

City of Las Vegas

1700 N. Grand Avenue Las Vegas, NM 87701

505-454-1401 lasvegasnm.gov



MAYOR DAVID ROMERO

**CITY OF LAS VEGAS
REGULAR CITY COUNCIL MEETING
January 8, 2025-Wednesday-5:30 p.m.
City Chambers
1700 North Grand Avenue
Las Vegas, NM 87701**

AGENDA

City Council Meetings are

Available via YouTube

https://www.youtube.com/channel/UCNGDVGRRAL0qVevel5JYeRw?view_as=subscriber

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **MOMENT OF SILENCE**
- V. **APPROVAL OF AGENDA**
- VI. **PUBLIC INPUT (comments limited to topics on current agenda; not to exceed 3 minutes per person and individuals must sign up at least fifteen (15) minutes prior to meeting.)**
- VII. **MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS**
- VIII. **COUNCILORS' REPORTS**
- IX. **CITY MANAGER'S REPORT**
- X. **PRESENTATIONS/POSSIBLE DIRECTION(not to exceed 10-15 minutes)**
 - Presentation by Adrian Jaramillo, Safety Officer and Desaree Ortiz, Personnel/Risk Management Officer giving an update on Safety and Risk Management.

David Ulibarri
Councilor Ward I

Michael Montoya
Councilor Ward 2

Barbara Casey
Councilor Ward 3

Marvin Martinez
Councilor Ward 4

XI. APPROVAL OF MINUTES (December 11th, December 18th Closed Session and December 18th Regular meeting, 2024)

XII. CONSENT AGENDA (The consent agenda is approved by a single motion. Any member of the Governing Body may request an item to be moved to Business Items at the request of any Councilor with approval of the Governing Body).

None

XIII. BUSINESS ITEMS

1. Request approval of Addendum #3 for Contract 3832-22 White Sands Drug & Alcohol Compliance.

Adrian Jaramillo, Safety Officer This will extend the contract for one (1) year from January 12, 2025 through January 12, 2026.

2. Request approval to award GM Emulsions LLC for the construction, reconstruction, pavement rehabilitation, drainage and miscellaneous improvements on Mountain View Drive.

Arnold Lopez, Public Works Director The amount for this project is \$358,317.30 inclusive of gross receipts tax.

3. Request approval of Amendment No. 2 for a six (6) month extension for the CDBG Project No. 21-C-NR-I-01-G-03 Hot Springs Blvd. Reconstruction Project.

Arnold Lopez, Public Works Director The extension will be until June 5, 2025. The project delay was due to the Utilities Department project materials being on back order.

4. Request approval of Resolution No. 24-38, a City moratorium within the City limits of the City of Las Vegas.

Lucas Marquez, Community Development Director Resolution No. 24-38 is requesting to place a moratorium on issuing certain business licenses within the City.

5. Request approval of Resolution No. 24-39, a budget adjustment for the 2024-2025 Fiscal Year.

Morris Madrid, Finance Director The City of Las Vegas is in need of making a budget adjustment in the 2024-2025 fiscal year to appropriate funds in the amount of \$200,000.00 from Appropriation Number 24-ID099 for animal control centers in San Miguel County.

V. ADJOURN

ATTENTION PERSONS WITH DISABILITIES: 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 website and to be broadcast on YouTube.

NOTE: A final agenda will be posted 72 hours prior to the meeting. Copies of the Agenda may be obtained from Utilities, Office of the City Clerk, 1700 N. Grand Avenue, Las Vegas, NM 87701 or the City's website at www.lasvegasnm.gov



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: January 8, 2024

Date Submitted: 12/27/24

Department: Executive

Item/Topic: Presentation by Adrian Jaramillo, Safety Officer and Desaree Ortiz, Personnel/Risk Management Officer giving an update on Safety and Risk Management.

Fiscal Impact:

Attachments:

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.

Approved For Submittal By:

Reviewed By:

Finance Director

City Manager

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____

Ordinance No. _____

Contract No. _____

Approved _____

Continued To: _____

Referred To: _____

Denied _____

Other _____

MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON TUESDAY, DECEMBER 10, 2024 AT 5:30 P.M. IN THE CITY COUNCIL CHAMBERS.

MAYOR: David Romero

COUNCILORS: Marvin Martinez
Barbara Casey *Via Zoom*
Michael L. Montoya
David Ulibarri *Absent*

ALSO PRESENT: Tim Montgomery, City Manager
Casandra Fresquez, City Clerk
Caleb Marquez, Sergeant at Arms

CALL TO ORDER

Mayor Romero called the meeting to order at 5:30 pm.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Casey asked for a moment of silence to thank our creator for the little bit of snow we received and to keep in mind those who have passed away.

Councilor Montoya asked to keep the families of William Gomez, Ralph Garcia, Joyce Martinez and Michael Blair in our prayers.

APPROVAL OF AGENDA

Councilor Martinez made a motion to approve the agenda as presented. Councilor Casey seconded the motion. Mayor Romero asked if all were in favor. All were in favor.

PUBLIC INPUT

None

MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS

Mayor Romero advised that he received Councilor Montoya email regarding him being on the San Miguel Chamber of Commerce Board. Mayor Romero advised that Councilor Martinez hasn't been a part of any boards and Councilor Montoya sits on three boards.

Appointment of Councilor Marvin Martinez to the San Miguel Chamber of Commerce Board.

Councilor Casey made a motion to approve the appointment of Councilor Marvin Martinez to the San Miguel Chamber of Commerce Board. Councilor Montoya seconded the motion. Mayor Romero asked if all were in favor. All were in favor.

Councilor Casey advised during her time in that position she served as a type of liaison for the City and it was a nonvoting position.

Mayor Romero thanked City Manager Montgomery for the time they spent with the Seniors. Mayor Romero also thanked everyone who helped set up for the Light Parade.

COUNCILORS' REPORTS

Councilor Martinez voiced his concerns regarding the stoplight that was down on 8th Street and Douglas Avenue and alleyways that are affected during snowstorms.

Councilor Montoya thanked Dr. Elizabeth Juarros and the Gallinas Watershed Alliance for the Riverwalk project. Councilor Montoya discussed the three archways that were installed and thanked Public Works Director Arnold Lopez, his staff and everyone who's been decorating the Old Town Park. Councilor Montoya thanked Dave Romero's family and the Medrano family for donating the Christmas trees.

Councilor Casey advised that a couple of people contacted her regarding difficulty accessing their homes on Hot Springs Blvd., and she thanked City Manager Montgomery and Public Works Director Lopez for handling it. Councilor Casey advised that residents on 8th Street contacted her regarding concerns of a burnt house and when the debris would be removed. Councilor Casey advised that a lot of people were happy with the activities going on for the holidays. Councilor Casey thanked all the employees for putting everything together and for all they do for the citizens of Las Vegas. Councilor Casey thanked Mayor Romero for setting up a Zoom link for her.

CITY MANAGER'S REPORT

City Manager Tim Montgomery discussed the following;

- Welcomed new staff to the City of Las Vegas
- City department updates
 - The City has invested \$113M with NM State Treasurer's Local Government Investment Pool
 - Total interest earnings \$987,140.47
 - Finance is in the final stages of fiscal year audit
 - Project updates
 - The Samaritan House has yet to sign the contract that was approved last month
 - High volume of IPRA requests-\$6,000 in attorney services
 - Maintenance needed for some City buildings

Discussion took place regarding a directory for employees when concerns or issues arise with constituents, the increase in IPRA requests, an increase in Tort claims and how to proceed with homes that have burned around town.

Mayor Romero advised that he had a meeting three weeks ago during the Mayor's caucus regarding the Municipal League working on getting some changes made with IPRA requests due to them becoming burdensome to communities.

Councilor Martinez thanked City Manager Montgomery for his report and for taking the time to look at the maintenance needed for some City buildings.

PRESENTATIONS/POSSIBLE DIRECTION

Irene Encinias with the Old Town Mission Community Center, spoke about their youth program that provides a safe and welcoming environment for the youth in the community. Ms. Encinias advised that they are a nonprofit organization who offer monthly activities for the youth in all age groups. Ms. Encinias advised they could use all the help available. Ms. Encinias thanked Councilor Montoya for his donation.

Mayor Romero thanked Ms. Encinias and her organization for feeding workers during the water crisis.

APPROVAL OF MINUTES

Councilor Casey made a motion to approve the minutes from November 13, and November 20, 2024. Councilor Martinez seconded the motion. Mayor Romero asked if all were in favor. All were in favor.

CONSENT AGENDA

None

BUSINESS ITEMS

1. Request approval of Resolution No. 24-33 to apply for a one year extension for the Transportation Project Fund (TPF) Grant, Contract No. D19526.

Public Works Director Arnold Lopez advised that they had a difficult construction year with a lot of rain and moisture that caused delays. Public Works Director Lopez advised that they wanted to be cautious by requesting an extension due to the project going further than anticipated.

Councilor Martinez made a motion to approve Resolution No. 24-33 to apply for a one year extension for the Transportation Project Fund (TPF) Grant, Contract No. D19526. Councilor Casey seconded the motion.

Discussion took place regarding the project being on a winter suspension, encountering bad subgrade which also caused delays and if the delay would affect any funding next year.

Resolution 24-33 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

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

Michael L. Montoya	Yes	Barbara Casey	Yes
Marvin Martinez	Yes		

City Clerk Fresquez advised the motion carried.

2. Request approval to award RFB 2025-10 to Desert Fox LLC for the construction, reconstruction, pavement rehabilitation, drainage improvements, ADA compliant curb & ramps and miscellaneous construction on El Creston Circle.

Councilor Montoya made a motion to approve RFB 2025-10 to Desert Fox LLC for the construction, reconstruction, pavement rehabilitation, drainage

improvements, ADA compliant curb & ramps and miscellaneous construction on El Creston Circle. Councilor Martinez seconded the motion.

Mayor Romero asked if all bid specs followed the procurement process.

Finance Director Morris Madrid advised that it was all in compliance with the code and all proper procedures were followed.

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

Barbara Casey	Yes	Marvin Martinez	Yes
Michael L. Montoya	Yes		

City Clerk Fresquez advised the motion carried.

- 3. Request approval of a Memorandum of Agreement (MOA) between San Miguel County and the City of Las Vegas.

Community Services Director June Tafoya advised that ARPA funding was awarded last year and it wasn't expended. Community Services Director Tafoya advised that the County wanted to give the City \$25,000 for the San Miguel Senior Center.

Councilor Casey made a motion to approve a Memorandum of Agreement (MOA) between San Miguel County and the City of Las Vegas. Councilor Martinez seconded the motion.

Discussion took place regarding the scope of work in the MOA.

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

Marvin Martinez	Yes	Michael L. Montoya	Yes
Barbara Casey	Yes		

City Clerk Fresquez advised the motion carried.

- 4. Request approval of Task Order for repairs of Carnegie Library roof, pillars, plaster walls and ceiling restoration.

Public Works Director Arnold Lopez advised that it should read for design instead of repairs. Public Works Director Lopez advised that the task order is for an engineer/architect firm to come up with a design and also recommendations for the work needed to renovate the Library.

Councilor Casey made a motion to approve a Task Order for design of Carnegie Library roof, pillars, plaster walls and ceiling restoration. Councilor Montoya seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara Casey	Yes	Michael L. Montoya	Yes
Marvin Martinez	Yes		

City Clerk Fresquez advised the motion carried.

- 5. Request approval to award and enter into contract with Glorieta Geoscience for Request for Proposal (RFP) #2025-07 for Consulting Service Hydrologist.

Councilor Casey asked if it was for on-call services.

Water Director Travis Martinez advised yes.

Councilor Casey made a motion to award and enter into contract with Glorieta Geoscience for Request for Proposal (RFP) #2025-07 for Consulting Service Hydrologist. Councilor Martinez seconded the motion.

Councilor Montoya asked City Manager Montgomery if it was his recommendation.

City Manager Montgomery advised yes.

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

Michael L. Montoya	Yes	Barbara Casey	Yes
Marvin Martinez	Yes		

City Clerk Fresquez advised the motion carried.

Jay Lazarus with Glorieta Geoscience thanked the Council for supporting the work that they’ve done and they look forward to continuing in the future.

- 6. Request approval to award and enter into contract with Kingdom Technology Services for Request for Proposal (RFP) 2025-09 for on-call maintenance and repairs to the UV System.

Water Director Travis Martinez advised it was for general repairs to the ultraviolet system at WasteWater. Water Director Martinez advised that the contractors specialize in that type of equipment repairs

Councilor Martinez made a motion to award and enter into contract with Kingdom Technology Services for Request for Proposal (RFP) 2025-09 for on-call maintenance and repairs to the UV System. Councilor Casey seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Marvin Martinez	Yes	Michael L. Montoya	Yes
Barbara Casey	Yes		

City Clerk Fresquez advised the motion carried.

- 7. Consideration to approve the restructuring of the Human Resource Department Organizational Chart by placing the Personnel Officer/Risk Management position under the direction of the Safety Officer position within the Executive Office.

City Manager Tim Montgomery advised that the Risk Manager would be under the purview of the Safety Officer because those two roles work very closely together. City Manager Montgomery advised that their duties would not change and they would oversee trainings that are required for safety within the City and workers compensation claims.

Councilor Casey asked if the two positions would be at the same location.

City Manager Montgomery advised yes, they would be in a dual office space located in the HR wing at City Hall.

Councilor Casey asked when it would take effect.

City Manager Montgomery advised it would take effect based on approval and stated that the Safety Officer has moved back into City Hall and the Risk Manager would be able to move to City Hall immediately.

Councilor Montoya made a motion to approve the restructuring of the Human Resource Department Organizational Chart by placing the Personnel Officer/Risk Management position under the direction of the Safety Officer position within the Executive Office. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Marvin Martinez	Yes	Barbara Casey	No
Michael L. Montoya	Yes		

City Clerk Fresquez advised the motion carried.

- 8. Discussion/Direction regarding Opioid and Cannabis funding and how they each can be used.

Finance Director Morris Madrid provided an overview regarding the following;

- Cash Balances

- Opioid fund-have not changed, there's about \$1.2 million (one time funding)
- Cannabis fund-has about \$288,000 (recurring funding)
- Revenues
 - Cannabis fund-has a downward trend

Finance Director Madrid advised that there is no legislation that restricts or commits those funds to any type of use, they are discretionary and at the wishes of the local governing body. Finance Director Madrid advised in some cases the funds are used towards infrastructure improvements, Social Services, drug prevention and quality of life. Finance Director Madrid recommended not disrupting the funds used by the Police and Fire department for drug prevention for the youth. Finance Director Madrid also recommended renovating Plaza Park and overdue maintenance on City Buildings as part of a quality of life.

Councilor Montoya advised that he liked the idea of renovating Plaza Park and suggested the need for a new dance floor and restrooms needed behind the Arts Council. Councilor Montoya voiced his opinion regarding coming up with a list of at least four projects to spend the money and improve the community.

Councilor Casey agreed with Councilor Montoya regarding improving the Plaza Park and advised that the Plaza Park does not meet ADA compliance or handicap accessibility and that other parks aren't handicap accessible.

Councilor Martinez advised that he liked the ideas that everyone mentioned and would like to see money set aside for drug prevention. Councilor Martinez advised that the sidewalks at Plaza Park are a tripping hazard.

Mayor Romero discussed his opinions for using the Opioid funds towards youth programs and resources for the homeless and using the Cannabis funds towards abatement issues. Mayor Romero asked for a budget breakdown for the opioid and cannabis funding showing how much could be used towards parks, toward youth programs and towards the homeless issues.

Councilor Montoya discussed many ideas that could improve the community.

9. Review, Discussion and Possible Action of current Infrastructure Capital Improvement Plan (ICIP).

City Manager Tim Montgomery discussed the Infrastructure Capital Improvement Plan for 2026 to 2030.

Grant Consultant Robert Archuleta advised that all Capital Outlay requests were due by Friday December 13, 2024 by 3 pm. Grant Consultant Archuleta discussed the process for entering the requests into the system and uploading them to the Legislative website. Grant Consultant Archuleta advised that the Governor's Capital Outlay requests are due on December 20, 2024 by 5 pm. Grant Consultant Archuleta advised that the Governor would only be funding one out of top three priorities from the ICIP and it has to be a request for \$100,000 or more. Grant Consultant Archuleta advised that they would need to demonstrate that all funding opportunities were exhausted and show commitment that they will fulfill the project.

Councilor Casey suggested looking at the projects ranked 1-5 and to consider having a resolution to not accept funding that isn't part of the City's ICIP.

A lengthy discussion took place regarding what projects were shovel ready, ranking two items in public safety priorities, two items in water priorities and two priorities in facilities.

Councilor Montoya discussed his list of priorities as Peterson Dam Replacement, City Hall, Rodriguez Park, Mountain View Drive, Roadway Maintenance Improvements and Mobile Data Communications.

Mr. Archuleta discussed supportive programs the City of Las Vegas needs such as House Bill 177 match funds and House Bill 253 Community Development program fund.

Mayor Romero discussed his priorities being City Hall and Old City Hall under Facilities, Peterson Dam and Aging Water infrastructure under Water, Communications and Fire Training Facility under Public Safety, Rodriguez Park and Roadways under Infrastructure and beautification.

Mr. Archuleta read the list of priorities as follows; under Facilities-City Hall and Old City Hall, under Water-Peterson Dam and Aging Water line infrastructure, under Public Safety-Communications and Fire Training Facility, under Parks-Rodriguez Park, under Equipment-Road equipment, Solid Waste and Parks equipment.

Mayor Romero asked City Manager Montgomery if he could work on a Legislative packet.

EXECUTIVE SESSION

Councilor Montoya made a motion to convene into executive session for the purpose of discussing Pending or threatened litigation subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant, as permitted by section 10-15-1(H)(7) of the New Mexico Open Meetings Act, NMSA 1978, Discussion in threatened litigation regarding licensing application/revocation. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Barbara Casey	Yes
Marvin Martinez	Yes		

City Clerk Fresquez advised the motion carried.

Councilor Montoya made a motion to exit executive session and reconvene into regular session after being in executive session for the purpose of discussing Pending or threatened litigation subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant, as permitted by section 10-15-1(H)(7) of the New Mexico Open Meetings Act, NMSA 1978, Discussion in threatened litigation regarding licensing application/revocation, no other items were discussed and no action was taken. Councilor Casey seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Marvin Martinez	Yes	Barbara Casey	Yes
Michael L. Montoya	Yes		

ADJOURN

Councilor Martinez made a motion to adjourn. Councilor Casey seconded the motion.

City Clerk Fresquez advised the motion carried.

Meeting adjourned at 7:35 pm.

Mayor David Romero

ATTEST:

Casandra Fresquez, City Clerk

Closed City Council Meeting on December 18, 2024

A closed meeting of the Governing Body was called on December 18, 2024 for the purpose of discussing matters subject to the attorney client privilege pertaining to threatened or pending litigation pertaining to discussion with the Sulzer Group and Singleton Schreiber contracted by the City for services related to the Hermit's Peak/Calf Canyon Fire 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. After proper notice the meeting was convened at 4:30 p.m., roll call was taken and all members of the Governing Body were present with the exception of Councilor David Ulibarri. Only those matters mentioned were discussed and no action was taken, the meeting adjourned at 5:35 p.m.

Mayor David Romero

ATTEST:

Cassandra Fresquez, City Clerk

MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON WEDNESDAY, DECEMBER 18, 2024 AT 5:30 P.M. IN THE CITY COUNCIL CHAMBERS.

MAYOR: David Romero

COUNCILORS: Marvin Martinez
Barbara Casey *Via Cell Phone*
Michael L. Montoya
David Ulibarri *Absent*

ALSO PRESENT: Tim Montgomery, City Manager
Casandra Fresquez, City Clerk
Caleb Marquez, Sergeant at Arms

CALL TO ORDER

Mayor Romero called the meeting to order at 5:42 pm.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Montoya asked for a moment to thank all City employees, City Manager, City Clerk and Police Chief for coping with the Mayor and Council through all the challenges.

Mayor Romero acknowledged Representative Ambrose Castellano who was in the audience.

APPROVAL OF AGENDA

Councilor Montoya made a motion to approve the agenda as presented. Councilor Martinez seconded the motion. Mayor Romero asked if all were in favor. All were in favor.

City Clerk Fresquez advised the motion carried.

NOMINATION OF MAYOR PRO TEM

Councilor Casey nominated Councilor Marvin Martinez as Mayor Pro Tem. Councilor Montoya seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara Casey	Yes	Marvin Martinez	Yes
Michael L. Montoya	Yes		

City Clerk Fresquez advised the motion carried.

Mayor Romero advised it would take effect January 10, 2025. Mayor Romero thanked Councilor Montoya for his service.

Councilor Montoya thanked Mayor and Council for allowing him to serve as Mayor Pro Tem for the last year and also congratulated Councilor Martinez.

PUBLIC INPUT

None

MAYOR’S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS

Mayor Romero along with Council recognized State Representative Ambrose Castellano for his outstanding dedication and unwavering commitment to the betterment of the community.

Councilor Montoya also thanked State Representative Castellano for always helping Las Vegas.

Councilor Martinez also thanked State Representative Castellano for his support and service to the community.

Councilor Casey advised that State Representative Castellano was very much appreciated for all that he's done for Las Vegas and San Miguel County.

State Representative Castellano thanked Mayor and Council and advised that it was an honor serving the constituents of District 70.

Jackie Romero, current Reina de Las Vegas, thanked Mayor and Council and provided an update on what she has accomplished during her reign.

Councilor Montoya thanked Jackie Romero for serving and promoting Las Vegas. Councilor Montoya also thanked Events Planner Chuck Griego.

Councilor Martinez also thanked Jackie Romero for being a mentor for the young ladies in the community.

Councilor Casey also thanked Jackie Romero for all she's done for Las Vegas and was proud of all the work she's done.

Jeff Rudolph, Interim Parks Manager provided a lengthy update on his City Parks audit regarding tree maintenance/safety issues, irrigation repairs/installation, park safety/opportunities, priority parks and parks office/equipment space (at Rodriguez Park).

City Manager Montgomery thanked Mr. Rudolph for the audit of the parks.

Jodi Marquez, Customer Service Manager presented on the TextMyGov communication system, which is done via text.

Water Director Travis Martinez discussed the process when a text is sent to TextMyGov.

Ms. Marquez discussed the cost for implementation, setup fee and annual costs for TextMyGov.

Mayor Romero advised that the water Administrative Order/2021 Sanitary Survey was conducted in 2021 and he as a Councilor was unaware of that Administrative Order.

Travis Martinez, Water Director presented on the water Administrative Order/2021 Sanitary Survey. Mr. Martinez advised that the 2021 Sanitary Survey was conducted by the Drinking Water Bureau from October 13-15, 2021 and was completed on October 30, 2024 which went over 797 days from when it was supposed to be completed. Mr. Martinez advised that the Drinking Water Bureau identified 20 significant deficiencies such as infrastructure issues, operational practices, record keeping and compliance gaps. Mr. Martinez advised that the Utilities Division has undertaken a series of corrective actions to address the concerns.

Mayor Romero advised that it was prior to the fires in 2021, the survey was not completed and it had not been responded to. Mayor Romero thanked Water Director Martinez for responding to it and addressing it.

COUNCILORS' REPORTS

Councilor Martinez advised that he attended the Las Vegas/San Miguel Chamber of Commerce meeting and got a feel of what their mission was and he learned more about it.

Councilor Montoya advised that he was blessed and fortunate to be a part of the Governing Body. Councilor Montoya discussed all of the projects that were done this year. Councilor Montoya advised that he was grateful for all the employees and discussed future projects. Councilor Montoya wished everyone a Merry Christmas and many blessings.

Councilor Casey advised that they have accomplished a lot and there's a lot to be done. Councilor Casey thanked everyone who put together the Light Parade, the tree lighting and events along the Riverwalk. Councilor Casey thanked Mayor and

Council for all the work they've done. Councilor Casey also wished everyone a Merry Christmas and a Happy New Year.

POLICE CHIEF'S REPORT

Police Chief Caleb Marquez gave a detailed presentation regarding the statistics for the Month of November on the following:

- Field Operations Division (patrol) calls
- Communication Division (dispatch) calls
- Animal Care Center-updates/events
- Information Division/Records
- Street Crimes Division updates
- Travel/Trainings/Traffic Operation programs
- Department vacancies (25)

Councilor Martinez thanked Police Chief Marquez and his staff for all their hard work.

FINANCE REPORT

Finance Director Morris Madrid discussed the following;

- General fund revenues
 - Gross receipt tax continues to rise
 - Expenditures-Filling vacancies
 - Large spike in expenditures-health insurance benefits
- Enterprise fund
 - Natural gas (seasonal)
- Recreation fund
 - Programs regenerated
 - Positions filled
- Lodgers Tax
 - Increase in revenues
 - Increase in expenditures (events in the city)

- Cannabis fund
- Opioid fund
- FEMA
- Cash/Investment Report
 - Identified more investments
 - \$118 million invested would increase
 - Revenue generated by the investments \$987,000
 - Averaging \$110,000 per week
- Mid-year budget review

Councilor Montoya advised that the Finance Report was approved by the Finance Committee.

CONSENT ITEMS

None

BUSINESS ITEMS

1. Presentation and Possible Action regarding the Gene Torres Golf Course.

Associate Vice President of Finance and Administration Aaron Flure and Dr. Brandon Kempner with NMHU provided an update on the Gene Torres Golf Course.

Councilor Montoya advised that he was amazed with the improvements that have been happening at the golf course and in the future using Lodgers Tax for golf carts or purchasing new mowers. Councilor Montoya thanked them for the accountability.

Councilor Montoya made a motion to approve the 2025, \$60,000 contribution to NMHU Golf Course. Councilor Casey seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Barbara Casey	Yes
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Marvin Martinez Yes

City Clerk Fresquez advised the motion carried.

Mayor Romero asked City Manager and Finance Director to look into using Lodgers Tax funding towards the Golf Course.

2. Discussion of the natural gas rate increase.

Gas Director David Marquez read a letter regarding an increase in natural gas rates happening nationwide.

3. Request approval of Resolution No. 24-36 for the creation of an Entertainment District on the Plaza Park and Bridge Street Corridor.

Community Development Director Lucas Marquez advised there was a change to the second whereas, to include “existing arts and cultural district”.

Councilor Casey made a motion to approve Resolution No. 24-36, for the creation of an Entertainment District on the Plaza Park and Bridge Street Corridor. Councilor Martinez seconded the motion.

Resolution 24-36 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk’s Office.*

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

Michael L. Montoya	Yes	Marvin Martinez	Yes
Barbara Casey	Yes		

City Clerk Fresquez advised the motion carried.

4. Request approval of Fiscal Year 2025 (FY25) Memorandum of Agreement (MOA) between the New Mexico Department of Transportation and the City of Las Vegas.

Transportation Manager Marcelino Roybal advised that the MOA was for annual funding.

Councilor Montoya made a motion to approve the Fiscal Year 2025 (FY25) Memorandum of Agreement (MOA) between the New Mexico Department of Transportation and the City of Las Vegas. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara Casey	Yes	Marvin Martinez	Yes
Michael L. Montoya	Yes		

City Clerk Fresquez advised the motion carried.

5. Request approval of Resolution No. 24-35 accepting a match waiver in the amount of \$110,942.38 through the New Mexico Department of Transportation Match Waiver Program.

Public Works Director Arnold Lopez advised that they applied for the match waiver and they were granted it.

Councilor Casey made a motion to approve Resolution No. 24-35 accepting a match waiver in the amount of \$110,942.38 through the New Mexico Department of Transportation Match Waiver Program. Councilor Montoya seconded the motion.

Resolution 24-35 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

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

Marvin Martinez	Yes	Barbara Casey	Yes
Michael L. Montoya	Yes		

City Clerk Fresquez advised the motion carried.

6. Request approval of the Palo Verde Channel Project for redesign and construction of drainage.

Public Works Director Arnold Lopez advised that this project is greatly needed for the area of Palo Verde and Cinder Road due to the drainage not being sufficient enough to carry the amount of water through the channel. Mr. Lopez advised that they would do a complete clean out of the channel and possibly a concrete drainage within the channel.

Councilor Casey made a motion to approve of the Palo Verde Channel Project for redesign and construction of drainage. Councilor Montoya seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Marvin Martinez	Yes
Barbara Casey	Yes		

City Clerk Fresquez advised the motion carried.

7. Request approval of Resolution No. 24-37, 1y the adoption of required Community Development Block Grant (CDBG) Certifications and Commitments, and 1z CDBG Federal Requirements.

Public Works Director Arnold Lopez advised that the resolution is for compliance with CDBG agreement requirements.

Councilor Montoya made a motion to approve Resolution No. 24-37, 1y the adoption of required Community Development Block Grant (CDBG) Certifications and Commitments, and 1z CDBG Federal Requirements. Councilor Martinez seconded the motion.

Resolution 24-37 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

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

Councilor Martinez made a motion to adjourn. Councilor Montoya seconded the motion.

Meeting adjourned at 8:00 pm.

Mayor David Romero

ATTEST:

Casandra Fresquez, City Clerk



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: January 08, 2025

Date Submitted: 12/16/2024

Department: Executive/ Safety

Item/Topic: Addendum #3 for Contract 3832-22 White Sands Drug & Alcohol Compliance to extend the contract for one (1) year January 12, 2025 through January 12, 2026.

Fiscal Impact: N/A

Attachments: Contract #3832-22 and Addendum #2 for White Sands Drug & Alcohol Compliance.


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.

Approved For Submittal By:

Reviewed By:



Department Director



Finance Director



City Manager

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____
Ordinance No. _____
Contract No. _____
Approved _____

Continued To: _____
Referred To: _____
Denied _____
Other _____

**ADDENDUM #3
AGREEMENT/CONTRACT #3832-22
WHITE SANDS DRUG & ALCOHOL COMPLIANCE**

This Agreement Extension entered into this ____ day of January, 2025 by and between the City of Las Vegas, a home-rule municipality (“City”) and White Sands Drug & Alcohol Compliance, a New Mexico corporation (“Contractor”).

RECITALS:

WHEREAS, the City and Contractor entered into that certain Professional Services Agreement dated January 12, 2022 (collectively the “Agreement”), in which Contractor agreed to provide certain professional services (collectively “Services”);

WHEREAS, the City and Contractor now desire to extend the Agreement for an additional year from January 12, 2025 through January 12, 2026; and

WHEREAS, City and Contractor agree to the following method of payment and that total amount of compensation for the Services, shall not exceed the annual amount in the Agreement, excluding gross receipts tax reimbursable.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the recitals are incorporated herein by reference, and the parties agree as follows:

1. The term of the Agreement is hereby extended to January 12, 2026; and
2. All of the provisions of the Agreement remain in full force and effect.

CITY OF LAS VEGAS:

WHITE SANDS DRUG & ALCOHOL
COMPLIANCE:

Mayor David Romero

Signature

Timothy Montgomery, City Manager

Printed Name and Title

ATTEST:

Casandra Fresquez, City Clerk

**ADDENDUM #2
AGREEMENT/CONTRACT #3832-22
WHITE SANDS DRUG & ALCOHOL COMPLIANCE**

This Agreement Extension entered into this 9th day of November, 2023 by and between the City of Las Vegas, a home-rule municipality ("City") and White Sands Drug & Alcohol Compliance, a New Mexico corporation ("Contractor").

RECITALS:

WHEREAS, the City and Contractor entered into that certain Professional Services Agreement dated January 12, 2022 (collectively the "Agreement"), in which Contractor agreed to provide certain professional services (collectively "Services");

WHEREAS, the City and Contractor now desire to extend the Agreement for an additional year from January 12, 2024 through January 12, 2025; and

WHEREAS, City and Contractor agree to the following method of payment and that total amount of compensation for the Services, shall not exceed the annual amount in the Agreement, excluding gross receipts tax reimbursable.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the recitals are incorporated herein by reference, and the parties agree as follows:

1. The term of the Agreement is hereby extended to January 12, 2025; and
2. All of the provisions of the Agreement remain in full force and effect.

CITY OF LAS VEGAS:



Mayor Louie A. Trujillo



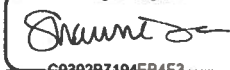
Leo Maestas, City Manager

ATTEST:



Casandra Fresquez, City Clerk

WHITE SANDS DRUG & ALCOHOL COMPLIANCE:



G0302B7104EB4F3
Signature

Shawna Vann Manager

Printed Name and Title



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: January 8, 2024

Date Submitted: 12/26/24

Department: Public Works

Item/Topic: Request approval to award GM Emulsions LLC for the construction, reconstruction, pavement rehabilitation, drainage and miscellaneous improvements on Mountain View Drive in the amount of \$358,317.30 inclusive of gross receipts tax.

Contract is being awarded through the NM State Purchasing Agreements.

Fiscal Impact: None

Attachments: Location map.

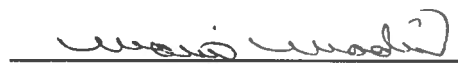
THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.

Approved For Submittal By:



Department Director

Reviewed By:



Finance Director



City Manager

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____
Ordinance No. _____
Contract No. _____
Approved _____

Continued To: _____
Referred To: _____
Denied _____
Other _____



Estimate

Name / Address
City of Las Vegas Danny Gurule 1700 N. Grand Ave. dgurule@lasvegasnm.gov Las Vegas, NM 87701

Date	Estimate #
1/17/2024	MountViewDr
Project	
Mountain View Dr.	

Item	Description	Qty	Rate	U/M	Total
	CITY OF LAS VEGAS -MOUNTAIN VIEW DR. -- 74,574 sf, 8,286 sy 2" Mill & 2" HMA SP IV Asphalt 5 Valley Gutters - 30ft x 6ft x 6" each GENERAL SERVICES AGREEMENT 30-00000-23-00070				
621002	MOBILIZATION	1	10,000.00	ea	10,000.00T
702810	TRAFFIC CONTROL	1	5,000.00	LS	5,000.00T
632300	WATER DEVELOPMENT & WATER COST	1	3,000.00	LS	3,000.00T
407004	HAULING OF MATERIAL	925	15.00	ton	13,875.00T
414120	COLD MILLING ASPHALT 2 Inch	8,286	3.00	sqyd	24,858.00T
407000B	ASPHALT TACK PER SQUARE YARD	8,286	0.25	sqyd	2,071.50T
423283a	2" HMA SP IV COMPLETE	8,286	30.00	SY	248,580.00T
609600b	CONCRETE VALLEY GUTTER SPECIAL DESIGN	5	3,000.00	LS	15,000.00T
901002	PERFORMANCE & PAYMENT BOND	1	9,672.00	LS	9,672.00

Exclusions: SWPPP, Surveying, Material Testing, Engineering, Permits, Soil Blending, Rock Excavation, Utilities, Bonds, Striping and anything not listed above. PRICES QUOTED ARE GOOD FOR 30 DAYS

Federal ID: ENI: 27-1902307 CRS: 03-181502-00-2 Duns: 830132820 NM Work Force Solution: 002461320120530 NM Contractor's License: 370602 (GA01, GA98, GB98, GF01, GF02, GF03, GF04, GF05, GF07, GF08, GF09, GS08) NM State Residence Certificate: L0509300144	Subtotal	\$332,056.50
	Sales Tax (8.1458%)	\$26,260.80
	Total	\$358,317.30

Mountain View

Length of project is 1729.36 Feet

Legend

 Mountain View Dr



Google Earth

Image © 2024 Airbus

1000 ft



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: January 8, 2024

Date Submitted: 12/30/24

Department: Public Works

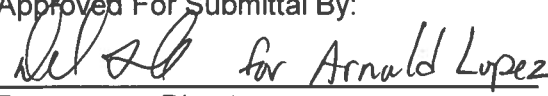
Item/Topic: Request for approval of amendment No. 2 for a six (6) month extension for the CDBG Project No. 21-C-NR-I-01-G-03 Hot Springs Blvd Reconstruction Project. The extension will be until June 5, 2025. The project delay was due the Utilities Department project materials being on back order.

Fiscal Impact: None

Attachments: Amendment No.1 and 2.


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.

Approved For Submittal By:


Department Director


City Manager

Reviewed By:


Finance Director

City Attorney (Approved as to Form)

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____
Ordinance No. _____
Contract No. _____
Approved _____

Continued To: _____
Referred To: _____
Denied _____
Other _____

STATE OF NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
GRANT AGREEMENT AMENDMENT NO. 2

Project No. 21-C-RS-I-01-G-03

THIS AMENDMENT, hereinafter referred to as the “Amendment,” is made and entered into by and between the Department of Finance and Administration, State of New Mexico, acting through the Local Government Division, Suite 202, Bataan Memorial Building, Santa Fe, New Mexico, 87501, hereinafter referred to as the “Division,” and Entity of the City of Las Vegas, hereinafter referred to as the “Grantee.” This Amendment shall be effective as of December 5, 2024.

RECITALS

WHEREAS, on January 12, 2022, the Community Development Council approved the allocation of \$750,000 to the Grantee for an infrastructure project (hereinafter referred to as “Project”); and

WHEREAS, the Grantee and the Division entered into a Grant Agreement, effective May 05, 2022, in the amount of \$750,000 for the completion of the Project, hereinafter referred to Agreement; and

WHEREAS, Amendment 1 added an additional allocation from the 2023 Supplemental CDBG funding in the amount of \$511,600.00 for a total allocation of \$1,261,000.00; and increased the Construction line item accordingly; and extended the project for 7 months through December 05, 2024; and

WHEREAS, the Grantee requests to extend the project for an additional 6 months through June 5, 2025; and

WHEREAS, the Grantee and the Division desire to memorialize through this Amendment the terms and conditions upon which the additional funds will be made available to the Grantee.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereby mutually agree to amend the Grant Agreement as follows:

- 1 The “The Exhibit 1-B” of the Grant Agreement is hereby replaced in its entirety with “Exhibit 1-B” attached hereto, and
- 2 All other provisions of the Grant Agreement not amended herein remain in full force and effect.

IN WITNESS WHEREOF, the parties do hereby execute this Amendment.

THIS AMENDMENT has been approved by:

GRANTEE

Chief Elected Official/Authorized Signatory

Date

(Type or Print Name)

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

By: _____
Division Director

Date

Agreement / Contract

No. 3874-22

City of Las Vegas

Date

STATE OF NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
GRANT AGREEMENT AMENDMENT NO. 1

Project No. 21-C-NR-I-01-G-03

THIS AMENDMENT, hereinafter referred to as the "Amendment," is made and entered into by and between the Department of Finance and Administration, State of New Mexico, acting through the Local Government Division, Suite 202, Bataan Memorial Building, Santa Fe, New Mexico, 87501, hereinafter referred to as the "Division," and Entity of the City of Las Vegas, hereinafter referred to as the "Grantee." This Amendment shall be effective as of May 05, 2024.

RECITALS

WHEREAS, on January 12, 2022, the Community Development Council approved the allocation of \$750,000 to the Grantee for an infrastructure project (hereinafter referred to as "Project"); and

WHEREAS, the Grantee and the Division entered into a Grant Agreement, effective May 05, 2022, in the amount of \$750,000 for the completion of the Project, hereinafter referred to Agreement; and

WHEREAS, on May 13, 2024, the Community Development Council approved the additional allocation from the 2023 Supplemental CDBG funding in the amount of \$511,600.00 to the Grantee for a total CDBG allocation of \$1,261,600.00; and the Grantee requests to increase the Construction line item by \$511,600.00; for a new total construction cost of \$1,197,080.14; and the Grantee requests to extend the project for 7 months through December 05, 2024; and

WHEREAS, the Grantee and the Division desire to memorialize through this Amendment the terms and conditions upon which the additional funds will be made available to the Grantee.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants and obligations contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereby mutually agree to amend the Grant Agreement as follows:

- 1 The "The Exhibit 1-B" of the Grant Agreement is hereby replaced in its entirety with "Exhibit 1-B" attached hereto, and
- 2 The "The Exhibit 1-C" of the Grant Agreement is hereby replaced in its entirety with "Exhibit 1-C" attached hereto, and
- 3 All other provisions of the Grant Agreement not amended herein remain in full force and effect.

EXHIBIT 1-B Amend 1

PROJECT SCHEDULE

Grantee Name	CITY OF LAS VEGAS				Project Start Date	4/15/2022				Project Completion Date	12/5/2024					
CDBG Project Number	21-C-NR-I-01-G-03															
Project Description	1st Quarter		2nd Quarter		3rd Quarter		4th Quarter									
STREET AND DRAINAGE IMPROVEMENTS TO HOTSPRINGS BLVD	2022															
ADMINISTRATION/PROFESSIONAL SERVICES	Year: 2022				J	F	M	A	M	J	J	A	S	O	N	D
Milestones:																
1. Organize and Set Up Files								XX								
2. Set Up CDBG Accounting								XX	XXXX	XXXX						
3. Complete Environmental Review Record								XX	XXXX	XXXX						
4. Prepare RFP/Notice for Professional Services								XX	XXXX							
5. LGD Review/Approval of Engineering Agreement and Related Documents										XX						
DESIGN	Year: 2022															
Milestones:																
6. Complete Plans/Specs and Bid Documents								XX	XXXX	XXXX						
7. LGD Review/Approval of Plans/Specs and Bid Documents										XX						
8. Publish Bid Notice and Award Prime Contract										XX	XXXX					
9. LGD Review/Approval of Prime Contract & Related Documents												XX				
CONSTRUCTION/CLOSEOUT	Year: 2022/2023/2024															
Milestones:																
10. Pre-Construction Conference													XX			
11. Issue Notice to Proceed														XX		
12. Construction	2022															
	2023	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX
	2024	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XXXX	XX			
13. Final Inspection/Closeout	2024													XX	XX	

Entity Name: <u>City of Las Vegas</u>		<input type="checkbox"/> Grant Agreement		\$ 1,261,600.00	
CDBG Project Number: <u>21-C-NR-I-01-G-03</u>		<input checked="" type="checkbox"/> Grant Amendment		\$ 220,289.70	
Project Cost Activities	Project Funding Sources			Total Project Cost	
	CDBG Funds	Other Sources (identify other local, state, federal,			
		Cash Match	Leverage	2023 CDBG Supp	
Administration (Contractual)		\$ 24,905.66			\$ 24,905.66
Architect/Engineer		\$ 42,393.37	\$ 114,235.97		\$ 156,629.34
Other Professional		\$ 5,494.61	\$ 31,053.73		\$ 36,548.34
Inspection (Testing)	\$ 64,519.86	\$ 2,206.36			\$ 66,726.22
Construction	\$ 685,480.14			\$ 511,600.00	\$ 1,197,080.14
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
					\$ -
Totals	\$ 750,000.00	\$ 75,000.00	\$ 145,289.70	\$ 511,600.00	\$ 1,481,889.70



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: JANUARY 8, 2025

Date Submitted: 12/27/2024

Department: Community Development

Item/Topic: Request approval of Resolution No. 24-38

A Moratorium on certain businesses for one year to give Staff time to assess the needs within the City.

Fiscal Impact: NONE

Attachments: Resolution No. 24-38 requesting placing a Moratorium on issuing certain business licenses within the City of Las Vegas, New Mexico.


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.

Approved For Submittal By:



Department Director

Reviewed By:



Finance Director



City Manager

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____
Ordinance No. _____
Contract No. _____
Approved _____

Continued To: _____
Referred To: _____
Denied _____
Other _____

Resolution No. 24-38

A Resolution to enact a Citywide Moratorium within the City Limits of the City of Las Vegas, New Mexico, to prohibit the approving of placement and licensing of any Drug, Rehab and/or Training Centers; Residential Reentry Centers/Homes; Halfway houses; Boarding Houses; Group Homes; Communal Homes; Assisted Living and Community Adult Residences to ensure the City's sustainable and efficient growth. This decision will allow city officials to thoroughly assess the City's infrastructure, public services, ordinances and State Statues ensuring they are well-equipped to meet the demands.

WHEREAS, it has come to the attention of the City Council that these developments may be creating traffic issues, parking issues, safety concerns and other burdens on residents and property owners within the City; and

WHEREAS, it is believed that it is in the best interest of the City and its residents for the City to review certain aspects prior to allowing the establishment or relocation of any of the aforementioned; and

It is therefore RESOLVED:

- 1. Commencing on the date of adoption of this Resolution for a period of one (1) year, a moratorium on approving the placement and licensing of any Drug, Rehab and Training Centers; Residential Reentry Centers/Homes; Halfway Houses; Boarding Houses; Group Homes; Communal Homes; Assisted Living; Community Adult Residences and other such businesses within the City of Las Vegas is hereby adopted. During the Moratorium Period, the Planning Department is hereby directed to seek input and consult with City Staff and Attorney for the City. The primary areas of consideration are:**
 - a. Health and safety issues that could be addressed by revisions to the City ordinances;**
 - b. Traffic volume, routing of traffic, parking issues and issues with police and fire protection;**
 - c. Overall density in areas of the City;**
 - d. Setback and related issues between single-family residential properties and commercial properties in the City;**
 - e. Areas within the City where revisions to the text of the City would be most effective in addressing the foregoing and other issues identified.**
- 2. Based on input received by the Planning Department, the Planning Department shall review all input and where deemed appropriate, recommend revisions to the City for consideration.**
- 3. Exceptions: The moratorium adopted in this Resolution shall not affect any of the aforementioned businesses that currently hold both a valid City Business License**

and a State License at the registered address on their City Business license.

4. **Implementation:** The City Manager, or designee, is hereby authorized to implement this Resolution, including the development of specific regulations and guidelines.
5. **Effective Date:** This Resolution shall take effect immediately upon its passage and publication as required by law.

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

David Romero, Mayor

ATTEST:

Casandra Fresquez

Reviewed and approved
as to Legal Sufficiency only



City Attorney



Approval Form

(Contracts, Lease Agreements, RFP's, MOU's, MOA's, Ordinances, Resolutions)

***Reviewed:**

Tim Montgomery, City Manager

Date

**(if not signed by City Manager first, this document will not be forwarded to the Attorney for review and approval)*

Date Submitted: 12/13/2024

Department Submitting: Comm. Dev. Submitter: Scott Zunker

Documents to be reviewed: Resolution for Moratorium

Deadline: ASAP

Submitter Comments: Resolution is needed to address issues listed.

Received by CM - Office Mgr/HR: _____ Date: _____

City Manager / HR Comments: _____

The following is the approval order: *(Please circle either approved or disapproved)*

Approved / Disapproved: *(Reason for Disapproval):* _____

Changes:
[Signature] Date: _____
1 _____ 12/17/2024
Attorney Review Date

Approved / Disapproved: *(Reason for Disapproval):* _____

_____ Date _____
Finance Director

Approved / Disapproved: *(Reason for Disapproval):* _____

_____ Date _____
Tim Montgomery, City Manager

Received by City Clerk's Office Date: _____
(Only if being placed on the Agenda)

***This form must be submitted with an Attorney Review prior to review and approval by the City Manager. If there is no Attorney Review, it will not be processed until this step is completed.**



**CITY OF LAS VEGAS
COUNCIL MEETING AGENDA REQUEST FORM**

Meeting Date: 1/8/25

Date Submitted: December 30, 2024

Department: Finance

Item/Topic: Approval of Resolution 24-39. The City of Las Vegas is in need of making a budget adjustment in the 2024-2025 fiscal year to appropriate funds in the amount of \$200,000 from Appropriation Number 24-ID099 for animal control centers in San Miguel County.

Fiscal Impact: Additional \$200,000 revenues for Animal Shelter Operations.

Attachments: Resolution 24-39 listing proposed budget adjustment for this fund. Supporting documentation is also attached.

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.

Approved For Submittal By:

Reviewed By:



Department Director



Finance Director



City Manager

**CITY CLERK'S USE ONLY
COUNCIL ACTION TAKEN**

Resolution No. _____
Ordinance No. _____
Contract No. _____
Approved _____

Referred To: _____

Continued To: _____

Denied _____
Other _____

CITY OF LAS VEGAS, NEW MEXICO
Resolution No. 24-39

**A RESOLUTION TO MAKE BUDGET ADJUSTMENT FOR THE
2024-2025
FISCAL YEAR**

WHEREAS, the Governing Body of the City of Las Vegas has developed a budget adjustment request for fiscal year 2024-25; and

WHEREAS, said budget was developed on basis of increases in revenue, expenditure and transfer (in) out through cooperation with all user departments, elected officials and other department supervisors; and

WHEREAS, the City of Las Vegas is in need of making a budget adjustment in the 2024-25 fiscal year budget to include:

- A revenue/expense increase and appropriation of cash balance in Fund 217 - To appropriate funds from proceeds of legislation to supplement revenues and expenditures for operational expenses of the City of Las Vegas animal shelter.

WHEREAS, the Governing Body finds the budget adjustment request should be as it meets the requirements as currently determined for fiscal year 2024-25; and,

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Las Vegas, that the recitals and any exhibits are incorporated herein by reference and the Governing Body hereby approves the aforementioned budget adjustment request and respectfully requests approval from the Local Governing Division of the Department of Finance and Administration.

ACCEPTED AND APPROVED this day ____ of January 2025.

Mayor David G. Romero

ATTEST:

Casandra Fresquez, City Clerk



644 Don Gaspar Santa Fe, New Mexico 87505 | 505.395.2668 | www.ncnmedd.com

**MEMORANDUM OF AGREEMENT
BY AND BETWEEN THE CITY OF LAS VEGAS (GRANTEE) AND
THE NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT (NCNMEDD)
FOR GOVERNMENT RESULTS AND OPPORTUNITY (GRO) APPROPRIATIONS**

WHEREAS, the State of New Mexico appropriated funding to NCNMEDD on pages 258-261 of the General Appropriation Act of 2024, Section 9: Government Results and Opportunity Expendable Trust; Subsection D: Government Results and Opportunity Program Fund; Item 8: Department of Finance and Administration;

WHEREAS, NCNMEDD is a special district governmental entity within the State of New Mexico; and

WHEREAS, funding appropriated to NCNMEDD includes one or more appropriations to the Grantee, a local government within the State of New Mexico;

NOW, THEREFORE, the parties do mutually agree as follows:

This Agreement is entered into by and between Grantee and NCNMEDD pursuant to the following terms:

A. PURPOSE

The purpose of this Agreement is for NCNMEDD to disburse one or more appropriations to Grantee, and for Grantee to expend said appropriation/s subject to the terms of this Agreement including Exhibit A: Scope of Work and Budget, as follows:

Appropriation Number	Project Title	Amount	State Agency	Reversion Date
24-ID099	For operations and programmatic resources of public schools and animal control centers in San Miguel County.	\$200,000	DFA/LGD	June 30, 2026

B. TERM

This Agreement shall begin on the date approved by the Final Required Signatory and shall end on **June 30, 2026**.

C. FUND DISBURSEMENT

1. NCNMEDD shall disburse appropriation/s through a reimbursement process.
2. Grantee shall submit all reimbursement requests to NCNMEDD through the online OAA-SYS platform. Supporting documentation, such as invoices, timesheets, etc. and proof of payment (i.e. cancelled check) shall be uploaded to OAA-SYS for all goods and services included in the reimbursement request.
3. Grantee may submit reimbursement requests monthly or quarterly. The latest date to submit a reimbursement request is July 5, 2026.
4. Reimbursement requests that are not consistent with Section A: Purpose, and more specifically Exhibit A: Scope of Work and Budget, will be rejected unless the Grantee has obtained advance approval from NCNMEDD. Some requests may require an amendment to this Agreement.
5. NCNMEDD shall track expenditures on a quarterly basis and expects Grantee to draw down at least 12.5% of the appropriation every quarter.

D. RESPONSIBILITIES OF THE PARTIES:

1. NCNMEDD shall:
 - a) Train Grantee on use of the OAA-SYS platform.
 - b) Complete and submit all requests for payment and the final report form to the NM Department of Finance and Administration, Local Government Division (LGD).
 - c) Process payments to Grantee within ten (10) business days of receipt of funds from LGD.
 - d) Maintain records for a period of three (3) years after the grant has been closed.
 - e) Oversee compliance with all applicable laws, regulations, and this Agreement and account for transactions so that they are in compliance with said laws, regulations, and this Agreement.
 - f) Safeguard grant funds and ensure proper accounting thereof in compliance with applicable laws, regulations, and this Agreement.
2. Grantee shall:
 - a) Use the appropriation funds to carry out and/or perform activities described in appropriation language.
 - b) Comply with State Procurement Code and execution of binding written obligations or purchase orders with third party contractors or vendors for the provision of services, including professional services, or the purchase of tangible personal property and real property for the project.
 - c) Ensure that the appropriation funds only benefit entities in accordance with applicable law, including, but not limited to Article IX, Section 14 of the Constitution of the State of New Mexico, "Anti-Donation Clause."

- d) Provide or arrange to provide information, as requested by NCNMEDD, for purposes and work described in this Agreement.
- e) Comply with all applicable laws, regulations, and grant agreement requirements in the performance of procurement responsibilities, subcontractor management, and project, grant, and financial management.
- g) Maintain records for a period of three (3) years after the grant has closed.
- h) Expend grant funds in compliance with all applicable laws, regulations, and this Agreement and appropriately account for transactions in compliance with said laws, regulations, and this Agreement.
- i) Safeguard goods and services acquired with grant funds and ensure proper accounting thereof in compliance with applicable laws, regulations, and this Agreement.
- j) Ensure at least one staff person is trained on OAA-SYS at all times.
- k) Provide performance metrics associated with appropriation/s in the OAA-SYS platform to demonstrate accountability for and impact of GRO funding.

E. LIMITATION OF LIABILITY; INDEMNIFICATION

This Agreement shall not create a general liability of the constituent members of NCNMEDD. Grantee shall, to the fullest extent permitted by law, defend, indemnify and hold harmless NCNMEDD from all actions, proceeding, claims, demands, costs, damages, attorneys' fees and all other liabilities and expenses of any kind from any source which may arise out of the performance of this Agreement, caused by any act or failure to act of the Grantee, its officers, employees, servants, subcontractors or agents. In the event that any action, suit or proceeding related to the services performed by the Grantee or any officer, agent, employee, servant or subcontractor under this Agreement is brought against the Grantee, the Grantee shall, as soon as practicable but no later than two (2) days after it receives notice thereof, notify NCNMEDD by certified mail. Nothing herein shall operate or be deemed to alter or expand any liabilities or obligations under the applicable provisions of the New Mexico Tort Claims Act (NMSA 1978 §§ 41-4-1, *et seq.*), or to waive any immunities, limitations or required procedures thereunder.

F. MODIFICATION AND TERMINATION

Any modifications or amendments to this Agreement shall be in writing, and when signed by both parties shall be made part of the Agreement. This Agreement may be terminated by either party upon thirty (30) days written notice to the other.

G. CERTIFICATION

Grantee shall comply with the requirements of all applicable laws, rules, and regulations, and shall assume full responsibility for payment of federal, state, and local taxes and contributions imposed or required under Social Security, Workers Compensation and income tax laws. Grantee is required to follow all State procurement regulations, the Government Conduct Act, and other state regulations, as well as NCNMEDD's reporting and drawdown requirements outlined in this Agreement.

H. ADEQUATE APPROPRIATIONS

Performance of this agreement is contingent upon sufficient appropriations and authorization being made for the performance of this Agreement by the State of New Mexico. If sufficient appropriations and authorization are not made, this Agreement shall terminate immediately upon written notice being given by NCNMEDD to Grantee. NCNMEDD's decision as to whether sufficient appropriations are available shall be accepted by Grantee and shall be final. If NCNMEDD proposes an amendment to the Agreement to unilaterally reduce appropriation amount/s, Grantee shall have the option to terminate the Agreement within thirty (30) days of receipt of the proposed amendment.

I. PENALTIES

The Procurement code, § 13-1-28 through § 13-1-199, NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for illegal bribes, gratuities, and kickbacks.

J. NOTICES

Any notice required to be given to either party by this Agreement shall be in writing and shall be delivered in person, by courier service or by U.S. mail, either first class or certified, return receipt requested, postage prepaid as follows:

To Grantee/Authorized Representative
Name/Title *Tim Montgomery, City Manager*
Address *1700 N. Grand Ave*
City, State, Zip *LAS Vegas, NM 87701*
Email *t.montgomery@lasvegasnm.gov*
Phone *505-454-1401*

To Grantee/Project or Program Manager
Name/Title *Beatriz Gallegos, Manager Animal Shelter*
Address *1700 N. Grand Ave*
City, State, Zip *LAS Vegas, NM 87701*
Email *bgallegos@lasvegasnm.gov*
Phone *505-454-1401 ext. 1603*

To NCNMEDD:
Monica Abeita Executive Director
644 Don Gaspar
Santa Fe, NM 87505
monicaa@ncnmedd.com
505-395-2668

K. APPLICABLE LAW

The laws of the State of New Mexico shall govern this Agreement, without giving effect to its choice of law provisions. Venue shall be proper only in a New Mexico court of competent jurisdiction in accordance with NMSA 1978, § 38-3-1 (G). By execution of this Agreement, the parties acknowledge and agree to the jurisdiction of the courts of the State of New Mexico over any and all lawsuits arising under or out of any term of this Agreement.

L. BREACH AND DEFAULT

If either party commits a breach or default in the performance or observance of any of its obligations under this agreement and such breach or default continues and is not corrected within thirty (30) days of written notification of such breach or default by either party to the other, the non-breaching or non-defaulting party shall have the right to terminate this agreement by giving notice to the breaching or defaulting party.

M. ASSIGNMENT

No portion of this agreement may be assigned to another party without the express written consent of each party and NCNMEDD.

N. INSURANCE

1. Grantee shall procure and maintain in force during the entire term of this Agreement, at its own expense, the following insurance coverage(s), naming the NCNMEDD as additional insured:
 - a) Workers Compensation (including accident and disease coverage and personal injury coverage) at the statutory limit.
 - b) Comprehensive Commercial general liability (including endorsements providing broad form property damage, personal injury coverage and contractual assumption of liability for all liability the Grantee has assumed under this Agreement). Limits shall not be less than the following:
 - Bodily injury: \$1,000,000 per person /\$1,000,000 per occurrence.
 - Property damage or combined single limit coverage: \$1,000,000.
 - c) Automobile liability (including non-owned automobile coverage): \$1,000,000.
2. In lieu of the limits specified in this section, Grantee may provide the coverages required in the limits required by statute applicable to Grantee's services hereunder, if any.
3. All insurance required by this Agreement shall be obtained from insurance companies duly licensed or authorized in New Mexico to issue insurance policies for the required limits and coverages.
4. Grantee shall deliver to NCNMEDD, certificates of insurance establishing that Grantee has obtained and is maintaining the policies, coverages, and endorsements (if any) required by this Agreement. Upon reasonable request by NCNMEDD or any other

Exhibit A: Scope of Work and Budget

1. In the text box below, provide a brief **SCOPE OF WORK** for the appropriation language in Section A: Purpose. Describe how you will use the funding.

SEE ATTACHED |

2. In the text box below, provide up to three **PERFORMANCE MEASURES** you will use to monitor and track the impact of the proposed project or program.

SEE ATTACHED |

3. Fill out the table below to provide a **BUDGET** for the two-year period of the funding. The budget may not exceed the total appropriation amount. The budget does not need to be split evenly between the two years. Please add additional lines as needed.

Line Item	Year 1 Budget (Aug 2024-June 2025)	Year 2 Budget (July 2025-June 2026)	Description of Line Item
Personnel			
Benefits			
Professional Services			
Travel (GSA rates apply)			
Software			
Equipment/Supplies			
Operations (specify)			
Other (specify)			
Total			

SEE ATTACHED J