



Agenda

Regular Meeting of the
Governing Body
January 15, 2025 at 4:40 PM
City 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](#). The YouTube live stream can be accessed 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](#). Staff is available to help members of the public access pre-recorded Governing Body meetings online 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](#) 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 using the following link: <https://santafenm.gov.zoom.us/j/82022853672>.

- Internet: [Join the Zoom](#) meeting on the internet using a computer, laptop, smartphone, or tablet. 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: **820 2285 3672**. Phone attendees should press *9 to use the "Raise Hand" function to be recognized by the Mayor to speak at the appropriate time.

1. Recognition

- a. Special Award Presented by Kiwanis Club of Santa Fe to Police Capitan Amanda Montano and Special Events Coordinator Barbara Lopez for their Outstanding Efforts in Ensuring the Safety and Success of the 100th Burning of Zozobra. (Raymond G. Sandoval, Zozobra Event Chairman)
2. Call to Order
3. Roll Call
4. Pledge of Allegiance
 - a. Councilor Lindell - ,
5. Salute to the New Mexico Flag
 - a. Councilor Romero-Wirth - ,
6. Invocation and Rememberances
 - a. Councilor Lee Garcia - ,
7. Approval of Agenda
8. Approval of Consent Agenda
9. Presentations
10. Action Items: Consent Agenda
 - a. Request for Approval of the December 11, 2024 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk; gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 01/15/2025

- b. Request for Approval of a Budget Amendment Resolution (BAR) from the CIP Construction to Return Funds from CIP Community Development to the Affordable Housing Trust Fund for the Lamplighter Project in the Amount of \$105,027. (Johanna Nelson, Economic Development Director and Affordable Housing Interim Director, jcnelson@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- c. Request for Approval of a Budget Amendment Resolution (BAR) in the Total

Amount of \$4,109,145 from the Wastewater Utility Cash Balance to the Repair and Maintenance Expenditures to Fund a Contract with AAC Construction to Bring the Paseo Real Wastewater Reclamation Facility to Compliance from Violations of the Clean Water Act. (Paul F. Heerbrandt, Engineer Supervisor: pfheerbrandt@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- d. Request for Approval of a General Services Contract with B&D Industries in the Total Amount of \$477,016.30 for Replacement of Heating and Cooling Units at the Southside Library with a Term Ending June 30, 2026. (Spencer Schwartz, Public Works Project Manager; smschwartz@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- e. Request for Approval of a General Services Contract with B&D Industries in the Total Amount of \$1,000,000 for On-Call Plumbing, Mechanical, and HVAC Services at Genoveva Chavez Community Center with a Term Ending June 30, 2028. (Spencer Schwartz, Public Works Project Manager; smschwartz@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- f. Request for Approval of the New Mexico Department of Finance and Administration General Fund 93100 Capital Appropriation Project Grant Agreement 24-13145 in the Total Amount of \$175,000 for Renovations to El Museo Cultural de Santa Fe Facility with a Reversion Date of June 30, 2028. (Tim Farrell, Public Works Property Development Manager; tgarrell@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate \$175,000 from the 2024 Capital Appropriation to FY25 Revenue and Expenses for the Santa Fe Railyard.

Committee Review:

Public Works and Utilities Committee: 01/06/2025
Finance Committee: 01/13/2025
Governing Body: 01/15/2025

- g. Request for Approval of the New Mexico Department of Finance and Administration Capital Appropriation Project Grant Agreement 24-I3144 in the Total Amount of \$100,000 for the Railyard Performance Center Facility Improvements with a Reversion Date of June 30, 2028. (Tim Farrell, Public Works Property Development Manager; tgfarrrell@santafenm.gov).

1. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate \$100,000 from the 2024 Capital Appropriation to FY25 Revenue and Expenses for the Santa Fe Railyard.

Committee Review:

Public Works and Utilities Committee: 01/06/2025
Finance Committee: 01/13/2025
Governing Body: 01/15/2025

- h. Request for Approval of the New Mexico Department of Finance and Administration General Fund 93100 Capital Appropriation Project Grant Agreement 24-I4219, in the Total Amount of \$126,950 for Renovations to El Museo Cultural de Santa Fe Facility with a Reversion Date of June 30, 2026. (Tim Farrell, Public Works Property Development Manager; tgfarrrell@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate \$126,950 from the 2024 Capital Appropriation to FY25 Revenue and Expenses for the Santa Fe Railyard.

Committee Review:

Public Works and Utilities Committee: 01/06/2025
Finance Committee: 01/13/2025
Governing Body: 01/15/2025

- i. Requests for Approval of Amendment No. 1 to Item #23-0010 with Kiwanis Club of Santa Fe to Increase Compensation in the Amount of \$90,000 for a New Total Amount of \$390,000 for Reducing the Reliance on Private Business Sponsorship to Support the New Year's Eve and Dias de los Muertos Events. (Jordan Guenther, TSF Interim Executive Director jguenther@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025
Finance Committee: 01/13/2025
Governing Body: 01/15/2025

- j. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$286,560 to Increase WIP Construction Using Funds Budgeted in Miscellaneous Revenue During FY24. (Kelly Bynon, Administrative Manager; kabynon@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- k. Request for Approval of New Mexico Department of Finance and Administration (DFA) General Fund 93100 Capital Appropriation Project Agreement for \$250,000 to Purchase and Install Self-Contained Breathing Apparatus for the Fire Department with a Reversion date of June 30, 2026. (Sten Johnson, Assistant Fire Chief, sajohnson@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$250,000 from the DFA Grant into FY25 Fire Department Revenue and Safety Equipment Expenses.

Committee Review:

Public Works & Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- l. Request for Approval of a United States Department of Justice Bureau of Justice Assistance Grant for \$300,000 to Purchase and Install a New Vehicle and Data Processing Equipment with a Reversion date June 30, 2027. (Sten Johnson, Assistant Fire Chief; sajohnson@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$300,000 from the DOJ Grant into FY25 Fire Department Revenue.

Committee Review:

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- m. Request for Approval of the Certification for Allocation 22-ZG1016-48 with New Mexico Department of Finance and Administration for Recruitment and Retention Stipends for Law Enforcement Officers at the Santa Fe Police Department in the Amount of \$56,250 for FY25. (Ben Valdez, Deputy Chief of Police, bpvaldez@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/8/2025

Finance Committee: 01/13/2025

Governing Body Committee: 01/15/2025

- n. Request for Approval of Amendment No. 1 to Intergovernmental Services Agreement with New Mexico Economic Development Department to Extend the Performance Period to June 30, 2025. (Johanna Nelson, Office of Economic Development Director: jcnelson@santafenm.gov and Chelsey Johnson, Arts and Culture Director: cxjohnson@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2024

- o. Request Approval to Purchase a Rapid HIT ID DNA Machine from Fisher Scientific in the Total Amount of \$207,205.50. (Paul Joye, Chief of Police, pmjoye@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- p. Request for Approval of Amendment No. 1 to Intergovernmental Services Agreement Item #24-0555 with New Mexico Aging and Long-Term Services Department to Adjust Scope of Work Reducing 2.25 Volunteer Service Years from the Senior Companion Program and Allocating 2.25 Volunteer Service Years to the Care Companion Program. (Theresa Trujillo, In-Home Support Services Supervisor; tptrujillo@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- q. Request for Approval of a Budget Amendment Resolution (BAR) in the Amount of \$183,874 from the Water Enterprise Cash Fund to Water WIP Design for Water-Related Engineering Services. (Clinton Peterson, Engineer Associate; cdpeterson@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- r. Request for Approval of Amendment No. 1 to Legal Services Contract Item

#23-0415 with Stein & Brockmann, P.A. to Increase Compensation by \$324,562.50 for a New Total Amount of \$389,475 and to Extend the Term to June 30, 2027 for Addressing Recent Legal Challenges Related to the Division's Work for the San Juan Chama Return Flow Pipeline Project. (Bill Schneider, Water Resources Coordinator; wbschneider@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- s. Request for Approval of Construction Contract with Vital Consulting Group LLC in the Total Amount of \$7,182,098.05 Including NMGRT to Complete a Two-Phased Demolition and Reconstruction of the Terminal Ramp at the Santa Fe Regional Airport for a Four-Year Term. (Sebastian Gallegos, Project Administrator; sfgallegos@santafenm.gov; James Harris, Airport Manager; jcharris@santafenm.gov)

Committee Review

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- t. Request for Approval of a Wheeling Rate Agreement with Santa Fe County for Water "Wheeled" through the City's Water Transmission and Distribution Network to Reach the County Utility System. (Jesse Roach, Water Division Director; jdroach@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 01/06/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- u. Request for Approval of Amendment No. 3 to Item #21-0659 with Insight Public Sector to Increase Compensation in the Amount of \$1,032,885.48 for a New Total Amount of \$3,928,004.70 for Microsoft 365 Products and Services. (Eric Candelaria, ITT Department Director, edcandelaria@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- v. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$1,570,927 to Increase Fiscal Year 2025 Expenditures Using U.S. Department of Transportation Federal Aviation Administration Grant Funding.

(James Harris, Airport Manager; jcharris@santafenm.gov and Kelly Bynon, Administrative Manager; kabynon@santafenm.gov)

Committee Review:

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- w. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$2,000,000 from General Fund Balance to Construction Work in Progress for Site Planning, Development, or Purchasing of a Building or Property for Non-Congregate Sheltering Solutions. (Henri Hammond-Paul, Community Health and Safety Department Director, hmhammondpaul@santafenm.gov and Julie Sanchez, Youth and Family Services Division Director, jjsanchez@santafenm.gov)

Committee Review:

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- x. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate Gross Receipts Tax and Property Tax Administration Fees Inadvertently Omitted from the FY25 Budget. (Andy Hopkins, Budget Officer, ajhopkins@santafenm.gov)

Committee Review:

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

- y. CONSIDERATION OF RESOLUTION NO. 2025-____. (Mayor Alan Webber) A Resolution Adopting Annual Open Meetings Act Notice Requirements for 2025. (Andréa Salazar, City Clerk; asalazar@santafenm.gov)

Committee Review:

Governing Body (Introduced): 12/11/2024

Public Works and Utilities Committee: 01/06/2025

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body: 01/15/2025

11. Action Items: Discussion Agenda

- a. Recommendation to Deny **Appeal # 2024-8666 -APPL** by Karl Sommer, Agent for Ferran Properties LLC, of the Land Use Director Decision Not to Take Enforcement Action Against Mr. G's Auto Sales, LLC a/k/a Mr. G's Pro Tow, Located at 7617 Baca Lane. (Rebecca Mnuk-Herrmann, Assistant City

Attorney: ramnukherrmann@santafenm.gov)

12. Matters from the City Manager

13. Matters from the City Attorney

a. EXECUTIVE SESSION

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Subparts (H)(2) and (7) of Section 10-15-1, Limited Personnel Matters and Attorney-Client Privileged Discussion of Pending and Threatened Litigation, in Particular the Status of the Administrative Investigation of Utilities Department Director John Dupuis and the City Manager Selection Process; and the case *Union Protectoria 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)

14. Executive Session Action Items

a. If Desired, Direction to Appeal One or More Holdings or Remedies from the December 20, 2024, "Findings of Fact, Conclusions of Law, and Judgement of the Court", in *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).

15. Matters from the City Clerk

16. Communications from the Governing Body

17. Introduction of Legislation

a. CONSIDERATION OF RESOLUTION NO. 2025_____. (Councilor Amanda Chavez)
A Resolution Authorizing Representatives and Agents for New Mexico Department of Finance and Administration, Appropriation ID Number I3321, New Mexico Department of Transportation Control Number C5243321, to Acquire Rights of Way for and to Plan, Design, and Construct a Pedestrian Underpass on Saint Michael's Drive. (Regina Wheeler, Public Works Director; rawheeler@santafe.gov)

Committee Review:

Governing Body (Introduced): 01/15/2025

Public Works and Utilities Committee: 01/21/2025

Finance Committee: 01/27/2025

Governing Body: 01/29/2025

b. CONSIDERATION OF RESOLUTION 2025_____. (Councilor Amanda Chavez)
A Resolution Authorizing Representatives and Agents for New Mexico Department of Finance and Administration, Appropriation ID Number G3165, New Mexico Department of Transportation Control Number C5223165, to Plan, Design, Construct, Landscape, and Make Phase I Improvements to Medians on Arterial and Collector Roads for the City of Santa Fe in Santa Fe County. (Regina Wheeler, Public Works Director;

rawheeler@santafe.gov)

Committee Review:

Governing Body (Introduced): 01/15/2025
Public Works and Utilities Committee: 01/21/2025
Finance Committee: 01/27/2025
Governing Body: 01/29/2025

- c. CONSIDERATION OF RESOLUTION 2025____. (Mayor Alan Webber)
A Resolution Accepting a Grant from the Que Linda Beautification Program Administered by the New Mexico Department of Transportation; Entering into a Grant Agreement for a Total Amount of \$95,000.00, Term Ending June 30, 2025; Identifying the City Manger or City Manager's Designee as the Signatory for the Agreement. (Jason Sharp, Santa Fe Parks Superintendent; jtsharp@santafenm.gov)

Committee Review:

Governing Body (Introduced): 01/15/2025
Public Works and Utilities Committee: 01/21/2025
Finance Committee: 01/27/2025
Governing Body: 01/29/2025

18. Petitions from the Floor

19. Public Comment on Bills (First Public Comment, No Action)

20. Final Action on Legislation (Public Hearing)

- a. CONSIDERATION OF BILL 2024-12. ADOPTION OF ORDINANCE NO. 2024____. (Councilor Signe Lindell)
A Bill Amending SFCC 1987, Section 12-3, Pertaining to the Public Display of Fireworks; Recognizing the Fire Department will Apply the International Fire Code to the Public Display of Fireworks; Making Other Terms Consistent with the International Fire Code; and Providing for Governing Body Approval of Public Fireworks Display Permits without Legislation. (Geronimo Griego, Fire Marshal; gggriego@santafenm.gov)

Committee Review:

Governing Body (Introduced): 10/30/2024
Governing Body (Public Comment): 11/13/2024
Quality of Life Committee: 11/20/2024
Governing Body (Public Hearing): 12/11/2024 (VOTE POSTPONED TO JANUARY 15, 2025 REGULAR GOVERNING BODY MEETING DUE TO NOTICING REQUIREMENTS)
Governing Body (Public Hearing): 01/15/2025 -

Committee Review:

- b. CONSIDERATION OF BILL 2024-15. ADOPTION OF ORDINANCE NO. 2024-____. (Mayor Alan Webber)
A Bill Granting Ezee Fiber Texas, LLC, a Non-Exclusive Franchise, to Operate a Telecommunications Network within the City of Santa Fe; the Right to use City Public Rights-of-Way to Provide Telecommunications Services within the City; and Fixing the Terms and Conditions Thereof. (Sean Moody, Project Administrator; sxmoody@santafenm.gov)

Committee Review:

Governing Body (Introduced): 10/09/2024
Governing Body (Public Comment): 10/30/2024
Economic Development Advisory Committee: 11/06/2024
Public Works and Utilities Committee: 11/18/2024

Finance Committee: 11/25/2024 (MEETING CANCELED AND LEGISLATION POSTPONED TO 12/09/2024)

Finance Committee: 12/09/2024

Governing Body (Public Hearing): 12/11/2024 (VOTE POSTPONED TO JANUARY 15, 2025 REGULAR GOVERNING BODY MEETING DUE TO NOTICING REQUIREMENTS)

Governing Body (Public Hearing): 01/15/2025 -

Committee Review:

21. Public Hearings (Land Use Cases, Appeals and Other Items Required to Have a Public Hearing)

- a. Request for Approval of the 2023-2024 Consolidated Annual Performance Evaluation Report for Submittal to the US Department of Housing and Urban Development as a Condition to the City of Santa Fe's Community Development Block Grant. (Johanna Nelson, Economic Development Director & Interim Affordable Housing Director: jcnelson@santafenm.gov)

Committee Review:

Community Development Commission: 12/11/2024

Quality of Life Committee: 01/08/2025

Finance Committee: 01/13/2025

Governing Body (Public Hearing): 01/15/2025

- b. **Appeal # 2024-8309-APPL of Case # 2024-7892-HDRB.** Property Owner Emily Rivera and Her Agent Lisa Martinez, B Constructiv LLC, Appeal the Historic Districts Review Board's March 12, 2024, Decisions Regarding the Historic Status of Structures at 718 Old Santa Fe Trail: (1) Maintaining the Significant Status of an Apartment Building at 718 Old Santa Fe Trail; and (2) Designating the Status of Two Casitas on the Property as Contributing. (Frank Ruybalid, Assistant City Attorney: feruybalid@santafenm.gov)

22. Appointments

- a. Children and Youth Commission

- Chanelle Delgado - Reappointment - Term Ending 01/2028
- Richard Lindahl - Reappointment - Term Ending 01/2028
- Danielle Silva - Appointment - Term Ending 01/2028
- Diann Conklin - Appointment - Term Ending 01/2028

- b. Mayor's Youth Advisory Board

- Landen Kessler - Appointment - Term Ending 12/2026

23. 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.