



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
JUNE 12, 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/89322802345>. 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: 893 2280 2345**

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 Romero-Wirth

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

Councilor Lee Garcia

4. **INVOCATION AND REMEMBRANCES**

Councilor Chavez

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Fiscal Year 2023 Audit Report (Emily K. Oster, Finance Director, ekoster@santafenm.gov, and AJ Bowers, Partner, Carr Riggs & Ingram CPAs and Advisors, and Eric Spurlin, Partner, Carr Riggs & Ingram CPAs and Advisors)
- b. Veterans Advisory Board Strategic Plan (Jim Williams, Veterans Advisory Board Chair, jhwconsulting@juno.com; Gary Donato, Veterans Advisory Board Member; donatogrm@msn.com)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of Minutes for the May 20, 2024 Special Governing Body Meeting at 4:45 PM. (Geraldyn Cardenas, Interim City Clerk; gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 06/12/2024

- b. Request for Approval of Minutes for the May 20, 2024 Special Governing Body Meeting at 6:30 PM. (Geraldyn Cardenas, Interim City Clerk; gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 06/12/2024

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

Committee Review:

Governing Body: 06/12/2024

- d. Request for Approval of the May 29, 2024 Regular Governing Body

Meeting Minutes. (Geraldyn Cardenas, Interim City Clerk;
gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 06/12/2024

- e. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0094 with Steamatic NM to Increase the Not to Exceed Amount by \$2,000,000 for a New Total Amount of \$3,000,000 Including NMGR, and to Extend the Term to June 30, 2026 for On-Call City Wide General Contracting Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov).

Committee Review

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- f. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0097 with Santa Fe Curb Appeal to Increase the Not to Exceed Amount by \$3,000,000 for a New Total Amount of \$3,500,000 Including NMGR, and to Extend the Term to June 30, 2027 for On-Call City Wide Landscaping Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov).

Committee Review

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- g. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0092 with AnchorBuilt, Inc. to Increase the Not to Exceed Amount by \$2,000,000 for a New Total Amount of \$3,000,000 Including NMGR, and to Extend the Term to June 30, 2026 for On-Call City Wide General Contracting Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov)

Committee Review:

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- h. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0130 with EMCO of Santa Fe, LLC to Increase the Not to Exceed Amount by \$2,000,000 for a New Total Amount of \$3,000,000 Including NMGR, and to Extend the Term to June 30, 2026 for On-Call City Wide General Contracting Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov)

Committee Review

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- i. Request for Approval of Amendment No. 1 to General Services Contract Item # 23-0093 with First Mesa Construction, Inc. to Increase the Not to Exceed Amount by \$2,000,000 for a New Total Amount of \$3,000,000 Including NMGR, and to Extend the Term to June 30, 2026 for On-Call City Wide General Contracting Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov).

Committee Review:

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- j. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0096 with Franco's Trees and Landscaping, LLC to Increase the Not to Exceed Amount by \$3,000,000 for a New Total Amount of \$3,500,000 Including NMGR, and to Extend the Term to June 30, 2027 for On-Call City Wide Landscaping Services. (Spencer Schwartz, Facilities Project Administrator; smschwartz@santafenm.gov)

Committee Review:

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- k. Request Approval of Amendment No. 1 to General Services Contract Item #23-0095 with Cassidy's Landscaping to Increase the Not to Exceed Amount by \$3,000,000 for a New Total Amount of \$3,500,000

Including NMGRT and to Extend the Term to June 30, 2027 for On-Call City Wide Landscaping Services. (Spencer Schwartz, Facilities Project Administrator; smschartz@santafenm.gov)

Committee Review:

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- I. Request for Approval of Amendment No. 1 to Professional Services Agreement Item #23-0169 with IT Connect to Increase the Compensation by \$159,490.01 for a New Total Amount of \$357,052.01 and to Extend the Termination Date by 12 Months. (Eric Candelaria, ITT Department Director; edcandelaria@santafenm.gov)

Committee Review:

Quality of Life Committee 06/05/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- m. Request for Approval of Amendment No. 2 to Professional Service Contract Item #22-0266 with Ciber Pathway Inc. to Increase the Compensation by \$1,484,778.30 for a New Total Amount Not To Exceed \$4,306,148.40 and to Extend the Term to June 30, 2025 for Tyler Munis Support. (Eric Candelaria, ITT Director; edcandelaria@santafenm.gov)

Committee Review:

Quality of Life Committee: 06/05/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- n. Request for Approval of Amendment No. 2 to General Services Contract Item #23-0641 with B&D Industries, Inc. to Increase the Not to Exceed Amount by \$1,000,000 for a New Total Amount of \$3,000,000 Excluding NMGRT and Extend the Term to June 30, 2026 for On-Call City Wide Plumbing Services. (Caryn Grosse, PMP, Facilities Project Administrator Sr; clgrosse@santafenm.gov).

Committee Review

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- o. Request for Approval of Amendment No. 1 to General Services Contract Item #23-0098 with AnchorBuilt, Inc. to Increase the Not to Exceed Amount by \$2,000,000 for a New Total Amount of \$3,000,000 Excluding NMGR and Extend the Term to June 30, 2026 for Miscellaneous On-Call City Wide Plumbing Services. (Caryn Grosse, PMP, Facilities Project Administrator Sr; clgrosse@santafenm.gov).

Committee Review

Public Works & Utilities Committee: 6/3/2024

Finance Committee: 6/10/2024

Governing Body: 6/12/2024

- p. Request Approval of Amendment No. 1 to Professional Services Contract Item #24-0256 with Hartman & Majewski Design Group to Extend the Term to June 30, 2025 for the Design of a New Senior Center. (Joshua Bohlman, Facilities Project Administrator; jbohlman@santafenm.gov).

Committee Review:

Public Works & Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- q. Request for Approval of Amendment No. 3 to Professional Services Agreement Item # 21-0544 with John Shoemaker and Associates to Increase the Not to Exceed Amount by \$213,735 for a New Total Amount of \$806,415 Plus NMGR and to Extend the Term to June 30, 2025 to Provide Water Rights and Hydrogeologic Technical Services for the Water Division through FY25.(Steve Shultz, Water Resources Coordinator: smshultz@santafenm.gov)

- 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$213,735 from the Water Enterprise Cash Balance to Professional Services.

Committee Review

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- r. Request for Approval of Amendment No.1 to Professional Services Agreement Item #21-0278 with Hazen and Sawyer to Extend the Term to June 30, 2025 for Support of Long Range Planning for the Water Division for FY25. (Steven Shultz, Water Resources Coordinator: smshultz@santafenm.gov)

Committee Review

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- s. Request for Approval of Amendment No.1 to Construction Contract Item #23-0222 With GM Emulsion to Increase the Compensation by \$469,608.34 for a New Total Amount of \$10,469,608.34 and Extend the Term through June 30, 2026 for On-Call Roadways and Trails Construction Services. (Randy Lopez, Transmission & Distribution Supervisor; rjlopez@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- t. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$105,027.46 to Move Funds From Affordable Housing Trust Subsidy Payments to Housing CIP WIP Construction. (Alexandra Ladd, Director, Office of Affordable Housing; agladd@santafenm.gov; Cody Minnich, Project Manager, Office of Affordable Housing; cjminnich@santafenm.gov)

Committee Review:

Quality of Life Committee: 06/05/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- u. Request for Approval to Purchase and Install 48 Dash Camera Recording Systems with Digital Video Recorder Kits for the Senior Services Transportation In-Home and Home Delivered Meals Vehicles From MHQ West/Chalmers Ford in the Amount of \$170,259.18. (Manuel Sanchez, Senior Services Director, mnsanchez@santafenm.gov)

Committee Review:

Quality of Life Committee: 06/05/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- v. Request for Approval of Amendment No. 1 to the Memorandum of Understanding Item #22-0325 with Santa Fe County for Parking Permits to Extend the Term to June 30, 2027. (Andrew Cordero, Contract Analyst; accordero@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- w. Request for Approval of Findings of Fact and Conclusions of Law for Land Use Case No. #2023-7639, in which the Governing Body adopted Bill 2024-05, to rezone +/- 0.13 acres located at 1309 South St. Francis Drive from R-21 (Residential Twenty-one (21) dwellings per acre) to C-1 (Office and Related Commercial) on April 24, 2024. (Rebecca Mnuk-Herrmann, Assistant City Attorney: ramnukherrmann@santafenm.gov)

Committee Review:

Governing Body: 06/12/2024

- x. Request for Approval of Amended Findings of Fact and Conclusions of Law to Correct a Drafting Error Regarding References to "Low Density" that Should Have Said "Very Low Density" for Land Use Case No. #2022-4942, in which the Governing Body Adopted Bill 2023-16, to Rezone +/- 1.41 Acre Lot Located at 2339 Botulph Road from R-1 (Residential: One Dwelling Unit Per Acre) to R-2 (Residential: Two Dwelling Units Per Acre) on May 31, 2023. (Rebecca Mnuk-Herrmann,

Assistant City Attorney: ramnukherrmann@santafenm.gov)

Committee Review:

Governing Body: 06/12/2024

- y. CONSIDERATION OF RESOLUTION 2024-____. (Mayor Alan Webber)
A Resolution Authorizing the City of Santa Fe's Metropolitan Redevelopment Agency Staff to Apply for Resubdivision, Summary Subdivision, Lot Line Adjustments, Lot Splits, Dedication of Right of Way, and Other Land Use Approvals Necessary to Create Parcels and Rights of Way that are Consistent with the Midtown Master Plan. (Karen Iverson, Metropolitan Redevelopment Agency Director; kriverson@santafenm.gov)

Committee Review:

Governing Body (Introduced): 05/29/2024

Public Works and Utilities Committee: 06/03/2024

Quality of Life Committee: 06/05/2024

Governing Body: 06/12/2024

- z. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Carol Romero-Wirth, Councilor Signe Lindell, and Councilor Jamie Cassutt)
A Resolution Authorizing the Removal of Uncollectable, Unsecured Accounts Balances from the List of Accounts Balances of the Public Utility Billing Division of the City of Santa Fe. (Nancy Jimenez, Public Utility Division Director; nljimenez@santafenm.gov)

Committee Review:

Governing Body (Introduced): 05/29/2024

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- aa. CONSIDERATION OF RESOLUTION 2024-____. (Mayor Alan Webber, Councilor Carol Romero-Wirth, Councilor Michael Garcia, and Councilor Pilar Faulkner)
A Resolution Recognizing the Importance of History; Calling for Placing

Culturally and Historically Important Statues in Respectful, Safe, Public Places to Tell the Story of Pueblo and New Mexico History in an Honest, Accurate, and Complete Manner; Beginning this Process by Placing the Pueblo Revolt Runners Statue in the Santa Fe Convention Center and Supporting Relocation of the Don Diego de Vargas Statue to the New Mexico History Museum, Which Includes the Palace of the Governors. (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov)

Committee Review:

Governing Body (Introduced): 05/29/2024

Quality of Life Committee: 06/05/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

- ab. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Amanda Chavez and Councilor Carol Romero-Wirth)
A Resolution Authorizing the Mayor, City Manager, Finance Director, and Named Public Utilities Department Staff to Act as Designated Signatories on Certain Water, Wastewater, and Environmental Service Projects. (Jesse Roach, Water Division Director jdroach@santafenm.gov; Mike Dozier, Wastewater Division Director jdroach@santafenm.gov; Debora Trujillo, Environmental Services Division Interim Director dctrujillo@santafen.gov)

Committee Review:

Governing Body (Introduced): 05/29/2024

Public Works and Utilities Committee: 06/03/2024

Finance Committee: 06/10/2024

Governing Body: 06/12/2024

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of a Purchase of Traffic Signal Equipment and Installation for Beckner Road & Richards Avenue Intersection from MWI, INC. in the Total Amount of \$565,302 Including NMGRT. (Leroy Pacheco, PE.; Engineer Project Manager; engineer@leroypacheco.com)

Committee Review:

Governing Body: 06/12/2024

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) and (8), Attorney-Client Privileged Discussion of Pending and Threatened Litigation, Including, but not Limited to, Susan Contreras v. City of Santa Fe, D-101-CV-2022-02261; Throne, et al. v. the Governing Body of the City of Santa Fe and Pierre Amestoy, D-101-CV-2023-00477; Throne, et al. v. the Governing Body of the City of Santa Fe and Pierre Amestoy, D-101-CV-2024-00892; and Cases 2023-007595-HDRB Through 007598, Regarding 402, 406, 410, and 414 Don Gaspar Ave. Under Review by the State-Local Government Historic Review Board; and Disposition of City Properties for Housing. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov).

13. **EXECUTIVE SESSION ACTION ITEMS**

- a. Approval of the Next Steps Discussed in the Contreras, Throne, and State-Local Government Historic Review Board Matters. (Erin K. 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 RESOLUTION 2024-____. (Councilor Singe Lindell, Mayor Alan Webber, and Councilor Alma Castro)
A Resolution Establishing City of Santa Fe ("City") Offices and City-Owned Buildings as Safe Spaces and Anti-Bullying Zones for all Community Members; Calling on the City Manager to Develop and Implement City Policies and Regulations Ensuring that City Offices and City-Owned Buildings are Recognized as Safe Spaces and Anti-Bullying Zones, to Create Visible Signage to Promote the Safe Space and Anti-

Bullying Zone Policies and Regulations, to Develop and Implement a City-Wide Employee Training Program in Support of Safe Space and Anti-Bullying Policies and Regulations, to Devote Appropriate Resources for the Training Program and for Responding to Incidents of Bullying and Harassment Within City Offices and in City-Owned Buildings, and to Provide Annual Updates to the Governing Body on Progress. (Casey Dalbor, Business Growth Manager; cjdalbor@santafenm.gov)

Committee Review:

Governing Body (Introduced): 06/12/2024

Quality of Life Committee: 06/18/2024

Finance Committee: 06/24/2024

Governing Body: 06/26/2024

- b. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Amanda Chavez)

A Resolution Adopting the City of Santa Fe's 2026-2023 Infrastructure Capital Improvement Plans. (Regina Wheeler, Public Works Director; rawheller@santafenm.gov)

Committee Review:

Governing Body (Introduced): 06/12/2024

Public Works and Utilities Committee: 06/17/2024

Quality of Life Committee: 06/18/2024

Finance Committee: 06/24/2024

Governing Body: 06/26/2024

- c. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Signe Lindell and Councilor Amanda Chavez)

A Resolution Approving a Public Fireworks Display During the Fourth of July Celebration on July 4, 2024, and, if Necessary for Proper Disposal, the Discharge of Unused Fireworks on July 5, 2024. (Geronimo Griego, Fire Marshal; gggriego@santafenm.gov)

Committee Review:

Governing Body (Introduced): 06/12/2024

Public Works and Utilities Committee: 06/17/2024

Finance Committee: 06/24/2024

Governing Body: 06/26/2024

17. **PETITIONS FROM THE FLOOR**

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

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

- a. CONSIDERATION OF BILL NO. 2024-6. ADOPTION OF ORDINANCE 2024-_____. (Mayor Alan Webber)

A Bill Relating to the High-End Excise Tax for Affordable Housing; Assigning the Purchaser/Grantee the Responsibility to Attest to Consideration. (Erin K. McSherry, City Attorney; ekmcsherry@santafenm.gov)

Committee Review:

Governing Body (Introduced): 04/10/2024

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

Finance Committee: 05/06/2024

Governing Body (Public Hearing): 05/29/2024 (**POSTPONED TO THE NEXT GOVERNING BODY MEETING**)

Governing Body (Public Hearing): 06/12/2024

- b. CONSIDERATION OF BILL NO. 2024-7. ADOPTION OF ORDINANCE 2024-_____. (Mayor Alan Webber)

A Bill Relating to Median Safety; Creating a New Section 12-6-14.9 of the Uniform Traffic Ordinance, Exhibit A to Section 24-10, SFCC 1987, Regulating the Use of Medians in the City of Santa Fe; Providing a Twenty-Five Dollar (\$25) Maximum Penalty. (Marcos Martinez, Senior Assistant City Attorney; mdmartinez@santafenm.gov)

Committee Review:

Governing Body (Introduced): 04/10/2024

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

Public Works and Utilities Committee: 04/29/2024 (**POSTPONED TO THE PUBLIC WORKS AND UTILITIES COMMITTEE ON 05/20/2024**)

Quality of Life Committee: 05/01/2024 (**POSTPONED TO THE QUALITY OF LIFE COMMITTEE ON 5/22/2024**)

Public Works and Utilities Committee: 05/20/2024

Quality of Life Committee: 05/22/2024

Governing Body (Public Hearing): 05/29/2024 (***POSTPONED TO THE GOVERNING BODY MEETING ON 06/12/2024***)

Governing Body (Public Hearing): 06/12/2024 (***POSTPONED TO THE GOVERNING BODY MEETING ON 06/26/2024***)

Governing Body (Public Hearing): 06/26/2024

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

21. **APPOINTMENTS**

22. **ADJOURN**

Closed captions are provided for this meeting. Persons with disabilities in need of additional accommodations, contact the City Clerk's office at 505-955-6521, five (5) working days prior to meeting date.