

MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON WEDNESDAY, FEBRUARY 21, 2018 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS

MAYOR: Tonita Gurulé-Girón

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

ALSO PRESENT: Ann Marie Gallegos, Interim City Manager
Casandra Fresquez, City Clerk
David Silva, Acting City Attorney
Chris Lopez, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Ulibarri, Jr. asked for a moment of silence to remember the children who lost their lives in Florida and for prayers to keep the children of our community safe.

APPROVAL OF AGENDA

Councilor Casey made a motion to approve the agenda as is. Councilor Romero and Councilor Ulibarri, Jr. 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 that the motion carried.

APPROVAL OF MINUTES

Councilor Casey made a motion to approve the minutes for January 10th, January 17th and January 23rd, 2018. 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	Barbara A. Casey	Yes
David L. Romero	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised that 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

City Clerk Fresquez read a proclamation on behalf of Susana Martinez, Governor of the State of New Mexico, proclaiming the month of February 2018 as “New Mexico Aviation Appreciation Month” throughout the state of New Mexico.

Mayor Gurulé-Girón added that she received certificates at the Route 66 Air Tour that were presented to Santa Rosa Route 66, Grants, Milan, Las Vegas and Winslow Arizona Airports for their importance to general aviation.

City Clerk Fresquez presented Certificates of Recognition to medalists from the Special Olympics Las Vegas Athlete Achievement for 2017.

Mayor Gurulé-Girón congratulated all the members of the Special Olympics for being incredible athletes and for a job well done.

PUBLIC INPUT

Lorenzo Flores spoke of his support for Councilor Ulibarri, Jr. to continue to represent Ward 1 and also stated that they working hard to get Carla Benavidez into Ward 4. Mr. Flores spoke briefly about the recall for Councilor Barbara Casey and added that a recall would be submitted to recall Councilor Vincent Howell.

Marshall Poole, AWC board member presented a detailed report regarding the Animal Welfare Coalition.

Lalo Sanchez spoke of concerns pertaining to crosswalks, animal/dog control, Police Officers and refugees.

Mayor Gurulé-Girón responded to Mr. Sanchez regarding sidewalks and advised him that there would be a possibility of no funding (CDBG) although the City was working diligently on those issues.

Interim City Manager Gallegos spoke in regards to animal control and that one position was vacant for an Animal Control Officer.

PRESENTATIONS

Grants Writer Robert Archuleta gave a detailed overview of the Downtown Action Plan. Mr. Archuleta advised that Architectural Research Consultants was selected through an RFP as a consultant for the project and to update the downtown action plan known as the Metropolitan Redevelopment Act. Grants Writer Archuleta gave a detailed overview of the Downtown Action Plan.

Mayor Gurulé-Girón asked if this plan was the plan that the City had previously spent \$100,000.00 on and asked how this plan tied into the “Wayfinding” plan.

Grants Writer Archuleta advised that he believed this was an update of the 2010 Downtown Action Plan and stated that the “Wayfinding” plan was a small portion of the scope of work.

Brief discussion took place regarding the funding for the “Wayfinding” action plan.

Architectural Research Consultants Planner Liza Miller informed Council of the experience of ARC Planning, Inc.

Ben Savoca with ARS presented a detailed report on the Metropolitan Redevelopment Act Plan.

Brief discussion took place regarding projects being part of the ICIP plan.

Mayor Gurulé-Girón stated that if projects were not tied into the ICIP plan it would reduce the priority through the rank and rating process for any future funding and asked Interim City Manager Gallegos to follow-up with the status of the “Wayfinding” plan and how it would be incorporated into the plan.

Interim City Manager Ann Marie Gallegos informed the Governing Body that as of December 31st, Cisneros chose not to renew their contract with the City and some of those responsibilities had been passed down to Media Coordinator Virginia Marrujo and the Community Development Department.

Joaquin Garofalo Lodger’s Tax Board member gave a detailed presentation regarding the Lodger’s Tax Rate Increase. *-A complete copy of the report may be obtained from the City of Las Vegas City Clerk’s Office.*

Mayor Gurulé-Girón commended Mr. Garofalo and the Lodger’s Tax Board for an outstanding job regarding the precise accounting of Lodger’s tax dollars and for their recommendations as an advisory board.

CITY MANAGER’S REPORT

Utilities Director Maria Gilvarry reported that the second Notice of Obligation had been received from New Mexico State Engineer regarding the Bradner Rehabilitation Project which would obligate the remainder of the funds that the City had from the 10 million dollars of Legislative appropriation for Bradner. She stated that it was now encumbered and were ready to move forward and reminded Council of the extension requested through the end of the year from the Legislature and were waiting for approval.

Utilities Director Gilvarry reported that the “Four Ward in Four Weeks Cleanup” program was moving forward, beginning on March 12th, spending six days in every ward walking through and cleaning up the community.

Recycling Coordinator Alvin Jiron informed that the project was important for the community and stated that they were recruiting help from staff in order to beautify

the community in time for the spring events. He advised during the clean up, amnesty days would be available beginning with Ward 1 and encouraged Council to get involved in the program and invited them to speak on the radio on Fridays regarding their specific ward.

Utilities Director Gilvarry reported that they were receiving support from many departments and looking forward to enjoying a beautiful community and advised Councilors to notify City Manager's Office prior to speaking on the radio so that they may have the opportunity to schedule accordingly.

Interim City Manager Gallegos reported that the naming of the Intranet would be taking place soon after the Governing Body would submit their votes and asked to have their recommendations turned into City Manager's Office by Friday.

FINANCE REPORT

Interim Finance Director Tana Vega presented the Finance Report for the month ending January 31, 2018, reporting General Fund Revenue at 63% of budgeted revenues and expenditures at 51%.

Interim Finance Director Vega informed that the Recreation Department revenues came in at 50% and expenditures were at 51%.

Interim Finance Director Vega reported 53% revenue for the Enterprise Funds and 48% for expenditures.

CONSENT AGENDA

City Clerk Casandra Fresquez read the consent agenda as follows:

1. Approval to award request for bid #2018-16 for the Bradner fill line project to Hays Plumbing and Heating, Inc.
2. Approval of Resolution No. 18-06 for submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority.

Resolution 18-06 was presented as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 18-06**

AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION
FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE
NEW MEXICO FINANCE AUTHORITY.

WHEREAS, City of Las Vegas, New Mexico (the "Governmental Unit") is a qualified entity under the New Mexico Finance Authority Act, Sections 6-21-1 through 6-21-31, NMSA 1978 ("Act"), and the City of Las Vegas City Council ("Governing Body") is authorized to borrow funds and/or issue bonds for financing of public projects for benefit of the Governmental Unit; and

WHEREAS, the New Mexico Finance Authority ("Authority") has instituted a program for financing of projects from the public project revolving fund created under the Act and has developed an application procedure whereby the Governing Body may submit an application ("Application") for financial assistance from the Authority for public projects; and

WHEREAS, the Governing Body intends to purchase water storage rights the benefit of the Governmental unit and its citizens ("Project"); and

WHEREAS, the application prescribed by the Authority has been completed and submitted to the Governing Body and this resolution approving submission of the completed Application to the Authority for its consideration and review is required as part of the Application.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LAS VEGAS:

Section 1. That all action (not consistent with the provision hereof) heretofore taken by the Governing Body and the officers and employees thereof directed toward the Application and the Project, be and the same is hereby ratified, approved and confirmed.

Section 2. That the completed Application submitted to the Governing Body, be and the same is hereby approved and confirmed.

Section 3. That the officers and employees of the Governing Body are hereby directed and requested to submit the completed Application to the Authority for its review, and are further authorized to take such other action as may be requested by the Authority in its consideration and review of the Application and to further proceed with arrangements for financing the Project.

Section 4. All acts and resolutions in conflict with this resolution are hereby rescinded, annulled and repealed.

Section 5. This resolution shall take effect immediately upon its adoption.

APPROVED AND ADOPTED this _____ day of _____ 2018.

Tonita Gurulé-Girón, Mayor

ATTEST:

Casandra Fresquez, City Clerk

- 3. Approval to publish Ordinance No. 18-01 to enter into a loan agreement with the New Mexico Finance Authority.
- 4. Approval of contract for emergency medical services between the City of Las Vegas and Superior Ambulance.
- 5. Approval to replace the existing hangar door at the Las Vegas Municipal Airport and replace high voltage switch with a low voltage push button.

Councilor Casey made a motion to approve the consent agenda as read into the record. Councilor Howell and 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	Yes	David A. Ulibarri, Jr.	Yes

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

BUSINESS ITEMS

- 1. Conduct a public hearing and Approval/Disapproval of transfer of ownership and change of location of dispenser liquor license No. 0054 with package sales submitted by Love’s Travel Stops and Country Stores, Inc. DBA Love’s Travel Stop No. 733, proposed location at 2401 North Grand Avenue, Las Vegas, NM 87701, Application No. 1074243.

Councilor Casey made a motion to go into Public Hearing. Councilor Howell 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
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Vincent Howell Yes David L. Romero Yes

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

City Clerk Fresquez asked anyone who wished to speak on the issue, to stand and be sworn in. Edwin B. Tatum was sworn in.

Mr. Tatum advised he was speaking on behalf of Love’s Travel Stop Country Stores and advised that they would be a good corporate citizen and informed they were located in 48 states. Mr. Tatum requested the approval of transfer of ownership and change of location of dispenser liquor license No. 0054 with package sales, moving from Highway General Market-Tequilas to Love’s Travel Stop No. 733.

City Clerk Casandra Fresquez advised that the Director of Alcohol and Gaming had reviewed the referenced application and granted preliminary approval. The liquor license application had been forwarded to our Governing Body for consideration of the liquor license application and all zoning and publications requirements had been met.

Councilor Casey made a motion to close 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	Barbara A. Casey	Yes
David L. Romero	Yes	David A. Ulibarri, Jr.	Yes

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

Councilor Casey made a motion to reconvene into regular session, accept the record proper and approve of transfer of ownership and change of location of dispenser liquor license No. 0054 with package sales submitted by Love’s Travel Stops and Country Stores, Inc. DBA Love’s Travel Stop No. 733, proposed location at 2401 North Grand Avenue, Las Vegas, NM 87701, Application No. 1074243. 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
David L. Romero	Yes	Barbara A. Casey	Yes

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

2. Conduct a public hearing and Approval/Disapproval of transfer of ownership and change of location of inter-local dispenser liquor license No. 2667 with on premise consumption with patio service submitted by Highway General Market, LLC DBA Tequila's Bar & Grill, located at 227 S. Pacific Street, Las Vegas, NM 87701, Application No. 1077902.

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

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

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

City Clerk Fresquez asked anyone who wished to speak on the issue, to stand and be sworn in. Wanda Martinez was sworn in.

City Clerk Fresquez advised that the Director of Alcohol and Gaming had reviewed the referenced application and granted preliminary approval. The liquor license application had been forwarded to our Governing Body for consideration of the liquor license application. All zoning and publications requirements had been met and stated that publications were posted in the Las Vegas Optic on January 24th and February 7th, 2018.

Councilor Casey asked if this would allow Tequila's to continue business as usual.

City Clerk Fresquez informed that it was on premise only with patio service and no package sales.

Councilor Howell asked a question regarding if drinks would be served at Tequila's.

Wanda Martinez advised that there would be no sale of packaged liquor and that the license was for bar sales. Councilor Howell made a motion to close Public Hearing and accept the record proper. Councilor Casey 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.

Councilor Casey made a motion to reconvene into regular session. 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 that the motion carried.

Councilor Casey made a motion to approve of transfer of ownership and change of location of inter-local dispenser liquor license No. 2667 with on premise consumption with patio service submitted by Highway General Market, LLC DBA Tequila's Bar & Grill, located at 227 S. Pacific Street, Las Vegas, NM 87701, Application No. 1077902. Councilor Ulibarri, Jr. and Councilor Howell 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 that the motion carried.

3. Approval of 2017 Audit.

Interim Finance Director Tana Vega advised that the Office of the State Auditor had released the 2017 audit for review and final approval by Mayor and Council. She advised that Ray Roberts from RPC Auditing Firm was present and available to answer questions.

Councilor Casey stated she wanted to clarify, for the record “ This is the regular audit and is not the Special Audit”.

Mayor Gurulé-Girón also stated for the record “ This company is ranked 9th in the nation”.

Councilor Howell welcomed Mr. Roberts and clarified that the opinion of the audit, was a non modified audit and asked for clarification regarding “None noted” under Section I-Summary of Auditor's' Results, a. Material weaknesses identified?

Mr. Roberts explained that “material weakness” which was, something has gone wrong or could go wrong that would cause the financial statements to be materially misstated. He advised that they did not see anything that would cause the financial statements to materially misstated.

Councilor Howell asked if they had done a Federal Audit at the Housing Authority Department and questioned if it was a modified audit.

Mr. Roberts advised that they had completed the Audit for Housing Authority although they still had an unmodified opinion and had a significant efficiency in that case with one finding regarding Capital Assets.

Councilor Casey made a motion to approve the 2017 Audit. Councilor Ulibarri, Jr. 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 that the motion carried.

Mayor Gurulé-Girón thanked the Finance Department and everyone involved in the 2017 Audit and advised a corrective action plan for Housing was being worked on.

Mr. Roberts, a parent of a Special Olympics athlete stated that he was thankful for the presentation given to recognize the Special Olympics athletes.

4. Approval/Disapproval of Resolution 18-13, authorizing the sale of City Owned Property as per attached legal description and plat, and know as City Right-of-Way on the east side of Railroad Avenue, between Lincoln Avenue and douglas Avenue.

and Douglas Avenue, to utilize the area as angle parking for the Castaneda Hotel when renovations are complete.

Carlos Lopez, Project Manager for Castaneda Hotel advised that their request from the City, was to purchase 15 feet on the east side of Railroad Avenue for angle parking and to lease City property located at the Transportation Department parking lot for additional parking for both properties.

Councilor Howell stated that he agreed with that idea and added it would help the Railroad district with renovation projects.

Councilor Casey made a motion to approve of Resolution 18-13, authorizing the sale of City Owned Property as per attached legal description and plat, and known as City Right-of-Way on the east side of Railroad Avenue, between Lincoln Avenue and Douglas Avenue. Councilor Romero seconded the motion.

Resolution 18-13 was presented as follows:

CITY OF LAS VEGAS

CITY COUNCIL

RESOLUTION NO. 18-13

A RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY DESCRIBED AS PER ATTACHED LEGAL DESCRIPTION AND PLAT, AND KNOWN AS CITY RIGHT-OF-WAY ON THE EAST SIDE OF RAILROAD AVENUE, BETWEEN LINCOLN AVENUE AND DOUGLAS AVENUE, LAS VEGAS, NEW MEXICO TO MR. ALLAN AFFELDT, OWNER OF THE CASTANEDA HOTEL.

WHEREAS, the City of Las Vegas, New Mexico is the record owner of certain Right-of-Way property on Railroad Avenue; and

WHEREAS, Mr. Allan Affeldt, owner of the Castaneda Hotel desires to purchase a portion of Right-of-Way along the east side of Railroad Avenue to serve as angle parking for the Castaneda Hotel.

WHEREAS, pursuant to Section 3-54-1A, NMSA 1978; and to Resolution No. 06-08 approved on February 15, 2006, the City Council of the City of Las Vegas desires to sell this parcel of land as is; and

NOW THEREFORE, the City Council, the governing body of the City of Las Vegas, New Mexico hereby resolves that:

1. Subject to the provisions of Section 3-54-1A, NMSA 1978 and Resolution No. 06-08, the Mayor of the City of Las Vegas is authorized to sign the Purchase Agreement with Mr. Allan Affeldt, owner of the Castaneda Hotel, for the following described parcel of land:

A parcel of land being a portion of the R/W of Railroad Avenue adjacent to that property shown on Winston & Assoc., LLC. Plat # 017-192, recorded in Plat Book 74, Page 87 in the Office of the San Miguel County Clerk. Said parcel being located within the City of Las Vegas, San Miguel County, New Mexico, and lying within the Las Vegas Land Grant, projected Section 23, Township 16 North, Range 16 East, N.M.P.M. Said parcel being more particularly described as follows:

Beginning at the New Mexico State "RADIO" Triangulation Station, thence S 62°51'26" E a distance of 1747.72 feet to the NE'ly most corner of said property shown on plat # 017-192. Thence N 77°10'26" W a distance of 183.50 feet to the NE'ly most corner and **TRUE POINT OF BEGINNING** of this parcel. Said NE'ly most corner being located along the E'ly R/W line of Railroad Avenue. Thence along said E'ly R/W line S 12°50'09" W a distance of 421.97 feet to the SE'ly most corner of this parcel. Thence leaving said E'ly R/W line N 77°09'55" W a distance of 20.67 feet to the SW'ly most corner of this parcel. Thence N 12°50'09" E a distance of 421.97 feet to the NW'ly most corner of this parcel. Thence S 77°09'55" E a distance of 20.67 feet to the **True Point of Beginning** of this parcel.

Said parcel contains 0.200 acres more or less.

A copy of Preliminary Plat # 018-017 is attached.

2. Mr. Allan Affeldt, owner of the Castaneda Hotel, has already taken care of obtaining a survey of the property.
3. The City of Las Vegas will be responsible for obtaining an appraisal for above property prior to actual sale of property.
4. After the appraisal, should the Property which is the subject of this Resolution be valued in excess of Twenty-Five Thousand Dollars (\$25,000), then this sale shall be approved by Ordinance which shall be subject to the negative referendum provisions of Section 3-54-1A, NMSA 1978 and Resolution No. 06-08.

PASSED, APPROVED AND ADOPTED THIS _____ DAY OF _____, 2018.

Tonita Gurulé-Girón, Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED BY:

Danelle Smith, City Attorney

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.	Yes

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

5. Approval/Disapproval of Resolution 18-14, authorizing the lease of City Owned Property as per attached legal description, and known as the Transportation Department Parking Lot located at 500 Railroad Avenue, Las Vegas, New Mexico.

Planning & Zoning Coordinator Maria Perea advised that Allan Affeldt, owner of the Castaneda Hotel, has expressed an interest in leasing the Transportation Department Parking Lot during the evening hours when the Transportation Department is closed so hotel patrons can utilize the lot.

Brief discussion took place regarding the lease of the City Owned property on 500 Railroad Avenue.

Councilor Casey made a motion to approve of Resolution 18-14, authorizing the lease of City Owned Property as per attached legal description, and known as the Transportation Department Parking Lot located at 500 Railroad Avenue, Las Vegas, New Mexico. Councilor Ulibarri, Jr. seconded the motion.

Resolution 18-14 was presented as follows:

CITY OF LAS VEGAS

CITY COUNCIL

RESOLUTION NO. 18-14

A RESOLUTION AUTHORIZING THE LEASE OF TRANSPORTATION DEPARTMENT PARKING LOT FOR USE BY CASTANEDA HOTEL PATRONS WHEN NOT UTILIZED BY CITY STAFF, WHICH WILL BE POSTED ON SITE TO MR. ALLAN AFFELDT, OWNER OF THE CASTANEDA HOTEL.

WHEREAS, the City of Las Vegas, New Mexico is the record owner of certain property located at 500 Railroad Avenue; and

WHEREAS, Mr. Allan Affeldt, owner of the Castaneda Hotel desires to lease the parking lot of the Transportation Department located at 500 Railroad Avenue, for use of Castaneda Hotel patron when not utilized by City Staff.

WHEREAS, pursuant to Section 3-54-1A, NMSA 1978; and to Resolution No. 06-08 approved on February 15, 2006, the City Council of the City of Las Vegas desires to lease said parking lot; and

NOW THEREFORE, the City Council, the governing body of the City of Las Vegas, New Mexico hereby resolves that:

1. Subject to the provisions of Section 3-54-1A, NMSA 1978 and Resolution No. 06-08, the Mayor of the City of Las Vegas is authorized to sign the Lease Agreement with Mr. Allan Affeldt, owner of the Castaneda Hotel, for the following described parcel of land:

See Exhibit "A" attached for legal description

2. The City of Las Vegas will be responsible for obtaining an appraisal for above property prior to lease agreement being signed.
3. Should the Property which is the subject of this Resolution be valued in excess of twenty-five Thousand Dollars (\$25,000) then this Lease shall be approved by Ordinance which shall be subject to the negative referendum provisions of Section 3-54-1A, NMSA 1978 and Resolution No. 06-08.

PASSED, APPROVED AND ADOPTED THIS _____ DAY OF _____, 2018.

Tonita Gurulé-Girón, Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED BY:

Danelle Smith, City Attorney

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

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 that the motion carried.

Carlos Lopez clarified that with the finance structure Allan Affeldt was previously the owner although with the new market tax credit structure the ownership is under Winslow Arts Trust that goes into a non-profit structure intended to perpetuate future projects in the community.

Interim City Manager Gallegos advised that the next step, was to seek appraisal, bring back to Council in order to move forward.

COUNCILORS' REPORTS

Councilor Casey commended the Community Development Department for the set-up for Las Vegas Night although had questions regarding the amount of \$24,831.87 budget and asked if this was a preliminary amount given to Council in January, or would the cost increase now.

Interim City Manager Gallegos advised that they had stayed within the budget, were able to raise 100% of the monies and were finalizing the report that would be brought back to Council in March.

Media Coordinator Virginia Marrujo advised that money was saved by utilizing the creativity of the individuals within the Community Development Department with supplies given by sponsors.

Brief discussion took place regarding the \$20,000.00 coming from revenues placed into the contributions/donations that were expended for Las Vegas Night.

Councilor Casey stated that Council members were asked if they wanted to spend the night at La Fonda during Las Vegas Night at the Legislature and asked if that was covered by the City as well.

Interim City Manager Gallegos informed that mileage and per diem was submitted by Mayor and Council for reimbursements and was paid out of the Executive Office.

Councilor Casey stated for the record that personally she did not agree with paying for hotels with taxpayers monies for Councilors or others.

Councilor Casey stated that the City had lost their Events Planner/Film Liaison Tiara Shorty recently and spoke of a recent successful premiere for the movie made in Las Vegas and considered that the City needed to fill the position as soon as possible in order to promote the film industry in Las Vegas, also to have someone to work with directors and individuals interested in film. Councilor Casey advised that she was concerned about the Community Development staff being overworked.

Interim City Manager Gallegos informed that she would be meeting with the Community Development director in filling the position and commended the Community Development employees for their teamwork in the department.

Councilor Casey stated that she was impressed with the shadow boxes that Virginia Marrujo created. She advised that she was concerned about the 4th of July Fiestas and the department being short staffed, overtime worked by the Police Department and some issues from vendors and merchants brought up in the instance of the fiestas taking place for 6 days.

Interim City Manager Gallegos advised that Virginia Marrujo had taken on the responsibilities of organizing the fiestas and had already scheduled a Fiesta Committee meeting for February 23, 2018.

Media Arts Coordinator Marrujo reported that they were moving ahead with vendors, entertainment contracts and advised the fiestas would take place June 29th through July 4th, 2018.

Brief discussion took place regarding planning several events taking place during the 4th of July Fiestas.

Councilor Casey advised that her main concern was that the Fiestas would continue to be the wonderful event that has always been. She spoke briefly regarding Las Vegas Night and asked how many Legislators had attended due to her not seeing

Councilor Casey suggested to the Community Development Department to plan Las Vegas Night early during a short session and asked to possibly consider for the 60-day session, to plan around the halfway point before the end of the session so that if there would be any legislation that would need to be introduced, they can talk to Legislators to submit those bills for discussion.

Media Coordinator Marrujo advised they had already begun collaboration with San Miguel County, Highlands University and Luna Community College and stated that they had already contacted Legislators in regards to wanting to participate next year with hopes of having a full day for the event.

Interim City Manager Gallegos stated that Las Vegas Night was a success and that the focus would be to continue to make the event bigger and stronger in the future.

Councilor Casey advised that she had concerns regarding the Town Hall meetings held for Ward 1 and Councilors and for not being informed of the event taking place. She stated that one of the Town Hall meetings for Ward 4 was held at the Senior Center and was evident of it being a campaign event.

Mayor Gurulé-Girón advised Councilor Casey to watch her tone and her allegations and stated that that was not the case. She stated by looking at the Charter law, that she had the authority to notify the public shortly after the end of the year on a public address, and asked City Clerk Fresquez to clarify.

City Clerk Fresquez made the clarification of it being an annual State-of-the-City report to the community.

Mayor Gurulé-Girón stated that she chose to do it as a Town Hall meeting, that there was no political agenda and she did not appreciate Councilor Casey making that statement. She advised that notices were put out and stated that when they had held Town Hall meetings in Councilor Howell's ward, the entire Council was not notified.

Councilor Howell stated that was not true and that he mentioned it at the Council meetings, spoke to each individual Councilor and advised that City Manager Tim Dodge was present at the Town Hall meeting during the time of his first term and added that he never held a meeting during his second term.

Councilor Howell stated that was not true and that he mentioned it at the Council meetings, spoke to each individual Councilor and advised that City Manager Tim Dodge was present at the Town Hall meeting during the time of his first term and added that he never held a meeting during his second term.

Disagreements took place among the Governing Body regarding the issues of the Town Hall meetings.

Mayor Gurulé-Girón advised Councilor Casey that it was unacceptable for her to bring up allegations and that her comments were about things that she perceived were happening.

Councilor Casey stated that she did not think it was perception when one of the candidates for Ward 4 provided door prizes with campaign material in it and a candidate for Ward 1 also provided door prizes with campaign material in it. She advised that she had been to many Town Hall meetings but never to one that had door prizes with campaign material in them or even door prizes for that matter. Councilor Casey advised that the meetings were very informative, that she did not have the proof of what the intent was although stated for the record that she did not believe that they were truly ethical in nature and that was her opinion.

Councilor Casey informed that the Optic was hosting a Candidate Forum on Tuesday, February 27, 2018 at 7:00 at Highlands University Lecture Hall G35 with the Optic providing the questions for Candidate and encouraged everyone to attend.

Mayor Gurulé-Girón asked who scheduled the forum and who the moderators were.

Jason Brooks from the Las Vegas Optic advised that the moderators were the editorial board.

Councilor Howell took the opportunity to clarify that he never held a Town Hall meeting or a Ward meeting that former City Manager Richard Trujillo attended.

Councilor Howell stated that Las Vegas Night was a success and thanked Community Development for all their work, and thanked Mr. Old for the wooden plaques used to introduce the Las Vegas Night at the Legislature, he praised the

for the City Manager position. Councilor Howell made a motion to put out an RFP to search for a City Manager.

Mayor Gurulé-Girón stated that he could not do that, it is an action item and it had to be on the agenda.

Councilor Howell advised that they verified with the Municipal League that it was allowed during the Councilors' Reports.

Mayor Gurulé-Girón stated that she disagreed with Councilor Howell and asked to see the policy on that and advised that the Open Meetings Act was being violated by Councilor Howell.

Lengthy discussion took place regarding the process for Council of placing items on the agenda.

Acting City Attorney David Silva stated that if it was an action item it did require the 72 hour notice although advised that he did not believe that it was a violation of the Open Meetings Act.

Councilor Howell stated that he changed his motion to have the RFP considered to be put on the agenda for the next council meeting which would meet the requirement of 72 hours notice.

Further discussion took place regarding the process of placing items on the agenda.

Councilor Casey advised that the reasoning of seeking legal counsel from the Municipal League and New Mexico State Auditors Legal Office, was because oftentimes when the Council wanted to place items that were necessary on the agenda were often rejected. She informed that they were advised by both the legal Counsels that they were able to make any kind of a motion on items that were not on the agenda during the time of Councilors' Comments and advised that that was what Councilor Howell was attempting to do.

Mayor Gurulé-Girón asked Acting City Attorney Silva to have the Municipal League provide something in writing in regards to allowing Council to make motions during Councilors' Reports.

Mayor Gurulé-Girón asked City Clerk Fresquez to notify on the Open Meetings Act regarding the 72 hour requirement.

City Clerk Fresquez advised that she had previously informed Councilor Howell that there was a form that could be signed, requesting an item to be placed on the agenda by a majority from Council.

EXECUTIVE SESSION

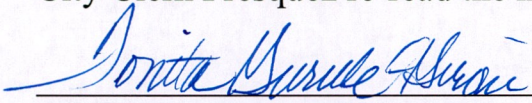
Mayor Gurulé-Girón advised that there was no need for Executive Session at this time.

ADJOURN

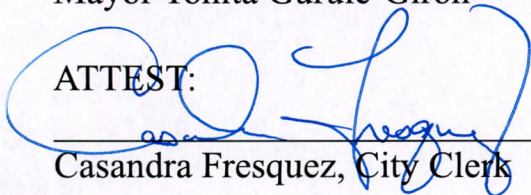
Councilor Casey made a motion to adjourn. Councilor Ulibarri, Jr. seconded the motion. Mayor Gurulé-Girón asked for roll call. Roll Call Vote was taken and reflected the following:

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 that the motion carried.



Mayor Tonita Gurulé-Girón

ATTEST:


Casandra Fresquez, City Clerk