, abstained; Mayor Webber, yes.

**MOTION** The main motion was made at the previous Governing Body meeting to approve Bill Number 2023-11.

**VOTE** The motion to approve the amendment passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

## **20. PUBLIC HEARINGS**

None.

## **21. APPOINTMENTS**

None.

## **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.**

**MOTION** A motion was made by Councilor Rivera, seconded by Councilor Cassutt, to in accordance with the New Mexico Open Meetings Act the Governing Body will move into Executive Session for a quarterly update of Attorney-Client Privileged Discussion of Pending and Threatened Litigation in which the City may be a Party.

**VOTE** The motion to approve the amendment passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

The Governing Body entered into Executive Session at 8:25 pm.

**MOTION** A motion was made by Councilor Rivera, seconded by Councilor Cassutt,

to in accordance with the Open Meetings Act return to the regular meeting.

**VOTE** The motion passed on a roll call vote as follows:

Councilor Cassutt, yes; Councilor Lindell, yes; Councilor Chavez, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Councilor Villarreal, yes; Mayor Webber, yes.

Mayor Webber stated that no action was taken in Executive Session and the matters discussed were limited to those noted.

The Governing Body returned to the regular meeting at 9:27 pm.

**13. EXECUTIVE SESSION ACTION ITEMS**

None.

**22. ADJOURN**

There being no further business before the Governing Body the meeting adjourned at 9:30 pm

Approved By:



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

Attested To By:



\_\_\_\_\_  
Kristine Bustos-Mihelcic, City Clerk

Respectfully Submitted By:



\_\_\_\_\_  
Elizabeth Martin, Stenographer

**GOVERNING BODY MEETING  
EXECUTIVE SESSION  
April 26, 2023**

The Governing Body of the City of Santa Fe met in an executive session duly called on April 26, 2023, beginning at 8:31 p.m.

The following was discussed:

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)

**PRESENT**

Mayor Webber  
Councilor Lindell  
Councilor Rivera  
Councilor L. Garcia  
Councilor Romero-Wirth  
Councilwoman Villarreal  
Councilor M. Garcia  
Councilor Cassutt  
Councilor Chavez

**STAFF PRESENT**

John Blair, City Manager  
Erin McSherry, Assistant City Attorney  
Geralyn Cardenas, Assistant City Clerk

There being no further business to discuss, the executive session adjourned at 9:25 p.m.



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Geralyn Cardenas, Assistant City Clerk