



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.

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Public Works and Utilities Committee: 03/04/2024

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- 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)
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- 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)

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- 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)

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- 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)

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Committee Review

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Finance Committee: 03/11/2024

Governing Body: 03/13/2024

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

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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:

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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.

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, MARCH 13, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1. CALL TO ORDER

The regular meeting of the Governing Body was called to order by Mayor Webber at 5:05 pm, on Wednesday, March 13, 2024, 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 Lindell.

4. INVOCATION AND REMEMBRANCES

The invocation was given by Councilor Romero-Wirth.

A moment of silence and remembrances were given.

5. ROLL CALL

MEMBERS PRESENT

Mayor Alan Webber
Councilor Signe Lindell
Councilor Jamie Cassutt
Councilor Alma Castro
Councilor Amanda Chavez
Councilor Pilar Faulkner
Councilor Lee Garcia
Councilor Michael Garcia, via Zoom
Councilor Carol Romero-Wirth

MEMBERS EXCUSED

OTHERS PARTICIPANTS ATTENDING

John Blair, City Manager
Erin McSherry, City Attorney

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**

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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: ekmcsherry@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.

**SUMMARY OF ACTION
REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, MARCH 13, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Call To Order	Convened at 5:05 pm	3
2.	Pledge of Allegiance	Councilor Cassutt	3
3.	Salute to the NM Flag	Councilor Lindell	3
4.	Invocation and Remembrances	Councilor Romero-Wirth	3
5.	Roll Call	Quorum	3-4
6.	Approval of Agenda	Approved as Amended	4
7.	Approval of Consent Agenda	Approved as Amended	4-5
8.	Presentations		
	a. Audit Update	Presented	5
	b. 2024 Legislature	Presented	5
9.	Action Items: Consent Agenda	Approved	5-10
10.	Action Items: Discussion Agenda	None	10
11.	Matters from the City Manager	Heard	10
12.	Matters from the City Attorney	Heard	10
	Executive Session	Held	10-11
17.	Petitions From The Floor	Heard	11-13
13.	Executive Session Action Items	None	13
14.	Matters from the City Clerk	Heard	13
15.	Communications from the GB	Heard	13
16.	Introduction of Legislation		13-14

	a.	Bill No. 2024-02	Introduced	13
	b.	Resolution No. 2024-_____	Introduced	13
	c.	Resolution no. 2024-_____	Introduced	13-14
18.		Public Comments on Bills	None	14
19.		Final Action on Legislation	None	14
20.		Public Hearings	None	14
21.		Appointments		
	a.	Children and Youth Comm.	Approved	14
	b.	City Historian	Approved	15
22.		Adjourn	Adjourned at 9:53 pm	15-16

Emily Oster, Finance Director
JD Bullington, City Lobbyist
Elizabeth Martin, Stenographer

6. APPROVAL OF AGENDA

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Lee Garcia, to approve the agenda.

Councilor Michael Garcia stated he would like item 9 S to be postponed to the next meeting of the Governing Body on March 27th.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to move a friendly amendment that item 9 S go back to the Finance Committee before it comes back to the Governing Body.

Councilor Faulkner said she did not find the amendment to require item 9 S to go back to the Finance Committee a friendly amendment and did not agree to allow the amendment to her Motion.

Councilor Romero-Wirth withdrew her motion.

Councilor Cassutt withdrew her second.

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Lee Garcia, to approve the agenda as amended with item 9 S being postponed.

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

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

7. APPROVAL OF CONSENT AGENDA

Councilor Michael Garcia removed items 9 B, C, N and R from the consent agenda for discussion.

Councilor Cassutt removed item 9 L to recuse herself.

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Cassutt, to approve the Consent Agenda as amended.

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

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

8. PRESENTATIONS

A. AUDIT UPDATE AND OVERVIEW

Given.

B. 2024 NEW MEXICO STATE LEGISLATURE

Given.

9. ACTION ITEMS: CONSENT AGENDA

A. REQUEST FOR APPROVAL OF THE FEBRUARY 28, 2024 REGULAR GOVERNING BODY MEETING MINUTES.

Approved on consent.

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 EXPENDITURE.

MOTION A motion was made by Councilor Lindell, seconded by Councilor Cassutt, to approve the request.

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

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

C. REQUEST FOR APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH CLIFTONLARSONALLEN, LLC FOR

ACCOUNTING AND FINANCIAL SERVICES IN THE AMOUNT OF \$3,097,000 FROM THE WATER ENTERPRISE CASH FUND TO THE WATER DIVISION PROFESSIONAL SERVICES.

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

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

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

D. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO PROFESSIONAL SERVICES AGREEMENT ITEM # 23-0630 WITH BOHANNAN HUSTON, INC. FOR GENERAL ENGINEERING SERVICES TO INCREASE THE COMPENSATION BY \$1,000,000, EXCLUSIVE OF NMGRT.

Approved on consent.

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.

Approved on consent.

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.

Approved on consent.

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.

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Approved on consent.

- 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.**

Councilor Cassutt recused herself from this item and left the meeting.

MOTION A motion was made by Councilor Lindell, seconded by Councilor Faulkner,

to approve the request.

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

Councilor Chavez, yes; Councilor Lindell, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Castro, yes; Councilor Faulkner, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

- 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.**

Approved on consent.

- 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.**

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Lindell, to approve the request.

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

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

- 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.**

Approved on consent.

- 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.

Approved on consent.

Q. CONSIDERATION OF RESOLUTION NO. 2024_____. ADOPTING AN UPDATED PAY PLAN FOR THE CITY OF SANTA FE.

Approved on consent.

R. CONSIDERATION OF RESOLUTION NO. 2024_____. 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.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to table item 9 R.

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

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

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

MOTION A motion was made by Councilor Castro, seconded by Councilor Michael Garcia, to move Amendment A.

Councilors Michael Garcia and Castro presented the amendment.

MOTION A motion was made by Councilor Michael Garcia, seconded by Councilor Cassutt, to call the question.

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

Councilor Chavez, no; Councilor Cassutt, no; Councilor Lindell, no; Councilor Lee Garcia, no; Councilor Michael Garcia, yes; Councilor Castro, yes; Councilor Faulkner, no; Councilor Romero-Wirth, no; Mayor Webber, no.

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

VOTE (main motion)

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

- S. CONSIDERATION OF RESOLUTION NO. 2024_____. 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.**

This item was postponed to the next Governing Body meeting to be held on March 27th.

10. ACTION ITEMS: DISCUSSION AGENDA

None.

11. MATTERS FROM THE CITY MANAGER

Heard.

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.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to, in accordance with the New Mexico Open Meetings Act, NMSA 1978, Subparts (H)(5) of Section 10-15-1, enter into Executive Session for discussion of the Collective Bargaining Negotiations, and Attorney-Client privileged discussion of pending litigation.

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

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

The Governing Body entered into Executive Session at 6:45 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lee Garcia, to reconvene in open session and that the only matters discussed in Executive Session were those noted.

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

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

The Governing Body reconvened in open session at 7:34 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell to move to Petitions From the Floor as the next order of business.

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

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

17. PETITIONS FROM THE FLOOR

Joe Shepps. Mr. Shepps spoke to the noise from souped up vehicles and the last of enforcement of the noise Ordinance.

Steven Fox. Mr. Fox spoke to the Santa Fe division of the United Nations.

Steven Lemon. Mr. Lemon, an owner of a downtown restaurant, spoke to serious problems with the homeless and unsanitary conditions.

Zoe Whittle. Ms. Whittle, AFSCME Union, spoke to why the Union has issues with the City increases for this fiscal year and why they postponed their vote.

Jeffery Haas. Mr. Haas spoke to the genocide in Gaza and asked for a Resolution for a permanent cease fire.

Roberto Roybal. Mr. Roybal spoke to the genocide against Palestinian people and asked for a Resolution for a permanent cease fire.

Nazeerih Hadid. Miss Hadid spoke to the genocide against Palestinian people.

John Raifsnider. Mr. Raifsnider spoke on behalf of a Resolution for an immediate and permanent cease fire.

Todd Weaver. Mr. Weaver spoke to an immediate and permanent cease fire in Gaza.

Mikel. Mikel spoke to asking government to take the side of peace in Gaza and asked for a Resolution for a permanent and immediate cease fire in Gaza.

Gregory Reager. Mr. Reager asked for support for an immediate and permanent cease fire in Gaza.

Guthery Miller. Mr. Miller asked the Councilors to take a stand.

Richard Welger. Mr. Welger asked for a Resolution for a permanent cease fire in Gaza.

Abdelhamid Fethi Benhalim. Mr. Benhalim asked for support for an immediate and permanent cease fire in Gaza.

Layla. Layla asked for a Resolution for an immediate and permanent cease fire in Gaza.

Morrie. Morrie asked for support for a Resolution for an immediate and permanent cease fire in Gaza.

Nancy Morris Judd. Ms. Judd asked for support of a Resolution for a permanent cease fire in Gaza.

Paul Campos. Mr. Campos asked for support of a Resolution for a permanent cease fire in Gaza.

Neal Turnquist. Mr. Turnquist spoke to the genocide going on in Gaza and asked for a Resolution for an immediate cease fire in Gaza.

Stephanie Benaito. Ms. Benaito spoke to structures being build in our area and the lack of enforcement on issues.

13. EXECUTIVE SESSION ACTION ITEMS

None.

14. MATTERS FROM THE CITY CLERK

Heard.

15. COMMUNICATIONS FROM THE GOVERNING BODY

Heard.

16. INTRODUCTION OF LEGISLATION

A. CONSIDERATION OF BILL NO. 2024-2. ADOPTION OF ORDINANCE NO. 2023-____. 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.

Introduced.

B. CONSIDERATION OF RESOLUTION NO. 2024-____. ALLOCATING 500 ACRE-FEET OF WATER CREDITS TO THE CITY OF SANTA FE'S WATER BANK.

Introduced.

- C. CONSIDERATION OF RESOLUTION NO. 2024_____. 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.**

Introduced.

18. PUBLIC COMMENT ON BILLS

None.

19. FINAL ACTION ON LEGISLATION

None.

20. PUBLIC HEARINGS

None.

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**

MOTION A motion was made by Councilor Chavez, seconded by Councilor Cassutt, to approve the appointments to the Children and Youth Commission.

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

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

B. CITY HISTORIAN

*** ANDREW LOVATO - APPOINTMENT - TERM ENDING 12/2024**

MOTION A motion was made by Councilor Faulkner, seconded by Councilor Castro, to approve the appointment of the City Historian.

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

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

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Faulkner, to remove item 9 R from the table.

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

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

The Governing Body returned to item 9 R.


22. ADJOURNMENT

There being no further business before the Governing Body, the meeting adjourned at 9:53 pm.


Alan Webber (Mar 28, 2024 10:05 MDT)

Mayor Alan Webber

Attested To By:


GERALYN CARDENAS
Geralyn Cardenas (Mar 28, 2024 11:02 MDT)

Geralyn F. Cardenas, Interim City Clerk

Respectfully Submitted By:

Elizabeth Martin
ELIZABETH MARTIN
Elizabeth Martin (Mar 18, 2024 10:04 MDT)

Elizabeth Martin
Stenographer

**GOVERNING BODY MEETING
EXECUTIVE SESSION
March 13, 2024**

The Governing Body of the City of Santa Fe met in an executive session duly called on March 13, 2024, beginning at 6:49 p.m.

The following was discussed:

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)

PRESENT

Mayor Webber
Councilor Lindell
Councilor Castro
Councilor M. Garcia (Virtual)
Councilor Romero-Wirth
Councilor L. Garcia
Councilor Faulkner
Councilor Cassutt
Councilor Chavez

STAFF PRESENT

John Blair, City Manager
Erin McSherry, City Attorney
Geraldyn Cardenas, Interim City Clerk
Bernadette Salazar, HR Director (Left at 7:18 p.m.)

There being no further business to discuss, the executive session was adjourned at 7:29 p.m.



Geraldyn F. Cardenas, Interim City Clerk









03-13-24 Regular Governing Body Meeting Minutes

Final Audit Report

2024-03-28

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"03-13-24 Regular Governing Body Meeting Minutes" History

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2024-03-28 - 3:17:44 PM GMT- IP address: 63.232.20.2
-  Document emailed to Alan Webber (amwebber@santafenm.gov) for signature
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