



CULTURAL PROPERTIES REVIEW COMMITTEE

New Mexico Department of Cultural Affairs

Historic Preservation Division

Cultural Properties Review Committee

Regular Committee Meeting

HPD Conference Room, Santa Fe, NM

Hybrid Meeting Via Zoom

Friday, August 9, 2024

1:00PM

MINUTES

1. CALL TO ORDER

Chair Toya called the Cultural Properties Review Committee to order at 1:06pm. Ms. Rubio took roll call, and it was determined that a quorum was present.

Committee Members Present:

Mr. Ronald Toya (Chair)---- In Person
Dr. Kelly Jenks (Vice Chair) ---Via Zoom
Dr. Audra Bellmore (Secretary)--- Via Zoom
Dr. Matthew Bandy--- Via Zoom
Dr. Hannah Mattson--- Via Zoom
Mr. Francisco Uviña --- Via Zoom
Mr. Robert Martinez---Via Zoom (late start at 1:24pm)
Mr. Garron Yepa---Via Zoom
Ms. Elizabeth Suina--- Via Zoom

Others Present:

Rebecca Guay, NMDOJ- Assistant Attorney General
Carol Raymond
J. Saionz
Emilly Dosset
C. Gasperek
Leo Voytio
Jacki (name on Zoom)
Fireflies (name on zoom)

Staff Present:

Michelle Ensey, Interim State Historic Preservation Officer,
Gretchen Brock, Historian, Architectural Review
Jessica Badner, State Archaeological Permits & New Mexico State SiteWatch Coordinator
Matthew Saionz, Historian
Steven Moffson, State & National Register Coordinator
Irene Rubio, Business Ops Specialist

2. APPROVAL OF AGENDA

Member Dr. Mattson made a motion for a change under Permit Matters item **H** under **i. Okun Consulting Solutions—PERMIT # SE-423, ME-063, BE-114 Data Recovery Plan to Mitigate Adverse Effects to LA 100382 from the Los Lunas Boulevard Corridor Project, Valencia County, New Mexico (CN A300961) is not in need for a ME-063 permit, the remaining permit items will need approval.**

Member Mr. Yepa made a **motion to approve** the agenda as **modified**. Member Mr. Uviña **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

3. APPROVAL OF THE MINUTES FROM THE PREVIOUS MEETING:

a. June 14, 2024

Member Dr. Mattson made a **motion to approve** the minutes from June 14, 2024, as written. Member Mr. Uviña **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

4. CHAIRMAN'S REPORT

Chairman Toya stated it was a busy 2 months with administrative work. Working with the Markers Committee and discussing items with Michelle as she steps in her role as Interim SHPO. He acknowledged Audra and Matt for attending the woman's Marker's presentations. With no questions we will move the next item.

5. STATE HISTORIC PRESERVATION OFFICER'S REPORT:

Interim SHPO & State Archaeologist Michelle Ensey updated the CPRC with the following information:

HPD Staff have been busy with the usual projects, compliance, tax credits, permits, and nominations.

Financial staff have been working hard to close the state fiscal year and open the new fiscal year. Socorro Salazar, our budget manager, has been getting a handle on our Historic Preservation Fund grants as well as the ARMS Enterprise Fund so we can determine how much we have available for our next contract for additional NMCRIS upgrades. A contract is already in place for continued maintenance of NMCRIS. Need a scope of work going forward for the next phase.

In addition, we will be funding a conference coordinator for the 2025 Statewide Preservation Conference that will be held at NM Highlands University the weekend of October 5th in 2025. The Statewide Preservation Conference is being organized by Cornerstones Community Partnerships with some assistance from HPD. HPD will be presenting at the conference, but the exact presentations are yet to be determined.

I also want to update you on the five grants being funded under the Cultural Properties Restoration Fund. Right now, we are waiting on the Department of Finance and Administration to approve our template Joint Powers Agreement. Once we have that approval, staff assigned to the grant can work with the award recipient to get an agreement in place prior to the release of funds.

Finally, our Annual Archaeology Fair is planned for October 19th to coincide with International Archaeology Day. We will be hosting the Fair along with the Office of Archaeological Studies at the Center for New Mexico Archeology.

6. SUBCOMMITTEE MATTERS

Tax Credits Projects:

Mr. Francisco Uviña acknowledged that Monday the Architectural Subcommittee reviewed and discussed the applications for the State Income Tax Credit for Preservation of Cultural Property. After reviewing that material and the Tax Credit Memorandum, I would like to make the following motions:

a. State Income Tax Credit Projects – **Part 1 Amendment Applications:**

- i. 1603 Bayita Lane NW, Albuquerque
- ii. 706 Seventeenth Street NW, Albuquerque
- iii. 112 Wellesley Drive NE, Albuquerque

Member Mr. Uviña made a **motion to approve** the Part 1 Amendment Application for **1603 Bayita Lane NW, Albuquerque, and 112 Wellesley Drive NE, Albuquerque as submitted**. Member Dr. Bellmore **seconded**

the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion** passed by **unanimous approval**.

Member Mr. Uviña stated he will be **recusing himself** from the **review** and any **discussion** or **vote** on the following next **application for 706 Seventeenth Street NW, Albuquerque**. Mr. Uviña was then sent to the breakout room until it was completed.

Member Ms. Suina made a **motion** to approve the Part 1 Amendment Application for **706 Seventeenth Street NW, Albuquerque**, with the **following condition and recommendation**:

- The expenses for the replacement of light fixtures in the kitchen are not eligible for credit per program guidelines.
- It is recommended that wiring to accommodate two new circuits to the kitchen is installed inside the walls wherever possible.

Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, let the record show that **Member Mr. Uviña recused himself** from **review, discussion, and voting** and the **motion** passed by **unanimous approval**.

Chair: Let the record show that Member Mr. Martinez has now joined the meeting by zoom.

b. State Income Tax Credit Projects – Part 1 Application:

- i.** 5 Arco Court NW, Albuquerque
- ii.** 20 Berm Street NW, Albuquerque
- iii.** 419 Dartmouth Drive NE, Albuquerque
- iv.** 412 Eleventh Street NW, Albuquerque
- v.** 20 Pine Street N, Duran
- vi.** 715 Seventeenth Street NW, Albuquerque
- vii.** 309 Sierra Place NE, Albuquerque

Member Mr. Uviña made a **motion** to **approve** the Part 1 Application for **5 Arco Court NW, Albuquerque, 419 Dartmouth Drive NE, Albuquerque, 412 Eleventh Street NW, Albuquerque, and 309 Sierra Place NE, Albuquerque** as submitted. Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion** passed by **unanimous approval**.

Member Mr. Uviña made a **motion** to **approve** the Part 1 Applications for **20 Berm Street NW, Albuquerque, with the recommendation that ceiling cassettes would also be an acceptable option with less visibility than the proposed wall-mounted units**. Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion** passed by **unanimous approval**.

Member Mr. Uviña made a **motion** to **approve** the Part 1 Applications for **20 Pine Street N, Duran** with the following **conditions and recommendation**:

- The roof on the historic portion of the house is to be replaced with an in-kind corrugated metal roof instead of the proposed pro-panel roof.
- Rafters are to be inspected and repaired or replaced in kind if deteriorated.
- A lime-based (type K) mortar is to be used for any chimney repointing.
- Compatible brick is to be used for any chimney repairs.
- Expenses for contractor lodging and travel are ineligible for tax credit and are to be separated out in the Part 2 application.
- It is recommended that deteriorated fascia is repaired or replaced in kind.
- It is recommended that a downspout is connected to the new gutter to discharge water away from the house.

Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

Member Mr. Uviña made a **motion** to **approve** the Part 1 Application for **715 Seventeenth Street NW, Albuquerque**, with the **following conditions**:

- Further credit shall not be awarded for remediation should the roofing fail.
- Any roofing or coating is not to be visible at the parapets from the ground.

Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- c. State Income Tax Credit Projects – **Part 2 Application**:
 - i. 916 Lomas Boulevard NW, Albuquerque

Member Mr. Uviña made a **motion** to **approve** the Part 2 applications for **the following five properties** for the stated eligible expenses and tax credits:

Addresses	Eligible Expenses	50% Tax Credits
613 Bryn Mawr Drive NE, Albuquerque	\$18,007.72	\$9,003.86
8 Tennis Court NW, Albuquerque	\$38,793.43	\$19,396.72
10 Tennis Court NW, Albuquerque	\$41,318.38	\$20,659.19
4 Tumbleweed NW, Albuquerque	\$19,689.26	\$9,844.63
224 Twelfth Street NW, Albuquerque	\$28,630.75	\$14,315.38

Member Dr. Bellmore **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

This concludes tax credit matters.

Member Mr. Yepa wanted to confirm the dates of the Statewide Historic Preservation Conference October 2nd through the 5th at Highlands Community College in Las Vegas NM.

7. Committee Matters

Rebecca Guay, NMDNJ- Assistant Attorney General gave a presentation on the following:

- a. Open Meetings Act and Inspection of Public Records Act Review and Training
- b. Open Meetings Resolution

Ms. Quay acknowledged that the CPRC was created by statute and subject to OMA. CPRC in person attendance does not have a fast rule, and as a body you can determine what constitutes difficult or impossible. Always approve the minutes from the previous meeting including when you have a special and closed meeting. There is an ethics commission if needed.

Ms. Quay also clarified the following:

- **Recusal**: If a CPRC member or a member of their family is benefiting from an item then that person should recuse themselves from discussion, voting etc. Virtually they can be put in the waiting room and if they attended in person, they would need to leave the room during this item.
- **Abstaining**: If you know or aware of the project you can abstain from voting. You can be a part of the discussion but abstain from voting.

Member Ms. Suina made a **motion** to **accept** the **Open Meetings Act Resolution for 2024 by the CPRC**.

Member Mr. Martinez **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed** by **unanimous approval**.

c. Code of Conduct & Ethics

Please sign your 2024 Code of Conduct & Ethics document and return to Irene Rubio

d. Election of Chairman, Vice-Chairman, and Secretary

Chair asked for any **nominations for Chairman**. Mr. Bandy **nominated Ron Toya for Chairman**. Member Mr. Martinez **seconded** the **motion**. The Chair inquired if there are any further nominations, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed** by **unanimous approval**.

Chair asked for any **nominations for Vice-Chairman**. Mr. Martinez **nominated Dr. Kelly Jenks for Vice-Chairman**. **Chair stated no second was needed**. The Chair inquired if there are any further nominations, not hearing any, continue with roll call and Ms. Rubio initiate a roll call vote, and the **motion passed** by **unanimous approval**.

Chair asked for any **nominations for Secretary**. Mr. Martinez **nominated Dr. Audra Bellmore for Secretary**. **Chair stated no second was needed**. The Chair inquired if there are any further nominations, not hearing any, and Ms. Rubio initiate a roll call vote, and the **motion passed** by **unanimous approval**.

8. Permit Matters

a. Applicants for Listing in the SHPO Directory under **Architectural History**:

- i. Caleb Gasparek
- ii. Christopher Hetzel

b. Applicants for Listing in the SHPO Directory under **Architectural History and History**:

- i. Scott Thompson

Member Dr. Bellmore stated the architectural subcommittee met and would like to make the following recommendations:

Member Dr. Bellmore **motioned** that **Caleb Gasparek** and **Christopher Hetzel** be **listed** on the SHPO Directory under the category of **Architectural History**.

Member Ms. Suina **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed** by **unanimous approval**.

Member Dr. Bellmore **motioned** that **Scott Thompson** be **listed** on the SHPO Directory under the category of **Architectural History and History**.

Member Ms. Suina **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed** by **unanimous approval**.

That completes the permit matters for the architectural subcommittee.

Member Dr. Mattson stated that the archaeological subcommittee met on Wednesday to discuss permit matters, and we would like to put forth the following recommendations:

c. Applicants for listing on the SHPO directory under **Cultural Anthropologist**:

- i. Andrew Carey

Member Dr. Mattson **motioned** that **Andrew Carey** not be **listed** on the SHPO Directory under the category of **Cultural Anthropologist**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- d. Applicants for Listing in the SHPO Directory under **Supervisory Archaeologist/Crew Chief**:
 - i. Hannah Blija
 - ii. Jose (Jessee) Robledo
 - iii. Anthony Trujillo

Member Dr. Mattson **motioned** that **Hannah Blijanot, Jose (Jessee) Robledo, and Anthony Trujillo** be **listed** on the SHPO Directory under the category of **Supervisory Archaeologist/Crew Chief**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- e. Applicants for Listing in the SHPO Directory under **Supervisory Archaeologist/Crew Chief and Principal Investigator/Project Director**:
 - i. Tori Myers

Member Dr. Mattson **motioned** that **Tori Myers** be **listed** on the SHPO Directory under the category of **Supervisory Archaeologist/Crew Chief** and **not Principal Investigator/Project Director**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- f. Applicants for Listing in the SHPO Directory under **Principal Investigator/Project Director**:
 - i. Kim Fariello

Member Dr. Mattson **motioned** that **Kim Fariello** be **listed** on the SHPO Directory under the category of **Principal Investigator/Project Director**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- g. Applications for a **General Investigation Permit**:
 - i. Pinyon Environmental
 - ii. POWER Engineers Inc.

Member Dr. Mattson **motioned** that **Pinyon Environmental, and POWER Engineers Inc.** receive their **permit, upon receipt of requested revisions to the satisfaction of staff**, on the SHPO Directory under the category of **General Investigation Permit**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

- h. Applications for a **Project Specific and Mechanical Investigation Permits**:
 - i. Okun Consulting Solutions—PERMIT # SE-423, BE-114 Data Recovery Plan to Mitigate Adverse Effects to LA 100382 from the Los Lunas Boulevard Corridor Project, Valencia County, New Mexico (CN A300961).
 - ii. Okun Consulting Solutions – PERMIT # SE-424 ME- 064, BE- 115 Data Recovery Plan to Mitigate Adverse Effects to LA 8, LA 112329, and LA 126174 from Reconstruction of PNM’s Colinas 13 Distribution Line, Santa Fe County, New Mexico, New Mexico.

Member Dr. Mattson stated she will be abstaining from voting on both item under item h. Applications for a Project Specific and Mechanical Investigation Permits.

Member Dr. Bandy motioned that item **i**. Okun Consulting Solutions—PERMIT # SE-423, BE-114 receive **their permit** under the category of **Project Specific and Mechanical Investigation Permits**. Let the record show that **Dr. Mattson abstained from voting**.

Member Dr. Jenks **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

Member Dr. Bandy motioned that item **ii**. Okun Consulting Solutions— PERMIT # SE-424 ME- 064, **receive their permit, upon receipt of requested revisions to the satisfaction of staff**, under the category of **Project Specific and Mechanical Investigation Permits**.

Member Dr. Jenks **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**. Let the record show that **Dr. Mattson abstained from voting**.

i. Application for Individual Unmarked Human Burial Excavation Permit:

- i. JRI - Research Design and Application for A Project-Specific Permit to Excavate Human Burials (4.10.11.9 NMAC) During Archaeological Investigations at La 199588 (Cornelius Locus), Ruidoso, Lincoln County, New Mexico**

Member Dr. Mattson **motioned** that **JRI - Research Design, receive their permit**, on the SHPO Directory under the category of **Individual Unmarked Human Burial Excavation Permit**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

j. Individuals designated for Delisting in the SHPO directory for shortage of Continuing Education Credits in categories other than Archaeology:

- i. Erin Gegberg**
- ii. Stefanie Beninato**
- iii. Martin Stupich**
- iv. Karen Van Citters**

Member Dr. Mattson **motioned** that **Erin Gegberg, Stefanie Beninato, Martin Stupich, and Karen Van Citters be delisted** from the **SHPO directory for shortage of Continuing Education Credits in categories other than Archaeology**.

Member Dr. Bandy **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

This concludes Permit Matters.

9. Date of next meetings

- a. October 11, 2024**
- b. December 13, 2024**

Mr. Martinez made a **motion to change the CPRC Meeting on October 11, 2024 to October 18, 2024**. Member Mr. Martinez **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed by unanimous approval**.

10. Adjournment

Member Mr. Martinez made a **motion** to **adjourn**. Member Dr. Jenks **seconded** the **motion**. The Chair inquired if there is any further discussion, not hearing any, continue with roll call. Ms. Rubio initiated a roll call vote, and the **motion passed** by **unanimous approval**, and we are adjourned at **2:26pm**.