



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
JULY 12, 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/87195384442>.

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: 871 9538 4442**

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 Lee Garcia

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

Councilor Chavez

4. **INVOCATION AND REMEMBRANCES**

Councilwoman Villarreal

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Audit Update for FY21. (Emily Oster, Finance Director, ekoster@santafenm.gov, 505-629-3411).
- b. Annual Governing Body Ethics Training (Marcos Martinez, Senior Assistant City Attorney)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the June 28, 2023 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Assitant City Clerk: gfcardenas@santafenm.gov; 505-955-6519)

Committee Review:

Governing Body: 07/12/2023

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Cafe Des Artistes, LLC, for a Restaurant A (Beer & Wine) Liquor License, to be Located at Cafe Des Artistes, 130 Lincoln Avenue, Suite B. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 505-955-6520)

Committee Review:

Liquor Hearing: 06/26/2023

Governing Body: 07/12/2023

- c. Request for Approval of a Professional Service Agreement with Proyecto, LLC in the Total Amount of \$182,847 for the Continuation of the Midtown Management Services for Phase III – V. (Rich Brown, Community Development Director, rdbrown@santafenm.gov, 505-955-6625)

Committee Review:

Finance Committee: 06/20/2023

Quality of Life Committee: 06/21/2023

Economic Development Advisory Committee: 07/05/2023
Governing Body: 07/12/2023

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of Amendment No. 5 to the Collective Bargaining Agreement Between the City of Santa Fe and Local 3999 City of Santa Fe Employees of the American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, for All Bargaining Unit Employees to Receive a 3% Pay Increase who Earn Less than \$100,000 Annually and 1% for Bargaining Unit Employees who Earn \$100,000 or More Annually the First Full Pay Period in July 2023. (Bernadette Salazar, Human Resources Director, 505-955-6591, bjsalazar@santafenm.gov)

Committee Review:

Finance Committee (Removed from Agenda): 06/20/2023

Quality of Life Committee (Removed from Agenda): 06/21/2023

Special Governing Body (Removed from Agenda): 07/05/2023

Governing Body: 07/12/2023

- b. Request for Approval of a Contract with IT Connect to Provide Program Management for Utility Billing Projects and Provide Support with Product Management, Data Management, Quality Assurance, Change Management and Release Management in the Amount of \$597,018.50. (John Dupuis, Public Utilities Department Director: jedupuis@santafenm.gov)

1. Request for Approval of a Budget Adjustment Resolution (BAR) in the Total Amount of \$597,019 from Cash Balance.

Committee Review:

Governing Body: 07/12/2023

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), Subpart (7), Discussion of Pending and Threatened Litigation in Which the City Is or May Be a Party, Including, but not Limited to, *City of Santa Fe vs. the Board of County Commissioners of Santa Fe County*, No. D-101-CV-2023-00921. (Erin K. McSherry, City Attorney: ekmcsberry@santafenm.gov).

13. EXECUTIVE SESSION ACTION ITEMS

14. MATTERS FROM THE CITY CLERK

15. COMMUNICATIONS FROM THE GOVERNING BODY

16. INTRODUCTION OF LEGISLATION

- a. CONSIDERATION OF A RESOLUTION 2023-__ (Councilor Jamie Cassutt, Councilor Renee Villarreal)
A Resolution Supporting the Neighbor-To-Neighbor Fund Drive 2023. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Committee Review:

Governing Body (Introduction): 07/12/2023

Quality of Life Committee: 07/19/2023

Governing Body: 07/26/2023

- b. CONSIDERATION OF A BILL 2023-22 (Councilor Chris Rivera, Councilor Carol Romero-Wirth, Councilor Jamie Cassutt, Councilor Renee Villarreal)
A Bill Amending SFCC 1987, Section 12-3.9 to Ban the Sale and Use of Certain Fireworks During Severe Drought Conditions. (Brian Moya, Fire Chief, bjmoya@santafenm.gov, 505-955-3111)

Committee Review:

Governing Body (Introduction): 07/12/2023

Governing Body (Public Comment): 07/26/2023

Quality of Life Committee: 08/02/2023

Public Works and Utilities Committee: 08/07/2023
Governing Body (Public Hearing): 08/09/2023

- c. CONSIDERATION OF A RESOLUTION 2023-__ (Mayor Alan Webber)
A Resolution Requesting Approval of Fourth Quarter Budget Amendments and Associated Schedules for Fiscal Year 2022-2023. (Andy Hopkins, Budget Officer, ajhopkins@santafenm.gov, 505-955-6177)

Committee Review:

Governing Body (Introduction): 07/12/2023
Quality of Life Committee: 07/19/2023
Public Works & Utilities Committee: 07/24/2023
Finance Committee: 07/31/2023
Governing Body: 08/09/2023

- d. CONSIDERATION OF BILL NO. 2023-24. (Councilor Lindell, Councilor Cassutt and Councilor Michael Garcia)
A Bill Amending SFCC 1987, Section 23-5.1 and Exhibit A of Chapter 24 Uniform Traffic Ordinance to Define and Regulate Unicycles and Electric Unicycles. (Romella Glorioso-Moss, Capital Projects Manager, rsglorioso-moss@santafenm.gov, 505-955-6623)

Committee Review:

Governing Body (Introduction): 07/12/2023
Bicycle and Pedestrian Advisory Committee: 07/13/23
Governing Body (Public Comment): 07/26/2023
Quality of Life Committee: 08/2/2023
Public Works and Utilities Committee: 08/7/2023
Governing Body (Public Hearing): 08/9/2023

- e. CONSIDERATION OF A RESOLUTION 2023-__ (Councilor Chris Rivera)
A Resolution Requesting Approval of the 2025-2029 Infrastructure Capital Improvement Plan. (Regina Wheeler, Public Works Department Director, rawheeler@santafenm.gov, 505-955-6622)

Committee Review:

Governing Body (Introduction): 07/12/2023

Quality of Life Committee: 07/19/2023

Public Works Committee: 07/24/2023

Finance Committee: 07/31/2023

Governing Body: 08/09/2023

17. **PETITIONS FROM THE FLOOR**

18. **PUBLIC COMMENT ON BILLS (First Public Comment, No Action)**

- a. **CONSIDERATION OF BILL NO. 2023-23.** (Councilor Cassutt and Councilwoman Villarreal)
A Bill Creating Article 18-18, the High-End Excise Tax for Affordable Housing Ordinance; Establishing an Excise Tax on the Transfer of Certain Residential Property and Dedicating the Revenues to Affordable Housing. (Erin McSherry, City Attorney: ekmcsherry@santanm.gov; Alexandra Ladd, Director of Office of Affordable Housing: agladd@santafenm.gov)

Committee Review:

Quality of Life Committee (Introduced): 07/05/2023

Governing Body (Public Comment): 07/12/2023

Quality of Life Committee: 07/19/2023

Finance Committee: 07/31/2023

Governing Body (Public Hearing): 08/09/2023

19. **FINAL ACTION ON LEGISLATION (Public Hearing)**

- a. **CONSIDERATION OF A BILL NO. 2023-15. ADOPTION OF ORDINANCE NO. 2023-_____.** (Mayor Webber, Councilor Lindell.)
A Bill Amending SFCC 1987 Section 2-4.6 to Increase the City Manager's Non-Pandemic Contract Approval Authority to Two Hundred Thousand Dollars; Amending Section 11-13 to Strike Language Regarding Contract Authority; and Amending Section 20-1.4 to by Removing the City Manager's Pandemic-Specific Authority. (Travis Dutton-Leyda, Purchasing Officer: tkduttonleyda@santafenm.gov)

Committee Review:

Governing Body (Introduction): 05/31/2023

Governing Body (Public Comment): 06/14/2023
Finance Committee: 06/20/2023
Public Works and Utilities Committee: 07/10/2023
Governing Body (Public Hearing): 07/12/2023

20. **PUBLIC HEARINGS (Land Use Cases, Appeals, and Other Items Required to Have a Public Hearing)**

21. **APPOINTMENTS**

a. Sister Cities Committee

- John T. Self – Appointment – Filling an Unexpired Term Ending 03/2025

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.

**SUMMARY OF ACTION
REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, JULY 12, 2023, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Call To Order	Convened at 5:05 pm	1
2.	Pledge of Allegiance	Councilor Cassutt	1
3.	Salute to the NM Flag	Councilor Chavez	1
4.	Invocation and Remembrances	Councilor Villarreal	1
5.	Roll Call	Quorum	1-2
6.	Approval of Agenda	Approved as Amended	2
7.	Approval of Consent Agenda	Approved as Amended	2
8.	Presentations		
	a. Audit Update	Given	2
	b. Annual Governing Body Ethics Training	Given	2
9.	Action items: Consent agenda	Approved	3
10.	Action items: Discussion Agenda		
	a. moved to after Executive Session		
	b. Contract with IT Connect	Approved	3-4
17.	Petitions From The Floor	Heard	4
18.	Public Comments on Bills		
	a. Bill # 2023-23	Heard	4-7
19.	Final Action of Legislation		
	a. Bill # 2023-15	Postponed	7-8
12.	Matters from the City Attorney Executive Session	Held	8-9

11.	Matters from the City Manager	Reported	9
14.	Matters from the City Clerk	Reported	9
15.	Communications from the GB	Informational	9
16.	Introduction of Legislation		
	a. Resolution 2023 _____	Introduced	9
	b. Bill 2023-22	Introduced	9
	c. Resolution 2023 _____	Introduced	9
	d. Bill 2023-24	Introduced	9
	e. Resolution 2023 _____	Introduced	9-10
10.	Amendment No. 6 to Coll. Bargaining Agreement	Removed from agenda	10
20.	Public Hearings (Land Use Cases, Appeals, and other items)	None	10
21.	Appointments		
	a. Sister Cities Committee	Appointed	10-11
22.	Adjourn	Adjourned 10:30 pm	11

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, JULY 12, 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 5:05 pm, on Wednesday, July 12, 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 Cassutt.

3. SALUTE TO THE NEW MEXICO FLAG

The salute to the New Mexico Flag was led by Councilor Chavez.

4. INVOCATION AND REMEMBRANCES

The invocation was given by Councilor Villarreal.

A moment of silence was given.

5. ROLL CALL

MEMBERS PRESENT

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

MEMBERS EXCUSED

Councilor Lee Garcia
Councilor Christopher Rivera

OTHERS PARTICIPANTS ATTENDING

Erin McSherry, City Attorney
John Blair, County Manager

Kristine Bustos-Mihelcic, City Clerk
Emily Oster, Finance Director
Marcos Martinez, Assistant City Attorney
Elizabeth Martin, Stenographer

6. APPROVAL OF AGENDA

Ms. Bustos-Mihelcic said we would like to move item 10A to after the Executive Session.

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

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

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

7. APPROVAL OF CONSENT AGENDA

MOTION A motion was made by Councilor Villarreal, seconded by Councilor Cassutt, to approve the consent agenda as presented.

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

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

8. PRESENTATION

A. AUDIT UPDATE FOR FY 21

Ms. Oster gave the audit update for fiscal year 2021.

B. ANNUAL GOVERNING BODY ETHICS TRAINING

Mr. Martinez presented a Power Point presentation on Ethics Training for the Governing Body.

9. ACTION ITEMS: CONSENT AGENDA

A. REQUEST FOR APPROVAL OF THE JUNE 28, 2023 REGULAR GOVERNING BODY MEETING MINUTES

Approved on consent.

B. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM CAFÉ DES ARTISTES, LLC, FOR A RESTAURANT A (BEER AND WINE) LIQUOR LICENSE, TO BE LOCATED AT CAFÉ DES ARTISTES, 130 LINCOLN AVENUE, SUITE B.

Approved on consent.

C. REQUEST FOR APPROVAL OF A PROFESSIONAL SERVICE AGREEMENT WITH PROYECTO, LLC IN THE TOTAL AMOUNT OF \$182,847 FOR THE CONTINUATION OF THE MIDTOWN MANAGEMENT SERVICES FOR PHASE III - V.

Approved on consent.

10. ACTION ITEMS: DISCUSSION AGENDA

A. REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SANTA FE AND LOCAL 3999 CITY OF SANTA FE EMPLOYEES OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 18, AFL-CIO, FOR ALL BARGAINING UNIT EMPLOYEES TO RECEIVE A 3% PAY INCREASE WHO EARN LESS THAN \$100,000 ANNUALLY AND 1% FOR BARGAINING UNIT EMPLOYEES WHO EARN \$100,000 OR MORE ANNUALLY THE FIRST FULL PAY PERIOD IN JULY 2023.

This item was moved to after the Executive Session.

B. REQUEST FOR APPROVAL OF A CONTRACT WITH IT CONNECT TO PROVIDE PROGRAM MANAGEMENT FOR UTILITY BILLING PROJECTS AND PROVIDE SUPPORT WITH PRODUCT MANAGEMENT, DATA MANAGEMENT, QUALITY ASSURANCE, CHANGE MANAGEMENT AND RELEASE MANAGEMENT IN THE AMOUNT OF \$597,018.50.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Chavez, to approve a contract to provide program management for the

Utility Billing System.

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

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

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move item 17 to the next item on the agenda.

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

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

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move items 18A and 19A to follow item 17 on the agenda.

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

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

17. PETITIONS FROM THE FLOOR

Rick Martinez Mr. Martinez spoke about the caboose.

Louis DeMilla Mr. DeMilla about the Collective Bargaining Agreement.

Adam Johnson Mr. Johnson spoke about portal issues.

Stephanie Beninato Ms. Beninato spoke about the audit and the appeal process

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

A. CONSIDERATION OF BILL NO. 2023-23. A BILL CREATING ARTICLE 18-18, THE HIGH-END EXCISE TAX FOR AFFORDABLE HOUSING ORDINANCE; ESTABLISHING AN EXCISE TAX ON THE TRANSFER OF CERTAIN RESIDENTIAL PROPERTY AND DEDICATING THE REVENUES TO AFFORDABLE HOUSING.

Miles Conway Mr. Conway spoke to the excise tax and home pricing.
Andrea Dobbins (Realtors's Association) Ms. Dobbins spoke against the excise tax.

Mary Hall Ms. Hall spoke in support of the excise tax.

Wendy Crone Ms. Crone spoke in support of the excise tax.

Anna Gallegos y Reinheart Ms. Gallegos y Reinheart spoke in support of the excise tax.

Gayle Hurley Ms. Hurley spoke in support of the excise tax.

Corey Mansfield Mr. Mansfield spoke in support of the excise tax.

Sharon Julie Ms. Julie spoke in support of the excise tax.

Lisa Wooldrige Ms. Wooldrige spoke in support of the excise tax.

Elaine Sullivan Ms. Sullivan spoke in support of the excise tax.

Rachel Thompson Ms. Thompson spoke in support of the excise tax.

Beech Beecham Mr. Beecham spoke in support of the excise tax.

Evie Lopez de Vargas Ms. Lopez de Vargas spoke in support of the excise tax.

Adrian Horibitz Mr. Horibitz spoke in support of the excise tax.

Adam Johnson Mr. Johnson spoke in support of the excise tax.

Daniel Werwath Mr. Werwath spoke in support of the excise tax.

Tomas Rivera Mr. Rivera spoke in support of the excise tax.

Sky Johnson Ms. Johnson spoke in support of the excise tax.

Lisa Gallegos Ms. Gallegos spoke in support of the excise tax.

Karub Henry Mr. Henry spoke in support of the excise tax.

Issac Segura Mr. Segura spoke in support of the excise tax.

John Chavez Mr. Chavez spoke in support of the excise tax.

Elisa Shaw Ms. Shaw spoke in support of the excise tax.

Luicia Luicia spoke in support of the excise tax.

Jessica Mendez Ms. Mendez spoke in support of the excise tax.

Jeanna Howes Ms. Howes spoke in support of the excise tax.

Jim Hannan Mr. Hannan spoke in support of the excise tax.

Len Rand Mr. Rand spoke in support of the excise tax.

Pascual Hernandez Mr. Hernandez spoke in support of the excise tax.

Amy Farahuiess Ms. Farahuiess spoke in support of the excise tax.

Destiny Krupnik Ms. Krupnik spoke in support of the excise tax and on housing disparity.

Thomas Elride Mr. Elride spoke in support of the excise tax.

Salomon Maestas y Cordova Mr. Maestas y Cordova spoke in support of the excise tax.

Jordan Young Mr. Young spoke in support of the excise tax.

Ursula Aldridge Ms. Aldridge spoke in support of the excise tax.

John Paul Granillo Mr. Granillo spoke in support of the excise tax.

Jean Palmer Ms. Palmer spoke in support of the excise tax.

Bill Roth Mr. Roth spoke in support of the excise tax.

Shelly Namteu Ms. Namteu spoke in support of the excise tax.

Rabbi Nahoum Rabbi Nahoum spoke to the need to help the community and in support of the excise tax.

Kathryn Sherra Ms. Sherra spoke in support of the excise tax.

Kristin Woods Ms. Woods spoke in support of the excise tax.

Madeleine Kerry Ms. Kerry spoke in support of the excise tax.

Herman Gomez Mr. Gomez spoke in support of the excise tax.

Stephanie Beninato Ms. Beninato spoke to the high prices of homes.

Dyanna Woods Ms. Woods spoke in support of the excise tax.

Reuben Macias Mr. Macias spoke in support of the excise tax.

Matt Dean Mr. Dean spoke in support of the excise tax.

Edgar Talavera Mr. Talavera spoke in Spanish.

Sierra Sierra spoke in Spanish.

Jess Clark Mr. Clark spoke in support of the excise tax.

Anthony Guida Mr. Guida spoke in support of the excise tax.

19. FINAL ACTION ON LEGISLATION (PUBLIC HEARING)

A. CONSIDERATION OF A BILL NO. 2023-15. ADOPTION OF ORDINANCE NO. 2023-_____. A BILL AMENDING SFCC 1987 SECTION 2-4.6 TO INCREASE THE CITY MANAGER'S NON-PANDEMIC CONTACT APPROVAL AUTHORITY TO TWO HUNDRED THOUSAND DOLLARS; AMENDING SECTION 11-13 TO STRIKE LANGUAGE REGARDING CONTRACT AUTHORITY; AND AMENDING SECTION 20-1.4 TO BY REMOVING THE CITY MANAGER'S PANDEMIC-SPECIFIC AUTHORITY.

The amendments to this Bill were outlined.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to postpone this Bill to the meeting on August 9th.

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

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

This item was postponed to August 9th.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move item 12 to the next item on the agenda.

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

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

12. MATTERS FROM THE CITY ATTORNEY

Ms. McSherry recommended that the City Council move into Executive Session and stated that she added subpart 5, related to the Collective Bargaining Act, to the items to discuss in Executive Session.

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, NMSA 1978, SECTION 10-15-1, PART (H), SUBPART (7), DISCUSSION OF PENDING AND THREATENED LITIGATION IN WHICH THE CITY IS OR MAY BE A PARTY, INCLUDING , BUT NOT LIMITED TO, *CITY OF SANTA FE vs. THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY, NO. D-101-CV-2023-00921.*

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move into Executive Session in accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Part (H), Subparts (5) and (7).

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

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

The City Council entered into Executive Session at 9:16 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to reconvene the meeting stating for the record, nothing was discussed in Executive Session other than those items announced and that there was no action taken in Executive Session.

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

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

The City Council returned to the regular meeting at 10:10 pm.

11. MATTERS FROM THE CITY MANAGER

13. EXECUTIVE SESSION ACTION ITEMS

None.

14. MATTERS FROM THE CITY CLERK

15. COMMUNICATIONS FROM THE GOVERNING BODY

16. INTRODUCTION OF LEGISLATIVE

- A. CONSIDERATION OF A RESOLUTION 2023-_____. A RESOLUTION SUPPORTING THE NEIGHBOR-TO-NEIGHBOR FUND DRIVE 2023.**

Introduced.

- B. CONSIDERATION OF A BILL 2023-22. A BILL AMENDING SFCC 1987, SECTION 12-3.9 TO BAN THE SALE AND USE OF CERTAIN FIREWORKS DURING SEVERE DROUGHT CONDITIONS.**

Introduced.

- C. CONSIDERATION OF RESOLUTION 2023-_____. A RESOLUTION REQUESTING APPROVAL OF FOURTH QUARTER BUDGET AMENDMENTS AND ASSOCIATED SCHEDULES FOR FISCAL YEAR 2022-2023.**

Introduced.

- D CONSIDERATION OF BILL NO. 2023-24. A BILL AMENDING SFCC 1987, SECTION 23-5.1 AND EXHIBIT A OF CHAPTER 24 UNIFORM TRAFFIC ORDINANCE TO DEFINE AND REGULATE UNICYCLES AND ELECTRIC UNICYCLES.**

Introduced.

- E. CONSIDERATION OF A RESOLUTION 2023-_____. A RESOLUTION REQUESTING APPROVAL FO THE 2025-2029 INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN.**

Introduced.

10. A. **REQUEST FOR APPROVAL OF AMENDMENT NO. 5 TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF SANTA FE AND LOCAL 3999 CITY OF SANTA FE EMPLOYEES OF THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 18, AFL-CIO, FOR ALL BARGAINING UNIT EMPLOYEES TO RECEIVE A 3% PAY INCREASE WHO EARN LESS THAN \$100,000 OR MORE ANNUALLY THE FIRST FULL PAY PERIOD IN JULY 2023.**

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Romero-Wirth, to remove this item from the agenda.

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

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

20. PUBLIC HEARINGS (LAND USE CASES, APPEALS, AND OTHER ITEMS REQUIRED TO HAVE A PUBLIC HEARING)

None.

21. APPOINTMENTS

A. SISTER CITIES COMMITTEE

- * **JOHN T. SELF - APPOINTMENT - FILLING AN UNEXPIRED TERM ENDING 03/2025**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to approve the appointment.

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

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

22. ADJOURN

There being no further business before the City Council the meeting adjourned at 10:30 pm.

Approved By:



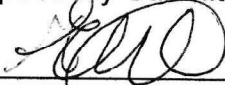
Mayor Alan Webber

Attested To By:



Kristine Bustos-Mihelcic, City Clerk

Respectfully Submitted By:



Elizabeth Martin, Stenographer

**GOVERNING BODY MEETING
EXECUTIVE SESSION
July 12, 2023**

The Governing Body of the City of Santa Fe met in an executive session duly called on July 12, 2023, beginning at 9:28 p.m.

The following was discussed:

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Part (H), Subpart (7), Discussion of Pending and Threatened Litigation in Which the City Is or May Be a Party, Including, but not Limited to, *City of Santa Fe vs. the Board of County Commissioners of Santa Fe County*, No. D-101-CV-2023-00921. (Erin K. McSherry, City Attorney: ekmcsberry@santafenm.gov).

PRESENT

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

STAFF PRESENT

John Blair, City Manager
Erin McSherry, Assistant City Attorney
Kristine Bustos-Mihelcic, City Clerk
Bernadette Salazar, HR Director (Present from 9:28 pm to 9:44 pm)
Emily Oster, Finance Director (Present from 9:28 pm to 9:44 pm)

There being no further business to discuss, the executive session adjourned at 10:07 p.m.



Kristine Bustos-Mihelcic, City Clerk