

MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON WEDNESDAY, DECEMBER 21, 2016 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS

MAYOR: Tonita Gurulé-Girón

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

ALSO PRESENT: Richard Trujillo, City Manager
Casandra Fresquez, City Clerk
H. Chico Gallegos, City Attorney
Juan Montano, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Gurulé-Girón wished everyone a Merry Christmas, Happy Holidays and Happy Hanukkah and to enjoy the Holiday season with family, friends and loved ones.

Councilor Casey asked for prayers for the citizens of Las Vegas who had recently passed away and stated that every person who dies is a great loss to everyone in Las Vegas because the people of Las Vegas are what make the city great. Councilor Casey asked for prayers for the families going through loss during the Christmas season.

Councilor Howell wished everyone a Merry Christmas and to love your family and reminded everyone that Christmas is just not about gifts but that it is the love of Jesus Christ, family and our nation. He asked for prayers for our local government, the community and stated that the Council needs help and prayers in making the right decisions to enhance our community and to make it the best that it can be.

Councilor Ulibarri, Jr. wished everyone a Merry Christmas, thanked everyone for all their hard work and stated that as Councilors, they are here to help anyone they can and to help the City.

Councilor Romero wished everyone a Merry Christmas and thanked the community because without them, they would not be here.

APPROVAL OF AGENDA

Councilor Howell called to go into Executive Session prior to the Business Items discussing personnel contracts.

Mayor Gurule-Girón asked for a second on the motion to go into Executive Session prior to the Business Item discussing personnel contracts.

Mayor Gurulé-Girón advised there was not a second on the motion, therefore the motion dies.

Councilor Casey made a motion to approve the agenda as is. Councilor Ulibarri, Jr. 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	No
Barbara A. Casey	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 the minutes for November 9th and November 15th, 2016 with corrections already addressed.

Mayor Gurulé-Girón brought the attention to errors on the agenda regarding inconsistent dates of the November minutes.

City Clerk Fresquez advised that the errors on the agenda were duly noted.

Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

MAYOR'S APPOINTMENTS/REPORTS

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

MAYOR'S RECOGNITIONS/PROCLAMATIONS

Mayor Gurulé-Girón advised that Police Chief Juan Montano would be presenting on the recognition of the Certification of Accreditation for the New Mexico Law Enforcement Professional Standards Council and stated that the dates of achievement were from December 1st, 2016 through December 31st, 2019. Mayor Gurulé-Girón thanked Chief Montano and the Las Vegas Police Department Staff for their public safety in the community and thanked City Manager Trujillo for his support of the Police Department.

Chief of Police Montano introduced his personnel that played an intricate role in obtaining the accreditation which included: Administrative Assistant Raelene Lopez, Deputy Chief Ken Jenkins, Commander Juan Gonzales and Accreditation Manager Pam Sandoval. Chief Montano explained that some of the benefits of being accredited were saving money, using best practice policies; which have

resulted in drastically less liabilities and also thanked the entire Las Vegas Police Department.

PUBLIC INPUT

Bruce McAllister spoke of the changes made at the City and added that he thought there was more transparency within the City which would now help pull citizens together and thanked the administration for the progress of moving the city forward.

Joseph Garofalo advised that he was speaking as the Las Vegas Fire Department Union President of the IAFF Local 4625 and on behalf of the Fire Department in support of Chief of Police Juan Montano's Professional Service contract renewal. Mr. Garofalo stated that both the Fire Department and Las Vegas Police Department maintain a good working relationship. Mr. Garofalo also asked the Governing Body to consider the renewal of contracts for City Manager Trujillo, City Attorney Chico Gallegos and City Clerk Fresquez whom they supported as well.

Las Vegas Police Department, L.V.P.O.A. Union President David Cordova thanked City Manager Trujillo, City Attorney Gallegos, Mayor Gurulé-Girón and Council for their professionalism during the negotiation process which was completed in September and for supporting the Las Vegas Police Department. Mr. Cordova expressed the support of the L.V.P.O.A. regarding the contract renewal of Police Chief Juan Montano, who in his opinion, represented integrity, loyalty, fairness, compassion and honesty. Mr. Cordova advised that knowing that Chief Montano's contract was a year to year contract, asked the Governing Body to consider extending his contract to a minimum of two years which would provide stability to the Las Vegas Police Department.

Sarah Moore stated that many in the community appreciated the changes that had been going on in the city, that the community wanted to support Mayor Gurulé-Girón and thanked her for what she had done for the city. Ms. Moore stated that during this season, she hoped that Mayor Gurulé-Gurulé would be guided with love in all aspects of her life and wished that everyone would work together and see each other in a more inspiring light. Ms. Moore wished everyone a Merry Christmas and a Happy New Year.

A.F.S.C.M.E. Local 2851 Union President Floyd Lovato advised that it had been a privilege working with Chief of Police Juan Montano and described him as compassionate, dedicated and an inspiration to him therefore was endorsing him regarding his Professional Services contract renewal.

CITY MANAGER'S REPORT

City Manager Trujillo reported on the progress made in the IT program by Kenny Roybal and Orlando Gonzales, working on a security system to secure the City's network and with the help of Lee Einer they had made the City's website more user-friendly.

City Manager Trujillo advised that progress had been made regarding the non-profit organization contracts and explained that they had met with members of the EDC, Chamber of Commerce and AWC and stated that contracts would be presented to Council in next month's regular meeting and informed that the City was currently looking for a permanent home for the Chamber of Commerce. City Manager Trujillo added that the City of Las Vegas appreciated all volunteers for their hard work.

City Manager Trujillo thanked all the departments involved in making the Christmas Holiday one to remember with all the efforts made in putting up lights in several parks in town as a way to thank the community for all their support.

City Manager Trujillo reported that the City and the non-profit organizations would have more "quality of life events" and added that the city's marketing concept was bringing more tourists into town and hoped to continue to move forward in working with Department Directors and appreciated the working relationship he had with each of them.

Mayor Gurulé-Girón recognized the departments who had put in a lot of time and effort this Christmas season and also wanted to publicly thank the last minute volunteers for their help in decorating the poles down Bridge Street which included: Eloy Aragon from Plaza Drugs, Dennis Lujan from Popular Dry Goods and Councilor Ulibarri, Jr. Mayor Gurulé-Girón also thanked Consuelo Gallegos for her

efforts as well and commended Public Works Director Veronica Gentry for her direction regarding the decorating festivities.

FINANCE REPORT

Finance Director Ann Marie Gallegos reported on the Finance Report for the month ending November 30, 2016. Finance Director Gallegos advised that the General Fund revenue was at forty percent and stated that they were waiting on property taxes. Finance Director Gallegos reported that General Fund expenditures came in at thirty five percent with continued monitoring by Department Directors.

Finance Director Gallegos reported that Recreation Department revenue came in at forty percent and stated that they anticipated the opening of the Recreation Center to take place on "Cinco de Mayo". Recreation Department expenditures were at forty eight percent, which were employee expenditures.

Finance Director Gallegos advised that Enterprise Funds revenue was at thirty six percent although would increase due to the start of more gas usage and reported expenditures at thirty two percent.

Councilor Casey questioned the Recreation Department Employee Expenditures reported at fifty one percent.

Finance Director Gallegos explained that they had readjusted the employee expenditures in the Recreation Department due to temporarily not having positions such as lifeguards, part-time and seasonal employees although would have to go back and review to determine if an increase would be needed. Finance Director Gallegos informed that some staff members were still being paid out of the Recreation fund even though they had been reassigned.

CONSENT AGENDA

1. Approval to award request for bids #2017-11 for Miox Salt (evaporated food grade) for the Water Treatment Plant to the low bidder DPC Industries.
2. Approval to enter into agreement with Estancia Valley Solid Waste Authority for solid waste disposal services.

3. Approval of a 35¢ per hour pay increase for all, eligible, non-bargaining unit employees.

4. Approval of contract for Cisneros Design for design and promotion services.

Councilor Casey made a motion to approve the Consent Agenda as read into the record. 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	Barbara A. Casey	Yes
David L. Romero	Yes	Vincent Howell	Yes

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

BUSINESS ITEMS

1. Conduct a Public Hearing and Approval/Disapproval of application requesting a Restaurant Beer and Wine License with on Premise Consumption only submitted by JL1, LLC, DBA Pino's Restaurant, located at 1901 North Grand Avenue, Las Vegas, NM 87701, Application #1023998.

Councilor Howell made a motion to conduct a Public Hearing. 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 L. Romero	Yes
David A. Ulibarri, Jr.	Yes	Barbara A. Casey	Yes

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

City Attorney Chico Gallegos asked anyone who wished to speak on the issue, to stand and be sworn in. Casandra Fresquez was sworn in.

City Clerk Casandra Fresquez advised that the Director of the Alcohol and Gaming Division had reviewed the referenced application and granted preliminary approval. It had been forwarded to our Governing Body for consideration of the

liquor license application. City Clerk Fresquez informed that the new owner of Pino's Restaurant, Lisa Saiz had applied for the liquor license, advised that zoning requirements had been met and that publication requirements had also been met, publishing in the Las Vegas Optic on November 30th and December 7th, 2016.

Councilor Howell made a motion to accept the record proper, close Public Hearing and to reconvene into Regular Session. Councilor Casey and Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Casey made a motion to approve the application requesting a Restaurant Beer and Wine License with on Premise Consumption only submitted by JL1, LLC, DBA Pino's Restaurant, located at 1901 North Grand Avenue, Las Vegas, NM 87701, Application #1023998. 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:

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

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

2. Approval/Disapproval of Resolution 16-46.

Finance Director Gallegos advised that the City of Las Vegas was requesting increases to the FY2017 budgeted revenues, expenditures, transfers to and from within various funds of the FY2017 budget.

Finance Director Gallegos gave a brief overview of the list of grants from each department that had come in after the approved budget, regarding adjustments to the 2016- 2017 budget. Finance Director Gallegos requested permission to also add the carry-over for the Law Enforcement Protection Fund of \$7,940.00

which would be utilized to purchase equipment for the vehicles that the Police Department would be ordering.

Councilor Casey asked for the grand total of the budget adjustment.

Finance Director Gallegos informed that the grand total of the budget adjustment was \$714,997.00 which included both revenue and expenditures.

Mayor Gurulé-Girón had concerns regarding the issue of correct line items for donations, the timely manner of transfer ins/outs and the monitoring of grants.

Finance Director Gallegos explained that donations were being placed under donations/contributions, that transfer ins/outs were being performed in a timely manner and added that she was working with City Manager Trujillo and Departments Directors closely on monitoring grants for the City of Las Vegas.

Councilor Casey made a motion to approve of Resolution 16-46. Councilor Ulibarri, Jr. seconded the motion.

Resolution 16-46 was presented as follows:

STATE OF NEW MEXICO
MUNICIPALITY OF CITY OF LAS VEGAS
BUDGET ADJUSTMENT RESOLUTION NO. 16-46

WHEREAS, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a budget for fiscal year 2017; and

WHEREAS, said budget adjustments were developed on the basis of an increase in revenues and expenditures, transfers in/or out in various funds; and

WHEREAS, increase/decrease in revenues, expenditures, transfer in, and transfers out to be funded by additional grant funds and;

WHEREAS, the City of Las Vegas is in need of making adjustments to the 2017 fiscal year budget;

WHEREAS, it is the majority opinion of this Council that the budget adjustment meets the requirement as currently determined for fiscal year 2017;

NOW, THEREFORE, the Governing Body of the City of Las Vegas passes this budget resolution for budget adjustments, PASSED, APPROVED AND ADOPTED THIS 21th DAY OF DECEMBER 2016.

Mayor

ATTEST:

Casandra Fresquez, City Clerk

Reviewed and Approved as to Legal Sufficiency Only:

H. Chico Gallegos, City Attorney

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

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

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

3. Approval/Disapproval of City Manager's Professional Service Contract.

Mayor Gurulé-Girón advised that City Manager, Richard Trujillo's Professional Service contract was up for renewal. In accordance with the City of Las Vegas, New Mexico Municipal Charter Article V, Section 5.01 A. The city manager shall be appointed by the Mayor, subject to Council approval. The Governing Body shall enter into a contract with the city manager which shall establish, among other matters, compensation, benefits, duties and responsibilities.

Mayor Gurulé-Girón advised that she was requesting approval of the current City Manager's Professional Contract and stated that Mr. Trujillo had worked diligently for the last 8 months as City Manager. Mayor Gurulé-Girón stated that she was pleased with the progress made although needed improvement, as previously discussed by Council.

Councilor Howell advised that before giving his vote he wanted to state how disappointed he was with his fellow Governing Body, deciding not to go into Executive Session, adding that he wanted to discuss some more of his concerns regarding City Manager Trujillo.

Councilor Howell explained that it was nothing personal towards City Manager Trujillo although he wanted his concerns to be heard, clarified and understood and felt that the process of the City Manager Trujillo's evaluation was not appropriate and was not seen by the Governing Body until just recently.

Councilor Howell added that some of his specific concerns were not included in the Performance Improvement Plan that he had mentioned and stated he was struggling with this vote therefore he was going to vote *no* at this point.

Councilor Howell advised that he would like to sit down with City Manager Trujillo to discuss his specific concerns and in order to hopefully have a good working relationship with each other and added that he would also like to discuss the community concerns which had been given to him, relating to City Manager Trujillo.

City Manager Trujillo advised Councilor Howell that he looked forward to meeting with him.

Mayor Gurulé-Girón stated for the record, that the Council did discuss this last week and did approve unanimously for no further discussion in Executive, everybody was fully apprised of this in Executive Session and she didn't understand what Councilor Howell's concerns were about. Mayor Gurulé-Girón stated that the Council was clear and she would not discuss in detail any of the issues because of Executive Session, but she disagreed with Councilor Howell's statement.

Discussion took place regarding the issue of whether the City Manager's Professional contract should be discussed in Executive Session.

Councilor Casey made a motion to approve the City Manager's Professional Service Contract. Councilor Ulibarri, Jr. 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	No	David A. Ulibarri, Jr.	Yes

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

City Manager Trujillo thanked the Governing Body and stated that he would give one hundred percent.

4. Approval/Disapproval of City Attorney's Professional Service Contract.

Mayor Gurulé-Girón advised that City Attorney, H. Chico Gallegos' Professional Service contract was up for renewal. In accordance with the City of Las Vegas, New Mexico Municipal Charter Article V, Section 5.04 C. The Mayor shall appoint the city attorney, subject to Council approval. D. The Governing Body shall enter into a contract with the city attorney which shall establish, among other matters, compensation, benefits, duties and responsibilities. Mayor Gurulé-Girón advised that she was requesting approval of the Professional Service contract for City Attorney Chico Gallegos.

Councilor Casey made a motion to approve the City Attorney's Professional Service Contract. Councilor Romero seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

5. Approval/Disapproval of City Clerk's Professional Service Contract.

Mayor Gurulé-Girón advised that City Clerk Casandra Fresquez' Professional Service contract was up for renewal. In accordance with the City of Las Vegas, New Mexico Municipal Charter Article V, Section 5.05 C. The Mayor shall appoint the City Clerk, subject to Council approval. The Governing Body shall enter into a contract with the city clerk which shall establish, among other matters, compensation, benefits, duties and responsibilities. Mayor Gurulé-Girón advised that she was requesting approval of the Professional Service contract for City Clerk Casandra Fresquez, who had done an outstanding job, the last eight months.

Councilor Casey made a motion to approve the City Clerk's Professional Service Contract. 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 L. Romero	Yes	David A. Ulibarri, Jr.	Yes

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

6. Approval/Disapproval of Chief of Police Professional Service Contract.

Mayor Gurulé-Girón advised that Chief of Police, Juan Montano’s Professional Service contract was up for renewal. In accordance with the City of Las Vegas, New Mexico Municipal Charter Article V, Section 5.06 B. The Mayor shall appoint the Chief of Police, subject to Council approval. The Governing Body shall enter into a contract with the chief of police which shall establish, among other matters, compensation, benefits, duties and responsibilities. Mayor Gurulé-Girón advised that she was requesting approval of the Professional Service contract for Chief of Police Juan Montano.

Councilor Casey made a motion to approve the Chief of Police Professional Service Contract. 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.

COUNCILOR’S REPORTS

Councilor Romero took the opportunity to wish everyone a Merry Christmas.

Councilor Casey wanted to thank Community Services Director Pamela Marrujo for providing the tour of construction at the Recreation Center and added that she was very pleased with the construction, the work safety and staying within the budget.

Councilor Casey also thanked Utilities Director Maria Gilvarry for her outstanding help and for her professionalism when helping an extremely difficult constituent.

Councilor Casey informed that she had viewed negative complaints on social media regarding their trash not being picked up. Councilor Casey stated that she had recently seen a Solid Waste employee collecting trash from bins by hand, due

to trash trucks not functioning properly, and expressed how thankful she was for that. Councilor Casey stated that she was very upset about negative comments on social media being posted by people, before knowing the facts.

Councilor Casey thanked everyone from City Hall for inviting her to the Christmas Luncheon held last week, getting to know employees that she had not met before and extended her heartfelt thanks to the City employees from every department who are extremely professional, ethical and hard working.

Councilor Howell thanked Public Works Director Veronica Gentry and her staff, Vanessa Marquez and Maria Perea for taking care of Santa Claus during the Electric Light Parade and to arrange for him to talk to over 500 children and advised that Santa Claus was very thankful for the float made for him by Public Works Director Gentry and staff. Councilor Howell thanked City Manager Trujillo for allowing city staff to make this year's Electric Light Parade one of the best.

Councilor Ulibarri, Jr. advised that he would soon like to visit every department to visit and meet the employees and added that he wanted to thank City Manager Trujillo, City employees, the Council and Mayor Gurulé-Girón for doing a good job although at times there are disagreements and added that with God we can work better.

City Manager Trujillo informed that Utilities Director Gilvarry had been doing a great job of giving scheduled tours of the reservoirs to some employees and advised the Councilors to schedule a tour if they had not visited the reservoirs.

Mayor Gurulé-Girón requested an update regarding the new Solid Waste garbage trucks.

City Manager Trujillo advised that they were expecting to receive two new garbage trucks by the end of January.

EXECUTIVE SESSION

City Manager Trujillo advised there was no need for Executive Session.

ADJOURN

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

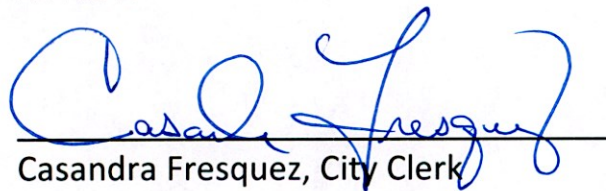
David A. Ulibarri, Jr.	Yes	Vincent Howell	Yes
Barbara A. Casey	Yes	David L. Romero	Yes

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



Mayor Tonita Gurulé-Girón

ATTEST:



Casandra Fresquez, City Clerk