



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
SEPTEMBER 13, 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/84399702912>.

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: 843 9970 2912**

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 Rivera

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

Councilor Cassutt

4. **INVOCATION AND REMEMBRANCES**

Councilor Lindell

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Audit Update and Overview. (Emily Oster, Finance Director, ekoster@santafenm.gov)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the August 22, 2023 Special Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk: gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 09/13/2023

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Shammie Investments, LLC, for a Transfer of Ownership of Inter-Local Dispenser Liquor License No. 28001, to 200 Block Hotel. This License Will Remain Located at 235 W. San Francisco Street. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 955-6520)

Committee Review:

Liquor Hearing: 08/28/2023

Governing Body: 09/13/2023

- c. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Nuckolls Brewing Company, LLC, for a Restaurant B (Beer, Wine & Spirits) Liquor License, to be Located at Nuckolls Brewing Co., 430 W. Manhattan Avenue, 1609 Alcaidesa Street, Suite B-D, and 1611 Alcaidesa Street, Suite A and B. (Alexandria Mares, Marketing & Special Events Coordinator: armares@santafenm.gov, 955-6520)

Committee Review:

Liquor Hearing: 08/28/2023

Governing Body: 09/13/2023

- d. Request for Approval of Professional Service Agreement with Community Solutions DBA Vincent's Legacy LLC for Operations of Santa Fe Suites in the Total Amount of \$255,000 through June 30th, 2024. (Brittany Rodriguez, Youth and Family Services Program Manager: bcrodriguez@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body: 09/13/2023

- e. Request for Approval of Construction Contract with CF Padilla LLC. for Capital Improvements Program (CIP) Project #33721, Nichols Dam Outlet Works Rehabilitation, in the Total Amount of \$16,967,506.22 through April 22, 2025. (John Del Mar, Water Division Engineer Supervisor: jpdelmar@santafenm.gov)

- 1. Request for Approval of a Budget Adjustment Resolution (BAR) to Decrease the Water Enterprise Fund Cash Balance in the Amount of \$16,967,506.22 to Fund the Contract with CF Padilla LLC.

Committee Review

Public Works and Utilities Committee: 08/28/2023

Finance Committee: 09/5/2023

Governing Body: 09/13/2023

- f. Request for Approval of the Auction Disposal List for the New Mexico Annual Statewide Auction on October 21, 2023, and to Delegate the Chief Procurement Officer or their Designee as the Title-Signing Authority. (Alexis Lotero, Assistant Finance Director: aclotero@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body: 09/13/2023

- g. Request for Approval of a Budget Adjustment Resolution (BAR) Allocated

from Each Departments FY2024 Budget in the Total Amount of \$1,768,264 to Increase Insurance Premiums for FY2024. (Melanie Lovato, Risk Manager: mylovato@santafenm.gov)

Committee Review

Finance Committee: 09/05/2023

Public Works and Utilities Committee: 09/11/2023

Governing Body: 09/13/2023

- h. Request for Approval of a Goods and Services Contract with CamNet in the Total Amount of \$810,942.91 Including NMGRT for the Purchase and Installation of Security Equipment at the Santa Fe Regional Airport. (James Garduno, Project Administrator: jdgarduno@santafdenm.gov and James Harris, Airport Manager: jcharris@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Public Works and Utilities Committee: 09/11/2023

Governing Body: 09/13/2023

- i. Request for Approval of Cooperative Agreement with New Mexico Tourism Department for FY24 Cooperative Marketing and Advertising Program in the Total Amount of \$162,746. (Randy Randall, TSF Executive Director: rrandall@santafenm.gov)

- 1. Request for the Approval of a Budget Adjustment Resolution (BAR) in the Total Amount of \$42,134 from the New Mexico Department of Tourism for the Registration Partner Match.

Committee Review:

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body: 09/13/2023

- j. Request for Approval of a Lease Agreement with GCBendito 4, LLC to Continue to Operate a Radio Tower Antenna at the Former Buckman Road Landfill. (Terry Lease, Asset Development Manager: tjlease@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body: 09/13/2023

- k. Request for Approval of Amendment No. 4 to Item #19-0341 with Garson Studios Santa Fe, LLC, to Allow Garson to Request all of the Six-Month Holdover Extensions through August 26, 2024. (Lee Logston, Midtown Asset Development Manager: llogston@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body: 09/13/2023

- l. Request for Approval of a Memorandum of Agreement with Transportation Security Administration (TSA) to Utilize Two Authorized Companies, Vertex and Leidos for the Baggage Scanning Machine Relocation at the Santa Fe Regional Airport. (James Garduno, Project Administrator: jdgarduno@santafenm.gov and James Harris, Airport Manager: jcharris@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Public Works and Utilities Committee: 09/11/2023

Governing Body: 09/13/2023

- m. Request for Approval of Contract Change Order No. 1 to Services Agreement Item #21-0552 with Bradbury Stamm Construction, Inc. in the Total Amount of \$1,677,297.56 Including NMGRT and Extension of the Contract Term to March 2024 for Unanticipated Costs for the Construction at Santa Fe Regional Airport. (James Garduno, Project Administrator: jdgarduno@santafenm.gov and James Harris, Airport Manager: jcharris@santafenm.gov)

Committee Review:

Finance Committee: 09/05/2023

Public Works and Utilities Committee: 09/11/2023

Governing Body: 09/13/2023

- n. Request for Approval of Cooperative Project Agreement with New Mexico Department of Transportation (NMDOT) for the Henry Lynch Road Reconstruction Project in the Total Amount of \$151,655 through June 30, 2025. (Romella Glorioso-Moss, Public Works Capital Projects Manager: rsglorioso-moss@santafenm.gov, 505-955-6623)

1. Request for Approval of Budget Adjustment Resolution (BAR) in the Total Amount of \$151,655 Using \$113,741 NMDOT Funding and \$37,914 in City Road Impact Fees for the Reconstruction of Henry Lynch Road.

Committee Review:

Finance Committee: 09/05/2023

Public Works & Utilities Committee: 09/11/2023

Governing Body: 09/13/2023

- o. CONSIDERATION OF RESOLUTION NO. 2023-____. (Councilwoman Villarreal)
A Resolution Authorizing the Sale and Consumption of Alcohol During the Reds and Greens True Bluesfest on October 21, 2023, at Fort Marcy Park, Pursuant to SFCC 1987, Section 23-6.2(C). (Kristine Mihelcic, City Clerk, kmmihelcic@santafenm.gov)

Committee Review

Finance Committee (Introduction): 09/05/2023

Quality of Life: 09/06/2023

Governing Body: 09/13/2023

- p. CONSIDERATION OF A RESOLUTION 2023-____. (Councilwoman Renee Villarreal and Councilor Chris Rivera)
A Resolution Reconvening the Community Health and Safety Task Force for a Single Meeting for the Purpose of Adopting the Task Force's Final Report and Recommendations. (Julie Sanchez, Youth and Family Division Director, jjsanchez@santafenm.gov, 505-955-6678)

Committee Review:

Governing Body (Introduced): 08/09/2023

Quality of Life: 08/16/2023

Public Works: 08/28/2023
Finance Committee: 09/05/2023
Governing Body: 09/13/2023

10. **ACTION ITEMS: DISCUSSION AGENDA**

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(H)(7), Attorney-Client Privileged Discussion of Pending and Threatened Litigation in which the City Is or May Become a Party, Including, But not Limited to City of Santa Fe vs. Santa Fe Country Club and Golf Association and Nuisance Abatement Proceedings for Properties located at 1844 Mann Street and 2728 Alamosa Drive. (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**

17. **PETITIONS FROM THE FLOOR**

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

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

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

- a. Request for Approval of the 2022-2023 Consolidated Annual

Performance Evaluation Report (CAPER) for Submittal to the US Department of Housing and Urban Development (HUD) as a Condition to the City of Santa Fe's Community Development Block Grant (CDBG). (Cody Minnich, Project Manager, Office of Affordable Housing: cjminnich@santafenm.gov)

Committee Review

Community Development Commission: 08/23/2023

Finance Committee: 09/05/2023

Quality of Life Committee: 09/06/2023

Governing Body (Public Hearing): 09/13/2023

- b. CONSIDERATION OF BILL NO. 2023-21. ADOPTION OF ORDINANCE NO. 2023-_____.
Case #2023-6843. El Lucero Crossing Rezoning from R-3 to C-2. Wilson & Company, Agent for the City of Santa Fe's Office of Economic Development, Applicant and Agent for the New Mexico State Land Office, Requests the Governing Body Approve an Ordinance to Change the Designation on the Official Zoning Map from R-3 (Residential - Three (3) Dwelling Units Per Acre) to C-2 (General Commercial) for +/-30.55 Acres, for a Property Located Southwest of the Intersection of South Meadows Road and NM-599 and within the River and Trails Archaeological Review District.

- c. CONSIDERATION OF A RESOLUTION 2023-
A Resolution Amending the General Plan for a Portion of Land Owned By the New Mexico State Land Office as Trust Lands, In Particular a Parcel Recorded in the Santa Fe County Clerk's Office in Plat Book 789, Page 040, as Instrument Number 1767994 Entitled "Boundary Survey Of 30.55 Acres +/- New Mexico State Trust Lands" Within Section 36, T17n, R8e, N.M.P.M., Comprising An Area of Approximately +/-12 Acres, Located Southwest of the Intersection of South Meadows Road And Nm-599 (Case No. 2023-6844).

- d. CONSIDERATION OF A RESOLUTION 2023-
A Resolution Amending the General Plan for a Portion of Land Owned By the New Mexico State Land Office as Trust Lands, In Particular a Parcel Recorded in the Santa Fe County Clerk's Office In Plat Book 789, Page

040, as Instrument Number 1767994 Entitled “Boundary Survey Of 30.55 Acres +/- New Mexico State Trust Lands” Within Section 36, T17n, R8e, N.M.P.M., Comprising an Area of Approximately +/-2.7887 Acres, Located Southwest of the Intersection Of South Meadows Road And NM-599 (Case No. 2023-6845).

- e. **CONSIDERATION OF A RESOLUTION 2023-**
A Resolution Amending the General Plan for a Portion of Land Owned by the New Mexico State Land Office as Trust Lands, In Particular a Parcel Recorded in the Santa Fe County Clerk’s Office In Plat Book 789, Page 040, as Instrument Number 1767994 Entitled “Boundary Survey Of 30.55 Acres +/- New Mexico State Trust Lands” Within Section 36, T17n, R8e, N.M.P.M., Comprising an Area of Approximately +/-15.5 Acres, Located Southwest of the Intersection of South Meadows Road and NM-599 (Case No. 2023-6846)

21. **APPOINTMENTS**

- a. Economic Development Advisory Committee
- Myrriah Tomar – Appointment – Term Ending 06/2025
 - Michael Davis – Appointment – Filling an Unexpired Term Ending 06/2024
 - David Perez – Appointment – Term Ending 06/2025
- b. Arts Commission
- Robyne Robinson – Change in Membership from Alternate to Regular Member – Term Ending 10/2025

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
MEETING OF THE GOVERNING BODY
WEDNESDAY, SEPTEMBER 13, 2023, 6:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Call To Order	Convened at 5:09 PM	3
2.	Pledge of Allegiance	Councilor Rivera	3
3.	Salute to the NM Flag	Councilor Cassutt	3
4.	Invocation and Remembrances	Councilor Lindell	3
5.	Roll Call	Quorum	3-4
6.	Approval of Agenda	Approved	4
7.	Approval of Consent Agenda	Approved	4
9.	Action Items: Consent Agenda	Approved	4-7
10.	Action Items: Discussion Agenda	None	7
8.	Presentations		
	Audit Update and Review	Given	7
11.	Matters from the City Manager	Heard	7
12.	Matters from the City Attorney		
	Executive Session	Held	7-8
13.	Executive Session Action Items	None	8
14.	Matters from the City Clerk	Heard	8
15.	Communications from the	Heard	9
16.	Introduction of Legislation	None	10
21.	Appointments		
	a. Economic Development		

	Advisory Committee	Approved	10
	b. Arts Commission	Approved	10-11
17.	Petitions from the Floor	Heard	11
18.	Public Comment on Bills	None	11
19.	Final Action on Legislation	None	11
20.	Public Hearings		
	a. Consolidated Annual Performance Report	Approved	11
	b. Bill No. 2023-21	Approved	11-12
	c. Resolution 2023-_____	Approved	12
	d. Resolution 2023-_____	Approved	12-13
	e. Resolution 2023-_____	Approved	13
22.	Adjourn	Adjourned at 9:40 pm	13

**MEETING OF THE GOVERNING BODY
WEDNESDAY, SEPTEMBER 13, 2023, 5:00 PM**

**COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

I. CALL TO ORDER

The special meeting of the Governing Body was called to order by Mayor Webber at 5:00 pm, on Wednesday, September 13, 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 Rivera.

3. SALUTE TO THE NEW MEXICO FLAG

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

4. INVOCATION

The invocation was given by Councilor Lindell.

A moment of silence was given.

5. ROLL CALL

MEMBERS PRESENT

Mayor Alan Webber
Councilor Signe Lindell, virtually
Councilor Jamie Cassutt
Councilor Amanda Chavez, arrived later in the meeting
Councilor Lee Garcia
Councilor Michael Garcia
Councilor Christopher Rivera
Councilor Carol Romero-Wirth

MEMBERS EXCUSED

Councilor Renee Villarreal

OTHERS PARTICIPANTS ATTENDING

Erin McSherry, City Attorney
John Blair, County Manager
Kristine Bustos-Mihelcic, City Clerk
Emily Oster, Finance Director

Elizabeth Martin, Stenographer

6. APPROVAL OF AGENDA

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Romero-Wirth, to approve the agenda as presented.

VOTE The motion passed on a voice vote.

7. APPROVAL OF CONSENT AGENDA

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Lee Garcia, to approve the Consent Agenda as presented.

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

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

8. PRESENTATIONS

a. AUDIT UPDATE AND OVERVIEW

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Michael Garcia, to postpone this item.

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

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

9. ACTION ITEMS: CONSENT AGENDA

a. REQUEST FOR APPROVAL OF THE AUGUST 22, 2023 SPECIAL GOVERNING BODY MEETING MINUTES.

Approved on consent.

b. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM SHAMMIE INVESTMENTS, LLC, FOR A TRANSFER OF OWNERSHIP OF

INTER-LOCAL DISPENSER LIQUOR LICENSE NO. 28001, TO 200 BLOCK HOTEL. THIS LICENSE WILL REMAIN LOCATED AT 235 W. SAN FRANCISCO STREET.

Approved on consent.

- c. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM NUCKOLLS BREWING COMPANY, LLC, FOR A RESTAURANT B (BEER, WINE AND SPIRITS) LIQUOR LICENSE TO BE LOCATED AT NUCKOLLS BREWING CO., 430 W. MANHATTAN AVENUE, 1609 ALCALDESA STREET, SUITE B-D, AND 1611 ALCALDESA STREET, SUITE A AND B.**

Approved on consent.

- d. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICE AGREEMENT WITH COMMUNITY SOLUTIONS DBA VINCENT'S LEGACY LLC FOR OPERATIONS OF SANTA FE SUITES IN THE TOTAL AMOUNT OF \$255,000 THROUGH JUNE 30TH, 2024.**

Approved on consent.

- e. REQUEST FOR APPROVAL OF CONSTRUCTION CONTRACT WITH CF PADILLA, LLC, FOR CAPITAL IMPROVEMENTS PROGRAM (CIP) PROJECT #33721, NICHOLS DAM OUTLET WORKS REHABILITATION, IN THE TOTAL AMOUNT OF \$16,967,506.22 THROUGH APRIL 22, 2025.**

Approved on consent.

- f. REQUEST FOR APPROVAL OF THE AUCTION DISPOSAL LIST FOR THE NEW MEXICO ANNUAL STATEWIDE AUCTION ON OCTOBER 21, 2023, AND TO DELEGATE THE CHIEF PROCUREMENT OFFICER OR THEIR DESIGNEE AS THE TITLE-SIGNING AUTHORITY.**

Approved on consent.

- g. REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT RESOLUTION (BAR) ALLOCATED FROM EACH DEPARTMENTS FY2024 BUDGET IN THE TOTAL AMOUNT OF \$1,768,264 TO INCREASE PREMIUMS FOR FY2024.**

Approved on consent.

- h. REQUEST FOR APPROVAL OF A GOODS AND SERVICES CONTRACT WITH CAMNET IN THE TOTAL AMOUNT OF \$810,942.91 INCLUDING NMGR T FOR THE PURCHASE AND INSTALLATION OF SECURITY EQUIPMENT AT THE SANTA FE REGIONAL AIRPORT.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF COOPERATIVE AGREEMENT WITH NEW MEXICO TOURISM DEPARTMENT FOR FY24 COOPERATIVE MARKETING AND ADVERTISING PROGRAM IN THE TOTAL AMOUNT OF \$162,746.**

Approved on consent.

- j. REQUEST FOR APPROVAL OF A LEASE AGREEMENT WITH GCBENDITO 4, LLC TO CONTINUE TO OPERATE A RADIO TOWER ANTENNA AT THE FORMER BUCKMAN ROAD LANDFILL.**

Approved on consent.

- k. REQUEST FOR APPROVAL OF AMENDMENT NO. 4 TO ITEM #19-0341 WITH GARSON STUDIOS SANTA FE, LLC, TO ALLOW GARSON TO REQUEST ALL OF THE SIX-MONTH HOLDOVER EXTENSIONS THROUGH AUGUST 26, 2024.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF A MEMORANDUM OF AGREEMENT WITH TRANSPORTATION SECURITY ADMINISTRATION (TSA) TO UTILIZE TWO AUTHORIZED COMPANIES, VERTEX AND LEIDOS FOR THE BAGGAGE SCANNING MACHINE RELOCATION AT THE SANTA FE REGIONAL AIRPORT.**

Approved on consent.

- m. REQUEST FOR APPROVAL OF CONTRACT CHANGE ORDER NO. 1 TO SERVICES AGREEMENT ITEM #21-0552 WITH BRADBURY STAMM CONSTRUCTION, INC. IN THE TOTAL AMOUNT OF \$1,677,297.56 INCLUDING NMGR T AND EXTENSION OF THE CONTRACT TERM TO MARCH 2024 FOR UNANTICIPATED COSTS FOR THE CONSTRUCTION AT SANTA FE REGIONAL AIRPORT.**

Approved on consent.

- n. **REQUEST FOR APPROVAL OF COOPERATIVE PROJECT AGREEMENT WITH NEW MEXICO DEPARTMENT OF TRANSPORTATION (NMDOT) FOR THE HENRY LYNCH ROAD RECONSTRUCTION PROJECT IN THE TOTAL AMOUNT OF \$151,655 THROUGH JUNE 30, 2025.**

Approved on consent.

- o. **CONSIDERATION OF RESOLUTION NO. 2023-____. A RESOLUTION AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOL DURING THE REDS AND GREENS TRUE BLUESFEST ON OCTOBER 21, 2023 , AT FORT MARCY PARK, PURSUANT TO SFCC 1987, SECTION 23-6.2 C**

Approved on consent.

- p. **CONSIDERATION OF A RESOLUTION 2023-____. A RESOLUTION RECONVENING THE COMMUNITY HEALTH AND SAFETY TASK FORCE FOR A SINGLE MEETING FOR THE PURPOSE OF ADOPTING THE TASK FORCE'S FINAL REPORT AND RECOMMENDATIONS**

Approved on consent.

10. ACTION ITEMS: DISCUSSION AGENDA

None.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Romero-Wirth, to remove item 8 A from the table.

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

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

8. PRESENTATIONS

- a. **AUDIT UPDATE AND OVERVIEW**

Ms. Oster gave the audit update and overview.

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(H)(7), Attorney-Client privileged Discussion of Pending and Threatened Litigation in which the City Is or May become a Party, including, but not limited to City of Santa Fe vs. Santa Fe Country Club and Golf Association and Nuisance Abatement Proceedings for Properties located at 1844 Mann Street and 2728 Alamosa Drive.

MOTION A motion was made by Councilor Rivera, seconded by Councilor Romero-Wirth, in accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1(H)(7), Attorney-Client privileged discussion of pending and threatened Litigation, to enter into Executive Session.

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

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

The Governing Body entered into Executive Session at 5:26 pm.

Councilor Chavez arrived at the meeting.

MOTION A motion was made by Councilor Rivera, seconded by Councilor Romero-Wirth, to move back to the regular meeting.

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

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

The Governing Body moved back to the regular meeting at 6:20 pm.

13. EXECUTIVE SESSION ACTION ITEMS

None.

14. MATTERS FROM THE CITY CLERK

15. COMMUNICATIONS FROM THE GOVERNING BODY

16. INTRODUCTION OF LEGISLATION

none.

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Romero-Wirth, to move to item 21 Appointments.

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

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

21. APPOINTMENTS

a. ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

- * **MYRRIH TOMAR - APPOINTMENT - TERM ENDING 06.2025**
- * **MICHAEL DAVIS - APPOINTMENT - FILLING AN UNEXPIRED TERM ENDING 06/2024**
- * **DAVID PEREZ - APPOINTMENT - TERM ENDING 06/2025**

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Romero-Wirth, to approve the appointments to the Economic Development Advisory Committee.

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

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

b. ARTS COMMISSION

- * **ROBYNE ROBINSON - CHANGE IN MEMBERSHIP FROM ALTERNATE TO REGULAR MEMBER - TERM ENDING 10/2025**

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

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

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

17. PETITIONS FROM THE FLOOR

Stephanie Beninato. Ms. Beninato spoke to an appeals case.

18. PUBLIC COMMENT ON BILLS

None.

19. FINAL ACTION ON LEGISLATION

None.

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

- a. **REQUEST FOR APPROVAL OF THE 2022-2023 CONSOLIDATED ANNUAL PERFORMANCE REPORT (CAPER) FOR SUBMITTAL TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AS A CONDITION TO THE CITY OF SANTA FE'S COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG).**

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Chavez, to approve the Consolidated Annual Performance Report.

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

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

- b. **CONSIDERATION OF BILL NO. 2023-21. ADOPTION OF ORDINANCE NO. 2023-____. CASE #2023-6843. EL LUCERO CROSSING REZONING FROM R-3 TO C-2. WILSON AND COMPANY, AGENT FOR THE CITY OF SANTA FE'S OFFICE OF ECONOMIC**

DEVELOPMENT, APPLICANT AND AGENT FOR THE NEW MEXICO STATE LAND OFFICE, REQUESTS THE GOVERNING BODY APPROVE AN ORDINANCE TO CHANGE THE DESIGNATION ON THE OFFICIAL ZONING MAP FROM R-3 (RESIDENTIAL - THREE (3) DWELLINGS PER ACRE) TO C-2 (GENERAL COMMERCIAL) FOR +/-30.55 ACRES, FOR A PROPERTY LOCATED SOUTHWEST OF THE INTERSECTION OF SOUTH MEADOWS ROAD AND NM-599 AND WITHIN THE RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT.

PUBLIC HEARING COMMENT

Bonnie Monford Pope. Ms. Pope spoke to the cases opposing the land use.

Leonard Ramos. Mr. Ramos spoke to his confusion with the cases.

Stephanie Beninato. Ms. Beninato spoke to the zoning change.

MOTION A motion was made by Councilor Cassutt, seconded by Council Romero-Wirth, to adopt the Ordinance.

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

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

- c. CONSIDERATION OF A RESOLUTION 2023-_____. A RESOLUTION AMENDING THE GENERAL PLAN FOR A PORTION OF LAND OWNED BY THE NEW MEXICO STATE LAND OFFICE AS TRUST LANDS, IN PARTICULAR A PARCEL RECORDED IN THE SANTA FE COUNTY CLERK'S OFFICE IN PLAT BOOK 789, PAGE 040, AS INSTRUMENT NUMBER 1767994 ENTITLED "BOUNDARY SURVEY OF 30.55 ACRES +/- NEW MEXICO STATE TRUST LANDS" WITHIN SECTION 36, T17n, R8e, N.M.P.M., COMPRISING AN AREA OF APPROXIMATELY +/-12 ACRES, LOCATED SOUTHWEST OF THE INTERSECTION OF SOUTH MEADOWS ROAD AND NM-599 (CASE NO. 2023-6844).**

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

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

Councilor Lindell, yes; Councilor Cassutt, yes; Councilor Chavez, yes; Councilor

Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Rivera, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

- d. **CONSIDERATION OF A RESOLUTION 2023-_____.** A RESOLUTION AMENDING THE GENERAL PLAN FOR A PORTION OF LAND OWNED BY THE NEW MEXICO STATE LAND OFFICE AS TRUST LANDS, IN PARTICULAR A PARCEL RECORDED IN THE SANTA FE COUNTY CLERK'S OFFICE IN PLAT BOOK 789, PAGE 040, AS INSTRUMENT NUMBER 1767994 ENTITLED "BOUNDARY SURVEY OF 30.55 ACRES +/- NEW MEXICO STATE TRUST LANDS" WITHIN SECTION 36, T17n, R8e, N.M.P.M., COMPRISING AN AREA OF APPROXIMATELY +/-2.7887 ACRES, LOCATED SOUTHWEST OF THE INTERSECTION OF SOUTH MEADOWS ROAD AND NM-599 (CASE NO. 2023-6845).

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

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

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

- e. **CONSIDERATION OF A RESOLUTION 2023-_____.** A RESOLUTION AMENDING THE GENERAL PLAN FOR A PORTION OF LAND OWNED BY THE NEW MEXICO STATE LAND OFFICE AS TRUST LANDS, IN PARTICULAR A PARCEL RECORDED IN THE SANTA FE COUNTY CLERK'S OFFICE IN PLAT BOOK 789, PAGE 040, AS INSTRUMENT NUMBER 1767994 ENTITLED "BOUNDARY SURVEY OF 30.55 ACRES +/- NEW MEXICO STATE TRUST LANDS" WITHIN SECTION 36, T17n, R8e, N.M.P.M., COMPRISING AN AREA OF APPROXIMATELY +/- 15.5 ACRES, LOCATED SOUTHWEST OF THE INTERSECTION OF SOUTH MEADOWS ROAD AND NM-599 (CASE NO. 2023-6846).

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


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

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

22. ADJOURN

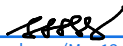
There being no further business before the Governing Body the meeting adjourned at 9:40 pm.

Approved By:


Alan Webber (Mar 13, 2024 11:41 MDT)

Mayor Alan Webber

Attested To By:


Geralyn Cardenas (Mar 13, 2024 11:42 MDT)

Kristine Bustos-Mihelcic, City Clerk

Respectfully Submitted By:

Elizabeth Martin
Elizabeth Martin (Sep 21, 2023 10:13 MDT)

Elizabeth Martin, Stenographer

**GOVERNING BODY MEETING
EXECUTIVE SESSION
September 13, 2023**

The Governing Body of the City of Santa Fe met in an executive session duly called on September 13, 2023, beginning at 5:26 p.m.

The following was discussed:

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1(H)(7), Attorney-Client Privileged Discussion of Pending and Threatened Litigation in which the City Is or May Become a Party, Including, But not Limited to City of Santa Fe vs. Santa Fe Country Club and Golf Association and Nuisance Abatement Proceedings for Properties located at 1844 Mann Street and 2728 Alamosa Drive. (Erin K. McSherry, City Attorney: ekmcsberry@santafenm.gov)

PRESENT

Mayor Webber
Councilor Lindell (Attended Virtually)
Councilor M. Garcia
Councilor Romero-Wirth
Councilor Cassutt
Councilor L. Garcia
Councilor Rivera
Councilor Chavez

STAFF PRESENT

John Blair, City Manager
Erin McSherry, City Attorney
Kristine Bustos-Mihelcic, City Clerk
Marcos Martinez, Senior Assistant City Attorney

There being no further business to discuss, the executive session adjourned at 6:20 p.m.



Geralyn Cardenas, Interim City Clerk