



Agenda

ARCHAEOLOGICAL REVIEW COMMITTEE HEARING

THURSDAY, August 1, 2019, at 4:30 PM

CITY HALL LAND USE CONFERENCE ROOM

CITY HALL - 200 LINCOLN AVENUE, SANTA FE, NM

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. APPROVAL OF MINUTES: July 11, 2019

E. MATTERS FROM THE FLOOR

F. ACTION ITEMS

1. **Case #AR-34-2019.** Stephen Townsend, agent for Jenkins Gavin, requests approval of an Archaeological Monitoring Plan for 865 linear feet of trenching for the Vizcaya III Residential Development at 543 Rodeo Road in the Suburban Archaeological Review District. (Lisa Roach, lxroach@santafenm.gov, 955-6657)
2. **Case #AR-35-2019.** Ron Winters, agent for Jenkins Gavin, requests approval of an Archaeological Inventory and Testing Report for 2.52 acres of development for the El Castillo Retirement Community project at 401 Old Taos Highway in the River and Trails Archaeological Review District. (Lisa Roach)
3. **Case #AR-36-2019.** Ron Winters, agent for 21 Club Holdings LLC, requests approval of an Archaeological Damage Assessment at Lot 33 in the Monte Sereno Residential Development in the Suburban Archaeological Review District. (Lisa Roach)
4. **Case #AR-37-2019.** Office of Archaeological Studies, agent for High 5 Networks, LLC., requests approval of a Monitoring Plan for 929 linear feet of boring for a proposed Comcast conduit in the vicinity of 5310 Jaguar Drive in the Suburban Archaeological Review District. (Lisa Roach)
5. **Case #AR-38-2019.** Office of Archaeological Studies, agent for High 5 Networks, LLC., requests approval of a Monitoring Plan for 2,782 linear feet of boring for a proposed Comcast conduit in the vicinity of 3517 Zafarano Drive in the Suburban Archaeological Review District. (Lisa Roach)

G. DISCUSSION ITEMS

H. MATTERS FROM THE COMMITTEE

I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS

J. ADJOURNMENT

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520 five (5) working days prior to date.

RECEIVED AT THE CITY CLERK'S OFFICE

DATE: July 24, 2019

TIME: 9:58 AM

SUMMARY INDEX
ARCHAEOLOGICAL REVIEW COMMITTEE
August 1, 2019

| <u>ITEM</u> | <u>ACTION</u> | <u>PAGE</u> |
|--|-------------------------------|-------------|
| CALL TO ORDER AND ROLL CALL | Quorum | 1 |
| APPROVAL OF AGENDA | Approved | 1-2 |
| APPROVAL OF MINUTES: JULY 11, 2019 | Approved | 2 |
| MATTERS FROM THE FLOOR | None | 2 |
| <u>ACTION ITEMS</u> | | |
| CASE #AR-34-2019. STEPHEN TOWNSEND, AGENT FOR JENKINS GAVIN, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL MONITORING PLAN FOR 865 LINEAR FEET OF TRENCHING FOR THE VIZCAYA III RESIDENTIAL DEVELOPMENT AT 543 RODEO ROAD IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT | Approved | 3-5 |
| CASE #AR-35-2019. RON WINTERS, AGENT FOR JENKINS GAVIN REQUESTS APPROVAL OF AN ARCHAEOLOGICAL INVENTORY AND TESTING REPORT FOR 2.52 ACRES OF DEVELOPMENT FOR THE EL CASTILLO RETIREMENT COMMUNITY PROJECT AT 401 OLD TAOS HIGHWAY IN THE RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT | Approved w/corrections & dir. | 6-17 |
| CASE #AR-36-2019. RON WINTERS, AGENT FOR 21 CLUB HOLDINGS LLC, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL DAMAGE ASSESSMENT AT LOT 33 IN THE MONTE SERENO RESIDENTIAL DEVELOPMENT IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT | Approved w/correction | 17-21 |
| CASE #AR-37-2019. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR HIGH 5 NETWORKS, LLC, REQUESTS APPROVAL OF A MONITORING PLAN FOR 929 LINEAR FEET OF BORING FOR A PROPOSED COMCAST CONDUIT IN THE VICINITY OF 5310 JAGUAR DRIVE IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT | Approved | 21-23 |

| <u>ITEM</u> | <u>ACTION</u> | <u>PAGE</u> |
|---|------------------------|-------------|
| CASE #AR-38-2019. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR HIGH 5 NETWORKS, LLC, REQUESTS APPROVAL OF A MONITORING PLAN FOR 2,782 LINEAR FEET OF BORING FOR A PROPOSED COMCAST CONDUIT IN THE VICINITY OF 3517 ZAFARANO DRIVE IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT | Approved w/correction | 23-26 |
| DISCUSSION ITEMS | Information/discussion | 26-27 |
| MATTERS FROM THE COMMITTEE | None | 27 |
| ADMINISTRATIVE MATTERS AND COMMUNICATIONS | None | 27 |
| ADJOURNMENT | | 28 |

**MINUTES OF THE
CITY OF SANTA FE
ARCHAEOLOGICAL REVIEW COMMITTEE HEARING
City Hall Land Use Conference Room
August 1, 2019**

A. CALL TO ORDER

The Archaeological Review Committee Hearing was called to order by David Eck, Chair, at approximately 4:30 p.m., on August 1, 2019, in the City Hall Land Use Conference Room, City Hall, Santa Fe, New Mexico.

B. ROLL CALL

Members Present

David Eck, Chair
James Edward Ivey
Derek Pierce
Cortney Anne Wands
Dale F. Zinn

Others Present

Lisa Roach, Manager, Historic Preservation Division – Committee Liaison
Melessia Helberg, Stenographer

There was a quorum of the membership in attendance for the conducting of official business.

NOTE: All items in the Committee packet for all agenda items are incorporated herewith to these minutes by reference, and the original Committee packet is on file in, and may be obtained from, the City of Santa Fe Historic Preservation Division.

C. APPROVAL OF AGENDA

Cortney Wands arrived at the meeting

Chair Eck said, regarding Item F(2) Case #AR-35-2019, he doesn't recall we saw an earlier presentation regarding this case, so he is in the dark as to whether we should have done so, and if it is now our purview to do so when it was not before.

Mr. Winters said he was concerned about the work being done there, the demolition, the remediation and no monitoring. When he went to Ms. Ramirez-Thomas previously, she said it wasn't in the City's jurisdiction, because it was the Suburban Archaeological District and not in the Historic Downtown. He said subsequently, in consultation with SHPO and Ms. Roach, they thought it should be reviewed by this Committee because of the burials.

Ms. Roach said City Ordinance provides if there is a known historic cemetery that overlaps the site, that review by the ARC would be required.

Chair Eck said there is. He said, "A minor point of procedure, however, needs to be made. We should have seen the plan generated for this work, and had an opportunity to review and comment on that plan prior to its implementation."

Mr. Winters reiterated what Ms. Ramirez-Thomas told him.

Chair Eck said, "At the point when you discovered that it was our jurisdiction, that is when it should have come to us."

Mr. Winters said that was about the time it was submitted. He said, "This was a most recent determination, not something that I knew about months past."

Ms. Roach said this could be the result of different people interpreting the Code differently, and it is difficult to go back and review what has already been done. She said SHPO reviewed the plan, and corrections were made.

Mr. Winters said, "But it wasn't going to come here until just before prior to when this submitted."

MOTION: Derek Pierce moved, seconded by Dale Zinn, to approve the Agenda as presented.

VOTE: The motion was approved unanimously on a voice vote.

D. APPROVAL OF MINUTES: JULY 11, 2019

MOTION: Derek Pierce moved, seconded by Jake Ivey, to approve the minutes of July 11, 2019, as submitted, without correction.

VOTE: The motion was approved unanimously on a voice vote.

E. MATTERS FROM THE FLOOR

There were no matters from the Floor.

F. ACTION ITEMS

1. **CASE #AR-34-2019. STEPHEN TOWNSEND, AGENT FOR JENKINS GAVIN, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL MONITORING PLAN FOR 865 LINEAR FEET OF TRENCHING FOR THE VIZCAYA III RESIDENTIAL DEVELOPMENT AT 543 RODEO ROAD IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. (LISA ROACH, PLANNER MANAGER, lxroach@santafenm.gov, 955-6657)**

Cortney Wands and Derek Pierce recused themselves from participating in this case because they work with Mr. Townsend, and Mr. Pierce is his direct supervisor.

BACKGROUND & SUMMARY:

In order to provide domestic water to the proposed Vizcaya III residential development, the applicant must install an 865 linear foot, 8' ductile water main. Trenching will be preceded by 440 linear feet of asphalt cutting within an existing parking area, and the remainder of the trenching will be on vacant land. As trenching proceeds, the archaeologist proposes to carefully observe trenching activities and conduct photography, in-field analysis, sketch mapping and profiling. If cultural materials and/or features are encountered. When needed, back dirt soil will be screened with 1/4" hardware cloth. All artifacts and cultural materials older than 50 years will be documented, and collection of highly significant materials will be collected with permission of the owner. If a larger site is encountered, the archaeologist will consult with the State Historic Preservation Division.

STAFF RECOMMENDATION:

Staff recommends approval of the monitoring plan, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and the requirements of Archaeological Clearance Permits (14-3.13).

Chair Eck noted the Staff Report in the packet. He thanked Ms. Roach and asked if she has anything to add.

Ms. Roach said she has nothing to add.

Responding to the Chair, Mr. Townsend said the site is about half covered with asphalt, and when he did the records review, he did find Cherie Scheick's note that none of the existing conflict was ever subjected to any kind of archaeological investigation. He said he thinks he put this in the report – that first it was not inside City limits, and secondly that the work predated both City and County Ordinances, so there was no nexus for any kind of archaeological investigation having been done in the past. He said he thinks the archaeologists know the area fairly well, and he personally is unaware of any real significant archaeology down there, but there is always a chance "we will find it."

Dale Zinn

Mr. Zinn said Mr. Townsend mentioned, in the Background of the area, an overview of the area and development. He would think any discussion of that area of Rodeo Road would discuss the Petchesky Ranch and the Rodeo Grounds, things that have been there as landmarks. He said the only thing beyond the wall at that time was the pumice plant. He said the Petcheskys gave the grounds for the rodeo, noting it was a dirt road.

Mr. Townsend said "I kind of had this dropped in my lap and had to produce it really quickly."

Mr. Zinn said he is saying that in any discussion of that area, he would expect to see that kind of thing there.

Responding to Mr. Zinn, Mr. Townsend said he did mention an airport, and Mr. Zinn may know more about that than he does. The research he did had to do with some work he had done for the Game & Fish Department on Richards, and they had a barracks building they were demolishing that came from the military.

Mr. Zinn said there were 3 airports, one that had a wooden tower off Rodeo Road, noting his dad was a pilot and he has photographs, and remembers that one. The second one was next to the "Y" at Cordova and Airport Road which was the Coronado Airport which had substantial buildings, and there was an aerial photo of that in the submittal. The third was on a ranch out that way. He said he thinks the airport associated with Brunn was not the Coronado Airport.

Mr. Townsend asked Mr. Zinn if he would like him to make that change to the plan.

Mr. Zinn said he is saying anytime we're talking about linking different LA sites, and it goes back to some of the sites, and "you are very specific about what is done is one so that when another one is tied to it, then it becomes sort of that record, so he would like a little bit more clarity." He said, "I will actually do some of my own research about that, because I just read something about all of that...."

Chair Eck asked Mr. Zinn if it would be fair to say that, "based on personal knowledge you are suggesting that a treatment of the nearby airport in your discussion of history for the actual report would be in order."

Mr. Zinn said, "And thank you for that."

Mr. Townsend asked, "I've got a question about that, and I'm just speculating, but should this monitoring project actually be negative, should I still go ahead and expand this whole context."

Mr. Zinn said, "Absolutely, expand. No, I don't think that it's this... I just think when you are starting to use that as history somehow... I'm just trying to get a little more clarity."

Chair Eck said, "Another minor point of clarification, under the State Archaeological Regulations, people are required to discuss what is known within 500 meters of their project, unless nothing is known, and then they have to expand to 1,000 meters from their project. And so there is a plethora of stuff at 1,1001 meters, and we don't expect them to go there."

Mr. Zinn said he understands.

Mr. Townsend said he didn't know whether the City followed the State standard for the 500 meters.

James Ivey

Mr. Ivey said he has no comment

Chair Eck

Chair Eck said he has no further comment.

MOTION: Jake Ivey moved, seconded by Dale Zinn, with respect to Case #AR-34-2019, to approve the Archaeological Monitoring Plan for 865 linear feet of trenching for the Vizcaya III Residential Development at 543 Rodeo Road in the Suburban Archaeological Review District, as requested by Stephen Townsend, Agent for Jenkins Gavin, finding it meets the intent of the City of Santa Fe Archaeological Review District Ordinance, Section 14-5.3 and the requirements of Archaeological Clearance Permits (14-3.13).

VOTE: The motion was approved on a voice vote with Jake Ivey, Dale Zinn and Chair Eck voting in favor of the motion, no one voting against and Derek Pierce and Cortney Wands recused.

Responding to Mr. Townsend, Chair Eck said, "We basically have approved your concept, go forth and do what you said, with embellishment as requested and as needed by what you find. And then the report is going to be glowingly perfect and comprehensive."

Mr. Townsend said he didn't register this case on NMCRIS, and asked if that is required by this Committee.

Chair Eck and Ms. Roach said it is not required.

2. **CASE #AR-35-2019. RON WINTERS, AGENT FOR JENKINS GAVIN REQUESTS APPROVAL OF AN ARCHAEOLOGICAL INVENTORY AND TESTING REPORT FOR 2.52 ACRES OF DEVELOPMENT FOR THE EL CASTILLO RETIREMENT COMMUNITY PROJECT AT 401 OLD TAOS HIGHWAY IN THE RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT. (LISA ROACH)**

BACKGROUND & SUMMARY:

The project area consists of 2.52 acres, on which was conducted a 100% pedestrian survey and archaeological monitoring of test trenches and scrapes. Because the project location held the possibility of discovery of human remains as it overlaps an historic cemetery, archaeological clearance was required. The purpose of the study was to determine whether cultural resources are present in the project area that could affect the proposed development. Cultural resources that were discovered during the investigation were located on the project plat and recorded using standard forms and procedures. Two 20-meter trenches, one 17.5 meter trench and two 1.83 meter by 20 meter scrapes were excavated in the remaining unexcavated portions of the project area. The investigation revealed an artifact bearing stratum containing 118 artifacts located in the three trenches, and the survey identified 42 Isolated Occurrences totaling 99 artifacts. All artifacts dated from 1880 AD to 1945 AD. The archaeologist asserts that although highly disturbed in context, the data recovered from the site may have the potential to yield additional information regarding the history of Santa Fe. However, because of the disturbance, the archaeologist recommends that the site is ineligible for the National Register of Historic Places. No further work is recommended.

STAFF RECOMMENDATION:

Staff recommends approval of the inventory and testing report, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and the requirements of Archaeological Clearance Permits (14-3.13).

Chair Eck noted the Staff Report in the packet. He thanked Ms. Roach and asked if she has anything to add.

Ms. Roach said the Code citation she is interpreting for the ARC review is Section 14-3.13(d)(2) Human Remains. She said there are several paragraphs which talk about treatment of human remains. The final paragraph provides, *"If human remains found on site represent unplatted cemeteries from the historical period, they may not be disturbed unless a District Court Order is granted authorizing their removal."* Ms. Roach said she assumes that didn't happen at any point in the past for this site.

Chair Eck said he is unaware of any Court Order associated with any human remains relocated anywhere in the City.

Ms. Roach said this might be an outdated piece of the Ordinance, but elsewhere "in Paragraph 2 of Section (b), it talks about the Archaeological Review Committee review being required, so that is where I was making the leap that it would be required for this site."

Chair Eck said it isn't a "leap," it is an "interpretation," and the Committee agrees with Ms. Roach, so if the District Court feels otherwise, "we will be amazed."

Responding to the Chair, Mr. Winters said, on multiple occasions, he brought this to Ms. Ramirez-Thomas' attention, and he mentions that in the report. It is only just prior to the Committee report that he and Ms. Roach discussed this, and Ms. Roach came up with this Code section. So he will add that in the report. He said he works closely with Michelle Ensey and Andrew Link, and he is happy, after the fact, to provide the Monitoring Plan to this Committee so it can see what was approved by the State.

Mr. Winters continued, saying there is not a portion of this project area that is not disturbed, based on the scrapes and trenches. He did designate the whole area as a site, but does not think it is eligible because of its condition, with the demolition of the Ghost Ranch building, the remediation – the whole center of the site was removed as you can see on the map. He said Mr. Link and Ms. Ensey wanted the eastern edge and southeast corner to be scraped rather than trenched to see if there was any evidence of burial shafts, which were not found. He said the one human remains that was found, was found in the context of heavily disturbed artifact bearing stratum with a little bit of everything in it – it wasn't a burial context.

Mr. Winters continued, saying, "Tell Alicia, I wasn't taking exception to her theory about where it stood. It only was that I had another theory that it maybe was a little further to the west base on the map you see from the Tertiomillennial. I have actually been out there. You know, I had a project at the Scottish Rite, and it stood where you could line up the Courthouse. The Courthouse, of course, was existing at that time, the southern half. And you see the walled cemetery. And it just looks to me that it was a little further to the west than Alicia indicated on her map, which I got from Michelle Ensey."

Chair Eck thanked him for the clarification.

Mr. Winters said he is happy to provide the monitoring plan to the Committee for the record.

Chair Eck said he doesn't think the Committee needs it, unless the Committee would like to see it.

Dale Zinn

Mr. Zinn asked if the previous research covers any of that stuff where we found bodies over there at the Federal Courthouse when they were doing the elevator tower, Cherie Scheick's project.

Mr. Winters said no.

Mr. Zinn asked if it is in the report.

Mr. Winters said yes.

Mr. Zinn said "Those were casual, there was no sign of burial. It's like they set out to identify Abbott's, that it is a formal burial.... It was a very swampy area.."

Mr. Zinn, referring to page 27, said Mr. Winters talks about *The Federal Oval*. It talks about two things, one about a stone monument being erected at the northern end.... directly in front of the south entrance... and it was restored. He said, "It has bugged everyone since 1866, why it is not directly in the center of the Courthouse. There is no real rhyme or reason why it's not. In fact, to the point, someone speculated that it's actually been moved, and I think that's nuts. So, as I say, that's a mystery. And I've looked at historic alignments of the streets and stuff like that, and it's like.... but maybe it's buried underneath."

Mr. Zinn continued, saying he doesn't believe Mr. Winters mentioned the west addition of the Scottish Rite building in 1953 or 1956. He said the Scottish Rite are good at minutes of meeting and such, and would think they would have noted it if they were to have run across anything during the 1950's construction. He said Mr. Winters might have a discussion about this.

Cortney Anne Wands

Ms. Wands suggested the following changes:

- a. Page 9. Why was a new site number assigned instead of using LA114261. She said its boundary overlaps the actual project area. She said in 2013 on a project there were deposits all the way across Paseo. There is no discussion about that site, in terms of the context.

Mr. Zinn said the citation is on page 7, paragraph 3.

Mr. Winters said for him, because it is separated by the street, it is localized in that area between the inventory and testing that he did. He said you could make a lot of the downtown site, if you saw it connecting. He said, "For me, it was just the discreteness of where that was and where I was walking..."

Mr. Zinn said the street was an arroyo, so there was no physical barrier, other than the street.

Ms. Wands said she asks because that actually describes the dumping and how that basically *[inaudible]* all that out there. "All the deposit you are seeing is a mix of dirt deposit that they actually describe how it wound up there."

Mr. Winters asked what date she is speaking about that happening.

Ms. Wands said she printed the LA form, but you have three separate components, one of which is dated 1945.

Mr. Winters said he did look at that because of the separation. It is no different from people in monitoring projects giving different LA numbers for different projects that are in close proximity.

Ms. Wands said, "Right. Because you call out specifically saying that that site shows up on the maps over in your project area."

Mr. Winters said we have had this discussion previously, and that doesn't necessarily mean that's the site boundary, it is a big circle.

Ms. Wands said Mr. Winters might want to explore that a bit for context, at least acknowledge that this is going on, and the reason he thinks or doesn't think these are related.

- b. Page 40, Research Goals. Mr. Winters "doesn't actually" mention anything at all about the cemetery. She thinks he would want to mention it in his research.

Mr. Winters said he thought he had discussed it *ad nauseam* earlier, but it should be here as well, and he will add that.

- c. Pages 41 through 42. Mr. Winters is mixing tenses, and again on page 46 he talking about something from the past and in the future. He is bouncing from what he is going to do and what he has done in the same sentence.

- d. Page 41, paragraph 4. Mr. Winters shouldn't bounce between meters and centimeters.

Chair Eck said it should be 0.3 to 1.63 meters.

- e. Page 41, last sentence. Mr. Winters says, "*When an architectural feature was encountered, the feature was defined and excavated within the extent of the trench.*" She said later on, you actually also mention a feature, but there is no description of the feature anywhere in the report.

Mr. Winters said it is just a deposit of ash and cinder that is in Trench 3, which he describes in the trench description.

Chair Eck said it is actually in the concrete foundation.

Mr. Winters said there is a brief description as part of the more recent Ghost Ranch building complex.

Ms. Wands said that description needs to be added as well, because there is a description of whether it is in pit 2, whether it's floating, what its context is.

- f. Page 47 Additional History of the Project Area. There is a gasworks on the property as well, but there is no discussion about it.

Mr. Winters said the gasworks is a little further north, a little outside the property area.

Ms. Wands said on the map it is shown as being immediately adjacent.

Mr. Winters asked to what map she is referring.

Ms. Wands said the Owner's Map says it is immediately adjacent to the cemetery, page 56; and on the City of Santa Fe Map on page 57, Hartman's map, it also says it is immediately "next to it."

Mr. Winters asked Mr. Zinn his thoughts since he has expertise in this area.

Mr. Zinn said the 3-D perspective of the owners' map is a little dicey about how it was produced. However, he thinks the City map is pretty accurate. The question is the extent of building tanks, and whatever else they have there. There would have to be a whole discussion of architectural history of what that actually was, because he doesn't know what exactly was up to the border. He always thought it was much further north.

Mr. Winters said that is his opinion as well.

Colleen Gavin, Jenkins Gavin, representing the client, said there wasn't a tank actually on this parcel, but there was leakage from the tank, so there was contamination in the northeast corner, which has been dealt with, but there was no physical structure or remains of structures of building related to it on the property.

Ms. Wands said that is correct, but in discussing the history of the project area, you probably would want to include that there was a gas leak.

- g. Page 59, paragraph 1, line 4, Mr. Winters says, "*The backhoe was equipped with an 18 inch (.XX meters).*" He needs to insert the measurement.
- h. Page 67, Trench 1. Mr. Winters should include that he found a human scapula. Trench 2, in discussing a segment of concrete foundation, he needs to provide context – if it is from when they demolished the building and it's just floating out there, or if it is actually an *[inaudible]*.

Mr. Winters said he thought the drawing of the trench profile indicated that, but he can include that information. He said based on what he could tell from the *[inaudible]* is that it was part of that. It was newer and he just caught a section of it in the trench, so he indicated it in the profile.

Ms. Wands said part of what she is asking is because Mr. Winters is suggesting it is from a foundation in *[inaudible]*.

Mr. Winters said the buildings were demolished, but that doesn't mean that every foundation was...

[Inaudible because the Chair and Ms. Wands were talking at the same time]

Chair Eck said 50-60 feet from where the building was, if the dimensions and scale are as interpretable as he thinks they are, it could also be a completely different building.

Ms. Wands said then Mr. Winters can say he thinks it may have been a foundation for the Ghost Ranch Building complex demolished in whatever year.

- i. Page 67. Trench 3. Mr. Winters says, "*The remains were what you would expect from this type of feature; ash and charcoal (Figure 28).*" She said this gets her back to her feature question – what is the feature, because there is no discussion in here of a feature.

Chair Eck said it may be that the word "feature" in this case is too generic to your intent, because Mr. Winters is speaking of the site and the deposit as being different than the feature.

- j. Page 72. In the discussion of the site, Mr. Winters has no discussion of a human scapula being discovered.
- k. Page 80. Ms. Wands has questions in general: The discussion of the site is already there and why Mr. Winters doesn't think it is related for the same place. He bases his reason on that the sediment is disturbed, but other than utility lines crossing the sediment, it appears there is an impact shadow in there. She said he needs to include a better description of what that disturbance was. She said in looking at the profiles, there is a pretty complete stratum and there is no discussion of how it is disturbed.

Mr. Winters said it is more that everything had been bladed. All of this has been pushed around and is not in its original context. He can certainly include something.

Derek Pierce

Mr. Pierce has concerns about how the site was recorded.

Mr. Pierce suggested the following changes:

- a. Page 2 of the Abstract. In paragraph 3, Mr. Winters says in the survey there were 42 Isolated Occurrences, so 99 artifacts. And then says, "*Because of the number and age of the cultural resources recovered the entire project parcel was given a site designation...*" He asked, if the whole parcel is a site, how can there be Isolated Occurrences, unless you were outside the parcel.

Mr. Winters said initially he did an inventory, a survey, which is what the State wanted, and located the isolated finds, none of which he thinks are in the original context.

Mr. Pierce said then the 42 IOs were from the inventory, and Mr. Winters said that is correct.

Mr. Pierce said then that should be indicated in the report.

- b. Page 12. Mr. Pierce said it would be helpful to have the site boundary depicted on a map, rather than being mentioned in the text, which is "a devil" to find, beginning with Figure 3, which is the first time a Plat showed up. He said in any of the Figures showing the parcels it would have been nice to have a clear site boundary indicated on one of these figures, where there is an LA number but no boundary.

Mr. Winters said it is the whole project area.

Mr. Pierce said that is only clear if you're reading every line of text, which isn't part of the normal process for putting something on the map.

- c. Page 48. There is the beginning of a long letter he has quoted here, several pages. This is very good stuff. It is a *non sequitur*. However, there is no introduction to it saying who the letter is from, and without a change of font or anything else, he was "thrown at first," until he got to the end and figured out the context. He suggested setting it apart somehow with a different font or an introduction.
- d. Page 79. Figure 21. Mr. Winters has an LA label on the parcel, but other than reading the caption, there is no indication of boundaries.
- e. Beginning on Page 72, dealing with the foundation, Mr. Winters switches between calling it "features" or "site." It should be one or the other, but should be consistent.
- f. Beginning on page 72, nowhere in any of this does it mention site description.
- g. Page 80, paragraph 2, line 5. Mr. Winters says, "*Although artifacts were found, no intact cultural deposits or features were identified.*" So here he is clearly saying there are no features, but on the Site Form itself, in Section 10 of the LA Form, Concrete Structure Foundation is called out as a feature. He needs to clarify it to be one or the other.

Mr. Pierce said, "You are fairly certain this does not date to the same period of the majority of the artifacts."

Mr. Winters said, "Right."

Mr. Pierce said whatever Mr. Winters does, he needs to be consistent throughout the report.

- h. Mr. Pierce said in terms of the significance/eligibility of the site, if Mr. Winters doesn't know what the foundation is, the informational potential isn't exhausted. If you do know what it is, then you can make the argument. Nowhere does it say it is one or the other. So either change the determination of eligibility, or make a clear statement that this foundation is not associated with the artifacts scatter, it's not old enough, we don't care, that building wasn't old enough to be a significant resource, whatever. If he can't do that, then change it.

Mr. Winters said it is in the area where they took out 4-5 feet of soil.

Mr. Pierce noted Mr. Winters said it is possibly the foundation from the Ghost Ranch facility, which was demolished, but he didn't say when that building was constructed. Is it a known thing.

Unidentified said it is more than 50 years old, but she can get the exact date.

Mr. Pierce said this information would help him in his consideration of the determination of the significance.

James Ivey

Mr. Ivey said he had no comment.

Chair Eck

Chair Eck, referring to page 2, Abstract, said if the artifacts are part of the same assemblage, he would suggest that all the artifacts should be discussed as site assemblage, and none of them should be isolated occurrences.

Mr. Pierce said, regarding the Site Form, he did the math, 118 artifacts on site, and there are 99 listed isolated occurrences, and Mr. Winters says there are 217 artifacts, which suggests Mr. Winters is treating them as part of this site.

Mr. Winters said part of this is he didn't know what he would find beneath the ground, but after testing and finding what he found related to the artifacts on the surface, he combined them into one assemblage. Part of it is, if you look at where most artifacts come from, a good portion of them were where remediation was done, so they aren't in the original context. However, they could be part of that stratum because of the way they were pushed around when they did the remediation. He asked how the Committee would like him to clarify that.

Mr. Pierce said he thinks it isn't necessary to fix it one way or the other, as much as just to say somewhere – the site description where you are discussing the isolated occurrence, to include it as part of the assemblage. He said somewhere Mr. Winters needs to reconcile the difference between the number of artifacts he has in the Site Description, and the number of the artifacts in the LA Form, by saying these were IOs before, and now considered part of this assemblage.

Chair Eck said he isn't saying Mr. Winters needs to change the discussion of artifacts. It is neater to have one discussion in one context with one set of summary and/or ancillary interpretative tables of what the assemblage constitutes and what it might suggest to him in analysis.

Mr. Winters said they were called IOs based on their proximity to one another when he did the survey, but he also understood they were in the soil moved by remediation. He can tighten up that language.

Chair Eck said he is pleased to find two illustrations that he hasn't seen previously, beginning on page 29 with the handbills from the Tertiomillennial. He is having a little trouble with perspective and the emphasis or de-emphasis of the size and relationships with some of the structures we see. He asked Mr. Zinn his thoughts on whether it is representational.

Mr. Zinn said it is the artist's interpretation.

Chair Eck said its depiction of the layout of some of the building, leading to the discussion of the cemetery location – he believes he is right and it extends further west than thought originally. He said they don't seem to match the property lines or the location of the buildings that “we think we know where they are.” He said the artist rendering is a good guide, but he wouldn't “go to the bank with it.”

Chair Eck said in the discussion provided about the Masons and Oddfellows Cemetery, about when it came to be, how big it was, there was a nice clear reference of size – 300 feet on side. He said, “If you stand on the south side of the Federal Building looking past the wall, and then stepping off onto concrete, 300 feet from what constitutes a minor boundary between the west addition of the Masonic Building, parking lot, etc., takes you almost exactly to the alignment of the Post Office Exit Ramp, which takes you almost exactly through the west end of your Scrape #2. If you just took the Tertiomillennial illustration and said, what could be found, I would say the foundation is potentially associated with the west end of the cemetery. It is a huge discrepancy in location, so the various maps lead you in various directions, and it would be nice if you could succinctly say which illustrations you believe are more reliable and guided you in your interpretations.”

Mr. Winters said, “I felt like ‘this’ was more reliable. It is a bit of a *[inaudible]* view, but it appears to me it was pretty accurate in taking what they were seeing at that time.” He said when he talked about “where Alicia had it, and what I thought,” he did what the Chair did at the existing Courthouse with this map, looking north to see where this wall hit, based on what is existing today. He said there are two other maps, but as has been said, it is depicted in various places on various maps.

[Too many people talking here at the same time]

Mr. Zinn said, “The relationship, if you want to take this as being Lincoln, in relationship to the Courthouse.... and probably Villegas relationship, you can see some relationship there kind of on the map.”

Mr. Winters said he gets that.

Mr. Zinn said that also relates to trying to site it and pace it off, and looking at property boundaries.

Chair Eck said, "In theory, people actually did put the boundaries where they really were on these maps, and if it's labeled a cemetery inside of one piece of property, and does not spill over onto adjacent properties – but who knows because timing is everything here."

Chair Eck continued saying, relevant to the map discussion, he goes back to Stoner and it's a birds eye view, another artist. He said, "My trifocals tell me that if that cemetery is 300 feet on all sides, there's a problem with perspective. But on the other hand, if it is 300 feet in east/west dimensions, Stoner's map shows the gate to the cemetery aligning almost perfectly with the entrance of the Courthouse. And if you go stand there, walk 150 feet east, you will find yourself at the impromptu little division between driveway, that driveway is near the Masonic Lodge, and 150 feet west, puts you right across from the driveway of the Post Office. And again, that is the west boundary of a hypothetical cemetery location about the west end of Scrape #2."

Mr. Zinn said you kind of make that foundation the foot of that wall.

Chair Eck said, "You entirely eliminate that foundation as anything like that wall. Because the next thing I want to say about foundation, is that it is not part of the thing that was torn down and left a piece of debris and soil that was heavily disturbed that is not documented as being disturbed, and therefore it has got to be an *[inaudible]* something from something else. What is the something else. Are there Sanborn Maps. Are there other maps that show the locations of structures that are useful to tease out what the heck the darn thing is showing and is or isn't it related to the assemblage in question. I doubt it, because the reason for the assemblage in question, is, as Member Wands pointed out, documented in another site discussion. And the fact that it's there speaks to the previous existence of the arroyo and the need to kind of fill and level and get on with life. So there is a whole history of site development that can be got at here by using the previous recording documentation, and your own observation. And I think it would be pretty interesting. And it would, in fact, be corollary to what this group spent money on, starting several years ago, trying to get a comprehensive data base of downtown stratigraphy. Looking at things in trenches and little holes does us no good. We somehow need to simplify in a broader sense difference. People have been trying to do this for 60 years. The infamous Santa Fe muck or other descriptive terms used for things that we have *[inaudible]*. Filled-in swamps are very interesting. It is what is under the fill that is really interesting. That's where all the bodies lie."

Mr. Zinn said, regarding human remains there are two nice photographs, and then you have "this" on page 100, and asked, "What is this."

Mr. Winters said it is a human scapula.

Mr. Zinn asked, "What is the illustration and how was it generated."

Mr. Winters said he got that from Gwyneth Duncan when he asked for her information. He cited her, but it obviously was from some publication.

Chair Eck said, "This is a primary observation and there is no citation. This is 'the' scapula that you recovered, and this is a composite photograph showing anterior and posterior views of a scapula which, if it is the scapula is now a left instead of a right, and the previous two illustrations are of a right. So, I'm at a loss and I'm not sure what this is."

Mr. Winters said it is just an example. Obviously it's not the artifact.

Chair Eck said, "Okay. Explain in great detail what it is then, because it's kind of floating without a home."

Mr. Winters reiterated it was to illustrate what a complete scapula looks like, and it is a left, not a right.

Chair Eck said give it the standard and anatomical treatment, and here an explanation and description and the attribution of this figure.

Mr. Pierce said he has a parting comment. The Figure on page 58 is a newspaper clipping from *The New Mexican* from September 1960, talking about the discovery of human skeletons buried in the area. He said period-wise, he finds the article above it interesting, in that this is just a couple of weeks before the Cuban Missile Crisis.

Ms. Roach said the article on the contractor uncovering burial grounds is referring to the buildings that were being prepared to be built for part of the Presbyterian minister's home project, which was then Plaza del Monte. The building then became part of this Ghost Ranch building that was torn down. She thinks it would be good if Mr. Winters would include some mention of that Presbyterian Minister's home project, which was Plaza del Monte, in the background, possibly in the discussion of the northern fringe historic neighborhood. It would be good to mention the building that was demolished that led to a lot of the disturbance.

Chair Eck agreed, saying he had no idea that was part of the same building.

Ms. Roach said she has an extensive *[inaudible]* on that.

Mr. Zinn said that could be the foundation.

Ms. Roach said she thinks the Sanborn Maps are a part of the *[inaudible]* for that.

MOTION: Derek Pierce moved, seconded by Dale Zinn, with respect to Case #AR-35-2019, to approve the Archaeological Inventory and Testing Report, with the stipulated corrections, and some further lines of investigation to gather, for 2.52 acres of development for the El Castillo Retirement Community project at 401 Old Taos Highway, in the River and Trails Archaeological Review District, as requested by Ron Winters, agent for Jenkins Gavin, finding it meets the intent of the City of Santa Fe Archaeological Review District Ordinance, Section 14-5.3 and the requirements of Archaeological Clearance Permits (14-3.13).

VOTE: The motion was approved unanimously on a voice vote.

3. **CASE #AR-36-2019. RON WINTERS, AGENT FOR 21 CLUB HOLDINGS LLC, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL DAMAGE ASSESSMENT AT LOT 33 IN THE MONTE SERENO RESIDENTIAL DEVELOPMENT IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. (LISA ROACH)**

BACKGROUND & SUMMARY:

The report presents an archaeological damage assessment report for site LA79936 (246-3) located on Lot 33 in the Monte Sereno residential development. The site is located within Phase IV-B of the development in an area that could not be avoided by construction. The archaeologist was originally contracted for a data recovery plan and data recovery activities, for the purpose of determining if there are significant subsurface remains at LA79936, of gathering and interpreting data from the cultural resource and of exhausting the data potential of the site by recovering surface and subsurface data prior to the anticipated construction. However, the project changed to a damage assessment of the site following a site visit in which the archaeologist discovered that the site had already been destroyed by construction activities.

STAFF RECOMMENDATION:

Staff recommends approval of the archaeological damage assessment report, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and the requirements of Archaeological Clearance Permits (14-3.13).

Chair Eck noted the Staff Report in the packet. He thanked Ms. Roach and asked if she has anything to add.

Ms. Roach said she had nothing to add.

Responding to the Chair, Mr. Winters said this was discussed at the previous meeting. He has worked on 5 other sites out of the 8 sites in Monte Sereno that have been recorded. He is very familiar with this. He said the site was "wiped out." He said what David requested was a damage assessment in terms of approval of the report. He said part of this is part of his initial Plan. He said there wasn't much to say about what he found there, it was pretty disturbing as illustrated by the photo in the report. He immediately contacted the clients regarding the site. He looked at the property based on their site map. He did transects back and forth. He found a few lithics, but not a single sherd which was disturbing to him, because that was the bulk of the site.

Dale Zinn

Mr. Zinn said he has a project up there now, and nobody has mentioned doing more archaeology, and asked the reason.

Chair Eck said, "To clarify. It was because the site had been brought to this group in its previous incarnation and determined to be significant. It could still be a site and have an LA number.... so it is only because of the significant finding."

Mr. Pierce said he doesn't know that is actually true. He said he didn't find any evidence that it was ever evaluated or suggested, and that's one of the things we discussed at the last meeting.

Ms. Wands said on page 5, Mr. Winters says, it was determined significant, and then he says it was determined not significant or eligible.

Mr. Winters said he went to those records to see.... and he also used the Report, so that's the discrepancy probably – one as opposed to the other.

Ms. Wands assumes it was in the 1990's they said it was going to have to be treated, and it was considered significant.

Mr. Pierce recalled we discussed this at the last meeting when this was brought this to us, more in the context of whether an infraction actually was or was not committed, because we didn't know if the site was significant.

Chair Eck asked if this is a matter for discussion.

Mr. Pierce said, "Certainly not now."

Ms. Wands thinks it probably was considered significant because it is in the *[inaudible]*, she had a rock alignment there, but she is saying it could be a structure..

Mr. Winters said, "That is interesting, because when you see the site... it's described a couple of different ways. At one point it's... I mean there is no mention of a rock alignment or structure." He said he is trying to remember which reference he found that didn't say something about that, but in the original site description there is no mention of that.

Ms. Wands said Mr. Winters just threw it in there on page 5, paragraph 3, saying, "*The 1990 study concluded that LA79937-79939 were significant as they are older than 75 years of age and/or may be associated with events or development that made important contributions in local history or prehistory. The isolated rock ring features were also recommended for further investigation, presumably to determine their age and function.*" She asked if this means that the isolated rock rings were not part of the site, those were IOs that were then wanted to be.....

Mr. Winters said they were part of the site from what he understood from the 1990 report. He said there is no mention of any alignment in the original Site Description sheet provided.

Ms. Wands said right, and then her second visit says that she found rock alignment, and believes that's what Mr. Winters put in the report.

Mr. Winters said yes, and it then shows up at ARMS in the Site Description, but originally there was no mention of that, but that's where it came from. In fact the Report calls it revisited.

Cortney Ann Wands

Ms. Wands reiterated that on page 5 Mr. Winters says the site is significant. And on page 23, paragraph 3, line 6, Mr. Winters says, "...*was recommended as not significant or eligible for National Register of Historic Places...* in both the 1990 survey and the subsequent 1994 survey. She said Mr. Winters might want to check to see, because she guesses it probably was recommended as not eligible in 1990, and when they went back and found an alignment in 1994 [*inaudible*].

Ms. Wands, referring to Page 24, said Mr. Winters gives a fairly detailed description of what he did. She asked if he contacted Ms. Roach at all.

Mr. Winters said yes.

Ms. Wands would like Mr. Winters to add that to the Report, because he has a fairly detailed description of contacting surveyors, land owners..

Mr. Winters said Ms. Wands got this after the fact.

Ms. Roach said Mr. Winters can mention that we had a discussion at the ARC Hearing.

Mr. Winters said that was when Ms. Wands first learned about this, the week before the July ARC Hearing the first week of July.

Mr. Winters said it wasn't a field result, nor part of discussion, but he can add that he notified Ms. Roach, and then Ms. Roach, the clients and he met prior to the meeting where the ARC heard about this.

Ms. Roach said we discussed that they stopped work in that area.

Mr. Winters said he will add the information for clarity, noting the clients were to do no further work until following this meeting tonight.

Ms. Roach said she will send a letter to Attorney Nancy Long after this Hearing to indicate that they can resume work.

Derek Pierce

Mr. Pierce said he has no further comment, except that he is happy that Mr. Winters went to the site twice to investigate two possible locations, which certainly is doing his due diligence. He said he is not surprised he didn't find anything.

James Ivey

Mr. Ivey said he had no comment.

Chair Eck

Chair Eck said earlier, Mr. Winters said he had worked on several of these sites in Monte Sereno in a data recovery context.

Mr. Winters said this is correct.

Chair Eck asked if all those sites have been reported, and if there are citations to that in this report.

Mr. Winters said they should be included in the previous research.

Chair Eck said they aren't in the references cited, and it would be useful to add those, and Mr. Winters could expand on the kinds of archaeology he found in those other sites. He asked if there are other sites out there yet to be investigated and still are at risk.

Mr. Winters said there is one site left, and it has a preservation easement on it. He said with Louis Berger, he did 246-1, and more recently 246-3, 4 and 5. He said the remaining one might be the one recorded by David Snow as 246-004, and Ms. Scheick revisited that site. That could be the one that has not been addressed. He does know there is one remaining site and it has an easement on it.

Chair Eck said he believes Mr. Winters could say more about his work, "by way of characterizing what this site was thought to be, what you believe it really was if you have an alternate opinion to the original documentation. And, with that in mind, it seems like, in any instance in investigating any of the sites on this parcel you found anything indicating depth, it would be useful to discuss that in the context of the depth of disturbance you observed here. And it would be really valuable to have demonstrated evidence for the depth of disturbance here in the form of, 'I put in two testings, one at each hypothetical location of the site in sterile soil and found whatever you found.' That would really kind of nail it down, because then you would be able to compare to everything else. 'Yes, disturbed to a depth that destroyed everything else, so chances are it's all gone.' But right now, I'm still not convinced."

Mr. Winters said as much as the soil was churned up, "I really expected if there was still something existing, I would have at least seen a few artifacts in clusters, but I get what you're saying."

Chair Eck said he isn't asking Mr. Winters "to go out there and do that. I'm suggesting it's a darned good idea if ever, in the future."

Mr. Pierce said there is one thing Mr. Winters could do, since he went to the trouble of having the surveyor come out and mark where the site used to be. If he was taking elevations as he did that, you would have beginning and ending elevations for that spot, so you could say, "A meter of soil was blasted, or 10 cm of soil was blasted. I'm not sure a surveyor would go to that level just to do what you've asked. If he did, the information could be used. Also, your original plat would have the beginning elevation."

Mr. Ivey said it sounds as if the place he marked and the place Mr. Winters marked were 50 meters apart.

Mr. Winters said they were 100 feet apart. However, his problem was with "where they had it marked, was it's on the opposite side of the arroyo."

Mr. Ivey said then essentially what they marked is of no value.

Mr. Winters said that is correct, noting one off the UTMs was further up that slope than it should have been, based on the site map alone. He reiterated that it was completely on the south side of that drainage.

MOTION: Derek Pierce moved, seconded by Cortney Wands, with respect to Case #AR-36-2019, to approve the Archaeological Assessment, with the minor corrections, at Lot 33 in the Monte Sereno Residential Development in the Suburban Archaeological Review District, as requested by Ron Winters, agent for 21 Club Holdings, LLC, finding it meets the intent of the City of Santa Fe Archaeological Review District Ordinance, Section 14-5.3 and the requirements of Archaeological Clearance Permits (14-3.13).

VOTE: The motion was approved unanimously on a voice vote.

4. CASE #AR-37-2019. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR HIGH 5 NETWORKS, LLC, REQUESTS APPROVAL OF A MONITORING PLAN FOR 929 LINEAR FEET OF BORING FOR A PROPOSED COMCAST CONDUIT IN THE VICINITY OF 5310 JAGUAR DRIVE IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. (LISA ROACH)

BACKGROUND & SUMMARY:

High 5 Networks, LLC, is proposing to install conduit via subsurface boring for the placement of fiber optic lines along the east side of Jaguar Drive. The project includes a total of 929 linear feet (283 meters) of

boring for new conduit and the excavation of four bore pits. The total length of the bore will be 929 feet with a target depth of 3 feet. Four bore pits, up to 5 feet in depth will be placed along the route. No vaults are planned, but will be placed as needed. Pot holes will be required at all points where the proposed bore crosses known utilities. If required by the ARC, trenching will be employed. Monitors will examine the backdirt during project activities and monitor all excavations. All excavated walls will be hand scraped and examined for cultural deposits. Features will be mapped and recorded, and artifacts and samples recovered and analyzed. A final report will be provided upon project completion.

STAFF RECOMMENDATION:

Staff recommends approval of the archaeological monitoring plan, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and the requirements of Archaeological Clearance Permits (14-3.13).

Chair Eck noted the Staff Report in the packet. He thanked Ms. Roach and asked if she has anything to add.

Ms. Roach said she had nothing to add.

Responding to the Chair, Dr. Blinman said this is a built environment. He is looking at documenting the bore pits and any vaults that get put in, having information for future deliberation.

Dale Zinn

Mr. Zinn, referring to the photo on page 20, said he assumes he got it right, but the date is a little strange to him, because he doesn't think this is the one associated with Brunn. He said this is much later. .

Dr. Blinman said he looked hard at the modern aerial photo and there was not a single thing to compare.

Cortney Ann Wands

Ms. Wands said she had no comment.

Derek Pierce

Mr. Pierce said it is confusing for proponents and archaeologist as to when this Committee is willing to tolerate boring instead of open trenches and when we're not. "So, just for the record, I'm going to lay out why I have no objections to this case. Maybe it will inform future decisions about whether to bore or whether to trench. So, at any rate, let's start with Figure 2 which lays out where the theoretical bore pits

would be. There are 4 of them... I did a little quick math on Figure 2, and figured out that they would be at least 300 feet apart, maybe more, which was making me lean toward asking for addition bore pits or trenching, so it's not much of a sample. A lot can go on between a sample 300 feet apart. What it did for me though, and why I don't object is on page 15 where you make it clear that this area is already previously surveyed, right, and there is some open ground there, I could tell from the aerial photo, so it has been surface surveyed. The combination of that and monitoring where you can is worth it, to make *[inaudible]* in this case without modifications to decrease the distance between things."

Dr. Blinman said the reason for two photos.... "I am more comfortable making the explicit argument for why boring is appropriate, and I'll try to do that in that our report, and including the rating that is evident in the photos of the existing landscape. But yes, I'm with you."

Jake Ivey

Mr. Ivey said he had no comment.

Chair Eck

Chair Eck said he has nothing to add.

MOTION: Derek Pierce moved, seconded by Dale Zinn, with respect to Case #AR- 37-2019, to approve the Monitoring Plan for 927 linear feet of boring for a proposed Comcast conduit in the vicinity of 5310 Jaguar Drive, in the Suburban Archaeological Review District, as requested by the Office of Archaeological Studies, Agent for High 5 Networks, LLC, finding it meets the intent of the City of Santa Fe Archaeological Review District Ordinance, Section 14-5.3 and the requirements of Archaeological Clearance Permits (14-3.13)

VOTE: The motion was approved unanimously on a voice vote.

5. **CASE #AR-38-2019. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR HIGH 5 NETWORKS, LLC, REQUESTS APPROVAL OF A MONITORING PLAN FOR 2,782 LINEAR FEET OF BORING FOR A PROPOSED COMCAST CONDUIT IN THE VICINITY OF 3517 ZAFARANO DRIVE IN THE SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. (LISA ROACH)**

BACKGROUND & SUMMARY:

High 5 Networks, LLC, is proposing to install conduit via subsurface boring for the placement of fiber optic lines within the commercial districts adjacent to Zafarano Drive, Cerrillos Road and Vegas Verdes Drive. The project includes a total of 2,782 linear feet (283 meters) of boring for new conduit and the excavation

of at least eight bore pits or vaults along the east and west sides of Zafarano Drive. The total length of the bore will be 2,782 feet with a target depth of 3 feet. Four bore pits, up to 5 feet in depth, will be placed along the route. No vaults are planned, but will be placed as needed. Pot holes will be required at all points where the proposed bore crosses known utilities. If required by the ARC, trenching will be employed. Monitors will examine the backdirt during project activities and monitor all excavations. All excavated walls will be hand scraped and examined for cultural deposits. Features will be mapped and recorded, and artifacts and samples recovered and analyzed. A final report will be provided upon project completion.

STAFF RECOMMENDATION:

Staff recommends approval of the archaeological monitoring plan, as it meets the intent of the City of Santa Fe Archaeological Review District Ordinance (14-5.3) and the requirements of Archaeological Clearance Permits (14-3.13).

Chair Eck noted the Staff Report in the packet. He thanked Ms. Roach and asked if she has anything to add.

Ms. Roach said she had nothing to add.

Responding to the Chair, Dr. Blinman said his remarks are the same as the previous case, except additional argument for boring here is that "it would be hell to trench."

Cortney Anne Wands

Ms. Wands said she had no comment.

Dale Zinn

Mr. Ivey said he had no comment.

Derek Pierce

Mr. Pierce said he would comment that there are quite a few bore pits proposed, some long boring. He loved *[inaudible]* surveys and it would be a statistical nightmare so he has no issues at all with this case.

Mr. Pierce continued, saying he has one editorial comment on page 17, paragraph 4, NMCRIS 92133, Dr. Blinman says it was a negative 95 acre survey and then in the next line says one previously recorded site was revisited, so both can't be true. He needs to reconcile the two.

Chair Eck said it could be true if they revisited “for the pure heck of it.”

Dr. Blinman said he will make that correction.

Jake Ivey

Mr. Ivey asked what is the negative 95-acre survey.

Chair Eck said it means they found nothing.

Mr. Ivey had no further comment.

Chair Eck

Chair Eck said he had nothing to add.

MOTION: Jake Ivey moved, seconded by Cortney Wands, with respect to Case #AR-38-2019, to approve the Monitoring Plan, with the minor correction, for 2,782 linear feet of boring for a proposed Comcast in the vicinity of 3517 Zafarano Drive, in the Suburban Archaeological Review District, as requested by the Office of Archaeological Studies, Agent for High 5 Networks, LLC, finding it meets the intent of the City of Santa Fe Archaeological Review District Ordinance, Section 14-5.3 and the requirements of Archaeological Clearance Permits (14-3.13)

VOTE: The motion was approved unanimously on a voice vote.

Dr. Blinman asked how the communication of ARC vote outcomes are being handled with HPD. He asked if he delivers a copy to them.

Ms. Roach said she has spoken with Andrew Zink about delivering the reports to him, and he said he will pick them up once a month.

Dr. Blinman asked if we can come up with a way to communicate to reduce the time pressures on him, noting he is happy to deliver documents.

Ms. Roach said that will be fine. She will resume writing action letters on behalf of the Committee, “so we can email those to Andrew.”

Dr. Blinman said he will hand-deliver these documents to Mr. Zink tomorrow.

Ms. Roach said in general, in someone delivering reports after the submittal deadline, she will accept them as long as they are able to satisfy the noticing requirements.

Dr. Blinman said he fully understands.

G. DISCUSSION ITEMS

Ms. Roach said a proposal has been kicked around for more than a year for a new sculpture being donated for placement in the Plaza area between City Hall and the Convention Center. It is her understanding, based on previous discussions with David that this is a pretty sensitive area.

Mr. Pierce said there definitely is a site recorded there.

Ms. Roach said she has been able to pull the report for the whole excavation of the Convention Center and Parking Garage, but she can't find a clearance form that would indicate there were certain areas that might be off limits for ground disturbance. She noted the fish sculpture was installed there.

Ms. Roach said she got a call from someone at the Arts Commission today asking what they can and can't do in that area, in terms of ground disturbance, and if that kind of proposal would need to come through the Archaeological Review Committee. She told them she would do her best in the time she had available to come up with the research indicating protocol. She wasn't able to come up with a definitive answer, and hopes this Committee might have more institutional memory.

Mr. Pierce said the most recent thing we heard dealing with that area was from Dr. Blinman who had to monitor boring under the street, or a trench on the side of the street right outside the Plaza. So his discussions deal with other recordings of cultural resources in that plaza. If they are there, he probably pulled them up and talked about them.

Ms. Roach said she will follow up with Dr. Blinman.

Chair Eck said Dr. Blinman is the best possible source about a "do not enter" subset of that space.

Ms. Roach said she knows the density of burials recovered from that site, and it gives her a lot of pause. She said she is looking at a figure from LA1051, which is the plan of all features, and, using the map noted the areas of deposit. She said she believes this is in the site.

Chair Eck agreed, saying the presence of the pit house is alarming, but we don't know from "this" illustration where they actually did investigation. If they investigated all that area and found nothing, then we're "home free." "However, the only person who can tell you where they did all their investigation, probably is Dr. Blinman, unless you have a full copy of the report that we could refer to and find a picture that shows...."

Ms. Roach said there is, but it is 500 pages, and she didn't have time to go through it today.

Ms. Roach continued, saying, "So, I think probably the answer is to talk to Dr. Blinman and it would likely need to come before the ARC. The Arts Commission has their meeting on August 12th, and I need to come up with something to include in their packet, sort of in terms of some directive as to if they are committed to that site, this is what it's going to take to make it happen. And if they don't want to go through that, they should find another site."

Chair Eck said, "And a good definition of what they need. For instance, if they need to pour a concrete slab that will penetrate the earth 6 inches, that will be a foot thick and this big, to fit a sculpture on, well then it's pretty minimal impact, and I think would be allowed *[inaudible because two people talking at the same time here]*."

Ms. Roach said she thinks it will be bigger than 6 inches. It is a cast bronze sculpture.

Chair Eck said he has seen enormous sculptures on shallowly-set slabs, they are relying on the slab to hold the sculpture. So if it doesn't have to penetrate....

Mr. Zinn said it just has to outweigh the sculpture.

Chair Eck said they ought to be able to articulate that, and Ms. Roach agreed.

Chair Eck continued, saying if you are in a position to say it's going to take some archaeological investigation and that increases the "deeper, the bigger your foundation needs to be, then tell me what you can do."

Ms. Roach said, "So my question, just for clarification, is that if any ground disturbance is happening within the site boundaries of LA1051, does it need ARC review."

Chair Eck said, "As far as we know, it does."

H. MATTERS FROM THE COMMITTEE

There were no matters from the Committee.

I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS


There were no Administrative Matters and Communications.

J. ADJOURNMENT

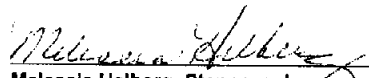
There was no further business to come before the Committee.

MOTION: Dale Zinn moved, seconded by Derek Pierce, to adjourn the meeting.

VOTE: The motion was approved unanimously on a voice vote, and the Committee Hearing was adjourned at approximately 6:30 p.m.



David Eck, Chair



Melessia Helberg, Stenographer