MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON WEDNESDAY, MAY 17, 2017 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS

MAYOR:	Tonita Gurulé-Girón
COUNCILORS:	Barbara A. Casey David A. Ulibarri, Jr. David L. Romero Vincent Howell
ALSO PRESENT:	Richard Trujillo, City Manager Casandra Fresquez, City Clerk Corinna Laszlo-Henry, City Attorney Juan Montano, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Howell asked our Lord to be with all the community and to give everyone strength and guidance in order to love, understand and live together for the good of the community and to give the Governing Body guidance to be passionate about what they are doing.

APPROVAL OF AGENDA

City Manager Trujillo recommended removing Business Item #1- *Change of Floor Plan/Expansion of Liquor Licensed Premises Application* from the agenda, advising that he had met with Sarah Mathews, her attorney and Gabriel Garcia regarding

the ordinances, policies and procedures and on how to address the application she submitted. City Manager Trujillo advised that after a long discussion they came to the agreement of creating an ordinance that defines the process and how the City enforces it and stated that they explained to Sarah Mathews, the ordinance in place and how it was followed and they agreed to work together to try and help Ms. Mathews with the needs of her proposal. City Manager Trujillo advised that they would continue to follow the policies of Planning & Zoning and Design Review Board and that it would be brought back to Council at a later date.

Mayor Gurulé-Girón commended City Manager Trujillo and staff, City Attorney Laszlo-Henry and Land/Zoning, Licensing Specialist Antonio Ortega for attempting to correct the deficiencies regarding the proposed application from Sarah Mathews which was the right thing to do. Mayor Gurulé-Girón thanked Ms. Mathews for her incredible patience.

Councilor Howell asked who was involved in the decisions made regarding Ms. Mathews agreeing to the conditions of the proposal.

City Manager Trujillo advised that he was present at the meeting along with City Attorney Laszlo-Henry, Antonio Ortega, Annette Velarde, Sarah Mathews and her Attorney, Thomas Benavidez.

Sarah Mathews acknowledged that everything that City Manager Trujillo stated was correct and things were moving forward and that she was pleased with the outcome.

Councilor Howell made a motion to approve the agenda with the recommended change of removing Business Item #1. Councilor Ulibarri, Jr. seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara A. Casey	Yes	David L. Romero	Yes
Vincent Howell	Yes	David A. Ulibarri, Jr.	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

APPROVAL OF MINUTES

Councilor Casey made a motion to approve of the minutes for April 12th Special Meeting, April 12th, Work Session and April 19th, 2017 with corrections already addressed. Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Barbara A. Casey	Yes
David A. Ulibarri, Jr.	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

MAYOR'S APPOINTMENT/REPORTS

Mayor Gurulé-Girón advised that there were no appointments or reports at this time.

MAYOR'S RECOGNITIONS/PROCLAMATIONS

Mayor Gurulé-Girón advised that she did not have any recognitions or proclamations at this time although would be reading several proclamations on Saturday at the park which would be presented to children.

PUBLIC INPUT

Carol Horwitz (Ribera, N.M.), President of the Tri-County Farmers Market Board thanked the City for all their support of the Farmers Market and advised she was speaking on behalf of the farmers regarding a permit submitted to the City of Las Vegas to sell at 6th and University on Wednesdays and Saturdays. Ms. Horwitz advised that they had been at that location for many years although respectfully wanted to question why the Wednesday indicated on the permit had been crossed out, not by her and hoped that it would be included as part of their permit. Ms. Horwitz asked for an explanation and thought it might relate to the other farmers market in Las Vegas.

Robert Ortega (Mora, N.M.), informed that the Tri-County Farmers Market had traditionally held markets on Wednesdays and Saturdays for over 20 years and thought it was a shame that the permit submitted was altered after reaching City

Hall and felt it was a crime and respectfully requested an investigation regarding the altered permit and asked if they would grant the permit for their traditional days.

Gwen Mascarenas (Mora, N.M.) read an email she sent to City Manager Trujillo regarding the issues with the Tri-County Farmers Market permit and of the importance of the farmers markets helping to stimulate economic growth in the community. Ms. Mascarenas praised the fact of there being more than one farmers market although the Tri-County Farmers Market had been facing several deterrents from City of Las Vegas staff regarding the submitted application and asked the Governing Body to consider approving the Tri-County Farmers Market to sell on Wednesdays and Saturdays from May through October 2017.

Michael Sprout spoke of his experience as a vendor with the Tri-County Farmers Market and stated that consistency was vital to doing business and felt that the Farmers Market should continue to do business on Wednesdays in the location of 6th and University. Mr. Sprout stated that Semilla Natural Foods had benefitted in sales due to the farmers market vending in that essential location and didn't understand why the City did not want them at that location due to the market being very beneficial to many in the community.

Sarah Mathews clarified that City Manager Trujillo's statements were correct and that she was met with many challenges regarding the temporary patio enclosure and thanked the Council for their concerns, the help of City Clerk Fresquez as well as City Manager Trujillo and City Attorney Laszlo-Henry. Ms. Mathews was pleased that issues would be avoided for others needing the same service in the future and stated that this would benefit the historic downtown district.

Sandra Nepstad informed she had been a local market vendor for the last twenty years and had been advised by some customers that having a thriving farmers market was a key consideration in retiring here. Ms. Nepstad stated that internet sales were increasingly killing "live" retail businesses and that it was vital to fully support our farmers markets.

Ann O'Halloron stated that she was a vendor with the Tri-County Farmers Market and did not agree with the change of location and the City taking away the Wednesday in order to give it to the other farmers market. Ms. O'Halloron spoke

of several issues within the Tri-County Farmers Market and asked Council not to deny their permit to give the competitor a fair chance.

Sarah Moore expressed her thanks to the many loyal farmers who had been coming back to Las Vegas for many years and felt it was time to be loyal to "so called" both sides of Las Vegas. Ms. Moore advised that this was a very busy time of year and how important it is not to center on the way it had always been done and stated we were all one county.

Julia Olague advised that she supported both farmers markets and was pleased to have a farmers market on the West side of town, being convenient for her needs. Ms. Olague thought that there were opportunities for both farmers markets to thrive.

Irene Kranenburg expressed her support and gave thanks to the Governing Body for moving forward regarding the terraces and outdoor seating which is widely used throughout many cities.

Catherine Kahn expressed her support for Mayor Gurulé-Girón and felt that the recent recall would be costly to taxpayers, was undeserved and stated if people were unhappy they should prepare for the next election cycle and have a candidate of their choice to run. Ms. Kahn stated that she felt that some Councilmen were not serving all people.

Ms. Kahn added that she felt that having both farmers markets would help promote East and West Las Vegas and would bring food distribution and diversity to both sides of town and would be inclusive of the needs of all the citizens of Las Vegas to have fresh food.

Clara Lucero expressed her thanks to the person responsible for the farmers market on the West side of town which was needed for residents who could not get to the East side market and felt it was very convenient for her as well.

J. Emilio Aragon stated that the West side of town did not have many businesses and thanked Cordia Sammeth in her part for bringing the farmers market there, felt it was long overdue and that it would assist in bringing more business to the

old town area. He thanked the administration for their efforts on the work of bringing more business to the Plaza.

Cordia Sammeth advised she had worked with Tri-County Farmers Market for the last five years and informed that she was pleased when asked to bring a farmers market to the West side which is now Tierra Encantada Farmers Market. Ms. Sammeth stated that she felt there was negative reaction by several in the community by expanding to that area although informed that all farmers were welcome to the Wednesdays' market in order to provide to all the community and saw it as a positive opportunity to provide fresh local food to everyone. Ms. Sammeth stated that everyone needed to work together for the future of Las Vegas by showing respect and honesty in personal and business dealings.

Dianne Lindsay briefly spoke regarding the difficulty of changes to the Tri-County Farmers Market and was sorry to hear of the competition between the two markets. Ms. Lindsay advised that the West side location was a busy area and would help farmers increase sales and hoped the change would not involve conflict but to be recognized as a "win win".

Lalo Sanchez expressed his concerns regarding the drain grates located in the area of Hot Springs Boulevard and stated that it was a public safety issue and felt that something should be done to correct these issues.

Vincent Garcia informed that he was part of the Tri-County Farmers Market and thanked Cordia Sammeth and Dianne Lindsay for the fantastic job of the operation of the Tri-County Farmers Market and was disappointed to hear of the split. Mr. Garcia spoke of the importance of discussion between the Tri-County Farmers Market, City, County, State and Federal Government officials regarding the present and future welfare of the Tri-County organization as well as the future of the community.

Wid Slick spoke regarding Lodgers Tax funding and informed that this fiscal year ending in June, there would be approximately $150,000.00 Lodgers Tax, unspent and informed that most Las Vegas special summer events occur in July and August and should be used for marketing grants and advertisements. Mr. Slick stated that he hoped City staff would be encouraged to not waste summer opportunities and be put off for another year as it was the year before.

Karen Spitzer advised that she was a customer at the Tri-County Farmers Market although welcomed the idea of both markets being available and mentioned that weather might be an issue at times and appreciated the availability of both markets.

Amber Quintana spoke in support of the Borrachos' patio expansion and informed that after research she found that patios would bring a thirty percent increase in sales a year to businesses and added that it would benefit in growth of the community. Ms. Quintana gave her support to Sarah Mathews and hoped that Council would work towards small businesses not having to face many challenges when wanting to expand business.

Carol Johnson praised Sarah Mathews for the wonderful job she had done with her business and felt that outside seating would help business and would help the Police with the Breezeway in being more secure with people sitting outside. Ms. Johnson informed that she supported local farmers and thought it was very important to have them open as much as possible and stated that farmers had to contend with many difficulties and they should be helped in any way possible.

PRESENTATIONS

Yolanda Cruz with San Miguel County DWI Planning Council gave a detailed report on local statistics and where we stand in relation to the rest of New Mexico and additional information which included:

- Prevention-Trained Prevention Specialists , Presentations & Outreach Programs
- Compliance Components- Treatment/Counseling, Education, Monitor Probations, Positive Reinforcement and Intervention
- Non-Mandated Implemented Screening Tools (Additional support)-Utilized by Regional Health Accountable Neighborhoods-Job, Housing, Food, Security & Referrals
- Awareness & Education- Provide Safe Ride services within City limits
- Outpatient Services

Ms. Cruz thanked the community for working in partnership with the DWI Planning Council, also thanking the City of Las Vegas, State of New Mexico and San Miguel Police Departments for the excellent communications they have with the DWI Council. Ms. Cruz stated that it was important to have an increase of perception of risk and visible deterrents in order to reduce DWI statistics and

hoped that with more awareness and education, it would help the community to make better decisions.

City Manager Trujillo thanked Ms. Cruz for their hard work and bringing the community to work together to help in DWI awareness.

CITY MANAGER'S REPORT

City Manager Trujillo thanked Councilor Howell for showing his appreciation with pizza for City staff for the time they moved furniture and painted offices at City Hall.

City Manager Trujillo informed of the upcoming 2-day Symposium with the City of Las Vegas and San Miguel County that would be held on May 22nd & May 23rd, 2017 at the NMHU Student Center, Room 322 at 9:00 a.m. to 4:00 p.m. which would include discussion on the following: Senior Citizens, Community Development, Health Care Services /Hospital/Ambulances and Homeless/Housing/Shelters, Drug Task Force/Mutual Aid, Watershed Thinning, Quality of Life and Education Support.

City Manager Trujillo stated that there would be MOU signing between County Commissioners and City Councilors, keeping them in place. City Manager Trujillo advised that a follow-up meeting would take place in the fall to update on how the challenges were being met regarding the symposium, inviting the schools, Alta Vista Regional Hospital CEO and businesses, to discuss how to sustain and promote businesses.

City Manager Trujillo advised that Employee Appreciation Day at the Recreation Center would take place on Thursday, May 25th, at 5:30 p.m. to 7:30 p.m. to employees and their families. City Manager Trujillo advised that the Grand Opening for the public would take place on Friday, the 26th and the Fishing Derby was scheduled for May 27th, 2017 at Harris Pond, co-sponsoring with New Mexico Game and Fish and were also offering ATV training for youth in the community behind Rodriguez ball parks on June 2nd, 2017.

City Manager Trujillo reported that the parks were looking good and street striping had been taking place throughout the City and that many good things

were happening in the community. He thanked Directors for all their work on the priorities, budgets, interpreting ordinances and employee training. City Manager Trujillo reported that training also took place through the New Mexico Workforce Solution in the process of hiring the summer youth and advised that everything was falling into place for the 4th of July festivities.

City Manager Trujillo asked the Governing Body for the approval of out of state travel beginning on May 30th through June 2nd to Texas for Public Works employees, Ernest Jaramillo and Luis Silva in order transport the portable restrooms for repair due to local electricians and plumbers not being able to repair it and added they would be used for the 4th of July Fiestas.

Councilor Howell thanked City Manager Trujillo for utilizing the employee training assessments through the Workforce Solutions (Work Keys Assessment Program) and asked how the Councilors would be involved in reviewing ordinances and how they were prioritized.

City Manager Trujillo informed that ordinances would be reviewed and worked on by Directors and staff and would include public input during public meetings out in the community then would be brought to Mayor and Council for review and questions. City Manager Trujillo advised that there would be many ordinances to work on.

Councilor Howell asked for a summary update on the previous meeting with the Storrie Lake and Acequias Associations.

City Manager Trujillo informed they met with the stakeholders, asking questions on models developed used to fill the lake and on how their agreement was put together in order to have full understanding when presenting it to Mayor and Council and stated that they did not meet with the Acequias Association.

BUDGET HEARING PRESENTATION/DISCUSSION

City Manager Trujillo advised that they were working diligently with Directors, Finance Director Ann Marie Gallegos and staff regarding the preliminary 2018 budget and stated that the GRT was not coming in and that it was $300,000.00 below projection, in the last two months.

City Manager Trujillo advised that the main objective was to prepare for this budget and to do whatever they could to prevent furloughs and added that there were 15 vacancies within the City of Las Vegas that would not be filled in order to save and would be in reserve for payroll.

City Manager Trujillo advised that revenues were not coming in and informed that the South Grand highway project was pushed back due to waiting on Federal funding and stated that without construction we would not see an increase in the GRT. He advised that the Behavioral Health and Luv's Truck Stop projects would proceed.

City Manager Trujillo advised that monitoring budgets monthly and spending wisely was priority and mentioned a food tax that may be in effect but would not be known until after the upcoming Legislative Special Session and informed that there was a 1% increase in the City's Health, Dental & Vision Insurance.

City Manager Trujillo advised that the City was committed to the Las Vegas Police Department in negotiations, extending the pay plan from 10-20 years, increasing wages every anniversary, the purchase of eight vehicles with two more to be purchased and added that constantly maintaining equipment in other departments was crucial in avoiding the purchase of new vehicles. City Manager Trujillo informed that critical projects would be addressed, such as the roof repair in Public Works Department, keeping the Bradner Dam project on schedule, bringing in an architect to view the State Police Building and the Farmers Market Building on Hot Springs Boulevard.

City Manager Trujillo informed they had met with County Manager Martinez, County Fire Chief Montano, Las Vegas Police Chief Montano and Las Vegas Fire Chief Montoya to discuss ambulance services in making sure these services were not impacted and added that Alta Vista Regional Hospital CEO, Chris Wolf advised that it was possible that a medical helicopter would like to offer service to Las Vegas and would be discussed further. City Manager Trujillo stated they were working with other entities in obtaining a better price for ambulance service and ensuring constant transport availability in the City and in the County. City Manager Trujillo advised that the City was not happy with the current ambulance contract and a new RFP would be put out to the public.

Finance Director Ann Marie Gallegos reported they had been working closely with Department Directors on expenses and advised that 15-16 FTE's had not been filled and not funded for and informed it would take $610,000.00 to fill.

Finance Director Gallegos advised that they had not seen a lot of GRT coming in and was stabilized although saw a decline in revenue and had planned around that and added that the City collects 5.125% in GRT with the State taking 4% giving us 1.25% for operations and stated that it was not known if the State would take anymore therefore making sure there was adequate funding. Finance Director Gallegos informed that this budget was not planned around any furloughs or modified schedules, keeping all employees at 40 hours a week, along with planning for a 1% increase in Medical, Dental and Vision insurance. Finance Director Gallegos advised that Liability and Workman's Compensation insurance should maintain but won't be determined until July 2017.

Finance Director Gallegos informed that the 3 million dollars in cash reserve showed that the City was using more cash available and compared it to last year's ending cash balance at 10 million dollars therefore changes needed to be put into place in each department. Finance Director Gallegos explained that they had placed IT in its own department, having each department pay a portion in order to utilize them and stated that the focus was on cost sharing with other departments. Finance Director Gallegos advised they were looking forward to the Recreation Center opening and the generated revenues it would bring in and reported that the General Fund funds them in the amount of $400,000.00.

Finance Director Gallegos informed that the City had adequate funding to its debt service which was $20,643,000.00 and stated that they had planned for the increase of governmental funds to finance the Recreation Center which was in the amount of 2.8 million dollars and was under an intercept program through the New Mexico Finance Authority which was automatically taken from GRT.

City Manager Trujillo informed that a company had been hired to service the equipment at the Recreation Center and looking at leasing equipment instead of purchasing in order to control costs.

Deputy Finance Director Tana Vega presented a brief GRT analysis for the last three years and informed that the City receives tax rates which include Municipal Option, Municipal Capital Outlay and Infrastructure and informed that GRT taxes had stayed flat and didn't expect an increase. Deputy Finance Director Vega advised that our GRT taxes represent 63 % of total revenues of the General Fund.

City Manager Trujillo advised that he had met with department Directors to discuss the hiring freeze and would require Directors to possibly reorganize, combine resources, and to include cross training. City Manager Trujillo informed that positions of retired employees would only be filled if it was a critical position.

Finance Director Gallegos advised that the City's benefits were excellent; they were close to 43% of salary, salaries were 10 million dollars although benefits increased them to 14 million dollars and explained that salaries were 30% of the budget. Finance Director Gallegos added that the City has managed with a 1% health coverage increase and experienced a credit in Workman's Compensation and a decrease in the modifier and that would level off general liability and Workman's Compensation.

Finance Director Gallegos gave a brief summary regarding general fund revenues and expenditures.

Mayor Gurulé-Girón asked what percentage was saved on the modifier and what impacted the decrease.

Finance Director Gallegos informed that the modifier went from a 1.31 to 1.26 which would be decreased in the amount of $240,000.00 and advised that it was due to more training and less incidents.

Councilor Howell expressed that since the City desired more money to utilize, and felt that the Lodger's Tax account had not been used efficiently and also stated after reviewing the Cisneros Design contract deliverables, realized that he had not seen deliverables from them, therefore recommended them to present the Governing Body with a review of the contract and added that Lodger's Tax Board members were concerned of the efficiency of the Lodger's Tax as well.

City Manager Trujillo agreed with having Cisneros Design present to the Governing Body, a well defined report on the progress they had made in the City's tourism and added that staff who monitors the contract should also be included to speak on their behalf. City Manager Trujillo informed that Cisneros Design had met with the Governing Body before and he felt that more questions should have been asked by the Governing Body at that time. He informed that their contract would end December 2017.

Discussion took place regarding how Lodger's Tax benefitted the City's gross receipt tax and of a proposed 1% increase in Lodger's tax.

Councilor Casey stated that she was impressed with the previous presentation from Cisneros Design although Council was not given the list of deliverables at the time in order to ask more specific questions and recommended the contract be given to them in preparation of asking them questions. Councilor Casey recommended for the Governing Body to consider forming partnerships with Highlands University and Luna Community College regarding utilizing the talent of local students and mentioned using Highlands University Media Arts Center to create marketing strategies and staying local to continue to save more money.

Mayor Gurulé- Girón advised that they had been scrutinizing the Cisneros contract very carefully to ensure that there was justification for every cent being spent, that it should have a positive impact to the City and that was one of the reasons for the recommendation by City Manager Trujillo to bring in local Virginia Marrujo who had a Masters Degree in Media Arts and added that they were working at a local and County level, incorporating the upcoming symposium.

Councilor Howell asked what the reason for the $51,428.00 transfer from Lodger's Tax as indicated on the recap.

Finance Director Gallegos advised that the amount of $11,428.00 was for the reader board debt service and the $40,000.00 went to General fund to help offset salaries used for Visitor Center and some Community Development staff that assists in Lodger's Tax and informed the balance on the reader board was $24,863.00.

Councilor Casey asked several questions regarding the General Fund budget figures and advised that she was concerned that Public Safety (Fire Dept. /Police Dept.) were included in the hiring freeze although exempted by DFA and stated that in her opinion, public safety needed to have more police and firefighters instead of more vehicles and wanted to know how the $458,000.00 cash balance could be used for Public Safety.

Mayor Gurulé-Girón stated that she was directing that question to City Manager Trujillo and to address the issues regarding the Police Department being fully staffed and to discuss ratios.

City Manager Trujillo advised that Police Officer staffing depended on the City's population and informed that the required number of officers was lower than what the Police Department now had and stated that they were told they receive several calls per shift although they were working on a more defined report in order to determine if more staff was needed.

Mayor Gurulé-Girón asked Finance Director Gallegos to address the issue regarding the cash balance and reserves in comparison to the last three years and the impact it had at this time.

Finance Director Gallegos informed that they had managed to meet the 1/12th cash requirement and would be responsible of the City to try and increase the 1/12th and advised that at this time we had enough to sustain three payrolls and informed that the $458,000.00 difference was budgeted into several departments.

Councilor Casey explained that she understood what City Manager Trujillo was saying regarding staffing patterns according to the City's population although stated that after looking at staffing patterns of other cities with similar population found that they had more officers than we did and staffing should be based on their work and was concerned of not only the community's safety but for the officers' safety as well.

Mayor Gurulé-Girón gave City Manager Trujillo the direction to look in to the number of crime rate, case loads and on-going investigations for each Police Officer or anything else that would be pertinent to staffing issues.

Councilor Casey asked how many new positions that didn't exist last fiscal year existed this year.

Finance Director Gallegos informed that there were 266 employees this year and there were 268 employees last year.

City Manager Trujillo stated that transferring employees had been done in order to stay within budget instead of hiring new positions.

Councilor Casey had questions and concerns regarding two City employees working for multiple departments and stated that they were making thousands more than Fire Chief, Police Chief and City Clerk and felt that that was a huge discrepancy.

Finance Director Gallegos informed there were two employees, one being a Director that were split into several departments and added that the benefits were included and stated she would meet with Councilor Casey later with a better answer.

Councilor Casey asked if the employees who work for multiple departments had several contracts.

Finance Director Gallegos explained that employees working in multiple departments have one contract that is split.

Councilor Casey asked what the difference between Public Works and Public Facilities was and asked questions regarding the increase in congregate meals and the decrease in home delivery.

Finance Director Gallegos advised that Public Works was responsible for all of the buildings and advised that they were looking at decreasing home delivery meals and have a plan in place of doing more thorough assessments.

City Manager Trujillo explained that the Meals on Wheels program was not getting funded enough for the demand, they were struggling in keeping the Pecos

Senior Center open and that they had not committed to their $44,000.00 increase so they would have to change the service of just the delivery of hot meals.

Councilor Casey advised that decreasing the amount for meals caused her great concern due to the great need of many elderly people that could not leave their homes, who are ill and do not have family members to help them and hoped that Senior Center staff would do something in changing the budget to help the real issue of hunger in Las Vegas.

City Manager Trujillo stated that they were doing everything they could to address the huge concern of feeding the elderly and had met with Non-Metro New Mexico Area Agency on Aging (AAA), Senator Campos, Pecos Mayor Roybal, San Miguel County and advised that the County committed to increase their portion from $35,000.00 to $70,000.00, the City paid the deficit amount of $170,000.00 and added that they received $44,000.00 from AAA. City Manager Trujillo stated that this was one of the topics that would be discussed at the upcoming symposium.

Lengthy discussion took place regarding the budget and the importance of addressing the many issues of hunger in the community and public safety concerns within the community and for employees.

Finance Director Gallegos advised that the final budget would be brought to Council for approval in July.

FINANCE REPORT

Finance Director Gallegos presented the finance budget for the month ending April 30, 2017 reporting that General Fund revenue was at 84% with the help of property taxes coming in which should be at 91% in May and expenditures were at 75%.

Finance Director Gallegos informed that the Recreation Department revenue came in at 64% with continued monitoring and expenditures were at 88%.

Finance Director Gallegos reported Enterprise Funds revenue was at 82% and expenditures at 70%. Finance Director Gallegos stated she was meeting with Utilities Department Director Gilvarry to review budget regarding operations.

CONSENT AGENDA

1. Approval of Resolution No. 17-11, Abatement of nuisances located at 1010 Socorro Street.

Resolution 17-11 was presented as follows:

CITY OF LAS VEGAS
RESOLUTION NO. 17-11

A RESOLUTION DECLARING 1010 SOCORRO STREET WHICH IS OWNED AND CONTROLLED BY ALFRED AND CAROL DURAN TO BE DANGEROUS, COVERED WITH RUINS, RUBBISH, WRECKAGE AND DEBRIS AND A NUISANCE REQUIRING ABATEMENT

WHEREAS, pursuant to Section 3-18-5, NMSA, 1978, whenever any building or structure is ruined, or any premise is covered with ruins, rubbish wreckage or debris, the governing body of a municipality may by resolution find that the ruined, damaged and dilapidated building, structure or premises is a menace to the public comfort, health, peace or safety and require the removal from the municipality the building, structure, ruins, rubbish, wreckage or debris; and

WHEREAS, the Las Vegas City Council has received evidence from the Police Department/ Enforcement Service Specialist as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Alfred and Carol Duran, whose address is 1010 Socorro Street according to the records at the San Miguel County Assessor's Office and described in said records as Town of Las Vegas Blk 184, Las Vegas, San Miguel County, New Mexico (property code # 1-094-092-155-306-116).

WHEREAS, the property is a public nuisance and the premises are a menace to the public comfort, health, peace or safety of the community and is in violation of City of Las Vegas Ordinance 301-6 Sections (B) Unsanitary Premises; (C) Hazardous Premises; (H) Dangerous/ Unsafe Buildings or Structures. Items on the premises and visible from the public right of way in violations of City ordinances include but are not limited to excessive weeds, brush, boards, trees, trash, metal, unsecured structure, and other building materials and solid waste.

WHEREAS, the City has attempted to notify the legal property owner, Alfred and Carol Duran via certified mail, and postings of the violations requiring abatement.

WHEREAS, proper notices personally served upon the property included: a Red Tag

Notice on February 8, 2017; a Notice of Pending Abatement on February 22, 2017. In the face of these notices, the owner has allowed the nuisances to remain and has done no work within 91 days to correct the violations.

NOW, THEREFORE, the City Council, the governing body of the City of Las Vegas, New Mexico does hereby resolve:

A. That the above described parcel of land is a nuisance pursuant to Section 3-18-5, NMSA, 1978, is a menace to the public comfort, health, peace or safety and requires abatement as follows: All weeds, brush, boards, trees, trash, metal, structure openings, and other building materials and solid waste creating a nuisance to the surrounding neighbors since February 3, 2017 (the date the above inventory was taken) must be removed/secured and properly disposed of and the premises must be left in a clean, level and safe condition. The windows, doors, vents, and other entry to the structure must be secured to prevent further menaces to the public health or safety.

B. The City shall serve a copy of this resolution on the owner, occupant or agent, including Alfred and Carol Duran, in charge of the premises as shown by the records of the County Clerk. If the owner occupant or agent in charge of the building, structure or premises cannot be served within the municipality, a copy of the resolution shall be posted on the building, structure or premises and a copy of the resolution shall be published one time.

C. Thereafter, and within ten (10) days after receipt of a copy of this resolution or of the posting and publishing of a copy of the resolution, the owner occupant or agent, in charge of the building, structure or premises shall commence removing the ruins, rubbish, wreckage and debris or file a written objection with the Municipal Clerk asking for a hearing before the governing body of the City of Las Vegas. .

D. That if a written objection is filed, the Governing Body shall follow the provisions as set forth of 3-18-5 D. NMSA 1978; fix a date for a hearing in its resolution and objection; consider all evidence for and against the removal resolution at the hearing; and determine if its resolution should be enforced or rescinded.

E. Any person aggrieved by the determination of the governing body may appeal to the district court by: giving notice of appeal to the governing body within 5 days after the determination made by the governing body; filing a petition in the district court within twenty days after the determination made by the governing body. The district court shall hear the matter de novo and enter judgment in accordance with its findings.

F. If the owner occupant or agent in charge of the building, structure or premises fails to commence removing the ruins, rubbish wreckage and debris as provided under NMSA 3-18-5 F, the municipality may remove ruins, rubbish wreckage and debris at the cost and expense of the owner. The reasonable cost of removal shall constitute a lien against the building, structure, ruins, rubbish wreckage and debris so removed and against the lots or

parcels of land from which it was removed. The lien shall be foreclosed in the manner provided in sections 3-36-1 through 3-36-6 NMSA 1978.

F. The municipality may pay for the costs of removal of any condemned building, structure, wreckage, rubbish or debris by granting to the person removing such materials, the legal title to all salvageable materials in lieu of all other compensation.

H. Any person or firm removing any condemned building, structure, wreckage, rubbish or debris shall leave the premises from which the material has been removed in a clean, level and safe condition, suitable for further occupancy or construction and with all excavations filled.

PASSED, APPROVED AND ADOPTED THIS _____DAY OF_____2017

_____

Tonita Gurule-Girón, Mayor

ATTEST:

_____

Cassandra Fresquez, City Clerk

REVIEWED AND APPROVED BY:

_____

Corinna Laszlo- Henry, City Attorney

2. Approval of Resolution No. 17-12, Abatement of nuisances located at 1907 Lopez Street.

Resolution 17-12 was presented as follows:

CITY OF LAS VEGAS
RESOLUTION NO. 17-12

A RESOLUTION DECLARING 1907 LOPEZ STREET WHICH IS OWNED AND CONTROLLED BY MARIA & MAGDALENO ELYCIO TO BE DANGEROUS, COVERED WITH RUINS, RUBBISH, WRECKAGE AND DEBRIS AND A NUISANCE REQUIRING ABATEMENT

WHEREAS, pursuant to Section 3-18-5, NMSA, 1978, whenever any building or structure is ruined, or any premise is covered with ruins, rubbish wreckage or debris, the governing body of a municipality may by resolution find that the ruined, damaged and dilapidated building, structure or premises is a menace to the public comfort, health, peace or safety and require the removal from the municipality the building, structure, ruins, rubbish, wreckage or debris; and

WHEREAS, the Las Vegas City Council has received evidence from the Police Department/ Enforcement Service Specialist as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Maria & Magdaleno Elycio, whose address is 1907 Lopez Street according to the records at the San Miguel County Assessor's Office and described in said records as 1811 Town of Las Vegas Blk 18, Las Vegas, San Miguel County, New Mexico (property code # 1-094-092-168-445-76).

WHEREAS, the property is a public nuisance and the premises are a menace to the public comfort, health, peace or safety of the community and is in violation of City of Las Vegas Ordinance 301-6 Sections (B) Unsanitary Premises; (C) Hazardous Premises; (G) Outdoor Vehicle Storage. Items on the premises and visible from the public right of way in violations of City ordinances include but are not limited to excessive weeds, trash, plastic, metal, branches, inoperable vehicles, boards, building materials and solid waste.

WHEREAS, the City has attempted to notify the legal property owner, Maria & Magdaleno Elycio via certified mail, and postings of the violations requiring abatement.

WHEREAS, proper notices personally served upon the property included: a Red Tag Notice on February 8, 2017; a Notice of Pending Abatement on February 22, 2017. In the face of these notices, the owner has allowed the nuisances to remain and has done no work within 91 days to correct the violations.

NOW, THEREFORE, the City Council, the governing body of the City of Las Vegas, New Mexico does hereby resolve:

A. That the above described parcel of land is a nuisance pursuant to Section 3-18-5, NMSA, 1978, is a menace to the public comfort, health, peace or safety and requires abatement as follows: All weeds, trash, plastic, metal, branches, inoperable vehicles, boards, building materials and solid waste creating a nuisance to the surrounding neighbors since February 8, 2017 (the date the above inventory was taken) must be removed and properly disposed of and the premises must be left in a clean, level and safe condition.

B. The City shall serve a copy of this resolution on the owner, occupant or agent, including Maria & Magdaleno Elycio, in charge of the premises as shown by the records of the County Clerk. If the owner occupant or agent in charge of the building, structure or premises cannot be served within the municipality, a copy of the resolution shall be posted on the building, structure or premises and a copy of the resolution shall be published one time.

C. Thereafter, and within ten (10) days after receipt of a copy of this resolution or of the posting and publishing of a copy of the resolution, the owner occupant or agent, in charge of the building, structure or premises shall commence removing the ruins, rubbish, wreckage and debris or file a written objection with the Municipal Clerk asking for a hearing before the governing body of the City of Las Vegas. .

D. That if a written objection is filed, the Governing Body shall follow the provisions as set forth of 3-18-5 D. NMSA 1978; fix a date for a hearing in its resolution and objection; consider all evidence for and against the removal resolution at the hearing; and determine if its resolution should be enforced or rescinded.

E. Any person aggrieved by the determination of the governing body may appeal to the district court by: giving notice of appeal to the governing body within 5 days after the determination made by the governing body; filing a petition in the district court within twenty days after the determination made by the governing body. The district court shall hear the matter de novo and enter judgment in accordance with its findings.

F. If the owner occupant or agent in charge of the building, structure or premises fails to commence removing the ruins, rubbish wreckage and debris as provided under NMSA 3-18-5 F, the municipality may remove ruins, rubbish wreckage and debris at the cost and expense of the owner. The reasonable cost of removal shall constitute a lien against the building, structure, ruins, rubbish wreckage and debris so removed and against the lots or parcels of land from which it was removed. The lien shall be foreclosed in the manner provided in sections 3-36-1 through 3-36-6 NMSA 1978.

F. The municipality may pay for the costs of removal of any condemned building, structure, wreckage, rubbish or debris by granting to the person removing such materials, the legal title to all salvageable materials in lieu of all other compensation.

H. Any person or firm removing any condemned building, structure, wreckage, rubbish or debris shall leave the premises from which the material has been removed in a clean, level and safe condition, suitable for further occupancy or construction and with all excavations filled.

PASSED, APPROVED AND ADOPTED THIS _____DAY OF_____2017

_____

Tonita Gurule-Girón, Mayor

ATTEST:

_____

Cassandra Fresquez, City Clerk

REVIEWED AND APPROVED BY:

_____

Corinna Laszlo-Henry, City Attorney

3. Approval to reject bids received for RFP #2017-21 for the Waste Water Aeration Piping Upgrades.

4. Approval of Resolution No. 17-13 for Drinking Water Loan No. 3622-DW for the Chico and 8th Street water line replacement/installation.

Resolution 17-13 was presented as follows: *Due to length of document, a complete copy may be obtained at the Las Vegas, N.M. City Clerk's Office.*

5. Approval of Resolution No. 17-14 for Drinking Water Loan No. 3623-DW for the North Grand Ave. waterline installation/looping.

Resolution 17-14 was presented as follows: *Due to length of document, a complete copy may be obtained at the Las Vegas, N.M. City Clerk's Office.*

6. Award request for bids #2017-15 for the East Loop Segment B project to Hays Plumbing and enter into agreement.

7. Award request for bids #2017-16 for the Storrie Lake MDF Water Line Repair to Hays Plumbing and enter into agreement.

8. Award request for bids #2017-24 for the Cinder Road Waterline Improvements to Garcia Underground and enter into agreement.

9. Award request for proposals #2017-23 for Professional Consulting Services to include grants consulting, planning, design and Engineering services to WH Pacific, Molzen Corbin and Occam Engineering Consultants and enter into agreement.

Councilor Casey made a motion to approve Consent Agenda, Items 1-9 as read in to record. Councilor Ulibarri, Jr. and Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David A. Ulibarri, Jr.	Yes
Barbara A. Casey	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

BUSINESS ITEMS

There were no Business Items on the agenda for discussion at this time.

COUNCILORS' REPORTS

Councilor Romero asked questions regarding the use of Rodriguez fields by the public and the pothole repair in the area of Gallinas School.

Public Works Director Veronica Gentry advised that any requests for the use of Rodriguez baseball fields were referred to Jerry Lopez and advised that the field was available for public use. Public Works Director Gentry informed that the potholes in the area of Gallinas School had been addressed that day.

Councilor Romero recommended to Mayor Gurulé-Girón, placing a Business Item on the agenda for the next meeting regarding the placement of a new pro-tem.

Councilor Casey advised that it had been mentioned that City Councilors had been involved in the Mayor's recall and wanted to say it was not true and added that she specifically wanted to speak about herself due to receiving calls from Bridge Street merchants saying that certain people had told them that Councilor Casey was responsible for the recall. Councilor Casey stated for the record *"that I wanted to remind Madam Mayor and the people who are here, that I have always supported Madam Mayor and her runs for office, starting with the very first time she ran for City Council, I helped her plan her campaign, I helped her and gave her ideas on how to do absentee voting, I even bought food for her campaign workers, I went door to door and now that she ran for Mayor, I helped her write her radio spots and recorded her radio spots, I gave her ideas for her brochure, I went door to door and even spoke vehemently in her favor in front of the Adelante group, which I'm sorry that one of those persons that belongs to that group is now leading the recall, so Madam Mayor my request to you is to please tell your campaign people or whoever is doing the talking, that I am not responsible for that recall and as a matter a fact if you call Mr. Aragon and ask him, he called me to ask me if I would sign your petition and I said no, so for the* record, *I do not have anything to do with initiating the recall or being involved in the recall in any way".*

Mayor Gurulé-Girón responded by saying that she had no control of what people believe or do not believe and stated that Mr. Aragon was a dear friend of Councilor Casey's and thought that that may be what had initiated the suspicion of her involvement. Mayor Gurulé-Girón added that she had no control of what people think or believe.

Discussion continued regarding the issues concerning Mayor Gurule-Girón's recall.

Councilor Howell advised that he spoke with Public Works Director Gentry about issues regarding a sink hole in his neighborhood and informed he could not get a hold of Mr. Baca. Councilor Howell asked when the postponed River Walk Clean-Up would take place.

Public Works Director Gentry advised that they have attempted to reach out to Mr. Baca but have not heard back yet.

Lee Einer informed that a meeting had been scheduled for Saturday, June 3rd, 2017.

Councilor Ulibarri, Jr. thanked City Manager Trujillo, Directors and Las Vegas Police Department for doing a great job and added that the City was moving forward although there were still problems in the City. Councilor Ulibarri, Jr. stated that they were working on dates for clean-ups within the wards and other areas in the City and added that he had concerns on the recall and felt that it involved gossip and didn't agree with it. Councilor Ulibarri, Jr. advised that they were here to move the City forward.

Councilor Casey asked a question regarding the repair costs and where funds would come from in order for Tierra Encantada Farmers Market to use the City-owned house on Hot Springs Boulevard.

City Manager Trujillo advised that he would have to get a cost estimate of repair and would bring back to the Governing Body for approval and added that we would be applying for grants to help to contribute.

EXECUTIVE SESSION

There was no need to go into Executive Session at this time.

ADJOURN

Councilor Casey made a motion to adjourn. Councilor Ulibarri, Jr. seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri, Jr.	Yes	David L. Romero	Yes
Barbara A. Casey	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised that the motion carried.

Mayor Tonita Gurulé-Girón

ATTEST:

Casandra Fresquez, City Clerk