

**MINUTES OF THE CITY OF LAS VEGAS REGULAR CITY COUNCIL MEETING HELD
ON SEPTEMBER 17, 2014 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS**

MAYOR: Alfonso E. Ortiz

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

ALSO PRESENT: Elmer Martinez- Acting City Manager
Casandra Fresquez-City Clerk
Dave Romero-City Attorney
Juan Montano-Sergeant at Arms

CALL TO ORDER

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

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz, Jr. asked for a moment of silence to recognize and reflect on the blessings we have for our citizenship and to acknowledge our liberties.

APPROVAL OF AGENDA

Acting City Manager Elmer Martinez made a recommendation to conduct a Public Hearing under Old Business regarding Approval/Disapproval to Adopt Ordinance

14-05 and Under New Business that all Items 1 through 8 be approved for consent agenda excluding Business Item #5. Acting City Manager Martinez recommended a continuation for Business Item #5 Approval/Disapproval of Use Agreement with the Pecos League.

Councilor Gurule-Giroñ made a motion to approve a Public Hearing for Old Business Item #1, to approve Business Items #1, 2, 3, 4, 6, 7 and 8 for consent agenda and approve a continuation for Business Item #5. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

APPROVAL OF MINUTES

Councilor Howell made a motion to approve minutes for August 13, 2014 Special Meeting, August 13, 2014 Work Session and August 20, 2014. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

MAYOR'S APPOINTMENTS

Mayor Ortiz, Jr. made a recommendation to the governing body to re-appoint the following positions on the Planning & Zoning Commission:

2 Year Term: Dwight Torres, Tom Huie, Bruce McAllister and Macario Gonzales

1 Year Term: Carlos Perea, David Ulibarri and Grover Durham

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

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

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

Mayor Ortiz, Jr. advised that the other vacancy to be filled would be on the Veteran's Advisory Committee. Mayor Ortiz, Jr. along with the input of members of the Veterans Administration, recommended Peter Garduno for the position beginning September 17, 2014, until further notice.

Councilor Gurule-Giroń made a motion to approve the appointment of Peter Garduno to the Veteran's Advisory Committee. Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

MAYOR'S RECOGNITIONS/PROCLAMATIONS

City Clerk Fresquez read a proclamation proclaiming the month of September 2014 as "General Aviation Appreciation Month" in the City of Las Vegas and call upon the community to join in showing our appreciation to the many pilots and professionals working in the field of aviation for their contributions and dedication in the community.

There were no objections from the governing body and were in unanimous support of the proclamation.

Mayor Ortiz, Jr. introduced Sherry F. Hooper, Executive Director for "The Food Depot" and advised she would be speaking about the issues of hunger in New Mexico.

Mayor Ortiz, Jr. noted that he was advised that the appointed members from the Planning & Zoning Commission were not given the opportunity to speak.

Bruce McAllister one of the 2 Year Term members expressed his thanks for the opportunity to serve on the committee.

Ms. Hooper spoke about the issues of hunger in our community and surrounding areas and gave a brief overview of the services that the Food Depot provides to Northern New Mexico, along with several local agencies. Ms. Hooper expressed the importance of this program so that no child or parent will go to bed hungry and reported on the statistics within the county. Ms. Hooper discussed the need of funding for the local agencies in order to help the needs of our community.

Mayor Ortiz, Jr. expressed his thoughts on hunger in our community and thanked Ms. Hooper for the hard work and dedication to this cause. Mayor Ortiz, Jr. encouraged the community to contribute to those who need help.

Councilor Howell placed a challenge to business owners and entrepreneurs in our community to focus on helping the Food Depot obtain a freezer needed to store frozen food and thanked Ms. Hooper for her efforts to the need.

PUBLIC INPUT

Mr. Bob Wessley expressed his thoughts of "Building a Vibrant Community" and recommended an overall analysis document be utilized for future city projects.

Mr. Bruce McAllister advised that he was still a member of Las Vegas Community Water Board and spoke about the significant progress that has been made on a portion of what has to be done on the five to seven year project.

Las Vegas Police Officer Adam Vigil advised he would like to speak about Police Department Pay Plan.

City Attorney Dave Romero advised that discussing the matter of collective bargaining would be violating the process.

Mayor Ortiz, Jr. expressed his concerns on the importance of discussing pay plans not only for the Police Department but for all City employees but noted that the process needed to be taken.

Councilor Gurule-Giroñ asked if this discussion would be public input regarding negotiations or a public statement regarding support.

Las Vegas Police Officer Vigil advised that the discussion would be mainly for support and spoke briefly on the loss of officers to other agencies and how it affected public safety. Officer Vigil asked for the support of the community and city officials to help the Police Department in achieving their goals and taking necessary steps towards correcting the situation.

Mayor Ortiz, Jr. advised that the issue would be addressed and that the city would continue to work with the union and to do their best to seek other avenues to obtain additional dollars.

Mr. Rudy Laumbach briefly spoke on several activities and events that CCHP was involved with.

Ms. Janet Remenick wanted to express her thanks to the City of Las Vegas Public Works Dept., Solid Waste Dept. and Fire Dept. for their help in making the Las Vegas People's Fair a success this year.

Mr. Bob Mishler in collaboration with the Cooperative Grant that was offered by the State Department of Tourism presented some ideas that the Friends of the Museum and Rough Rider Memorial Collection have been working on regarding the presence of Teddy Roosevelt in Las Vegas.

Mr. Leroy Lucero took the opportunity to thank Mayor Ortiz, Jr., Council, Acting City Manager and staff for their support in the success of the Las Vegas Musicians Reunited Concert, and also thanked the CCHP for their help. Mr. Lucero spoke of upcoming plans to design a memorial plaque for musicians that have passed on.

Mr. Ray Valdez spoke about the success of the Meadow City Music Festival this year and advised many vendors were local as well as the performers and hoped that the Festival grows throughout the years.

Mr. Wid Slick discussed the advertising for the Meadow City Music Festival and the positive outcome it had and hopefully to expand marketing in the future for other festivals that will take place.

Ms. Lydia Ortiz and Erma Lucero spoke on issues on Zeamway regarding the problems of not having water and asked for help from the City of Las Vegas to approve adding water lines in that area.

Mayor Ortiz, Jr. advised that a proposal on these water issues would be brought to council's attention and discussed in Executive Session on Wednesday during the Special Meeting.

FINANCE REPORT

Finance Director Ann Marie Gallegos presented the finance report ending August 2014. Finance Director Gallegos advised that the revenue for the General Fund was at twelve percent and expenditures came in at fourteen percent.

Councilor Gurule-Giroń had questions on the expenses for Intergovernmental Fund, Judicial and Personnel/HR, and Community Development Department.

Finance Director Gallegos gave a detailed explanation for each department expense.

Finance Department Director Gallegos advised the revenues for Recreation Department were at fifteen percent and expenditures were at seventeen percent.

Councilor Gurule-Giroń had questions on the figures for YAFL revenues, General Fund transfers and Employee Expenses.

Finance Director Gallegos clarified that registration revenues came in August and September and explained the transfers.

Finance Director Gallegos advised that Enterprise Funds came in at thirteen percent and expenditures were at five percent.

Councilor Gurule-Giroń had several questions on figures for Waste Water, and the timeline of customers able to obtain effluent water.

Finance Director Gallegos explained the Waste Water figures and Utilities Director Garcia advised the time to obtain effluent water is usually April through the month of October.

Councilor Gurule-Giroń questioned what a three year projection for Waste Water Revenue would reflect and had questions concerning revenue for Solid Waste Department and Water Department.

Finance Director Gallegos advised she would provide that information on the three year projection at a later date and addressed the questions on the Solid Waste and Water departments.

Councilor Howell had questions on hot loads and working equipment at the Solid Waste Department.

Acting City Manager Martinez addressed the questions regarding the hot loads and working equipment at the Solid Waste Department.

Utilities Department Director Garcia gave a brief overview of procedures taken by Utilities and Solid Waste Departments regarding maintaining vehicles and equipment.

Discussion took place on issues regarding trash pick-up and the reasons for the delays.

Acting City Manager Martinez advised that the Finance Director Gallegos would present council with an overtime report.

Finance Director Gallegos gave a brief overview of the total budget for all departments regarding overtime and stated that Finance Department would be

more pro-active with Department Directors and giving them these figures so they know where they are, in order to help manage overtime costs.

Councilor Gurule-Giroń had concerns on the overtime use in the Utilities Department.

Acting City Manager Martinez explained that they are working on identifying the problems and striving to develop different strategies to address the issues including restructuring work schedules.

OLD BUSINESS

1. Conduct a Public Hearing and Approval/Disapproval to Adopt Ordinance 14-05

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

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

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

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

City Attorney Dave Romero presented Ordinance 14-05 Imposing a two (2) year moratorium the submission consideration or approval of applications for conditional use or special use permits or variances for wireless communications facilities within the City of Las Vegas. Ordinance 14-05 was published on August 25, 2014.

Discussion took place on the several needs of the two (2) year moratorium.

Mayor Ortiz, Jr. dismissed himself from the meeting due to the need of attending an out of town meeting with the New Mexico State Transportation Commission

regarding Amtrak and advised that Mayor Pro Temp Joey Herrera would take over his duties.

Councilor Howell made a motion to close public hearing. Councilor Gurule-Giroñ seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Gurule-Giroñ made a motion to reconvene into regular session. Councilor Howell and Councilor Romero seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Gurule-Giroñ made a motion to accept the record proper. Councilor Howell seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Howell made a motion to approve the adoption of Ordinance 14-05 Imposing a two (2) year moratorium the submission consideration or approval of applications for conditional use or special use permits or variances for wireless communications facilities within the City of Las Vegas. Councilor Romero seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

NEW BUSINESS

Consent Agenda

Councilor Gurule-Giroń read the consent agenda into the record to include Business Items 1, 2, 3, 4, 6, 7, and 8.

1. Approval of Out of State Travel for two Police personnel.
2. Approval to Apply for funding through the Department of Public Safety for the Region IV Narcotics Task Force.
3. Approval of Resolution 14-62 Signatory Authority for Senior Center (s).

Resolution 14-62 was presented as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 14-62**

**A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AN OFFICIAL
REPRESENTATIVE AND SIGNATURE AUTHORITY**

WHEREAS, the City of Las Vegas provides Senior Center services to the Community of Las Vegas, San Miguel and Pecos; and

WHEREAS, the City Municipal Charter as adopted March 2010 , Section 5.03 of this Charter states Power and Duties of City Manager; The City Manager shall be the Chief Administrative Officer of the City in charge of day to day administrative affairs of the City; and

WHEREAS, the City of Las Vegas submits contract(s) and/or funding documents needed to continue operations; and

NOW THEREFORE, be it resolved that the governing body of the City of Las Vegas does hereby authorize the City Manager (Acting City Manager) of the City of Las Vegas or his/her designee as the official representative with signatory authority for all documents necessary to continue Senior Center(s) operations .

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2014.

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

4. Approval to award Request for Proposal #2015-03 and enter into negotiations with Innovative Technical Consulting, Inc.
6. Approval of Contract with the Las Vegas/San Miguel Economic Development Corporation.
7. Approval of Resolution 14-63 Designating the Use of Commerce Street Soccer Field to the Las Vegas Youth Soccer League.

Resolution 14-63 was presented as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 14-63**

**A RESOLUTION DESIGNATING THE USE OF COMMERCE STREET SOCCER
FIELD TO THE LAS VEGAS YOUTH SOCCER LEAGUE, A NON-PROFIT
ORGANIZATION, FOR THE PURPOSE OF ESTABLISHING A CENTRAL
LOCATION FOR YOUTH SOCCER**

WHEREAS, the City of Las Vegas encourages the development of athletic leagues to foster community partnership, prosperity, and to provide recreational and other opportunities for the youth, adults and Citizens of Las Vegas, New Mexico; and

WHEREAS, the Las Vegas Youth Soccer League was established 30 years ago as an all-volunteer sports organization intended to provide a non-competitive soccer league for youth in Las Vegas; and

WHEREAS, increasing use in the area, and making improvements will continue to address blight conditions in the neighborhood which is consistent with the Las Vegas Comprehensive Master Plan; and

WHEREAS, the Las Vegas Youth Soccer League has been utilizing various fields throughout

the community and by establishing a central location for youth soccer can greatly expand opportunities and positive experiences for the local youth; and

WHEREAS, the City of Las Vegas wishes to continue to make improvements to the Commerce Street Field in order to enhance recreational experiences in the area; and

WHEREAS, the Las Vegas Youth Soccer League intends to utilize this designation to secure grant funding to assist the City in making improvements to said field and surrounding area; and

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Las Vegas does hereby designate the use of Commerce Street Soccer Field to the Las Vegas Youth Soccer League for the purpose of establishing a central location for youth soccer.

PASSED, APPROVED AND ADOPTED THIS _____ DAY OF _____, 2014

Alfonso E. Ortiz Jr., Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED BY:

Dave Romero, City Attorney

8. Approval to ratify agreement for purchase of water rights from Victory Enterprises as represented by Maria Padilla.

Councilor Gurule-Giroń made a motion to approve consent agenda as read into record. Councilor Howell seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

5. Approval/Disapproval of Use Agreement with the Pecos League.

Acting City Manager Martinez advised that the Pecos League is the owner and operator of the "Vegas Train Robbers" a professional baseball team. This team utilizes the City of Las Vegas baseball field situated at the Rodriguez Park Complex known as Henry Martinez field. Council reviewed the previous agreement and provided direction to staff for the preparation of a revised Use Agreement with the Pecos League.

Acting City Manager Martinez asked council for a continuance on Business Item #5 and to include this item in the Special Meeting that was scheduled for the following week.

Mayor Pro Temp advised he was not aware of the Special Meeting scheduled for next week and would not be able to attend due to prior arrangements.

There were no objections to approve the continuance of Business Item #5.

Councilor Gurule-Giroń made a motion for continuance on Business Item #5 Use Agreement with the Pecos League to future date of Special Meeting. Councilor Howell seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

COUNCILORS' REPORT

None at this time.

EXECUTIVE SESSION

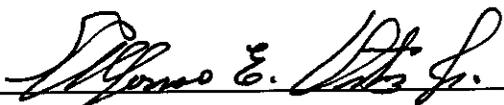
There was no need for Executive Session.

ADJOURN

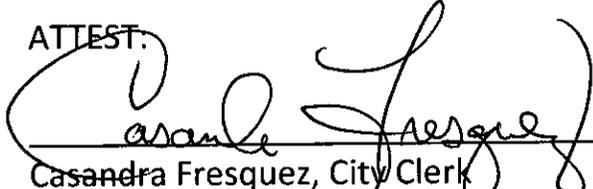
Councilor Gurule-Giroń made a motion to adjourn. Councilor Howell seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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



Mayor Alfonso E. Ortiz, Jr.

ATTEST:


Casandra Fresquez, City Clerk