



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
SEPTEMBER 11, 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/88617865720>

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 (669) 444-9171 - Webinar ID: 886 1786 5720**

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 Chavez

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

Councilor Castro

4. **INVOCATION AND REMEMBRANCES**

Councilor Michael Garcia

5. **ROLL CALL**

6. **APPROVAL OF AGENDA**

7. **APPROVAL OF CONSENT AGENDA**

8. **PRESENTATIONS**

- a. Santa Fe Women's Commission Strategic Plan (Layla Archuletta-Maestas, Deputy City Manager; Isarchulettamaestas@santafenm.gov and Elais Ponton, Santa Fe Women's Commission Chair)
- b. Review of FY 25-26 Internal Audit Plan and Program Overview. (Layla Archuletta-Maestas, Deputy City Manager; Isarchuleta-maestas@santafenm.gov and Chelsea Ritchie; Chelsea.Ritchie@mossadams.com)

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$1,166,127 from the Cash Balance of the Water Management Fund to Fund the Filter Replacement Contract with Roberts Water Technology. (Jonathan Montoya, Source of Supply Facilities Manager; jmmontoya@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- b. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$540,938 from the Cash Balance of the Water Management Fund to Fund FY25 City-Wide Construction for the Water Utility. (Bill Huey, Engineer; bchuey@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- c. Request for Approval of a Budget Amendment Resolution (BAR) to Re-

Appropriate the Remaining Affordable Housing Trust Fund Budget in the Amount of \$1,944,692 into the FY25 Budget. (Johanna Nelson, Office of Economic Development Director; jcnelson@santafenm.gov)

Committee Review:

Public Works & Utilities Committee: 09/03/2024

Quality of Life Committee: 09/04/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- d. Request For Approval of a General Services Contract with Polydyne Inc. for the Purchase of Cationic Polymers for Conditioning and Dewatering Sewage Sludge Prior to Disposal for a Total Amount of \$1,400,000 through June 30, 2028. (P. Fred Heerbrandt, P.E., Engineer Supervisor; pfheerbrandt@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$350,000 from the Wastewater Management Enterprise Fund to Fund the Contract for Polydyne Inc.

Committee Review

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- e. Request for Approval of Amendment No. 1 to the Professional Services Agreement Item #23-0158 with Carollo Engineers, Inc. to Add Scope to the Paseo Real Master Plan to Evaluate Construction of a New Treatment Facility, Increase Compensation by \$73,550 for a New Total Amount of \$372,370.13 and Extend the Termination Date of the Contract to June 30, 2025. (P. Fred Heerbrandt, P.E., Engineer Supervisor; pfheerbrandt@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$73,550 from the Wastewater Management Enterprise Fund to Fund the Contract with Carollo Engineers, Inc.

Committee Review:

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- f. Request for Approval of Intergovernmental Agreement with the State of New Mexico Aging and Long-Term Services Department for Providing Volunteer Services for the Division of Senior Services Volunteer Programs in the Total Amount of \$313,120 through June 30, 2025. (Theresa Trujillo, Volunteer Program Manager; tptrujillo@santafenm.gov)

Committee Review:

Quality of Life Committee: 08/21/2024

Finance Committee: 08/26/2024

Governing Body: 09/11/2024

- g. Request for Approval to Purchase Six Snow Plowing Trucks from Roberts Truck Center in the Amount of \$1,794,268.20 Excluding NMGRT for the Complete Streets Division. (Regina Wheeler, Public Works Department Director; rawheeler@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- h. Request for Approval to Purchase a Patching Truck from Pete's Equipment Repair Inc. for \$288,662 Excluding NMGRT for Complete Streets Division. (Regina Wheeler, Public Works Department Director; rawheeler@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 09/03/2024

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

- i. Request for Approval of Professional Services Agreement with Lee Engineering to Provide On-Call General Engineering Services in an Amount Not to Exceed \$5,409,375 Including NMGRT for Four Years. (Romella Glorioso-Moss, Capital Projects Manager, rsglorioso-moss@santafenm.gov)

Committee Review:

Public Works & Utilities Comment: 09/03/24

Finance Committee: 09/09/24
Governing Body: 09/11/24

- j. Request for Approval of American Rescue Plan Act (ARPA) Recovery Funds Subrecipient Contract with Santa Fe Community College for the Hire of a Workforce Program Coordinator to Promote and Support the Santa Fe Community College's Trades and Certifications Programming in the Total Amount of \$250,000 through December 31, 2026. (Elisa Portillo, Economic Development Specialist; emportillo@santafenm.gov)

Committee Review:

Economic Development Advisory Committee: 09/04/2024
Quality of Life Committee: 09/04/2024
Finance Committee: 09/09/2024
Governing Body: 09/11/2024

- k. Request for Approval of Findings of Fact and Conclusions of Law for Appeal #2024-8077 Regarding the February 6, 2024 Board of Adjustment Decision to Grant a Variance on a Property Located at 1030 ½ W. Houghton St., Which the Governing Body Reversed at its August 14, 2024 Meeting. (Rebecca Mnuk-Herrmann, Assistant City Attorney; rmnukherrmann@santafenm.gov)

Committee Review:

Governing Body: 09/11/2024

- l. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Carol Romero-Wirth)
A Resolution Authorizing Submission of an Application to the New Mexico Finance Authority for Financial Assistance and Project Approval for Upgrades to the Canyon Road Water Treatment Plant. (Clinton Peterson, Engineer, Public Utilities; cdpeterson@santafenm.gov)

Committee Review:

Governing Body (Introduced): 08/28/2024
Public Works and Utilities Committee: 09/03/2024
Finance Committee: 09/09/2024
Governing Body: 09/11/2024

- m. CONSIDERATION OF RESOLUTION 2024-____. (Councilor Carol Romero-Wirth and Councilor Jamie Cassutt)
A Resolution Recognizing the Devastating Impact of Covid-19 (SARS-CoV-2); Honoring the Sacrifices that Essential Workers Have Made to Protect and Save Lives in their Communities; and Declaring Support for a Permanent Covid-19 Memorial to be Located in New Mexico to Honor the Victims of Covid-19. (Marci Eannarino, Legislation and Policy Innovation Manager; maeannarino@santafenm.gov)

Committee Review:

Governing Body (Introduced): 08/28/2024

Quality of Life Committee: 09/04/2024

Governing Body: 09/11/2024

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of Restated and Extended Memorandum of Agreement with Santa Fe County to Transfer the Santa Fe Film Office to the City of Santa Fe. (Randy Randall, Interim Community Development Director; rrandall@santafenm.gov)

Committee Review:

Finance Committee: 09/09/2024

Governing Body: 09/11/2024

11. **MATTERS FROM THE CITY MANAGER**

12. **MATTERS FROM THE CITY ATTORNEY**

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Subpart (H)(7) of Section 10-15-1, Attorney-Client Privileged Discussion of Pending and Threatened Litigation, in Particular Potential Litigation Regarding City Water Infrastructure Construction; *In Re: City of Camden, et. al v. Tyco Fire Products LP et al.*, 2:24-cv-012231; and *Union Protectoriva de Santa Fe vs. Mayor Alan Webber and the City of Santa Fe*, D-101-CV-2021-01373. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov).

13. **EXECUTIVE SESSION ACTION ITEMS**

- a. Approval of Recommended Next steps with Regards to Potential Water Infrastructure Construction Litigation. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov)

- b. Direction Regarding the City of Santa Fe's Participation in the Tyco Certified Class. (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 Amanda Chavez)
A Resolution Accepting a Grant from the Local Government Road Fund Program Administered by New Mexico Department of Transportation and Entering into Cooperative Agreement Control Number L500577. (Romella Glorioso-Moss, Complete Streets Capital Projects Manager; rsglorioso-moss@santafenm.gov).

Committee Review:

Governing Body (Introduced): 09/11/2024

Public Works and Utilities Committee: 09/16/2024

Finance Committee: 09/23/2024

Governing Body: 09/25/2024

- b. **CONSIDERATION OF BILL 2024-10. ADOPTION OF ORDINANCE 2024-_____.** (Mayor Alan Webber)
A Bill Relating to the City of Santa Fe's ("City's") Office of Economic Development Plan Ordinance, Section 11-11-5 SFCC 1987; Repealing and Replacing Ordinance 2023-15, Including Approving a Local Economic Development Project Participation Agreement Between

the City and Parting Stone Inc. for Design, Development, and Construction of Tenant Improvements; Lease Payments; and Expansion of a Corporate Headquarters, a Local Economic Development Project. (Johanna Nelson, Office of Economic Development; jcnelson@santafenm.gov and Casey Dalbor, Business Growth Manager; cjdalbor@santafenm.gov).

Committee Review:

Governing Body (Introduced): 09/11/2024
Governing Body (Public Comment): 09/25/2024
Economic Development Advisory Committee: 10/02/2024
Quality of Life Committee: 10/02/2024
Finance Committee: 10/07/2024
Governing Body: 10/30/2024

17. **PETITIONS FROM THE FLOOR**

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

- a. CONSIDERATION OF BILL 2024-4. ADOPTION OF ORDINANCE NO. 2024-____. (Councilor Signe Lindell and Mayor Alan Webber).
A Bill Relating to Marty Sanchez Links de Santa Fe; Amending Sections 23-7.3 and 23-7.4 of SFCC 1987 to Update Golf Rates. (Melissa McDonald, Parks and Open Space Division Director, mamcdonald@santafenm.gov)

Committee Review:

Governing Body (Introduced): 08/28/2024
Governing Body (Public Comment): 09/11/2024
Quality of Life Committee: 09/18/2024
Finance Committee: 09/23/2024
Governing Body (Public Hearing): 10/09/2024

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

- a. CONSIDERATION OF BILL 2024-11. ADOPTION OF ORDINANCE NO. 2024-____. (Councilor Carol Romero-Wirth)

A Bill Relating to House Bill 139, Adopted During the 2023 Regular Session; Amending Section 1-3.2 SFCC 1987 to Remove Text About the Corrections Fee, Judicial Education Fee, Court Automation Fee, and Substance Abuse Fee, Consistent with the Repeal of Sections 31-12-8 and 34-14-11 NMSA 1978; and Amending Section 12-6-12.2 of the Uniform Traffic Ordinance, to Remove Text About the DWI Prevention Fee and the Crime Laboratory Fee, Consistent with the Repeal of Section 31-12-7 NMSA 1978. (Christine M. Spiers, Legislation and Policy Innovation Assistant; cmspiers@santafenm.gov)

Committee Review:

Governing Body (Introduced): 07/31/2024
Governing Body (Public Comment): 08/14/2024
Quality of Life Committee: 08/21/2024
Finance Committee: 08/26/2024
Governing Body: 09/11/2024

- b. CONSIDERATION OF BILL NO. 2024-9. ADOPTION OF ORDINANCE NO. 2024-____. (Councilor Carol Romero-Wirth)
A Bill Amending SFCC 1987, Section 11-8, to Allow the City of Santa Fe to Obtain an Investment Advisory Service Contractually for the Investment of Public Funds. (Alexis Lotero, Assistant Finance Director; aclotero@santafenm.gov)

Committee Review:

Governing Body (Introduction): 07/10/2024
Governing Body (Public Comment): 07/31/2024
Quality of Life Committee: 08/07/2024
Finance Committee: 08/12/2024
~~Governing Body (Public Hearing): 08/28/2024~~ (Rescheduled to Regular Governing Body Meeting on September 11, 2024 for Notice of Public Hearing)
Governing Body (Public Hearing): 09/11/2024

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

21. **APPOINTMENTS**

a. Economic Development Advisory Committee

- Sierra Cruz – Appointment – Term Ending 06/2026
- Kathy Rivera – Appointment – Term Ending 06/2026

b. Public Safety Committee

- Cameron Crawford – Appointment – Term Ending 03/2028
- Aurora Martinez – Appointment – Term Ending 03/2028
- Christine Robertson – Appointment – Term Ending 03/2028

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, SEPTEMBER 11, 2024, 5:00 PM
COUNCIL CHAMBERS, CITY HALL
200 LINCOLN AVENUE, SANTA FE, NEW MEXICO**

1.	Call To Order	Convened at 5:06 pm	3
2.	Pledge of Allegiance	Councilor Chavez	3
3.	Salute to the NM Flag	Councilor Castro	3
4.	Invocation and Remembrances Councilor Michael Garcia		3
5.	Roll Call	Quorum	3-4
6.	Approval of Agenda	Approved	4
7.	Approval of Consent Agenda	Approved	4
8.	Presentations		
	a. SF Womens Commission	Given	4-5
	b. Internal Audit Plan	Given	5
17.	Petitions From The Floor	Heard	5
12.	Matters from the City Attorney		Heard
	a. Executive Session	Held	5-6
13.	Executive Session Action Items		
	a. Water Infrastructure	Approved	6-7
	b. Tyco	Opt Out	7
9.	Action Items: Consent Agenda	Approved	7-10
10.	Action Items: Discussion Items		
	a. Film Office	Withdrawn	10
11.	Matters from the City Manager	Heard	10
14.	Matters from the City Clerk	None	10

15.	Communications from the GB	Heard	10
16.	Introduction of Legislation		
	a. Resolution	Introduced	10
	b. Bill 2024-10	Introduced	10-11
18.	Public Comments on Bills		
	a. Bill 2024-4	Heard	11
19.	Final Action on Legislation		
	a. Bill 2024-11	Approved	11
	b. Bill 2024-9	Approved	12
20.	Public Hearings	None	12
21.	Appointments		
	a. EDAC	Approved	12
	b. Public Safety	Approved	13
22.	Adjourn	Adjourned at 8:45 pm	13-14

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, AUGUST 28, 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 5:06 pm, on Wednesday, August 28, 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 Chavez.

3. SALUTE TO THE NEW MEXICO FLAG

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

4. INVOCATION AND REMEMBRANCES

The invocation was given by Councilor Michael Garcia.

A moment of silence and remembrances were given.

5. ROLL CALL

MEMBERS PRESENT

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

MEMBERS EXCUSED

Councilor Pilar Faulkner, Excused

OTHERS PARTICIPANTS ATTENDING

John Blair, City Manager

Erin McSherry, City Attorney
Geraldyn Cardenas, Interim City Clerk
Elizabeth Martin, Stenographer

6. APPROVAL OF AGENDA

Ms. Cardenas stated that staff has requested to remove item 10 A from the agenda.

Councilor Romero-Wirth asked to reorder the agenda to place the Executive Session and the two action items following the Executive Session to directly after the Presentations.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Chavez, to approve the agenda as amended.

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

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

7. APPROVAL OF CONSENT AGENDA

Item 9 C was pulled by Councilor Castro, to recuse herself.

Item 9 C was pulled by Councilor Michael Garcia for discussion.

MOTION A motion was made by Councilor Chavez, seconded by Councilor Castro, 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 Castro, yes; Councilor Lindell, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

8. PRESENTATIONS

A. SANTA FE WOMEN'S COMMISSION STRATEGIC PLAN

Given.

B. REVIEW OF FY 25-26 INTERNAL AUDIT PLAN AND PROGRAM OVERVIEW

Given

MOTION A motion was made by Commissioner Cassutt, seconded by Commissioner Romero-Wirth, to make item 17 the next item of business.

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

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

17. PETITIONS FROM THE FLOOR

Steven Fox. Mr. Fox spoke about issues.

Stephanie Beninato. Ms. Beninato spoke over grown allies and the Ethics Commission and other issues.

12. MATTERS FROM THE CITY ATTORNEY

Ms. McSherry recommended that the Governing Body enter into Executive Session.

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, NMSA 1978, SUBPART (H)(7) OF SECTION 10-15-1, ATTORNEY-CLIENT PRIVILEGED DISCUSSION OF PENDING AND THREATENED LITIGATION, IN PARTICULAR POTENTIAL LITIGATION REGARDING CITY WATER INFRASTRUCTURE CONSTRUCTION; *IN RE: CITY OF CAMDEN, ET. AL V TYCO FIRE PRODUCTS LP ET AL., 2:24-CV-012231; AND UNION PROTECTIVA DE SANTA FE VS. MAYOR ALAN WEBBER AND THE CITY OF SANTA FE.*

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to enter into Executive Session in accordance with the New Mexico Open Meetings Act, NMSA 1978, Subpart (H)(7) of Section 10-15-1.

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

Councilor Chavez, yes; Councilor Cassutt, yes; Councilor Castro, yes; Councilor Lindell, yes; Councilor Lee Garcia, yes; Councilor Michael Garcia, yes; Councilor

Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body entered into Executive Session at 7:29 pm

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to reconvene in open session.

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

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

The Governing Body reconvened in open session at 7:51 pm.

13. EXECUTIVE SESSION ACTION ITEMS

A. APPROVAL OF RECOMMENDED NEXT STEPS WITH REGARDS TO POTENTIAL WATER INFRASTRUCTURE CONSTRUCTION LITIGATION.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Chavez, to approve the recommended next steps.

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

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

B. DIRECTION REGARDING THE CITY OF SANTA FE'S PARTICIPATION IN THE TYCO CERTIFIED CLASS.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Chavez, to opt out of the class action settlement.

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

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

9. ACTION ITEMS: CONSENT AGENDA

- A. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE TOTAL AMOUNT OF \$1,166,127 FROM THE CASH BALANCE OF THE WATER MANAGEMENT FUND TO FUND THE FILTER REPLACEMENT CONTRACT WITH ROBERTS WATER TECHNOLOGY.**

Approved on consent.

- B. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) IN THE AMOUNT OF \$540,938 FROM THE CASH BALANCE OF THE WATER MANAGEMENT FUND TO FUND FY25 CITY-WIDE CONSTRUCTION FOR THE WATER UTILITY.**

Approved on consent.

- C. REQUEST FOR APPROVAL OF A BUDGET AMENDMENT RESOLUTION (BAR) TO RE-APPROPRIATE THE REMAINING AFFORDABLE HOUSING TRUST FUND BUDGET IN THE AMOUNT OF \$1,944,692 INTO THE FY25 BUDGET.**

Councilor Castro recused herself from this item and temporarily left the meeting.

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

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 Romero-Wirth, yes; Mayor Webber, yes.

Councilor Castro returned to the meeting.

- D. REQUEST FOR APPROVAL OF A GENERAL SERVICES CONTRACT WITH POLYDYNE INC. FOR THE PURCHASE OF CATIONIC POLYMERS FOR CONDITIONING AND DEWATERING SEWAGE SLUDGE PRIOR TO DISPOSAL FOR A TOTAL AMOUNT OF \$1,400,000 THROUGH JUNE 30, 2028**

Approved on consent.

- E. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO THE**

PROFESSIONAL SERVICES AGREEMENT ITEM #23-0158 WITH CAROLLO ENGINEERS, INC. TO ADD SCOPE TO THE PASEO REAL MASTER PLAN TO EVALUATE CONSTRUCTION OF A NEW TREATMENT FACILITY, INCREASE COMPENSATION BY \$73,550 FOR A NEW TOTAL AMOUNT OF \$372,370.13 AND EXTEND THE TERMINATION DATE OF THE CONTRACT TO JUNE 30, 2025.

Approved on consent.

- F. REQUEST FOR APPROVAL OF INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF NEW MEXICO AGING AND LONG-TERM SERVICES DEPARTMENT FOR PROVIDING VOLUNTEER SERVICES FOR THE DIVISION OF SENIOR SERVICES VOLUNTEER PROGRAMS IN THE TOTAL AMOUNT OF \$313,120 THROUGH JUNE 30, 2025.**

Councilor Michael Garcia recused himself from this item and temporarily left the meeting.

MOTION A motion was made by Councilor Castro, 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 Castro, yes; Councilor Lindell, yes; Councilor Lee Garcia, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

Councilor Michael Garcia returned to the meeting.

- G. REQUEST FOR APPROVAL TO PURCHASE SIX SNOW PLOWING TRUCKS FROM ROBERTS TRUCK CENTER IN THE AMOUNT OF \$1,794,268.20 EXCLUDING NMGR T FOR THE COMPLETE STREETS DIVISION.**

Approved on consent.

- H. REQUEST FOR APPROVAL TO PURCHASE A PATCHING TRUCK FROM PETE'S EQUIPMENT REPAIR INC. FOR \$288,662 EXCLUDING NMGR T FOR COMPLETE STREETS DIVISION.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES**

**AGREEMENT WITH LEE ENGINEERING TO PROVIDE ON-CALL
GENERAL ENGINEERING SERVICES IN AN AMOUNT NOT TO
EXCEED \$5,409,375 INCLUDING NMGRY FOR FOUR YEARS.**

Approved on consent.

- J. REQUEST FOR APPROVAL OF AMERICAN RESCUE PLAN ACT (ARPA) RECOVERY FUNDS SUBRECIPIENT CONTRACT WITH SANTA FE COMMUNITY COLLEGE FOR THE HIRE OF A WORKFORCE PROGRAM COORDINATOR TO PROMOTE AND SUPPORT THE SANTA FE COMMUNITY COLLEGE'S TRADES AND CERTIFICATIONS PROGRAMMING IN THE TOTAL AMOUNT OF \$250,000 THROUGH DECEMBER 31, 2026.**

Approved on consent.

- K. REQUEST FOR APPROVAL OF FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR APPEAL \$2024-8077 REGARDING THE FEBRUARY 6, 2024 BOARD OF ADJUSTMENT DECISION TO GRANT A VARIANCE ON A PROPERTY LOCATED AT 1030 1/2 W. HOUGHTON ST., WHICH THE GOVERNING BODY REVERSED AT ITS AUGUST 14, 2024 MEETING.**

Approved on consent.

- L. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION TO THE NEW MEXICO FINANCE AUTHORITY FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL FOR UPGRADES TO THE CANYON ROAD WATER TREATMENT PLANT.**

Approved on consent.

- M. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION RECOGNIZING THE DEVASTATING IMPACT OF COVID-19 (SARS-COV-2); HONORING THE SACRIFICES THAT ESSENTIAL WORKERS HAVE MADE TO PROTECT AND SAVE LIVES IN THEIR COMMUNITIES; AND DECLARING SUPPORT FOR A PERMANENT COVID-19 MEMORIAL TO BE LOCATED IN NEW MEXICO TO HONOR THE VICTIMS OF COVID-19.**

Approved on consent.

10. ACTION ITEMS: DISCUSSION AGENDA

- A. REQUEST FOR APPROVAL OF RESTATED AND EXTENDED MEMORANDUM OF AGREEMENT WITH SANTA FE COUNTY TO TRANSFER THE SANTA FE FILM OFFICE TO THE CITY OF SANTA FE.**

Removed from the agenda by staff.

11. MATTERS FROM THE CITY MANAGER

Heard.

14. MATTERS FROM THE CITY CLERK

Heard.

15. COMMUNICATIONS FROM THE GOVERNING BODY

Heard.

16. INTRODUCTION OF LEGISLATION

- A. CONSIDERATION OF RESOLUTION 2024-_____. A RESOLUTION ACCEPTING A GRANT FROM THE LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION AND ENTERING INTO COOPERATIVE AGREEMENT CONTROL NUMBER L500577.**

Introduced.

- B. CONSIDERATION OF BILL 2024-10. ADOPTION OF ORDINANCE 2024-_____. A BILL RELATING TO THE CITY OF SANTA FE'S ("CITY'S") OFFICE OF ECONOMIC DEVELOPMENT PLAN ORDINANCE, SECTION 11-11-5 SFCC 1987; REPEALING AND REPLACING ORDINANCE 2023-15, INCLUDING APPROVING A LOCAL ECONOMIC DEVELOPMENT PROJECT PARTICIPATION AGREEMENT BETWEEN THE CITY AND PARTING STONE INC. FOR DESIGN, DEVELOPMENT, AND CONSTRUCTION OF TENANT IMPROVEMENTS, LEASE PAYMENTS; AND EXPANSION OF A CORPORATE HEADQUARTERS, A LOCAL ECONOMIC DEVELOPMENT PROJECT.**

Introduced.

18. PUBLIC COMMENT ON BILLS (FIRST PUBLIC COMMENT, NO ACTION)

- A. CONSIDERATION OF BILL 2024-4. ADOPTION OF ORDINANCE NO. 2024-____. A BILL RELATING TO MARTY SANCHEZ LINKS DE SANTA FE; AMENDING SECTIONS 23-7.3 AND 23-7.4 OF SFCC 1987 TO UPDATE GOLF RATES.**

Stephanie Beninato. Ms. Beninato spoke to the new management of the golf course.

19. FINAL ACTION ON LEGISLATION (PUBLIC HEARING)

- A. CONSIDERATION OF BILL 2024-11. ADOPTION OF ORDINANCE NO. 2024-____. A BILL RELATING TO HOUSE BILL 139, ADOPTED DURING THE 2023 REGULAR SESSION; AMENDING SECTION 1-3.2 SFCC 1987 TO REMOVE TEXT ABOUT THE CORRECTIONS FEE, JUDICIAL EDUCATION FEE, COURT AUTOMATION FEE, AND SUBSTANCE ABUSE FEE, CONSISTANT WITH THE REPEAL OF SECTIONS 31-12-8 AND 34-14-11 NMSA 1978; AND AMENDING SECTION 12-6-12.2 OF THE UNIFORM TRAFFIC ORDINANCE, TO REMOVE TEXT ABOUT DWI PREVENTION FEE AND THE CRIME LABORATORY FEE, CONSISTENT WITH THE REPEAL OF SECTION 31-12-7 NMSA 1978.**

There were no public comments.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to approve Bill 2024-11.

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

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

- B. CONSIDERATION OF BILL NO. 2024-9. ADOPTION OF ORDINANCE NO. 2024-____. A BILL AMENDING SFCC 1987, SECTION 11-8, TO ALLOW THE CITY OF SANTA FE TO OBTAIN AN INVESTMENT ADVISORY SERVICE CONTRACTUALLY FOR THE INVESTMENT OF PUBLIC FUNDS.**

There were no public comments.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Lindell, to approve Bill 2024-9.

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

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

20. PUBLIC HEARINGS (LAND USE CASES, APPEALS, AND OTHER ITEMS REQUIRED TO HAVE A PUBLIC HEARING)

None.

21. APPOINTMENTS

A. ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

* **SIERRA CRUZ - APPOINTMENT - TERM ENDING 06/2026**

* **KATHY RIVERA - APPOINTMENT - TERM ENDING 06/2026**

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

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

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

B. PUBLIC SAFETY COMMITTEE

* **CAMERON CRAWFORD - APPOINTMENT - TERM ENDING 03/2028**

* **AURORA MARTINEZ - APPOINTMENT - TERM ENDING 03/2028**

* **CHRISTINE ROBERTSON - APPOINTMENT - TERM ENDING 03/2028**

MOTION A motion was made by Councilor Chavez, seconded by Councilor Castro, to approve the appointments.


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

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

22. ADJOURN

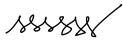
There being no further business before the Governing Body, the meeting adjourned at 8:45 pm.

Approved By:


Alan Webber (Sep 26, 2024 09:33 MDT)


Mayor Alan Webber

Attested To By:



Geralyn Cardenas, Interim City Clerk

Respectfully Submitted By:


Elizabeth Martin (Sep 19, 2024 15:27 MDT)

Elizabeth Martin, Stenographer

**GOVERNING BODY MEETING
EXECUTIVE SESSION
September 11, 2024**

The Governing Body of the City of Santa Fe met in an executive session duly called on September 11, 2024, beginning at 7:33 p.m.

The following was discussed:

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Subpart (H)(7) of Section 10-15-1, Attorney-Client Privileged Discussion of Pending and Threatened Litigation, in Particular Potential Litigation Regarding City Water Infrastructure Construction; *In Re: City of Camden, et. al v. Tyco Fire Products LP et al.*, 2:24-cv-012231; and *Union Protectiva de Santa Fe vs. Mayor Alan Webber and the City of Santa Fe*, D-101-CV-2021-01373. (Erin K. McSherry, City Attorney: ekmcsherry@santafenm.gov)

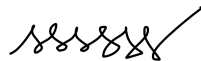
PRESENT

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

STAFF PRESENT

John Blair, City Manager (Left at 7:34P PM)
Erin McSherry City Attorney
Geralyn Cardenas, Interim City Clerk
Marcos Martinez, Senior Assistant City Attorney

There being no further business to discuss, the executive session was adjourned at 7:47 p.m.



Geralyn F. Cardenas, Interim City Clerk