



# AGENDA

REGULAR MEETING OF  
THE GOVERNING BODY  
OCTOBER 25, 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/89622989353>.

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 (719) 359-4580 - Webinar ID: 896 2298 9353**

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 Jamie Cassutt

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

Councilor Signe Lindell

4. **INVOCATION AND REMEMBRANCES**

Councilor Lee Garcia

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Community Risk Reduction Analysis and Strategic Plan for the City of Santa Fe Fire Department. (Steven G. Knight, PhD, Fitch and Associates)
- b. Audit Update and Overview. (Emily Oster, Finance Director, ekoster@santafenm.gov)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the October 11, 2023 Governing Body Meeting Minutes. (Geraldyn Cardenas, Interim City Clerk; gfcardenas@santafenm.gov)

**Committee Review**

Governing Body: 10/25/2023

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Bentley Legacy Group, LLC, for a Restaurant B (Beer, Wine & Spirits) Liquor License with On-Premises Consumption Only and Patio Service, to be Located at Old Santa Fe Inn, 201 Montezuma Avenue. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 955-6520)

**Committee Review:**

Liquor Hearing: 10/16/2023

Governing Body: 10/25/2023

- c. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Second Wind Partners, Inc., for a Bed & Breakfast Liquor License, to be Located at Inn of the Turquoise Bear, 342 E. Buena Vista Street. (Alexandria Mares, Marketing & Special Events

Coordinator: [armares@santafenm.gov](mailto:armares@santafenm.gov))

**Committee Review:**

Liquor Hearing: 10/05/2023

Governing Body: 10/25/2023

- d. Request for Approval of a Budget Amendment Resolution (BAR) to Increase the Funds for FY2024 for Audit Preparation and Accounting Consulting in the Total Amount of \$795,883, which is the Unexpended Amount Originally Budgeted for FY2023. (Emily K. Oster, Finance Director: [ekoster@santafenm.gov](mailto:ekoster@santafenm.gov))

**Committee Review**

Finance Committee: 10/16/2023

Quality of Life Committee: 10/18/2023

Governing Body: 10/25/2023

- e. Request for Approval of New Mexico Department of Transportation Aviation Division Grant # SAF-24-03 for the Design of the Terminal Apron Replacement in the Amount of \$284,610. (James Harris, Airport Manager: [jcharris@santafenm.gov](mailto:jcharris@santafenm.gov); Kelly Bynon, Administrative Manager: [kabynon@santafenm.gov](mailto:kabynon@santafenm.gov))

- 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$284,610 in Increase WIP Design Fund using NMDOT Funding for the Design of the Terminal Apron Replacement.

**Committee Review:**

Finance Committee: 10/16/2023

Public Works and Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

- f. Request for Approval of the New Mexico Department of Finance & Administration Certification for Allocation 22-ZG1016-48 for Recruitment and Retention Stipends for Law Enforcement Officers at the Santa Fe Police Department for FY24 in the Total Amount of \$112,500. (Ben Valdez, Deputy Chief of Police: [bpvaldez@santafenm.gov](mailto:bpvaldez@santafenm.gov))

1. Request for Approval of a Budget Adjustment Resolution (BAR) in the Total Amount of \$112,500 from the NM Department of Finance and Administration Fund to the Police Incentive Fund.

**Committee Review:**

Finance Committee: 10/16/2023

Quality of Life Committee: 10/18/2023

Governing Body Committee: 10/25/2023

- g. Request for Approval of Professional Services Agreement with Bohannon Huston Inc. for On-Call Engineering Services in the Total Amount of \$3,243,975 Including NMGRT through October 5, 2026. (Zoe Isaacson, River & Watershed Manager, zrisaacson@santafenm.gov)

**Committee Review:**

Finance Committee: 10/16/2023

Public Works & Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

- h. Request for Approval of Amendment No.1 to the New Mexico Department of Transportation Aviation Division Grant # SAF-24-02 in the Amount of \$391,033 for the Repair of the Runway Midfield Intersection, Bringing the Total Amount of the Grant to \$1,727,033. (James Harris, Airport Manager: jcharris@santafenm.gov; Kelly Bynon, Administrative Manager: kabynon@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$391,033 to Increase WIP Construction Fund Using NMDOT Funding for the Repair of the Runway Midfield Intersection.

**Committee Review:**

Finance Committee: 10/16/2023

Public Works and Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

- i. Request for Approval of Amendment No.1 to Professional Services Agreement Item #22-0378 with Tyler Technologies Munis Upgrade for Senior Finance Subject Matter Experts and Testers Services with IT Connect Inc. for Consulting Services for the Finance Department in the

Total Amount of \$108,312.50 through June 30, 2024. (Emily Oster, Finance Director: ekoster@santafenm.gov and Eric Candelaria, IT Director: edcandelaria@santafenm.gov)

**Committee Review:**

Finance Committee: 10/16/2023

Quality Of Life Committee: 10/18/2023

Governing Body: 10/25/2023

- j. Request the Approval of Amendment No.1 to General Services Agreement Item #22-0389 with the Santa Fe Railyard Park Conservancy to Clarify Responsibilities and Reporting and Increase the Compensation by \$300,000 for the Total Amount Not to Exceed \$400,000 through June 30, 2026. (Tim Farrell, Property Development Manager: tgfarrell@santafenm.gov)

**Committee Review**

Public Works & Utilities Committee: 10/10/2023

Finance Committee: 10/16/2023

Governing Body: 10/25/2023

- k. Request for Approval to Purchase Two (2) Ford F150 Pickup Trucks and One (1) Ford F450 Pickup Truck for the City of Santa Fe's Wastewater Management Division in the Total Amount of \$184,097 from Chalmers Ford. (Benjamin Sandoval, Collections Manager, WWMD: basandoval@santafenm.gov)

1. Request for Approval of a Budget Adjustment Resolution (BAR) in the Total Amount of \$184,097 from the Cash Balance.

**Committee Review:**

Finance Committee: 10/16/2023

Public Works and Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

- l. Request for Approval of Purchasing Agreement with Southwest Ambulance Sales for the Purchase of a New Ford E-350 XL Cutaway Ambulance Utilizing the HGACBUY Price Agreement #AMI0-20; in the Total Amount of \$187,726. (Brian Moya, Fire Chief: bjmoya@santafenm.gov; Daniel Garcia, Fire Fleet Manager: dagarcia@sanatafenm.gov)

**Committee Review:**

Finance Committee: 10/16/2023

Public Safety Committee: 10/17/2023

Public Works and Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of Amendment No. 2 to Audit Contract Item #22-0417 with Carr, Riggs, Ingram to Increase Compensation by \$113,287 for a New Contract Amount of \$382,741 Including NMGRT to Provide Audit Services for FYE 6/30/2022. (Emily K. Oster, Finance Director: ekoster@@santafenm.gov, 505-629-3411)

**Committee Review:**

Public Works & Utilities Committee: 10/23/2023

Governing Body: 10/25/2023

- b. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Carol Romero-Wirth, Councilor Renee Villarreal, Councilor Chris Rivera, and Councilor Amanda Chavez)

A Resolution Directing the City Manager to Establish an Office of Equity and Inclusion. (John Blair, City Manager, jwblair@santafenm.gov)

**Committee Review**

Governing Body (Introduced):09/27/2023

Quality of Life Committee: 10/04/2023

Finance Committee: 10/16/2023

Governing Body: 10/25/2023

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, Subpart (H)(7), Attorney-Client Privileged Discussion of a Quarterly Update on Pending

and Threatened Litigation in which the City is or may Become a Party, Including, but not Limited to, City of Santa Fe vs. Purdue Pharma, LP, et. al, Union Protectiva vs. City of Santa Fe and Mayor Alan Webber, and Hill, Newton, and Santa Fe Association of Realtors, Inc. v. City of Santa Fe. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov)

13. **EXECUTIVE SESSION ACTION ITEMS**

- a. Request for Approval of a Waiver of Conflict of Interest - Consultation, Disclosure, and Informed Consent to Representation with Brownstein Hyatt Farber Schreck, LLP, which represents Allergen in *City of Santa Fe vs. Purdue Pharma, LP, et. al.* (Erin McSherry, City Attorney; ekmcsherry@santafenm.gov)

14. **MATTERS FROM THE CITY CLERK**

15. **COMMUNICATIONS FROM THE GOVERNING BODY**

16. **INTRODUCTION OF LEGISLATION**

- a. **CONSIDERATION OF BILL NO. 2023-25 (Councilor Jamie Cassutt)**  
A Bill Amending SFCC 1987, Sections 23-4.13 And 23-7.5, to Remove Youth Leagues' Priority Use of Certain City Sports Fields; and Adult Leagues' Priority Use of the Municipal Recreation Complex Sports Fields; and to Require Annual Review and Publication of a Field Use Management Plan. (Jonathan Weiss, Golf Course & MRC Manager: jwweiss@santafenm.gov)

**Committee Review:**

Governing Body (Introduced): 10/25/2023

Governing Body (Public Comment): 11/08/2023

Finance Committee: 11/13/2023

Quality of Life Committee: 11/15/2023

Public Works and Utilities Committee: 11/27/2023

Governing Body (Public Hearing): 11/29/2023

- b. **CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_.** (Councilor Chris Rivera and Councilor Lee Garcia)  
A Resolution Approving the City of Santa Fe's Participation in a

Transportation Project Fund Program Administered by New Mexico Department of Transportation for Improvements to the Agua Fria/South Meadows Intersection. (Romella Glorioso-Moss, Projects Administrator; rsglorioso-moss@santafenm.gov)

**Committee Review:**

Governing Body: 10/25/2023  
Finance Committee: 10/30/2023  
Public Works Committee: 11/06/2023  
Governing Body: 11/08/2023

- c. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Mayor Alan Webber)  
A Resolution Requesting Approval of First Quarter Budget Amendments for Fiscal Year 2024. (Andy Hopkins, Budget Officer: ajhopkins@santafenm.gov)

**Committee Review:**

Governing Body: 10/25/2023  
Finance Committee: 10/30/2023  
Quality of Life Committee: 11/01/2023  
Public Works and Utilities Committee: 11/06/2023  
Governing Body: 11/08/2023

- d. CONSIDERATION OF A RESOLUTION 2023-\_\_\_\_. (Councilor Michael Garcia)  
A Resolution Supporting the Administrative and Legislative Protection of the Upper Pecos River Watershed Through the Withdrawal of Mineral Rights. (Marci Eannarino, Manager Legislation & Policy Innovation: maeannarino@santafenm.gov)

**Committee Review:**

Governing Body (Introduction): 10/25/2023  
Finance Committee: 10/30/2023  
Quality of Life Committee: 11/01/2023  
Public Works and Utilities Committee: 11/06/2023  
Governing Body: 11/08/2023

17. **PETITIONS FROM THE FLOOR**

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

- a. **CONSIDERATION OF BILL NO. 2023-24 (Councilor Signe Lindell)**  
A Bill Amending SFCC 1987, Section 14-5.2, to Authorize the Historic Districts Review Board to Approve Additional Exceptions, Including Exceptions for Signs and Murals; and to Remove Certain Administrative Requirements for Land Use Staff Approvals and Disapprovals of Signs and Murals. (Heather Lamboy, Assistant Land Use Director; hllamboy@santafenm.gov)

**Committee Review:**

Governing Body (Introduced): 10/11/2023  
Governing Body (Public Comment): 10/25/2023  
Quality of Life Committee: 11/01/2023  
Public Works and Utilities Committee: 11/06/2023  
Historic Districts Review Board: 11/14/2023  
Governing Body (Public Hearing): 11/29/2023

19. **FINAL ACTION ON LEGISLATION (Public Hearing)**
20. **PUBLIC HEARINGS (Land Use Cases, Appeals, and Other Items Required to Have a Public Hearing)**
21. **APPOINTMENTS**
  - a. Audit Committee
    - Diane Rubin – Appointment – Term Ending 11/2025
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.