



**CITY OF LAS VEGAS**  
1700 N. GRAND AVE. LAS VEGAS, NEW MEXICO 87701  
505-454-1401 FAX: 505-425-7335

Mayor Tonita Gurule-Giron

**CITY OF LAS VEGAS  
REGULAR CITY COUNCIL AGENDA  
June 21, 2017–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 (May 10<sup>th</sup>, May 17<sup>th</sup> and May 30<sup>th</sup>, 2017)**
- VII. **MAYOR'S APPOINTMENTS/REPORTS**
- VIII. **MAYOR'S RECOGNITIONS/PROCLAMATIONS**
- IX. **PUBLIC INPUT**  
**(not to exceed 3 minutes per person and persons must sign up at least fifteen (15) minutes prior to meeting)**
- X. **PRESENTATIONS (Not to exceed 10 minutes per person)**
- XI. **CITY MANAGER'S REPORT**
- XII. **FINANCE REPORT**

**XIII. CONSENT AGENDA**

**(Items may be moved to New Business at the request of any Councilor with approval of the Governing Body)**

1. Approval of Grant application through the Department of Justice for the Las Vegas Police Department.

*Juan Montano, Police Chief* The Las Vegas City Police Department is requesting approval to apply for funding in the amount of \$2015.00 to purchase Bullet Proof Vests for police officers.

2. Approval to accept funding through the Department of Finance and Administration Law Enforcement Protection Fund for the Las Vegas Police Department.

*Juan Montano, Police Chief* The Las Vegas City Police Department is requesting approval to utilize funding in the amount of \$13,761.00 for advanced training and equipment for police officers.

3. Approval of Out of State travel for the City's (2) Animal Control Officers to attend a Chemical Immobilization class in Boulder Colorado, to become certified in the chemical immobilization of dangerous animals as an alternative to lethal force.

*Annette Velarde, Community Development Director* Chemical immobilization offers an alternative to the use of lethal force in response to animals that represent a danger to the public. The training will be held in Boulder Colorado. Upon successful completion, both Animal Control Officers will have a certificate in Chemical Immobilization. The Animal Welfare Coalition will cover the cost of registration and the City will pay for costs associated with travel, rooms and meals.

**XIV. BUSINESS ITEMS**

1. Conduct a Public Hearing and Approval/Disapproval of Ordinance 17-02, amendment to the Official Zoning Map for property.

*Annette Velarde, Community Development Director* Carmen A. Medina owner of a 0.2327 of an acre lot located at 910 Don Fidel Street, Las Vegas New Mexico appeared before the Las Vegas Planning and Zoning Commission. Ms. Medina is requesting that said property be rezoned from the present R-1 Zone (Single Family Residential) to an R-3 Zone (Mixed Residential). The applicant's intent is to place a single-family mobile home on the property, which is permitted in the R-3 zoning.

2. Approval/Disapproval of Resolution No. 17-18, abatement of nuisances located at 1909 Armijo Street.

*Levi Lujan, Code Enforcement Officer* Property noted above has several nuisances on the property. The property has not been cleaned or maintained for several years. Code Enforcement has previously dealt with this property in the past. This property is creating nuisances/hazards to the public health and safety. Request to grant abatement.

3. Approval/Disapproval to remove Community Development Director, Annette Velarde.

*Richard Trujillo, City Manager* As per the City of Las Vegas Municipal Charter, Article V, Officers, Directors and Employees, Section 5.07 Departments. D. Department directors are at-will employees who may be suspended or removed by the city manager, subject to approval by the Governing Body.

#### **XV. COUNCILORS' REPORTS**

#### **XVI. 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.**

#### **XVII. 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, NM 87701

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL WORK SESSION  
HELD ON WEDNESDAY MAY 10, 2017 AT 5:30 P.M. IN THE CITY COUNCIL  
CHAMBERS**

**MAYOR:** Tonita Gurulé-Girón – Arrived at 7:25

**COUNCILORS:** David A. Ulibarri Jr.  
Vince Howell - Mayor Pro-Tem  
Barbara A Casey  
David L. Romero

**ALSO PRESENT:** Richard Trujillo, City Manager  
Casandra Fresquez, City Clerk  
Corinna Laszlo-Henry, City Attorney  
Juan Montano, Sergeant at Arms

**CALL TO ORDER**

**ROLL CALL**

Mayor Pro Tem Howell advised for the record that Mayor Tonita Gurulé-Girón would be arriving late to the meeting.

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Councilor Casey asked for moment of silence for guidance to allow the Governing Body to perform the task the members of the community entrusted them to do.

**APPROVAL OF AGENDA**

City Manager Trujillo asked that *Item 3 Change of Floor Plan/Expansion of Liquor Licensed Premises Application* be removed from the agenda. City Manager Trujillo advised that after review of the application there needs to be further review and more information included in the packet to the Governing Body.

Councilor Casey advised that if more information needed to be provided to make an informed decision then she agreed for the item to be taken off until next week's meeting.

City Manager Trujillo advised after further review of the ordinance there are questions and authority of the Design Review Board to approve the application that was submitted. City Manager Trujillo cited the section of the ordinance that does not allow for obstruction of a sidewalk for sales.

Mayor Pro Tem Howell advised that precedence has already been set with prior sidewalk sales.

City Manager Trujillo advised each one of those business would be addressed at a later date.

Zoning Specialist Ortega advised the Governing Body that prior applications were improperly authorized by the Design Review Board, the Design Review Board has the authority to approve architectural features of the building itself along with landscape of the property. The location in question front feature is the public sidewalk. Zoning Specialist Ortega advised that zoning location is a commercial zoning in a historic overlay zone, which states the conduct of business must be inside, there are several businesses that are in violation of this ordinance. The Design Review Board can approve special uses for outside of a business but the sidewalk is not considered part of the property owned.

Mayor Pro Tem Howell asked if the item would be brought back and discussion would take place.

City Manager Trujillo advised the ordinance currently prohibits the use that Ms. Matthews has applied for. The City cannot continue to approve items that do not follow the city ordinances. There is a provision that special events permits are allowed, but once the event is over there can no longer be sidewalk sales outside the premises of the business.

Mayor Pro Tem Howell asked if the applicant had been notified.

Ms. Mathews advised she was not made aware till 5:00 pm the day prior to the meeting.

Questions and discussion took place regarding the approval of the Design Review Board.

Ms. Mathews advised that she got the approval from the Design Review Board and she is lacking the approval of Alcohol and Gaming. Ms. Mathews stated that she has already spent thousands of dollars for an offsite built patio that was built

to the specifications of the Design Review Board. Ms. Mathews advised the application did not need to be approved by the Governing Body.

There were questions regarding the multiple height of the fencing presented in the designs.

City Manager Trujillo advised he still recommends removing the item from the agenda and hopefully before next week's meeting all questions have been answered. City Manager Trujillo advised that approvals have been done incorrectly in the past and now the City has the choice to either correct the issue or continue to approve items that go against the ordinances.

Mayor Pro Tem Howell asked if the ordinances could be amended by next week's meeting.

City Attorney Laszlo-Henry advised that amending an ordinance requires public input from not only the business community but the community as a whole and it's more than week long process. There are many different issues that go along with allowing sidewalks sales and one of those is anti donation of City property.

Councilor Casey advised she feels the City should not penalize Ms. Mathews for the lack of follow up or research. Councilor Casey advised the City cannot continue to be viewed as being non business friendly. Councilor Casey feel the item should now not be removed, Ms. Mathews followed all requirements she was told by the Design Review Board and the Building Inspector at the time Mr. Maynes.

Councilor Casey made the motion to approve the item as presented. Councilor Romero seconded the motion.

Mayor Pro Tem Howell asked for a roll call to be taken. Roll call was taken and reflected the following.

David L. Romero	Yes	Barbara Casey	Yes
Vince Howell	Yes	David A Ulibarri Jr.	Yes

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

## **PUBLIC INPUT**

Wid Slick spoke to the Governing Body regarding how Lodgers Tax funding could be spread out more to assist the local economy.

Allan Affeltt spoke to the Governing Body regarding Lodgers Tax. The Lodgers Tax Board was seemingly forced to approve the Lodgers Tax budget only to find out that a large amount of the funding was already committed to a contract with

Sisneros Design whose main marketing is social media, there is no real funding for billboards, television or radio ads. The Lodgers Tax Board had no input in how the budget was allocated. Funding is being spent on creative design no real advertisement.

Sara Mathews spoke to the Governing Body regarding the Lodgers Tax and the large amount of funding that is given to Sisneros Design who is not even located in Las Vegas. There is a healthy marketing group at Highlands University who could better market the community and increase revenues.

Gabe Garcia spoke on behalf of Borracho's patio and thanked the Governing Body for allowing it to stay on the agenda for consideration.

## **PRESENTATIONS**

Utilities Director Gilvarry introduced Mr. Poulter from AECOM formerly known as URS to give an update on the Bradner Rehabilitation project.

Mr. Poulter gave an overview of the status of the Bradner Rehabilitation project to improve the water storage and quality for the City of Las Vegas. Mr. Poulter also gave an overview of the current budget of the project.

Questions were asked about the completion date of April 2018 and if the City would take twelve hundred acre feet that's stored in Storrie Lake and move it to Bradner once it's completed.

City Manager Trujillo advised that yes the twelve hundred acre feet would be moved to Bradner.

## **DISCUSSION ITEMS**

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

Code Enforcement Officer Lujan advised the Governing Body that the property has a structure that appears to be unsafe and unsecure. The structure has broken windows and entry into the interior. The property is vacant and creating a nuisance to the public health, safety and comfort. The violation has not been corrected since the first notice was given 91 days prior to the meeting. Code Enforcement Officer Lujan is requesting the approval to abate the property. Code Enforcement Officer Lujan showed the Governing Body a slide show of the property and the red tag notice he posted. Code Enforcement Officer Lujan advised the Governing Body of the process he took to try and locate the owners of the property and notify them and all efforts have been exhausted.

Questions and discussion took place on the steps the City can take now regarding the property.

City Attorney Laszlo-Henry advised the Governing Body can authorize the property be boarded up and once the resolution is approved the City can begin the abatement process and start clearing up the violations.

Code Enforcement Officer advised once the property is abated a lien will be placed on the property to recoup the funds used to clear the property of violations.

The Governing Body agreed to place the item as a consent agenda item.

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

Code Enforcement Officer Lujan advised the property has been abandoned and has not been maintained in several years. The property is vacant and creating a nuisance to the public health, safety, and comfort. The violations have not been corrected since the first notice was given 91 days prior to the meeting. Code Enforcement Officer Lujan is requesting approval to abate the property.

Questions and discussion took place regarding locating the owner of the property.

Code Enforcement Officer Lujan advised that by allowing him to enter the property he is able to obtain more information from the vehicles on the property and attempt to locate owners.

The Governing Body agreed to place the item as a consent agenda item.

3. Change of Floor Plan/Expansion of Liquor Licensed Premises Application.

City Clerk Fresquez advised the involvement of the Clerk's Office in the process consisted of being contacted by the City Managers Administrative Assistant that the application was brought into the office for signature. After contacting Alcohol and Gaming the Clerk's Office was advised that the approval was needed by the Governing Body. City Clerk Fresquez advised she spoke with the Community Development Department and was provided the packet that had been approved by the Design Review Board and that is why the Clerk's Office placed the item on the agenda.

Ms. Mathews of Borracho's advised the Governing Body the process she went through as she requested the approval from the Design Review Board along with documentation from her architect and ordinances. Ms. Mathews advised she has already spent thousands of dollars on an architect and the building of the patio and currently is not seeing a return on her investment. Ms. Mathews advised she

had planned events to hold on her patio and has not been able to so due to prolonging the approval of this application.

Questions and discussion took place regarding the application and building plans.

Councilor Casey recommended that the item be placed as a business item and allow the City Attorney and Zoning Specialist review the ordinance. Councilor Casey does not feel Ms. Mathews should be penalized for decisions that were based by the Design Review Board who did not have the authority to make the decision and now the City needs to correct for future businesses.

*Mayor Gurulé-Girón arrived 7:45 p.m*

Mayor Gurulé-Girón advised Ms. Mathews of the possible outcomes of the application and the approval of the Design Review Board. Mayor Gurulé-Girón further stated that the City does promote small businesses and advised that they will do all they can to proceed further on her application.

4. Rejection of bids received for RFP# 2017-21 for the Waste Water Aeration Piping Upgrades.

Project Manager Lujan advised the City of Las Vegas Utilities Department went out for sealed bids for the Waste Water Aeration Piping upgrades. Utilities recommendation is to reject all bids due to the bids exceeding the engineers estimate and above the budget amount for Waste Water.

Questions were asked if the upgrades were an emergency need purchase.

Utilities Director Gilvarry advised the department has some blowers that are being rehabilitated, however it is not an emergency need.

The Governing Body agreed to place the item as a consent agenda item.

5. Resolution 17-13 for Drinking Water Loan No. 3622-DW for the Chico Drive and 8<sup>th</sup> Street water line replacement/ installation.

Utilities Director Gilvarry advised this resolution is to approve the agreement with the funding agency. The funding will allow the City of Las Vegas to replace the aging lines in the vicinity of Chico Drive and 8<sup>th</sup> Street to reduce leaking and water loss. The Drinking Water State Revolving Loan Fund has allowed the City \$600,000 in loan subsidy funding for the project.

Questions and discussion took place regarding Chico Drive being located within the County and if the City would need to obtain easement approval from the County.

Utilities Director Gilvarry advised Chico Drive is within the county, but city water is provided through an already existing water line to customers and all easements and approval have been obtained by the County office.

The Governing body agreed to place the item as a consent agenda item.

6. Resolution No. 17-14 for Drinking Water Loan No. 3623-DW for the North Grand Avenue water line installation/looping.

Utilities Director Gilvarry advised the City has already been approved for the funding and the resolution is to accept the funding in the amount of \$354,000. The funding will allow for the City to construct three segments of a new water line loop existing water lines and eliminate dead ends on North Grand Avenue and in the vicinity of City Hall.

Utilities Director Gilvarry advised this action is to approve the Resolution to accept the funding and the agreement would not be presented to Council as it had been approved prior.

The Governing Body agreed to place the item as a consent agenda item.

7. Award Request for bids #2017-15 for the East Loop Segment B Project to Hays Plumbing and enter into agreement.

Utilities Director Gilvarry advised the Utilities Department went out for sealed bids for the East Loop Segment B project. This segment of the project will consist of installing 3200 feet of 8 inch water line from NM highway 250 to North Grand Avenue and will include three jack and bores.

The Governing Body agreed to place the item as a consent agenda item.

8. Award request for bids #2017-16 for the Storrie Lake MDF Waterline Repair to Hay's Plumbing and enter into agreement.

Utilities Director Gilvarry advised the MDF waterline runs underneath the Storrie Lake canal and leaks over 50 gallons of water a minute. Several design attempts were developed due to the location of the waterline. Utilities Director Gilvarry advised the engineer advised the best option is to slip line which involves pits on either side of the canal and insert the section of piping. Utilities Director Gilvarry also advised the department has worked with the Storrie Lake Water Users association and the State and has obtained all permits and approvals for the project.

Questions were asked about the budget for the project and how much has already been used.

The Governing Body agreed to place the item as a consent agenda item.

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

Utilities Director Gilvarry advised the department went out for sealed bids for the Cinder Road waterline improvements and is recommending the bid be awarded to Garcia Underground. This project will loop existing lines to improve water quality, fire protection and assist in providing water service to customers on both sides along Cinder Road from Mills Avenue to Los Alamogordos Road.

Questions were asked if that by providing infrastructure along Cinder Road it would encourage development while the zoning for that area is agricultural.

City Manager Trujillo and Utilities Director Gilvarry advised the City is only providing waterline improvements to improve water quality and fire protection for that area. Should property owners decide to build they can apply for zone changes through Community Development.

The Governing Body agreed to place the item as a consent agenda item.

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

Public Works Director Gentry advised the department solicited proposals and while five were received, three were best qualified to perform the task of providing grant consulting, planning, design and engineering services.

Questions were asked about whom the other firms that provided bids were and what was the cost estimate for the services.

Public Works Director Gentry advised the cost is through negotiation and based on a fee schedule and will not have direct cost figures until there is a task or project.

The Governing Body agreed to place the item as a consent agenda item.

Councilor Howell made a motion to go into Executive Session for matters pertaining to threatened or pending litigation. Councilor Romero seconded the motion.

Mayor Gurulé-Girón asked for a roll call. Roll call was taken and reflected the following.

David A. Ulibarri Jr.	Yes	David L. Romero	Yes
Vince Howell	Yes	Barbara Casey	Yes

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

*Mayor Gurulé-Girón left at 8:00 p.m.*

**EXECUTIVE SESSION**

Councilor Casey made a motion to reconvene into regular session and advised no action was taken and only matters pertaining to threatened or pending litigation were discussed. Councilor Ulibarri Jr. seconded the motion.

Mayor Pro Tem Howell asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Barbara Casey	Yes
Vince Howell	Yes	David A. Ulibarri Jr.	Yes

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

Councilor Casey made a motion to adjourn. Councilor Ulibarri Jr. seconded the motion.

Mayor Pro Tem Howell asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	David A. Ulibarri Jr.	Yes
Barbara Casey	Yes	Vince Howell	Yes

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

**ADJOURN**

\_\_\_\_\_  
Mayor Tonita Gurule-Girón

ATTEST:

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

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

**MAYOR:** Tonita Gurulé-Girón

**COUNCILORS:** Barbara A. Casey  
David A. Ulibarri, Jr.  
David L. Romero  
Vincent Howell

**ALSO PRESENT:** Richard Trujillo, City Manager  
Casandra Fresquez, City Clerk  
Corinna Laszlo-Henry, City Attorney  
Juan Montano, Sergeant at Arms

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

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

**APPROVAL OF AGENDA**

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

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

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

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

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

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

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

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

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

### **APPROVAL OF MINUTES**

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

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

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

### **MAYOR'S APPOINTMENT/REPORTS**

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

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

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

### **PUBLIC INPUT**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **PRESENTATIONS**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

### **BUDGET HEARING PRESENTATION/DISCUSSION**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **FINANCE REPORT**

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

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

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

## **CONSENT AGENDA**

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

Resolution 17-11 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 17-11**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

PASSED, APPROVED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017

\_\_\_\_\_  
Tonita Gurule-Girón, Mayor

ATTEST:

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

REVIEWED AND APPROVED BY:

\_\_\_\_\_  
Corinna Laszlo- Henry, City Attorney

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

Resolution 17-12 was presented as follows:

**CITY OF LAS VEGAS  
RESOLUTION NO. 17-12**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**PASSED, APPROVED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017**

\_\_\_\_\_  
**Tonita Gurule-Girón, Mayor**

**ATTEST:**

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

**REVIEWED AND APPROVED BY:**

\_\_\_\_\_  
**Corinna Laszlo-Henry, City Attorney**

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

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

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

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

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

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

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

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

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

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

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

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

## **BUSINESS ITEMS**

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

### **COUNCILORS' REPORTS**

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

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

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

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

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

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

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

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

Lee Einer informed that it had been scheduled for Saturday, June 3<sup>rd</sup>, 2017.

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

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

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

## **EXECUTIVE SESSION**

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

**ADJOURN**

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

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

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

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Mayor Tonita Gurulé-Girón

ATTEST:

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Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL SPECIAL MEETING HELD ON TUESDAY, MAY 30, 2017 AT 1:00 P.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Tonita Gurulé-Girón

**COUNCILORS:** David L. Romero  
Vincent Howell  
Barbara A. Casey  
David A. Ulibarri, Jr. - Absent

**ALSO PRESENT:** Richard Trujillo, City Manager  
Casandra Fresquez, City Clerk  
Corinna Laszlo-Henry, City Attorney  
Juan Montano, Sergeant at Arms

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Councilor Romero asked for a moment of silence and asked our Lord to bless all Police Officers and Firefighters, past and present.

**APPROVAL OF AGENDA**

Councilor Howell made a motion to approve the agenda as is. Councilor Casey seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Vincent Howell	Yes
-----------------	-----	----------------	-----

Barbara A. Casey

Yes

David A. Ulibarri, Jr.

Absent

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

### **PUBLIC INPUT**

City Manager Trujillo advised there was no one signed in for Public Input at this time.

### **BUSINESS ITEMS**

1. Approval/Disapproval to Award Bid #2017-16, City of Las Vegas E. Romero Fire Station Renovation Phase III.

Fire Chief Billy Montoya advised that on May 24, 2017, bids were opened for the E. Romero Fire Station Renovation Phase III. Based on bid tabulations, Council is asked to award project to the lowest bidder.

Fire Chief Montoya advised that Phase III consisted of administrative offices at the E. Romero Fire Station Museum and informed that the funding was granted through the New Mexico Fire Fund.

Councilor Howell asked if the Museum Director Cabrini Martinez had given input on this construction phase.

Fire Chief Montoya advised that Museum Director Martinez had given input and that they had been working closely with Las Vegas MainStreet Director Cindy Collins regarding applying for additional funds to complete the museum portion of the project. Fire Chief Montoya spoke of several phases of the construction that would take place and informed that a tower would house one of the oldest bells in the fire service with names of volunteers and firefighters who had served in the past.

Fire Chief Montoya explained that Museum Director Martinez had not been involved with the construction phase of the project but would come in prior to public viewing.

Fire Chief Montoya advised that his recommendation was to award the bid to the lowest bidder which was New Image Construction.

Councilor Howell had questions and concerns regarding the New Image Construction not needing sub-contractors and additional costs that would change the cost of the bid.

Discussion took place pertaining to the bid sub-contractor information submitted by New Image Construction.

City Manager Trujillo clarified that using sub-contractors would not change the bid amount and that the contractor would have to pay the sub-contractor fees.

Councilor Howell requested from Fire Chief Montoya to ensure that there was not a missing page in the bid documents regarding the sub-contractors.

Fire Chief Montoya agreed and informed that once they receive the exact cost amount he would provide it to the Governing Body for their information.

Councilor Casey made a motion to approve to award Bid #2017-26, City of Las Vegas E. Romero Fire Station Renovation Phase III to New Image Construction. Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

City Manager Trujillo informed that they were working with the New Mexico Acequias Association in obtaining funding to complete the E. Romero Fire Station Museum due to the fact that the fire station had received water from them in the past.

Councilor Howell advised that the City of Las Vegas Museum needed roof repairs addressed and felt it was vital to preserve its artifacts and stated that a large tree

located close to the museum could cause water damage due to fallen branches clogging the dranes.

Public Works Director Veronica Gentry informed that Museum Manager Cabrini Martinez had been very consistent in submitting work orders to the Public Works Department regarding roof repairs and explained that they had done patch work on the roof; they had cleared the gutters of debris and advised that the tree had been trimmed last year.

City Manager Trujillo advised he and Public Works Director Gentry would discuss whether to remove the tree.

### **EXECUTIVE SESSION**

City Attorney Corinna Laszlo-Henry advised Council of the need to go into Executive Session in order to discuss pending litigation.

Councilor Howell made a motion to go into Executive Session to discuss pending litigation in accordance with Section 10-15-1 (H) (7) of the New Mexico Open Meetings Act, NMSA 1978. Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Howell advised that only matters of pending litigation were discussed, that no action was taken and made a motion to reconvene into Regular Session. Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

**ADJOURN**

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

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

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

---

Mayor Tonita Gurulé-Girón

ATTEST:

---

Casandra Fresquez, City Clerk

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 6/8/17**

**DEPT: Executive**

**MEETING DATE: 6/21/17**

**ITEM/TOPIC:** Presentation by Bob and Carol Pearson on a Resolution in support of Refugee Resettlement.

**ACTION REQUESTED OF COUNCIL:** None

**BACKGROUND/RATIONALE:**

**STAFF RECOMMENDATION:**

**COMMITTEE RECOMMENDATION:**

**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:**

  
\_\_\_\_\_  
**TONITA GURULÉ-GIRÓN**  
**MAYOR**

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

  
\_\_\_\_\_  
**RICHARD TRUJILLO**  
**CITY MANAGER**

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

\_\_\_\_\_  
**CORINNA LASZLO-HENRY**  
**CITY ATTORNEY**  
**(ALL CONTRACTS MUST BE**  
**REVIEWED)**

Revised 4/26/17

**GENERAL FUND REVENUE COMPARISON**  
**THRU MAY 31, 2017 92% OF YEAR LAPSED (11 of 12 months)**  
**FISCAL YEAR 2017**

	<u>Total Budget to Actual Comparison</u>					G (E/B) FY 2017 % REV
	A	B	C	D	E	
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 YTD - ACTUAL	FY 2017 YTD - ACTUAL	
PROPERTY TAX	1,350,000	1,373,000	1,258,583	1,415,383	1,168,868	85%
GROSS RECEIPT TAX 1.225	3,550,000	3,550,000	3,254,167	3,553,542	3,024,524	85%
FRANCHISE TAX	800,000	800,000	733,333	807,805	714,709	89%
GROSS RECEIPT TAX .75	2,585,000	2,445,000	2,241,250	2,299,216	2,106,209	86%
1/8 INFRASTRUCTURE	350,000	351,000	321,750	361,198	338,774	97%
GRT .25 (JAN 2011)	680,000	697,000	638,917	685,582	904,652	130%
GRT -HOLD HARMLESS (JULY 2015)	(85,000)	(110,400)	-101,200	(85,000)	(110,400)	100%
LICENSE & FEES	71,600	70,500	64,625	80,730	44,716	63%
INTERGOVERNMENTAL	66,000	71,500	65,542	76,494	69,061	97%
LOCAL-FINES	62,100	62,000	56,833	62,143	74,893	121%
LOCAL-MISC	1,657,230	1,715,000	1,572,083	1,860,468	1,880,970	110%
<b>TOTAL</b>	<b>11,086,930</b>	<b>11,024,600</b>	<b>10,105,883</b>	<b>11,117,561</b>	<b>10,216,976</b>	<b>93%</b>

(License& Fees-Business Licenses, Liquor Licenses and Building Permits,Development Fees)  
(Local Fines- Court Fines, Library Fines, Traffic Safety Fines)

**GENERAL FUND EXPENDITURE COMPARISON**  
**THRU MAY 31, 2017 92% OF YEAR LAPSED (11 of 12 months)**  
**FISCAL YEAR 2017**

	<u>Total Budget to Actual Comparison</u>						H (E/B) % BDGT
	A	B	C	D	E	F	
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 YTD - ACTUAL	FY 2017 YTD - ACTUAL	FY 2017 AVAIL. BAL.	
JUDICIAL	282,087	311,269	285,330	282,056	283,074	28,195	91%
EXECUTIVE	480,602	482,335	442,140	411,568	351,595	130,740	73%
ADMINISTRATION	247,913	238,796	218,896	246,214	212,432	26,364	89%
CITY ATTORNEY	213,770	241,956	221,793	206,840	173,750	68,206	72%
PERSONNEL/HR	274,354	278,490	255,283	274,322	257,748	20,742	93%
FINANCE	569,608	620,402	568,702	543,228	495,820	124,582	80%
COMMUNITY DEV.	567,364	553,245	507,141	427,253	355,453	197,792	64%
POLICE	3,928,874	3,978,740	3,647,178	3,358,911	3,364,133	614,607	85%
CODE ENFORCEMENT	168,661	179,925	164,931	130,374	128,124	51,801	71%
ANIMAL SHELTER	133,690	135,490	124,199	134,256	93,586	41,904	69%
FIRE	1,276,366	1,345,406	1,233,289	1,171,724	1,053,176	292,230	78%
PUBLIC WORKS/AIRPORT	492,606	480,681	440,624	424,991	411,296	69,385	86%
PARKS	305,020	333,142	305,380	197,579	224,600	108,542	67%
AIRPORT	0	0	0	0	0	0	0%
LIBRARY	201,256	215,812	197,828	185,087	175,296	40,516	81%
MUSEUM	192,888	151,836	139,183	125,378	128,097	23,739	84%
GENERAL SERVICES	2,649,000	2,505,714	2,296,905	1,939,451	2,057,460	448,254	82%
SALARY CONTINGENCY	50,000	0	0	38,853	0	0	0%
TRANSFERS	505,058	740,703	678,978	505,058	668,713	71,990	90%
<b>TOTAL</b>	<b>12,539,117</b>	<b>12,793,942</b>	<b>11,727,780</b>	<b>10,603,143</b>	<b>10,434,353</b>	<b>2,359,589</b>	<b>82%</b>

**ENTERPRISE FUNDS-REVENUE COMPARISON  
THRU MAY 31, 2017-92% YEAR LAPSED (11 of 12 months)  
FISCAL YEAR 2017**

	<u>Total Budget to Actual Comparison</u>					G (E/B) % BUDGET
	A	B	C	D	E	
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 YTD - ACTUAL	FY 2017 YTD - ACTUAL	
WASTE WATER (610)	2,826,738	2,859,638	2,621,335	2,783,241	2,647,373	93%
NATURAL GAS (620)	5,673,019	5,237,000	4,800,583	5,211,845	4,403,931	84%
SOLID WASTE (630)	3,547,294	3,404,700	3,120,975	3,518,794	3,180,189	93%
WATER (640)	4,742,650	4,743,050	4,347,796	4,825,859	4,550,290	96%
<b>Total of Enterprise Funds</b>	<b>16,789,701</b>	<b>16,244,388</b>	<b>14,890,689</b>	<b>16,339,739</b>	<b>14,781,783</b>	<b>91%</b>

**ENTERPRISE FUNDS-EXPENDITURES COMPARISON  
THRU MAY 31, 2017-92% YEAR LAPSED (11 of 12 months)  
FISCAL YEAR 2017**

	<u>Budget to</u>						H (E/B) % BUDGET
	A	B	C	D	E	F	
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 ACTUAL	FY 2017 YTD - ACTUAL	FY 2017 AVAIL. BAL.	
WASTE WATER(610)	2,663,075	2,541,860	2,330,038	2,382,172	2,106,071	435,789	83%
NATURAL GAS (620)	6,178,945	5,938,026	5,443,191	4,974,033	4,297,467	1,640,559	72%
SOLID WASTE (630)	3,330,517	4,088,165	3,747,485	2,791,805	3,287,871	800,294	80%
WATER (640)	6,800,813	4,214,893	3,863,652	6,493,367	3,237,658	977,235	77%
<b>Total of Enterprise Funds</b>	<b>18,973,350</b>	<b>16,782,944</b>	<b>15,384,365</b>	<b>16,641,377</b>	<b>12,929,067</b>	<b>3,853,877</b>	<b>77%</b>

**RECREATION DEPARTMENT-REVENUE COMPARISON  
THRU MAY 31, 2017 - 92% OF YEAR LAPSED 11 OF 12 MONTHS  
FISCAL YEAR 2017**

	A	B	C	D	E	G (E/B)
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 YTD - ACTUAL	FY 2017 YTD - ACTUAL	% REV
WELLNESS CENTER	100,000	100,000	91,667	114,446	17,234	17%
OPEN SWIM	0	0				0%
YAFL	6,000	3,000	2,750	2,030	1,320	44%
YABL	20,000	20,000	18,333	19,011	16,840	84%
SUMMER FUN PROGRAM	20,000	20,000	18,333	15,797	9,341	47%
RECREATION-OTHER	49,000	29,800	27,317	32,116	14,587	49%
GEN FUND TRANSFER	400,000	300,000	275,000	400,000	275,000	92%
<b>TOTAL</b>	<b>595,000</b>	<b>472,800</b>	<b>433,400</b>	<b>583,400</b>	<b>334,322</b>	<b>71%</b>

**RECREATION DEPARTMENT- EXPENDITURE COMPARISON  
THRU MAY 31, 2017 - 92% OF YEAR LAPSED 11 OF 12 MONTHS  
FISCAL YEAR 2017**

	A	B	C	D	E	F	H (E/B)
	FY 2016 BUDGET	FY 2017 BUDGET	FY 2017 YTD - BUDGET	FY 2016 ACTUAL	FY 2017 YTD - ACTUAL	FY 2017 AVAIL. BAL.	% BDGT
EMPLOYEE EXP.	552,495	423,276	388,003	523,505	446,078	(22,802)	105%
YAFL	3,500	2,000	1,833	2,964	600	1,400	30%
YABL	6,630	3,117	2,857	5,883	2,581	536	83%
OTHER OPERATING EXP.	66,610	76,133	69,789	66,610	45,057	31,076	59%
CAPITAL OUTLAY	4,000	6,600	6,050	3,779	2,818	3,782	43%
<b>TOTAL</b>	<b>633,235</b>	<b>511,126</b>	<b>468,532</b>	<b>602,741</b>	<b>497,134</b>	<b>13,992</b>	<b>97%</b>

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 06/07/17

DEPT: Police

MEETING DATE: 06/21/17

ITEM/TOPIC: Approval/Disapproval to apply for Bullet Proof Vests for Police Officers.

ACTION REQUESTED OF COUNCIL: *Approval/Disapproval to apply for funds.*

BACKGROUND/RATIONALE: The Las Vegas Police Department respectfully requests permission to apply for funding from the Department of Justice to purchase 5 bullet proof vests for police officers.

STAFF RECOMMENDATION: Requesting approval to apply for funding from the Department of Justice.

COMMITTEE RECOMMENDATION:

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.

  
\_\_\_\_\_  
CHIEF JUAN F. MONTAÑO

REVIEWED AND APPROVED BY:

  
\_\_\_\_\_  
TONITA GURULE-GIRON  
MAYOR

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

  
\_\_\_\_\_  
RICHARD TRUJILLO  
CITY MANAGER

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

\_\_\_\_\_  
CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

---

## SUBMIT APPLICATION



Application Profile



Application



NIJ Approved Vests



Submit Application

You have successfully submitted your application for funding for BVP approval.

The approval process may take several weeks from the application closing date. A confirmation email has been sent to [bsena@ci.las-vegas.nm.us](mailto:bsena@ci.las-vegas.nm.us). An email approval advisory will also be sent to [bsena@ci.las-vegas.nm.us](mailto:bsena@ci.las-vegas.nm.us) when the program approvals are completed. Additionally, you may check the status of your application by selecting option , 'Application History', in the Jurisdiction's Handbook. Thank you for your continued patience.

For your reference, the summary data for your Application for Funding is listed below.

### SUCCESSFUL SUBMISSION

<b>Jurisdiction:</b>	LAS VEGAS CITY
<b>Application Id:</b>	17085754
<b>Status/Submission Date:</b>	Sent for BVP Approval : 05/25/17

### APPLICATION FOR FUNDING

Quantity	Extended Cost	Tax, S&H	Total Cost
5	\$4,030.00	\$0.00	\$4,030.00
<b>Maximum Allowable Funding from BVP:</b>			<b>\$2,015.00</b>

\* Important: You can click on the 'Print Screen' button below to keep a copy for your records.

**PRINT SCREEN**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** 06/07/17

**DEPT:** Police

**MEETING DATE:** 06/21/17

**ITEM/TOPIC:** Approval/Disapproval to accept Law Enforcement Protection Funds.

**ACTION REQUESTED OF COUNCIL:** *Approval/Disapproval to accept State funds.*

**BACKGROUND/RATIONALE:** The Las Vegas Police Department respectfully requests permission to accept for funding from the Department of Finance and Administration to purchase equipment and advanced officer training and repayment of NMFA loan for police vehicles.

**STAFF RECOMMENDATION:** Requesting approval to accept funding from the Department of Finance and Administration.

**COMMITTEE RECOMMENDATION:**

**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.**



\_\_\_\_\_  
**CHIEF JUAN F. MONTAÑO**

**REVIEWED AND APPROVED BY:**



\_\_\_\_\_  
**TONITA GURULE-GIRON  
MAYOR**

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



\_\_\_\_\_  
**RICHARD TRUJILLO  
CITY MANAGER**

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

\_\_\_\_\_  
**CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)**

**APPLICATION FOR LAW ENFORCEMENT PROTECTION FUNDS  
FOR CLASS 1 MUNICIPALITIES AND COUNTIES  
PURSUANT TO CHAPTER 29, ARTICLE 13 NMSA 1978  
FOR THE JULY 1, 2017 - JUNE 30, 2018 FISCAL YEAR**

I. Municipality or County: Las Vegas City Police Department

II. Computation of Proposed Distribution:

A. Class 1 (Population per 2010 Census = 0 to 20,000) \$20,000 *based on population*

B. Total Number of Full-Time Certified Police Officers or Sheriff Deputies (\*) multiplied by \$600:  

$$\frac{34}{30} \times \$600 = \underline{\$20400.00}$$
*based on # of certified officers*

(\*) Each officer or Deputy must be certified by the New Mexico Law Enforcement Academy pursuant to Section 29-7-8 NMSA or authorized as a New Mexico peace Officer pursuant to Section 29-1-11 NMSA. Certification status must be current on the registry at the Law Enforcement Academy.

C. Total Proposed Distribution\*\* (A + B) \$ 40,400.00

III. Amounts distributed from the Law Enforcement Protection Fund must be expended only for the purposes allowed by Section 29-13-7 NMSA 1978. Please itemize the proposed use of these funds below:

A.	Repair and purchase of law enforcement apparatus and equipment (itemized schedule, page 3, must be completed) <sup>1</sup> which meet minimum nationally recognized standards. (Please Note: regular maintenance on vehicles and police equipment; office furniture and supplies; or operating expenses are not allowable expenses) Rule 2 NMAC 110.3	<i>should have been</i> -5000.00 <i>3937.00</i>
B.	Expenses associated with advanced law enforcement planning and training.	-9824.00 <i>stayed same</i>
C.	Complying with match or contribution requirements for the receipt of federal funds relating to criminal justice programs.	
D.	No more than fifty percent (50%) of the replacement salaries of law enforcement personnel participating in basic law enforcement training.	<i>Should have been</i>
E.	New Mexico Finance Authority Intercept Agreement.	-25576.00 <i>26639.00</i>
F.	<b>TOTAL ESTIMATED EXPENDITURES**</b> (must equal total distribution)	\$40,400.00

3937.00  
9824.00  
26639.00=  
40400.00

\*\* Total Estimated Expenditures from Section III must equal the amount of Total Proposed Distribution in Section II.

IV. **CERTIFICATION:** Under penalty of law, we hereby certify that to the best of our knowledge and belief, all information contained in this application is correct, and that all expenditures of Law Enforcement Protection Fund monies will be made in accordance with Sections 29-13-7 and 29-13-9 NMSA, 1978 as well as Rule 2 NMAC 110.3.

*[Signature]*  
Mayor/Chairman

*[Signature]*  
Police Chief or Sheriff

3-13-17  
Date

<sup>1</sup> Pertains only to municipalities with a population of 1500 or less and universities.

**LAW PROTECTION BLOCK GRANT  
215**

**EXPIRES 06/30/18**

<b>PROJECTED REVENUE</b>			
		<b>TOTAL FUNDING</b>	<b>\$ 13,761.00</b>
<b>LINE ITEM</b>	<b>EXPENDITURES</b>		
215-0000-710-72-02	Travel	\$ 5,000.00	
215-0000-710-72-03	Training	\$ 4,824.00	
215-0000-710-75-23	Supplies	\$ 3,937.00	
	<b>TOTAL BUDGET</b>	<b>\$ 13,761.00</b>	

**SUSANA MARTINEZ**  
GOVERNOR



**DUFFY RODRIGUEZ**  
CABINET SECRETARY

**RICK LOPEZ**  
DIRECTOR

**MICHAEL MARIANO**  
ACTING DEPUTY DIRECTOR

STATE OF NEW MEXICO  
DEPARTMENT OF FINANCE AND ADMINISTRATION  
LOCAL GOVERNMENT DIVISION

Bataan Memorial Building ♦ 407 Galisteo St. ♦ Suite 202 ♦ Santa Fe, NM 87501  
PHONE (505) 827-4950 ♦ FAX (505) 827-4948

**TO:** Chief Law Enforcement Officers

**FROM:** Rick Lopez, Director, Local Government Division 

**DATE:** May 1, 2017

**RE:** Law Enforcement Protection Fund FY2017-2018 Initial Determination



Pursuant to the Law Enforcement Protection Fund Act, Section 29-13-5 NMSA 1978, and NMAC 2.110.3, Law Enforcement Protection Fund Distribution, the Local Government Division (Division) hereby notifies all applicants of the proposed Law Enforcement Protection Fund distribution for Fiscal Year 2018.

Section 29-13-5 NMSA 1978 states, "No later than May 1 of each year, the Division shall notify in writing each affected municipal police, university police, tribal police and county sheriff's department of its determination of money to be distributed pursuant to the provisions of Section 29-13-4 NMSA 1978. Any affected department may appeal that determination by filing a notice of appeal with the secretary of finance and administration no later than May 15. If an appeal is filed, the secretary of finance and administration shall review the determination of the Division in an informal and summary proceeding and shall certify the result of the appeal to the Division no later than June 30, and the Division shall adjust its determination accordingly. If no appeal is filed, the original determination of the Division shall be final and binding and not subject to further review."

Attached is your entity's distribution for Fiscal Year 2018 as determined by the Division. If you wish to appeal the Division's determination, you may send a written appeal, including your entity's requested action and information supporting the basis for the appeal, to: Duffy Rodriguez, Secretary of Finance and Administration, Bataan Memorial Building, 407 Galisteo St., Suite 180, Santa Fe, NM 87501. Any appeal must be postmarked no later than May 15, 2017.

Please be reminded that the proceeds of Law Enforcement Protection Fund distributions are legally restricted to expenditure for specific purposes and must be budgeted and accounted for in a special revenue fund.

The attached determination of the Division does not include verified intercept agreements with the New Mexico Finance Authority (NMFA). If your agency has entered into an agreement with the NMFA for Fiscal Year 2018, a final distribution worksheet will be disseminated on May 31, 2017.

If you have any questions, please call Brenda L. Suazo-Giles, Budget and Finance Bureau Chief, at (505) 827-4964.

**DEPARTMENT OF FINANCE AND ADMINISTRATION - LOCAL GOVERNMENT DIVISION**

Law Enforcement Protection Fund Distribution (LEPF) - Municipalities

Fiscal Year: July 1, 2017 To June 30, 2018

**MAY 1, 2017 INITIAL DISTRIBUTION**

A	B	C	D	E	F	G	H	I	J	K
MUNICIPALITY	(1)	Population 2010 Census Muni's	Class [1, 2, or 3]	LEPF Base Amount	No. of Certified Officers (5)	Total @ \$600 Per Officer	Prorated Amount @ 100%	Total LEPF Distribution	LEPF Pledges (NMFA)	Total Municipal Distribution
Grenville	N	143	1	20,000	0	0	0	20,000		\$20,000.00
Hagerman	Y	1,257	1	20,000	4	2,400	2,400	22,400		\$22,400.00
Hatch	Y	1,648	1	20,000	6	3,600	3,600	23,600		\$23,600.00
Hobbs (5)	Y	34,122	2	30,000	95	57,000	57,000	87,000		\$87,000.00
Hope	Y	105	1	20,000	1	600	600	20,600		\$20,600.00
House	Y	68	1	20,000	0	0	0	20,000		\$20,000.00
Hurley	Y	1,297	1	20,000	1	600	600	20,600	\$0.00	\$20,600.00
Jal	Y	2,047	1	20,000	6	3,600	3,600	23,600		\$23,600.00
Jemez Springs	N	250	1	20,000	1	600	600	20,600		\$20,600.00
Kirtland (7)	Y	n/a	1	20,000	0	0	0	20,000		\$20,000.00
Lake Arthur	N	436	1	20,000	2	1,200	1,200	21,200		\$21,200.00
Las Cruces (5)	Y	97,618	2	30,000	194	116,400	116,400	146,400		\$146,400.00
Las Vegas	Y	13,753	1	20,000	34	20,400	20,400	40,400	\$25,576.00	\$14,824.00
Logan	Y	1,042	1	20,000	4	2,400	2,400	22,400		\$22,400.00
Lordsburg	Y	2,797	1	20,000	9	5,400	5,400	25,400		\$25,400.00
Los Lunas	Y	14,835	1	20,000	36	21,600	21,600	41,600		\$41,600.00
Los Ranchos (no application rec'd)	N	6,024	n/a	0	0	0	0	0		\$0.00
Loving (5)	Y	1,413	1	20,000	3	1,800	1,800	21,800		\$21,800.00
Lovington	Y	11,009	1	20,000	28	16,800	16,800	36,800		\$36,800.00
Magdalena	Y	938	1	20,000	2	1,200	1,200	21,200	\$13,101.00	\$8,099.00
Maxwell	Y	254	1	20,000	0	0	0	20,000		\$20,000.00
Melrose	Y	651	1	20,000	0	0	0	20,000		\$20,000.00
Mesilla	Y	2,196	1	20,000	7	4,200	4,200	24,200	\$0.00	\$24,200.00
Milan	Y	3,245	1	20,000	4	2,400	2,400	22,400		\$22,400.00
Moriarty	Y	1,910	1	20,000	9	5,400	5,400	25,400		\$25,400.00



## Beatrice Sena

---

**From:** Marla Martinez [mmartinez@ci.las-vegas.nm.us]  
**Sent:** Wednesday, April 05, 2017 10:51 AM  
**To:** 'Beatrice Sena'  
**Cc:** 'Juan Montano'  
**Subject:** RE: LAW PROTECTION FUND FY2018  
**Attachments:** NMFA Loan Payment.pdf

Bea,

I didn't get your attachment, but this is what I was given. I think I sent it to you last year because our totals didn't match then too. This total matches up to what Ann Marie is placing in the loan line item. Can you please make the changes and get it back to be by end of day. Our budget hearing is first thing tomorrow morning. Thank you once again for your assistance. Have a great day.

Marla Martinez  
Financial Specialist  
City of Las Vegas Police Dept.  
Fax # 505-425-6346  
Phone # 505-426-3148

-----Original Message-----

**From:** Beatrice Sena [<mailto:bsena@ci.las-vegas.nm.us>]  
**Sent:** Tuesday, April 04, 2017 1:54 PM  
**To:** 'Marla Martinez'  
**Cc:** 'Juan Montano'  
**Subject:** RE: LAW PROTECTION FUND FY2018

Marla,

Attached is the sheet where I got the total I input onto the worksheet. I am unsure where you are getting your total from so if you can send me that then I can make changes.

Thank you  
Bea  
LVPD

-----Original Message-----

**From:** Marla Martinez [<mailto:mmartinez@ci.las-vegas.nm.us>]  
**Sent:** Tuesday, March 28, 2017 10:20 AM  
**To:** 'Beatrice Sena'  
**Cc:** 'Juan Montano'  
**Subject:** FW: LAW PROTECTION FUND FY2018

Bea,

I was reviewing the Loan for NM Finance Authority and the amount is \$26,639 for fiscal year 2018 payment. I'm not sure where you want to decrease your other expenditures by \$1,063.00 so can you revise them so your revenue balances match your expenditures. If you have any questions, please feel free to contact my office. Have a wonderful day.

Marla Martinez  
Financial Specialist  
City of Las Vegas Police Dept.  
Fax # 505-425-6346  
Phone # 505-426-3148

-----Original Message-----

From: [pdcopier@ci.las-vegas.nm.us](mailto:pdcopier@ci.las-vegas.nm.us) [<mailto:pdcopier@ci.las-vegas.nm.us>]  
Sent: Tuesday, March 28, 2017 10:07 AM  
To: Marla Martinez  
Subject: LAW PROTECTION FUND FY2018

Attachment File Type: pdf, Multi-Page

Multifunction Printer Location: PD Admin Area  
Device Name: PD Copier

PD copier

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** 6/8/17      **DEPT:** Community Development Dept.

**MEETING DATE:** June 21, 2017

**ITEM/TOPIC:** *Request for the City's Animal Control Officers (2) to attend a Chemical Immobilization class in Boulder Colorado, to become certified in the chemical immobilization of dangerous animals as an alternative to lethal force.*

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval of out-of-state travel for the City's Animal Control Officers (2) to attend an Animal Chemical Immobilization class for certification.

**BACKGROUND/RATIONALE:** Chemical immobilization offers an alternative to the use of lethal force in response to animals that represent a danger to the public. Animals may include dogs, wildlife, exotics, and agricultural animals. Humane techniques, methods, types of drugs, delivery services, and deployment protocol will be taught. The class includes classroom and practical training. The City is requesting travel for Brandon Salazar and Paul Romero to attend a Class hosted by the Boulder County Sherriff's office in Boulder Colorado. Upon successful completion, both Animal Services employees will have a certificate in Chemical immobilization. The Animal Welfare Coalition will cover the cost of registration and the City will pay for costs associated with travel, rooms, and meals.

**STAFF RECOMMENDATION:** Approval of travel for Animal Service employees.

**COMMITTEE RECOMMENDATION:** N/A

**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:**



\_\_\_\_\_  
**TONITA GURULE-GIRON  
MAYOR**

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



\_\_\_\_\_  
**RICHARD TRUJILLO  
CITY MANAGER**

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

\_\_\_\_\_  
**CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)**

**CITY OF LAS VEGAS  
OUT OF STATE TRAVEL AUTHORIZATION**

No. \_\_\_\_\_

1. NAME, HOME ADDRESS & ZIP CODE WORK PHONE NO. <i>Paul Romero</i>	2. DEPARTMENT NAME & NO. <i>CD</i>	3. CONFERENCE SCHOOL <input checked="" type="checkbox"/> OTHER <i>Chemical Immobilization Certification</i>	4. DESTINATION <i>Boulder, CO</i>
5. DEPARTURE DATE & HOUR <i>7/6/17 11AM</i>	6. RETURN DATE & HOUR <i>7/8/17 3pm</i>	7. TOTAL DAYS/HOURS <i>2 Days 4hrs</i>	8. WHERE CAN YOU BE REACHED? <i>(505) 800-8410</i>
9. NAME OF SCHOOL CONFERENCE OF OTHER <i>Chemical Immobilization Certification</i>	10. MEETING DATES <i>7/7/17</i>	11. ARE OUTSIDE FUNDS BEING CONTRIBUTED TOWARD THE TRIP? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PROVIDE DETAILS. <i>See Attached</i>	12. TYPE OF REQUEST <input type="checkbox"/> ACTUAL <input checked="" type="checkbox"/> PER DIEM

13.  CITY VEHICLE NO. *G-92483* PRIVATE VEHICLE \_\_\_\_\_ PUBLIC CONVEYANCE \_\_\_\_\_  
(PLANE, TRAIN, ETC.)

14. PER DIEM <i>2D 4H x 115 + 12 = 242.<sup>00</sup></i> DAYS/HOURS      RATE/DAY      TOTAL	15. MILEAGE _____ X _____ = _____ DISTANCE      RATE / MILE      TOTAL
---	---

ESTIMATED COST OF TRIP	LINE ITEM	SPECIAL INSTRUCTIONS
TRAVEL \$ _____	_____	_____
REGISTRATION \$ _____	_____	_____
*HOTEL \$ _____	_____	_____
*PERDIEM \$ <i>242.<sup>00</sup></i>	<i>101-4810-710-7202</i>	_____
*MEALS \$ _____	_____	_____
*OTHER \$ _____	_____	_____
TOTAL \$ <i>242.<sup>00</sup></i>	_____	_____
TOTAL AUTHORIZED ADVANCE		\$ <i>193.60</i>

\*ADVANCE SHALL NOT EXCEED 80% OF THESE COSTS

I AUTHORIZE THE CITY OF LAS VEGAS TO DEDUCT FROM MY BI-WEEKLY PAY CHECK THE AMOUNT OF ADVANCE INDICATED ABOVE + \$15.00 PENALTY IS ALL TRAVEL DOCUMENTS ARE NOT PROPERLY FILED IN ACCOUNTS PAYABLE 5 WORKING DAYS AFTER THIS TRIP IS CONCLUDED.

I CERTIFY THAT THE ABOVE INFORMATION IS CORRECT TO THE BEST OF MY KNOWLEDGE.  
*Paul Romero*      *06/06/17*  
 EMPLOYEE SIGNATURE      DATE      SOCIAL SECURITY NUMBER

APPROVED: \_\_\_\_\_ FOR ACCOUNTING ONLY \_\_\_\_\_  
 MAYOR & COUNCIL      MEETING DATE

APPROVED: *Alvarede*      *6-16-17*  
 AUTHORIZED SIGNATURE      DATE

REVIEWED FOR COMPLETENESS:  
 APPROVED: \_\_\_\_\_  
 CITY MANAGER      DATE      FINANCE DIRECTOR      DATE

REASON FOR REQUEST OF ACTUAL EXPENSE REIMBURSEMENT: \_\_\_\_\_  
 CITY MANAGER APPROVAL REQUIRED FOR ADVANCE ON ACUTAL-----APPROVED ( ) NOT APPROVED ( )  
 CITY MANAGER SIGNATURE

DISTRIBUTION OF COPIES: FINANCE DEPARTMENT-WHITE; CITY MANAGER DEPARTMENT-GREEN; YELLOW VOUCHER SUBMITTED WITH REIMBURSEMENT VOUCHER; TRAVELER-PINK; DEPARTMENT-GOLDENROD.  
 ATTACH COPIES OF BROCHURES AND ANY OTHER INFORMATION REGARDING REASON FOR TRAVEL.

# CITY OF LAS VEGAS OUT OF STATE TRAVEL AUTHORIZATION

No. \_\_\_\_\_

1. NAME, HOME ADDRESS & ZIP CODE WORK PHONE NO. <b>Brandon Salazar</b>		2. DEPARTMENT NAME & NO. <b>CD</b>		3. CONFERENCE SCHOOL <input checked="" type="checkbox"/> OTHER <b>Chemical Immobilization Certification</b>		4. DESTINATION <b>Boulder, CO</b>	
5. DEPARTURE DATE & HOUR <b>7/6/17 11AM</b>		6. RETURN DATE & HOUR <b>7/8/17 3pm</b>		7. TOTAL DAYS/HOURS <b>2 Days 4hrs</b>		8. WHERE CAN YOU BE REACHED? <b>(505) 429-2551</b>	
9. NAME OF SCHOOL CONFERENCE OF OTHER <b>Chemical Immobilization Certification</b>		10. MEETING DATES <b>7/7/17</b>		11. ARE OUTSIDE FUNDS BEING CONTRIBUTED TOWARD THE TRIP? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO PROVIDE DETAILS. <b>See Attached</b>		12. TYPE OF REQUEST ____ ACTUAL <input checked="" type="checkbox"/> PER DIEM	

13.  CITY VEHICLE NO. **G-92483** PRIVATE VEHICLE \_\_\_\_\_ PUBLIC CONVEYANCE \_\_\_\_\_  
(PLANE, TRAIN, ETC.)

14. PER DIEM <b>2D 4H</b> x <b>115+12</b> = <b>242.<sup>00</sup></b> DAYS/HOURS      RATE/DAY      TOTAL	15. MILEAGE _____ x _____ = _____ DISTANCE      RATE / MILE      TOTAL
---	---

ESTIMATED COST OF TRIP	LINE ITEM	SPECIAL INSTRUCTIONS
TRAVEL \$ _____	_____	_____
REGISTRATION \$ _____	_____	_____
*HOTEL \$ _____	_____	_____
*PERDIEM \$ <b>242.<sup>00</sup></b>	<b>101-4810-710-7202</b>	_____
*MEALS \$ _____	_____	_____
*OTHER \$ _____	_____	_____
TOTAL \$ <b>242.<sup>00</sup></b>	_____	_____
TOTAL AUTHORIZED ADVANCE		\$ <b>193.60</b>

\*ADVANCE SHALL NOT EXCEED 80% OF THESE COSTS

I AUTHORIZE THE CITY OF LAS VEGAS TO DEDUCT FROM MY BI-WEEKLY PAY CHECK THE AMOUNT OF ADVANCE INDICATED ABOVE + \$15.00 PENALTY IS ALL TRAVEL DOCUMENTS ARE NOT PROPERLY FILED IN ACCOUNTS PAYABLE 5 WORKING DAYS AFTER THIS TRIP IN CONCLUDED.

I CERTIFY THAT THE ABOVE INFORMATION IS CORRECT TO THE BEST OF MY KNOWLEDGE.

**Bob M**      **6/6/17**  
EMPLOYEE SIGNATURE      DATE      SOCIAL SECURITY NUMBER \_\_\_\_\_

APPROVED: _____ MAYOR & COUNCIL      MEETING DATE	FOR ACCOUNTING ONLY
APPROVED: <b>Al Velasco</b> AUTHORIZED SIGNATURE      DATE <b>6-6-17</b>	_____

REVIEWED FOR COMPLETENESS:

APPROVED: \_\_\_\_\_  
CITY MANAGER      DATE      FINANCE DIRECTOR      DATE

REASON FOR REQUEST OF ACTUAL EXPENSE REIMBURSEMENT: \_\_\_\_\_

CITY MANAGER APPROVAL REQUIRED FOR ADVANCE ON ACUTAL—APPROVED ( ) NOT APPROVED ( ) \_\_\_\_\_  
CITY MANAGER SIGNATURE

DISTRIBUTION OF COPIES: FINANCE DEPARTMENT-WHITE; CITY MANAGER DEPARTMENT-GREEN; YELLOW VOUCHER SUBMITTED WITH REIMBURSEMENT VOUCHER; TRAVELER-PINK; DEPARTMENT-GOLDENROD.

ATTACH COPIES OF BROCHURES AND ANY OTHER INFORMATION REGARDING REASON FOR TRAVEL.

6-5-17 To Valerie to prepare docs for Brandon & Paul.



**Chemical Immobilization Certification**  
**Hosted by the Boulder County Sheriff's Office**  
**July 7, 2017 – Boulder, Colorado**

**July 7, 2017 – 8:00 AM to 5:00 PM**

**Chemical Immobilization (certification)** – Chemical Immobilization offers an alternative to the use of lethal force in response to animals that represent a danger to the public. This 8-hour course will certify officers to chemically immobilize commonly-encountered animals, such as dogs, wildlife, exotics and agriculture animals. Humane techniques and methods, drugs and delivery devices, and deployment protocol (what qualifies an animal for chemical immobilization) will be discussed. This course includes both classroom and practical training.

**Class Location**

Boulder County Sheriff's Office Headquarters, 5600 Flatiron Parkway, Boulder, CO 80301. Need directions? Please call 303-441-3600.

The Chemical Immobilization Certification costs just \$125 for the entire course. To register, please complete and submit the attached registration form or visit [www.aco-acts.com](http://www.aco-acts.com) (click on the "training calendar" link). Questions? Contact ACTS at 913-515-0080 or via e-mail at [info@aco-acts.com](mailto:info@aco-acts.com). Upon registration, you will receive a confirmation letter via e-mail.

**Animal Control Training Services**

**913-515-0080**

**[www.aco-acts.com](http://www.aco-acts.com)**

**[info@aco-acts.com](mailto:info@aco-acts.com)**

# Training Registration



**Chemical Immobilization Certification**  
**July 7, 2017**  
**Boulder, Colorado**

**Animal Control Training Services**  
**16608 West 144 Terrace**  
**Olathe, Kansas 66062**  
**Phone: 913-515-0080**  
**Fax: 816-447-3938**  
**info@aco-acts.com**  
**www.aco-acts.com**

## Attendee Information

**Name:** Paul Romero  
**Name (2):** Brandon Salazar  
**Name (3):** \_\_\_\_\_  
**Name (4):** \_\_\_\_\_  
**Agency Name:** City of Las Vegas  
**Agency Address:** 1700 N. Grand Ave.  
**City/State:** Las Vegas, NM  
**Zip/Postal Code:** 87101  
**Country:** USA  
  
**Agency Phone:** (505) 454-1401  
**Agency Fax:** (505) 425-7335  
**Your E-Mail:** \_\_\_\_\_

## Registration Fees

Course Fee: \$125.00  
x Number of Attendees: 2  
Subtotal: \$ 250.00  
Total Due: 250.00

**Payments must be received by 7/6/2017**

## Payment

- Check payable to ACTS
- Credit Card (see below)
- Purchase Order (attach)

Registration and Tuition Fee: \$125 for the complete course. You may pay for this training program either with an Agency Check, Personal Check, Purchase Order or Credit Card. Credit Card payments are processed via PayPal (Visa, MasterCard, AMEX, Discover). To pay via Credit Card, please e-mail or fax your registration form and check "credit card" on this form. You will then be sent a PayPal invoice via e-mail.

Mail this registration form and payment to:

**Animal Control Training Services, 16608 West 144 Terrace, Olathe, Kansas 66062**

If you submit this form via e-mail, please confirm that the form was sent by checking the "sent folder" in your e-mail application (your security settings may or may not allow this form to be sent via e-mail).

**Questions? Contact ACTS at 913-515-0080 or via e-mail at info@aco-acts.com.**  
**ACTS Federal Tax I.D. #46-2319937**

Upon registration, you will receive a confirmation letter via e-mail.

Class location: Boulder County Sheriff's Office Headquarters, 5600 Flatiron Parkway, Boulder, CO 80301.  
Need directions? Please call 303-441-3600.



**Animal Welfare Coalition**  
OF NORTHEASTERN NEW MEXICO

**Animal Welfare Coalition, P.O. Box 524, Las Vegas, NM 87701**  
**505-426-3289 / 505-652-4366, AWC northeastnm@gmail.com**

June 6, 2017

To Whom It May Concern:

The Animal Welfare Coalition is pleased to contribute the \$125 each registration fee, total of \$250, for Paul Romero and Brandon Salazar to attend a Chemical Immobilization Certification training in Boulder, Colorado on July 7, 2017. The work we do at the AWC Pet Center goes hand-in-hand with the work of animal control officers in the field. We are able to assist with these crucial training opportunities through grant funding to increase our effectiveness in the community.

For any additional information or questions, do not hesitate to contact me at 505-426-3289.

Sincerely,

Martina C. Holguin  
AWC Pet Center Director

**CHEMICAL IMMOBILIZATION  
CERTIFICATION-BOULDER, CO**

**Attendees:** Paul Romero-Animal Services  
Brandon Salazar-Animal Services

**Departure:** July 6, 2017 @ 11 a.m

**Arrival:** July 8, 2017 @ 3 p.m.

**Registration** -\$125.00 Each Person Paid by AWC-See attached letter

**Per Diem** - \$242.00 Each Person

**City Vehicle Used :** 2014 Ford F-150

**Government License Plate:** G-92483

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 6/9/17    DEPT: Community Development Dept.    MEETING DATE: 6/21/17**

**ITEM/TOPIC:** *Rezone of property located at 910 Don Fidel Street, Las Vegas, New Mexico via Ordinance #17-02, amendment to the Official Zoning Map for property.*

**ACTION REQUESTED OF COUNCIL:** Conduct a public hearing and approve or disapprove the adoption of proposed ordinance.

**BACKGROUND/RATIONALE:** Carmen A. Medina, owner of a 0.2327 of an acre lot located at 910 Don Fidel Street, Las Vegas, New Mexico appeared before the Las Vegas Planning and Zoning Commission. She is requesting that said property be rezoned from the present R-1 Zone (Single Family Residential) to an R-3 Zone (Mixed Residential). The applicant's intent is to place a single-family mobile home on the property, which is permitted in the R-3 zoning.

**STAFF RECOMMENDATION:** Consideration by Mayor and Council.

**COMMITTEE RECOMMENDATION:** The Planning and Zoning Commission recommends approval or the re-zone with conditions.

**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:**



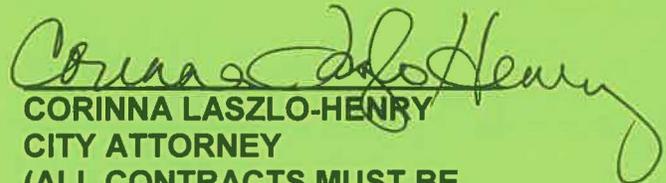
TONITA GURULE-GIRON  
MAYOR

ANN MARIE GALLEGOS  
FINANCE DIRECTOR  
(PROCUREMENT)



RICHARD TRUJILLO  
CITY MANAGER

PURCHASING AGENT  
(FOR BID/RFP AWARD)



CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)



### Approval Form

Date Submitted:

Department Submitting Community Development Point of Contact: Maria Perea

*Chel  
6-8-17*

Documents to be reviewed: Ordinance # 17-02

Amount of Pages: 2 pages

Upon Completion of review: Please call Maria - Ext. 3279

Deadline: ASAP!!

Comments: Comm Dvlpt will present the ordinance to council on June 21, 2017

Please mark according to how they should be reviewed by the following:

Approved / Disapproved:

\_\_\_\_\_  
Ann Marie Gallegos, Finance Director Date

Approved / Disapproved:

\_\_\_\_\_  
Corinna Laszlo- Henry, City Attorney Date

Approved / Disapproved:

\_\_\_\_\_  
Richard Trujillo, City Manager Date

Documents Picked Up: \_\_\_\_\_

By: \_\_\_\_\_  
Print Name Signature

**CITY OF LAS VEGAS, CITY COUNCIL  
ORDINANCE NO. 17-02**

**AN ORDINANCE AMENDING THE CITY OF LAS VEGAS OFFICIAL ZONING MAP FROM AN R-1 (SINGLE FAMILY RESIDENTIAL ZONE) TO AN R-3 (MIXED RESIDENTIAL ZONE) FOR TRACT 2, BLOCK J, TOWN OF LAS VEGAS, WITH AN ADDRESS OF 910 DON FIDEL STREET, LAS VEGAS, NEW MEXICO AS REQUESTED BY CARMEN A. MEDINA, (APPLICANT/OWNER).**

**WHEREAS**, Carmen A. Medina, has applied for an amendment to the official zoning map for property located at 910 Don Fidel Street, Las Vegas, New Mexico, to place a single wide mobile home thereon, pursuant to provisions of the Las Vegas City Zoning Code §450, and;

**WHEREAS**, on June 5, 2017, the City of Las Vegas Planning and Zoning Commission, following adequate public notice, held a public hearing to receive testimony concerning the amendment of the Official Zoning Map to re-zone the property located at 910 Don Fidel Street from an R-1 (Single Family Residential Zone) to an R-3(Mixed Residential Zone), and on June 5, 2017 adopted a motion recommending approval of the proposed amendment.

**WHEREAS**, on June 21, 2017, the Governing Body of the City of Las Vegas, following adequate public notice, held a public hearing to receive testimony concerning the recommendations of the Planning and Zoning Commission.

**NOW, THEREFORE BE IT ORDAINED** that the Governing Body of the City of Las Vegas, New Mexico, hereby **GRANTS** the amendment to the Official Zoning Map by re-zoning and changing the district classification of certain property located at 910 Don Fidel Street from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone), and more fully described as follows:

Tract Two (2) containing 0.2327 of an acre, more or less, within Block J of the Town, now the City of Las Vegas, as shown on plat of survey by A's Sunburst Survey Company, dated April 20, 1998, Job No. JDELGADO, filed in the Office of the San Miguel County Clerk, May 8, 1998 in Plat Book 32, Page 236, Document No. 5124.

**BE IT FURTHER ORDAINED** that the Governing Body of the City of Las Vegas, New Mexico, hereby adopts the following findings of fact upon which the Council's decision is based:

1. The boundaries of the zones established by the City's Ordinances, the classification of property herein, or other provisions of said Ordinances may be amended whenever public necessity, convenience, or general welfare require.
2. That duly public notice and public hearings were in accordance with the legal requirements and a site plan for the zone change has been provided which is acceptable to the City Council.

3. That an agreement between Property Owner and the City of Las Vegas be executed regarding the recommendations of conditions to be placed on the approved zone change, as submitted by Community Development Staff and agreed to at the Planning & Zoning Commission meeting on June 5, 2017, a copy of which is attached.

**PASSED, APPROVED AND ADOPTED ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017.**

**ATTEST:**

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

\_\_\_\_\_  
Tonita Gurulé-Girón, Mayor

**REVIEWED AND APPROVED  
AS TO LEGAL SUFFIENCY ONLY**

\_\_\_\_\_  
Corinna Lazlo-Henry, City Attorney

**CITY COUNCIL  
RECORD PROPER**

**Applicant/Owner ..... Carmen A. Medina**

**Location ..... 910 Don Fidel Street**

**Hearing Date ..... June 21, 2017**

**ACTION REQUESTED:**

Approve or disapprove the adoption of Ordinance No. 17-02, amending the Official Zoning Map from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone) for property located at 910 Don Fidel Street, Las Vegas, New Mexico 87701.

**BACKGROUND:**

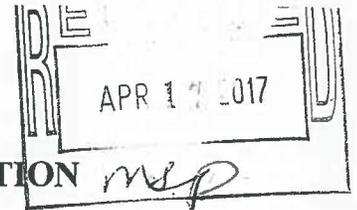
Ms. Carmen Medina submitted an application for an amendment to the official zoning map of the City of Las Vegas. The application is to change the zoning on a vacant lot located at 910 Don Fidel Street. The applicant is requesting to have the property rezoned from a Single Family Residential Zone to a Mixed Residential Zone with the intent of placing a single wide mobile home on the property, which are not allowed in the R-1 zone. The R-3 Zone is intended to provide for the development of single-family homes, duplexes, and mobile homes where all public utilities are immediately available or can be readily obtained. The subject property has been vacant for some time.

The City's Planning & Zoning Commission held a public hearing on June 5, 2017 to receive testimony in favor and in opposition of the request. A total of 18 notices were mailed out to property owners within a radius of 100 feet. No responses, in favor or in opposition of the request, were received by the Planning & Zoning Division. City staff made several recommendations to the Commission, which were approved as noted on the Agreement which is attached.

In accordance with Chapter 450-98 of the zoning ordinance, an amendment to the Official Zoning Map may be initiated by the landowner by application. Ms. Medina filed her application with the Planning & Zoning Department on April 17, 2017.

## EXHIBITS

<b>Exhibit No.</b>	<b>Description (Document Name, date and number of pages)</b>
1	Zone Change Application, filed on 04-17-17, 1 page
2	Applicant's Letter of Intent, dated 03-23-17, 1 page
3	Site plan of Subject Property, 1 page
4	Warranty Deed for Tract 2, Block J, 2 pages
5	Grant of Utility Easement, 2 pages
6	Notice of City Council Meeting to Applicant, dated 06-09-17, 1 page
7	List of Property Owners within 100-feet of Subject Property given notice via certified mail, Assessor's Map of area around Subject Property, Vicinity Map sent to property owners and copy of Zoning Map of subject property, 5 pages
8	Photos of Notice posted on subject property, 2 pages
9	Memorandum from Community Development staff asking Planning & Zoning Commission to consider additional recommendations of conditions, which were approved, 1 page
10	Copy of Agreement between the City of Las Vegas and Applicant on the conditions which were approved by the Planning & Zoning Commission, 2 pages
11	Findings of Fact, Conclusions of Law and Recommendations, not signed by Planning & Zoning Commission Chairperson, 2 pages
12	Ordinance 17-02; request for review by City Attorney, 3 pages



CITY OF LAS VEGAS ZONE CHANGE APPLICATION

Name of applicant(s): Carmen A. medena

Address of applicant: 400 Taos St. Las Vegas N.M. 87701

Property interest of applicant(s): Owner  
Owner, under contract, purchaser, etc.

Home phone #: Ø work #: 454-2100 cell# (505) 429-5862

Address of property to be rezoned: 910 Don Fidel Las Vegas N.M. 87701  
If an address does not exist for this property, staff can assist you with assignment of an address.

What is the present use of the property? Residential  
Commercial, residential, agricultural

Why do you want to rezone your property? my daughter needs to park her single wide mobil home that she purchased in order to save money so she can go to school.

Carmen Medina  
Signature of applicant

Date 3/17/17

Signature of owner  
(If different from applicant)

Date \_\_\_\_\_

This area to be filled in by staff

1. Instrument No. 201500511, on February 18, 2015  
 1. DB page \_\_\_\_\_ of recorded deed

2. Present zone classification? R-1 (Single Family Residential Zone)

3. What will the zone classification be after the zone change?  
R-3 (Mixed Residential Zone)

Date fee was paid? 5-25-17 receipt # \_\_\_\_\_

Amount paid? \$110.00

Please provide applicant with copy of this application

5-19-17 - Corrected application -  
 + site plan returned to CD  
 @ 2:50 pm maria Rorea

March 23, 2017

City Of Las Vegas  
Planning and Zoning

Letter of Intent: 910 Don Fedel

To whom it may concern:

I Carmen Medina am submitting this letter of intent on behalf of my daughter Reyna Medina; My family would like to request for City of Las Vegas Planning and Zoning to re-zone my property, otherwise a vacant lot, from a double wide to a single wide connection. My daughter has recently purchased a small mobile-home (size: 14-66), and is currently leasing a space to host her home. We would like to transfer her home to this property so that she may have more financial liberty to continue her education and flourish in her early adulthood.

Thank you for your attention to this matter,

Carmen .A. Medina & Family

5/19/17

note: mobilehome

is a 16 x 56

instead of 14 x 66

Carmen Medina

City of Las Vegas, Township  
New Mexico and its more

S 53° 03' 18" 11" a distance  
corner of tract 1. Thence  
corner of this tract 2 and True Point  
westerly side of South Pacific Street.

iron pin set at the southeasterly most corner  
Pacific Street and northerly side now or

iron pin set at the southwesterly most corner  
or formerly belonging to Joe L. and Mary A.

iron pin found at the northwesterly most corner  
Fidel Streets and southerly side of tract 1.

asterly most corner of this tract and True  
or less.

Now or formerly belonging to  
Tony Trujillo, Sr. Book 229, Page 2720.

**Tract 1**  
0.1607 Acres ±  
7000.589 Square ft.

J

**Tract 2**  
0.2327 Acres ±  
10137.935 Square ft.

Now or formerly belonging to  
Joe L. Delgado, Book 227, Page 172.

Don Fidel St.

186.00'  
37.70'  
6230.99'

capped iron pin found

capped iron pin set

capped iron pin found

capped iron pin set

1" = 20'

Received revised site  
plan on 5/19/17 @  
approximately 2:50pm  
along w/ corrected  
application  
m pira

EXHIBIT # 3

roads

For Recorder's Use Only:

New Mexico Statutory Form Rev.5-75  
Territorial Title Of Las Vegas, Inc.  
Escrow # 00036097

COUNTY OF SAN MIGUEL } STATE OF NEW MEXICO } ss	WARRANTY DEED PAGES: 2
I Hereby Certify That This Instrument Was Filed for Record On The 18TH Day Of February, A.D., 2015 at 10:27:34 AM And Was Duly Recorded as Instrument # 201500511 Of The Records Of San Miguel County	
Deputy - MELANIE	Witness My Hand And Seal Of Office Geraldine E. Gutierrez County Clerk, San Miguel, NM

Recording Requested By:  
Territorial Title of Las Vegas, Inc.

File# 36097

The document contains 2 pages.

WARRANTY DEED

Joe L. Delgado, An Unmarried Person for consideration paid, grant  
to Carmen A. Medina, A Married Woman Dealing In Her Sole & Separate Property  
whose address is 400 Taos Street Las Vegas, NM 87701  
the following described real estate in San Miguel County, New Mexico:

See Exhibit A attached hereto and made a part hereof.

SUBJECT TO: Reservations, restrictions, easements of record & taxes for 2015 and subsequent years.

TOGETHER WITH: All rights appurtenant thereto

with warranty covenants.

WITNESS our hands and seals this 12<sup>th</sup> day of February, 20 15

Joe L. Delgado (Seal)  
Joe L. Delgado

ACKNOWLEDGMENT FOR NATURAL PERSONS

STATE OF NEW MEXICO }  
COUNTY OF SAN MIGUEL } ss.

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of February 20 15  
by Joe L. Delgado

(Name or Names of Person or Persons Acknowledging)

Melanie Lopez  
Notary Public

AUG 11 2015



## **Exhibit A**

**Tract Two (2) containing 0.2327 of an acre, more or less, within Block J of the Town, now the City of Las Vegas, San Miguel County, New Mexico, as shown on plat of survey by A's Sunburst Survey Co., dated April 20, 1998, job no. JDELGADO, filed in the office of the San Miguel County Clerk, May 8, 1998 in Plat Book 32, page 236, document no. 5124.**

GRANT OF UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, Joe L. Delgado, a single man, (the "Grantor") hereby grants to Carmen A. Medina, a married woman dealing with her sole and separate property, whose address is 909 South Pacific, Las Vegas, New Mexico 87701 (hereinafter the "Grantee"), a non-exclusive easement giving Grantee the right and authority to enter upon the lands described below, in order to operate, maintain, repair and inspect an existing sewer line as described herein.

This Easement is granted together with the non-exclusive right of ingress or egress upon or across the Grantor's Property, as may be reasonably necessary to allow the Grantee, her heirs, successors and assigns to exercise the rights created by this Easement;

The Grantor's Property over which the sewer line easement is located is within Las Vegas, San Miguel County, New Mexico, and is more particularly described as follows:

See Attached Exhibit A, hereinafter the "Grantor's Property."

This sewer line easement benefits the Grantee's Property which is described in the attached Exhibit B ("Grantee's Property").

This easement shall be located on the Grantor's Property as follows: the existing sewer line comes from Grantee's property, under an existing fence between 907 and 909 South Pacific, Las Vegas, NM and enters the Grantor's Property between the existing Warehouse building on Grantor's Property and the sidewalk along South Pacific Street. The sewer line then joins an existing sewer line coming from the Warehouse building located on 907 South Pacific, which sewer line originally exited the Warehouse building, and which sewer line then extends to the City's sewer main located within South Pacific Street.

The width of this easement shall be ten feet (10') of either side of the existing sewer line except to the extent that is limited by the Warehouse building on the Grantor's Property. This sewer line easement does not give the Grantee the right to, in any way, affect the existing Warehouse building or its foundation.

20<sup>15</sup> IN WITNESS WHEREOF, this Easement was signed this 30<sup>th</sup> day of March

*Joe L. Delgado*  
Joe L. Delgado

Acknowledgment on following page

COUNTY OF SAN MIGUEL ) GRANT OF EASEMENT  
STATE OF NEW MEXICO ) ss PAGES: 4  
I Hereby Certify That This Instrument Was Filed for  
Record On The 31ST Day Of March, 2015 at 02:19:57 PM  
And Was Duly Recorded as Instrument #201500968  
Of The Records Of San Miguel

Witness My Hand And Seal Of Office  
Geraldine E. Gutierrez  
Deputy *M. Sene* County Clerk, San Miguel, NM

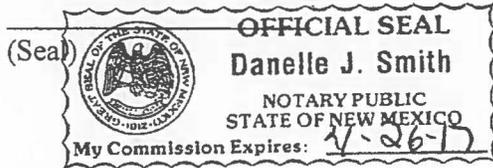
ACKNOWLEDGMENT

STATE OF NEW MEXICO        )  
  ) SS  
COUNTY OF SAN MIGUEL     )

This instrument was acknowledged before me this 30<sup>th</sup> day of March, 2015  
by Joe L. Delgado.

Danelle J. Smith  
Notary Public

My Commission Expires:



CITY OF LAS VEGAS  
1700 NORTH GRAND AVE.  
LAS VEGAS, NM 87701

T 505.454.1401  
F 505.425.7335  
LASVEGASNM.GOV  
VISITLASVEGASNM.COM

TONITA GURULÉ-GIRÓN  
MAYOR

DAVID ULIBARRI  
COUNCILOR, WARD 1

VINCE HOWELL  
COUNCILOR, WARD 2

BARBARA PEREA-CASEY  
COUNCILOR, WARD 3

DAVID L. ROMERO  
COUNCILOR, WARD 4

June 8, 2017

Carmen A. Medina  
400 Taos Street  
Las Vegas, NM 87701

Dear Ms. Medina:

This is to formally give you notice that the Planning and Zoning Commission on June 5, 2017 recommended approval of your application to re-zone the property located at 910 Don Fidel Street, Las Vegas, New Mexico. The City Council will consider the Commissions' recommendation at their regular meeting to be held on June 21, 2017 at 6:00 pm in the City Council Chambers, 1700 North Grand Avenue, Las Vegas, NM 87701.

Staff will initially present the item to the Council. At the end of the staff presentation, the Mayor will open the hearing. In all cases dealing with property issues, all persons, witnesses who wish to speak for or against the issue will have to be sworn in.

It is required that you or a representative be present at the hearing to answer any questions the Council have of your application. Failure to be present may result in your application being heard at a future meeting. Staff also encourages you to speak on your behalf when given the opportunity and if you choose, you may bring in other parties in support of your request.

If you have any questions, please feel free to contact me at (505) 426-3279.

Sincerely,

Maria D. Perea  
Planning & Zoning Coordinator

XC: Applicant File  
Annette Velarde, CD Director



**APPLICATION FOR ZONE CHANGE** - - An Application for Zone Change from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone) for the purpose of placing a single wide mobile home on property located at 910 Don Fidel Street, Las Vegas, NM 87701.

**APPLICANT(S):** Carmen A. Medina  
400 Taos Street  
Las Vegas, NM 87701

1-094-092-474-269 - - A 0.2327 ± acre parcel known as Tract 2, within Block J,  
Town of Las Vegas S/D, T16n, R16e, Section 27  
Warranty Deed recorded on February 18, 2015, Doc. # 201500511

**OWNER(S):** Carmen A. Medina  
400 Taos Street  
Las Vegas, NM 87701

- |    |  |     |   |
|----|--|-----|---|
| 1. | 1-094-092-448-266<br>Kenny Vigil<br>622 W. National Avenue<br>Las Vegas, NM 87701                | 2.  | 1-094-092-456-269<br>Bernilda Marrujo<br>HCR 64, Box 10<br>Mora, NM 87732   |
| 3. | 1-094-092-448-261<br>Juan G. & Dolores D. Vigil<br>622 W. National Avenue<br>Las Vegas, NM 87701 | 4.  | 1-094-092-456-264<br>Christian B. Griego<br>1929 - 7th Street<br>Las Vegas, NM 87701                                |
| 5. | 1-094-092-451-255<br>Frances Loera<br>906 Chavez Street<br>Las Vegas, NM 87701                   | 6.  | 1-094-092-459-258<br>Jose Mauricio Lemus<br>& Maria Delmy Candelario<br>907 Don Fidel Street<br>Las Vegas, NM 87701 |
| 7. | 1-094-092-455-249<br>Jerold S. Luksick<br>326 Sapello Street<br>Las Vegas, NM 87701              | 8.  | 1-094-092-463-251<br>Juan Vigil & Dolores Vigil-Marrujo<br>622 W. National Avenue<br>Las Vegas, NM 87701            |
| 9. | 1-094-092-470-277<br>Louie A. Trujillo<br>921 S. Pacific Street<br>Las Vegas, NM 87701           | 10. | 1-094-092-471-272<br>Zia Estates, LLC<br>02 Taylor Road<br>Santa Fe, NM 87508                                       |

**APPLICATION FOR ZONE CHANGE** - - An Application for Zone Change from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone) for the purpose of placing a single wide mobile home on property located at 910 Don Fidel Street, Las Vegas, NM 87701.

Carmen A. Medina

Page 2

11. 1-094-092-471-264  
Joe L. Delgado  
918 S. Pacific Street  
Las Vegas, NM 87701

12. 1-094-092-475-260  
Pioneer Way 13, LLC  
1351 Lingerlonger Road  
Quilcene, WA 98376

13. 1-094-092-486-293  
Jeannette Jaramillo  
924 S. Pacific Street  
Las Vegas, NM 87701

14. 1-094-092-488-290  
Joe Montano  
P. O. Box 661  
Las Vegas, NM 87701

15. 1-094-092-488-284  
Joe L. Delgado  
918 S. Pacific Street  
Las Vegas, NM 87701

16. 1-094-092-485-280  
Warfield Properties, Inc.  
805 - 7th Street  
Las Vegas, NM 87701

17. 1-094-092-495-284  
Annabelle Martinez  
248 Independence Avenue  
Las Vegas, NM 87701

18. 1-094-092-504-271  
Ralph & Frances Garcia  
630 Mora Street  
Las Vegas, NM 87701

**ONLY ONE (1) LETTER SENT** - - Both properties belong to Joe L. Delgado.

Above list was compiled on May 18, 2017 as per September 30, 2015 Map/Parcel Data provided by the San Miguel County Assessor's Office. List was verified at the San Miguel County Assessor's Office against actual property cards on May 23, 2017 at 10:00am and are current. List was completed and verified by Maria D. Perea, Planning & Zoning Coordinator for Community Development Department.





The Planning & Zoning Commission will hold a **SPECIAL PUBLIC HEARING** on Monday, June 5, 2017 at 4:00 pm, in the City Council Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico, to consider an application for a **ZONE CHANGE** from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone) for property located at 910 Don Fidel Street, Las Vegas, NM 87701. The purpose of the Zone Change is for placing a single wide Mobile Home on the property as a residence for a family member. Application submitted by Carmen A. Medina, (Applicant/ Owner). The legal description for this property is on file at Community Development Department, 1700 North Grand Avenue, Las Vegas, New Mexico 87701.

This letter is notifying you because you own property within 100 feet (excluding public right-of-way) of the proposed **ZONE CHANGE** request. You may appear at the hearing to enter your testimony in favor or in opposition to this request. The applicant aggrieved by the decision of the Planning & Zoning Commission, may file a written notice of appeal.

**If you require further information, please contact Maria D. Perea, Planning & Zoning Coordinator at (505) 454-1401, Ext. 3279.**

## CITY OF LAS VEGAS

COMMUNITY DEVELOPMENT DEPARTMENT  
1700 NORTH GRAND AVENUE  
LAS VEGAS, NEW MEXICO 87701

**'NOT TO SCALE'**



PEREZ STREET

CHR3  
78-3

HH

K

TECOLOTE STREET

O-1 99-8

H

I

R2  
85-20

R1  
86-38

C1

R1  
86-16

R1  
03-20

50

C1

SAPELLO STREET

R3

24  
9

15  
9

10  
9

R-3  
74-49  
3  
9

R2

51

F  
83

R3  
77-29

BERNAL STREET

UNION STREET

25  
8

16  
8

CHAVEZ ST.

11  
8

4  
8

SOUTH PACIFIC STREET

R2

52

MO STREET

R3

O1  
07-04

# NOTICE OF PUBLIC HEARING

APPLICANT: Carmen Medina

ADDRESS: 400 Taas Street, Las Vegas, NM 87701

LOCATION OF PROPERTY: 910 Don Fidel Street  
Las Vegas, NM 87701

APPLICATION FOR: Zone Change - R-1 to R-3

The Planning & Zoning Commission will hear any and all  
(Special) Zone Change from an  
recommendations concerning proposed R-1 (Single Family  
Residential Zone) to an R-3 (Mixed Residential Zone)  
for placement of Mobile Home for family member

Monday,  
on June 5, 2017 at 4:00 a.m. p.m. at the City Council

Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico 87701.

ALL PERSONS HAVING AN INTEREST IN THE MATTER HAVE A  
RIGHT TO BE HEARD AT THIS HEARING. FOR MORE  
INFORMATION ON THIS CASE, YOU MAY CONTACT THE CITY OF  
LAS VEGAS, COMMUNITY DEVELOPMENT DEPT. AT (505) 454-1401.

Posted 05/24/17

# NOTICE OF PUBLIC HEARING

APPLICANT: Carmen Medina

ADDRESS: 400 Taos Street, Las Vegas, NM 87701

LOCATION OF PROPERTY: 910 Don Fidel Street  
Las Vegas, NM 87701

APPLICATION FOR: Zone Change - R-1 to R-3

The Planning & Zoning Commission will hear any and all  
(Special) Zone Change from an  
recommendations concerning proposed R-1 (Single Family  
Residential Zone) to an R-3 (Mixed Residential zone)  
for placement of Mobile Home for family member.

on Monday, June 5, 2017 at 4:00 a.m. (p.m.) at the City Council

Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico 87701.

ALL PERSONS HAVING AN INTEREST IN THE MATTER HAVE A  
RIGHT TO BE HEARD AT THIS HEARING. FOR MORE  
INFORMATION ON THIS CASE, YOU MAY CONTACT THE CITY OF  
LAS VEGAS, COMMUNITY DEVELOPMENT DEPT. AT (505) 454-1401.

POSTED  
05/24/17

CITY OF LAS VEGAS  
1700 NORTH GRAND AVE.  
LAS VEGAS, NM 87701

T 505.454.1401  
F 505.425.7335  
LASVEGASNM.GOV  
VISITLASVEGASNM.COM

TONITA GURULÉ-GIRÓN  
MAYOR

DAVID ULIBARRI  
COUNCILOR, WARD 1

VINCE HOWELL  
COUNCILOR, WARD 2

BARBARA PEREA-CASEY  
COUNCILOR, WARD 3

DAVID L. ROMERO  
COUNCILOR, WARD 4

**TO:** Members of the Planning & Zoning Commission  
Hand Delivered at meeting

**FROM:** Antonio Ortega  
Antonio Ortega, Land, Zoning & Licensing Specialist

**SENT VIA** Annette Velarde  
Annette Velarde, Community Development Director

**RE:** Rezone at 909 South Pacific

Please consider the following additional recommendations of conditions to be place on zone change if approved:

1. No Mobile Home shall be installed without first obtaining a permit for the installation from the Manufactured Housing Division of the New Mexico Regulation & Licensing Department, pursuant to Title 14-"Housing & Construction", Chapter 12-"Manufactured Housing", and specifically all requirements in Chapters 14-12.1 through .11
2. Mobile Home shall have the following minimum Setbacks per Section 450-123(E)(5):
  - a. Front: Fifteen Feet (15')
  - b. Side: Seven (7')
  - c. Rear: Fifteen (15")
3. Site shall be provide with a minimum of one (1) off-street parking space and surfaced walkway to the front entrance clearly demarked on the site plan, per 450-123(h)
4. Site shall be well drained and include such catch basin or pond for control entry of natural drainage as displaced by the mobile home and all other impervious surfaces developed on the site. per Section 450-123
5. Mobile Home shall be connected to all public utility systems per 450-123(m)
6. Mobile Home shall be skirted with materials compatible with siding of the mobile home, per 450-123(o). Said skirting shall be installed within 21 consecutive calendar days of placement of the mobile home.
7. Applicant shall otherwise comply with all other local ordinances and laws related to the request.
8. No Mobile Home shall be moved onto the property until the following improvements are completed and are formally accepted by the City:
  - a. Compliance with requirements of the Manufactured Housing Division of the NM Regulation & Licensing Department and all other local ordinances and laws per items #1 & #7, above.
  - b. Driveway and walk improvements per item #2, above.
  - c. Drainage Improvements per item #3, above
  - d. Utility Improvements per item #4, above.



**AGREEMENT BETWEEN  
THE CITY OF LAS VEGAS  
AND  
CARMEN A. MEDINA**

Zone Change application submitted to re-zone property located at 910 Don Fidel Street, Las Vegas, New Mexico from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone) for the purpose of placing a single wide mobile home on the property for a family member.

**Conditions**

1. No Mobile home shall be installed without first obtaining a permit for the installation from the Manufactured Housing Division of the New Mexico Regulation & Licensing Department, pursuant to Title 14-“Housing & Construction”, Chapter 12-“Manufactured Housing, and specifically all requirements in Chapters 14-12.1 through .11.
2. Mobile home shall have the following Setbacks per City Code Section 450-123 E. (5):
  - a. Front – Fifteen Feet (15’)
  - b. Sides – Seven Feet (7’)
  - c. Rear – Fifteen Feet (15’)
3. Site shall be provided with a minimum of one (1) off-street parking space and surfaced walkway to the front entrance clearly demarked on the site plan, per 450-123 (h).
4. Site shall be well drained and include such catch basin or pond for control entry of natural drainage as displaced by the mobile home and all other impervious surfaces developed on the site, per 450-123
5. Mobile home shall be connected to all public utility systems as per Section 450-123 (m)
6. Mobile home shall be skirted with materials compatible with siding of the mobile home, per 450-123 (8). Said skirting shall be installed within twenty-one (21) consecutive calendar days of placement of the mobile home.
7. Applicant shall otherwise comply with all other local ordinances and laws related to the request.
8. No Mobile home shall be moved onto the property until the following improvements are completed and are formally accepted by the City:
  - a. Compliance with requirements of the Manufactured Housing Division of the NM Regulation & Licensing Department and all other local ordinances and laws, per Items #1 & #7 above.
  - b. Driveway and walk improvements per Item #2 above.
  - c. Drainage improvements per Item #3 above; and
  - d. Utility improvements per Item #4 above.

Above document was approved by all parties at the Planning & Zoning Commission Public Hearing conducted on Monday, June 5, 2017, which was held at the City Council Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico at 4:00pm.

ACCEPTED:

\_\_\_\_\_  
Community Development Dept.

DATE: \_\_\_\_\_

ACCEPTED:

\_\_\_\_\_  
Carmen A. Medina, Property Owner

DATE: \_\_\_\_\_

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND RECOMMENDATION**

On June 5, 2017, the Las Vegas Planning and Zoning Commission considered an application submitted by Ms. Carmen Medina (Applicant/Owner) for an amendment to the City of Las Vegas Zoning Map. The proposed amendment would change the zoning of a 0.2327 ± acre Parcel known as Tract 2, within Block J, of the Town of Las Vegas and located at 910 Don Fidel Street. The Commission having been presented with the record testimony hereby makes the following Findings of Fact, Conclusions of Law and Recommendation.

**NOTICE**

Notice for the public hearing before the Planning and Zoning Commission was published in the Las Vegas Optic on May 24, 2016, was faxed to area media and placed on the Las Vegas Website on May 19, 2017. Notices were mailed via certified mail on May 24, 2017 to property owners within 100 feet, and notice was posted on the external boundaries of the property on May 24, 2017.

**APPLICATION**

The applicant/owner, Carmen Medina has submitted an application for an amendment to the official zoning map of the City of Las Vegas. The application would change the zoning of a 0.2327 ± acre Parcel known as Tract 2, within Block J, of the Town of Las Vegas (1-In), for property located at 910 Don Fidel Street from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone). The rezone would allow for the placement of a mobile home to be utilized as a single family residence.

**LAND HISTORY**

The property is currently vacant. All city utilities are available for this property. There are similar dwellings within the proximity of the subject site. The surrounding area is predominantly zoned as R-3 (Mixed Residential Zone).

**TESTIMONY**

Ms. Medina has stated in her application that she wants to place a Single wide Mobile Home on the property for a family member. Discussion at the Planning & Zoning Commission meeting was conducted and recommendations for conditions of approval were introduced by Community Development Staff. After discussion, recommendations for conditions of approval were approved by Applicant and the Planning & Zoning Commission. An agreement between the City and the Applicant was drafted regarding the Conditions of Approval for all parties to sign. Agreement will be made a part of the Ordinance #17-02.

**COMMISSION'S RECOMMENDATION**

Based upon the Findings of Fact, the Commission made the following recommendation:

1. Motion was made to recommend approval of the amendment to the Zoning Map with conditions made in writing by Community Development staff.

**CONCLUSION OF LAW AND DECISION**

Based upon the above findings of fact, the Commission makes the following Conclusions of Law and Decision:

1. Adequate notice, pursuant to Section 450-104 of the Las Vegas Zoning Ordinance, Chapter 450 was provided.
2. The Zoning Map amendment is in accordance with the Las Vegas Comprehensive Plan.
3. The Commission recommends to the City Council that the proposed Zone Change amendment be approved for a 0.2327 ± acre Parcel known as Tract 2, within Block J, of the Town of Las Vegas (1-In), for property located at 910 Don Fidel Street from an R-1 (Single Family Residential Zone) to an R-3 (Mixed Residential Zone). Conditions were agreed upon by the City of Las Vegas and Ms. Carmen Medina (Applicant / Owner) which are attached in the form of an agreement.

Signed this \_\_\_\_ day of \_\_\_\_\_, 2017

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Mack Crow, Planning & Zoning Vice Chairperson

CITY COUNCIL MEETING AGENDA REQUEST

DATE:6-14-17

DEPT :Community Development

MEETING DATE: 6-21-17

ITEM/TOPIC: Resolution No. 17-18. Abatement of nuisances located at 1909 Armijo Street.

**ACTION REQUESTED OF COUNCIL:**

*Approval/ Dissapproval of Resolution No. 17-18. Abatement of nuisances located at 1909 Armijo Street.*

**BACKGROUND/RATIONALE:**

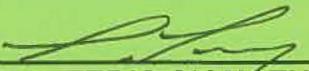
Property noted above has several nuisances on the property. The property has not been cleaned or maintained for several years. Code Enforcement has previously dealt with this property in the past. This property is creating nuisances/hazards to the public health and safety. Request to grant abatement.

**STAFF RECOMMENDATION:**

Approval of Resolution No. 17-18

**COMMITTEE RECOMMENDATION:**

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:**

  
TONITA GURULE-GIRON  
MAYOR

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

  
RICHARD TRUJILLO  
CITY MANAGER

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

\_\_\_\_\_  
CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)

**CITY OF LAS VEGAS  
RESOLUTION NO. 17-18**

**A RESOLUTION DECLARING 1909 ARMIJO STREET WHICH IS OWNED AND CONTROLLED BY JOE A MONDRAGON 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 Community Development/ Code Enforcement as to the condition of a parcel of land described herein, which are owned, occupied or controlled by Joe A. Mondragon , whose address is P.O. Box 423, Cleveland NM 87715, according to the records at the San Miguel County Assessor's Office and described in said records as Town of Las Vegas Lot 10, Block 85 S: 27 T: 16 R:16.**

**WHEREAS, the property is a public nuisance and the premises are a menace to the public comfort, health, peace or safety of the community and is in violation of City of Las Vegas Ordinance 301-6 Sections (A) –Littering; (B) -Unsanitary Premises; (C)- Hazardous Premises; (D)- Accumulation of Solid Waste; (G)- Outdoor Vehicle Storage. Items on the premises and visible from the public right of way in violations of City ordinances include but are not limited to excessive solid waste including boards, buckets, plastic, weeds, wood, ashes, tires, couches, syringes, mattresses, branches, and other solid waste not able to be determined off of City right-of-way.**

**WHEREAS, the City has attempted to notify the legal property owner, Joe A. Mondragon via certified mail, and postings of the violations requiring abatement.**

**WHEREAS, proper notices personally served upon the property included: a Red Tag Notice on May 19, 2017; a Notice of Pending Abatement on May 22, 2017. In the face of these notices, the owner has allowed the nuisances to remain and has done minimal work to correct the violations.**

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

**A. That the above described parcel of land is a nuisance pursuant to Section 3-18-5, NMSA, 1978, is a menace to the public comfort, health, peace or safety and requires abatement as follows: All solid waste and vehicles as stated above creating a nuisance to the surrounding neighbors since May 19, 2017 (the date the above inventory was taken) must be removed and properly disposed of and the premises must be left in a clean, level and safe condition.**

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

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

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

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

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

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

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

**PASSED, APPROVED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017**

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**Tonita Gurule-Girón, Mayor**

**ATTEST:**

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**Cassandra Fresquez, City Clerk**

**REVIEWED AND APPROVED BY:**

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**Corinna Laszlo- Henry, City Attorney**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 6/7/17**

**DEPT: Executive**

**MEETING DATE: 6/21/17**

**ITEM/TOPIC:** Removal of the Community Development Director.

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval to remove Community Development Department Director, Annette Velarde.

**BACKGROUND/RATIONALE:** As per the City of Las Vegas Municipal Charter, Article V, Officers, Directors and Employees, Section 5.07 Departments. D. Department directors are at-will employees who may be suspended or removed by the city manager, subject to approval by the Governing Body.

**STAFF RECOMMENDATION:**

**COMMITTEE RECOMMENDATION:**

**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:**



\_\_\_\_\_  
**TONITA GURULE-GIRON  
MAYOR**

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



\_\_\_\_\_  
**RICHARD TRUJILLO  
CITY MANAGER**

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

\_\_\_\_\_  
**CORINNA LASZLO-HENRY  
CITY ATTORNEY  
(ALL CONTRACTS MUST BE  
REVIEWED)**