



# CITY OF LAS VEGAS

1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX 505-425-7335

**ALFONSO E. ORTIZ, JR.**

Mayor

**CITY OF LAS VEGAS  
REGULAR CITY COUNCIL AGENDA  
August 19, 2015–Wednesday– 6:00 p.m.  
City Council Chambers  
1700 N. Grand Ave**

*(The City Council shall act as the Housing Authority Board of Commissioners on any matters on the Agenda concerning the Housing Department.)*

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **MOMENT OF SILENCE**
- V. **APPROVAL OF AGENDA**
- VI. **APPROVAL OF MINUTES (July 8<sup>th</sup>, July 9<sup>th</sup>, July 15<sup>th</sup> and July 29<sup>th</sup>, 2015)**
- VII. **MAYOR'S APPOINTMENTS/REPORTS**
- VIII. **MAYOR'S RECOGNITIONS/PROCLAMATIONS**
- IX. **PUBLIC INPUT (not to exceed 3 minutes per person)**
- X. **CITY MANAGER'S REPORT**
- XI. **FINANCE REPORT**
- XII. **CONSENT AGENDA**  
**(Items may be moved to New Business at the request of any Councilor with approval of the Governing Body)**

1. Approval of Out of State Travel for Paralegal to attend State Bar of New Mexico 2015 Annual Meeting in Colorado Springs, CO September 30, 2015 thru October 2, 2015.

**Dave Romero, City Attorney** Paralegal Darlene Arguello will receive 12.0 CLE Credits and gain enhancement of knowledge in legal services through a variety of workshops that will be beneficial to her position.

2. Approval for Out of State Travel Grants Administrator to attend the Financial Management Training Seminar in Washington, DC September 23, 2015 thru September 24, 2015.

**Juan Montano, Chief of Police** the seminars are designed for persons responsible for the financial administration of formula and/or discretionary grants and cooperative agreements awarded from Federal grand-in-aid programs administered by the Department of Justice and Office Justice Program Bureaus and Offices.

3. Approval of Ratification on authorization for Out of State Travel.

**Juan Montano, Chief of Police** The purpose of this trip is to pick up a vehicle from the DLA Disposition Services at Ft. Bliss in El Paso, TX. This service deals with the issuing of decommissioned military property to law enforcement agencies. This vehicle is a 2 ½ ton military truck that will be used as a mobile command center for the Las Vegas Police Department.

4. Approval of Resolution No. 15-36, Sale of Obsolete Excess Property.

**Ann Marie Gallegos, Finance Director** The City is planning an auction for obsolete materials such as computers, obsolete vehicles, other obsolete equipment, scrap metal, etc. that are beyond their useful life and have fully depreciated.

5. Approval of Resolution No. 15-31 Rescinding Resolution No. 14-26 Duty Weapon Decommission Retirement Transaction.

**Juan Montano, Chief of Police** Due to financial restraints, it is no longer feasible to relinquish city property. The Las Vegas City Police Department will no longer decommission a Police Officer's primary duty weapon upon his/her retirement.

6. Approval to award bid No. 2016-01 for the Solid Waste Line Extension materials as a multiple source award to Baker Utility Supply and HD Waterworks.

**Ken Garcia, Utilities Director** The purpose of this project is to purchase materials for city workers to install 2000' of 12" water line to the Las Vegas Solid Waste transfer station on Airport Road. The department

would like to award to both bidders as prices are lower on different materials for each vendor.

7. Approval to award bid No. 2016-02 for the Waste Water Treatment Plant Sludge Thickening Equipment installation project to low bidder Hays Plumbing and Heating.

**Ken Garcia, Utilities Director** This project involves the construction and installation of a centrifuge for sludge in the existing Lime Building. The centrifuge will reduce the water content on the injectable solids, thereby reducing operational costs. The project is funded by the Clean Water State Revolving Fund.

8. Approval of Resolution No. 15-27 Abatement of nuisances located at 209 9<sup>th</sup> Street.

**Levy Lujan, Code Enforcement Officer** property noted above has several nuisances on the property. The property has not been cleaned or maintained for several years, creating a hazard to the public health, welfare, and safety.

9. Approval of Resolution No. 15-33 Abatement of nuisances located at 1600 New Mexico Avenue.

**Levy Lujan, Code Enforcement Officer** property noted above has several nuisances on the property. The property has not been cleaned or maintained for over a year, creating a hazard to the public health, welfare, and safety.

10. Approval of Resolution No. 15-34 Abatement of nuisances located at 410 Union Street.

**Levy Lujan, Code Enforcement Officer** Property noted above has several nuisances on the property. The property owner started work to remove the nuisances but did not continue. No further work has been completed to abate the nuisances.

11. Resolution No. 15-35 Abatement of nuisances located at 310 Cumbres Patio.

**Levy Lujan, Code Enforcement Officer** Property noted above has several nuisances on the property. The property has not been cleaned or maintained for over a year.

### **XIII. BUSINESS ITEMS**

1. Conduct a Public Hearing and Approval/Disapproval of application requesting a New Restaurant (Beer & Wine Only) for Pino's Restaurant, located at 1901 Grand Avenue, Las Vegas, NM 87701, Application #953957.

*Casandra Fresquez, City Clerk* An application for a New Restaurant (Beer & Wine Only) Liquor License was submitted by Pino's Restaurant Inc. for 1901 Grand Avenue.

2. Approval/Disapproval of Resolution #15-37, 2017-2021 Infrastructure Capital Improvement Plan for the City of Las Vegas.

*Chris Cavazos, Public Works Project Manager* The Department of Finance, Local Government Division recommends that municipalities prepare and submit an ICIP in order to plan the systematic allocation of funds and also enable the Executive Branch of State Government to propose a rationale ICIP to the Legislature for funding.

3. Approval/Disapproval of Resolution 15-39 Transportation Grant.

*Philip Ortiz, Community Services Director* A resolution authorizing submittal of an application to the New Mexico Department of Transportation Transit and Rail Division for a public rural transportation grant.

4. Approval/Disapproval for authorization of out of state travel to Golden, Colorado.

*Juan Montano, Police Chief* The Police Department will need to pick up a utility vehicle in Golden, Colorado which will be used in drug operations and will also be utilized for disaster relief and search and rescue.

### **XIV. COUNCILORS' REPORTS**

### **XV. EXECUTIVE SESSION**

**THE COUNCIL MAY CONVENE INTO EXECUTIVE SESSION IF SUBJECT MATTER OF ISSUES ARE EXEMPT FROM THE OPEN MEETINGS REQUIREMENT UNDER § (H) OF THE OPEN MEETINGS ACT.**

- A. Personnel matters, as permitted by Section 10-15-1 (H) (2) of the New Mexico Open Meetings Act, NMSA 1978.**
- B. Matters subject to the attorney client privilege pertaining to threatened or pending litigation in which the City of Las Vegas is or may become a participant, as permitted by Section 10-15-1 (H) (7) of the New Mexico Open Meetings Act, NMSA 1978.**
- C. Matters pertaining to the discussion of the sale and acquisition of real property, as permitted by Section 10-15-1 (H) (8) of the Open Meetings Act, NMSA 1978.**

**XVI. ADJOURN**

**ATTENTION PERSONS WITH DISABILITES:** The meeting room and facilities are accessible to persons with mobility disabilities. If you plan to attend the meeting and will need an auxiliary aid or service, please contact the City Clerk's Office prior to the meeting so that arrangements may be made.

**ATTENTION PERSONS ATTENDING COUNCIL MEETING:** By entering the City Chambers, you consent to photography, audio recording, video recording and its/their use for inclusion on the City of Las Vegas Web-site, and to be televised on Comcast.

**NOTE:** A final agenda will be posted 72 hours prior to the meeting. Copies of the Agenda may be obtained from City Hall, Office of the City Clerk, 1700 N. Grand Avenue, Las Vegas, N.M 87701

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL WORK SESSION  
HELD ON WEDNESDAY JULY 8, 2015 AT 1:00 P.M. IN THE CITY COUNCIL  
CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

**COUNCILORS:** Tonita Gurule-Giroń  
Vince Howell  
Joey Herrera  
David L. Romero

**ALSO PRESENT:** Elmer J. Martinez, City Manager  
Casandra Fresquez, City Clerk  
Dave Romero, City Attorney  
Juan Montano, Sergeant at Arms

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz Jr. asked for a moment of silence for the many Veterans who fought and sacrificed for the freedoms we enjoy today.

**APPROVAL OF AGENDA**

Councilor Howell made a motion to approve the agenda. Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Tonita Gurule-Giroń	Yes	Vince Howell	Yes
Joey Herrera	Yes	David L. Romero	Yes

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

Councilor Herrera made a motion to approve the agenda as is. Councilor Howell seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Absent	David L. Romero	Absent

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

### **PUBLIC INPUT**

None at this time.

### **BUSINESS ITEMS**

1. Approval/Disapproval to award Bid for Senior Center Remodel to the most qualified bidder.

City Manager Martinez advised that this was a CDBG project for the purpose of remodeling and expanding the Senior Center at 500 Sabino Street. Two bids were received, based on bid tabulations, Council is asked to award the project to the lowest qualified bidder Anissa Construction.

City Manager Martinez advised that they were working closely with Local Government Division and added that the contract was amended in order to get the project completed.

City Manager Martinez informed that the project had been on-going since December 2014 and January 2015 and have met all the qualifications to continue with the project and advised that the bid came in from TFC Construction at \$834,990.00 and Anissa Construction came in at \$638,000.00 without GRT, therefore made the recommendation to go with Anissa Construction.

City Manager Martinez informed that the grant amount received was for \$500,000.00 and that the city had set aside \$118,000.00, however, based on the

the guidelines they are following regarding property that have been declared a nuisance and require cleanup and there are some items on the agenda that relate to this.

Councilor Herrera expressed his concern that liens on properties that have been abated by the city are not being paid and the City is losing the money from the cleanup.

City Manager Martinez and City Attorney Romero advised there are steps within the court system where the City can receive a judgment on the property and obtain the title and sell the property.

Discussion took place regarding the abatement fund and the status of the funds available and all pending cases the City Attorney's office currently has.

## **DISCUSSION ITEMS**

### **1. Resolution No. 15-23, Abatement of nuisances located at 1215 Pecos Street.**

Code Enforcement Officer Levy Lujan gave the governing body an overview of the nuisances located on 1215 Pecos Street to include a burnt mobile home and litter from inside the home is now outside of the home. Code Enforcement Officer Lujan advised he sent notification to the property owner and issued certified red tags on the property. Code Enforcement Officer Lujan advised he has received calls that there are children playing the mobile home and it is becoming a safety issue for the neighborhood.

Questions were asked the procedure of notification as the property owner is deceased.

City Attorney Romero advised notice is posted on the property for any individuals who have an interest in the property.

Discussion and questions were asked what the City does when a property owner is deceased and how to notify the individual who has rights to the property.

Code Enforcement Officer Lujan advised he would like to start publishing the notice of abatement in the paper to do a little more notification to the public. Code Enforcement Officer Lujan advised he had checked with the County Clerk on this property and there are no heirs listed for the property so the next step he would like to do is publish in hopes of an heir coming forward to claim the property.

### **2. Resolution No. 15-24, Abatement of nuisances located at 915 Tilden.**

Code Enforcement Officer Lujan advised the property has several nuisances, both property owners are deceased and the property has not been cleaned or maintained for several years. The neighbors presented a petition concerning the property.

3. Resolution No. 15-25, Abatement of nuisances located at 710 Tilden.

Code Enforcement Officer Lujan advised he was informed the property was previously owned by Tony Ortega who sold it to Donald and Davida Garcia. Noticed has been sent to the property owners and he has not received any response. Code Enforcement Officer Lujan advised he was made aware the intent of the property was to place a mobile home but the set back requirements were not met for the placement of an electric pole and the owner has not been to the property since.

Questions were asked if the property owner could have applied for a variance to place a mobile home.

City Manager Martinez advised the property owner could have applied for a variance through Community Development.

Code Enforcement Officer Lujan assured the governing body that he will do his best in his position and will be bringing more resolutions to the governing body. Code Enforcement Officer Lujan advised he does not want to take away properties he hopes that owners will take an interest in their property again once they've seen them improved and continue the upkeep.

Mayor Ortiz Jr. thanked the governing body for how well they are working together to get things accomplished for the City.

City Clerk Fresquez asked the governing to address the Special Meeting that is to be held the 29<sup>th</sup> of July to address the final budget and an appeal regarding offsite auto sales.

The governing body agreed to have the meeting at 10:00 am.

Councilor Howell thanked the Police Chief Montano for the service his officers provided to a gentleman that was having a medical issue during the fiestas.

Councilor Gurule-Giroń advised she would not be attending the Special Meeting as her son had a doctor's appointment.

**ADJOURN**

Councilor Gurule-Giroń made a motion to adjourn. Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Joey Herrera	Yes	David L. Romero	Yes
Vince Howell	Yes	Tonita Gurule-Giroń	Yes

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

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Mayor Alfonso E. Ortiz, Jr.

ATTEST:

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Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS SPECIAL CITY COUNCIL MEETING HELD ON THURSDAY JULY 9, 2015 AT 5:00 P.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

**COUNCILORS:** Vincent Howell  
Joey Herrera  
David L. Romero-Absent  
Tonita Gurule-Giroñ-Absent

**ALSO PRESENT:** Elmer J. Martinez-City Manager  
Casandra Fresquez-City Clerk  
Dave Romero-City Attorney-Absent  
Juan Montano-Sergeant at Arms-Absent

**CALL TO ORDER**

Mayor Ortiz, Jr. called the meeting to order at 5:00 p.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz, Jr. asked for a moment of silence to remember the importance of having faith and added that having faith in our community, our church and in one another is what leads to goodness in our lives.

**APPROVAL OF AGENDA**

Councilor Herrera made a motion to approve the agenda as is. Councilor Howell seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Absent	David L. Romero	Absent

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

### **PUBLIC INPUT**

None at this time.

### **BUSINESS ITEMS**

1. Approval/Disapproval to award Bid for Senior Center Remodel to the most qualified bidder.

City Manager Martinez advised that this was a CDBG project for the purpose of remodeling and expanding the Senior Center at 500 Sabino Street. Two bids were received, based on bid tabulations, Council is asked to award the project to the lowest qualified bidder Anissa Construction.

City Manager Martinez advised that they are working closely with Local Government Division and added that the contract was amended in order to get the project completed.

City Manager Martinez informed that the project has been on-going since December 2014 and January 2015 and have met all the qualifications to continue with the project and advised that the bid came in from TFC Construction at \$834,990.00 and Anissa Construction came in at \$638,000.00 without GRT, therefore made the recommendation to go with Anissa Construction.

City Manager Martinez informed that the grant amount received was for \$500,000.00 and that the city had set aside \$118,000.00, however, based on the

bid, the placement of additional funds was needed in order to complete the construction and advised that the adjustment was already discussed with Finance Director Ann Marie Gallegos.

Mayor Ortiz, Jr. asked if Anissa Construction had done work for the City of Las Vegas before.

City Manager Martinez advised that Anissa Construction had worked on a project at the Las Vegas Municipal Airport and reported that the Public Works Department Director was pleased with their work. City Manager Martinez added that they had also worked on projects at City Hall and Solid Waste Transfer Station.

Councilor Herrera made a motion to approve to award Bid for Senior Center Remodel to the most qualified bidder. Councilor Howell seconded the motion.

Mayor Ortiz, Jr. commended and thanked City Manager Martinez for going beyond his responsibilities of the project in reviving the project that was almost lost and followed through with all the specifics in order to complete the project.

City Manager Martinez advised that the quarterly report would be available soon and advised that he saw no difficulties at this time and would notify Council if any problems would arise.

Mayor Ortiz, Jr. advised that the city is putting up money of its own to make up the difference.

City Manager Martinez clarified that the original match amount was \$100,000.00 but notified that the city put in \$118,000.00 at the beginning of this fiscal year.

Finance Director Gallegos advised that the final adjustment would be made to the final 2016 Budget and would be brought to Council for approval or disapproval.

Councilor Howell had a question regarding extra costs that would occur during the construction project.

City Manager Martinez advised that contingencies were included in the bid and added that grant funds from Legislative Appropriations would be utilized for the Senior Citizens Center parking lot. City Manager Martinez informed that he and the Senior Center Department Director are working on making arrangements for an alternative sight to feed the Senior Citizens while construction is taking place.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Absent	David L. Romero	Absent

Mayor Ortiz, Jr. stated for the record that he was in favor of the approval to award Bid for Senior Center Remodel to the most qualified bidder which was Anissa Construction.

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

#### **EXECUTIVE SESSION**

City Manager Martinez advised that there was no need for Executive Session at this time.

#### **ADJOURN**

Councilor Howell made a motion to adjourn. Councilor Herrera seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Absent	David L. Romero	Absent

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

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Mayor Alfonso E. Ortiz, Jr.

ATTEST:

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Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS REGULAR CITY COUNCIL MEETING HELD  
ON WEDNESDAY JULY 15, 2015 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

**COUNCILORS:** Tonita Gurule-Giroñ  
Vincent Howell  
David L. Romero  
Joey Herrera

**ALSO PRESENT:** Elmer J. Martinez - City Manager  
Casandra Fresquez - City Clerk  
Dave Romero - City Attorney  
Juan Montano – Sergeant at Arms

**CALL TO ORDER**

Mayor Ortiz, Jr. called the meeting to order at 6:05 p.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz, Jr. asked for a moment of silence in appreciation to the many people who render service to our country such as Veterans, Police Officers and members of the Fire Department and also to appreciate citizens who provide service to their communities.

**APPROVAL OF AGENDA**

Councilor Gurule-Giroñ made a motion to approve the agenda as is. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Mayor Ortiz, Jr. stated for the record that it is an understood agreement of the Governing Body that discussion is not excluded at any time if questions should arise.

### **APPROVAL OF MINUTES**

Councilor Howell made a motion to approve the minutes for June 16<sup>th</sup> and June 24<sup>th</sup>, 2015. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	Vincent Howell	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

### **MAYOR'S APPOINTMENTS/REPORTS**

Mayor Ortiz, Jr. took the opportunity to remind everyone of the September 2015 Municipal League Annual Conference and that a Voting Delegate and Alternate would need to be selected.

Councilor Gurule-Giroń commended the act of bringing the vote to an open meeting and advised that she had no problem to designate Mayor Ortiz, Jr. as the Voting Delegate.

Councilor Herrera made a recommendation to appoint Councilor Gurule-Giroń as the Alternate due to the fact that she was Mayor Pro Temp.

There were no objections from the Governing Body to appoint Mayor Ortiz, Jr. as Voting Delegate and Councilor Gurule-Giroń as the Alternate.

### **MAYOR'S RECOGNITIONS/PROCLAMATIONS**

City Manager Martinez advised that Mr. Christian Montano (Magistrate Judge) would be recognized for his years of service in the City of Las Vegas Police Department.

Judge Christian Montano took the opportunity to introduce and thank his family and friends for their support.

Mayor Ortiz, Jr. expressed his gratitude on behalf of the Governing Body and himself and presented a plaque to Judge Christian Montano for his 22 years of dedicated service to the City of Las Vegas.

Judge Montano acknowledged what an honor it was to serve the City of Las Vegas and thanked Mayor and Council for the opportunity to do so and added that he was proud to have been a part of such a reputable department.

Judge Montano stated that through his career at City of Las Vegas he was never approached by any member of the Governing Body or City Manager to perform anything that was unethical or illegal and quoted Albert Einstein "Strive not for success but rather, be a value". Judge Montano added that he had hoped he had been a value and would try and continue to be a value.

#### **PUBLIC INPUT**

None at this time.

Mayor Ortiz, Jr. stated for the record that the thoughts and concerns of Mr. Bob Wessely and Mr. Bruce McAllister would be missed under Public Input.

#### **CITY MANAGER'S REPORT**

City Manager Martinez advised there would be a City Council Meeting held on July 29<sup>th</sup> for the Final Budget approval.

Finance Director Ann Marie Gallegos informed Mayor and Council that the Finance Department is working diligently to finalize the Final Budget report for review on July 29<sup>th</sup>.

Mayor Ortiz, Jr. asked Finance Director Gallegos what the City was proposing in terms of revenue for the 2016 Budget.

Finance Director Gallegos advised that the city has proposed expenditures of at least 55 to 58 million dollars for this year and that it was looking like a positive outcome for the year. Finance Director Gallegos advised that the main concern is with the Recreation Center and informed that they would be meeting with engineers to start the project as soon as possible.

Mayor Ortiz, Jr. was pleased with the effectiveness of what the city has done with the limited General funds of 12 to 15 million dollars that are used for the many services within the City of Las Vegas.

Councilor Gurule-Giroñ requested that Finance Director Gallegos provide a debt service schedule at the July 29<sup>th</sup> meeting.

Finance Director Gallegos clarified that a debt service schedule along with complete set of budget documents would be provided on the Friday before the meeting with ample time to review the information.

City Manager Martinez advised that a contract submitted by San Miguel County previously approved by Council in June regarding Inmate Confinement would be brought back for approval from Council due to the San Miguel Commission not approving it.

City Manager Martinez added that some changes had been made regarding medical care and a few other items and advised that he would review the contract along with Police Department staff to review and discuss before accepting the proposed contract.

Brief Discussion took place of additional fees regarding Inmate Confinement services.

City Manager Martinez clarified that preliminary discussion would take place with Chief of Police and the Judge regarding the proposed contract before bringing a final contract to Council.

Councilor Herrera stated that he was not certain of total dollar amounts of the county's budget but thought that the majority of the San Miguel Detention Center's budget came from fees collected by the City of Las Vegas and added that

San Miguel County should want to work together with the City of Las Vegas instead of not following through with the contract which was already approved.

City Manager Martinez advised that Finance Director Gallegos had already initiated that research and it would be included with the analysis and added that he would be meeting with several Department Heads to go over the information.

Councilor Gurule-Giroń had a concern regarding late payments to the County for Inmate Confinement and asked if the city was currently up to date on payments.

City Manager Martinez advised that the issues were addressed to Municipal Court and informed that they had been taken care of.

Finance Director Gallegos explained that the City of Las Vegas received the billing from the County and then sent to Municipal Court which would then be reviewed and billed correctly and accordingly with the inmates that were affiliated with the City of Las Vegas. Finance Director Gallegos advised that issues had been addressed and that the City was caught up on payments.

Discussion took place of the several concerns with the changes regarding contract with the county.

## **BUSINESS ITEMS**

1. Approval/Disapproval of International Association of Fire Fighters (IAFF) Local 4625 Agreement.

City of Las Vegas Chief Negotiator Victoria Lovato advised that Local 4625, International Association of Fire Fighter (I.A.F.F) had ratified and approved a Collective Bargaining Agreement between the City of Las Vegas and the Las Vegas NM Professional Fire fighter Association and added that negotiations had opened in mid June and that the only article on the table was compensation. Ms. Lovato informed that they had reached an agreement of a fifty (50) cent increase to each bargaining employee's hourly rate of pay.

City Manager Martinez thanked the negotiation team for their efforts in coming to a respectful decision to the agreement of the hourly rate increase and recommended going forward with the agreement.

Mayor Ortiz, Jr. was also in favor of the hourly rate increase agreement.

Councilor Gurule-Giroń commended City staff and the Fire Fighter Association for working together to come to a consensus.

Councilor Howell asked if the IAFF Management Team asked the Fire Department employees for a vote.

IAFF President Caleb Marquez explained that the agreement is put out for vote by union members only and subsequently the agreement is ratified. Mr. Marquez informed that all union members were in agreement with the increase.

Councilor Herrera made a motion to approve of the International Association of Fire Fighters (IAFF) Local 4625 Agreement. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

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

2. Approval/Disapproval to enter into agreement with Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit corporation exempt under section 501© (6), for the period of July 1, 2015 thru June 30, 2016.

Community Development Director Lindsey Valdez advised that the Las Vegas/San Miguel Economic Development, Inc. (EDC) is designated as the advisory body for economic development, working in partnership with the City as provided in chapter 33 Economic Development Plan of the City of Las Vegas Code, formally Ordinance No. 01-19, adopted by the governing body of the City of Las Vegas on January 9, 2002. The EDC promotes Las Vegas as a desirable place to do business,

produce goods and services, educate our citizens and enjoy the quality of Las Vegas offers.

EDC Executive Director Bill Hendrickson informed Council that a Strategic Resource Plan for Economic Development in the City of Las Vegas and San Miguel County was provided to them for review.

Mr. Hendrickson gave a brief overview of several on-going projects regarding Professional Recruitment Opportunities which involve businesses wanting to come to New Mexico.

Mr. Hendrickson advised that under Recruitment/Site Visits the EDC had been working on a feasibility study for the company International Biomass Group which was interested in locating to Las Vegas and would potentially bring in about forty jobs to the area.

Mr. Hendrickson informed that the EDC was working collaboratively with entrepreneur Roy Montalban on an on-going project regarding an assisted living facility.

Mr. Hendrickson advised a business expansion project was in the works with Old Wood, LLC., and spoke of several other on-going projects being worked on which were with the renamed Gallinas River Parks, a multi-purpose arena, a Business Incubator for small businesses that would be based at New Mexico Highlands University and a community commercial kitchen which would be available for starting new businesses.

Mr. Hendrickson informed that the EDC had been working on all these projects since November and was excited for Las Vegas of the possibilities of several businesses coming to the area.

Councilor Howell had questions on the EDC working with the E.N. Program and asked if they had connected with the SPDC at Luna Community College.

Mr. Hendrickson advised that they would be working with the E.N. Program and verifying that services were not duplicated. Mr. Hendrickson stated that he had

not made contact with Mr. Bustos with the SPDC but added that their intentions were to incorporate any of the EDO's including the Chamber of Commerce.

Councilor Howell questioned if the EDC had received a response from the Luna Board regarding the proposal which was submitted on June 18<sup>th</sup>.

Mr. Hendrickson advised that the EDC had not received a written response from the Luna Board, that it had all been verbal and added that Luna provided a letter to New Mexico Highlands University requesting the equipment needed for the community commercial kitchen. Mr. Hendrickson informed that Luna was in favor of the proposal because it would benefit the Culinary Arts Program.

Councilor Gurule-Giroń had concerns regarding the lack of timelines on projects on the Strategic Plan and noted that a lot of the projects were on-going projects from the past.

Councilor Gurule-Giroń stated that she had seen duplication of efforts in the proposal that MainStreet was doing as well and advised that King's Stadium would serve as a multipurpose arena.

Councilor Gurule-Giroń noted that the Strategic Plan did not include a list of inputs and outputs regarding the projects.

Mr. Hendrickson explained that the projects are timely and are better known as processes.

Councilor Gurule-Giroń stated that the focus is retention and sustainability of current businesses and also the issue of focusing on small business growth and asked questions regarding tangible and intangible assets.

Mr. Hendrickson advised that most of the EDC's assets are intangible and stated that they collaborated with others on the River Project. Mr. Henderickson added that other nebulous projects need funding which is hard to come by.

Councilor Gurule-Giroń mentioned that the expansion and road development project at Dee Bibb Industrial Park and Old Wood was not included in the initial scope.

Mr. Hendrickson advised that the EDC had been in contact with the Bibb family regarding the purchase of the property.

Discussion took place regarding the Biomass Industry feasibility study needed, environmental impact and the size of facility needed for the project.

Councilor Gurule-Giroń asked what the projected timeline was for the completion of the biomass wood project.

Mr. Hendrickson advised that it would be up to company to help determine the timeline after receiving the feasibility study.

Councilor Gurule-Giroń asked Mr. Hendrickson if he had tied in with the Las Vegas Community Development Department concerning the Strategic Resource Plan as well as the Activity Schedule Report.

Mr. Hendrickson advised that he had provided the information to Community Development Director Lindsey Valdez.

Brief discussion took place pertaining to the Comprehensive Master Plan.

Councilor Gurule-Giroń stated that she was grateful for the work that Mr. Hendrickson was doing but advised that she could not see an increase of \$15,000.00 for the project and added that she saw nothing tangible.

Councilor Gurule-Giroń added that there was no schedule of inputs or outputs, there were no timelines and that there was a tremendous amount of duplication of effort with other organizations but did not want to continue to increase a budget when nothing but paperwork had been presented.

Councilor Howell made a motion to approve to enter into agreement with Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit corporation exempt under section 501 © (6), for the period of July 1, 2015 thru June 30, 2016.

Mayor Ortiz, Jr. advised that Councilor Howell moved to make a motion to approve an asked if there was a second motion.

There was not a second motion, therefore the motion died.

Councilor Herrera stated for the record that he had a page full of questions that he wanted answered before he could think of supporting the increase in funding.

Mayor Ortiz, Jr. stated that discussion would continue regarding the agreement and asked if there were any questions or comments.

Councilor Herrera advised Mr. Hendrickson that he had been in support of several projects he was working on but stated that some of the projects discussed reflected the Council meeting with Chamber of Commerce regarding cited project accomplishments such as with Old Wood and Farmer's Market and advised there was a lot of repetition.

Councilor Herrera advised that it is hard to justify a \$15,000.00 increase at this point without more accomplishments to report and added that he would hate to see giving funding to non profits when that would mean taking away funding from Youth employment and from other programs that needed the funding as well.

Councilor Herrera added that he had other concerns when it came to business successes at the Business Park regarding the GRT gain and that it would mainly benefit San Miguel County. Councilor Herrera asked what kind of funding the county was putting in to the EDC.

Mr. Hendrickson advised that the EDC was working on several other service programs along with Luna Community College, Workforce Solutions and Help New Mexico.

Discussion took place on several services offered by HELP New Mexico Programs.

Councilor Herrera expressed that he is seeing a lot of duplication of efforts and could not justify an increase at this time due money being so tight.

Community Development Director Valdez stated that the Community Development Department had recently been working on several contracts with EDC, MainStreet and the Chamber of Commerce and added that the focus was not to duplicate efforts.

Community Development Director Valdez commended these organizations for working in collaboration and praised Mr. Hendrickson for his accomplishments in moving the Las Vegas Business Hub forward in just the last six months and added that the need for the increase was to support the EDC in utilizing the business hub and to see it come to fruition.

Councilor Herrera expressed his thoughts on the effects the increase would take on other programs and suggested if the EDC had requested the same amount from before it would have been considered but was against approving the increase at this time.

Councilor Howell expressed his concerns on the importance of economic growth in the community and added that duplication of services took part in the past but the focus of the EDC and the Community Development was to work together and to ensure that there were no duplication services.

Councilor Howell spoke of how important it was to be positive towards the Economic Development Corporation, to make their goals and objectives realized for the betterment of the community and added how the economy would improve with the business growth in the community.

Councilor Howell felt the Governing Body should not stop economic growth and expressed that he was disappointed in the comments he had heard.

Mayor Ortiz, Jr. asked Councilor Romero if he had any comments on the issue.

Councilor Romero advised that he had no comment on the issue.

Mayor Ortiz, Jr. stated that he thought the City of Las Vegas had great potential in terms of business coming in and praised that the EDC for working closely with other entities and added that it is hard to entice large corporations in to a small community and such ventures are timely.

Councilor Gurule-Giroń made a motion to disapprove to enter into agreement with Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit corporation exempt under section 501 © (6), for the period of July 1, 2015 thru June 30, 2016.

Councilor Gurule-Giroń also stated that this item was discussed at a Work Session and that it was made very clear to Mr. Martinez that they would not approve a \$15,000.00 increase and advised that it was on the record but stated that they changed the actual format to make it a quarterly bases of \$12,500.00 versus flat out \$50,000.00 contract which is consistent with the \$50,000.00 price.

Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	No	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

City Manager Martinez asked the Governing Body if there was any direction on bringing the contract back to Mayor and Council.

Councilor Gurule-Giroń advised that she recommended bringing the contract back with the changes and recommendations as discussed primarily on the actual budget and informed that Council did not have a problem. Councilor Gurule-Giroń added that she would like consensus from the Council with bringing the contract back consistent with \$35,000.00 contract which is fair to the other nonprofit organizations in the community.

Councilor Gurule-Giroń stated for the record that MainStreet was an outstanding program that does bring tangible assets and results to the table, not intangible.

Councilor Herrera stated for the record that the proper motion that should have been approved for bringing back the item was a continuance, instead of disapproving the contract, whereas; the continuance would give the opportunity to modify the contract and be brought back to Council and added that he should have been the one to make that recommendation.

Discussion took place regarding bringing the contract back with the changes as a different proposal at another time.

City Manager Martinez advised that the intent was to bring the Chamber of Commerce and MainStreet contracts on the 29<sup>th</sup> and that the EDC contract could be brought back then.

3. Conduct a Public Hearing and Approval/Disapproval of Ordinance 15-06 amending Chapter 242 Flood Hazard Prevention, Article IV Administration, Section 14(F) Duties and Responsibilities of Floodplain Administrator of the Las Vegas Code.

Councilor Gurule-Giroń made a motion to go into Public Hearing. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

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

City Attorney Dave Romero asked all who wished to speak on the issues to stand and be sworn in. Lindsey Valdez was sworn in.

Community Development Director Lindsey Valdez advised that on March 17, 2015, State Floodplain Coordinator, Mr. Bill Borthwick, conducted a Community Assistance Visit (CAV) in Las Vegas. The CAV included a review of Chapter 242 Floodplain Hazard Prevention of the Las Vegas Code. All articles meet or exceed the respective provisions of the National Flood Insurance Program Floodplain Management Regulations, Title 44 Code of Federal Regulation (CFR) Part 59 and 60, with the exception of §242-14 (F), which requires an update regarding notifications.

Councilor Herrera made a motion to accept the record proper and to close Public Hearing. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Tonita Gurule-Griń	Yes
Vincent Howell	Yes	David L. Romero	Yes

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

Councilor Gurule-Giroń made a motion to reconvene to regular session. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

Councilor Gurule-Giroń made a motion to approve Ordinance 15-06 amending Chapter 242 Flood Hazard Prevention, Article IV Administration, Section 14(F) Duties and Responsibilities of Floodplain Administrator of the Las Vegas Code. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

4. Conduct a Public Hearing and Approval/Disapproval of Ordinance 15-07, amending the code of the City of Las Vegas, Chapter 301 Nuisances. 301-2 Definitions and rules of construction and 301-6 Nuisance declared. Ordinance was published on June 29, 2015.

Councilor Gurule-Giroń made a motion to go into Public Hearing. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

City Attorney Dave Romero asked all who wished to speak on the issue to stand and be sworn in. Lindsey Valdez and Levy Lujan were sworn in.

Code Enforcement Officer Levy Lujan advised that the City municipal code Chapter 301, Nuisances, needs additional language for further clarification and to define dangerous/unsafe buildings or structures.

Councilor Gurule-Giroń asked for clarification of definition regarding a situation with weeds and rubble.

Code Enforcement Officer Lujan explained that that specific situation would be covered in all perspectives.

Councilor Romero had a concern regarding the abatement on a trailer at 1215 Pecos Street.

Code Enforcement Officer Lujan advised that the trailer on the Pecos Street property would be removed.

City Attorney Romero advised that in evaluating any abatement there are several situations to consider such as the owner being uncooperative with problem properties and limited budget, but would take the least inexpensive way to remove debris. City Attorney Romero added that situations such as dealing with asbestos and other toxic contaminants would require the city to consider the costs and decide whether the needs of the city outweighs the cost of removing the debris.

Mayor Ortiz, Jr. added that by passing this legislation it would make it easier to support the removal legally.

Councilor Gurule-Giroń had questions regarding abatement funds collected and if sales of properties would be publicized.

City Attorney Romero advised that funds recently recovered were \$9000.00 and placed in the abatement fund and added that they recovered at least two decisions from the court giving the city the right to sell properties and recover monies. City Attorney Romero informed that ten to fifteen properties were in place for abatement.

Brief discussion took place regarding the abatement process of the property on 1215 Pecos Street.

City Manager Martinez stated that discussion taking place was on a particular property but advised that in this case the question was how the ordinance might work.

City Manager Martinez clarified that the statute had been used in the past and advised it is being included in the ordinance so that the City Attorney could better handle a case referring back to the Ordinance and that it mirrored the language in the statute.

Mayor Ortiz, Jr. stated for the record that this ordinance was not being passed strictly to enforce one particular property but would pertain to any property with similar concerns or violations.

Councilor Gurule-Giroń made a motion to close Public Hearing and to accept the record proper. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

Councilor Gurule-Giroń made a motion to reconvene into regular session. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

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

Councilor Herrera made a motion to approve Ordinance 15-07, amending the Code of the City of Las Vegas, Chapter 301 Nuisance. 301-2 Definitions and rules of construction and 301-6 Nuisance declared. Councilor Gurule-Giroń and Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David L. Romero	Yes
Joey Herrera	Yes	Tonita Gurule-Giroń	Yes

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

5. Conduct a Public Hearing and Approval/Disapproval to Adopt Ordinance 15-09 amending Chapter 389 Taxation, Article I Lodgers Tax, Section 15 (A) Use of Monies of the Las Vegas Code.

Councilor Gurule-Giroń made a motion to go into Public Hearing. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

City Attorney Romero asked all who wish to speak on the issue to stand and be sworn in. Lindsey Valdez was sworn in.

Community Development Director Lindsey Valdez advised that Chapter 389 Taxation does not accurately reflect the minimum requirements for use of Lodgers Tax for the purpose of advertising, publicizing and promoting tourist-

related attractions, facilities and events. Ordinance was published on June 29, 2015.

Mayor Ortiz, Jr. asked Ms. Valdez to explain what the specific changes would be on the Lodgers Tax Ordinance.

Ms. Valdez advised that it was regarding the percentages of monies to be used for advertising and promotional purposes and also explained there was a misinterpretation of the requirements for Las Vegas not being a Class A County and it would clarify and make the ordinance consistent.

Councilor Herrera asked how it would impact the distribution of monies collected by Lodgers Tax.

Ms. Valdez advised that it would not make an impact on the distribution of monies or expenditures and added that the current code contradicts itself. Ms. Valdez explained that the minimum of 90 percent of Lodgers Tax Budget is spent on advertising and promotions and explained the requirements that the City of Las Vegas needed to abide by as a non Class A County.

Councilor Gurule-Giroń made a motion to close Public Hearing and accept record proper. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

Councilor Gurule-Giroń made a motion to reconvene into regular session. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	Vincent Howell	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

Councilor Herrera made a motion to approve to Adopt Ordinance 15-09 amending Chapter 389 Taxation, Article I Lodgers Tax, Section 15(A) Use of Monies of the Las Vegas Code. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David L. Romero	Yes
Joey Herrera	Yes	Tonita Gurule-Giroń	Yes

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

6. Conduct a Public Hearing and Approval/Disapproval of Ordinance No. 15-08, amending the Code of the City of Las Vegas, Chapter 356, Entitled Smoking, to Specify Definitions.

Councilor Herrera made a motion to go into Public Hearing. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

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

City Attorney Romero asked all who wished to speak on the issue to stand and be sworn in. Casandra Fresquez was sworn in.

City Clerk Casandra Fresquez advised that as discussed at a previous council meeting, it was determined that the current City code regarding smoking which identifies Smoking in City-owned Building, Facilities and Vehicles did not specifically include the prohibited use of e-cigarettes and therefore needed to be added into the definition. Ordinance was published on June 29, 2015.

Councilor Romero stated that he thought the change on the ordinance was a good idea.

Councilor Gurule-Giroń made a motion to close Public Hearing and to accept the record proper. Councilor Herrera seconded the motion. Mayor Ortiz Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	David L. Romero	Yes

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

Councilor Gurule-Giroń made a motion to reconvene into regular session. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

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

Councilor Gurule-Giroń made a motion to approve Ordinance No. 15-08, amending the Code of the City of Las Vegas, Chapter 356, Entitled Smoking, to Specify Definitions. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

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

7. Approval/Disapproval of Resolution 15-23, Abatement of nuisances located at 1215 Pecos Street.

Code Enforcement Officer Levy Lujan advised that the property noted above has several nuisances on the property. The property owner is deceased and the property has not been cleaned or maintained for over a year. Request to grant abatement.

Code Enforcement Officer Lujan presented the Governing Body with pictures of the property and advised that he followed all required procedures regarding two 10-day red tagging of the property with the result of no compliance and found out that the owner, Jose Blanco was deceased.

Councilor Gurule-Giroń asked what steps were taken after once finding out that the property owner, Jose Blanco was deceased.

City Manager Martinez addressed the question stating that as a result of the Optic coverage, a realtor met with Mr. Lujan and informed that there may be some owners of the property, and advised that there is still no verification of who the property owner is.

City Manager Martinez recommended to move forward with the adoption of the resolution and added that the process with the media is working, giving the owner or anyone interested in the realty notification and the opportunity to clean up the property and added that the Ordinances gives the opportunity to extend time needed if there is expected compliance.

Councilor Gurule-Giroń asked how many additional days would be given to the heirs to come forward.

City Manager Martinez explained that the processes of posting and publishing, approval from Council of the Resolution would be needed and then they would go back and enter into an agreement that they meet compliance by a certain date.

City Manager Martinez stated that people need time and added that appealing would also be an option, which would give them more time and informed that the goal of the city was not to clean up the property, which would save the city money but that the main goal was to get the compliance from the community.

Community Development Director Valdez informed that Code Enforcement Officer Lujan would be presenting two more resolutions for different properties and advised that he had visited the two properties that same day and that there was still no compliance.

Councilor Herrera took the opportunity to remind the public that the duties of Code Enforcement are not to target anyone but that the interest is for all who are affected with hazards in neighboring yards and to make sure they are in compliance.

Councilor Herrera made a motion to approve Resolution 15-23, Abatement of nuisance located at 1215 Pecos Street. Councilor Romero seconded the motion.

Resolution 15-23 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-23**

**A RESOLUTION DECLARING 1215 PECOS STREET WHICH IS OWNED AND CONTROLLED BY JOSE BLANCO 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Jose Blanco, whose address is 1215 Pecos St., according to the records at the San Miguel County Assessor's Office and described in said records as "1500 Pablo Baca Subdivision Blk 21" (property code # 1-095-093-376-398-177**

**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 Sections 6 Nuisance Declared; Littering (A); Unsanitary Premises (B); Hazardous Premises (C); Accumulation of Solid Waste (D). Items stored on the premises and visible from the public right of way in violations of City ordinances include but are not limited to papers, fiberglass, tin, Lowes basket, wood pellets, boards, plastic wraps, particle board, weeds, dead branches, and a burnt trailer. Walls on the trailer are deteriorated, collapsing and is in danger of falling unto city streets and neighbors properties.**

**WHEREAS, the City has posted 2 Certified Red Tags on the Property in plain view of the side walk notifying of the violation on the property. Certified mail was also sent out twice to the property owners noted above. Later findings stated he was deceased.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on April 17, 2015; a Notice of Pending Abatement on April 27<sup>th</sup>, 2015. In the face of these notices, the nuisances remain and continue to pose a hazard to health, welfare, and safety of the public. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 trailers, wreckage, rubbish and debris as described above and any other materials in violation of the Ordinance described above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution on the owner, occupant or agent, including Jose Blanco, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015**

Mayor Pro Temp Gurule-Giroń asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

8. Approval/Disapproval of Resolution No. 15-24 Abatement of Nuisances located at 915 Tilden.

Councilor Herrera advised that Business Item #8 was similar to previously discussed Business Item #7 with the same situations and added that if there were no objections he would like to make a motion to approve Resolution No. 15-24 Abatement of nuisances located at 915 Tilden.

City Attorney Romero yielded the motion and advised that a testimony still needed to be presented regarding the property, for the record.

Council Herrera stated that the motion would stand after the presentation.

Code Enforcement Officer Lujan advised that the property of 915 Tilden had several nuisances on the property and that both property owners are deceased and added that the property had not been cleaned or maintained for several years therefore they were requesting abatement and informed Council that the required procedures for notification of compliance were taken.

Councilor Herrera made a motion to approve Resolution No. 15-24 Abatement of nuisances located at 915 Tilden. Councilor Romero seconded the motion.

Resolution 15-24 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-24**

**A RESOLUTION DECLARING 915 TILDEN AVENUE WHICH IS OWNED AND CONTROLLED BY ANTONIO AND TONI RIVERA 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Antonio & Toni Rivera, whose address is 915 Tilden, according to the records at the San Miguel County Assessor's Office and described in said records as "1612 Rosenwald Tr 11 Blk 2" (property code # 1-095-092-133-436).**

**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 Sections 6 Public Nuisance; Unsanitary Premises 301-6(B); Hazardous Premises 301-6( C ); Accumulation of Solid Waste 301-6 (D); Most Items stored on the premises and visible from the public right of way in violations of City ordinances include but are not limited to weeds, Chinese elms, blinds, metal, wood pieces, cinder block, and vines .**

**WHEREAS, the City has posted 2 Certified Red Tags on the Property in plain view of the side walk notifying of the violation on the property. Certified mail was also sent out twice to the property owners noted above. Later findings stated both are deceased.**

**WHEREAS, proper notices served upon the property owner(s) included: a Red Tag Notice on April 21, 2015; a Notice of Pending Abatement on May 12;. In the face of these notices, the nuisances have remained and continue to current date.**

**WHEREAS, the City of Las Vegas City Council was presented with a petition signed by 17 citizens from Tilden Avenue and the immediate neighboring area expressing their concern to the governing body as to the debris, weeds, trees, and an un-safe environmental conditions and vacant structures owned by Antonio and Toni Rivera**

**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, briars, metals, Chinese elms, must be removed and properly disposed of. The vacant, dilapidated buildings and their contents must be secured and the premises must be left in a clean, and safe condition, suitable for further occupancy or construction with all excavations filled.**

**B. the City shall serve a copy of this resolution on the owner, occupant or agent, including Antonio & Toni Rivera, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015**

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David L. Romero	Yes
Tonita Gurule-Giroń	Yes	Joey Herrera	Yes

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

9. Approval/Disapproval of Resolution No. 15-25, Abatement of nuisance located at 710 Tilden.

Code Enforcement Officer Levy Lujan advised that the property noted above has several nuisances on the property. Both property owners have been sent red tags and both were returned. Red tags were also posted on the property in plain view of the sidewalk. No progress has been made on the property and the nuisance and hazards still exist.

Councilor Herrera had an indirect question regarding the overgrowth of weeds and trees in the alley and how the ordinance read as far as removing weeds and trees in the alley.

Code Enforcement Officer Lujan advised that Ordinance 377-28 reads that it is the responsibility of the adjacent property owner to maintain the adjacent right of way in the alleyway and added that ½ the alleyway is the property owner's responsibility also pertaining to snow removal in the winter months.

Councilor Herrera asked Mr. Lujan if he knew of any assistance programs available to lower income families who could not afford the removal of weeds and trees.

Code Enforcement Officer Lujan advised that in the past there was assistance and added that as of right now there was no assistance available but informed he was working on that issue. Mr. Lujan informed Council that he was working with the

Business Licensing Department on a list to hand out of people who can be of assistance.

Councilors Gurule-Giroñ asked how the problem regarding the removal of larger, older trees would be solved.

City Manager Martinez clarified that the removal of trees on private property is the sole responsibility of the property owner.

Councilor Herrera made a motion to approve Resolution 15-25, Abatement of nuisance located at 710 Tilden. Councilor Gurule-Giroñ seconded the motion.

Resolution 15-25 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-25**

**A RESOLUTION DECLARING 710 TILDEN AVENUE WHICH IS OWNED AND CONTROLLED BY DONALD & DAVIDA GARCIA TO BE DANGEROUS, COVERED WITH RUBBISH, WRECKAGE, WEEDS, 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Donald & Davida Garcia, whose address is 928B Nicole Place, according to the records at the San Miguel County Assessor's Office and described in said records as "1612 Rosenwald Subdivision Blk 1 of the City of Las Vegas" (property code # 1-095-092-200-471).**

**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 Section 6, Nuisance Declared; Littering (A); Unsanitary Premises (B); Rubbish, wreckage, weeds, and debris on the premises are visible from the public right of way in violations of City ordinances include but are not limited to branches, cement pieces, wood, weeds in excess of 4 inches, and an electric pole presenting a potential tripping hazard to pedestrians walking in the area.**

**WHEREAS, the City has sent 2 Official Red Tags certified mail to the property owner, Donald & Davida Garcia ( Property owner as per County Assessors). The city has also posted both Official Red Tags on the property in plain view from the sidewalk.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on April 23<sup>rd</sup>, 2015; a Notice of Pending Abatement on May 4<sup>th</sup>, 2015. In the face of these notices, the owner has allowed the nuisances to remain and continues to maintain rubbish, wreckage, weeds, and debris on the premises. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 rubbish, weeds, trees, dead trees, wreckage, and any other materials in violation of the Ordinance describe above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution to the owner, occupant or agent, including Donald & Davida Garcia, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Vincent Howell	Yes
Joey Herrera	Yes	Tonita Gurule-Giroń	Yes

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

**COUNCILOR’S REPORTS**

Councilor Romero had concerns regarding the overgrown weeds on the corner of Sabinoso and Chavez Street and also on the issue of available water at the Transfer Station in the event of a fire.

Mayor Ortiz, Jr. advised that the North Loop Water Line project would take care of the issues regarding the water at the Transfer Station.

Solid Waste Director Matt Griego advised that the North Loop Water Line Project was underway and looked to be completed in September and added that they had a contingency plan in place to use a water tank, pull out trash and use dirt to suppress the fire if needed.

Councilor Herrera advised he had received some calls concerning the website and recommended that the City Website be reviewed and updated. Councilor Herrera

wanted to commend the Chief of Police and the volunteers for their work on the improvement at the Police Department.

Councilor Gurule-Giroń thanked City Manager Martinez for getting the sweeper out on the streets and asked if there were any plans to get another sweeper.

City Manager Martinez informed that it was not in the budget to purchase another sweeper this year and advised that the challenge with the sweeper is the waste collected by the sweeper is treated as solid waste and has to be transported to Wagon Mound and added that it is a financial impact to the General Fund and specifically to the Public Works Department.

Councilor Gurule-Giroń asked for confirmation regarding an EPA finding at Solid Waste Department.

City Manager Martinez informed that there was a positive EPA cite visit the day after 4<sup>th</sup> of July Fiestas, and informed that there was alot of trash was coming in and that there had been a very large rainstorm, which meant that the Solid Waste facility in Wagon Mound was not receiving the city's waste and put our facility on hold and had to close the department for half a day.

Solid Waste Director Griego added that the Environment Department conducted a routine inspection and resulted in several findings which pertained to administrative, contingency plan and the branch pile.

Griego explained that the branch pile has been an issue for several years but advised that it is a high priority and that the department is doing their best to address the issue.

Mayor Ortiz, Jr. wanted to thank the Governing Body for working together regardless of disagreements and briefly spoke of previous discussion regarding funding, difference of opinions and respecting the majority's decision.

Mayor Ortiz, Jr. thanked the parties for the work they were doing and advised that at times funding is not feasible.

**ADJOURN**

Councilor Gurule-Giroń made a motion to adjourn. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

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Mayor Alfonso E. Ortiz, Jr.

ATTEST:

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Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS SPECIAL CITY COUNCIL MEETING HELD ON WEDNESDAY JULY 29, 2015 AT 10:00 A.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

**COUNCILORS:** Joey Herrera  
David L. Romero  
Vincent Howell  
Tonita Gurule-Giroń

**ALSO PRESENT:** Elmer J. Martinez – City Manager  
Maire Lopez – Recorder  
Dave Romero – City Attorney  
Juan Montano – Sergeant at Arms

**CALL TO ORDER**

Mayor Ortiz, Jr. called the meeting to order at 10:00 a.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz, Jr. asked for a moment of silence in appreciation for the rain and the good weather and added that it made the community a better place to live in.

**APPROVAL OF AGENDA**

City Manager Martinez recommended moving Business Items 1, 2 and 3 to follow Business Item #7.

Councilor Herrera made a motion to approve the agenda with the recommended changes of moving Business Items 1, 2 & 3 to follow Business Item #7. Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	David L. Romero	Yes
Joey Herrera	Yes	Vincent Howell	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

### **PUBLIC INPUT**

Mr. Wayne Sonchar spoke briefly regarding the EDC and advised that he had been involved with the EDC since its inception and was very disappointed in the decision to disapprove the fund increase. Mr. Sonchar added that without the funding, it would cut down on deliverables and informed that there has been hard work from private businesses as well as many volunteers working over 2,000 hours on behalf of the community and the EDC. Mr. Sonchar stated that business development takes time and asked the Governing Body to reconsider the funding increase for the EDC.

### **FINANCE REPORT**

Finance Director Ann Marie Gallegos presented the finance report ending June 30, 2015 and advised that the General Fund collected ninety six percent in revenues and added there was a slight dip in March and hoped that revenues would increase through the year.

Finance Director Gallegos informed that General Fund expenditures were at eighty seven percent and ended up with a positive cash balance and advised that reserve and emergency funds were set in place and advised that the needs of the community are being met while setting aside funding is taking place as well.

City Manager Elmer Martinez advised that he was pleased with the overall hard work of Department Heads, Managers and City staff regarding the cautious spending on their part, which reflected on the eighty seven percent of expenditures and spoke of the importance of maintaining a good cash balance.

Councilor Gurule-Giroń asked if the ninety seven percent was the result of the actual GRT.

Finance Director Gallegos advised that the ninety seven percent was the result of the GRT.

Finance Director Gallegos advised that the Recreation Department revenue was at ninety five percent and the expenditures came in at seventy eight percent, and added that the Recreation Department had been maintaining the budget with the help of a Community Service Director.

City Manager Martinez advised that Human Resource Department is working closely with the Recreation Department Staff regarding staffing as well as working with a Community Service Director on keeping control of expenditures. City Manager Martinez informed that they were continuing to work with the architect on the agreement for the Recreation Center which would result in an increase in expenditures due to operations.

Councilor Gurule-Giroń asked if there was a new Recreation Department Director.

City Manager Martinez reminded Council of the Re-Organization that took place when Phillip Ortiz was appointed Community Services Director and thanked Mr. Ortiz for his hard work in overseeing the Community Services Departments.

Finance Director Gallegos advised that the Enterprise Funds revenue came in at one hundred percent and stated that the departments had reviewed their expenditures and added that they have been very careful regarding expenses.

Finance Director Gallegos advised that expenditures for the Enterprise Funds were at ninety three percent and added that expenses are being looked at regarding capital outlay projects such as Bradner Dam and the Landfill Closure and advised that the Finance Department was working closely and assisting the Utilities Department on those projects.

City Manager Martinez commended the Utilities Department Staff for meeting their projections on revenue and added that he was pleased with being at ninety

three percent of expenditures considering the expenses on several significant emergency situations, water breaks and the overtime expenses involved and thanked the departments under the Enterprise Funds for their work in terms of being conservative with their expenditures while still meeting the needs of the community.

Councilor Gurule-Giroń had questions regarding the status of FTE's and amount of vacancies in the Utilities Department.

City Manager Martinez advised that the Human Resource Department was working collaboratively with the Utilities Department, as well as with other departments regarding staffing in terms of being conservative, as recommendations come to open new positions or to re-advertise for positions.

Councilor Gurule-Giroń asked for the total amount of FTEs at the Utilities Department.

City Manager Martinez advised Council Gurule-Giroń that he did not have that information available at the present time but added that they would review the Enterprise Fund Budget by the department for the information regarding the FTEs.

Brief Discussion took place regarding the re-organization and several vacancies in the Utilities Department.

Mayor Ortiz, Jr. recommended that Utilities Director Garcia provide information regarding the delay of the Bradner Project.

Utilities Director Ken Garcia advised that Bradner Dam is ready for construction but explained that any time that there is an increase in storage especially with Bradner Reservoir, the City of Las Vegas has had to litigate with the Storrie Lake Water Users Association in the past and added that the City is litigating with them at the present time.

Utilities Director Garcia advised that there is a permit and protest process which is allowed by the State Engineer, open for anyone to file their legal argument

against it and advised that the Storrie Lake Water Users Association have chosen to do so.

Utilities Director Garcia informed that the City has weighed the options of using Storrie Lake for storage which is 2300 acre feet which is the same footage as Bradner will have and advised that it has a number of benefits and disadvantages as well.

Utilities Director Garcia explained that after weighing those options Bradner has stayed on the City's ICIP priority list and stated that he was confident that in the end the City would prevail and will have the storage needed to meet the community's needs through drought and added that it was a very important project.

Utilities Director Garcia advised that legally the City has to go through the timely process and could possibly go to Federal Court but added that the City needs to stand by its future direction to increase storage and if the priority project is not followed through then that would compromise the future for future generations in the community.

Utilities Director Garcia thanked Mayor Ortiz, Jr. for obtaining funding for the project and added that the City thought they could work with the Storrie Lake Water Users Association to mitigate impacts that Bradner would have on Storrie Lake and advised that the Storrie Lake Water Users Association is not allowing the City to hydro logically mitigate the impacts.

Utilities Director Garcia advised that the Storrie Lake Water Users Association's argument was that the City would need to have a permit in order to put water in Bradner Dam, only in the case of Storrie Lake or the canal being full and stated that he felt that was unreasonable.

Utilities Director Garcia expressed how important it was to continue the process of Bradner Dam and in the meantime the city is working on other projects to mitigate water issues.

Mayor Ortiz, Jr. wanted to inform that the City had worked very well with the Storrie Lake Water Users Association in the past but this discussion was not to downgrade the Association.

Mayor Ortiz, Jr. informed that there were several legal complications involved regarding ownership of Storrie Lake, who was able to authorize the agreement transaction to take place and added that the City did not have any guarantees which were critical in order for the City to invest 12 million dollars and advised the City has a 30 day water supply and added that it was a very critical situation.

Councilor Gurule-Giroń had concerns regarding any Councilors meeting with Storrie Lake Water Users Association and Acequias Association individually.

Mayor Ortiz, Jr. advised that he did not know of any Councilor meeting with anyone from Storrie Lake Water Users Association and Acequias individually.

Councilor Howell advised that he had been approached by some members.

Councilor Gurule-Giroń stated that she recalled that Council was advised on numerous occasions not to meet with any individual members when it came to litigation regarding water projects.

City Attorney Dave Romero advised the Governing Body that in matters concerning litigation; Council should not meet individually unless present with their attorney due to the formality of the negotiation of the law suit and is usually occurring in court, where all discussion should take place or with their attorneys.

Finance Director Gallegos advised that she was completed with her presentation of the Finance Report.

## **BUSINESS ITEMS**

1. Approval/Disapproval to enter into agreement with MainStreet de Las Vegas, A New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016.

Community Development Director Lindsey Valdez advised that MainStreet de Las Vegas is a non-profit corporation, incorporated on September 28, 2005 whose purpose is to stimulate economic development by protecting and enhancing Las Vegas' historically and culturally significant downtown districts which consist of three districts listed on the National and Local Register of Historic Places: Railroad District, New Town/Douglas Avenue and Old Town /Plaza District.

MainStreet Executive Director Cindy Collins made a presentation on several accomplishments from last fiscal year and goals for the next year and informed that one of the big events was facilitating the purchase of the Castaneda Hotel, which took years to come to negotiation with the previous owner and negotiated a reduction in the purchase price. Ms. Collins added that with the help of the City of Las Vegas, MainStreet received a CLG grant of \$41,232.00 to complete the Castaneda and for renovation of the Rawlins Building.

MainStreet Executive Director Collins advised that the Castaneda led to the purchase of Plaza Hotel and the U7 Building and added that the Castaneda was a catalyst for more projects which consisted of the renovation of the Moonlight Welding Building, the expansion of JC's Pizza and the purchase of the California Store and the Arellanes Building.

Ms. Collins informed that Phase II of a Phase III project was completed for the E. Romero Hose and Fire Building and advised that Chief Phillip Mares was working on acquiring a grant to complete Phase III which pertained to second floor administrative offices for the Fire Department.

Ms. Collins advised that 15 more trees were planted, bringing the total to 80 trees on East Lincoln to Douglas Avenue and added that with the help of volunteers, 32 planter boxes were filled with flowers and are watered by the City of Las Vegas Public Works Department using effluent water which is important for beautification and pride in the city.

Ms. Collins briefly discussed several other organizations that MainStreet was in collaboration with, several upcoming projects and also advised that the Las Vegas Marketing Collaborative received a grant from New Mexico Tourism to market all the events and added that Bill Hendrickson is working hard on a grant for River Walk improvements.

Ms. Collins advised that she had attended a Chamber of Commerce Board meeting and decided they could work together on “Las Vegas as a College Town” and informed that the Arts & Cultural District would be moving to Las Vegas Arts Council.

Ms. Collins informed that MainStreet was very active in Heritage week and stated that Heritage week was approaching and would feature the Cowboy Reunion 100 Horse Parade. Ms. Collins added that they had been working for several years with EDC on a downtown movie theater and were collaborating with NMHU on the Way Finding Signage. Ms. Collins stated that they promote downtown businesses and projects on their face book page.

Ms. Collins presented the Goals for the next fiscal year (2015/2016) and informed that a Way Finding Signage was needed and advised that a State Capital Outlay Application would be submitted jointly with the City.

Ms. Collins informed that with the help of Bill Hendrickson with the EDC, a priority was to move forward with a movie theatre, utilizing the Kiva theatre and added that another upcoming project was the “Ultimate Facade Squad” regarding the Carnegie library repairs on the north, east and west facade. Ms. Collins advised that the city had previously worked on the south facade side.

Ms. Collins informed that the Meadow City Music Festival was coming up and advised that a grant was received from New Mexico Tourism to advertise the event and were working with Musicians Reunited to complete the breezeway and with the help of architect Jonathon Whitten to help honor 531 living and dead musicians, by setting name engraved cobblestones on the breezeway.

Ms. Collins reported that they are working with Las Vegas Community Development Department on a vacant building ordinance regarding the downtown area and added that Mainstreet’s grants awarded total was \$981,532 and that the City’s return on investment was 256%.

Ms. Collins advised that the Mainstreet Board of Directors & staff would be available for any questions regarding their contract and asked the Governing Body to consider the increase on the contract.

Councilor Herrera commended Cindy Collins and her staff for a job well done on the informative presentation on the success stories, visions and goals of MainStreet.

Councilor Gurule-Giroń wanted to congratulate Cindy Collins, members of MainStreet , Board of Directors and volunteers on continuing to produce to results and providing incredible work and advised that funding would depend on City Manager Martinez and Finance Director Gallegos to determine if funding was available considering the fact that MainStreet was result oriented.

Councilor Howell asked Ms.Collins if they saw any duplication of services that they are providing, with other organizations.

Ms. Collins stated that they saw no duplication and explained that Community Development Direct Lindsey Valdez was going over the scope of work with each group and advised that finding out that the EDC had access to the Buxton report would help with the movie theatre and added they wanted to help other organizations and felt that there was no duplication but more collaboration.

Councilor Howell thanked MainStreet for all their hard work and added that the main street district is looking good regarding beautification; many activities are taking place and added that MainStreet had progressive and active Board members.

Mayor Ortiz, Jr. thanked MainStreet Executive Director Cindy Collins, Community Development Director Lindsey Valdez, MainStreet Board members and the community for their hard work and was amazed of the number of volunteers.

Mayor Ortiz, Jr. advised that there were many things taking place in the City and added that the beautification of the city reminds everyone what a wonderful community we have and saw the future of MainStreet continue to move ahead. Mayor Ortiz, Jr. commended the MainsStreet Board and thanked them for working cooperatively with other organizations.

Councilor Herrera made a motion to approve to enter into agreement with MainStreet de Las Vegas, A New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016. Councilor Gurule-Giroń seconded the motion.

Mayor Ortiz, Jr. asked for clarification of the amount on the agreement being approved.

City Manager Martinez clarified that the amount on the agreement being approved was \$35,000.00 with office space and access to the Conference Room provided at the Las Vegas Train Depot by the City of Las Vegas with the rent value of \$5,000.00.

Cindy Collins stated that if the agreement was going to be considered at \$35,000.00, Mainstreet felt strongly about not taking on the Electric Light Parade which was one more task being given and would be interested in doing it but added that they had not been given an increase since 2012 and advised that MainStreet would accept the agreement without the Scope of Work pertaining to the Electric Light Parade.

Community Development Director Lindsey advised that currently the Electric Light Parade had been run by the City of Las Vegas and is facilitated by Events Planner Annette Velarde but informed that the goals of the department was to start transitioning the events back to community involvement and would give Events Planner Velarde more time to focus on marketing efforts that benefit economic development and added that she felt that with the assistance of MainStreet taking on the Electric Light Parade would be beneficial in that goal.

Mayor Ortiz, Jr. made the recommendation to City Manager Martinez to approve the \$35,000.00 and excluding the Scope of Work regarding the Electric Light Parade and addressing the issue at a later time and stated that he felt it was important to treat all entities comparable.

Discussion took place pertaining to issues on the increase amount of \$5,000.00 on rent for office space and issues regarding the amendment on the additional scope of work on the Electric Light Parade.

Councilor Herrera made a motion to approve to enter into agreement with MainStreet de Las Vegas, A New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016 with the removal of scope of work for the Electric Light Parade to be brought on a different business item at a later date, for funding of \$35,000.00 with the in-kind of \$5,000.00. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

City Manager Martinez stated that under the Finance presentation, the Housing report had been presented at a previous meeting.

2. Approval/Disapproval to enter into agreement with the Las Vegas/San Miguel Chamber of Commerce, a New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016.

Las Vegas San Miguel Chamber of Commerce Chairman Travis Regensberg informed that the Chamber of Commerce had recently started restructuring and added that he was working closely with Vice Chairman Michael Adams. Mr. Regensberg stated that he had taken over the Chairmanship until December and advised his team would be making presentations on deliverables in conjunction with their contract.

Chamber of Commerce Treasurer Regina DeNardo-Sena reported that they were diligently working on the audit, which will be submitted to Steve Baca who was assisting with the audit and would be completed within the next few months.

Ms. DeNardo-Sena added that there would be transparency regarding the audit.

Ms. DeNardo-Sena stated that the Chamber of Commerce was moving in a positive and forward direction and advised that the community's money, regarding membership or any organizations that the Chamber collaborates with, would be safe.

Chamber of Commerce Vice Chairman Mike Adams informed the Governing Body that the Chamber of Commerce was working on the re-organization and since starting the re-organization, membership has grown 500%.

Mr. Adams thanked Community Development Director Lindsey Valdez and City Manager Elmer Martinez for their help, and Mayor Ortiz, Jr. for speaking well of the Chamber of Commerce and was excited for the Chamber to move forward, with the help of their great staff.

Mr. Adams advised that they were in collaboration with various entities such as EDC, Luna, Highlands University, Las Vegas 1<sup>st</sup>, MainStreet and other organizations and stated that they would keep working diligently on acquiring many more members in and outside the Las Vegas and San Miguel areas.

Chamber of Commerce Fiesta Liaison Celina Sierra reported that she would be keeping communication open between the City of Las Vegas Fiestas committee and the Chamber of Commerce Board by attending the meetings and determine what duties the Chamber of Commerce could possibly assist with, but notified that she was unable to attend meetings already started for the year 2016 therefore, would focus on the 2017 4<sup>th</sup> of July Fiestas. Ms. Sierra advised of the new Board of Directors and that everyone is working very well together to move forward.

Mr. Regensberg advised that Board Member Vince Chavez was not present; therefore Mike Adams would be explaining the App programs that Chamber of Commerce would be launching for 2015-2016.

Mr. Adams advised that Lindsey Valdez pursued the App program project with Highlands University which would support Highlands University, City of Las Vegas and Chamber of Commerce and explained that it was a phone download app with the capability to download events, business information and offered reward programs which would help local businesses. Mr. Adams advised that it would be available within 2 to 3 days and stated that the funding for the app came from Lodger's Tax and would also be supported by sponsors.

Mr. Adams reported that the Chamber of Commerce is working collaboratively with EDC and Luna Community College regarding the project of the Community Kitchen which benefits residents of San Miguel, Mora and Guadalupe counties. Mr. Adams added that it was a pleasure working with these entities which were moving forward and hoped that they were all supported in their efforts.

Mr. Regensberg reported on behalf of Board Member Mack Crow regarding the NMHU Welcome Back Barbeque events which will take part during the period of Homecoming which consisted of a Red Chile Cook- Off representing Robertson High School and a Green Chile Cook-Off to represent West Las Vegas High School and other cooking events with other organizations. Mr. Regensberg noted that clean-up events had recently taken place by the Chamber of Commerce and many volunteers, starting at the Plaza and ending at the Chamber of Commerce with a total of about 890 pounds of trash and added that his objective was to contact the Gatorade Company to help in the endeavor to end the pollution due to a majority of the trash, consisted of Gatorade bottles.

Chamber of Commerce Board Member Diane Ortiz and Staff Member Virginia Marrujo made a presentation of upcoming projects and informed that one of the Chamber's main goals was to work in collaboration with other organizations and to educate the community on services available. Ms. Ortiz informed that a partnership with PNM is in the works with funding opportunities, training and educational workshops such as:

- Low Income Assistance Events
- Senior Assistance Fairs
- Financial Workshops
- PNM Building Tune-Up
- Refrigerator Recycling Rebate

Chamber of Commerce Staff member Virginia Marrujo advised that the JCs had been working on a project regarding the Disney Institute and that it offers services to strengthen and improve businesses. Ms. Marrujo stated that the Chamber of Commerce has partnered with Luna Community College to host a Disney Institute offering opportunities to become alumni and gain access to information for business improvement, maintenance and overall structure.

Mr. Regensberg emphasized on the PNM partnership opportunities regarding energy conservation measures and that added that the Senior Citizens in our community need to be educated on energy efficiency losses and help them save money during winter months, money that will eventually be spent here in the community and at the same time, helps boost the economy.

Mr. Regensberg advised that he is working with the Veterans Alliance Group and advised that there are an estimated 6000 Veterans in our area and saving them money through education regarding benefits and awareness would hopefully keep the money in town and help boost the economy. Mr. Regensberg expressed how important it was to take care of our Senior Citizens and our Veterans by reaching out to help in any way possible and spoke of several efforts the Chamber of Commerce personnel and that the focus is to work diligently on promoting new business and make a difference in our community.

Community Development Director Lindsey Valdez advised that the Las Vegas/San Miguel Chamber of Commerce works collaboratively to support economic development, encourages and welcomes new business, and supports and promotes existing businesses.

Community Development Director Valdez advised that the Chamber of Commerce is currently in the process of reorganizing to expand their service to business owners, residents and visitors and added that the contract amount was for \$35,000.00 with the in-kind service amount of \$7,500.00 (office space, to include utilities and use of Train Depot conference room when available).

Councilor Herrera commended the members of the Chamber of Commerce for the excellent presentation and praised them for the outreach to our community regarding the resources available to them and that it would benefit those who were illiterate if information could get to them physically.

Mr. Regensberg advised that they recognize that many seniors and veterans have not made the connection with the cyber-world and information cannot be sent to them through e-mail and is important to create a liaison for the purpose of bridging that gap in communication.

Councilor Gurule-Giroń was pleased with the Board of Directors and their involvement in not only attending meetings but hosting events and commended the Chamber of Commerce and the entire staff.

Councilor Gurule-Giroń had a question on the contract amendment regarding promoting the Las Vegas brand.

Mr. Regensberg addressed the question by stating that he had questioned the new brand but now embraced it, respected the decision of the Governing body and that the Chamber of Commerce would execute the deliverables asked for.

Councilor Gurule-Giroń asked if the contract was going to be retro-active.

Mr. Regensberg informed that it would be a retro-active contract.

Councilor Howell was pleased with the energy that Mr. Regensberg was bringing to the Chamber of Commerce, the focus on veterans and moving the Chamber forward.

Mr. Regensberg advised the different deliverables being put out is important for variety and to avoid animosity within the Chamber of Commerce and that the focus is to be pro-active.

Councilor Howell made a comment regarding the JCs and how he would like to see it flourish and noted that Ms. Marrujo showed to be passionate of their objectives and advised if that would happen that the community would relish that.

Councilor Howell asked Mr. Regensberg if he saw any project duplications with other organization.

Mr. Regensberg advised that he had not seen any duplication and added that Lindsey had been very helpful regarding duplication and identified that the app system, had previously been funded by the City but as one their collaborations in working with Highlands the Chamber of Commerce would be utilizing their app system as one of their deliverables and would benefit both the Chamber of Commerce and the City.

Community Development Director Valdez advised that the department had made the recommendation for Chamber of Commerce to reach out to Highlands to collaborate and ensure there was no duplication and advised that Mr. Chavez from Highlands was very excited to move forward with the help of Chamber of Commerce.

Mayor Ortiz, Jr. advised that he was very impressed with the presentation and enthused by all the hard working put in by many volunteers and taking on such a huge responsibility and thanked the members of the Chamber of Commerce for the presentation brought forth.

Councilor Gurule-Giroń made a motion to approve to enter into agreement with the Las Vegas/San Miguel Chamber of Commerce, a New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016, in the amount of \$8,750.00 each quarter for the total of \$35,000.00 and the contractor may submit an invoice for \$8,750.00 for each quarter reported, and \$7,500.00 in in-kind services (office space, to include utilities, and use of Las Vegas Train Depot conference room when available). Councilor Gurule-Giroń wanted to inform that each payment is due 10 days after the invoice is submitted, due to timeliness issues in the past. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Joey Herrera	Yes
David L. Romero	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

3. Approval/Disapproval to enter into agreement with the Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit corporation, for the period of July 1, 2015 thru June 30, 2016.

EDC Chairman Sharon Vandermeer took the opportunity to give praise to MainStreet, Chamber of Commerce and every volunteer who has been part of all the wonderful things that are going on in the community and advised that Mr. Hendrickson was very involved with these organizations.

Ms. Vandermeer asked the Governing Body to reconsider the \$50,000.00 funding requested for EDC and advised that Mr. Hendrickson would be presenting information regarding the Business HUB and thanked the EDC Board members for all their support.

EDC Executive Director Hendrickson spoke briefly on community support of the EDC by way of various companies that are vested in the EDC in the amount of \$23,400.00 in support of what they thought the EDC was doing for the community and advised that the state invested \$2,000.00 for kitchen training and operations for the manager and himself.

Mr. Hendrickson informed that the state also provided \$8,400.00 used for business recruitment, further training for himself which took place in Silver City and for local projects in area and also advised that a grant was received for \$15,000.00 to equip the Business HUB which was critical in the discussion to take place regarding why the EDC was asking for the increase in funding for a project that the city had asked to start.

Mr. Hendrickson advised that the EDC had previously had many problems in the past but is moving forward and advised that the EDC has a broader focus bringing economic base businesses that would bring in new money in to Las Vegas and San Miguel County.

Mr. Hendrickson spoke briefly on various other organizations that the EDC was working in collaboration with to help local communities and all will benefit from and help each other.

Mr. Hendrickson advised that three companies would be renting space at the Business HUB which would bring in income of \$10,800.00 a year.

Mr. Hendrickson advised that there were several other costs included to operate the Business HUB which consisted of Utilities, Janitorial Service, and full time Clerical position with the estimated cost of \$40,000.00, which after income and expenses would bring the loss amount to \$29,000.00 and added that the EDC is not funded to support the loss amount.

Mr. Hendrickson advised that there would be future maintenance start up costs in the amount of roughly \$18,000.00 and informed that the EDC received \$15,000.00 from the state to cover the \$18,000.00 costs, however the funding would have to be returned to the state if the Business HUB did not come to fruition and that was the reason for the \$15,000.00 increase request.

Councilor Herrera asked Community Development Director Valdez if there were any stipulations on last year's contract regarding the Business HUB.

Community Development Director Valdez advised that there were no cost stipulations on the contract and clarified that the start of the Business HUB was included in last year's contract.

Discussion took place regarding the different costs and operations involved of running the Business HUB.

Community Development Director Valdez briefly spoke of the benefits the Business HUB would bring to the community.

Mayor Ortiz, Jr. asked members of Chamber of Commerce and MainStreet if they would have any objections of awarding a \$15,000.00 increase to the EDC.

Mr. Mike Adams with Chamber of Commerce and Ms. Cindy Collins with MainStreet both advised that they had no objections and thought that it would be a benefit.

Mayor Ortiz, Jr. made a recommendation to the Governing Body to highly consider giving the EDC the \$35,000, \$7,500 in addition in lieu of in kind and an additional \$7,500, due to the investments and successes that the Business HUB would bring to the City of Las Vegas and advised that the \$15,000.00 the State had given EDC could be easily lost and felt strongly about matching that amount.

Community Development Director Valdez advised that she and City Manager Martinez were working closely with these organizations to make sure that the deliverables were feasible and to make it possible for them to fulfill their scope of work.

Mayor Ortiz, Jr. stated that this issue regarding the Business HUB should be addressed aggressively and thanked Chamber of Commerce and Mainstreet for their support in the contribution to the EDC.

Councilor Herrera made a suggestion to approve to enter into agreement with the Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit corporation, for the period of July 1, 2015, thru June 30, 2016 for \$35,000.00 with the amendment recommendation of \$7,500.00 in lieu of in-kind and for City Manager to later look into the \$7,500.00 remaining.

Councilor Gurule-Giroń had questions and concerns regarding the Economic Development Plan not being included in the Scope of Work and advised that the EDC could not work off the Master Plan therefore needed to update the plan.

Councilor Gurule-Giroń asked what the share of San Miguel County was regarding the Business HUB and it was her understanding that the County had handled and initiated the Business HUB for years through the EDC.

Ms. Vandermeer advised that to her knowledge there was no Business HUB that currently existed and that it was initiated through a contract by the City of Las Vegas last year and informed that EDC Board Member Les Montoya had never mentioned a Business HUB.

Councilor Gurule-Giroń stated that she believed there was an existing HUB and suggested that the EDC meet with San Miguel to ensure that there is an operating Business HUB.

Ms. Vandermeer stated that with all due respect to Councilor Gurule-Giroń, understood her concerns, and with great assurance, that there was not an existing Business HUB through the county and advised that the EDC has not participated in any other project relating to a Business HUB other than the present one with the City of Las Vegas.

Discussion took place on how realistic it would for the City of Las Vegas to operate a Business HUB if the Hewett Building at Highlands University was not available.

EDC Director Hendrickson advised that the Business HUB had already been approved by the New Mexico Highlands Board of Regents to proceed with the project.

Councilor Gurule-Giroń had a concern regarding the Business HUB being bid out separately and stated that before being bid out she recommended involving the County before moving forward with the Business HUB.

Ms. Vandermeer advised that all these organizations have worked diligently in helping the community and added that the EDC has full support from the County and is in contact with the County due to Les Montoya sitting on the board representing the county.

Ms. Vandermeer advised that the money was being spent conservatively for the only purpose of economic development and asked the Governing Body to give these organizations the opportunity to serve the community with the needed funding for the Business HUB from the City, and advised that the EDC is working to get it done.

Councilor Gurule-Giroń advised that she wished they could fund every organization equitably but advised that the funding could not take place due to having to be fair to the other organizations to meet their needs regarding deliverables and advised before going forward with the Business HUB, there had to be collaboration with the County and would like to see their shares in the Business HUB project.

Mayor Ortiz, Jr. advised that he agreed with Councilor Herrera's suggestion to approve the \$35,000.00, \$75,000.00 in lieu of in-kind and the remaining \$7,500.00 to be addressed at a later time and stated that his wishes were that the County would contribute to the project as it would be a benefit to them as well.

Councilor Herrera suggested that the City fund the EDC at the \$35,000.00, \$7,500.00 in lieu of in-kind and bring other expenses from the project on a different business item.

Councilor Howell made a motion to approve to enter into agreement with the Las Vegas/San Miguel Economic Development, Inc., a New Mexico non-profit

corporation, for the period of July 1, 2015 thru June 30, 2016 with the contract of #35,000.00 with \$7,500.00 in lieu of in-kind and to have the amendment looked at by City Manager Martinez on the remaining \$7,500.00 to support the Business HUB. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

4. Approval/Disapproval of Resolution #15-32, supporting the New Mexico Department of Transportation Municipal Cooperative Agreement/COOP-SP-4-16(906) for the Plan Design, Construction Management, Construction, Reconstruction, Pavement Rehab, Drainage Improvements and Miscellaneous Construction to various entity Streets along South Pacific Street.

Public Works Director Martin Gonzales advised as part of the cooperative agreement submittal criteria for the NMDOT COOP, it is required that a Resolution of Support from the local Governing Body assuring matching funding availability accompany cooperative agreement. In complying with this criteria, staff is requesting Resolution 15-32 be approved. Budgetary provisions will be made in the Public Works budget during the 2015/16 fiscal cycle.

Public Works Director Gonzales advised that improvement plans for Moreno Street to Perez Street were initially to repair with crack seal but after consulting with the Engineer, he informed that if utilizing that plan, it would not provide proper drainage and advised that the scope of work needed to be changed and with that, there would more funding needed for the project.

Councilor Gurule-Giroń asked if the amount needed for the project was \$100,000.00.

Public Works Director Gonzales advised that \$100,000.00 was the total amount needed for the project.

Councilor Gurule-Giroñ stated that Moreno Street has had many problems in the past regarding water leaks and breaks and added that issues have occurred regarding street tear ups between Utilities and Streets Departments and hoped there would be more collaboration between the two departments in order to maximize those dollars, avoiding having to go back to repair.

Councilor Gurule-Giroñ asked what degree of asphalt would be used to avoid cracking or sinking on the street repair.

Public Works Director Gonzales informed that regarding Utilities, that there were no utilities in that project area and advised he met with Utilities Director Ken Garcia to discuss where the effluent line would be placed to feed South Pacific Park.

Public Works Director Gonzales advised that instead of coming down through South Pacific Street, it would go through West Las Vegas Calles de Las Escuelas Street and at the same time feed WLV Schools football and practice fields, coming up through the middle school and miss South Pacific Street and would go up through the alleyway to feed South Pacific Park.

Public Works Director Gonzales informed that WLV was wanting to add a practice field and would be irrigated with the effluent line which in turn would give Utilities Department some revenue with WLV financially helping with the install of the line in that section.

Councilor Gurule-Giroñ had questions and concerns regarding issues with water drainage on the Moreno to Socorro Streets Project.

Public Works Director Gonzales advised that a patching and fog seal would be used from Moreno to Socorro and from Socorro to Perez Street, an inverted crown would be used, which would then direct water away from homes to the middle of the street and informed that the drop inlets would be utilized to direct water into the storage drainage. Public Works Director Gonzales clarified that the drop inlets were large and could handle large amounts of debris.

Councilor Gurule-Giroñ asked if the same drainage plan would be used on Moreno Street.

Public Works Director Gonzales advised that they would be working with an Environmental Group in trying to get a grant to perform a rip-rap to control erosion in that the area of the bottom of Moreno Street.

Mayor Ortiz, Jr. commented on the extensive project but advised that it would be a major improvement.

Councilor Howell made a motion to approve of Resolution #15-32, supporting the New Mexico Department of Transportation Municipal Cooperative Agreement/COOP-SP-4-16(906) for the Plan Design, Construction Management, Construction, Reconstruction, Pavement Rehab, Drainage Improvement and Miscellaneous Construction to various entity Streets along South Pacific Street. Councilor Gurule-Giroñ seconded the motion.

Resolution 15-23 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-23**

**A RESOLUTION DECLARING 1215 PECOS STREET WHICH IS OWNED AND CONTROLLED BY JOSE BLANCO 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Jose Blanco, whose address is 1215 Pecos St., according to the records at the San Miguel County Assessor's Office and described in said records as "1500 Pablo Baca Subdivision Blk 21" (property code # 1-095-093-376-398-177**

**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 Sections 6 Nuisance Declared; Littering (A); Unsanitary Premises (B);**

**Hazardous Premises (C); Accumulation of Solid Waste (D). Items stored on the premises and visible from the public right of way in violations of City ordinances include but are not limited to papers, fiberglass, tin, Lowes basket, wood pellets, boards, plastic wraps, particle board, weeds, dead branches, and a burnt trailer. Walls on the trailer are deteriorated, collapsing and is in danger of falling unto city streets and neighbors properties.**

**WHEREAS, the City has posted 2 Certified Red Tags on the Property in plain view of the side walk notifying of the violation on the property. Certified mail was also sent out twice to the property owners noted above. Later findings stated he was deceased.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on April 17, 2015; a Notice of Pending Abatement on April 27<sup>th</sup>, 2015. In the face of these notices, the nuisances remain and continue to pose a hazard to health, welfare, and safety of the public. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 trailers, wreckage, rubbish and debris as described above and any other materials in violation of the Ordinance described above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution on the owner, occupant or agent, including Jose Blanco, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
David L. Romero	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

Mayor Ortiz, Jr. requested a 5 minute recess at 12:45 p.m.

Mayor Ortiz, Jr. reconvened meeting at 1:00 p.m.

5. Approval/Disapproval of Resolution 15-28 to adopt the final Budget Adjustment Request for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Ann Marie Gallegos advised that the City of Las Vegas is in need of increasing or decreasing the FY 2015 budgeted revenues or expenditures, transfers in or transfers out within various funds.

Finance Director Gallegos advised that this was the final budget adjustment for the 2014-2015 budget and expenditure report and explained that there were a few adjustments on expenditures which included the sick leave contingency and retirees in the amount of \$19,123.00, and needed to increase the Health Council by \$979.00. Finance Director Gallegos advised there was a cash balance and paid out all the contracted services as well as phones and utilities.

Finance Director Gallegos informed that an increase of \$847.00 was needed regarding the Recreation Center Phase II for administration fees and debt service fees and advised that Waste Water was requesting an increase of \$16,647.00 for principle payments.

Finance Director Gallegos stated that a \$27,682.00 increase was being requested in the Low Rent Housing, due to higher utility costs in the Housing Division.

Finance Director Gallegos advised that Fund 450 regarding the 2012 Bonds needed to be expended by this year and that there was a cost of \$4,085.00 which was an additional equipment cost and was requesting an increase in the budget.

Finance Director Gallegos advised that the total amount of the B.A.R. was \$65,278.00 in expenditures.

Councilor Gurule-Giroń asked what equipment was being referred to regarding the increase needed.

Finance Director Gallegos informed that it was regarding the upgrade on the city-wide Tyler system which was the purchase of two additional servers.

Councilor Gurule-Giroń asked if this would be the last dollar amount paid to Tyler to correct and ensure that the system would work adequately.

Finance Director Gallegos advised that I.T. Kenny Roybal was working on the system to be more efficient, WIFI availability and also advised that infrastructure was in process at the Police Department and stated that the 2012 Bond funds needed to be closed off therefore went ahead with and addressed the purchase of the servers.

Councilor Howell asked if this budget would cover on-line billing payments.

Finance Director Gallegos informed that the Finance Department was looking for a company that would not charge service fees to the customer and advised that a company would be coming in to make a presentation to Council and stated that Tyler would at some point be charging a fee but in the mean time, trying to keep it at a low fee.

Finance Director Gallegos added that the upgrade performed would allow credit card services.

Councilor Howell asked if the credit card services would be utilized this year.

Finance Director Gallegos advised that the Finance Department would commit to provide the service within this year, hopefully within the next couple of months.

Councilor Gurule-Giroñ made a motion to approve Resolution 15-28 to adopt the final Budget Adjustment Request for submission to DFA Local Government Division, the City's oversight agency. Councilor Howell seconded the motion.

Resolution 15-28 was presented as follows:

STATE OF NEW MEXICO  
MUNICIPALITY OF CITY OF LAS VEGAS  
RESOLUTION 15-28  
FISCAL YEAR 2014-2015 BUDGET ADJUSTMENT REQUEST

**WHEREAS**, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a final budget adjustment request for fiscal year 2014- 2015; and

**WHEREAS**, said budget adjustment request was developed on the basis of need and through cooperation with all user departments, elected officials and other department supervisors, please see attached schedule; and

**WHEREAS**, the City of Las Vegas is in need of making final adjustments in the 2014- 2015 fiscal year budget;

**WHEREAS**, it is the majority opinion of this governing body that the final budget adjustment request is approved and meets the requirements as currently determined for fiscal year 2014- 2015;

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico hereby approves the budget adjustment request herein above described and respectfully requests approval from the Local Governing Division of the Department of Finance and Administration.

RESOLVED: In session that 29<sup>th</sup> day of July 2015.

\_\_\_\_\_  
Alfonso E. Ortiz, Jr. Mayor

ATTEST:

\_\_\_\_\_  
Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

\_\_\_\_\_  
Dave Romero, City Attorney

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

City Manager Elmer Martinez advised that the Finance Department had been without one MIS as well as the Police Department and thanked I.T. Kenny Roybal for his hard work which has come with many challenges, and stated that perhaps the on-line payment project would have been further along if not shorthanded but was satisfied with the progress that had been made.

6. Approval/Disapproval of Resolution 15-29 to adopt the Final 2014-2015 Quarterly Report for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Gallegos advised that the City of Las Vegas is required to submit the 2015 Final Quarterly Report no later than July 31, 2015.

Finance Director Gallegos advised that she was pleased to inform that the DFA Final Quarterly Report for 2014-2015 ended up with positive cash balances although they did have two funds on a reimbursement bases which were Senior Citizens Program and Fund 218 JAG Grant and advised that they had expecting those revenues, and stated that they had probably already been received for the end of the year.

Finance Director Gallegos advised that the total revenue received for this year was \$37,716,000.00 and expenditures to date through June 30<sup>th</sup> were \$36,887,000.00 and ended up with cash and investments of \$20,538,000.00 and advised that she was confident of the report being accurate, and added that bank reconciliations had been completed to submit to DFA, with the approval from Council.

Councilor Gurule-Giroń had questions on cash investments and Enterprise Funds being verified, on the accuracy of the required reserves and asked questions regarding the Cemetery fund under the Enterprise Funds.

Finance Director Gallegos advised that the cash investments and Enterprise Funds were both verified and that the required reserves were met and clarified that the City of Las Vegas does not maintain any cemeteries and added that it is listed on the report for Municipalities that do maintain cemeteries.

Councilor Gurule-Giroń had concerns on the budget regarding the General Fund expenditure percentages for the Airport.

Finance Director Gallegos explained that the \$84,280.00 amount was an insurance cost for the Airport and assured that the overall budget was not over expended.

Councilor Gurule-Giroń had a question on the total amount of interest on investments under Revenues.

Finance Director Gallegos informed that the breakdown on interest and investments for the year was \$7,835.00 and stated that she would inform Finance Department staff to break up the budget costs in the future.

Councilor Gurule-Giroń commented on a job well done on the budget by Finance Director Gallegos and her staff.

Councilor Gurule-Giroń made a motion to approve of Resolution 15-29 to adopt the Final 2014-2015 Quarterly Report for submission to DFA Local Government Division, the City's oversight agency. Councilor Howell seconded the motion.

Resolution 15-29 was presented as follows:

STATE OF NEW MEXICO  
MUNICIPALITY OF CITY OF LAS VEGAS  
RESOLUTION #15-29

**WHEREAS**, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a budget for fiscal year 2014-2015; and

**WHEREAS**, the final quarterly report has been reviewed and approved to ensure the accuracy of the beginning balances used on the FY 2014-2015 budget; and

**WHEREAS**, it is hereby certified that the contents in this report are true and correct to the best of our knowledge and that this report depicts all funds for fiscal year 2014-2015.

**NOW THEREFORE, BE IT HEREBY RESOLVED** that the governing body of the City of Las Vegas, State of New Mexico hereby approves the final quarterly report for FY 2014-2015 hereinafter described as Attachment and respectfully requests approval from the Local Government Division of the Department of Finance and Administration.

**Resolved:** In the Special Council Meeting this 29<sup>th</sup> day of July, 2015.

\_\_\_\_\_  
Alfonso E. Ortiz, Jr. Mayor

ATTEST:

\_\_\_\_\_  
Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

\_\_\_\_\_  
Dave Romero, City Attorney

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Joey Herrera	Yes
David L. Romero	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

7. Approval/Disapproval of Resolution 15-30 to adopt the Final 2015-2016 Budget for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Ann Marie Gallegos advised that the City of Las Vegas is required to develop, approve and adopt a Final Budget for submission to DFA Local Government by July 31, 2015.

City Manager Elmer Martinez advised that Budget Hearings were started in April with Department Directors, preliminary budget was brought to Council in June and added that the preliminary was approved by the DFA.

City Manager Martinez informed that the General Fund projection revenue was \$11,164,000.00 with a slight decrease from 2015 due to planning for the hold harmless, expecting to be out \$85,000.00 and the decrease in GRT and stated that there was a significant drop in March 2015 which was stated before but advised that they would continue to monitor revenues as they move forward.

City Manager Martinez advised that the hold harmless issues were being addressed in the General Fund and that cash balances have been included in the Final Budget and added that as the budget was being prepared they recommended to Department Directors; a flat budget with no increases and only recommended increases for items necessary to meet public safety, streets or utility upgrades.

City Manager Martinez advised there would be no personnel changes other than the employee annual increment increase of \$.07 cents and advised that the Fire Department increases were approved at the last meeting.

City Manager Martinez stated that Fire Department increases were approved at the last Council Meeting and added that they are still in negotiations with AFSCME and the Police Department and will be brought to Council soon.

City Manager Martinez advised that the budget was met regarding the projected 3% increase in Health Insurance for all employees and informed that there was a slight increase in liability insurance however the deductible cost was higher.

City Manager Martinez stated that Workman's Compensation Insurance Modifier was improved and advised that in 2015 it was at 1.43% and in 2016 the modifier dropped to 1.28%, saving the City \$71,000.00 throughout all funds which resulted

in employees working safer and advised the they continue to address issues proactively through safety committee and safety liaisons.

City Manager Martinez spoke on Priority Capital Projects which included roofing the Recreation Center, Bradner Dam and paving projects and advised that \$96,000.00 was received by the Legislature for the Recreation Center but are negotiating with the Engineer on design with the money that is available and advised that they continue to seek funds for the Recreation Center.

City Manager Martinez reminded that Bradner Dam had already been discussed and advised that Public Works Director Gonzales had new ideas for improving paving and informed that it would take \$225,000,000.00 to repave all the streets in Las Vegas.

City Manager Martinez reported that Waste Water Department would reflect a 3% increase as per the ordinance and there were several water projects and added that the ICIP would be brought to Council to prioritize the projects.

City Manager Martinez advised that Solid Waste reflected a 5% increase as per the ordinance and explained that they are planning facility upgrades and to provide water to the facility with the Airport line coming through, which is greatly needed to provide better service.

City Manager Martinez reported of the structure at Utilities Department and reminded that this last fiscal year, the Solid Waste Department was created as an independent department and that a re-organization would be taking place in the Utilities Department.

Finance Director Gallegos gave a brief overview on the Recap Sheet Summary regarding carry-overs and reported that the total for budgeted revenue was \$48,790,000.00 and the budgeted expenditure total was \$58,000,000.00 related to Capital Projects which were Bradner Dam (on-going), Landfill closer (on-going), Recreation Center as well as paving projects that were presented by Public Works Director Gonzales.

Finance Director Gallegos advised that pertaining to the \$58,000,000.00 amount; a required written explanation would be submitted to the DFA regarding the on-

going projects being carried over to the following year and reported that contract negotiations are still on-going and would be brought to Council for approval.

Finance Director Gallegos advised that they budgeted cash carry-overs and that Lodgers Tax had done very well and brought in a total of \$284,867.00 for the year 2014-15, and that projection was at \$250,000.00 for the year and stated that \$47,000.00 was carried over in Contracted Services due to Community Development Department's contracts with agencies would not come to fruition until October 2015.

Finance Director Gallegos advised that in the General Fund, the carry-over amount was \$700,000.00 in building projects and informed that money was set aside for the Recreation Center as well.

Finance Director Gallegos reported that the State Fire Protection Fund Grant was updated and that the cash carry-over amount was \$27,415.00 and added that the (Ambulance) Medical Grant was updated from \$8,886.00 to \$28,886.00 with the awarded amount of \$20,000.00 in their budget.

Finance Director Gallegos advised that the Finance Department is already preparing for the 2016- 4th of July Fiestas and stated there was enough revenue to increase the expenditure budget by \$25,000.00.

Finance Director informed that Community Development did very well and advised the final reports for the 2015 4<sup>th</sup> of July Fiestas would not be available until September.

Finance Director Gallegos reported that the Street COOP Grant was updated for \$172,444.00 for the Gallinas River Walk and also updated was the \$50,000.00, that Public Works Director Gonzales had requested authorization on Resolution 15-32.

Finance Director Gallegos reported that on the 2000 Legislative Appropriation, included was \$96,000.00 for the Recreation Center and \$93,500.00 was included for the Senior Center Renovation.

City Manager Martinez advised that an amendment to the CDBG grant would be submitted to DFA regarding an increase due to the bid coming in at a higher amount and advised he would coordinate with Local Government and consulting with the architect to ensure that the notice to proceed would not go out to the contractor before amending the agreement with DFA.

City Manager Martinez added that \$425,000.00 was received for Senior Programs from Legislative Appropriation.

Finance Director Gallegos stated that the Capital Improvement Fund 220 was updated by \$225,000.00 and advised that the Museum Building was in dire need of updates.

Finance Director Gallegos reported that the Juvenile Justice Grant was also updated to \$59,830.00 and added that the Housing Funds were updated to \$226,512.00 for Low Rent Housing and updated \$40,000.00 for Utilities to make sure there was adequate funding for utilities.

Finance Director Gallegos asked for permission to include the E911 Grant in the Final Budget and informed that the Las Vegas Police Department serves as the principal answering point for Las Vegas, San Miguel County and State Police as well. Finance Director Gallegos advised that the grant went from \$302,200.00 and that the awarded total dollar amount was \$669,386.00.

Councilor Gurule-Giroń had questions on the recap sheet regarding cash balance and investment totals.

Finance Director Gallegos explained that the cash balance totals were \$18,653,000.00 and the investment total was \$3,461,000.00 and informed that the Debt Service had reserves set aside and that the Debt Service Fund amount for the city, after payments of \$632,015.00 was a total \$14,000,557.00. Finance Director Gallegos advised that she recapped the debt payments for 2014-2015 which totaled \$2,429,000.00 and advised that for this year, it had dropped by \$2,115,000.00 which was due to a large bond payment of \$4,200,000.00 off of the water, therefore it brought the payment down significantly, and those reserves will go back to the water fund.

Councilor Gurule-Giroń indicated that the reserve amount would be roughly at \$6,000,000.00 and added that it was a low figure from past reserves of between \$10 and 13 million and had concerns regarding gas and water rates increases as well as when they would possibly decrease.

Utilities Director Ken Garcia advised that gas rates would have a slight increase in October and advised that the cost of gas would be a factor in the result of the increase.

Utilities Director Garcia added that the last year of water rate increases would be in August.

Councilor Gurule-Giroń had a concern on how we would meet the budget regarding the decreased reserve amount.

Finance Director Gallegos advised that regarding General Funds and Utility Funds, Finance Department met with Department Directors pertaining to setting aside individual cash required funds and advised that \$425,000.00 was set aside for gas reserve fund and added that Bond funds would be used for Bradner Dam and for Bond Payments as well. Finance Director Gallegos advised that the number of 266 full time employees was funded however all positions were not full.

City Manager Martinez advised that they were being flexible with filling vacant employee positions and were working with the needs of the departments and stated that he asked directors to work within their budgets.

City Manager Martinez advised there were 22 vacancies throughout the City and that they were trying to be innovative with needs and sometimes having to increase positions and used the example of increasing Safety positions by one or two more and stated that was part of the reasoning of lower expenditures.

City Manager Martinez used the Police Department as an example of being innovative, by hiring more Officers instead of having to pay out overtime.

Councilor Gurule-Giroń commended City Manager Martinez, Finance Director Gallegos and Finance Department staff for their hard work on ensuring that

funding was not lost, regarding timeliness issues and their overall work on the budget.

Finance Director Gallegos thanked Councilor Gurule-Giroń and advised that the Finance Department was working well with all the Departments in addressing issues of trying to get the funding in, prior to spending and avoiding having to go to General Fund to meet expenditures that have not been met.

Councilor Gurule-Giroń stated that it was important to ensure that the funding for those organizations, intended for certain programs, would go out on a consistent bases.

Councilor Gurule-Giroń made a motion to approve of Resolution 15-30 to adopt the Final 2015-2016 Budget for submission to DFA Local Government Division, the City's oversight agency and to include the E-911 Grant. Councilor Romero seconded the motion.

Resolution 15-30 was presented as follows:

**STATE OF NEW MEXICO  
MUNICIPALITY OF CITY OF LAS VEGAS  
RESOLUTION NO. #15-30  
2015--2016 FINAL BUDGET ADOPTION**

**WHEREAS**, the Governing Body in and for the Municipality of the City of Las Vegas, State of New Mexico has developed a Final Budget for fiscal year 2015-2016, and

**WHEREAS**, said budget was developed on the basis of need and through cooperation with all department users, department supervisors, City Administration and elected officials, and

**WHEREAS**, the official meeting for the review of said documents was duly advertised on July \_\_, 2015 in compliance with the State Open Meetings Act, and

**WHEREAS**, it is the majority opinion of this governing body that the Final Budget meets the requirements as currently determined for fiscal year 2015-2016.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico hereby adopts the budget hereinabove described and respectfully requests approval from the Local Government Division of the Department of Finance and Administration.

**RESOLVED:** In session this \_\_\_\_ day of July 29, 2015.

MUNICIPAL GOVERNING BODY  
LAS VEGAS, NEW MEXICO

---

ALFONSO E. ORTIZ, JR, MAYOR

ATTEST:

---

CASANDRA FRESQUEZ, CITY CLERK

(SEAL)

APPROVED FOR LEGAL SUFFICIENCY:

---

DAVE ROMERO, CITY ATTORNEY

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

**EXECUTIVE SESSION**

City Manager Martinez advised there was no need for Executive Session at this time.

**ADJOURN**

Councilor Gurule-Giron made a motion to adjourn. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	Vincent Howell	Yes
Joey Herrera	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

---

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

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Casandra Fresquez, City Clerk

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** 08/12/15 **DEPT:** Attorney **MEETING DATE:** 08/12/15

**ITEM/TOPIC:** Out of State Travel for City Attorney's Paralegal Darlene Arguello to attend the State Bar of New Mexico 2015 Annual Meeting – Bench and Bar Conference in Colorado Springs, Colorado on September 30 – October 2, 2015.

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval of Out of State Travel.

**BACKGROUND/RATIONALE:** Paralegal will receive 12.0 CLE Credits and gain enhancement of knowledge in legal services through a variety of workshops that will be held throughout the conference that will be beneficial to the City. Paralegal will gain the essential education, knowledge and experience needed for future certifications she will need to obtain for the qualifications and enhancement of her job duties.

**STAFF RECOMMENDATION:** Approve

**COMMITTEE RECOMMENDATION:**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

DAVE ROMERO  
**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**

Alfonso E. Ortiz, Jr.  
**ALFONSO E. ORTIZ, JR.**  
**MAYOR**

Elmer J. Martinez  
**ELMER J. MARTINEZ**  
**CITY MANAGER**

\_\_\_\_\_  
**ANN MARIE GALLEGOS**  
**FINANCE DIRECTOR**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID AWARD ONLY)**

\_\_\_\_\_  
**DAVE ROMERO, JR**  
**CITY ATTORNEY**

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: July 27, 2015**

**DEPT: Police**

**MEETING DATE: August 12, 2015**

**ITEM/TOPIC: Discussion on out of State Travel**

**ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Out of State Travel**

**BACKGROUND/RATIONALE:**

The Financial Management Training Seminar will be held in Washington, DC on September 23 through September 24, 2015. The Grants Administrator will be attending the seminar.

The seminars are designed for persons responsible for the financial administration of formula and/or discretionary grants and cooperative agreements awarded from Federal grant-in-aid programs administered by Department of Justice and Office Justice Program Bureaus and Offices

**STAFF RECOMMENDATION: None**

**COMMITTEE RECOMMENDATION: None**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
\_\_\_\_\_  
**Juan F. Montaña,**  
**Chief of Police**

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
**ALFONSO E. ORTIZ, JR.**  
**MAYOR**

  
\_\_\_\_\_  
**ELMER J. MARTINEZ**  
**CITY MANAGER**

\_\_\_\_\_  
**ANN MARIE GALLEGOS**  
**FINANCE DIRECTOR**  
**(PROCUREMENT)**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**DAVE ROMERO**  
**CITY ATTORNEY**  
**(ALL CONTRACTS MUST BE REVIEWED)**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** Aug. 12, 15

**DEPT:** Police

**MEETING DATE:** Aug. 19, 2015

**ITEM/TOPIC:** Ratification of authorization for out of State Travel

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval for Ratification of authorization for out of State Travel

**BACKGROUND/RATIONALE:** (Provided with Work Session Packet)

**STAFF RECOMMENDATION:** None

**COMMITTEE RECOMMENDATION:** no committee recommendation

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**



\_\_\_\_\_  
Juan F. Montañó,  
Chief of Police

**REVIEWED AND APPROVED BY:**



\_\_\_\_\_  
ALFONSO E. ORTIZ, JR.  
MAYOR



\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID/RFP AWARD)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 07/31/2015

DEPT: Finance

MEETING DATE: 08/19/2015

ITEM/TOPIC: RESOLUTION #15-36 SALE OF OBSOLETE EXCESS PROPERTY

ACTION REQUESTED OF COUNCIL: APPROVAL/DISAPPROVAL OF RESOLUTION 15-36.

BACKGROUND/RATIONALE: (Provided with Work Session Packet)

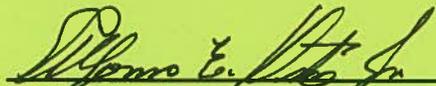
STAFF RECOMMENDATION: APPROVAL

COMMITTEE RECOMMENDATION:

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.

\_\_\_\_\_  
SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:

  
\_\_\_\_\_  
ALFONSO E. ORTIZ, JR.  
MAYOR

  
\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
ANN M. GALLEGOS  
FINANCE DIRECTOR

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID AWARD ONLY)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is initialed by City Mngr., Review and Sign)

STATE OF NEW MEXICO  
MUNICIPALITY OF CITY OF LAS VEGAS  
RESOLUTION 15-36  
OBSOLETE EXCESS PROPERTY

**WHEREAS**, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a need for disposition of items deemed unusable; and

**WHEREAS**, the City of Las Vegas is proposing to auction, bid out and/or sell off obsolete equipment including items that have been fully depreciated, to include scrap metal, and dispose of other items deemed unusable; and

**WHEREAS**, a request will be submitted to Department of Finance and Administration for approval to auction, bid out and/or sell off surplus and obsolete equipment including scrap metal; and

**WHEREAS**, a notice of sale will be submitted to Office of the State Auditor for informational purposes; and

**WHEREAS**, the sale of identified surplus property will be held in FY 2015-2016; and

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico hereby approves the sale of obsolete equipment, scrap metal, and/or surplus equipment respectfully requests approval from the Local Governing Division of the Department of Finance and Administration.

RESOLVED: In session this 19th day of August, 2015.

\_\_\_\_\_  
Alfonso E. Ortiz, Jr. Mayor

ATTEST:

\_\_\_\_\_  
Cassandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

\_\_\_\_\_  
Dave Romero, City Attorney

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** Jul. 28, 15

**DEPT:** Police

**MEETING DATE:** Aug. 19, 2015

**ITEM/TOPIC:** Rescinding Resolution No. 14-26 Duty Weapon Decommission Retirement Transaction

**ACTION REQUESTED OF COUNCIL:** **Approval/Disapproval** on Rescinding Resolution No. 14-26 Duty Weapon Decommission Retirement Transaction

**BACKGROUND/RATIONALE:** (Provided with Work Session Packet)

**STAFF RECOMMENDATION:** None

**COMMITTEE RECOMMENDATION:** no committee recommendation

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
\_\_\_\_\_  
Juan P. Montaña,  
Chief of Police

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
ALFONSO E. ORTIZ, JR.  
MAYOR

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)

  
\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID/RFP AWARD)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

**CITY OF LAS VEGAS**  
**RESOLUTION NO. 15-31**

**A RESOLUTION RESCINDING RESOLUTION 14-26 IN ITS ENTIRETY  
ENTITLED DUTY WEAPON DECOMMISSION RETIREMENT TRANSACTION.**

**WHEREAS**, on May 20, 2015 the Governing Body passed and approve Resolution No. 14-26 Duty Weapon Decommission Retirement Transaction; and

**WHEREAS**, due to financial constraints, it is no longer financially feasible to relinquish City property and purchase replacements upon the retirement of each officer; and

**WHEREAS**, City of Las Vegas and Las Vegas City Police department will no longer decommission a Police Officer's primary duty weapon (side arm) upon his/her retirement and will not transfer it to him/her; and

**NOW, THEREFORE**, The Governing Body of the City of Las Vegas rescinds Resolution No. 14-26.

PASSED, APPROVED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
**Alfonso E. Ortiz Jr. Mayor**

**ATTEST:**

\_\_\_\_\_  
**Casandra Fresquez, City Clerk**

**REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:**

\_\_\_\_\_  
**Dave Romero, City Attorney**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 08/05/15**

**DEPT: Utilities Dept.**

**MEETING DATE: 08/19/15**

**ITEM/TOPIC:** Recommendation to award bid No. 2016-01 for the Solid Waste Line Extension materials as a multiple source award to Baker Utility Supply and HD WaterWorks.

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval to award bid No. 2016-01 to both bidders.

**BACKGROUND/RATIONALE:** The purpose of this project is to purchase materials for city workers to install 2000' of 12" water line to the Las Vegas Solid Waste transfer station on Airport Road. The project will include valves, fire hydrants and additional parts and materials. Upon completion of the East Loop Jack and Bore project the means to provide water to the transfer station will be complete. We would like to award to both bidders as prices are lower on different materials for each vendor.

Advertised: July 15, 2015 – Albuquerque Journal, Las Vegas Optic and City Website  
Bid Opening: July 29, 2015  
Number of Bidders: 2 (see attached bid opening form and bid tabulation)  
Low Bidder: Baker Utility Supply – \$64,143.22  
HD Water Works – \$68,277.84  
Funding Source: City Budget  
Line Item Number: 646-0000-650-8777

**STAFF RECOMMENDATION:** Award bid to both bidders.

**COMMITTEE RECOMMENDATION:** This item will be discussed at the regular Utility Advisory Committee meeting on August 11, 2015. Their recommendation will be provided at the Council Meeting.

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**



\_\_\_\_\_  
**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
**ALFONSO E. ORTIZ, JR.**

**MAYOR**

  
\_\_\_\_\_  
**ELMER J. MARTINEZ**  
**CITY MANAGER**

\_\_\_\_\_  
**ANN MARIE GALLEGOS**  
**FINANCE DIRECTOR**  
**(PROCUREMENT)**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**DAVE ROMERO**  
**CITY ATTORNEY**  
**(ALL CONTRACTS MUST BE REVIEWED)**

**Approved to form 1-26-15**



**UTILITIES DEPARTMENT PROJECT SUMMARY SHEET**

**PROJECT NAME:** Solid Waste Water Line Extension  
**PROJECT NUMBER:** UT-SWPWL-2015  
**PROJECT MANAGER:** Maria Gilvarry

**ENGINEER:** N/A  
**CONTRACT NUMBER:** \_\_\_\_\_

**PROJECT DESCRIPTION:**

Installation and service on 2000' of 12" water line, 300' of 6" water line, valves, fire hydrants and all appurtenances.

Bid is for Materials only

**TIMELINE:** July 2015 to September 2015

**FUNDING SOURCES**

City \$80,000.00  
 State \_\_\_\_\_  
 Federal \_\_\_\_\_  
**Total Funds \$80,000.00**

**ESTIMATED EXPENDITURES**

Design \_\_\_\_\_  
 Engineering Services \_\_\_\_\_  
**Materials \$ 62,256.03**  
**Total w/ GRT \$62,256.03**

**BUDGETED AMOUNT:** \$100,000.00

**LINE ITEM NUMBER:** 646-0000-650-8777

ACTION	DESCRIPTION	DATE
Funding Source	City Budget	
Loan/Grant/City	City \$ _____	
	Grant \$ _____	
	Loan \$ _____	
	<b>Total \$ _____</b>	
Authorized Ordinance		
Loan/Subsidy Agreement		NA
Engineering Services Agreement	Contract# _____ Task Order# _____ \$ _____	NA
Engineering Estimate	Total Engineer's Estimate \$ _____	NA
Bid Document Review	Bid #2016-01	7/1/15
Advertisement	LV Optic and Abq Journal	7/15/15
Bid Opening	Purchasing Office	7/29/15
Bid Tabulation	Contractor _____ Amount _____	TBD
	Contractor _____ Amount _____	
	Contractor _____ Amount _____	
	Contractor _____ Amount _____	
Construction Estimate	Contractor Share \$ _____ (Including NMGRT) City Share \$ _____	TBD
Engineer's Recommendation	Contractor _____	NA
Staff Recommendation		TBD
Committee Recommendation	Item discussed at Utility Advisory Committee-recommendation for approval.	8/4/15
Council Approval	Item taken to City Council Workshop for discussion Item taken to City Council for approval	8/12/15 8/19/15
Notice To Proceed		

**SOLID WASTE LINE EXTENSION - BID TABULATION**  
**(Recommended Awardments in Green)**

	Item	Unit	Qty	Baker Price Each	Baker Net Price	HD Supply Price Each	HD Supply Net Price
A	12" PVC, C-900 (Blue)	FT	2000	\$ 13.25	\$ 26,500.00	\$ 13.15	\$ 26,300.00
B	6" PVC, C-900 (Blue)	FT	60	\$ 3.90	\$ 234.00	\$ 3.77	\$ 226.20
C	2" PVC, Water, Bell/Spigot	FT	60	\$ 0.69	\$ 41.40	\$ 0.79	\$ 47.40
D	6" spool, MJ	EA	1	\$ 62.00	\$ 62.00	\$ 47.99	\$ 47.99
E	6" spool, Flange	EA	2	\$ 136.00	\$ 272.00	\$ 148.80	\$ 297.60
F	6" Hymax coupling	EA	2	\$ 187.34	\$ 374.68	\$ 188.62	\$ 377.24
G	6" 90 degree Ell, MJ	EA	4	\$ 63.50	\$ 254.00	\$ 70.82	\$ 283.28
H	6" Megalug Kit	EA	10	\$ 26.75	\$ 267.50	\$ 26.27	\$ 262.70
I	6" MJ Gasket Kit	EA	10	\$ 12.50	\$ 125.00	\$ 8.42	\$ 84.20
J	6" Gate Valve, MJ-Flange	EA	4	\$ 465.00	\$ 1,860.00	\$ 489.83	\$ 1,959.32
K	12" Megalug Kit	EA	5	\$ 66.00	\$ 330.00	\$ 77.25	\$ 386.25
L	12" MJ Gasket Kit	EA	5	\$ 15.95	\$ 79.75	\$ 12.36	\$ 61.80
M	12" Butterfly Valve, MJ	EA	2	\$ 1,125.00	\$ 2,250.00	\$ 1,039.24	\$ 2,078.48
N	12" cap, MJ	EA	1	\$ 72.00	\$ 72.00	\$ 92.11	\$ 92.11
O	Fire Hydrant, 5 ft., Dry Barrel	EA	3	\$ 1,725.00	\$ 5,175.00	\$ 1,721.77	\$ 5,165.31
P	80"L x 60"W x 72"D Vault, Not Rated	EA	1	\$ 3,995.00	\$ 3,995.00	\$ 3,919.03	\$ 3,919.03
Q	60"L x 48"W x 6"D Vault, Not Rated	EA	1	\$ 3,650.00	\$ 3,650.00	\$ 3,557.07	\$ 3,557.07
R	72" x 72" Above Grade Hot Box	EA	1	\$ 2,650.00	\$ 2,650.00	\$ 7,117.06	\$ 7,117.06
S	6" RP Backflow, with 3/4 Neptune detector	EA	1	\$ 2,895.00	\$ 2,895.00	\$ 2,451.06	\$ 2,451.06
T	2" Meter, Metron Singlejet	EA	1	\$ 995.00	\$ 995.00	\$ 929.35	\$ 929.35
U	2" RP Backflow	EA	1	\$ 425.00	\$ 425.00	\$ 369.63	\$ 369.63
V	6" Wafer check valve	EA	1	\$ 85.00	\$ 85.00	\$ 538.89	\$ 538.89
W	6" Pressure Reducing Valve, with pilot (100-200psi range), Cla-Val	EA	1	\$ 4,345.00	\$ 4,345.00	\$ 3,906.32	\$ 3,906.32
X	2" Saddle Tap, SS	EA	1	\$ 79.00	\$ 79.00	\$ 113.47	\$ 113.47
Y	2" x 10" Nipple, Galv.	EA	1	\$ 12.95	\$ 12.95	\$ 22.50	\$ 22.50
Z	2" - 45 deg Ell Galv.	EA	1	\$ 16.50	\$ 16.50	\$ 6.07	\$ 6.07
AA	2" Galv. Pipe, threaded	FT	8	\$ 7.00	\$ 56.00	\$ 7.35	\$ 58.80
AB	2" Gate Valve, threaded	EA	1	\$ 225.00	\$ 225.00	\$ 236.92	\$ 236.92
AC	2" Ball Valve, Female Thread	EA	2	\$ 46.55	\$ 93.10	\$ 51.52	\$ 103.04
AD	12" MJ x 12" MJ x 6" Flange Tee	EA	4	\$ 275.00	\$ 1,100.00	\$ 274.48	\$ 1,097.92
AE	6" Flange Kit (long bolts - 8" - for wafer check installation)	EA	6	\$ 24.95	\$ 149.70	\$ 14.22	\$ 85.32
AF	6" Flange Kit (standard)	EA	10	\$ 8.90	\$ 89.00	\$ 7.91	\$ 79.10
AG	2" Air/Vacuum Valve	EA	1	\$ 363.46	\$ 363.46	\$ 530.83	\$ 530.83
AH	Valve Can: Lid, Top, Bottom (Water)	EA	6	\$ 66.00	\$ 396.00	\$ 39.41	\$ 236.46
AI	Tracer Wire, Water	FT	2000	\$ 0.12	\$ 232.00	\$ 0.17	\$ 340.00
AJ	Burial Tape, Water	FT	2000	\$ 0.05	\$ 92.00	\$ 0.01	\$ 23.49

<b>Subtotal (All Items)</b>
<b>Subtotal (To be awarded)</b>
<b>Shipping</b>
<b>Tax</b>
<b>Total:</b>

<b>\$ 59,842.04</b>	<b>\$ 63,392.21</b>
<b>\$ 7,000.59</b>	<b>\$ 50,887.50</b>
<b>\$ -</b>	<b>\$ 200.00</b>
<b>\$ 504.04</b>	<b>\$ 3,663.90</b>
<b>\$ 7,504.63</b>	<b>\$ 54,751.40</b>



**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 08/05/15**

**DEPT: Utilities Dept.**

**MEETING DATE: 08/19/15**

**ITEM/TOPIC:** Recommendation to award bid No. 2016-02 for the Waste Water Treatment Plant Sludge Thickening Equipment installation project to low bidder Hays Plumbing & Heating, Inc.

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval to award bid No. 2016-02 to low bidder Hays Plumbing & Heating, Inc.

**BACKGROUND/RATIONALE:** This project involves the construction and installation of a centrifuge for sludge in the existing Lime Building. The centrifuge will reduce the water content in the injectable solids, thereby reducing operational costs. This project is funded by the Clean Water State Revolving Fund.

Advertised: July 15, 2015 – Albuquerque Journal, Las Vegas Optic and City Website  
Bid Opening: July 29, 2015  
Number of Bidders: 3 (see attached bid opening form and bid tabulation)  
Low Bidder: Hays Plumbing & Heating, Inc.  
Bid Amount: \$922,458.01  
Funding Source: Clean Water State Revolving Loan Funding 016  
Line Item Number: 613-0000-650-8742

**STAFF RECOMMENDATION:** Award bid to low bidder.

**COMMITTEE RECOMMENDATION:** This item will be discussed at the regular Utility Advisory Committee meeting on August 11, 2015. Their recommendation will be provided at the Council Meeting.

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**



**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**

\_\_\_\_\_  
**ALFONSO E. ORTIZ, JR.**  
**MAYOR**

  
\_\_\_\_\_  
**ELMER J. MARTINEZ**  
**CITY MANAGER**

\_\_\_\_\_  
**ANN MARIE GALLEGOS**  
**FINANCE DIRECTOR**  
**(PROCUREMENT)**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**DAVE ROMERO**  
**CITY ATTORNEY**  
**(ALL CONTRACTS MUST BE**  
**REVIEWED)**



## UTILITIES DEPARTMENT PROJECT SUMMARY SHEET

**PROJECT NAME:** WWTP Thickening Equipment  
**PROJECT MANAGER:** Maria Gilvarry  
**ENGINEER:** Molzen Corbin

**PROJECT NUMBER:** UT-WWTF-2013-1  
**CONTRACT NUMBER:** 1983-09

**PROJECT DESCRIPTION:**

This project involves the construction of a centrifuge for sludge in the existing Lime Building. The centrifuge will reduce water content in the injectable solids, thereby reducing operating costs. This project is funded by the Clean Water State Revolving Fund 016  
*\$88,761.17 has been paid by City funds and reimbursed with CWSRF Funds*

**TIMELINE:** January 2014-December 2015

FUNDING SOURCES	EST. EXPENDITURES w/GRT	EXPENDED to date	BALANCE to Expend in '16
City \$ 8,724.16	Design \$ 87,724.16	Design \$ 87,724.16	Design \$ 0
State \$1,030,000.00	Egr Services \$ 116,000.00	Egr Services \$ 16,399.36	Egr Services \$
Federal \$0	Construction \$	Const \$0.00	Construction \$922,458.01
<b>Total Funds \$1,038,724.16</b>	<b>Total w/ GRT \$1,038,724.16</b>	<b>Total w/GRT \$104,123.52</b>	<b>Total w/GRT \$922,458.01</b>

**BUDGETED AMOUNT:** \$929,515.80

**LINE ITEM NUMBER:** 613-0000-650-8742

ACTION	DESCRIPTION	DATE
<b>Funding Source</b>	CWSRF 016	
<b>Loan/Grant/City</b>	City \$ Grant \$ 674,000 Loan \$ 356,000 <b>Total \$ 1,030,000</b>	
<b>Authorized Ordinance</b>	Ordinance No 12-18 Amending Ordinance No 11-22 authorizing execution of loan and subsidy agreement	
<b>Loan/Subsidy Agreement</b>	CWSRF 016	
<b>Engineering Services Agreement</b>	Contract# 1983-09 Task Order# 32 \$81,000 w/o GRT	7/1/14
<b>Engineering Estimate</b>	Total Engineer's Estimate \$ 1,038,724.16	5/30/15
<b>Bid Document Review</b>	Bid #2016-02	7/1/15
<b>Advertisement</b>	ABQ Journal CLV Website and LV Optic	7/15/15
<b>Bid Opening</b>	City Council Chambers	7/29/15
<b>Bid Tabulation</b>	Contractor _____ Amount _____ Contractor _____ Amount _____ Contractor _____ Amount _____ Contractor _____ Amount _____	TBD
<b>Construction Estimate</b>	Contractor Share \$ _____ (Including NMGR) _____ City Share \$ _____	TBD
<b>Engineer's Recommendation</b>	Contractor	TBD
<b>Staff Recommendation</b>		TBD
<b>Committee Recommendation</b>	Item discussed at Utility Advisory Committee-recommendation for approval.	8/4/15
<b>Council Approval</b>	Item taken to City Council Workshop for discussion Item taken to City Council for approval	8/12/15 8/19/15
<b>Notice To Proceed</b>		TBD

# MOLZENCORBIN

August 3, 2015

Mr. Ken Garcia  
Utilities Director  
City of Las Vegas  
905 12<sup>th</sup> Street  
Las Vegas, New Mexico 87701

**RE: Information for Consideration of Award  
WWTP Sludge Thickener Equipment**

LVG131-11

Dear Mr. Garcia:

The City received three (3) bids on July 29, 2015 for the WWTP Sludge Thickener Equipment Project. A summary of the bids received and the Engineer's estimate is provided on the enclosed Bid Tabulation and Bid Evaluation Summary.

The apparent low bidder is Hays Plumbing & Heating, Inc. in the amount of \$842,009.00, excluding NMGRT, for Lot No. 1 and \$9,000.00, excluding NMGRT for Lot No. 2.

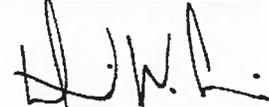
Hays Plumbing & Heating, Inc. is a registered Contractor in the State of New Mexico, active MM98, GB98, GF98 and License No. 8243.

If the City agrees to award this project to Hays Plumbing & Heating, Inc., please sign the enclosed Notice of Award (NOA) and return to Molzen Corbin. We understand that the Owner reserves the right to award or reject any bid, as well as waive any technical irregularities in the bids.

Please call me at (505) 242-5700 if you have any questions or need additional information.

Sincerely,

MOLZEN CORBIN



Douglas W. Albin, P.S.

DWA:jgo  
Enclosures

Bid Tabulation  
 WWTP Sludge Thickening Equipment  
 City of Las Vegas  
 Bid Opening: July 29, 2015, 3:00 p.m.

Item No.	Description	Unit	Qty	Engineer's Estimate		Hay Plumbing and Heating, Inc.		BYC		A.S.C. Construction, LLC	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
<b>LOT NO. 1</b>											
1	Mobilization - Not to exceed 3% of total bid amount of Lot No. 1	ALLOW	1	\$25,000	\$ 25,000.00	\$ -	\$ -	\$ 24,000.00	\$ 24,000.00	\$ -	\$ -
2	Demobilization - Not to exceed 1% of total bid amount of Lot No. 1	ALLOW	1	\$10,000	\$ 10,000.00	\$ -	\$ -	\$ 1,500.00	\$ 1,500.00	\$ 25,000.00	\$ 25,000.00
3	Demolition of lime equipment, including fume hood, conveyor, lime tank and associated piping, stairs, and line to gravity thickener basin.	LS	1	\$20,000	\$ 20,000.00	\$ 2,500.00	\$ 2,500.00	\$ 40,000.00	\$ 40,000.00	\$ 22,500.00	\$ 22,500.00
4	Installation of Rotary Drum Thickener, polymer feed equipment, flow meters, thickened sludge pumps, and associated piping. Includes modifications to North Digester drain piping, connection to South Digester drain, and installation of blow back piping.	LS	1	\$370,000	\$ 370,000.00	\$ 414,000.00	\$ 414,000.00	\$ 361,000.00	\$ 361,000.00	\$ 455,000.00	\$ 455,000.00
5	Improvements to lime building, including replacement of lower 6 to 8 feet of sheetrock with water repellent paneling. Also replace corroded doors and structural steel.	LS	1	\$40,000	\$ 40,000.00	\$ 39,100.00	\$ 39,100.00	\$ 70,000.00	\$ 70,000.00	\$ 38,500.00	\$ 38,500.00
6	Enclosure for thickened sludge truck loading pump station, including concrete slab.	LS	1	\$40,000	\$ 40,000.00	\$ 15,545.00	\$ 15,545.00	\$ 25,400.00	\$ 25,400.00	\$ 32,000.00	\$ 32,000.00
7	Site work, including the new concrete slab, trench, drain system, and yard piping.	LS	1	\$30,000	\$ 30,000.00	\$ 78,724.00	\$ 78,724.00	\$ 95,000.00	\$ 95,000.00	\$ 45,000.00	\$ 45,000.00
8	Electrical work.	LS	1	\$150,000	\$ 150,000.00	\$ 186,676.00	\$ 186,676.00	\$ 161,500.00	\$ 161,500.00	\$ 187,000.00	\$ 187,000.00
9	Mechanical work.	LS	1	\$50,000	\$ 50,000.00	\$ 65,464.00	\$ 65,464.00	\$ 25,000.00	\$ 25,000.00	\$ 48,000.00	\$ 48,000.00
10	Testing Allowance	ALLOW	1	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
11	Contingency Allowance	ALLOW	1	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
12	Existing Plant Control System Programming Allowance	ALLOW	1	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
				Subtotal Lot No. 1	\$ 775,000.00	\$ 842,009.00	\$ 842,009.00	\$ 843,400.00	\$ 843,400.00	\$ 893,000.00	\$ 893,000.00
				Gross Receipts Tax @ 8.3258%	\$ 65,067.45	\$ 70,693.39	\$ 70,693.39	\$ 70,810.18	\$ 70,810.18	\$ 74,974.49	\$ 74,974.49
				<b>SUBTOTAL LOT NO. 1</b>	\$ 840,067.45	\$ 912,702.39	\$ 912,702.39	\$ 914,210.18	\$ 914,210.18	\$ 967,974.49	\$ 967,974.49
<b>BID LOT NO. 2</b>											
1	Remove and replace existing isolation valve at South Digester. City to drain, clean, and remove debris in South Digester (No. 2).	EA	1	\$ 5,000.00	\$ 5,000.00	\$ 4,500.00	\$ 4,500.00	\$ 4,200.00	\$ 4,200.00	\$ 4,500.00	\$ 4,500.00
2	Remove and replace existing isolation valve at South Digester. City to drain, clean, and remove debris in South Digester (No. 2).	EA	1	\$ 5,000.00	\$ 5,000.00	\$ 4,500.00	\$ 4,500.00	\$ 4,200.00	\$ 4,200.00	\$ 6,500.00	\$ 6,500.00
				Subtotal Lot No. 2	\$ 10,000.00	\$ 9,000.00	\$ 8,400.00	\$ 8,400.00	\$ 8,400.00	\$ 11,000.00	\$ 11,000.00
				Gross Receipts Tax @ 8.3258%	\$ 839.58	\$ 755.62	\$ 705.25	\$ 705.25	\$ 705.25	\$ 923.54	\$ 923.54
				<b>SUBTOTAL LOT NO. 2</b>	\$ 10,839.58	\$ 9,755.62	\$ 9,105.25	\$ 9,105.25	\$ 9,105.25	\$ 11,923.54	\$ 11,923.54
				<b>TOTAL BID AMOUNT 1 and 2</b>	\$ 850,907.03	\$ 922,458.01	\$ 923,315.42	\$ 923,315.42	\$ 923,315.42	\$ 979,898.03	\$ 979,898.03

\* As corrected by Engineer due to Contractor's math error.

I hereby certify that the above figures are the same as those submitted in the Bid Proposals except for corrected items marked with an (\*\*)

*Clayton H. Ten Eyck* 8/4/15  
 Clayton H. Ten Eyck, P.E.

**BID EVALUATION SUMMARY**  
**BID DATE:** July 28, 2015  
**ENGINEER:** Moizan-Corbin & Associates

**OWNER:** City of Las Vegas  
**PROJECT:** WWP/TP SLUDGE THICKENING EQUIPMENT

	Hay's Plumbing & Heating, Inc.	RMCI, Inc.	A.A.C. Construction, LLC
Bid Signed?	Yes	Yes	Yes
Bid bond provided?	Yes	Yes	Yes
Contractor's License No noted in Bid	8243	31864	361394
NMDWFS Registration No.	002369720111209	0185042011510	03058720140922
Verification of Contractor's License and Classifications per NM Construction Industries	MM98, GB98, GF98	EE98, GA98, GB98, GF98, MMB98	GB98, GA98, GF01, GF03, GF04, GF05, GF07, GF08, GF09, MMD02
Does Bidder have required Classifications as Determined by NM Construction Industries?	Yes	Yes	Yes
Subcontractor listed in Bid	Electric Horseman, Inc., Windsor Door Sales, Shillinglaw, LLC	Las File Drywall, ABC Door Sales, Bogan Brothers, Electric Horseman, Inc., Comfort Systems USA Southwest	Electric Horseman, Inc.
Are subcontractors registered with NMDWFS	Yes	Yes	Yes
Verification of Bid Bond	Western Surety Company NAIC#13188 underwriting capacity of \$135,982,000	Western Surety Company NAIC#13188 underwriting capacity of \$135,982,000	Granite RE NAIC # 28310, underwriting capacity of \$1,652,000
Campaign Contribution Disclosure Form	Yes	Yes	Yes
XP-211	Yes	Yes	Yes
XP-215	Yes	Yes	Yes
XP-315	Yes	Yes	Yes
5700-49	Yes	Yes	Yes
6100-2	Yes	Yes	Yes
6100-3	Yes	Yes	Yes
6100-4	Yes	Yes	Yes
Total Bid Lot #1	Yes - no DBE's but had advertisement for good faith effort	Yes - no DBE's but good faith effort	Yes - A.A.C. is a DBE
Total Bid Lot #2	\$842,009.60	\$843,400.00	\$893,000.00
Total Bid Lot #1 and #2	\$8,000.00	\$8,400.00	\$11,000.00
	\$851,009.00	\$851,800.00	\$904,000.00

**NOTE:** Verification with New Mexico Construction Industries and the New Mexico Department of Workforce Solutions per the internet.

# Notice of Award

Date: \_\_\_\_\_

Project:	WWTP Sludge Thickening Equipment	
Owner:	City of Las Vegas	Engineer's Project No.: LVG131-11
Bidder:	Hays Plumbing & Heating, Inc.	
Bidder's Address:	600 Railroad Avenue, Las Vegas, New Mexico 87701	

You are notified that your Bid dated July 29, 2015 for the above Contract has been considered by the City of Las Vegas. You are the Successful Bidder and are hereby awarded a Contract for the WWTP Sludge Thickening Equipment including Lot No. 1 and No. 2.

The Contract Price of your Contract is Eight Hundred Forty-Two Thousand Nine and 00/100 Dollars (\$842,009.00) excluding NMGRT for Lot No. 1 and Nine Thousand and 00/100 Dollars (\$9,000.00) excluding NMGRT for Lot No. 2.

You must provide information within 10 days of the date you receive this Notice of Award.

1. Five (5) fully executed Payment and Performance Bonds
2. One (1) Original Insurance Certificate

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

\_\_\_\_\_  
City of Las Vegas  
Owner

By: \_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Hays Plumbing & Heating, Inc.  
Contractor

By: \_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

CITY OF LAS VEGAS  
PROPOSAL/BID OPENING

DATE: 29-Jul-2015

TIME: 3:00PM

OPENING NO.: 2016-02

DEPARTMENT: UTILITIES PM

LOCATION: City Council Chambers  
1700 N. Grand Ave.  
Las Vegas, NM 87701

ITEM(S): WWTP SLUDGE THICKENING EQUIPMENT

RECEIVED FROM:	W/GDT	AMOUNT	Sublist	BID BOND	AFFIDAVIT NOTARIZED	CAMPAIGN DISC. FORM
AAC Construction	lot 1	9,67,974.49	✓	✓	✓	✓
	lot 2	11,923.54				
RMCT, LLC	lot 1	9,14,210.18	✓	✓	✓	✓
	lot 2	9,105.25				
Hays Plumbing	lot 1	9,12,702.39	✓	✓	✓	✓
	lot 2	9,753.42				

COMPANY REPRESENTATIVE

COMPANY NAME

Eric Tapia	Utilities City of Las Vegas
Randy HAYS	HAYS P&H
Marcos Anaya	A. A. C. Const. LLC, Santa Fe
Jacob Tanks	RMCT, LLC
Douglas W. ALBIN	MOLLEN - CORBIN

(use other side of form when full)

VAL PROPOSALS TAKEN BY:

*[Signature]*  
DATE: 7-29-15

OPENED BY: FINANCE DEPARTMENT

*[Signature]*  
DATE: 7-29-15

TAKEN BY:

*[Signature]*

CITY COUNCIL MEETING AGENDA REQUEST

DATE:8-3-15

DEPT: Community Development

MEETING DATE: 8-19-15

ITEM/TOPIC: Resolution No. 15-27. Abatement of nuisances located at 209 9<sup>th</sup> Street.

**ACTION REQUESTED OF COUNCIL:**

*Approval/ Disapproval of Resolution No. 15-27. Abatement of nuisances located at 209 9<sup>th</sup> Street.*

**BACKGROUND/RATIONALE:**

*Property noted above has several nuisances on the property. The property has not been cleaned or maintained for Several years, creating a hazard to the publics health, wefare, and safety. Request to grant abatement*

**STAFF RECOMMENDATION:**

Approval of Resolution 15-27.

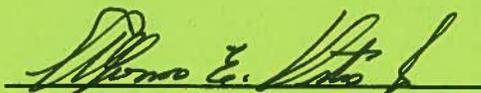
**COMMITTEE RECOMMENDATION:**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

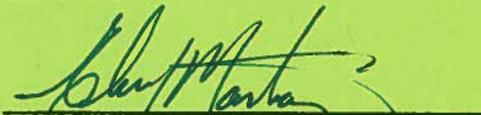


\_\_\_\_\_  
SUBMITTER'S SIGNATURE

**REVIEWED AND APPROVED BY:**



\_\_\_\_\_  
ALPONSO E. ORTIZ, JR.  
MAYOR



\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID/RFP AWARD)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-27**

**A RESOLUTION DECLARING 209 9<sup>th</sup> STREET WHICH IS OWNED AND CONTROLLED BY RICHARD AND GENEVA RUBIO 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Richard and Geneva Rubio, whose address is 209 9<sup>th</sup> St., according to the records at the San Miguel County Assessor's Office and described in said records as "Subdivision 1612 Rosenwald Blk 2" (property code # 1-095-092-131-441-181.**

**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 Sections 6 Nuisance Declared; Littering (A); Unsanitary Premises (B); Hazardous Premises (C); Accumulation of Solid Waste (D). Items stored on the premises and visible from the public right of way in violations of City ordinances include but are not limited to glass, nails, screws, papers, fiberglass, tin, wood pellets, boards, plastic, particle board, weeds, dead branches, and a burnt structure. Walls on the building are deteriorating, collapsing and is in danger of falling unto city streets and neighbors properties.**

**WHEREAS, the City has posted 2 Certified Red Tags on the Property in plain view of the side walk notifying of the violation on the property. Certified mail was also sent out twice to the property owners noted above. Certified Mail was later returned yet opened.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on June 3, 2015; a Notice of Pending Abatement on June 17, 2015. In the face of these notices, the nuisances remain and continue to pose a hazard to health, welfare, and safety of the public. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 trailers, wreckage, rubbish and debris as described above and any other materials in violation of the Ordinance described above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution on the owner, occupant or agent, including Richard and Geneva Rubio, in charge of the premises as shown by the records of the County Assessors. 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. .**

**St 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 \_\_\_\_\_ 2015**

\_\_\_\_\_  
**Alfonso E. Ortiz Jr, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Cassandra Fresquez, City Clerk**

**REVIEWED AND APPROVED BY:**

\_\_\_\_\_  
**Dave Romero, City Attorney**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:8-3-15**

**DEPT: Community Development**

**MEETING DATE: 8-19-15**

**ITEM/TOPIC:** Resolution No. 15-33. Abatement of nuisances located at 1600 New Mexico Ave.

**ACTION REQUESTED OF COUNCIL:**

*Approval/ Disapproval of Resolution No. 15-33. Abatement of nuisances located at 1600 NM Avenue.*

**BACKGROUND/RATIONALE:**

*Property noted above has several nuisances on the property. The property owner has received both red tags, and the property has not been cleaned or maintained for over a year. Request to grant abatement*

**STAFF RECOMMENDATION:**

Approval of Resolution 15-33.

**COMMITTEE RECOMMENDATION:**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

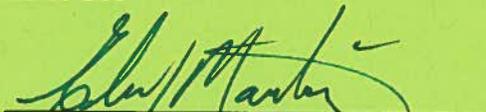


**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**



**ALFONSO E. ORTIZ, JR.  
MAYOR**



**ELMER J. MARTINEZ  
CITY MANAGER**

**ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)**

**PURCHASING AGENT  
(FOR BID/RFP AWARD)**

**DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)**

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-33**

**A RESOLUTION DECLARING 1600 NEW MEXICO AVENUE WHICH IS OWNED AND CONTROLLED BY TONY ORTEGA TO BE DANGEROUS, COVERED WITH RUBBISH, WRECKAGE, WEEDS, 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Tony Ortega, whose address is P.O. Box 1060 Las Vegas NM, according to the records at the San Miguel County Assessor's Office and described in said records as " 1406 Otero y Seller Tr 5 Lt 6 Blk B" (property code # 1-094-092-295-397-172).**

**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 Section 6, Nuisance Declared;Unsanitary Premises (B); Weeds, brush, and briars on the premises are visible from the public right of way in violations of City ordinances include but are not limited to branches, Chinese elms, and weeds in excess of 4 inches.**

**WHEREAS, the City has sent 2 Official Red Tags certified mail to the property owner, Tony Ortega ( Property owner as per County Assessors). The city has also posted both Official Red Tags on the property in plain view from the sidewalk.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on June 29, 2015; a Notice of Pending Abatement on July 9, 2015. In the face of these notices, the owner has allowed the nuisances to remain and continues to maintain rubbish, wreckage, weeds, and debris on the premises. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 rubbish, weeds, trees, dead trees, wreckage, and any other materials in violation of the Ordinance describe above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution to the owner, occupant or agent, including Tony Ortega, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:8-3-15**

**DEPT: Community Development**

**MEETING DATE: 8-19-15**

**ITEM/TOPIC:** Resolution No. 15-34. Abatement of nuisances located at 410 Union St.

**ACTION REQUESTED OF COUNCIL:**

*Approval/ Disapproval of Resolution No. 15-34. Abatement of nuisances located at 410 Union Street.*

**BACKGROUND/RATIONALE:**

*Property noted above has several nuisances on the property. The property owner started work but didn't continue.No further work has been completed to abate the nuisances. Request to grant abatement*

**STAFF RECOMMENDATION:**

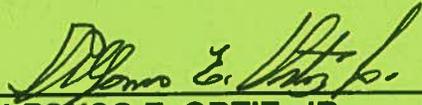
Approval of Resolution 15-34.

**COMMITTEE RECOMMENDATION:**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
\_\_\_\_\_  
**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
**ALFONSO E. ORTIZ, JR.**  
**MAYOR**

\_\_\_\_\_  
**ANN MARIE GALLEGOS**  
**FINANCE DIRECTOR**  
**(PROCUREMENT)**

  
\_\_\_\_\_  
**ELMER J. MARTINEZ**  
**CITY MANAGER**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**DAVE ROMERO**  
**CITY ATTORNEY**  
**(ALL CONTRACTS MUST BE REVIEWED)**

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-34**

**A RESOLUTION DECLARING 410 UNION STREET WHICH IS OWNED AND CONTROLLED BY ERMINIO GARCIA TO BE DANGEROUS, COVERED WITH RUBBISH, WRECKAGE, WEEDS, 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Ermionio Garcia, whose address is P.O. Box 1896 Las Vegas NM, according to the records at the San Miguel County Assessor's Office and described in said records as " 1811 Town of La's Vegas Blk 28" (property code # 1-094-092-519-035-23).**

**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 Section 6, Nuisance Declared; Unsanitary Premises (B); Outdoor Vehicle Storage (G); and Ordinance 377 Section 28 (Responsibility of property owner to maintain adjacent right of way) Weeds, brush, and briars on the premises and right-of-way (alley) are visible from the public right of way in violations of City ordinances include but are not limited to branches, Chinese elms, and weeds in excess of 4 inches. Other violations of City ordinance include but are not limited to Inoperable trucks, and parts to vehicles on the property.**

**WHEREAS, the City has sent 2 Official Red Tags certified mail to the property owner, Erminio Garcia (Property owner as per County Assessors). The city has also posted both Official Red Tags on the property in plain view from the sidewalk. A Letter of Extension was also sent out July 9<sup>th</sup>, 2015 giving an extra ten days to come into compliance.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on June 9, 2015; a Notice of Pending Abatement on June 29, 2015. Letter of Extension July 9, 2015, In the face of these notices, the owner has allowed the nuisances to remain and continues to maintain rubbish, wreckage, weeds, and debris on the premises. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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 rubbish, weeds, trees, dead trees, wreckage, inoperable vehicles, and any other materials in violation of the Ordinance describe above shall be removed from the property and properly disposed of.**

**B. The City shall serve a copy of this resolution to the owner, occupant or agent, including Erminio Garcia, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015**

---

**Alfonso E. Ortiz Jr, Mayor**

**ATTEST:**

---

**Cassandra Fresquez, City Clerk**

**REVIEWED AND APPROVED BY:**

---

**David Romero, City Attorney**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:8-3-15**

**DEPT: Community Development**

**MEETING DATE: 8-19-15**

**ITEM/TOPIC:** Resolution No. 15-35. Abatement of nuisances located at 310 Cumbres Patio.

**ACTION REQUESTED OF COUNCIL:**

*Approval/ Disapproval of Resolution No. 15-35. Abatement of nuisances located at 310 Cumbres Patio.*

**BACKGROUND/RATIONALE:**

*Property noted above has several nuisances on the property. The property has not been cleaned or maintained for over a year. Request to grant abatement.*

**STAFF RECOMMENDATION:**

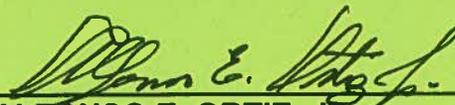
Approval of Resolution 15-35.

**COMMITTEE RECOMMENDATION:**

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
\_\_\_\_\_  
SUBMITTER'S SIGNATURE

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
ALFONSO E. ORTIZ, JR.  
MAYOR

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)

  
\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID/RFP AWARD)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

**CITY OF LAS VEGAS  
RESOLUTION NO. 15-35**

**A RESOLUTION DECLARING 310 CUMBRES PATIO WHICH IS OWNED AND CONTROLLED BY DONELLA & BERNABE SANCHEZ TO BE DANGEROUS, COVERED WITH RUBBISH, WRECKAGE, WEEDS, 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 Community Development Department/Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Donella & Bernabe Sanchez, whose address is 310 Cumbres Patio Las Vegas NM, according to the records at the San Miguel County Assessor's Office and described in said records as " 1618 Romero Estates Tr 6" (property code # 1-095-092-379-364-117).**

**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 Section 6, Nuisance Declared; Unsanitary Premises (B); Weeds, brush, and briars on the premises are visible from the public right of way in violations of City ordinances include but are not limited to branches, Chinese elms, and weeds in excess of 4 inches.**

**WHEREAS, the City has sent 2 Official Red Tags certified mail to the property owner, Donella & Bernabe Sanchez ( Property owner as per County Assessors). The city has also posted both Official Red Tags on the property in plain view from the sidewalk. First Official Red tag was taken down.**

**WHEREAS, proper notices served upon certified mail and on the property included: a Red Tag Notice of Violation on June 9, 2015; a Notice of Pending Abatement on June 29, 2015. In the face of these notices, the owner has allowed the nuisances to remain and continues to maintain rubbish, wreckage, weeds, and debris on the premises. Both Red Tags allowed for 10 days to correct the violations noted above.**

**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, trees, dead trees and any other materials in violation of the Ordinance describe above shall be removed from the property and properly disposed**

of.

**B. The City shall serve a copy of this resolution to the owner, occupant or agent, including Donella & Bernabe Sanchez, in charge of the premises as shown by the records of the County Assessors. 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 \_\_\_\_\_ 2015**

---

**Alfonso E. Ortiz Jr, Mayor**

**ATTEST:**

---

**Cassandra Fresquez, City Clerk**

**REVIEWED AND APPROVED BY:**

---

**David Romero, City Attorney**

CITY OF LAS VEGAS AGENDA REQUEST

DATE: 8/7/2015

DEPT: City Clerk MEETING DATE: 8/19/2015

ITEM/TOPIC: Conduct a Public Hearing for the Application for a New Restaurant (Beer & Wine Only) Liquor License.

**ACTION/REQUESTED OF COUNCIL:**

Conduct a public hearing and approval/disapproval of application requesting a New Restaurant (Beer & Wine Only) for Pino's Restaurant Inc., DBA Pino's Restaurant, located at 1901 Grand Avenue, Las Vegas, New Mexico 87701, Application # 953957.

**BACKGROUND/RATIONALE:**

An application for a New Restaurant (Beer & Wine Only) Liquor License was submitted by Pino's Restaurant Inc. for 1901 Grand Avenue.

**STAFF RECOMMENDATION:**

**COMMITTEE RECOMMENDATION:**

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.

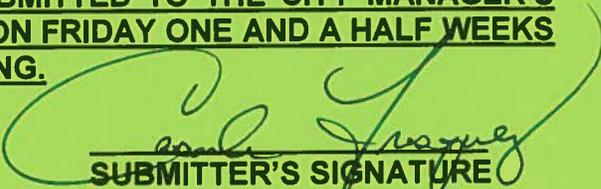


ALFONSO E. ORTIZ, JR.  
MAYOR



ELMER J. MARTINEZ  
CITY MANAGER

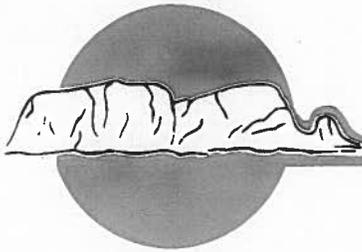
\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID AWARD ONLY)

  
SUBMITTER'S SIGNATURE

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY

Approved as to Legal Sufficiency Only  
(If Box is Initialed by City Mngr., Review and Sign)



# CITY OF LAS VEGAS

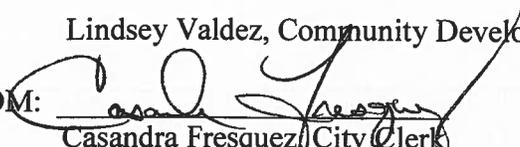
1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX 505-425-7335

**ALFONSO E. ORTIZ, JR.**

Mayor

## MEMORANDUM

TO: Lindsey Valdez, Community Development Director

FROM:   
Casandra Fresquez, City Clerk

DATE: July 23, 2015

RE: Application for a New Restaurant (Beer/Wine)

Enclosed is a copy of the application for a New Restaurant Beer/Wine submitted by Pino's Restaurant, Inc., DBA Pino's Restaurant, 1901 Grand Avenue, Las Vegas, New Mexico, Application No. 953957.

This information is being submitted to your office for review and to verify that the information contained in page 2 of the application is correct and in compliance with the distance requirements to the nearest church, school and military installation as mandated in the New Mexico State Statutes. Further, I would like to ensure that the area is zoned to allow such an establishment. Please submit to this office written confirmation as to whether or not the location proposed for use of the license meets those requirements.

By copy of this memorandum, I am also notifying Police Chief Juan Montano of this application for his input, if any.

The Las Vegas City Council will hold a public hearing regarding the above application on August 19, 2015 at 6:00 p.m. and will require the information prior to the meeting.

Should you have any questions, please do not hesitate to contact me. Thank you in advance for your assistance.

Enclosures:

xc: Benito Lujan, Zoning/Licensing Supervisor  
Elmer Martinez, City Manager  
Dave Romero, City Attorney  
Juan Montano, Chief of Police



New Mexico Regulation and Licensing Department  
ALCOHOL AND GAMING DIVISION

Toney Anaya Building ▪ 2550 Cerrillos Road ▪ Santa Fe, New Mexico 87505  
P.O. Box 25101 ▪ Santa Fe, New Mexico 87505-5101  
(505) 476-4875 ▪ Fax (505) 476-4595 ▪ [www.rld.state.nm.us/alcoholandgaming](http://www.rld.state.nm.us/alcoholandgaming)

July 14, 2015

**Certified Mail No.: 7012 2920 0002 2239 0128**

Susana Martinez  
GOVERNOR

Robert "Mike" Unthank  
SUPERINTENDENT

Tania Maestas, Esq.  
ACTING CHIEF GENERAL  
COUNSEL

Mary Kay Root  
DIRECTOR

Casandra Fresquez  
City Clerk  
1700 N. Grand Avenue  
Las Vegas, NM 87701

**Re: Lic. No. /Appl. No.: Appl. No. 953957**  
**Name of Applicant: Pino's Restaurant, Inc.**  
**Doing Business As: Pino's Restaurant**  
**Proposed Location: 1901 Grand**  
**Las Vegas, NM 87701**

**ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses.**

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **Preliminary Approval**; it is being forwarded to you in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

Within forty-five (45) days after receipt of a Notice from the Alcohol and Gaming Division, the governing body **shall** hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer. Notice of the Public Hearing required by the Liquor Control Act **shall** be given by the governing body by publishing a notice of the date, time, and place of the hearing at least once a week for two consecutive weeks in a newspaper of general circulation within the territorial limits of the governing body, **which requires that two weeks of publication must be satisfied before a hearing can be conducted.** The notice shall include: (A) Name and address of the Applicant/Licensee; (B) The action proposed to be taken by the Alcohol and Gaming Division; and (C) The location of the licensed premises. The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. A record **shall** be made of the hearing.

**THE APPLICANT IS SEEKING A RESTAURANT BEER & WINE LICENSE WITH ON PREMISE CONSUMPTION ONLY.**

Alcohol and Gaming Division  
(505) 476-4875

Boards and Commissions Division  
(505) 476-4600

Construction Industries Division  
(505) 476-4700

Financial Institutions Division  
(505) 476-4885

Manufactured Housing Division  
(505) 476-4770

Securities Division  
(505) 476-4580

Administrative Services Division  
(505) 476-4800

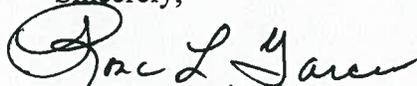
The governing body may disapprove the issuance or transfer of the license if:

- 1) The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this location prior to 1981 or unless the Applicant/Licensee has obtained a waiver from the Local Option District governing body for the proposed licensed premises).
- 2) The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a Zoning Statement from the governing body, this is not a basis for disapproval.
- 3) The issuance would be detrimental to the public health, safety, or morals of the residents of the Local Option District. Disapproval by the governing body on public health, safety, or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

Within thirty **(30)** days after the Public Hearing, the governing body **shall** notify the Alcohol and Gaming Division as to whether the local governing body has approved or disapproved the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notice of publication(s). **If the governing body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may give Final Approval to the issuance or transfer of the license.**

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty **(30)** days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (Page 1 of the Application page noting disapproval).

Sincerely,



Rose L. Garcia  
Hearing Officer  
NM Regulation & Licensing Dept.  
Alcohol & Gaming Division  
Phone: 505-476-4552  
Fax: 505-476-4595  
Email: [rosel.garcia@state.nm.us](mailto:rosel.garcia@state.nm.us)

Enclosures:

1. Original Page 1 of the Application **(must be signed and returned).**
2. Copy of Page 2 of the Application



# RESTAURANT LIQUOR LICENSE APPLICATION

Application fee - \$200.00 Fees are non-refundable.

AGD USE ONLY - APPLICATION # 9639957 LOD

Application is for: New License  / Change of Stock among existing members only  / Change of Officers (no ownership interest)  ~~Other Structure~~

Applicant is: Individual  / Corporation  / Partnership (General or Limited)  / Limited Liability Company

NAME OF APPLICANT (company or individual) Pino's RESTAURANT INC

ADDRESS (including city, state, zip) 1901 Grand Ave Vegas NM 87701

TELEPHONE NUMBER OWNER 505-429-0831 EMAIL donald@pino's-hotmail.com

D/B/A name to be used: Pino's RESTAURANT ~~THE~~ Phone number for licensed premises: 505-454-1944

Physical location where license is to be used: 1901 Grand Ave Vegas NM 87701

Mailing address: P.O. Box 3198 Las Vegas NM 87701 (Include street number / highway number / state road, city and county, state, and zip code)

Are alcoholic beverages currently being dispensed at the proposed location? Yes  No  If yes, give license number and type 30502

I, (print name) Donald Pino, as (title) OWNER being first duly sworn

upon oath deposes and says: that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents therein contained are true.

Applicant(s) agree(s) that if any statements or representations herein are found to be false, the director may refuse to issue or renew the license or may cause the license to be revoked at any time.

You must sign and date this form in the presence of a notary public.  
Signature of Applicant [Signature] Date 3-16-15

SUBSCRIBED AND SWORN TO before me this 16 day of March 2015

Notary Public [Signature] My Commission Expires 12-12-2015 by Donald P Pino



Local Governing Body of: \_\_\_\_\_ (City or County), Hearing held on \_\_\_\_\_ 20\_\_\_\_

Check one: Approved  Disapproved  City/County Official \_\_\_\_\_ (Signature & Title)

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Director Approval \_\_\_\_\_ Date \_\_\_\_\_



ENTERED 3/20/15



**PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION**

SS-60-6B-10

1. The land and building which is proposed to be the licensed premises is (check one):

Owned by Applicant  Leased by Applicant (attach copy of deed or lease)  Other (provide details) \_\_\_\_\_

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s) Donald Pine Inc.

B. Date and term of lease 6/1/2015 - 6/1/2020

3. Premises location is zoned (example C-1) C-3  
 If the premises is zoned, attach zoning statement from local government giving location address and type of zone, stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government indicating there is no zoning.

4. Distance from nearest church \*(Property line of church to licensed premises—shortest distance).

Miles/feet .3 miles Name of church Church of Christ Address/location of church MOUNTAIN VIEW RD

5. Distance from nearest school \*(Property line of school to licensed premises—shortest distance).

Miles/feet 6 Miles Name of school Des Plaines Address/location of school MOUNTAIN VIEW RD

6. Distance from military installation \*(Property line of military installation to licensed premises—shortest distance.)

Miles 5 miles Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque) White Sands Missile Range (Las Cruces),  
 Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

7. Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold or consumed. Show exterior walls, doors, and interior walls. This will be the licensed premises. The floor plan should be no larger than 8 1/2 x 11 inches, and must include the total square footage of premises.

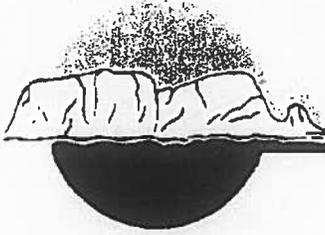
\*If the distance is beyond 300 feet, but less than 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of Operation:

Lounge \_\_\_\_\_ Restaurant  Package Grocery \_\_\_\_\_ Racetrack \_\_\_\_\_ Hotel \_\_\_\_\_ Other (specify) \_\_\_\_\_

Return this form to the Alcohol and Gaming Division, PO Box 25101, Santa Fe, New Mexico 87505-5101.

RECEIVED  
 MAY 29 2015  
 ALCOHOL & GAMING DIVISION



# CITY OF LAS VEGAS

1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX 505-425-7335

**ALFONSO E. ORTIZ, JR.**

Mayor

May 19, 2015

Donald Pino  
Pino's Restaurant  
1901 Grand Avenue  
Las Vegas, NM 87701

**RE: STATEMENT OF ZONAL CERTIFICATION**

To Whom It May Concern,

This statement certifies the premise located at 1901 Grand Avenue Las Vegas, New Mexico, 87701, is within a C-3 (General Commercial Zone). This Zone is intended to provide for eating and drinking places, including bars, restaurants, and cocktail lounges.

If you have any questions or require further information please feel free to call me at (505) 426-3275.

Sincerely,

*Benito A. Lujan*  
Benito A. Lujan

Zoning /Licensing Supervisor

Xc: Lindsey Valdez, Community Development Director

File

**TONITA GURULE-GIRON**  
Councilor, Ward 1

**VINCE HOWELL**  
Councilor, Ward 2

**JOSEPH "JOEY" HERRERA**  
Councilor, Ward 3

**DAVID ROMERO**  
Councilor, Ward 4

RECEIVED

MAY 29 2015

ALCOHOL & GAMING DIVISION



# CITY OF LAS VEGAS

1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX 505-425-7335

**ALFONSO E. ORTIZ, JR.**

Mayor

## MEMORANDUM

To: Casandra Fresquez, City Clerk

From: Benito A. Lujan  
Benito A. Lujan, Zoning/Licensing Supervisor

Date: August 5, 2015

Re: Zoning and Distance Requirements for a Beer Wholesalers Liquor Application  
License No. 953957, 1901 Grand Avenue.

As per your request of memorandum dated July 23, 2015 I have reviewed and verified that the information contained on page 2 of Application License No. 953957 is correct and in compliance with the distance requirements to the nearest church, school and military installation as mandated by New Mexico State Statutes. The following are my findings regarding the zoning classification of 1901 Grand Avenue along with the aforementioned distant requirements thereto:

**Zoning:** 1901 Grand Avenue

- 1901 Grand Avenue is currently within a C-3 (General Commercial Zone). This zone is intended to provide for eating and drinking places, including bars, restaurants, and cocktail lounges.

**Distant requirements:** From 1901 Grand Ave. to nearest Church, School and Military Installation

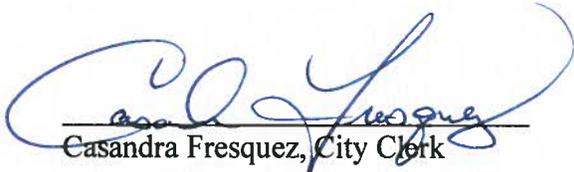
- **Church:** Church of Christ located at 53 Mountain View Drive being a distance of approximately 906' feet from the subject site.
- **School:** Los Ninos Elementary located at 474 E. Legion Drive being a distance of approximately 2,050' feet from the subject site.
- **Military Installation:** Kirtland Air Force Base, Albuquerque NM, being a distance of approximately 130 miles from the subject site.

XC: Elmer Martinez, City Manager  
David Romero, City Attorney  
Juan Montano, Chief of Police  
Lindsey Valdez, Community Development Director

City Clerk's Office

NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Las Vegas, New Mexico will conduct a public hearing on Wednesday August 19, 2015 at 6:00 p.m. in the City Chambers, 1700 N. Grand Avenue. The City Council will hear any and all protests and determine whether to approve or disapprove an application for a New Restaurant (Beer/Wine) Liquor License submitted by Pino's Restaurant, Inc., DBA Pino's Restaurant, 1901 Grand Avenue, Las Vegas New Mexico 87701. The hearing is open to the public. Protests and/or comments may be filed with the City Clerk, 1700 N. Grand Avenue, prior to the hearing.

  
Casandra Fresquez, City Clerk

Publish: Las Vegas Daily Optic Wednesday August 5, 2015 and Wednesday August 12, 2015.

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 08/13/15**

**DEPT: Public Works**

**MEETING DATE: 8/19/15**

**ITEM/TOPIC: 2017-2021 Infrastructure Capital Improvement Plan (ICIP) and Resolution #15-37 adopting the 2017-2021 Infrastructure Capital Improvement Plan for the City of Las Vegas**

**ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Resolution #15-37.**

**BACKGROUND/RATIONALE:** The Department of Finance, Local Government Division recommends that municipalities prepare and submit an ICIP in order to plan the systematic allocation of funds and also enable the Executive Branch of State Government to propose a rationale ICIP to the Legislature for Funding.

**STAFF RECOMMENDATION:** Approve Resolution

**COMMITTEE RECOMMENDATION:** -NA-

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
SUBMITTER'S SIGNATURE

**REVIEWED AND APPROVED BY:**



ALFONSO E. ORTIZ, JR.  
MAYOR



ELMER MARTINEZ  
CITY MANAGER

ANN MARIE GALLEGOS  
FINANCE DIRECTOR

PURCHASING AGENT  
(FOR BID AWARD ONLY)

DAVE ROMERO  
CITY ATTORNEY

Approved as to Legal Sufficiency Only

**CITY OF LAS VEGAS, NM  
RESOLUTION NO. 15 - 37**

**A Resolution adopting and Infrastructure Capital Improvement Plan (ICIP)**

**WHEREAS**, the municipality of Las Vegas recognizes that the financing of public capital projects has become a major concern in New Mexico; and

**WHEREAS**, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

**WHEREAS**, the Infrastructure Capital Improvement Plan is the mechanism that is utilized to define needs, establish priorities and pursue viable actions and strategies to achieve necessary project development; and

**WHEREAS**, this process contributes to local and regional efforts in project identification selection in short and long range capital planning efforts.

**NOW, THEREFORE**, be it and it hereby is resolved by the governing body of the City of Las Vegas that:

1. The City of Las Vegas has adopted the attached Infrastructure Capital Improvement Plan, and
2. It is intended that the plan be a working document and is the first of many steps toward improving, rational, long-range planning and budgeting for New Mexico's infrastructure, and
3. This Resolution supersedes Resolution No. 14-59.

PASSED, APPROVED, AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

**CITY OF LAS VEGAS**

\_\_\_\_\_  
**MAYOR**

**ATTEST:**

\_\_\_\_\_  
**CASANDRA FRESQUEZ, CITY CLERK**

\_\_\_\_\_  
**DAVE ROMERO, CITY ATTORNEY**  
**(for legal sufficiency only)**

**CITY OF LAS VEGAS  
2017-2021 ICIP  
PROJECT PRIORITIZATION**

ID	YEAR/RANK	PROJECT TITLE	PROJECT DESCRIPTION	CATEGORY	Mayor Ortiz	Councilor Gurule-Giron	Councilor Howell	Councilor Herrera	Councilor Romero	TOTALS
27834	2017/001	Bradner Dam Expansion	To plan and construct the Bradner Dam expansion to increase storage capacity. Increase Storage capacity of Bradner Dam from 300 acre feet to 2000 acre feet. The existing dam will be raised from 68 feet to approximately 150 feet high. Partial design has been completed as well as archaeological and environmental studies.	Water Supply	15	15	14	15	15	74
11495	2017/002	Abe Montoya Recreation Center Improvements	The Abe Montoya Recreation Center is in critical need of repair/replacement. Severe moisture build up and corrosion is currently creating an unsafe environment for workers and hazardous conditions for the fitness center patrons. This project includes repair/replacement of HVAC/A.C. system. This system has been constantly repaired and maintenance costs are overwhelming.	Public Parks	12	14	15	14	14	69
25345	2017/003	Raw Water Conveyance	To plan, design, engineer, survey, acquire easements and rights of way, construct, improve and upgrade approximately 16,000 LF of 24 inch diameter pipeline for the water conveyance system from the existing Gallinas Diversion structure to Peterson and Bradner Reservoirs, to include pre sedimentation basin, raw water pump station and reservoir interconnect pipeline upgrades, to include all valves, gates, gauges, meters and all appurtenances for the improvements in Las Vegas in San Miguel County	Water Supply	14	10	13	12	12	61
27840	2017/004	Peterson Dam Rehabilitation	Phase I to plan. Phase II to design. Phase III to construct and rehabilitate Peterson Dam to repair seepage through the dam section, control seepage through the dam abutments and foundation, mitigate or control reservoir seepage along the north reservoir rim, minimizing downstream foundation erosion during potential dam over topping during floods up to and including the spillway design and rehabilitate or replacement of outlet works. The goal being to increase storage capacity. The City has completed a majority of design and necessary studies.	Water Supply	11	13	8	8	10	50
25343	2017/005	Groundwater Treatment and Production	Plan, design, equip and connect two additional wells to increase production from the Taylor Well Field.	Water Supply	13	11	10	7	5	46
22730	2017/006	Fire & Police Equipment	Acquisition of fire and police equipment to include but not limited to bullet proof vests, communication upgrades, SCVA fill station (breathing air-fill station), completely outfitted police cars, and a crime scene van.	Public Safety	7	12	6	9	9	43
New	2017/007	Plaza Park Electrical Upgrade	Plan, design, equip and upgrade electrical system at Plaza Park	Economic Development	6	9	9	13	6	43
26283	2017/008	Family Fun Center	Plan, design and construct a family fun center in Downtown Las Vegas to include a sports bar, 16 lane bowling alley, putt putt center, family arcade, and a six set movie theatre	Economic Development	10	4	12	11	4	41
17057	2017/009	Keen Street Construction	Design and construct roadway and drainage improvements.	Hiways/Roads/Streets/Bridges	9	7	1	6	13	36
25817	2017/010	Municipal/Judicial Complex	Remodel/replace existing municipal building	Administrative/Services Facilities	4	1	4	10	11	30
26188	2017/011	Hannah Park Improvements	Plan, design and Installation of drainage and effluent lines, field improvements to include leveling, seeding and installation of benches, water fountains, playground equipment and signage	Public Parks	3	2	11	5	2	23
22673	2017/012	Rosenwald/Sulzbacher Reconstruction Project	Plan, design and construct 1811 square feet of Roadway and Drainage improvements on Sulzbacher Street	Hiways/Roads/Streets/Bridges	0	3	7	4	8	22
10733	2017/013	Mainstreet Corridor Improvement Project	Streetscape and way finding improvements to include: an underground engineering study, sidewalk restoration, landscaping, lighting, street furniture, signage and gateways into historically and culturally significant downtown districts	Economic Development	5	6	5	1	1	18
25808	2017/014	Old City Hall Reconstruction	Old City Hall repair and renovate. The interior will require minor modification to accommodate office space for Community Development Department (planning, zoning, business licensing, historic preservation, mapping, and building permits) and associated organizations. The project scope of work will focus on the repair of existing construction (stone, wooden windows, roofing, plaster walls/ceilings, roof repair, and flooring), but especially the installation of service systems. The two story structure will be made universally accessible. Energy efficient technologies and materials such as weather-stripping/storm windows, motion sensing light systems, low flowing flowing plumbing fixtures and energy efficient heating and cooling will be installed.	Administrative/Services Facilities	2	5	3	3	3	16
New	2017/015	Encino Street	Design and construct roadway and drainage improvements.	Hiways/Roads/Streets/Bridges	8	8	0	0	0	16
215998	2017/016	Ridgerunner Road Construction	Plan, Design and Reconstruction of Ridge Runner Road. The roadway is subject to increasing traffic due to new developments in the area and has deteriorated to the point of needing complete rehabilitation	Hiways/Roads/Streets/Bridges	1	0	2	2	7	12
					120	120	120	120	120	

CITY COUNCIL MEETING AGENDA REQUEST

DATE: August 12, 2015

DEPT: Community Services/Transportation

MEETING DATE: August 19, 2015

ITEM/TOPIC: Resolution 15-39 Transportation Grant

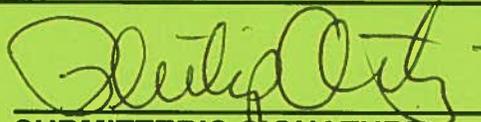
ACTION REQUESTED OF COUNCIL: Pass, approve, and adopt Resolution 15-39 Transportation Grant

BACKGROUND/RATIONALE: A resolution authorizing submittal of an application to the New Mexico Department of Transportation Transit and Rail Division for a public rural transportation grant

STAFF RECOMMENDATION: APPROVAL

COMMITTEE RECOMMENDATION:

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.

  
SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:

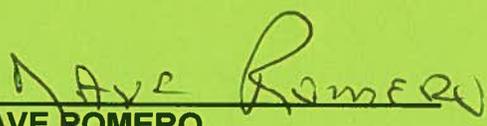


ALFONSO E. ORTIZ, JR.  
MAYOR

ANN MARIE GALLEGOS  
FINANCE DIRECTOR

  
ELMER J. MARTINEZ  
CITY MANAGER

PURCHASING AGENT  
(FOR BID AWARD ONLY)

  
DAVE ROMERO  
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

**CITY OF LAS VEGAS  
Resolution No. 15-39**

**A RESOLUTION AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION TRANSIT AND RAIL DIVISION FOR A PUBLIC RURAL TRANSPORTATION GRANT**

**WHEREAS**, the City of Las Vegas Transportation Service – Meadow City Express was designated a public rural transportation system in 1995; and

**WHEREAS**, since that time the City of Las Vegas – Meadow City Express has applied for New Mexico Department of Transportation – Transit and Rail monies (Administrative, Operating and Capital) on an annual basis to operate Meadow City Express, a Public Rural Transportation system in Las Vegas, New Mexico; and

**WHEREAS**, the City of Las Vegas – Meadow City Express intends to submit an application for FY 2017 Section 5311 Public Transportation Grant; and

**WHEREAS**, the City of Las Vegas Governing Body, intends to continue to support the management and operation of the City’s public transportation service – Meadow City Express; and

**WHEREAS**, the City of Las Vegas is willing to commit funding in FY 2017 to include its local share in administrative and operating costs for the service; and

**WHEREAS**, the application is due September 4, 2015.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LAS VEGAS** that the City of Las Vegas hereby authorizes the submittal of an application to the New Mexico Department of Transportation Transit and Rail Division for a Section 5311 Public Rural Transportation Grant.

**PASSED, APPROVED and ADOPTED by the Governing Body at its meeting of August \_\_\_, 2015.**

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**Alfonso E. Ortiz, Jr., Mayor**

**ATTEST**

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**Cassandra Fresquez, City Clerk**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** Aug. 12, 15

**DEPT:** Police

**MEETING DATE:** Aug. 19, 2015

**ITEM/TOPIC:** authorization for out of State Travel to Golden Colorado

**ACTION REQUESTED OF COUNCIL:** **Approval/Disapproval** authorization for out of State Travel to Golden Colorado

**BACKGROUND/RATIONALE:** The utility vehicle will be used in drug operations and will also be utilized for disaster relief and search and rescue.

**STAFF RECOMMENDATION:** None

**COMMITTEE RECOMMENDATION:** no committee recommendation

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

  
\_\_\_\_\_  
Juan F. Montaña,  
Chief of Police

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
ALFONSO E. ORTIZ, JR.  
MAYOR

  
\_\_\_\_\_  
ELMER J. MARTINEZ  
CITY MANAGER

\_\_\_\_\_  
ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)

\_\_\_\_\_  
PURCHASING AGENT  
(FOR BID/RFP AWARD)

\_\_\_\_\_  
DAVE ROMERO  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)