



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
MARCH 13, 2024 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/84589713009>.

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: 845 8971 3009**

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 Cassutt

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

Councilor Lindell

4. **INVOCATION AND REMEMBRANCES**

Councilor Romero Wirth

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Audit Update and Overview (Emily K. Oster, Finance Director, ekoster@santafenm.gov)
- b. 2024 New Mexico State Legislature Update (JD Bullington, City Lobbyist)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the February 28, 2024 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Interim City Clerk; gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 03/13/2024

- b. Request for Approval of Amendment No. 1 to Item #23-0688 Intergovernmental Services Agreement with the North Central New Mexico Economic Development District for Fiscal Agent Services in Relation to Appropriations from the State of New Mexico for Capital Projects in the Amount of One Percent (1%) of Actual Expenditures. (Emily K. Oster, Finance Director, ekoster@santafenm.gov)

Committee Review:

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- c. Request for Approval of a Professional Services Agreement with CliftonLarsonAllen, LLC for Accounting and Financial Services in the Amount of \$3,097,000 through June 30, 2027. (John Dupuis, Public Utilities Director: jedupuis@santafenm.gov)

- 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$392,054 from the Water Enterprise Cash Fund to the Water Division Professional Services.

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- d. Request for Approval of Amendment No.1 to Professional Services Agreement Item # 23-0630 with Bohannon Huston, Inc. for General Engineering Services to Increase the Compensation by \$1,000,000, Exclusive of NMGRT. (Taylor Jurgens, Engineer, trjurgens@santafenm.gov)
1. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$540,938 from the Water Enterprise Cash Fund to the Water WIP Design for General Engineering Services.
 2. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$540,937 from the Wastewater Management Cash Balance Fund to the Wastewater Management WIP Design for General Engineering Services.

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- e. Request for Approval of Wheeling Rate Agreement with the Santa Fe County to Provide Wheeling Water Through City Distribution System at a Rate of \$2.04 per 1000 Gallons. (Jesse Roach, Water Division Director, jdroach@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- f. Request for Approval of Amendment No. 1 to Professional Services Contract Item #20-0378 with the Santa Fe Watershed Association for Management of the Adopt-the-River and Adopt-an-Arroyo Programs,

Reduce the Not to Exceed Amount from \$173,500 to \$160,000 and Modify the Contract Term to End June 30, 2024. (Zoe Isaacson, River and Watershed Manager; zrisaacson@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- g. Request for Approval for the Purchase of Two Front-Loading and Two Automated Side-Loading Collection Vehicles, with MHC Texas Kenworth in the Total Amount of \$1,642,244. (Lawrence Garcia ESD Fleet Manager: lmgarcia@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- h. Request for Approval of General Services Agreement with American Fire Protection Group, Inc. for Annual Fire Inspections, Certifications, Monitoring, Safety, and Repair for an Amount Not to Exceed \$1,500,000 Excluding GRT for Four Years. (Denise Gabaldon, Facilities Division Contracts Administrator, rdgabaldon@santafenm.gov).

Committee Review:

Public Works and Utilities Committee: 03/04/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- i. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$71,576 from the Airport Cares Grant Fund to Purchase a New Vehicle for the Santa Fe Regional Airport. (James Harris, Airport Manager, jcharris@santafenm.gov and Kelly Bynon, Administrative Manager, kabynon@santafenm.gov)

Committee Review:

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- j.

Request for Approval of Amendment No.1 to Item #22-0496 with Travers Mechanical Services LLC for the Refrigeration and Mechanical Service for the Ice Arena in the Amount of \$72,000 for a New Total Amount of \$317,000 with no Corresponding Change to the Term of the Agreement. (Brian Stinett, Recreation Division Director: bjstinett@santafenm.gov)

Committee Review:

Quality of Life Committee: 03/06/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- k. Request for Approval of Amended Real Estate Donation Agreement to Convey the Property Located at 635 Alto Street to Habitat for Humanity for the Purposes of Developing Five Affordable Homes for Sale to Income-Qualified Homebuyers. (Alexandra Ladd, Affordable Housing Director; agladd@santafenm.gov; Terry Lease, Asset Development Manager: tjlease@santafenm.gov)

Committee Review:

Quality of Life Committee: 03/06/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- l. Request for Approval of Findings of Fact and Conclusions of Law for Appeal #2023-7619 in the Matter of the Appeal of the Board of Adjustment's Decision to Approve a Special Use Permit for Vista Hermosa Memory Care Facility, which was Denied at the January 31, 2024 Regular Governing Body Meeting. (Rebecca Mnuk-Herrmann Assistant City Attorney, rmnukherrmann@santafenm.gov)

Committee Review:

Governing Body: 03/13/2024

- m. Request for Approval of Findings of Fact and Conclusions of Law for Appeal #2023-7297 in the Matter of the Appeal of the Final Subdivision Plat as Approved by the Planning Commission for Property Located at 2200 Old Pecos Trail, Which was Modified at the February 7, 2024 Special Governing Body Meeting. (Rebecca Mnuk-Herrmann Assistant City Attorney, rmnukherrmann@santafenm.gov)

Committee Review:

Governing Body: 03/13/2024

- n. Request for Approval of Findings of Fact and Conclusions of Law for Appeal #2022-6889 in the Matter of the Appeal of the Board of Adjustment's Decision to Approve a Sign Variance for Santa Fe Trail, which was Denied at the June 28, 2023 Regular Governing Body Meeting. (Rebecca Mnuke-Herrmann Assistant City Attorney, rmnukeherrmann@santafenm.gov)

Committee Review:

Governing Body: 03/13/2024

- o. Request for Approval of Amendment No. 2 to Collective Bargaining Agreement Item #21-0347 Between the City of Santa Fe and the Santa Fe Firefighters Association International Association of Firefighters – Local 2059; Article 370- Pay Plan Salary Increases Due to Class and Compensation Implementation. (Brian Moya, Fire Chief: bjmoya@santafenm.gov; Adan Lopez, IAFF Union President – Local 2059: aslopez@santafenm.gov).

Committee Review

Quality of Life Committee: 03/06/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

Public Safety Committee: (Informational Only): 03/19/2024

- p. Request for Approval of the Amended Collective Bargaining Agreement with the Santa Fe Police Officers Association for FY24 to Include Salary Increases for Sworn and Civilian Bargaining Unit Employees to Bring Them to the Proposed Minimum Salary Recommended by the Compensation and Classification Study. (Ben Valdez, Deputy Chief of Police: bpvaldez@santafenm.gov)

Committee Review:

Quality of Life Committee: 03/06/2024

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

- q. CONSIDERATION OF RESOLUTION NO. 2024____. (Mayor Alan Webber)
Adopting an Updated Pay Plan for the City of Santa Fe. (Bernadette Salzar, Director of Human Resources: bjsalazar@santafenm.gov)

Committee Review

Governing Body (Introduced): 02/28/2024
Public Works and Utilities Committee: 03/04/2024
Quality of Life Committee: 03/06/2024
Finance Committee: 03/11/2024
Governing Body: 03/13/2024

- r. CONSIDERATION OF RESOLUTION NO. 2024____. (Councilor Jamie Cassutt, Councilor Carol Romero-Wirth, and Councilor Signe Lindell)
Amending the Midtown Community Development Plan to Clarify How the City will Use Weighted Evaluation Criteria to Expressly Prioritize the Selection of Proposals for Residential Development Projects that Include On-Site Affordable Housing Units and/or Exceed the Minimum Housing Affordability and Community Benefits. (Alexandra Ladd, Office of Affordable Housing: agladd@santafenm.org)

Committee Review Schedule:

Governing Body: 02/14/2023
Quality of Life Committee: 03/06/2024
Finance Committee: 03/11/2024
Governing Body: 03/13/2024

- s. CONSIDERATION OF RESOLUTION NO. 2024____. (Councilor Michael Garica and Councilor Pilar Faulkner)
Calling on the City Manager to Designate Appropriate Entities and Departments Within the City to Ensure Safe and Accessible Use of Bicycle and Pedestrian Facilities by Establishing a Regular Inspection Schedule for Bicycle And Pedestrian Infrastructure and Developing and Maintaining a Geographic Information System Inventory for Recording the Physical Condition of Bicycle and Pedestrian Infrastructure; and Calling on the Mayor to Include the Ongoing Maintenance of Bicycle and Pedestrian Infrastructure in His Proposed Annual Budget. (Romella Glorioso-Moss, Projects Administrator; rsglorioso-moss@santafenm.gov; Regina Wheeler, Public Works Director: rawheeler@santafenm.gov)

Committee Review:

Governing Body (Introduced): 01/31/2024

Mayor's Committee on Disability: 02/07/2024

Bicycle and Pedestrian Advisory Committee: 02/08/2024

Public Works and Utilities Committee: 02/19/2024

Finance Committee: 02/26/2024 **(Postponed)**

Governing Body: 02/28/2024 **(Postponed)**

Finance Committee: 03/11/2024

Governing Body: 03/13/2024

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, Subparts (H)(5) and (7) of Section 10-15-1, Discussion of Collective Bargaining Strategy in Preparation for Collective Bargaining Negotiations, and Attorney-Client Privileged Discussion of Pending Litigation, in Particular *City of Santa Fe vs. the Board of County Commissioners of Santa Fe County*, No. D-101-CV-2023-00921; *Hill, et al. v. City of Santa Fe*, D-101-CV-2023-02507; and *Bruce Throne, et al. v. The Governing Body of the City of Santa Fe and Pierre Amestoy*, No. D-101-CV-2023-00477. (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 BILL NO. 2024-2. ADOPTION OF ORDINANCE**

NO. 2023-_____. (Councilor Lee Garica)

A Bill Amending Section 12-2.1 of SFCC 1987 to Replace the 2015 Edition of the International Fire Code with the 2021 Edition; and Specify that City Code Supersedes the Adopted International Fire Code; Repealing and Replacing Exhibit A of Chapter 12.

Committee Review:

Governing Body (Introduced): 03/13/2024

Governing Body (Public Comment): 03/27/2024

Public Works and Utilities Committee: 04/01/2024

Quality of Life Committee: 04/03/2024

Governing Body (Public Hearing): 04/24/2024

- b. CONSIDERATION OF RESOLUTION NO. 2024_____. (Mayor Alan Webber, Councilor Carol Romero-Wirth, and Councilor Jamie Cassutt)

Allocating 500 Acre-Feet of Water Credits to the City of Santa Fe's Water Bank. (Jesse Roach, Water Division Director; jdroach@santafenm.gov and Alan Hook, Water Resource Coordinator Assistant; aghook@santafenm.gov)

Committee Review

Governing Body (Introduced): 03/13/2024

Public Works and Utilities Committee: 03/18/2024

Finance Committee: 03/25/2024

Governing Body: 03/27/2024

- c. CONSIDERATION OF RESOLUTION NO. 2024_____. (Councilor Carol-Romero Wirth)

Finding the Building and Premises Located at 2069 Calle Contento ("Property") to be Ruined, Damaged, and Dilapidated, a Menace to the Public Comfort, Health, Peace, and Safety, and a Public Nuisance; Ordering the Owner of Record of the Property ("Owner") to Remove the Building, Rubbish, and Debris from the Municipality or Otherwise Abate the Nuisance; and Providing that, if the Owner Does Not Remove the Building, Rubbish, and Debris, or Otherwise Abate the Nuisance, the City of Santa Fe Shall Abate the Nuisance and Place a Lien on the Property in an Amount of the Cost of the City's Clean-up Efforts. (Isabella Sharpe, Constituent Services Manager; ilsharpe@santafenm.gov)

Committee Review

Governing Body (Introduced): 03/13/2024

Quality of Life Committee: 03/20/2024

Finance Committee: 03/25/2024

Governing Body: 03/27/2024

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)**
21. **APPOINTMENTS**
 - a. Children and Youth Commission
 - Crystal Ybarra – Reappointment – Term Ending 01/2027
 - Sarah Amador-Guzman – Reappointment – Term Ending 01/2027
 - Elisabeth “Lisa” Salazar – Reappointment – Term Ending 01/2027
 - b. City Historian
 - Andrew Lovato – Appointment – Term Ending 12/2024
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.