



# AGENDA

REGULAR MEETING OF  
THE GOVERNING BODY  
AUGUST 22, 2023 5:00 PM  
SANTA FE COMMUNITY  
CONVENTION CENTER –  
SWEENEY BALLROOM B  
201 W. MARCY STREET

## PROCEDURES FOR SPECIAL 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/81641779959>.

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: 816 4177 9959**

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**  
  
Councilor Cassutt
  
4. **INVOCATION**  
  
Councilor Michael Garcia
  
5. **ROLL CALL**
  
6. **APPROVAL OF AGENDA**
  
7. **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 (Removed from Agenda): 07/12/2023

Special Governing Body: 08/22/2023

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

- a. CONSIDERATION OF BILL NO. 2023-23. ADOPTION OF ORDINANCE NO. 2023-\_\_\_\_. (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 and Alexandra Ladd, Director of Office of Affordable Housing: agladd@santafenm.gov)

Consideración del Proyecto de Ley Número 2023-23. Adopción de la Ordenanza No. 2023-\_\_\_\_. (Councilor Cassutt and Councilwoman Villarreal)

Un proyecto de ley por el que se crea el artículo 18-18, la ordenanza sobre el impuesto especial de lujo para el beneficio de la vivienda asequible; por el que se establece un impuesto especial sobre la transferencia de determinadas propiedades residenciales y por el que se dedican sus ingresos a la vivienda asequible. (Erin McSherry, City Attorney: ekmcsherry@santanm.gov and 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  
Community Development Commission: 07/19/2023  
Quality of Life Committee: 07/19/2023  
Finance Committee: 07/31/2023  
Economic Development Advisory Committee: 08/02/2023  
Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)  
Special Governing Body: 08/22/2023

## **BREAK - 15 MINUTES**

### **9. DISCUSSION/ACTION ITEMS**

- a. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Jamie Cassutt and Councilwoman Renee Villarreal)  
A Resolution Proposing a Ballot Question to be Submitted to the City of Santa Fe's Voters During the November 7, 2023, Regular Local Election Regarding Approval of the City Ordinance Establishing a High-End Excise Tax for Affordable Housing. (Erin McSherry, City Attorney, [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 505-955-6512)  
Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Jamie Cassutt and Councilwoman Renee Villarreal)  
Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la Ciudad de Santa Fe durante la elección local ordinaria del 7 de noviembre de 2023 con respecto a la aprobación de la ordenanza de la ciudad que establece un impuesto especial de lujo a beneficio de la vivienda asequible. (Erin McSherry, City Attorney, [ekmcsberry@santafenm.gov](mailto:ekmcsberry@santafenm.gov), 505-955-6512)  
**Committee Review:**  
Governing Body (Introduction): 07/26/2023  
Finance Committee: 07/31/2023  
Quality of Life Committee: 08/02/2023  
Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)  
Special Governing Body: 08/22/2023
- b. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Michael Garcia)  
A Resolution Proposing Two Ballot Questions to be Submitted to the City's Voters During the November 7, 2023, Regular Local Election to

Amend the City's Charter to Require the Governing Body to Establish an Office of Equity and Inclusion and a Human Rights Commission in Ordinance. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia)

Una resolución que propone agregar dos preguntas a la boleta electoral que se presentarán a los votantes de la ciudad durante las elecciones locales ordinarias del 7 de noviembre de 2023 para enmendar la Carta Orgánica de la Ciudad o "City's Charter" a fin de requerir que el Órgano de Gobierno establezca por ordenanza una Oficina de Equidad e Inclusión y una Comisión de Derechos Humanos. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

#### **Committee Review**

Finance Committee (Introduction): 08/14/2023

Quality of Life Committee (Removed from the Agenda): 08/16/2023

Special Governing Body: 08/22/2023

c. **CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_.** (Councilor Michael Garcia)

A Resolution Submitting a Ballot Question to the City's Voters During the November 7, 2023, Regular Local Election Regarding Amending the City's Charter to Regulate Adoption of the City's Budget and "Capital Program", Require Adoption of Ordinances Updating Financial Processes and Accounting Systems, Require Sufficient Staff to Facilitate Timely Completion of Independent Audits, and Consolidate those New Sections with Existing Sections of the Charter Regarding Finance Topics, Including Investments, Procurement, and Independent Audit Committee, in a New Article Called "Financial Management". (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la ciudad durante las elecciones locales ordinarias del 7 de noviembre de 2023 con respecto a la enmienda de la Carta Orgánica de la Ciudad o "City's Charter" para

regular la adopción del presupuesto de la ciudad y del "programa capital", requerir la adopción de ordenanzas que actualicen los procesos financieros y los sistemas contables, requerir personal suficiente para facilitar la realización puntual de auditorías independientes, y consolidar esas nuevas secciones con las secciones existentes de la Carta Orgánica relativas a temas financieros, incluidas las inversiones, las adquisiciones y el comité de auditoría independiente, en un nuevo artículo denominado "Administración Financiera". (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

**Committee Review:**

Finance Committee (Introduced): 08/14/2023

Quality of Life Committee: 08/16/2023

Special Governing Body: 08/22/2023

- d. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Michael Garcia and Councilor Chris Rivera)

A Resolution Proposing a Ballot Question to Be Submitted to the City's Voters During the November 7, 2023, Regular Local Election Regarding Amending the City's Charter to Include a Provision Stating that the Governing Body, Commissions, and Boards Must Adopt Procedural Rules Stating that they Must Adhere to Established Principles of Procedural Due Process and Fundamental Fairness when Functioning in a Quasi-Judicial Role. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia and Councilor Chris Rivera)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la ciudad durante las elecciones locales ordinarias del 7 de noviembre de 2023 con respecto a la enmienda de la Carta Orgánica de la Ciudad o "City's Charter" para incluir una disposición que establezca que el Órgano de Gobierno, las Comisiones y las Juntas Directivas deben adoptar normas de procedimiento que establezcan que deben adherirse a los principios establecidos de debido proceso procesal e imparcialidad fundamental cuando funcionen en un rol de naturaleza cuasi judicial. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

**Committee Review:**

Governing Body (Introduction): 07/26/2023

Quality of Life Committee: 08/02/2023

Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)

Special Governing Body: 08/22/2023

- e. CONSIDERATION OF RESOLUTION 2023-\_\_\_\_. (Councilor Michael Garcia and Councilwoman Renee Villarreal)  
A Resolution Proposing a Ballot Question to be Submitted to the City's Voters During the November 7, 2023, Regular Local Election Regarding Amending Article X of the City's Charter to Specify the Santa Fe Municipal Charter Commission's Appointment, Terms, and Functions. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia and Councilwoman Renee Villarreal)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la ciudad durante las elecciones locales ordinarias del 7 de noviembre de 2023 con respecto a la enmienda del Artículo X de la Carta Orgánica de la Ciudad o "City's Charter" para especificar el nombramiento, los términos y las funciones de la Comisión de la Carta Orgánica Municipal de Santa Fe. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

**Committee Review**

Finance Committee (Introduced): 07/31/2023

Quality of Life Committee: 08/02/2023

Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)

Special Governing Body: 08/22/2023

- f. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Michael Garcia and Councilwoman Renee Villarreal)  
A Resolution Proposing a Ballot Question to be Submitted to the City's Voters During the November 7, 2023 Regular Local Election Regarding Amending the City's Charter to Reduce the Signature Requirements for Referenda and Initiatives From 33.3 Percent to 15 Percent, Provide that the Denominator Used to Calculate the Percentages is the Total Number of Voters who Voted in the Most Recent Election that Included the

Election of the Office of the Mayor, and Make Appropriate Technical Changes to Sections 3.01, 3.02 and 3.03, Consistent With Ordinance No. 2018-24 Regarding the City's Adoption of the Local Election Act. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia and Councilwoman Renee Villarreal)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la ciudad durante la elección local ordinaria del 7 de noviembre de 2023 con respecto a la enmienda de la Carta Orgánica de la Ciudad o "City's Charter" para reducir los requisitos de firmas para referendos e iniciativas del 33.3 por ciento al 15 por ciento, establecer que el denominador utilizado para calcular los porcentajes sea el número total de votantes que votaron en la elección más reciente, incluida la elección del cargo de alcalde, y llevar a cabo los cambios técnicos apropiados a las secciones 3.01, 3.02 y 3.03, en conformidad con la ordenanza n.º 2018-24 respecto a la adopción por parte de la ciudad de la ley electoral local. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

**Committee Review:**

Governing Body (Introduction): 07/26/2023

Quality of Life Committee: 08/02/2023

Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)

Special Governing Body: 08/22/2023

- g. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_ . (Councilor Michael Garcia)

A Resolution Proposing a Ballot Question to be Submitted to the City's Voters During the November 7, 2023, Regular Local Election Regarding Amending the City's Charter to Limit the Mayor's Ability to Vote when there is a Tie. (Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Michael Garcia)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la ciudad durante las elecciones locales ordinarias del 7 de noviembre de 2023 con respecto a la

enmienda de la Carta Orgánica de la Ciudad o "City's Charter" para limitar la capacidad del alcalde de votar cuando hay un empate.  
(Marci Eannarino, Manager of Legislation and Policy Innovation, maeannarino@santafenm.gov, 505-955-6518)

**Committee Review:**

Governing Body (Introduced): 08/09/2023

Finance Committee (Denied): 08/14/2023

Quality of Life Committee: 08/16/2023

Special Governing Body: 08/22/2023

- h. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Chris Rivera, Councilor Michael Garcia, Councilor Lee Garcia and Councilwoman Renee Villarreal)

A Resolution Proposing a Ballot Question to be Submitted to the City of Santa Fe's Voters During the November 7, 2023 Regular Local Election Regarding Amending the City's Charter to Include a Provision Establishing an Independent Office of Inspector General for the City of Santa Fe.

Consideración de la Resolución Número 2023-\_\_\_\_. (Councilor Chris Rivera, Councilor Michael Garcia, Councilor Lee Garcia and Councilwoman Renee Villarreal)

Una resolución que propone agregar una pregunta a la boleta electoral que se presentará a los votantes de la Ciudad de Santa Fe durante la elección local ordinaria del 7 de noviembre de 2023 con respecto a enmendar la Carta Orgánica de la Ciudad o "City's Charter" para incluir una disposición que establezca la Oficina Independiente del Inspector General para la Ciudad de Santa Fe. (Marci Eannarino, Manager of Legislation and Policy Innovation , maeannarino@santafenm.gov, 505-955-6518)

**Committee Review:**

Governing Body: (Introduction) 07/26/2023

Finance Committee: 07/31/2023

Quality of Life Committee: 08/02/2023

Governing Body : 08/09/2023 (POSTPONED TO THE SPECIAL GOVERNING BODY MEETING ON TUESDAY, AUGUST 22, 2023)

Special Governing Body: 08/22/2023

10. **ADJOURN**

