



AGENDA

REGULAR MEETING OF
THE GOVERNING BODY
NOVEMBER 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/83569560706>. 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: 835 6956 0706**

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**

9. **ACTION ITEMS: CONSENT AGENDA**

- a. Request for Approval of the October 30, 2024 Regular Governing Body Meeting Minutes. (Geraldyn Cardenas, Assistant City Clerk; gfcardenas@santafenm.gov)

Committee Review:

Governing Body: 11/13/2024

- b. Request for Approval of Liquor Hearing Officer's Recommendation to Approve the Request from Zeng, LLC, for the Following: (Alexandria Mares, Marketing & Special Events Coordinator; armares@santafenm.gov)

1. Pursuant to §60-6B-10 NMSA 1978, Consideration of a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcohol at Zeng Chinese Restaurant, 311 Old Santa Fe Trail, Which is Within 300 Feet of San Miguel Chapel, Located at 401 Old Santa Fe Trail.

2. If the Waiver of the 300 Foot Location Restriction is Granted, Consideration of a Request for a Restaurant A (Beer & Wine) Liquor License with On-Premises Consumption Only, to be Located at Zeng Chinese Restaurant, 311 Old Santa Fe Trail.

Committee Review:

Liquor Hearing: 10/28/2024

Governing Body: 11/13/2024

- c. Request for Approval of the 2025 Council Committee and Governing Body Meeting Calendar. (Xavier Vigil, Committee and Contracts Coordinator; xivigil@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Quality of Life Committee: 11/06/2024

Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- d. Request for Approval of the 2022 FEMA Building Resilient Infrastructure in Communities Sub-Award Grant Agreement EMT-2022-BR-001 in the Total Amount of \$524,999 from the New Mexico Department of Homeland Security and Emergency Management for the Design of Microgrids for Community Resiliency. (Brian Williams, Office of Emergency Management Director; bgwilliams@santafenm.gov and Regina Wheeler, Public Works Director; rawheeler@santafenm.gov)
 - 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$524,999 to Fund FY25 Expenditures, Grant Revenue, and Required Local Match for the Sub-Recipient Grant Award from FEMA.

Committee Review:

Public Works and Utilities Committee: 11/4/2024
Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- e. Request for Approval of the 2022 FEMA Building Resilient Infrastructure in Communities Sub-Grant Agreement EMT-2022-BR-0002 in the Total Amount of \$709,122.47 with the New Mexico Department of Homeland Security and Emergency Management to Design Flood Mitigation Solution at Ashbaugh Park. (Brian Williams, Director Office of Emergency Management; bgwilliams@santafenm.gov)
 - 1. Request for Approval of a Budget Amendment Resolution (BAR) to Budget \$506,576.60 in Awarded Grant Funds into Storm Water WIP Design, \$168,858.87 in Matching Funds from the Storm Water Utility Service Fee to Storm Water WIP Design, and \$33,687 in Grant Funds for Subrecipient Management Costs into Emergency Management Professional Contracts.

Committee Review:

Public Works and Utilities Committee: 11/04/2024
Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- f. Request for Approval of a Budget Amendment Resolution (BAR) to Re-Appropriate Unspent FY 24 Budget in the Amount of \$175,000 into Professional Services to Engage a Consultant to Compile the Public Infrastructure Development Standards for Chapter 14 Code Revisions. (Jeanne Wolfenbarger P.E., Public Works Complete Streets Engineer, jawolfenbarger@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- g. Request for Approval of the 2023 Hazard Mitigation Grant Program (HMGP) Sub-Grant Agreement DR-5430-0012-NM in the Total Amount of \$364,820.91 with New Mexico Department of Homeland Security and Emergency Management for Storm Water Projects. (Brian Williams, Director Office of Emergency Management; bgwilliams@santafenm.gov)

- 1. Request for Approval of a FY25 Budget Amendment Resolution (BAR) to Budget \$350,961.66 in Awarded Federal Grant Funds to Stormwater WIP Design, \$13,859.25 in Awarded Federal Grant Funds for Subrecipient Management Costs into Emergency Management Professional Contracts, and \$87,740.41 in Awarded State Grant Funds to Stormwater WIP Design.

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- h. Request for Approval of Amendment No. 1 to General Service Contract Item #21-0660 with TLC Plumbing to Increase Compensation by \$116,000 for a New Total Amount Not to Exceed \$657,613.77 for On-Call Repairs and Rehabilitation of the Sewer Collection System. (P. Fred Heerbrandt, P.E., pfheerbrandt@santafenm.gov).

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$116,000 from the Wastewater Management Enterprise Fund into FY25 Repair and Maintenance.

Committee Review:

Public Works and Utilities Committee: 10/21/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- i. Request for Approval of Addendum A to Professional Services Agreement Item #23-0595 with Denovo to Increase the Compensation for Cloud Storage and Maintenance of the City of Santa Fe AS400 data by \$1,819,244 for a New Total Amount of \$3,196,884.77 and to Extend the Termination Date to June 30, 2027. (Eric Candelaria, ITT Department Director, edcandelaria@santafenm.gov and Larry Worstell, Infrastructure Manager, lfworstell@santafenm.gov)

Committee Review:

Quality of Life Committee: 11/06/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- j. Request for Approval of a New Mexico Department of Finance and Administration General Fund 93100 Capital Appropriation Project Grant 24-I3147 in the Amount of \$240,000 to Replace the Santa Fe River Pedestrian Bridge at Shelby Street with a Reversion Date of June 30, 2028. (Scott A. Overlie, Parks and Open Space Project Administrator; saoverlie@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate the DFA Funding in the Amount of \$240,000 into FY25 Revenue and Parks and Trails CIP WIP Construction.

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- k. Request for Approval of a New Mexico Department of Finance and Administration General Fund 93100 Capital Appropriation Project Grant

24-I3142 in the Amount of \$5,000,000 for Improvements at Fort Marcy Park with a Reversion Date of June 30, 2028. (Scott A. Overlie, Parks and Open Space Project Administrator; saoverlie@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) to Allocate the DFA Funding in the Amount of \$5,000,000 into FY25 Parks and Trails CIP Revenue and WIP Construction.

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- i. Request for Approval of the 2023 Hazard Mitigation Grant Program Sub-Grant Agreement DR-4652-0011-NM in the Total Amount of \$163,509.97 with New Mexico Department of Homeland Security and Emergency Management for updating the City of Santa Fe Hazard Mitigation Plan and Development of a Wildfire Risk Assessment. (Brian Williams, Director Office of Emergency Management; bgwilliams@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$163,509.97 to Budget Awarded Grant Funds to the Office of Emergency Management Professional Contracts.

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- m. Request for Approval of Amendment No. 1 to Capital Improvement Program Agreement Item #21-0660 with Sub Surface Contracting Inc. to Increase Compensation by \$1,500,000 for a New Total Contract Amount of \$2,463,475.12 for On-Call Repair, Replacements, Extention, and Rehabilitation of Sewer Collection Systems. (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 \$1,500,000 from the Wastewater Cash Fund to Repair and Maintenance System Equipment and WIP Construction.

Committee Review:

Public Works & Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- n. Request for Approval of Amendment No.1 to Item #23-0578 With Intera Inc. to Increase the Compensation by \$229,132.72 for a New Total Contract Amount of \$528,621.73 to Provide Regulatory Groundwater Monitoring, Soil Vapor Monitoring and Other Environmental and Engineering Services for Frank Ortiz Park Landfill (Sandra Gabaldon, Environmental Compliance Specialist, sgabaldon@santafenm.gov)

- 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$229,132.72 from the Environmental Services Enterprise Fund to Professional Contracts.

Committee Review:

Public Works and Utilities Committee: 11/04/2024
Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- o. Request for Approval of Amendment No. 2 to Priority Line Replacement Price Agreement Item #23-0183 with A.A.C. Construction LLC to Increase Compensation by \$1,581,875 for a New Total Amount of \$5,041,875.30 Including NMGR for On-Call Water Line Replacement. (Bill Huey, Engineer; bchuey@santafenm.gov)

- 1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$1,581,875 from the Water Cash Fund to the Water Capital Projects, WIP Construction.

Committee Review:

Public Works and Utilities Committee: 11/04/2024
Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- p. Request for Approval of Amendment No. 2 to Priority Line Replacement Price Agreement Item # 21-0484 with Sub Surface Contracting, Inc. to Increase Maximum Compensation by \$1,656,807 for a New Total Amount of \$6,696,807 Including NMGR for On-Call Water Line

Replacement. (Bill Huey, Engineer; bchuey@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$1,656,807 from the Water Cash Fund to Water Capital Project, WIP Construction.

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- q. Request for Approval of the First Amendment to the Agreement for Conversion of Streetlights Owned by the Public Service Company of New Mexico (PNM) Item #24-0120 with PNM to Increase the Compensation by \$480,000 for a New Not to Exceed Amount of \$1,050,000 Including NMGRT and to Extend the Term for One Year to Complete the Conversion of Streetlights to LEDs. (Mike Dalmolin, PE, Traffic Operations Engineering Supervisor; mrdalmolin@santafenm.gov)

Committee Review:

Public Works and Utilities Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- r. Request for Approval of a Construction Contract with SKE Contractors, LLC for the Rehabilitation of 10,500 Feet of Vitrified Clay Sewer Pipe in the Total Amount of \$3,275,028.20 for a Two Year Term. (P. Fred Heerbrandt, P.E., pfheerbrandt@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$3,275,029 From the WWMD Enterprise Fund to WIP Construction.

Committee Review:

Public Works & Utility Committee: 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- s. Request for Approval of Amendment No. 2 to Price Agreement Item #21-0378 with Sub Surface Contracting, Inc. to Increase Compensation by

\$542,187.50 for a New Total Amount of \$1,626,562.50 including NMGRT to Provide Construction Services for City Wide Construction and Repair for the City of Santa Fe. (Bill Huey, Engineer, bchuey@santafenm.gov)

1. Request for Approval of a Budget Amendment Resolution (BAR) in the Total Amount of \$542,188 from the Water Cash Fund to Water Capital Projects, WIP Construction.

Committee Review:

Public Works and Utilities Committee: 11/4/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- t. CONSIDERATION OF RESOLUTION NO. 2024-_____. (Councilor Michael Garcia)

A Resolution Accepting a Grant from the Transportation Project Fund Program Administered by New Mexico Department of Transportation and Entering into Grant Agreement Control Number HW2LP50060. (Romella Glorioso-Moss, Public Works Project Administrator; rsglorioso-moss@santafenm.gov)

Committee Review:

Public Works and Utilities Committee (Introduced): 11/04/2024

Finance Committee: 11/12/2024

Governing Body: 11/13/2024

- u. CONSIDERATION OF RESOLUTION NO. 2024-_____. (Mayor Alan Webber)

A Resolution Establishing the City of Santa Fe's Priorities for Consideration by the New Mexico State Legislature During the 57th Legislature- State of New Mexico – First Session, 2025.

Committee Review:

~~Governing Body (Introduced): 11/13/2024~~

~~Public Works and Utilities Committee: 11/18/2024~~

~~Quality of Life Committee: 11/20/2024~~

~~Finance Committee: 11/25/2024~~

~~Governing Body: 11/25/2024~~

Meeting schedule revised to be consistent with schedule posted

11/08/2024 on Civic Clerk
Finance (Introduced): 11/12/2024
Governing Body: 11/13/2024

10. **ACTION ITEMS: DISCUSSION AGENDA**

- a. Request for Approval of Contract Amendment No. 1 with the Life Link Item# 23-0700 of Recovery Funds Subrecipient Contract Increasing the Total Amount to \$1,600,000 for Professional Services and Extend the Term to June 30, 2026. (Julie Sanchez, Youth and Family Services Division Director; jjsanchez@santafenm.gov and Kristen Woods, Youth and Family Services Program Manager; krwoods@santafenm.gov)

Committee Review:

Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- b. Request for Approval of Amendment No. 3 to the Intergovernmental Services Agreement with North Central New Mexico Economic Development District for Fiscal Agent Services Item #23-0688 to Add 2024 Capital Appropriations to the Agreement. (Regina Wheeler, Public Works Director; rawheeler@santafenm.gov)

Committee Review:

Finance Committee: 11/12/2024
Governing Body: 11/13/2024

- c. Request for Approval of an Addendum to a Customer Order with Lumen Technology Government Solutions, Inc. for City Data Networks and Internet Services Fiber Network In the Total Amount of \$343,760 Excluding NMGRT for a Term of 36 Months. (Larry Worstell, ITT Infrastructure Manager, lfworstell@santafenm.gov)

Committee Review:

Finance Committee: 11/12/2024
Governing Body: 11/13/2024

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)(5), Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations with the City's Unions. (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. 2024-12. ADOPTION OF ORDINANCE NO. 2024__.** (Councilor Signe Lindell and Councilor Pilar Faulkner)
A Bill Making a Technical Correction; Relocating Subparagraphs A-G of Section 12-1-23.1 of Article I ("Definitions") of Exhibit A, Chapter 24, SFCC 1987, to Section 12-10-1.10 of Article X ("Vehicle Regulations") of the Same Exhibit. (Kyle Hibner, Assistant City Attorney/City Prosecutor; kjhibner@santafenm.gov)

Committee Review:

Governing Body (Introduced): 11/13/2024

Governing Body (Public Comment): 12/11/2024

Quality of Life Committee: 01/08/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

Finance Committee: 01/27/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

Governing Body: 01/29/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

- b. **CONSIDERATION OF BILL NO. 2024-13. ADOPTION OF ORDINANCE NO. 2024__.** (Councilor Signe Lindell and Councilor Pilar Faulkner)
A Bill Amending Schedule A of the Uniform Traffic Ordinance to Increase Penalties for Muffler Noise Violations, Eliminate a Distinction Between

the Categories “Second Offense” and “Subsequent Violations”, Recognizing Community Service is an Alternative to All Traffic Violation Penalties Under the City’s General Penalty, and Establish an Effective Date. (Kyle Hibner, Assistant City Attorney/City Prosecutor; kjhibner@santafenm.gov)

Committee Review:

Governing Body (Introduced): 11/13/2024

Governing Body (Public Comment): 12/11/2024

Quality of Life Committee: 01/08/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

Finance Committee: 01/27/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

Governing Body: 01/29/2025 (Subject to Approval of 2025 Governing Body & Council Committee Calendar)

- c. CONSIDERATION OF RESOLUTION NO. 2024____. (Councilor Amanda Chavez)

A Resolution Assigning Authorized Officers and Agents for Grant Agreement Number SAP 22-G2419-STB for the Plan, Design, and Construction of Improvements on Jemez Road. (Sean Moody, Capital Projects Manager; sxmoody@santafenm.gov)

Committee Review:

Governing Body (Introduced): 11/13/2024

Public Works and Utilities Committee: 11/18/2024

Finance Committee: 12/09/2024

Governing Body: 12/11/2024

17. **PETITIONS FROM THE FLOOR**

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

- a. CONSIDERATION OF BILL 2024-19. ADOPTION OF ORDINANCE NO. 2024-____. (Mayor Alan Webber)

A Bill Approving the Sale of City-Owned Buildings, Improvements, and Six Parcels Located at 1600 St. Michael's Drive Within the City and County of Santa Fe, New Mexico, Aspect QOZB,LLC, in Three Phases,

for a Total of \$5,000,000. (Daniel Hernandez, Metropolitan Redevelopment Agency Director; dahernandez@santafenm.gov)

Committee Review:

Governing Body (Introduced): 10/30/2024
Governing Body (Public Comment): 11/13/2024
Public Works and Utilities Committee: 11/18/2024
Quality of Life Committee: 11/20/2024
Economic Development Advisory Committee: 12/04/2024
Finance Committee: 12/09/2024
Governing Body (Public Hearing): 12/11/2024

- b. 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: 12/11/2024

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**
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, NOVEMBER 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 Lindell	3
3.	Salute to the NM Flag	Councilor Michael Garcia	3
4.	Invocation and Remembrances	Councilor Faulkner	3
5.	Roll Call	Quorum	3-4
6.	Approval of Agenda	Approved as Amended	4
7.	Approval of Consent Agenda	Approved as Amended	4
8.	Presentations	None	4
9.	Action Items: Consent Agenda	Approved, except item U - tabled	4-8
10.	Action Items: Discussion Items		
	a. Contract Amendment	Approved	8-9
	b. Agreement Amendment	Approved	9
	c. Addendum	Approved	9
11.	Matters From The City Manager	Heard	9-10
12.	Matters From The City Attorney	Heard	10
	Executive Session	Held	10
13.	Executive Session Items	None	10
14.	Matters from the City Clerk	Heard	10
15.	Communications From The GB	Heard	11
16.	Introduction Of Legislation		

	a.	Bill No. 2024-12	Introduced	11
	b.	Bill No. 2024-13	Introduced	11
	c.	Resolution No. 2024-_____	Introduced	11
17.		Petitions From The Floor	Heard	11-12
18.		Public Comment on Bills		
	a.	Bill 2024-19	Heard	12
	b.	Bill 2024-12	No public comment	13-14
19.		Final Action on Legislation	None	13
20.		Public Hearings	None	13
21.		Appointments	None	13
22.		Adjourn	Adjourned at 8:00 pm	13-14

**REGULAR MEETING OF THE GOVERNING BODY
WEDNESDAY, NOVEMBER 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, November 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 Amanda Chavez
Councilor Signe Lindell
Councilor Jamie Cassutt
Councilor Pilar Faulkner
Councilor Lee Garcia
Councilor Michael Garcia
Councilor Carol Romero-Wirth

MEMBERS EXCUSED

Councilor Castro, Excused

OTHERS PARTICIPANTS ATTENDING

Randy Randall, City Manager
Erin McSherry, City Attorney

Andrea Salazar, City Clerk
Elizabeth Martin, Stenographer, via zoom

6. APPROVAL OF AGENDA

MOTION A motion was made by Councilor Chavez, seconded by Commissioner Faulkner, to approve the agenda as presented.

VOTE The motion passed on a voice vote.

7. APPROVAL OF CONSENT AGENDA

Ms. Salazar said item 9 (U) has been removed from consent by staff.

MOTION A motion was made by Councilor Chavez, seconded by Councilor Lindell, to approve the consent agenda as amended.

VOTE The motion passed on a voice vote.

8. PRESENTATIONS

None.

9. ACTION ITEMS: CONSENT AGENDA

A. REQUEST FOR APPROVAL OF THE OCTOBER 30, 2024 REGULAR GOVERNING BODY MEETING MINUTES.

Approved on consent.

B. REQUEST FOR APPROVAL OF LIQUOR HEARING OFFICER'S RECOMMENDATION TO APPROVE THE REQUEST FROM ZENG, LLC, FOR THE FOLLOWING:

- 1. PURSUANT TO SECTION 60-6B-10 NMSA 1978, CONSIDERATION OF A WAIVER OF THE 300 FOOT LOCATION RESTRICTION TO ALLOW THE SALE OF ALCOHOL AT ZENG CHINESE RESTAURANT, 311 OLD SANTA FE TRAIL, WHICH IS WITHIN 300 FEET OF SAN MIGUEL CHAPEL, LOCATED AT 401 OLD SANTA FE TRAIL.**
- 2. IF THE WAIVER OF THE 300 FOOT LOCATION RESTRICTION IS GRANTED, CONSIDERATION OF A REQUEST FOR A**

RESTAURANT A (BEER & WINE) LIQUOR LICENSE WITH ON-PREMISES CONSUMPTION ONLY, TO BE LOCATED AT ZENG CHINESE RESTAURANT, 311 OLD SANTA FE TRAIL.

Approved on consent.

- C. REQUEST FOR APPROVAL OF THE 2025 COUNCIL COMMITTEE AND GOVERNING BODY MEETING CALENDAR.**

Approved on consent.

- D. REQUEST FOR APPROVAL OF THE 2022 FEMA BUILDING RESILIENT INFRASTRUCTURE IN COMMUNITIES SUB-AWARD GRANT AGREEMENT EMT-2022-BR-001 IN THE TOTAL AMOUNT OF \$524,999 FROM THE NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR THE DESIGN OF MICRO GRIDS FOR COMMUNITY RESILIENCY.**

Approved on consent.

- E. REQUEST FOR APPROVAL OF THE 2022 FEMA BUILDING RESILIENT INFRASTRUCTURE IN COMMUNITIES SUB-GRANT AGREEMENT EMT-2022-BR-0002 IN THE TOTAL AMOUNT OF \$709,122.47 WITH THE NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT TO DESIGN FLOOD MITIGATION SOLUTION AT ASHBAUGH PARK.**

Approved on consent.

- F. REQUEST FOR APPROVAL OF A BUDGET RESOLUTION (BAR) TO RE-APPROPRIATE UNSPENT FY 24 BUDGET IN THE AMOUNT OF \$175,000 INTO PROFESSIONAL SERVICES TO ENGAGE A CONSULTANT TO COMPILE THE PUBLIC INFRASTRUCTURE DEVELOPMENT STANDARDS FOR CHAPTER 14 CODE REVISIONS.**

Approved on consent.

- G. REQUEST FOR APPROVAL OF THE 2023 HAZARD MITIGATION GRANT PROGRAM (HMGP) SUB-GRANT AGREEMENT DR-5430-0012-NM IN THE TOTAL AMOUNT OF \$364,820.91 WITH NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR STORM WATER PROJECTS.**

Approved on consent.

- H. REQUEST FOR APPROVAL FOR AMENDMENT NO. 1 TO GENERAL SERVICE CONTRACT ITEM #21-0660 WITH TLC PLUMBING TO INCREASE COMPENSATION BY \$116,000 FOR A NEW TOTAL NOT TO EXCEED \$657,613.77 FOR ON-CALL REPAIRS AND REHABILITATION OF THE SEWER COLLECTION SYSTEM.**

Approved on consent.

- I. REQUEST FOR APPROVAL OF ADDENDUM A TO PROFESSIONAL SERVICES AGREEMENT ITEM #23-0595 WITH DENOVO TO INCREASE THE COMPENSATION FOR CLOUD STORAGE AND MAINTENANCE OF THE CITY OF SANTA FE AS400 DATA BY \$1,819,244 FOR A NEW TOTAL AMOUNT OF \$3,196,884.77 AND TO EXTEND THE TERMINATION DATE TO JUNE 30, 2027.**

Approved on consent.

- J. REQUEST FOR APPROVAL OF A NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION GENERAL FUND 93100 CAPITAL APPROPRIATION PROJECT GRANT 24-13147 IN THE AMOUNT OF \$240,000 TO REPLACE THE SANTA FE RIVER PEDESTRIAN BRIDGE AT SHELBY STREET WITH A REVERSION DATE OF JUNE 30, 2028.**

Approved on consent.

- K. REQUEST FOR APPROVAL OF A NEW MEXICO DEPARTMENT OF FINANCE AND ADMINISTRATION GENERAL FUND 93100 CAPITAL APPROPRIATION PROJECT GRANT 24-13142 IN THE AMOUNT OF \$5,000,000 FOR IMPROVEMENTS AT FORT MARCY PARK WITH A REVERSION DATE OF JUNE 30, 2028.**

Approved on consent.

- L. REQUEST FOR APPROVAL OF THE 2023 HAZARD MITIGATION GRANT PROGRAM SUB-GRANT AGREEMENT DR-4652-0011-NM IN THE TOTAL AMOUNT OF \$162,509.97 WITH NEW MEXICO DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR UPDATING THE CITY OF SANTA FE HAZARD MITIGATION PLAN**

AND DEVELOPMENT OF A WILDFIRE RISK ASSESSMENT.

Approved on consent.

- M. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO CAPITAL IMPROVEMENT PROGRAM AGREEMENT ITEM #21-0660 WITH SUB SURFACE CONTRACTING INC. TO INCREASE COMPENSATION BY \$1,500,000 FOR NEW TOTAL CONTRACT AMOUNT OF \$2,463,475.12 FOR ON-CALL REPAIR, REPLACEMENTS, EXTENSION, AND REHABILITATION OF SEWER COLLECTION SYSTEMS.**

Approved on consent.

- N. REQUEST FOR APPROVAL OF AMENDMENT NO. 1 TO ITEM #23-0578 WITH INTERA INC. TO INCREASE THE COMPENSATION BY \$229,132.72 FOR A NEW TOTAL CONTRACT AMOUNT OF \$528,621.73 TO PROVIDE REGULATORY GROUNDWATER MONITORING, SOIL VAPOR MONITORING AND OTHER ENVIRONMENTAL AND ENGINEERING SERVICES FOR FRANK ORTIZ PARK LANDFILL.**

Approved on consent.

- O. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PRIORITY LINE REPLACEMENT PRICE AGREEMENT ITEM #23-0183 WITH A.A.C. CONSTRUCTION LLC TO INCREASE COMPENSATION BY \$1,581,875 FOR A NEW TOTAL AMOUNT OF \$5,041,875.30 INCLUDING NMGRT FOR ON-CALL WATER LINE REPLACEMENT.**

Approved on consent.

- P. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PRIORITY LINE REPLACEMENT PRICE AGREEMENT ITEM # 21-0484 WITH SUB SURFACE CONTRACTING , INC. TO INCREASE MAXIMUM COMPENSATION BY \$1,656,807 FOR A NEW TOTAL AMOUNT OF \$6,696,807 INCLUDING NMGRT FOR ON-CALL WATER LINE REPLACEMENT.**

Approved on consent.

- Q. REQUEST FOR APPROVAL OF THE FIRST AMENDMENT TO THE AGREEMENT FOR CONVERSION OF STREETLIGHTS OWNED BY THE PUBLIC SERVICE COMPANY OF NEW MEXICO (PNM) ITEM #24-0120 WITH PNM TO INCREASE THE COMPENSATION BY \$480,000 FOR A NEW NOT TO EXCEED AMOUNT OF \$1,050,000 INCLUDING NMGR T AND TO EXTEND THE TERM FOR ONE YEAR TO COMPLETE THE CONVERSION OF STREETLIGHTS TO LEDS.**

Approved on consent.

- R. REQUEST FOR APPROVAL OF A CONSTRUCTION CONTRACT WITH SKE CONTRACTORS, LLC FOR THE REHABILITATION OF 10,500 FEET OF VITRIFIED CLAY SEWER PIPE IN THE TOTAL AMOUNT OF \$3,275,028.20 FOR A TWO YEAR TERM.**

Approved on consent.

- S. REQUEST FOR APPROVAL OF AMENDMENT NO. 2 TO PRICE AGREEMENT ITEM #21-0378 WITH SUB SURFACE CONTRACTING, INC. TO INCREASE COMPENSATION BY \$542,187.50 FOR A NEW TOTAL AMOUNT OF \$1,626,562.50 INCLUDING NMGR T TO PROVIDE CONSTRUCTION SERVICES FOR CITY WIDE CONSTRUCTION AND REPAIR FOR THE CITY OF SANTA FE.**

Approved on consent.

- T. CONSIDERATION OF RESOLUTION NO. 2024-_____. A RESOLUTION ACCEPTING A GRANT FROM THE TRANSPORTATION PROJECT FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION AND ENTERING INTO GRANT AGREEMENT CONTROL NUMBER HW2LP50060.**

Approved on consent.

- U. CONSIDERATION OF RESOLUTION NO. 2024-_____. A RESOLUTION ESTABLISHING THE CITY OF SANTA FE'S PRIORITIES FOR CONSIDERATION BY THE NEW MEXICO STATE LEGISLATURE DURING THE 57TH LEGISLATURE-STATE OF NEW MEXICO - FIRST SESSION, 2025.**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to table this item to await the amendments.

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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

10. ACTION ITEMS: DISCUSSION AGENDA

- A. REQUEST FOR APPROVAL OF CONTRACT AMENDMENT NO. 1 WITH THE LIFE LINK ITEM # 23-0700 OF RECOVERY FUNDS SUBRECIPIENT CONTRACT INCREASING THE TOTAL AMOUNT TO \$1,600,000 FOR PROFESSIONAL SERVICES AND EXTEND THE TERM TO JUNE 30, 2026.**

MOTION A motion was made by Councilor Chavez, 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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

- B. REQUEST FOR APPROVAL OF AMENDMENT NO. 3 TO THE INTERGOVERNMENTAL SERVICES AGREEMENT WITH NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT FOR FISCAL AGENT SERVICES ITEM #23-0688 TO ADD 2024 CAPITAL APPROPRIATIONS TO THE AGREEMENT.**

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, 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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

- C. REQUEST FOR APPROVAL OF AN ADDENDUM TO A CUSTOMER ORDER WITH LUMEN TECHNOLOGY GOVERNMENT SOLUTIONS, INC. FOR CITY DATA NETWORKS AND INTERNET SERVICES FIBER NETWORK IN THE TOTAL AMOUNT OF \$343,760 EXCLUDING NMGRT FOR A TERM OF 36 MONTHS.**

MOTION A motion was made by Councilor Cassutt, seconded by Councilor Romero-Wirth, 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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

11. MATTERS FROM THE CITY MANAGER

Heard.

12. MATTERS FROM THE CITY ATTORNEY

Heard.

EXECUTIVE SESSION

IN ACCORDANCE WITH THE NEW MEXICO OPEN MEETINGS ACT, NMSA 1978, SECTION 10-15-1, SUBPART (H)(5), DISCUSSION OF BARGAINING STRATEGY PRELIMINARY TO COLLECTIVE BARGAINING NEGOTIATIONS WITH THE CITY'S UNIONS.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to enter into Executive Session in accordance with the New Mexico Open Meetings Act.

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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body entered into Executive Session at 5:28 pm.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to reconvene in open session and declared that no action was taken in Executive Session.

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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

The Governing Body reconvened in open session at 6:18 pm.

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. 2024-12. ADOPTION OF ORDINANCE NO. 2024-_____. A BILL MAKING A TECHNICAL CORRECTION; RELOCATING SUBPARAGRAPHS A-G OF SECTION 12-1-23.1 OF ARTICLE I (“DEFINITIONS”) OF EXHIBIT A, CHAPTER 24, SFCC 1987, TO SECTION 12-10-1.10 OF ARTICLE X (:VEHICLE REGULATIONS”) OF THE SAME EXHIBIT.

Introduced.

B. CONSIDERATION OF BILL NO. 2024-13. ADOPTION OF ORDINANCE NO. 2024-_____. A BILL AMENDING SCHEDULE A OF THE UNIFORM TRAFFIC ORDINANCE TO INCREASE PENALTIES FOR MUFFLER NOISE VIOLATIONS, ELIMINATE A DISTINCTION BETWEEN PENALTIES FOR MUFFLER NOISE VIOLATIONS, ELIMINATE A DISTINCTION BETWEEN THE CATEGORIES “SECOND OFFENSE” AND “SUBSEQUENT VIOLATIONS”, RECOGNIZING COMMUNITY SERVICE IS AN ALTERNATIVE TO ALL TRAFFIC VIOLATION PENALTIES UNDER THE CITY’S GENERAL PENALTY, AND ESTABLISH AN EFFECTIVE DATE.

Introduced.

C. CONSIDERATION OF RESOLUTION NO. 2024-_____. A RESOLUTION ASSIGNING AUTHORIZED OFFICERS AND AGENTS

**FOR GRANT AGREEMENT NUMBER SAP 22-G2419-STB FOR THE
PLAN, DESIGN, AND CONSTRUCTION OF IMPROVEMENTS ON
JEMEZ ROAD.**

Introduced.

17. PETITIONS FROM THE FLOOR

Robert Dennis. Mr. Dennis spoke in support of the Midtown project.

Stephanie Beninato. Ms. Beninato spoke in support of the project.

Steven Fox. Mr. Fox spoke to several issues.

Kate Noble. Ms. Noble spoke to Growing Up New Mexico Steering Committee members present to speak.

Susie Harburg. Ms. Harburg spoke in favor of splash pads.

Rebecca Baran Reiss. Ms. Reiss spoke in favor of splash pads.

Meredith. Meredith spoke in favor of splash pads.

Stephanie Beninato. Ms. Beninato spoke to property permit issues.

Mikael Aranda. Mr. Aranda spoke to the Legislative Priority document.

Name not understood. This person spoke in support of splash pads.

Meghan Foreman. Ms. Foreman spoke in support of splash pads.

Mary Hernandez. Ms. Hernandez spoke in support of splash pads.

Rebecca DeMello. Ms. DeMello spoke in favor of splash pads.

18. PUBLIC COMMENT ON BILLS

A. CONSIDERATION OF BILL 2024-19. ADOPTION OF ORDINANCE NO. 2024-____. A BILL APPROVING THE SALE OF CITY-OWNED BUILDINGS, IMPROVEMENTS, AND SIX PARCELS LOCATED AT 1600 ST. MICHAELS'S DRIVE WITHIN THE CITY AND COUNTY OF SANTA FE, NEW MEXICO, ASPECT QOZB, LLC, IN THREE PHASES, FOR A TOTAL OF \$5,000,000.

There were no public comments.

B. CONSIDERATION OF BILL 2024-12. ADOPTION OF ORDINANCE NO. 2024-____. 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.

There were no public comments.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Cassutt, to take item 9 (U) off the table and make it the next order of business.

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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

MOTION A motion was made by Councilor Romero-Wirth, seconded by Councilor Faulkner, to table this item due to amendments.

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 Faulkner, yes; Councilor Cassutt, yes; Councilor Romero-Wirth, yes; Mayor Webber, yes.

19. FINAL ACTION ON LEGISLATION (PUBLIC HEARING)

None.

20. PUBLIC HEARINGS

None.


21. APPOINTMENTS

None.

22. ADJOURN


There being no further business before the Governing Body, the meeting adjourned at 8:00 pm.

Approved By:


Alan Webber (Dec 12, 2024 12:26 MST)

Mayor Alan Webber

Attested To By:


Andrea Salazar (Dec 12, 2024 13:31 MST)

Andrea Salazar, City Clerk

Respectfully Submitted By:


Elizabeth Martin (Dec 12, 2024 10:59 MST)

Elizabeth Martin, Stenographer

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

The Governing Body of the City of Santa Fe met in an executive session duly called on November 13, 2024, beginning at 5:30 p.m.

The following was discussed:

In Accordance with the New Mexico Open Meetings Act, NMSA 1978, Section 10-15-1, Subpart (H)(5), Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations with the City's Unions. (Erin K. McSherry, City Attorney: ekmcsberry@santafenm.gov)

PRESENT

Mayor Webber
Councilor Lindell
Councilor M. Garcia
Councilor Romero-Wirth
Councilor L. Garcia
Councilor Faulkner
Councilor Cassutt
Councilor Chavez

STAFF PRESENT

Randy Randall, Interim City Manager
Erin McSherry City Attorney
Andréa Salazar, City Clerk/Director of Community Engagement
Bernadette Salazar, HR Director
Emily Oster, Finance Director

There being no further business to discuss, the executive session was adjourned at 6:17 p.m.

Andrea Salazar

Andrea Salazar (Dec 5, 2024 16:02 MST)

Andréa Salazar, City Clerk/Director of Community Engagement







11-13-24 Executive Session

Final Audit Report

2024-12-05

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