



# Agenda

REGULAR MEETING OF  
THE GOVERNING BODY  
APRIL 11, 2007  
CITY COUNCIL CHAMBERS

## AFTERNOON SESSION – 5:00 P.M.

CITY CLERK'S OFFICE

DATE 4-6-07 TIME 10:40 am

SERVED BY \_\_\_\_\_

RECEIVED BY J. Dominguez

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. INVOCATION
4. ROLL CALL
5. APPROVAL OF AGENDA
6. APPROVAL OF CONSENT CALENDAR
7. APPROVAL OF MINUTES: Spec. City Council Meeting – March 13, 2007  
Reg. City Council Meeting – March 28, 2007
8. PRESENTATIONS
  - a) Employee of the Month for April 2007 – Jon Griego, Engineer Technician Senior, PLUD/Engineering Development Review. (5 Minutes)
  - b) Introduction of Newly Hired Lateral Officers for the Police Department – Officer Jose Gonzales and Officer Aaron Ortiz. (Police Chief Johnson) (5 Minutes)
  - c) Proclamation Declaring "Tribute to Teacher Excellence Day". (5 Minutes)
  - d) Proclamation Declaring "Elizabeth Sonia Rodriguez/Prudential Spirit of Community Recognition Day in Santa Fe". (5 Minutes)
  - e) Proclamation Declaring "Robert W. Lawrence Day". (5 Minutes)
9. CONSENT CALENDAR
  - a) Bid No. 07/42/B – Water Division Equipment Bay Extensions; Pure Bred Construction. (Frank Archuleta)
    - 1) Request for Approval of Budget Transfer – Project Fund.



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- b) Bid No. 05/54/B – Procurement of Polyelectrolyte Chemical For Wastewater Division; Polydyne, Inc. (Luis Orozco)
- c) Bid No. 06/34/B – Automated Refuse Carts for Solid Waste Division; Toter, Inc. (William DeGrande)
- d) Bid No. 07/46/B – Top Dress Sand For Use at City Parks; Espanola Mercantile Co., Inc., d/b/a Associated Asphalt. (Ben Gurule)
- e) Bid No. 07/13/B – Cerrillos Road/St. Michaels Drive/Osage Avenue Intersection Improvements Project; Star Paving Company. (Leroy Pacheco)
  - 1) Request for Approval of Budget Transfer – Project Fund.
- f) Request for Approval of Agreement – Fiscal Agent for Santa Fe Solid Waste Management Agency. (Randall Kippenbrock)
- g) Request for Approval of Amendment No. 2 to Professional Services Agreement – 2006/07 Fiscal Year Nutrition Service Incentive Program for Seniors; North Central New Mexico Economic Development District Non-Metro Area Agency on Aging. (Ron Vialpando)
  - 1) Request for Approval of Budget Increase from Grant Revenues – Grant Fund.
- h) Request for Approval of Sole Source Procurement – Scheduling Software for Fire Department; Principal Decision Systems International. (Assistant Fire Chief Ted Bolleter)
  - 1) Request for Approval of Budget Increase – Fire Grant Fund Cash.
- i) Request for Approval of Procurement Under Federal Price Agreement – Remodel for Utility Billing Division at San Mateo; Creative Interiors, Inc. (Chip Lilienthal)
  - 1) Request for Approval of Budget Adjustment – Project Fund.



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- j) Request for Approval of Professional Services Agreement – Engineering Services for Water Transmission and Distribution System Rehabilitation; Wilson and Company. (Robert Jorgensen)
  - 1) Request for Approval of Budget Increase/Adjustment – Project Fund.
- k) Request for Approval of Agreement – Seventeen (17) Multi-Space Parking Meters at the North Railyard (RFP No. 07/37/P); Parkeon, Inc. (William Hon)
- l) Request for Approval of Amendment No. 2 to Professional Services Agreement – Provide Services Identifying and Documenting Cultural Practices of Groups Residing in the City of Santa Fe; Christine Snyder. (Sabrina Pratt)
- m) Request for Approval of Lease Agreement – Santa Fe Municipal Airport Shuttle; Roadrunner Airport Shuttle. (Jim Montman)
- n) Request for Approval to Publish Notice of Public Hearing on May 9, 2007:  
  
Bill No. 2007-15 – An Ordinance Amending Sections 14-4.3(E)(1)(C) and 14-4.3(E)(3)(6)(IV) SFCC 1987 to Define Major and Minor Projects in the Railyard Redevelopment Subdistrict. (Councilor Ortiz, Mayor Coss, Councilor Heldmeyer, Councilor Bushee Councilor Calvert and Councilor Wurzburger) (Frank Romero)
- o) CONSIDERATION OF RESOLUTION NO. 2007-\_\_\_\_\_. (Mayor Coss and Councilor Wurzburger)  
A Resolution Repealing Resolution No. 2002-04 Regarding the Membership Duties and Responsibilities of the Sustainable Santa Fe Commission and Reestablishing the Sustainable Santa Fe Commission by Refining the Scope, Purpose and Responsibilities of the Sustainable Santa Fe Commission. (Jack Hiatt)
- p) Request for Approval of Change Order No. 3 – Camino Alire Bridge and Intersection Improvements Project; A. S. Horner, Inc. (Peter Manzanares)



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- q) Request for Approval of Change Order No. 9 – Citywide ADA Curb Ramp Installation Project; HO Construction, Inc. (Peter Manzanares)
- r) Request for Approval of Amendment No. 3 to Professional Services Agreement – Siler Road Extension Project – Paseo de Vistas; Louis Berger Group. (Eric Martinez)
- s) Request for Approval of Contract – New Mexico Department of Transportation Traffic Engineering Services for Railyard Offsite Improvements; HDR Engineering, Inc. (Eric Martinez)
- t) CONSIDERATION OF RESOLUTION NO. 2007-\_\_\_\_\_. (Mayor Coss and Councilor Wurzbarger)  
A Resolution Declaring the Intent of the City of Santa Fe to Issue Industrial Revenue Bonds in an Aggregate Principal Amount of \$45,000,000 for a Proposed Office Campus Project Located at 2300 North Ridgetop Road in Santa Fe, New Mexico, for the Purpose of Inducing Ridgetop Road, LLC or its Successors or Assigns to Undertake the Acquisition, Construction and Equipping of the Project, and Authorizing the Giving and Publication of Notices in Connection with Such Bonds. (Craig Fiels)
- u) Request for Approval of Audio/Visual Upgrades for City Council Chambers. (Thomas Williams)
- v) Request for Approval of Santa Fe Ride Operations Plan for Fiscal Year 2008. (Jon Bulhuis)
- w) Request from Michael Roybal for Approval of Water Service Under Provisions of §25-1.11 SFCC 1987, in the Amount of .55 AFY, for a Dance Studio; Property at 3951 Rufina Street in the Traditional Agua Fria Village. (Antonio Trujillo)
- x) Request from Dell Weston for Approval of Water and Sewer Service Under Provisions of §22-6.2 and §25-1.11 SFCC 1987 for the Existing Gallery and for the Proposed Four (4) Artist Live/Work Studios and a New Gallery at 701 Airport Road. (Antonio Trujillo & Stan Holland)



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- y) CONSIDERATION OF RESOLUTION NO. 2007-\_\_\_\_\_.  
A Resolution Directing Staff to Prepare a Proposal for the Remodeling and Operation of a Teen Center at the Tino Griego Pool (Councilor Bushee, Councilor Ortiz, Councilor Dominguez and Councilor Trujillo) (Rick Anaya) Instead of Request for Approval of a Joint Resolution Approving the Sub-Lease of the Tino Griego Pool as a Location for a Work Development Center for High School and College Students to Learn the Skills of the Film Industry. (Mayor Coss and Councilor Wurzburger) (Frank Archuleta) **(Postponed the March 28, 2007 City Council Meeting)**
10. Consideration and Adoption of Findings of Fact and Conclusions of Law for Case # A-2006-12; Upholding Appeal of Decision made by the Planning Commission Concerning 1631 Camino Cruz Blanca Variance. (Frank Katz)
11. MATTERS FROM THE CITY MANAGER
12. MATTERS FROM THE CITY ATTORNEY
- EXECUTIVE SESSION:
- Discussion of Pending Litigation with Tierra Contenta Corporation, Pursuant to §10-15-1 (H) (7) NMSA 1978
13. Action Regarding Settlement Agreement with Tierra Contenta Corporation. (Frank Katz)
14. MATTERS FROM THE CITY CLERK
15. COMMUNICATIONS FROM THE GOVERNING BODY

## **EVENING SESSION – 7:00 P.M.**

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. INVOCATION



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REGULAR MEETING OF  
THE GOVERNING BODY  
APRIL 11, 2007  
CITY COUNCIL CHAMBERS

- D. ROLL CALL
- E. PETITIONS FROM THE FLOOR
- F. APPOINTMENTS
- G. PUBLIC HEARINGS:
  - 1) Request from Steven G. Garcia for the Following: (Yolanda Y. Vigil)
    - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at Café San Estevan, 428 Agua Fria Street, Which is Within 300 Feet of Our Lady of Guadalupe Church, 417 Agua Fria Street.
    - b) If the Waiver of the 300 Foot Restriction is Granted, a Request for a Restaurant (Beer & Wine) License to be Located at Café San Estevan, 428 Agua Fria Street.
  - 2) Request from IOTA Liquor, LLC for Approval to Expand the Licensed Premise of Dispenser License No. 2678 to Allow the Serving and Consumption of Alcoholic Beverages on Leased Patio Area at the Inn of the Anasazi, 113 Washington Avenue. (Yolanda Y. Vigil)
  - 3) CONSIDERATION OF BILL NO. 2007-6: ADOPTION OF ORDINANCE NO. 2007-\_\_\_\_\_. (Councilor Bushee, Councilor Dominguez and Councilor Calvert)  
An Ordinance Amending Certain Sections of the Santa Fe Smoke Free Ordinance, Article 10-6 SFCC 1987 for Clarification of Issues That Have Arisen During the Enforcement of the Smoke Free Ordinance. (Sevastian Gurule) **(Postponed at March 28, 2007 City Council Meeting)**
  - 4) CONSIDERATION OF BILL NO. 2007-8: ADOPTION OF ORDINANCE NO. 2007-\_\_\_\_\_. (Councilor Bushee, Councilor Ortiz, Councilor Calvert, Councilor Wurzburger and Councilor Dominguez)  
An Ordinance Amending Section 11-11.14 SFCC 1987 to Include Farmers' Markets as a Qualifying Entity For Economic Development Projects Requesting Economic Assistance from the City. (Craig Fiels) **(Postponed at March 28, 2007 City Council Meeting)**



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- 5) CONSIDERATION OF BILL NO. 2007-9: ADOPTION OF ORDINANCE NO. 2007-\_\_\_\_\_. (Councilor Bushee)  
An Ordinance Amending Section 14-2.8 SFCC 1987 Regarding the Archaeological Review Committee; Qualifications for Archaeologists, Historical Archaeologists and Historian; and Making Such Other Changes as are Necessary. (Marissa Barrett)
- 6) CONSIDERATION OF BILL NO. 2007-10: ADOPTION OF ORDINANCE NO. 2007-\_\_\_\_\_. (Councilor Heldmeyer, Councilor Wurzbarger and Councilor Chavez)  
An Ordinance Amending Section 2-4.6 SFCC 1987 Regarding the Powers and Duties of the City Manager. (Galen Buller)
- 7) CONSIDERATION OF BILL NO. 2007-11: ADOPTION OF ORDINANCE NO. 2007-\_\_\_\_\_. (Mayor Coss, Councilor Trujillo, Councilor Wurzbarger and Councilor Bushee)  
An Ordinance Amending Article 6-16 Regarding the Ethics and Campaign Review Board and Amending Article 9-2 of the City of Santa Fe Campaign Code. (Yolanda Vigil)

## H. ADJOURN

**Pursuant to the Governing Body Procedural Rules, in the event any agenda items have not been addressed, the meeting should be reconvened at 7:00 p.m., the following day and shall be adjourned not later than 12:00 a.m. Agenda items, not considered prior to 11:30 p.m., shall be considered when the meeting is reconvened or tabled for a subsequent meeting.**

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross-examination. Witnesses have the right to have an attorney present at the hearing.

\*Translator for the hearing impaired available through the City Clerk's Office upon 5 days notice.

CITY COUNCIL MEETING  
EXECUTIVE SESSION  
April 11, 2007

The governing body of the City of Santa Fe met in an executive session duly called on April 11, 2007 beginning at 7:00 p.m.

**The following item was discussed:**

**1) Pending Litigation with Tierra Contenta Corporation, Pursuant to §10-15-1(H)(7) NMSA 1978.**

PRESENT

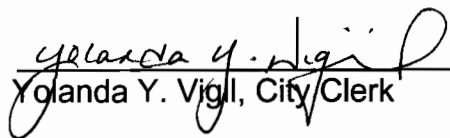
Mayor Coss  
Councilor Bushee  
Councilor Calvert  
Councilor Chavez  
Councilor Dominguez  
Councilor Heldmeyer  
Councilor Ortiz  
Councilor Trujillo  
Councilor Wurzbarger

STAFF PRESENT

Galen Buller, City Manager  
Frank Katz, City Attorney  
Yolanda Y. Vigil, City Clerk  
Kyle Harwood, Assistant City Attorney

John Bienvenu - Rothstein, Donatelli, Hughes, Dahlstrom, Schoenburg & Bienvenu, LLP

There being no further business to discuss, the executive session adjourned at 7:10 p.m.

  
Yolanda Y. Vigil, City Clerk



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**SANTA FE CITY COUNCIL MEETING**  
**April 11, 2007**

<b>ITEM</b>	<b>ACTION</b>	<b>PAGE(S)</b>
<b><u>AFTERNOON SESSION – 5:00 P.M.</u></b>		
ROLL CALL	Quorum	1
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APPROVAL OF CONSENT CALENDAR	Approved (Amended)	1
CONSENT CALENDAR LISTING		2-3
APPROVAL OF MINUTES:		
Spec. City Council Meeting – March 13, 2007	Approved	3
Reg. City Council Meeting – March 28, 2007	Approved	4
PRESENTATIONS		
Proclamation Declaring "Robert W. Lawrence Day".		4
Employee of the Month for April 2007 – Jon Griego, Engineer Technician Senior, PLUD/ Engineering Development Review		5
Introduction of Newly Hired Lateral Officers for the Police Department – Officer Jose Gonzales and Officer Aaron Ortiz		5
Proclamation Declaring "Tribute to Teacher Excellence Day".		5
Proclamation Declaring "Elizabeth Sonia Rodriguez/Prudential Spirit of Community Recognition Day in Santa Fe".		6
CONSENT CALENDAR DISCUSSION		
Request for Approval of Agreement – Seventeen (17) Multi-Space Parking Meters at the North Railyard (RFP No. 07/37/P); Parkeon, Inc.	Approved	6
CONSIDERATION OF RESOLUTION NO. 2007-32.		
A Resolution Declaring the Intent of the City of Santa Fe to Issue Industrial Revenue Bonds in an Aggregate Principal Amount of \$45,000,000 for a Proposed Office Campus Project Located at 2300 North Ridgetop Road in Santa Fe, New Mexico, for the Purpose of Inducing Ridgetop Road, LLC or its Successors or Assigns to Undertake the Acquisition, Construction and Equipping of the Project, and Authorizing the Giving and Publication of Notices in Connection with Such Bonds.		
	Approved (amended)	6-9
Request from Michael Roybal for Approval of Water Service Under Provisions of §25-1.11 SFCC 1987, in the Amount of .55 AFY, for a Dance Studio; Property at 3951 Rufina Street in the Traditional Agua Fria Village.	Approved (amended)	9-12
Request from Dell Weston for Approval of Water and Sewer Service Under Provisions of §22-6.2 and §25-1.11 SFCC 1987 for the Existing Gallery and for the Proposed Four (4) Artist Live/Work Studios and a New Gallery at 701 Airport Road.	Approved	12

<b>ITEM</b>	<b>ACTION</b>	<b>PAGE(S)</b>
<b>CONSIDERATION OF RESOLUTION NO. 2007-33.</b>		
A Resolution Directing Staff to Prepare a Proposal for the Remodeling and Operation of a Teen Center at the Tino Griego Pool (Councilor Bushee, Councilor Ortiz, Councilor Dominguez and Councilor Trujillo) (Rick Anaya) Instead of Request for Approval of a Joint Resolution Approving the Sub-Lease of the Tino Griego Pool as a Location for a Work Development Center for High School and College Students to Learn the Skills of the Film Industry.		
	Approved(amended)	12-13
<b><u>END OF CONSENT DISCUSSION</u></b>		
Consideration and Adoption of Findings of Fact and Conclusions of Law for Case # A-2006-12; Upholding Appeal of Decision made by the Planning Commission Concerning 1631 Camino Cruz Blanca Variance.		
	Approved	13
<b>MATTERS FROM THE CITY MANAGER</b>		13
<b>MATTERS FROM THE CITY ATTORNEY</b>		
<b>EXECUTIVE SESSION:</b>		
Discussion of Pending Litigation with Tierra Contenta Corporation, Pursuant to §10-15-1 (H) (7) NMSA 1978		
	Approved	13-14
Action Regarding Settlement Agreement with Tierra Contenta Corporation.		
	Approved	14
<b><u>EVENING SESSION – 7:00 P.M.</u></b>		
<b>CALL TO ORDER AND ROLL CALL</b>	Quorum	14-15
<b>PETITIONS FROM THE FLOOR</b>		15
<b>APPOINTMENTS</b>		15-16
<b>PUBLIC HEARINGS</b>		
Request from Steven G. Garcia for the Following:		
Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at Café San Estevan, 428 Agua Fria Street, Which is Within 300 Feet of Our Lady of Guadalupe Church, 417 Agua Fria Street.		
	Approved	16-17
If the Waiver of the 300 Foot Restriction is Granted, a Request for a Restaurant (Beer & Wine) License to be Located at Café San Estevan, 428 Agua Fria Street.		
	Approved	17
Request from IOTA Liquor, LLC for Approval to Expand the Licensed Premise of Dispenser License No. 2678 to Allow the Serving and Consumption of Alcoholic Beverages on Leased Patio Area at the Inn of the Anasazi, 113 Washington Avenue.		
	Postponed	17
<b>CONSIDERATION OF BILL NO. 2007-6: ADOPTION OF ORDINANCE NO. 2007-06.</b>		
An Ordinance Amending Certain Sections of the Santa Fe Smoke Free Ordinance, Article 10-6 SFCC 1987 for Clarification of Issues That Have Arisen During the Enforcement of the Smoke Free Ordinance.		
	Approved (amended)	17-18

<b>ITEM</b>	<b>ACTION</b>	<b>PAGE(S)</b>
CONSIDERATION OF BILL NO. 2007-8: ADOPTION OF ORDINANCE NO. 2007-08. An Ordinance Amending Section 11-11.14 SFCC 1987 to Include Farmers' Markets as a Qualifying Entity For Economic Development Projects Requesting Economic Assistance from the City.	Approved	18-21
CONSIDERATION OF BILL NO. 2007-9: ADOPTION OF ORDINANCE NO. 2007-9. An Ordinance Amending Section 14-2.8 SFCC 1987 Regarding the Archaeological Review Committee; Qualifications for Archaeologists, Historical Archaeologists and Historian; and Making Such Other Changes as are Necessary.	Approved	21
CONSIDERATION OF BILL NO. 2007-10: ADOPTION OF ORDINANCE NO. 2007-10. An Ordinance Amending Section 2-4.6 SFCC 1987 Regarding the Powers and Duties of the City Manager.	Approved (amended)	21-22
CONSIDERATION OF BILL NO. 2007-11: ADOPTION OF ORDINANCE NO. 2007-11. An Ordinance Amending Article 6-16 Regarding the Ethics and Campaign Review Board and Amending Article 9-2 of the City of Santa Fe Campaign Code.	Approved (amended)	22-26
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**MINUTES OF THE  
REGULAR MEETING OF THE  
GOVERNING BODY  
Santa Fe, New Mexico  
April 11, 2007**

**AFTERNOON SESSION**

A regular meeting of the Governing Body of the City of Santa Fe, New Mexico, was called to order by Mayor David Coss, on April 11, 2007, at approximately 5:00 p.m., in the City Hall Council Chambers. Following the Pledge of Allegiance and Invocation, Roll Call indicated the presence of a quorum, as follows:

**Members Present**

Mayor David Coss  
Councilor Miguel Chavez, Mayor Pro-Tem  
Councilor Patti J. Bushee  
Councilor Christopher Calvert  
Councilor Carmichael A. Dominguez  
Councilor Karen Heldmeyer  
Councilor Matthew E. Ortiz  
Councilor Ronald S. Trujillo  
Councilor Rebecca Wurzbarger

**5. APPROVAL OF AGENDA**

**Councilor Bushee moved, seconded by Councilor Trujillo, to approve the agenda.**

Chair Heldmeyer requested they move 8e to the first presentation.

**Councilor Bushee and Councilor Trujillo accepted this amendment. There being no abstaining or dissenting votes, the motion passed by unanimous voice vote. [Councilor Ortiz was not present for this vote].**

**6. APPROVAL OF CONSENT CALENDAR**

Councilor Wurzbarger removed item t.  
Councilor Bushee removed item y.  
Councilor Chavez removed items w and x.  
Councilor Heldmeyer removed item k.

**Councilor Bushee moved approval of the Consent Agenda as amended.  
Councilor Wurzbarger seconded the motion.**

**For: Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Heldmeyer, Councilor Trujillo and Councilor Wurzbarger. [Councilor Ortiz was not present for this vote].**

**Against: None.**

- a) Bid No. 07/42/B – Water Division Equipment Bay Extensions; Pure Bred Construction. (Frank Archuleta)
  - 1) Request for Approval of Budget Transfer – Project Fund.
- b) Bid No. 05/54/B – Procurement of Polyelectrolyte Chemical For Wastewater Division; Polydyne, Inc. (Luis Orozco)
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- k) Pulled from Consent by Councilor Heldmeyer.
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- m) Request for Approval of Lease Agreement – Santa Fe Municipal Airport Shuttle; Roadrunner Airport Shuttle. (Jim Montman)

- n) Request for Approval to Publish Notice of Public Hearing on May 9, 2007:  
Bill No. 2007-15 – An Ordinance Amending Sections 14-4.3(E)(1)(C) and 14-4.3(E)(3)(6)(IV) SFCC 1987 to Define Major and Minor Projects in the Railyard Redevelopment Subdistrict. (Councilor Ortiz, Mayor Coss, Councilor Heldmeyer, Councilor Bushee Councilor Calvert and Councilor Wurzburger) (Frank Romero)
- o) **CONSIDERATION OF RESOLUTION NO. 2007-31. (Mayor Coss and Councilor Wurzburger)**  
A Resolution Repealing Resolution No. 2002-04 Regarding the Membership Duties and Responsibilities of the Sustainable Santa Fe Commission and Reestablishing the Sustainable Santa Fe Commission by Refining the Scope, Purpose and Responsibilities of the Sustainable Santa Fe Commission. (Jack Hiatt)
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- r) Request for Approval of Amendment No. 3 to Professional Services Agreement – Siler Road Extension Project – Paseo de Vistas; Louis Berger Group. (Eric Martinez)
- s) Request for Approval of Contract – New Mexico Department of Transportation Traffic Engineering Services for Railyard Offsite Improvements; HDR Engineering, Inc. (Eric Martinez)
- t) Pulled from consent by Councilor Wurzburger.
- u) Request for Approval of Audio/Visual Upgrades for City Council Chambers. (Thomas Williams)
- v) Request for Approval of Santa Fe Ride Operations Plan for Fiscal Year 2008. (Jon Bulthuis)
- w) Pulled from consent by Councilor Chavez.
- x) Pulled from consent by Councilor Chavez.
- y) Pulled from consent by Councilor Bushee.

#### **7. APPROVAL OF MINUTES: Spec. City Council Meeting – March 13, 2007**

**Councilor Chavez moved to approve the minutes of March 13, 2007. Councilor Calvert seconded the motion which passed by unanimous voice vote. Councilor Bushee abstained from voting. [Councilor Ortiz was not present for this vote].**

**Reg. City Council Meeting – March 28, 2007**

**Councilor Calvert moved to approve the minutes of March 28, 2007. Councilor Chavez seconded the motion which passed by unanimous voice vote. Councilors Bushee, Dominguez and Trujillo abstained from voting. [Councilor Ortiz was not present for this vote].**

**8. PRESENTATIONS**

**e) Proclamation Declaring “Robert W. Lawrence Day”. (5 Minutes)**

Mayor Coss read the proclamation declaring “Robert W. Lawrence Day.” On March 29, 2007 the nation paid tribute to the World War II Black Aviators by awarding them a congressional gold medal on behalf of the Tuskegee Airman collectively. This award was presented in recognition of their unique military record which inspired revolutionary reform in the armed forces. Some 992 black pilots graduated from the pilot training program at the Tuskegee Army Airfield between July 1941 and June 1946 and 450 black fighter pilots fought in World War II aerial battles over North Africa, Sicily and Europe. These men were referred to as the Black Red Tail Angels because of their reputation of not losing bombers to enemy fighters. This spearheaded the integration of the Armed Forces of the United States.

Robert W. Lawrence, an original Tuskegee Airman, along with his fellow airman was honored collectively in the Rotunda of the US Capitol. They were awarded a congressional gold medal which marks their contribution to the nation. The gold medal will be given to the Smithsonian Institute. Mayor Coss proclaimed Wednesday, April 11, 2007 as Robert W. Lawrence Day.

Robert Lawrence said it is hard for him to express in words what he really feels. He stated that 65 years ago he was called into the office by his school counselor and told that he could not make the senior trip to Washington, DC due to the segregation policies and last week the President briefed him in the Rotunda to thank him for his service. He feels this demonstrates what a long way things have come. He thanked the Governing Body and the people of Santa Fe. He also thanked all those young men and women out there today working so one day everyone can sit down in peace and harmony. He introduced his wife, Tina.

Father Richard Murphy thanked Mr. Lawrence on behalf of St. Bedes for the inspiration and faith he gives witness to at St. Bedes. He said Mr. Lawrence is a man of profound faith and spirit and they are blessed with his presence. He added that Mr. Lawrence is a blessing to all those that know him and his wife.

Councilor Calvert thanked Mr. Lawrence. He understands how difficult pilot training is under normal circumstances. He thanked him for his perseverance and dedication in serving the country in the face of prejudice and extra adversity. He explained that he was recently in Washington DC with the Mayor and they visited the World War II Veterans Memorial that was completed. He did not find Mr. Lawrence's name on the registry and so he is in the process of getting his name added to that registry so he is ever remembered.

**a) Employee of the Month for April 2007 – Jon Griego, Engineer Technician Senior, PLUD/Engineering Development Review. (5 Minutes)**

Mayor Coss presented the Employee of the Month award to Jon Griego, Engineer Technician Senior. Mayor Coss read the nomination from Wendy Blackwell into the record. Mayor Coss presented Mr. Griego with a plaque and a check for \$200 from the Employees Benefit Committee.

Mr. Griego thanked everyone and said he is proud to be part of the dedicated employees that serve the City of Santa Fe.

**b) Introduction of Newly Hired Lateral Officers for the Police Department – Officer Jose Gonzales and Officer Aaron Ortiz. (Police Chief Johnson) (5 Minutes)**

Deputy Chief Montano introduced Jose Gonzales and Aaron Ortiz both from Las Vegas, New Mexico. He said they both have excellent backgrounds and will be a big plus for the City and the Police force.

Deputy Chief Montano said Jose is a 1994 graduate of Capital High. He has previous experience with the Corrections Department and the Public Safety Motor Transportation Division.

Deputy Chief Montano said Aaron graduated in 2003 from West Las Vegas High School. He began his career with the City of Las Vegas in 2005.

**c) Proclamation Declaring “Tribute to Teacher Excellence Day”. (5 Minutes)**

Mayor Coss read the proclamation into the record. The Golden Apple Foundation of New Mexico is dedicated to improving the quality of education in New Mexico through the recognition, recruitment and professional development of teachers. The Foundation believes the quality of the teachers in the classroom is the most important thing. He presented Muchas Gracias certificates to Holly Beckman, Cesar Chavez Community School, Diana Keith, Sweeney Elementary and Lynn Keller, La Casita Preschool.

Frank Montano, School Board Member, apologized that Leslie Carpenter was unable to attend this meeting, but she stated how proud the Board and school district is of the work they do.

Angelica Ruiz, School Board Member, thanked the teachers on behalf of all the working parents who entrust their children to the Santa Fe Public Schools daily. She recognized the significant influence they have on the children and congratulated them. She said the time and effort they put in helps the parents and the community.

Ms. Beckman thanked them for the recognition. She hopes to continue working in the bilingual program. She thanked the principals for their support as well as friends and family.



**d) Proclamation Declaring “Elizabeth Sonia Rodriguez/Prudential Spirit of Community Recognition Day in Santa Fe”. (5 Minutes)**

Mayor Coss read the proclamation into the record. Ms. Rodriguez was named as one of four New Mexicans who are honorees in the Prudential Spirit of Community Awards Programs. She exemplifies the value of volunteer community service and is a role model to other youth and adults in the community. She has provided over 1300 hours of volunteer service in the community. The hope is that the recognition will stimulate others to volunteer service.

Ms. Rodriguez thanked her grandparents, parents and sister who have supported her and the City of Santa Fe for making it such a wonderful community to grow up in.

Councilor Chavez said it is not often that the youth are committed and dedicated to make a contribution and then recognized for what they do.

**8. CONSENT CALENDAR DISCUSSION**

**k) Request for Approval of Agreement – Seventeen (17) Multi-Space Parking Meters at the North Railyard (RFP No. 07/37/P); Parkeon, Inc. (William Hon)**

Councilor Heldmeyer said there were some additional amendments that staff needed to put in which is why she pulled it.

Mr. Hon said he was contacted by one of the municipalities who had previously purchased this equipment and was asked if they could piggyback off this contract to buy additional equipment. He said since this company had already been installing the equipment they gave the same price that the other City received. He explained that he changed the contract under Article 3 to state that after the initial installation and evaluation of the multi-space parking stations that the City of Santa Fe has the right to renew the agreement and purchase additional items at the same price which opens the door for other municipalities to purchase the same meters at the same price.

Councilor Heldmeyer moved for approval, Councilor Calvert seconded the motion. The motion was approved on the following roll call vote:

**For: Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Heldmeyer, Councilor Trujillo and Councilor Wurzbarger.**

**Against: None.**

**[Councilors Bushee and Ortiz were not present for this vote].**

**t) CONSIDERATION OF RESOLUTION NO. 2007-32. (Mayor Coss and Councilor Wurzbarger)**

**A Resolution Declaring the Intent of the City of Santa Fe to Issue Industrial Revenue Bonds in an Aggregate Principal Amount of \$45,000,000 for a Proposed Office Campus Project Located at 2300 North Ridgetop Road In Santa Fe, New Mexico, for the Purpose of Inducing Ridgetop Road, LLC or its Successors or Assigns to Undertake the Acquisition, Construction and Equipping of the Project, and Authorizing the Giving and Publication of Notices in Connection with Such Bonds. (Craig Fiels)**

**Councilor Wurzbarger moved to approve with the following addition to section 6, line 10. The city will work with the school board and the Thornburg Corporation to explore opportunities to continue and to expand philanthropic support for the Public Schools in Santa Fe through the Partners in Education Foundation. Councilor Dominguez seconded the motion.**

David Miller, Thornburg Corporation, said the amendment takes into account the existing philanthropy to the School District of close to \$100,000. He said they have already been dedicated and will continue to be dedicated in the spirit of the amendment. He said they already have a very good working relationship with Partners in Education and can explore ways to continue. He noted that three Committees have unanimously recommended approval of this. He wanted the Councilors to keep in mind that there is no tax lost to the City as they have agreed to pay the City \$25,000 annually during the duration of the IRB and no tax will be lost to the school district. The company has grown in the last 25 years from 0 assets to \$85 billion in assets. He noted that they have 350 well paid employees and that money stays in the City. Last year they hired 100 employees which represents 10-25% of the growth in the City. He feels the City should make every effort to keep and maintain the existing organizations. The new building will use much less energy and water. He added that they have helped the City every time they have been called to help with any philanthropic effort regularly and consistently. They are a major contributor to 70 organizations that help the citizens.

Councilor Bushee asked the school board to weigh in on this.

Frank Montano said the school board is pleased with the amendment. He said a big concern is that they learn about some of these things issues involving the school district later rather than sooner. He requested they be notified of things that affect the schools so they have the opportunity to discuss the issues. He is grateful for the support of Thornburg.

Angelica Ruiz thanked Thornburg for the contributions. She said the school board is dedicated to making quality data driven decisions and so they need to be players at the table. She said if they have not been in the past, they are here to say they would like to be invited to the table. She thanked the school board for the contribution to the northwest quadrant. She looks forward to future collaborations.

*Councilor Ortiz arrived at this time.*

Councilor Chavez said his comments do not take anything away from the contribution and benefit that a company like Thornburg brings to the community as he appreciates this. He feels it is a coincidence that the property tax collected would be around \$109,000 and the tax collected for the City would be about \$28,000. He said these are the pledges that Thornburg is willing to make to only two entities out of five that would be recipients of the property tax. He asked about the inflation factor. He said they are considering relieving them of the property tax for a 30-year period, but everyone else will continue to pay the tax at a higher assessed value. He expressed concern with those on a fixed income as the only relief they have is if they qualify by age or income they may have their property tax frozen, but they continue to pay property tax as long as they own the home. He has a hard time understanding this and does not see it as equitable even though Thornburg contributes a great deal to the community.

Councilor Bushee asked Mr. Franklin who they would deal with when it comes to claw back provisions. She wants to discuss this now so it is in the ordinance and the bonds when they are approved and issued.

Peter Franklin, Bond Counsel, explained that claw back provisions would typically be included in the bond ordinance that would approve the bond transaction itself. He said the resolution expresses the City's intent to consider a bond resolution and hold the public hearing, but does not provide approval in advance.

Councilor Bushee asked who puts those together.

Mr. Franklin said either his office or the City attorney could do so. He said typically they would work with bond counsel for Thornburg to propose the form of claw back provisions and they would work with the City Attorney's office to make sure it meets their approval.

Councilor Bushee sees that this will result in \$10 million in savings to Thornburg, but she comes up with closer to \$12 million saved.

Mr. Franklin reported that he has not done analysis, but the tax benefits that IRB's typically provide are property tax abatements offset by payments in lieu of taxes and gross receipts tax or compensating tax relief for equipping the project.

Councilor Bushee expressed concern with the gross receipts tax or compensating tax. She understands that between \$8-9 million of the issue will be for tangible personal property which would then only be taxed at 5%. She said most of this would be secured out of state. She is not concerned about gathering that tax money, but she would like to make it a requirement that they solicit from local vendors. She does not feel the need to build in the water use restrictions or renewable energy as she is confident they will be a leader in that area. She is concerned with the schools and the community college. She does want to see a payment in lieu of. She wants these issues to be included in the negotiations in order to support this.

Councilor Heldmeyer is happy that Thornburg will stay in Santa Fe, but questions why they want this. She noted that they are requesting the IRB to offset permitting delays. She said the City, the School Board and the Community College did not sue Thornburg, but they are all supposed to take a hit because the lawsuit dragged out over time. In her opinion, this is not a good enough reason. She sees IRB as being much more focused and deliberate. She commented that she talked to Commissioner Vigil about how she felt about this and Commissioner Vigil said they have not discussed it in terms of the property tax that they will not get, but she feels IRB's are more useful for non-profit organizations. She understands the promises being made, but the issues being brought up are good issues. She said they do not exempt many other people in worst situations, so she does not see this as a good enough reason.

Mayor Coss said right now the total property tax is \$4000 a year and the County could at any time pass a circuit breaker and exempt fixed income and seniors. He said this IRB does not limit the ability to support other entities. He said the reason he supports this is the hundreds of high paying jobs this company provides to Santa Fe. He agreed that they have contributed year after year and so there are no promises because it has been demonstrated consistently.

**The motion passed by the following roll call vote.**

**Those voting for the motion: Councilors Dominguez, Councilor Ortiz, Councilor Trujillo, Councilor Wurzbarger and Councilor Calvert**

**Those voting against the motion: Councilor Chavez and Councilor Heldmeyer. Councilor Bushee abstained from voting until she gets the information requested.**

**w) Request from Michael Roybal for Approval of Water Service Under Provisions of §25-1.11 SFCC 1987, in the Amount of .55 AFY, for a Dance Studio; Property at 3951 Rufina Street in the Traditional Agua Fria Village. (Antonio Trujillo)**

**Councilor Chavez moved approval with the PUC amendments, Councilor Heldmeyer seconded the motion.**

Councilor Chavez explained that the amendments will reduce the water to .32 acres for the year and limit the use of the property to residential.

Councilor Heldmeyer asked what the County approved.

Mr. Roybal explained that the County approved a residence.

Councilor Calvert commented that the County does not make any effort to supply the water.

Councilor Heldmeyer was confused. She said originally Mr. Roybal asked for a very different use and she still does not see any documentary evidence of what this will be. She questions the condition put on at Public Utilities. She asked if this switches over from residential use to commercial use if they will know about it.

Antonio Trujillo said they would eventually pick up on it and it would be out of compliance with what was approved so they would shut the water off. He noted that they do not have a mechanism in place for checking.

Councilor Heldmeyer said initially it was an increase in water.

Mr. Trujillo said it depends on the size of the lot. A lot 6000 square feet or smaller allows .20; between 6000 square feet and ¼ acre allows .25 and a lot greater than ¼ acre allows .32.

Councilor Wurzbarger was confused with the rationale for saying they will give water for one use and not another. She is confused what the use will be. She sees the recommendation that they will only give water if it is a residence. She asked why they care what the use is.

Councilor Dominguez pointed out that the staff documentation shows Councilor Heldmeyer voting for this although she noted that she did not vote for it. He said it was explained that Mr. Roybal was a dancer that needed space to dance. The intent was to restrict the potential for commercial use, but still allow the applicant space to dance.

Councilor Wurzbarger asked why the City is determining uses in the Agua Fria Village.

Councilor Dominguez said part of it was the size of the meter.

Mr. Harwood said like most other permitting and processing functions the future use is limited by the amount and type of use to the location which is how they do all water requests. He said they cannot switch it over, but the applicant started with one application and then changed to another type, so he is unclear what the application states. He said the use is limited by what was applied for at the location. He said the recommendation of the PUC was to limit the use for a residence.

Mr. Trujillo said the initial application was for a dance studio only, but the applicant was informed that he could only use it for only that so he amended his request to ask for a residence and dance studio. He said then it was amended again for residential use only.

Councilor Wurzbarger said she cannot imagine Mr. Roybal not wanting a dance studio. She asked Mr. Roybal what he intends to do.

Mr. Roybal said the intention is to have a residence. He now has a City recognized dance studio in a building that he owns further up the street called Rufina Dance Studio. He has settled for this in lieu of the fact that the County will not give him a commercial permit for a dance studio. The original plans stated live-in dance studio which he thinks caused some of the confusion. He added that in the event he changes his plans he would come back for permission.

Councilor Dominguez expressed concern with the water allocation for the type of property. He asked if they could tie the water to the use and if wants to ask for more water later he can do so.

Councilor Chavez stated that the recommendation states the use is for residential application only. He said they reduced the acre feet to .32. He asked what the next tier would be if they want to lower it to the next tier.

Mr. Trujillo replied .25.

Councilor Chavez said this still only allows residential use on that property. He said if they want to reduce the acre feet this might be a good recommendation.

Councilor Dominguez wanted to be consistent between the water use and demand.

Councilor Ortiz wanted to make a motion to limit the water to .32.

Mayor Coss pointed out that there has already been a motion.

**Councilor Ortiz made a friendly amendment to remove the restriction on the use and tie the property to the .32 allocation.**

Councilor Chavez said the applicant came before the PUC with a commercial application and now it is a residential application.

**Councilor Heldmeyer said the amendment is not friendly.**

**Councilor Ortiz made a motion to amend the approval. Councilor Wurzburger seconded the motion.**

Mayor Coss asked if the use is not restricted how they would bill the customer.

Mr. Harwood understands the application to be a residential meter. He cautioned against dictating this. He said there are two formulas. The first is to petition based on use and an average is computed. He said only if there is a petition for a lower option b they then receive monitoring requirements. He supposes they could condition the approval any way they want.

Councilor Bushee asked if it is a residential application if it falls under conservation requirements.

Mr. Harwood said this would fall under conservation restrictions.

Councilor Bushee asked if the applicant built a studio if he would have to come back.

Mr. Harwood said if went beyond the amount for a different use then he would come back.

Councilor Calvert asked if the City has the ability to determine land use.

Mr. Harwood explained that they are not specifying the land use but limiting the provision of City water. If the applicant changes his property to commercial, he loses his water connection until he comes back. The system constructed for serving water outside the City limits is limited to application as edited by Council action.

Councilor Heldmeyer asked what the accepted amount of water is for a commercial use.

Mr. Trujillo explained that commercial use is based on size of development and type of development. There are tables of numbers for different types of applications.

Councilor Heldmeyer asked where the .2 for the residence came from.

Mr. Trujillo said the initial application was for .2 for the dance studio, not for the residence.

Councilor Heldmeyer said the first application was for .32 for the residence.

Mr. Trujillo recalled it was .2 for the dance studio and .32 for the residence.

Councilor Chavez said the EZC and EZA approve the land use. He said the applicant has stated on the record that his intention is to use this for residential purposes only.

Mr. Roybal said he intends to use this for a residence only. He said if he changes that he will ask for permission.

**Councilor Ortiz's amendment passed by the following roll call vote:**

**Those voting for the motion: Councilor Dominguez, Councilor Ortiz, Councilor Trujillo, Councilor Wurzburger, Councilor Bushee and Councilor Chavez.**

**Those voting against the motion: Councilor Heldmeyer.**

**The motion passed by the following roll call vote:**

**Those voting for the motion: Councilor Ortiz, Councilor Trujillo, Councilor Wurzburger, Councilor Bushee, Councilor Calvert, Councilor Chavez and Councilor Dominguez.**

**Those voting against the motion: None.**

**x) Request from Dell Weston for Approval of Water and Sewer Service Under Provisions of §22-6.2 and §25-1.11 SFCC 1987 for the Existing Gallery and for the Proposed Four (4) Artist Live/Work Studios and a New Gallery at 701 Airport Road. (Antonio Trujillo & Stan Holland)**

**Councilor Chavez moved to approve with the conditions from the Public Utilities Committee that the sewer be approved, but not the water until time of annexation. Councilor Heldmeyer seconded the motion.**

**Councilor Bushee asked if the applicant is okay with this.**

**The applicant nodded yes.**

**The motion passed by the following roll call vote:**

**Those voting for the motion: Councilor Ortiz, Councilor Trujillo, Councilor Wurzburger, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez and Councilor Heldmeyer.**

**Those voting against the motion: None.**

**y) CONSIDERATION OF RESOLUTION NO. 2007-33.**

**A Resolution Directing Staff to Prepare a Proposal for the Remodeling and Operation of a Teen Center at the Tino Griego Pool (Councilor Bushee, Councilor Ortiz, Councilor Dominguez and Councilor Trujillo) (Rick Anaya) Instead of Request for Approval of a Joint Resolution Approving the Sub-Lease of the Tino Griego Pool as a Location for a Work Development Center for High School and College Students to Learn the Skills of the Film Industry. (Mayor Coss and Councilor Wurzburger) (Frank Archuleta) (Postponed the March 28, 2007 City Council Meeting)**

**Bushee moved approval with the substitute resolution from Councilor Heldmeyer. Councilor Chavez seconded the motion.**

**Mayor Coss noted that Mr. Montano requested a study session with school board.**

**Councilor Calvert moved to postpone this issue until after the study session, Councilor Ortiz seconded the motion.**

Councilor Heldmeyer noted that the postponement will not direct staff to complete a preliminary report. She would prefer staff do the work so they have something to discuss.

Councilor Chavez agreed. He thinks the resolution is much better than postponing this as it does direct staff to work during the interim. He said there are two programs competing for the facility; the teen center and work force development. He said if they can help provide career paths it is a step forward. He is interested in the use of this facility and how the school might participate.

**Councilor Ortiz agreed to amend the motion to postpone to a date specific. He said the second meeting of the Council in July. He directed staff to move forward on the information they would need.**

**Councilor Calvert accepted this as friendly.**

**The motion passed by the following roll call vote:**

**Those voting for the motion:**

**Those voting for the motion: Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Dominguez, Councilor Heldmeyer and Councilor Ortiz.**

**Those voting against the motion: None.**

**Councilor Chavez abstained from voting.**

- 10. Consideration and Adoption of Findings of Fact and Conclusions of Law for Case # A-2006-12; Upholding Appeal of Decision made by the Planning Commission Concerning 1631 Camino Cruz Blanca Variance. (Frank Katz)**

Mr. Katz said the proposed findings were close to what he drafted.

**Councilor Ortiz moved to approve. Councilor Heldmeyer seconded the motion.**

**The motion passed by the following roll call vote:**

**Those voting for the motion: Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Dominguez, Councilor Heldmeyer and Councilor Ortiz.**

**Those voting against the motion: None.  
[Councilor Bushee was absent for this vote].**

- 11. MATTERS FROM THE CITY MANAGER**

None.

- 12. MATTERS FROM THE CITY ATTORNEY  
EXECUTIVE SESSION:**

**Discussion of Pending Litigation with Tierra Contenta Corporation,  
Pursuant to §10-15-1 (H) (7) NMSA 1978**



**Councilor Calvert moved, seconded by Councilor Dominguez to go into executive session pursuant to §10-15-1 (H) (7) NMSA 1978 to discuss pending litigation with Tierra Contenta Corporation.**

**The motion passed by unanimous voice vote.**

**For: Councilor Ortiz, Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez and Councilor Heldmeyer.**

**Against: None.**

*The Council went into Executive Session at 6:55 p.m. and came out at 7:25 p.m.*

**Councilor Chavez moved, Councilor Ortiz seconded the motion to come out of executive session. The only matters discussed were those listed in the agenda.**

**The motion passed by unanimous voice vote.**

**For: Councilor Ortiz, Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez and Councilor Wurzbarger.**

**Against: None.**

**13. Action Regarding Settlement Agreement with Tierra Contenta Corporation. (Frank Katz)**

**Councilor Ortiz moved to approve and give direction to staff along the lines that the Attorney gave them in executive session, Councilor Chavez seconded the motion which passed by the following roll call vote:**

**For: Councilor Chavez, Councilor Dominguez and Councilor Wurzbarger. Councilor Bushee, Councilor Calvert, Councilor Heldmeyer, Councilor Ortiz and Councilor Trujillo.**

**Against: None.**

**END OF AFTERNOON SESSION AT 7:35 P.M.**

*The Council moved directly into the Evening Session without a break*

**EVENING SESSION – 7:00 P.M.**

**The evening Session was called to order by Mayor David Coss at approximately 7:30 p.m.**

**B. PLEDGE OF ALLEGIANCE**

**C. INVOCATION**

#### **D. ROLL CALL**

Roll call indicated the presence of a quorum as follows:

**Members Present:**

Mayor David W. Coss  
Councilor Miguel Chavez, Mayor Pro-Tem  
Councilor Patti J. Bushee  
Councilor Christopher Calvert  
Councilor Carmichael A. Dominguez  
Councilor Karen Heldmeyer  
Councilor Matthew E. Ortiz  
Councilor Ronald S. Trujillo  
Councilor Rebecca Wurzbarger

#### **E. PETITIONS FROM THE FLOOR**

Dave McQuarie, 2997 Calle Serape, asked the Governing Body to urge the City Manager to address the DOJ regarding the ADA complaints. He said there are two sticking points according to the complaints. The most recent is the intersection of Cathedral Place and West Alameda which was done improperly. He said before it was constructed it was supposed to be reviewed by a committee and it was supposed to be reviewed by the federal highway which was not done. The complainant was told it would be redone if they did not like it which in his opinion was an arrogant comment. He feels it is up to the City Manager to get involved. He said many of the park renovations such as the sod in the parks are not up to ADA standards either. He entered a letter into the record which is herewith incorporated to these minutes as Exhibit "1."

Councilor Trujillo said he would like some more information about the sod in the parks and how it relates to ADA.

Robert Romero said some alterations are improvements that have to be brought up to ADA compliance, but he is unsure if sod is one of those. He agreed to look into this.

Ellen Bradbury pointed out that the City is in danger of losing the heritage of some adobe buildings. He said to build with adobe you have to go to Albuquerque to get an engineer or go to a computer to get the "r" factor. She thinks the City could come up with that calculation and provide a form similar to the frame stucco form. She does not want to lose this type of building.

#### **F. APPOINTMENTS**

Mayor Coss appointed Simon Brackley to the Economic Development Review Committee to fill unexpired term ending 10/07.

**Councilor Bushee moved for approval of this recommendation. Councilor Wurzbarger seconded the motion which passed by unanimous voice vote.**

Mayor Coss appointed Virginia Soto to the Senior Citizens' Board to fill unexpired term ending 12/07 and reappointed Arthur Baca to the Senior Citizens' Board term ending 12/07.

**Councilor Bushee moved for approval of this recommendation. Councilor Trujillo seconded the motion which passed by unanimous voice vote.**

Mayor Coss appointed Sharon Lynn Woods as Chair of the Historic Design Review Board term ending 1/2008.

**Councilor Wurzbarger moved for approval of this recommendation. Councilor Calvert seconded the motion which passed by unanimous voice vote.**

Councilor Heldmeyer questioned whether the chair should be appointed or elected according to code.

Mayor Coss said after discussion with the City Attorney they decided it should be appointed.

Mr. Katz agreed that the Mayor does appoint the Chair of this Board.

**G. PUBLIC HEARINGS:**

- 1) Request from Steven G. Garcia for the Following: (Yolanda Y. Vigil)**
  - a) Pursuant to §60-6B-10 NMSA 1978, a Request for a Waiver of the 300 Foot Location Restriction to Allow the Sale of Alcoholic Beverages at Café San Estevan, 428 Agua Fria Street, Which is Within 300 Feet of Our Lady of Guadalupe Church, 417 Agua Fria Street.**
  - b) If the Waiver of the 300 Foot Restriction is Granted, a Request for a Restaurant (Beer & Wine) License to be Located at Café San Estevan, 428 Agua Fria Street.**

The staff report was given by Yolanda Vigil, noting that Café San Estevan is within 300 feet of a church. She said they should first consider the location restriction and if this is approved then they can consider the request for the beer and wine license. She explained that there was a break in service which required this to come back. Staff recommends that Café San Estevan be required to comply with the City's litter and noise ordinances as a condition of doing business with the City.

**Public Hearing**

**Joseph Gonzales, was sworn, representing Our Lady of Guadalupe Parish and President of Parish Council, stated support of the application as presented by Mr. Garcia. Mr. Garcia has proven to be a good neighbor and they hope he continues to have success in the future. For the record, they do not support an application suggesting a more intensive use of the property.**

**The public hearing was closed.**

**Councilor Bushee moved approval of the 300 foot waiver. Councilor Chavez seconded the motion. The motion passed on the following roll call vote:  
For: Councilor Chavez, Councilor Dominguez, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Heldmeyer, Councilor Ortiz and Councilor Trujillo.**

**Against: None.**

Councilor Bushee asked if the applicant has plans to intensify the use.

**Steven Garcia, was sworn.** He has no plans for an intensification of use. He stated that he had a hard liquor license and now he is just applying for a beer and wine license.

**Councilor Bushee moved to approve this request. Councilor Chavez seconded the motion which passed by the following roll call vote:**

**For: Councilor Trujillo, Councilor Chavez, Councilor Dominguez, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Heldmeyer and Councilor Ortiz.**

**Against: None.**

- 2) Request from IOTA Liquor, LLC for Approval to Expand the Licensed Premise of Dispenser License No. 2678 to Allow the Serving and Consumption of Alcoholic Beverages on Leased Patio Area at the Inn of the Anasazi, 113 Washington Avenue. (Yolanda Y. Vigil)**

The staff report was given by Yolanda Vigil, noting that the Inn of the Anasazi is not within 300 feet of a church or school, and staff recommends that the IOTA Liquor and Inn of the Anasazi be required to comply with the City's litter and noise ordinances as a condition of doing business with the City. She said they need to consider increasing the license premise and approving the consumption of alcoholic beverages on City property.

Councilor Bushee said this should have gone to Public Works to work out the issues.

**Councilor Bushee moved to postpone, Councilor Heldmeyer seconded and asked that this go to Finance as well. Councilor Bushee accepted that.**

Councilor Bushee said there were discussions over whether pedestrians would have issues. She said there is no policy in the City regarding this.

Councilor Wurzbarger commented that Burro Alley would be comparable.

Mayor Coss said they do not serve alcohol outside.

Councilor Wurzbarger questioned people not having a glass of wine in Burro Alley.

**The motion passed on the following roll call vote:**

**Those voting for the motion: Councilor Ortiz, Councilor Trujillo, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez and Councilor Heldmeyer.**

**Those voting against the motion: Councilor Wurzbarger**

- 3) CONSIDERATION OF BILL NO. 2007-6: ADOPTION OF ORDINANCE NO. 2007-07 (Councilor Bushee, Councilor Dominguez and Councilor Calvert)**

**An Ordinance Amending Certain Sections of the Santa Fe Smoke Free Ordinance, Article 10-6 SFCC 1987 for Clarification of Issues That Have Arisen During the Enforcement of the Smoke Free Ordinance. (Sevastian Gurule) (Postponed at March 28, 2007 City Council Meeting)**

Mr. Katz explained that there are a few amendments introduced. The first amendment helps clear up the ambiguity and puts a percentage of receipts that would come from food to make sure that it is incidental. The distance and where smoking is allowed is clarified. The definition of the food allowed is clarified. There is also an amendment that is exactly the same as what the Dee Johnson Act states so they are consistent with the State definition.

Councilor Bushee believes this will help with enforcement of the ordinance.

**Public Hearing**

**Will Adams, owner of Willy's**, pointed out some problems they are having in light of the new State liquor laws regarding their liability and the customer's actions once they have had drinks. He said they have been allowing people to smoke on the patio because they do not serve food and they are a bar. The old ordinance said nothing about bar patios. He said they can control their bar patio. He said on the other hand if people go outside to smoke things happen outside such as fights which get out of hand. He added that when they happen inside they are over before they start. He said since they are being held criminally liable by the State they would like to be able to allow smoking on their non-eating patio to control the late night environment.

**The public hearing was closed.**

**Councilor Bushee moved approval. Councilor Calvert seconded the motion which passed by the following roll call vote:**

**Those voting for the motion: Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Heldmeyer, and Councilor Ortiz.**

**Those voting against the motion: None**

- 4) CONSIDERATION OF BILL NO. 2007-8: ADOPTION OF ORDINANCE NO. 2007-08(Councilor Bushee, Councilor Ortiz, Councilor Calvert, Councilor Wurzbarger and Councilor Dominguez)  
An Ordinance Amending Section 11-11.14 SFCC 1987 to Include Farmers' Markets as a Qualifying Entity For Economic Development Projects Requesting Economic Assistance from the City. (Craig Fiels) (Postponed at March 28, 2007 City Council Meeting)**

Mr. Fiels said this change brings the ordinance in line with the State ordinance and allows the Farmer's Market to be a qualifying entity under the State code.

**Public Hearing**

**Ed Berkien, Executive Director of Regional Development Corporation**, said his organization promotes economic and regional development. He voiced strong support

of the proposed ordinance. By adopting the ordinance, the City of Santa Fe will join 56 other communities who have passed local ordinances allowing their communities to receive State funding for Farmer's Markets. The RDC has worked with the local Farmer's Market to fulfill their mission of increasing the local food supply. The RDC believes the Farmer's Market will benefit and sustain the farmers and have a positive economic benefit.

**Bruce Geiss, 2011 Botolph Road**, was pleased to see this sponsored by five councilors. He volunteers as an advisor to the Farmers Market. He said this project has been held to a very high standard much to the help of the RDC. There is a precise budget for constructing the building and a target income and expense summary. He appreciates the support of the Governing Body.

**Josina Campos** said in the other counties the people have total representation of the farmers. She asked the City Council to consider limits on this Farmers Market as it has been overtaken and there is not total representation which is why many have stopped going. She feels there should be diversity as that is what this community is.

**Phil Loomis, Board Chair for the Santa Fe Farmers Market**, explained that they represent over 150 farmers from 15 counties from all walks of life. They are diversified in who they represent. They are celebrating the 40<sup>th</sup> year in downtown Santa Fe. He said they bring in over \$2 million in money spent at the Farmers Market and over \$6 million spent indirectly in the City of Santa Fe. He said this is a strong economic development tool for the City of Santa Fe and northern New Mexico so he urges them to pass this.

**Patrick Romero**, native local Santa Fean, said he was invited to bring a service to the Farmers Market a year ago. He said it is a diverse group who have been providing for generations. It has been a pleasure to sit on the Board and work with this group. He feels Santa Fe is an international city and this will be the shining spot in downtown.

**Francella Manzanares**, new on the Board of Santa Fe Farmers Market, taught at SF High for 25 years and decided to help out. She said this market is very diverse. She has a brother who is a farmer. She wants to represent all the farmers and urges the Council to support this group of people.

#### **The Public Hearing was closed.**

#### **Councilor Bushee moved approval of Ordinance 2007-08.**

Councilor Bushee hopes they can start to receive the money. She urged everyone to look for their temporary market April 21<sup>st</sup> by the DeVargas mall. She said this is a great place for the entire community.

**Councilor Wurzbarger seconded the motion as she wanted to make the original motion.**

Councilor Wurzbarger said now they can get the money they deserve as this was a technical point that took far too long.

Councilor Chavez asked what the reasonable rate would be for the building as the memo states the Farmer's Market would not be able to own the building if this bill were not enacted.

Richard Czoski explained that the market rate on the building would be approximately \$20-30 a square foot depending on the finishes and how much money was put in by the owner vs. the tenant.

Councilor Chavez asked how cost prohibitive this will be for those people who might be renting the extra space in the building. He said it seems that the leftover space will go for market rate so the average artisan or craftsman will not be able to rent that space. He asked if the ownership were transferred of this public asset what position the City would be in.

Mr. Katz said this ordinance does nothing about saying the Farmers Market can own the building or giving them money to own a building. This makes them eligible for an economic development grant.

Councilor Chavez asked why the question comes up so much regarding the ownership.

Mr. Katz said there is a pending application for a grant for the money that has been appropriated by the State to the Farmers Market and the City is the fiscal agent responsible for dispersing the money. He thinks it is in relation to that application and the action on that application that will bring these issues up. This allows that application to come forward.

Councilor Chavez commented that it is not too early to start asking some of those details.

Councilor Heldmeyer said she is confused by the statement saying they hope to see them get their money soon.

Councilor Bushee said the State funds will be coming up soon.

Councilor Heldmeyer asked if the issue of the Farmers Market selling the building back would be in the negotiated agreement coming forward.

Mr. Katz replied yes.

Councilor Heldmeyer asked if the issue of the Farmers Market not meeting the mortgage would be in that agreement.

Mr. Katz replied yes.

Councilor Chavez said during the next step the concerns need to be part of the document and should be thought out.

**The motion passed on the following roll call vote:**

**Those voting for the motion: Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Dominguez, Councilor Heldmeyer, and Councilor Ortiz.**

**Those voting against the motion: None**

Councilor Trujillo noted that just because a Councilor's name does not appear as a sponsor it does not mean they are against the issue.

- 5) CONSIDERATION OF BILL NO. 2007-9: ADOPTION OF ORDINANCE NO. 2007-09 (Councilor Bushee)**  
**An Ordinance Amending Section 14-2.8 SFCC 1987 Regarding the Archaeological Review Committee; Qualifications for Archaeologists, Historical Archaeologists and Historian; and Making Such Other Changes as are Necessary. (Marissa Barrett)**

Ms. Barrett reviewed the memorandum included in the packet.

**Public Hearing**

*There was no public testimony regarding this matter.*

**The public hearing was closed.**

**Councilor Bushee moved to approve ordinance 2007-09, Councilor Heldmeyer seconded the motion which passed by the following roll call vote:**  
**Those voting for the motion: Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Chavez, Councilor Dominguez, Councilor Heldmeyer, and Councilor Ortiz.**

**Those voting against the motion: None**  
**[Councilor Calvert was absent for this vote].**

- 6) CONSIDERATION OF BILL NO. 2007-10: ADOPTION OF ORDINANCE NO. 2007-10 (Councilor Heldmeyer, Councilor Wurzbarger and Councilor Chavez)**  
**An Ordinance Amending Section 2-4.6 SFCC 1987 Regarding the Powers and Duties of the City Manager. (Galen Buller)**

Mr. Buller reviewed the changes amending the powers and duties of the City Manager. The Ethics and Rules amendment clarifies the duties of the Deputy City Manager. The amendments involve the kinds of contracts and documents that can be signed by the City Manager without the authority of the Council which includes MOU's, joint powers agreements and other agreements in contracts. The amendments address land use approvals and collective bargaining agreements. Employment and discharge must be in compliance with the union contracts and HR personnel. He reported that the Ethics and Rules Committee had considerable discussion about the Deputy City Manager which is in the proposed amendments.

**Public Hearing**

*There was no public testimony regarding this matter.*

**The public hearing was closed.**



**Councilor Heldmeyer moved for approval with the amendments proposed, Councilor Wurzbarger seconded the motion.**

Councilor Wurzbarger questioned the amendments as it appears to create forever the position of Deputy City Manager. She was confused on designating the position in the powers and duties and what the rationale was for including that with this. She feels adding the position is out of context in this document.

Councilor Heldmeyer said section k states the City Manager may appoint a Deputy City Manager.

Councilor Bushee said the Committee felt that they have a Deputy City Manager and there is not a separate section in the code so they wanted the responsibility to stay with the City Manager in defining who does what.

Councilor Wurzbarger was uncomfortable with the wording and establishing a Deputy City Manager. She suggested eliminating number 1.

**Councilor Heldmeyer amended her motion to drop the heading. Councilor Wurzbarger accepted this.**

Councilor Trujillo said that he had previously discussed giving the City Manager the duty of approving the liquor licenses and yet they are still coming to the Council.

Mr. Katz said the 300 foot waivers are required by statute to come to the Council.

**Councilor Wurzbarger pointed out that for consistency section 2.4-13 should say the Deputy City Manager may be established. Councilor Heldmeyer accepted this as a friendly amendment.**

Councilor Chavez said they do have a Deputy City Manager.

Councilor Wurzbarger explained that this is the first time she has ever seen in legislative format the position of Deputy City manager. She is uncomfortable having the Deputy City Manager in legislation.

**The motion passed on the following voice vote:**

**Those voting for the motion: Councilor Dominguez, Councilor Heldmeyer, Councilor Ortiz, Councilor Trujillo, Councilor Wurzbarger, Councilor Bushee, Councilor Calvert, and Councilor Chavez.**

**Those voting against the motion: None**

**7) CONSIDERATION OF BILL NO. 2007-11: ADOPTION OF ORDINANCE NO. 2007-11 (Mayor Coss, Councilor Trujillo, Councilor Wurzbarger and Councilor Bushee)**

**An Ordinance Amending Article 6-16 Regarding the Ethics and Campaign Review Board and Amending Article 9-2 of the City of Santa Fe Campaign Code. (Yolanda Vigil)**

Ms. Vigil reviewed the proposed changes and the amendments from the Ethics and Campaign Review Board. She said the Ethics and Rules Committee proposed several amendments after review. The Finance Committee also reviewed and approved the changes.

### **Public Hearing**

**Fred Rowe, Chair of Ethics and Campaign Review Board**, believes the existence of the board has had a positive effect on improving the climate and fairness of the last campaign. He hopes it will continue to improve with the future campaigns. He thanked staff for the support in completing this review and report.

**Jim Harrington, representing Common Cause**, stated full support of the adoption.

### **The public hearing was closed.**

**Councilor Wurzbarger moved for approval, Councilor Bushee seconded the motion.**

Councilor Heldmeyer appreciated the amendment about meeting in open as much as possible. She questions the signs section. She said many places it is not clear what the public right of way is and is not especially the space in front of people's homes. Sidewalks are sometimes public right of way and sometimes they are not. She feels there is a great deal of confusion when it comes to signs. She said in past elections there were phone calls made by staff who said it may or may not be public right of way. She asked how they will determine public right of way.

Mr. Katz said he would not want to be a public enforcement officer telling someone to remove a sign if they did not know for sure. He said it will be incumbent on the City to know what it is doing when it is enforcing the ordinance. The City needs to be able to back up the statement if they are requiring the removal of signs.

Councilor Heldmeyer asked if they could add something that says to invoke this paragraph the City Manager must have definitive proof that the sign is in fact in an illegal location.

Mr. Katz said they can do this, but that would completely hobble the City Manager. He is not sure what the answer would be as each case is different. This language allows the campaign to remove the sign to avoid the fine. If the candidate is comfortable that it is a lawful placement of the sign then they can stand on their rights. In his opinion it is hard to anticipate all the issues, but they are putting the initial burden on the City Manager to determine what signs are unlawful. He added that there are ways of adjudicating disputes.

Councilor Heldmeyer feels that is a different issue. She feels by leaving this unclear it could be used as economic blackmail against certain candidates as there are some candidates with more money than others. She assumes the Board would moderate disputes, but it does not say so.

Councilor Wurzbarger asked if there is any one year report. She thinks they should have a mechanism for looking at what is proposed and what the impact is. She is not sure there were a great deal of incidences of sign violations reported.

Councilor Calvert asked what is wanted with requesting the purpose of the contribution. He understands wanting the purpose of the expenditure, but does not know how someone can say what the money will be spent on when they receive it.

Mr. Rowe said the intent was to identify the expenditure.

Councilor Calvert questioned the contributions being distributed within six months of the election as they had discussed his concern regarding this previously. He asked if there was any modification to that provision.

Mr. Rowe explained that this was not yet incorporated as it was not proposed as an amendment. He added that currently there is no timeline so it is open ended. He said the board thought it would be advantageous to put in some time line so the Council could discuss it.

Councilor Ortiz commented that the Review Board is entirely at the pleasure of the Governing Body because the Board is about dealing with regulating politics. His concern is that once they go through an election cycle they should have the ability to appoint new members or reappoint the members. Currently there are four year terms that are staggered and some serve two year terms. The result is that new councilors do not have a member on this Board. He wants to have people that are willing to serve and will represent the interest of the current Governing Body.

**Councilor Ortiz suggested adding to Page 6 a new sentence after line 22 stating that every May following a regular municipal election the Board shall be reappointed for a two year term and for 2007 this Board shall be reappointed by the Governing Body in May to fill unexpired terms until May of 2008. He then suggested amending page 7, paragraph d to read that the members shall serve terms of two years as appointed by the Governing Body and strike everything after the comma on line 16. He asked this to be considered a friendly amendment.**

**Councilor Wurzbarger and Councilor Bushee accepted this as friendly.**

Councilor Ortiz felt that May gives the Board two months after the election to wrap up their affairs.

Councilor Bushee asked if the members need to live in the city limits.

Councilor Ortiz found this in subparagraph 4(b) on the same page.

Councilor Bushee asked if there is a limitation to how long the signs can be out prior to the election.

Ms. Vigil said there is no provision for prior to the election, but signs have to be taken down five days after the election.

Councilor Bushee asked if it would be unconstitutional to place a 60 day prior to the election limit on placing the signs. She noted that they regulate every other kind of sign.

Mr. Katz was not sure about a rule stating they cannot put them up now. He suggested requiring confirmation by a petition prior to placing signs. He said it is possible, but he would want to investigate it further before stating certainty.

**Councilor Bushee asked if it would be a friendly amendment to state no signs until 60 days prior to the election.**

**Councilor Wurzbarger did not consider this friendly as she is not sure this was discussed within the Board.**

**Councilor Bushee proposed this as an amendment, Councilor Trujillo seconded the amendment.**

Mr. Rowe said his experience was that the signs infractions were blatant and there was no enforcement mechanism so adding the specific fines and appeals seemed an improvement in the opinion of the Board.

Councilor Ortiz pointed out that this gives a potential advantage to those with a higher name id such as the incumbents.

Councilor Bushee commented that she feels the general public would like to see the signs time period shortened.

Councilor Ortiz agreed and said the general public would like to see the community college board signs taken down. He said there are tons of signs the public would like to see taken down.

Ms. Price pointed out that much of the sign regulations for municipal elections are in Chapter 14.

**The amendment passed by the following roll call vote:**

**Those voting for the motion: Councilor Dominguez, Councilor Ortiz, Councilor Trujillo, Councilor Bushee and Councilor Calvert.**

**Those voting against the motion: Councilor Chavez, Councilor Heldmeyer and Councilor Wurzbarger.**

Councilor Trujillo asked how they are defining removing the signs promptly. He wanted to see the signs removed within 24 hours of notification.

Ms. Price said this is number 14 on the amendment sheet.

Councilor Trujillo commented that when something is brought up to the Board he would like to see it acted on immediately and not 2-3 days later coming back with a moot decision.

Councilor Heldmeyer liked many of these changes. She is less thrilled with the fact that members of the board cannot make complaints themselves. She said some campaign

reports do not pass the common sense test when you look at what they claim they spent or what they claim they collected. She thinks it would be nice if the board members were able to bring up these issues themselves. She said the way it is set up this will only go so far and if people want to be polite the Board will not do too much. She noted that with electronic records people need to start looking at these reports and the press needs to start examining what is reported. She said it is up to the public and the press to pay attention to what is happening. She said the Board will not be the "be all end all" of good elections.

Councilor Chavez asked about shortening the time period from 4 years to 2 years for review and said he did not see the provision.

Ms. Vigil pointed this provision out on page 8 line 14(d) which states that the Board shall periodically review the campaign code particularly following a municipal election.

Councilor Chavez requested they add shall review this annually. He feels the sign responsibility falls on the committee and the campaign. He noted that many times the amendments do not reflect those that are following the ordinance. The people doing the right thing are not rewarded.

Councilor Calvert agreed that a one year review period will suffice his concern with distributing the campaign funds. He agreed to bring up his concerns during that review period. He requested that his name be added as a co-sponsor.

**The amendment passed by the following roll call vote:**

**Those voting for the motion: Councilor Dominguez, Councilor Ortiz, Councilor Trujillo, Councilor Bushee, Councilor Calvert, Councilor Chavez, Councilor Heldmeyer and Councilor Wurzbarger.**

**Those voting against the motion: None**

**14. MATTERS FROM THE CITY CLERK - None.**

**15. COMMUNICATIONS FROM THE GOVERNING BODY**

#### **Councilor Bushee**

Councilor Bushee introduced two resolutions. The first is designating \$1 million of the City's Capital Improvements Program bond for a City owned building on the City owned Railyard property to be occupied by Warehouse 21 which is herewith incorporated to these minutes as Exhibit "2." The co-sponsors are the Mayor, Councilor Trujillo, Councilor Wurzbarger and Councilor Dominguez. The second is a joint resolution honoring the memory of Sarah Williams, naming a trail in the County of Santa Fe's Trail System for her which is herewith incorporate to these minutes as Exhibit "3."

#### **Councilor Wurzbarger**

Councilor Wurzbarger introduced two bills. The first is to direct staff to collaborate with the Santa Fe Railyard Community Corporation to resolve issues in the land lease that impact current and future residential sales which is herewith incorporated to these minutes as Exhibit "4." The second is an ordinance amending section 14-3.1(H)(1)(a)(ii)

and 14-3.1(H)(3) SFCC 1987 regarding posting requirements for public hearings which is herewith incorporated to these minutes as Exhibit "5."

Councilor Heldmeyer asked to be a co-sponsor of this ordinance included in Exhibit "5."

#### **Councilor Heldmeyer**

Councilor Heldmeyer handed out a resolution establishing a youth volunteer recognition program for the City of Santa Fe which is herewith incorporated to these minutes as Exhibit "6." Councilor Wurzbarger is also a co-sponsor. The next introduction was an ordinance change proposed by the police department which is an ordinance regarding the curfew for parks and recreation areas. This is herewith incorporated to these minutes as Exhibit "7." The last introduction was proposed amendments to the Home Occupation Ordinance from Councilor Chavez and herself which is herewith incorporated to these minutes as Exhibit "8." She anticipates this tracking with the two versions of the short term rental bills.

#### **Councilor Chavez**

Councilor Chavez directed staff to look at the vocational training and work force development components prior to meeting with the school board. He said there is time to work out the details in the youth program and come up with a rough framework for the work force development piece.

#### **Councilor Ortiz**

Councilor Ortiz introduced an ordinance change to the Affordable Housing Investment Fund which is herewith incorporated to these minutes as Exhibit "9." This is co-sponsored by Councilor Bushee and Councilor Wurzbarger. They need to make the changes so they are in compliance with the lawyers to the State and the concerns will be removed. Councilors Calvert and Dominguez were added as co-sponsors.

#### **Councilor Calvert**

Councilor Calvert offered amendment no 4 to cancel amendment no 2 regarding the Camino Alire Bridge. He announced that there will be a function at Franklin Miles Park the following Saturday from 1-3 p.m. to swap out compact fluorescent light bulbs with a limit of five per family. He said that Senator Kerry will be making an appearance at this event. He suggested just keeping one copy of manuals in the conference room to save on paper as most of these are available online. He did not see the need for every Councilor to have a hard copy of these manuals.

#### **Councilor Dominguez**

Councilor Dominguez said the 60 days on the homeless youth transportation is up so he would like a report on this. He wants this so he can see about introducing something soon about youth transportation in general. He asked about the employee complaints on parking.

Mr. Buller was unsure what the complaints are, but said different employees have different stickers for different areas to park in. He does not know of any amnesty program.

Councilor Dominguez said regarding the work force development training the legislature passed a bill to start talking about this. He suggested they discuss this with the legislature and demand they be involved. He said prior to formulating a work group he would like to request involvement and he would like to be the liaison for that.

**Mayor Coss**

Mayor Coss reminded everyone that Monday and Wednesday are strategic budget sessions.

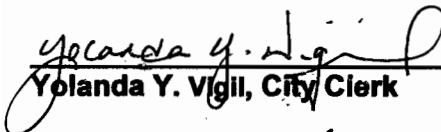
**H. ADJOURN**

**There being no further business to come before the Governing Body, and upon completion of the Agenda, the meeting was adjourned at approximately 9:20 p.m.**

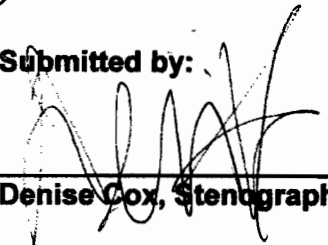
**Approved by:**

  
\_\_\_\_\_  
**Mayor David Coss**

**ATTESTED TO:**

  
\_\_\_\_\_  
**Yolanda Y. Vigil, City Clerk**

**Submitted by:**

  
\_\_\_\_\_  
**Denise Cox, Stenographer**