

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD ON WEDNESDAY, SEPTEMBER 11, 2024 AT 5:30 P.M. IN THE CITY COUNCIL CHAMBERS.**

**MAYOR:** David Romero

**COUNCILORS:** Marvin Martinez  
Barbara Casey  
Michael L. Montoya *arrived 5:35 pm*  
David Ulibarri

**ALSO PRESENT:** Tim Montgomery, City Manager  
Casandra Fresquez, City Clerk  
Caleb Marquez, Sergeant at Arms  
Contracted City Attorney, Ambrosio Castellano

**CALL TO ORDER**

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

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Councilor Ulibarri asked for a moment of silence for Mary Bibbs who passed away and to keep her family in their prayers.

**APPROVAL OF AGENDA**

Mayor Romero advised that he had an amendment to the agenda to move Business Item 1 after Public Input.

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

**PUBLIC INPUT**

There was no public input.

**BUSINESS ITEMS**

1. Conduct a Public Hearing and request approval of Resolution No. 24-26 to uphold or overturn the Board of Adjustment’s decision to approve the application for a Special use permit submitted by Billy G. Rogers.

Councilor Casey made a motion to enter into a Public Hearing for Business Item 1. Councilor Ulibarri seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara Casey	Yes	Marvin Martinez	Yes
David Ulibarri	Yes	Michael L. Montoya	Abstained

City Clerk Fresquez advised the motion carried.

City Clerk Fresquez swore in Community Development Director Lucas Marquez, Miguel Angel, Fabiola Sanchez, Georgina Ortega, Fabby Herrera-Roybal, Florence Wendy Armijo, Diana Maes, Juan Maes, Billy Rogers, Mary Gomez, Carmen Gomez, Martha Gomez, Cynthia Armijo, Twila Quintana and Ben Mondragon.

Community Development Director Marquez advised that the crematorium was taken to the Board of Adjustments by Billy G. Rogers for a Special Use Permit. Community Development Director Marquez advised that the crematorium would be placed within the existing crematorium after repairs and modifications. Community Development Director Marquez advised that it was in accordance

with City ordinances to have the crematorium there with a Special Use Permit. Community Development Director Marquez advised that it was taken to the Board of Adjustments in 2006 and it was appealed but passed. Community Development Director Marquez advised per City ordinance if a Special Use Permit is not acted upon within a year it becomes null and void. Community Development Director Marquez advised that Mr. Rogers had to start the process over.

Miguel Angel was against the application for a Special Use Permit submitted by Billy Rogers and advised that he's not aware of what is required of a crematorium and he was not informed regarding a crematorium being placed in the area. Mr. Angel voiced his concerns regarding the crematorium being built in the middle of town with westerly winds and pollution. Mr. Angel asked if the City had a feasibility study done in regards to the stability of the structure, water usage, and possible contamination of the neighborhood.

Fabiola Sanchez was against the application for a Special Use Permit submitted by Billy Rogers and advised that she was the one who filed the appeal. Ms. Sanchez spoke about a report from the cremation society of Milwaukee that stated cremation releases mercury, plutonium, carbon dioxide and carbon monoxide into the air. Ms. Sanchez advised that regulations state that the building must conform with regulatory and zoning provisions. Ms. Sanchez voiced her concerns regarding the smoke from the crematorium affecting neighbors and the city. Ms. Sanchez asked Council to regulate the crematorium emissions of hazardous pollutants and not allow the operation of a crematorium within two miles of city limits.

Georgina Ortega was against the application for a Special Use Permit submitted by Billy Rogers and voiced her concerns regarding the air quality and feasibility studies. Ms. Ortega discussed her concerns regarding the emitting pollutants and an elementary school being nearby.

Fabby Herrera-Roybal was against the application for a Special Use Permit submitted by Billy Rogers and voiced her concerns regarding the effects the crematorium could have on younger children and placing it outside city limits instead of inside city limits.

Diana Maes was in favor of the application for a Special Use Permit submitted by Billy Rogers and discussed the time it took for her family member to be cremated



out of town and the strain it put on her family. Ms. Maes advised that she's seen crematoriums in Santa Fe within residential areas and hasn't heard of any complaints of hazardous pollutants. Ms. Maes advised that Billy and Brenda wouldn't be pushing the project forward had they not had all the facts.

Juan Maes was in favor of the application for a Special Use Permit submitted by Billy Rogers and advised that he's worked with Billy Rogers for nine years. Mr. Maes advised that Mr. Rogers wants to help the community so people won't have to travel in bad weather. Mr. Maes advised that there's a school next to a crematorium in Santa Fe and Espanola has one right by the river.

Billy Rogers the owner of Gonzales Funeral Home & Cremations was in favor of the application for a Special Use Permit and advised that the emissions would be minimal with low sound, no smoke and no odor. Mr. Rogers discussed a study regarding cremations, mercury and other crematoriums in NM that are located in residential areas. Mr. Rogers advised prior to opening, a report would be sent to the Environmental department for approval, the NM Board of Funeral Service would then inspect the crematorium and if approved would be issued a license to operate. Mr. Rogers advised that the NM Board of Funeral Service would inspect the funeral home and the crematory once a year.

Mary Gomez gave her time to Fabiola Sanchez, Ms. Sanchez advised that she spoke with the EPA office in Santa Fe and Dallas regarding no regulations or monitoring of crematories. Ms. Sanchez advised that she asked why and they stated that the human body was not considered hazardous waste. Ms. Sanchez asked to consider not building in a residential area and to have air quality monitoring.

Carmen Gomez gave her time to Fabiola Sanchez, Ms. Sanchez discussed reports by cremation societies regarding crematories not using filters. Ms. Sanchez advised that she spoke with EPA and they said that they depend on municipalities to set their own air quality controls.

Martha Gomez was against the application for a Special Use Permit submitted by Billy Rogers and voiced her concerns in regards to it not being a good idea for a crematorium to be in a residential area.



Cynthia Armijo was against the application for a Special Use Permit submitted by Billy Rogers and advised that she had respect for both Billy and Brenda Rogers. Ms. Armijo advised that the community has gone through many devastations and was appreciative of them wanting to do something for the community. Ms. Armijo voiced her concerns regarding a feasibility study and other health risk studies done before allowing a crematorium to be placed within a residential area. Ms. Armijo advised that she worries about the long-term effects.

Twila Quintana was against the application for a Special Use Permit submitted by Billy Rogers and discussed her research regarding regulations associated with the communities that have crematoriums. Ms. Quintana discussed the beauty of Las Vegas and her concerns regarding the effects of harmful toxins from crematoriums.

Florence Armijo was against the application for a Special Use Permit submitted by Billy Rogers and voiced her concerns in regards to having a crematorium in her backyard. Ms. Armijo voiced her concerns regarding the process of completing the application and advised that she was not aware of signage posted and she was not notified about the crematorium.

Ben Mondragon was against the application for a Special Use Permit submitted by Billy Rogers. Mr. Mondragon advised that he understood the need for the service but voiced his concerns regarding the location not being appropriate for a crematorium, having less quality of life because of it and the effects of harmful chemicals and smoke.

Councilor Casey made a motion to close the Public Hearing and reconvene into regular session. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

David Ulibarri	Yes	Michael L. Montoya	Yes
Barbara Casey	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

1. Conduct a Public Hearing and request approval of Resolution No. 24-26 to uphold or overturn the Board of Adjustment's decision to approve the application for a Special use permit submitted by Billy G. Rogers.

Councilor Martinez advised that the current Mayor and Council did not approve the prior application for a Special use permit in 2006. Councilor Martinez asked if a public hearing was held for the public regarding the special use permit.

Community Development Director Lucas Marquez advised that they did post a sign on the property, they went door to door and hand delivered letters that were within a hundred foot radius of the property. Community Development Director Marquez advised that they are not obligated to notify those who were outside of the hundred foot radius. Community Development Director Marquez advised that they also advertised the Notice of a Public Hearing in the Las Vegas Optic, it was announced on radio stations, and it was posted on the door at City Hall and at 500 Railroad Avenue.

Councilor Casey thanked everyone for being there and those who spoke on the item. Councilor Casey advised that she has respect for Mr. and Mrs. Rogers and for their service to the community. Councilor Casey voiced her concerns regarding the effects of mercury and she shared her experience with coming in contact with mercury as a child along with twenty three other people and later all of them were diagnosed with Lupus, including herself. Councilor Casey advised that San Miguel County had one of the highest incidences of Lupus in the nation. Councilor Casey advised that she doesn't want to stop progress or hurt anyone financially and she believes that a crematorium is necessary. Councilor Casey advised that the crematorium should be away from the population so mercury and other particles in the air don't end up in the Water Treatment Plant. Councilor Casey advised that she doesn't want to feel like they as a community allowed that to happen and suggested having a study done to determine where the best location for a crematorium could be. Councilor Casey advised that she wants a community that is safe for everyone.



Councilor Ulibarri asked if all the paperwork was in place.

Community Development Director Marquez advised yes, Mr. Rogers went through the City of Las Vegas for a Special Use Permit for the crematorium and Mr. Rogers went through Planning & Zoning to get clearance to proceed with the State to commence construction and the State would then inspect the building.

Councilor Ulibarri advised that about seventy to eighty percent of people in the community burn wood during the winter and everyone inhales the smoke. Councilor Ulibarri advised that if Mr. Rogers has the right equipment then there shouldn't be any problems.

Councilor Montoya thanked everyone for their input, and advised that the Board of Adjustments approved the Special Use Permit and it was their recommendation to Council. Councilor Montoya advised that staff followed the process with notifying those within one hundred feet as per the ordinance. Councilor Montoya advised that most of those who signed the petition were outside the one hundred foot radius and throughout the community. Councilor Montoya advised that the regulations and building inspections are done by the State. Councilor Montoya advised that he was part of the Council in 2006 and he was one of eight that approved the Special Use Permit then. Councilor Montoya advised that he still agrees with his decision from 2006 and advised that evidence shows it's not harmful and things that are thrown in the trash are more harmful than what comes out of a crematorium. Councilor Montoya thanked Mr. and Mrs. Rogers for providing that service to the community. Councilor Montoya asked Contracted City Attorney Ambrosio Castellano if the permit would stay with the business should there be a change in ownership or would the new owner have to reapply.

Contracted City Attorney Ambrosio Castellano advised that it would follow the business per City ordinance as long as the business is operating. Mr. Castellano advised that the ordinance also states should the business cease operations for six months the Special Use Permit at that point is void.



Councilor Montoya advised that it's a service that is needed.

Mayor Romero asked for the record if everything was followed as per the ordinance such as posting a sign on the property, notification and if the attorney was involved.

Contracted City Attorney Ambrosio Castellano advised after reviewing the file, it appeared that everything was followed as far as notice, there was sufficient notice of the public hearing for the Board of Adjusters, the sign was posted and hand deliveries were done. Mr. Castellano advised everything was followed as per City ordinance.

Mayor Romero asked if the crematorium would be up to EPA standards.

Mr. Rogers advised that a report would have to be submitted to the Environmental Protection Agency for their review.

Mayor Romero asked what the life span was of the crematorium.

Mr. Rogers advised that the Board of Funeral Service does yearly inspections and would be maintained after every one hundred cases.

Mr. Castellano advised Council should they choose they could have conditions that need to be met under the Special Use Permit.

Discussion took place regarding the business being commercially zoned and the need for this type of service in the community.

Mayor Romero asked Mr. Castellano if there was anything in State Statute regarding crematorium requirements.

Mr. Castellano advised there was nothing regulating emissions, they do have to go through the occupational license statutes, and through the Regulation Licensing Division for inspections.

Mayor Romero asked if the State Fire Marshal and the City Fire department would be involved.

Fire Chief Spann advised both would be involved to ensure all regulations are met and CID would inspect the installation.

Councilor Montoya made a motion to approve Resolution No. 24-26 to uphold the Board of Adjustment's decision to approve the application for a Special use permit submitted by Billy G. Rogers. Councilor Martinez seconded the motion.

Resolution 24-26 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:

David Ulibarri	Yes	Michael L. Montoya	Yes
Barbara Casey	No	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

### **MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS**

Appointment of Jeff Salman to the Tree Board.

Councilor Montoya made a motion to appoint Jeff Salman to the Tree Board. Councilor Ulibarri seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Barbara Casey	Yes	Marvin Martinez	Yes
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Michael L. Montoya      Yes                                  David Ulibarri                                  Yes

City Clerk Fresquez advised the motion carried.

Appointment of Lee Einer to the Design & Review Board.

Councilor Montoya made a motion to appoint Lee Einer to the Design & Review Board. 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  
David Ulibarri              Yes                                  Marvin Martinez                                  Yes

City Clerk Fresquez advised the motion carried.

Appointment of Star Ford to the Board of Adjustment and Planning & Zoning Commission.

Councilor Montoya made a motion to appoint Star Ford to the Board of Adjustment and Planning & Zoning Commission. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

David Ulibarri              Yes                                  Marvin Martinez                                  Yes  
Barbara Casey              Yes                                  Michael L. Montoya                                  Yes

City Clerk Fresquez advised the motion carried.

Appointment of Benito Pacheco (Ward 2) to the Charter Commission.

Councilor Montoya made a motion to appoint Benito Pacheco (Ward 2) to the Charter Commission. 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

### **COUNCILORS' REPORTS**

Councilor Casey advised that she has served on the Council since 2016 to 2020 and again from 2022 until next year and advised as a matter of decorum in years past, presentations were always strictly informational, never until the last few years has the Council questioned or engaged in any exchange during presentations with any presenter. Councilor Casey advised that presentations were informational and educational, if any member of the Governing Body had a question or wanted more information, that person would contact the presenter at a later day or time. Councilor Casey advised that it maintained the decorum of the meeting and of the Governing Body while ensuring presenters regardless of who they were or what their status was on a particular issue, were treated with dignity and respect. Councilor Casey requested that Mayor Romero reinstate the simple and respectful manner of conducting a presentation. Councilor Casey advised that none of the members of the Governing Body should question or engage the presenter at any time during their presentation. Councilor Casey requested that Mayor Romero reinstate and reinforce the rules of decorum that were followed in years past and that it be done immediately.

Councilor Martinez thanked Water Director Travis Martinez for taking care of Independence Avenue and also thanked those who live in the area for being patient.

Mayor Romero advised that presentations would only be presentations from here on out.

Councilor Montoya advised the Legion Drive is almost complete and thanked the Public Works department and the City Manager for ensuring that the project was completed. Councilor Montoya advised that construction takes time and asked the public to be patient as they are putting a lot of money into the city roads.

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

City Manager Tim Montgomery discussed the following;

- Welcomed new staff to the City of Las Vegas
- City department updates
- Reservoir storage
  - Peterson 42.2 acre feet
  - Storrie Lake 1271.9 acre feet
  - Bradner 288.2 acre feet
  - City storage tanks 6.5 million gallons (4.5 days in storage)
- The Sulzer Group Disaster Recovery process
- Attended NM Municipal League Conference in Clovis, NM
- Maintaining buildings
- Personnel accountability
- Director trainings/communication
- Grant management
- City Charter update/RFP for Attorney
- ICIP submitted
- Review of ordinances
- City website needs updating

Mayor Romero thanked City Manager Montgomery for his report.

Councilor Martinez also thanked City Manager Montgomery for listening to them to ensure things are followed through and for all his hard work.

Councilor Montoya thanked City Manager Montgomery for his leadership.

Discussion took place regarding the OEM position and Ambulance services.

Councilor Ulibarri thanked City Manager Montgomery for having good directors.

### **PRESENTATIONS**

Mayor Romero advised should there be further discussion on the presentations then they could put them on the agenda at a later date.

Athena Beshur and Alex Makowski with Seeds of Wisdom, LLC contracted by State Forestry provided a lengthy presentation in regards to developing an urban forest management plan for the City of Las Vegas and the work they've been hired to do. Mr. Makowski advised that there would be a survey for the community to see what areas need attention.

NMHU President Neil Woolf, Brandon Kempner and Aaron Flure expressed their gratitude to the Fire Chief and his staff for their assistance. Mr. Woolf provided a lengthy update on the Gene Torres Golf Course and discussed a preliminary study for the land development at the golf course regarding building one hundred fifty single family homes, one hundred twenty apartments style homes and about eighty six to eighty seven thousand square feet of commercial space.

**APPROVAL OF MINUTES**

Councilor Casey made a motion to approve the minutes from August 12, August 21 and August 27, 2024, with minor corrections. Councilor Ulibarri 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

**CONSENT AGENDA**

City Clerk Fresquez read the Consent Agenda (1-6) into the record as follows:

1. Approval of Addendum #1 to Contract #4032-23 with Carroll Strategies for Public engagement campaign regarding Agua Pura.
2. Approval of Addendum #1 to Contract #4033-23 with Hay's Plumbing & Heating, Inc. for on call water & sludge transfer and temporary storage.
3. Approval of Addendum #3 to Contract #3850-22 with HDR Engineering, Inc. for water treatment plant facility planning, design and construction.



4. Approval of Addendum #1 to Contract #4010-23 with Combee Automation & Integration for professional services for Allen Bradley PLC.
5. Approval of Addendum #1 to Contract #4019-23 with Molzen/Corbin and Associates for engineering services for the Public Works Department.
6. Approval of Addendum #1 to Contract #4020-23 with Molzen/Corbin & Associates for engineering services for the City of Las Vegas Municipal Airport.

Discussion took place regarding moving Consent Item 1.

Contracted City Attorney Ambrosio Castellano advised that it should have been done during Approval of the Agenda.

Councilor Martinez made a motion to approve the Consent Agenda (1-6). Councilor Ulibarri 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

**BUSINESS ITEMS (cont.)**

2. Conduct a Public Hearing and request approval of Resolution No. 24-24 declaring the property located at 323 ½ Mora Street, Las Vegas, New Mexico 87701 a dangerous nuisance that requires abatement.

Councilor Casey made a motion to enter into a Public Hearing for Business Item 2. Councilor Montoya seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

David Ulibarri	Yes	Michael L. Montoya	Yes
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Barbara Casey                      Yes                                      Marvin Martinez                      Yes

City Clerk Fresquez advised the motion carried.

City Clerk Fresquez swore in Community Development Director Lucas Marquez and Mary Gomez.

Community Development Director Marquez advised that 323 ½ Mora Street has been an issue for the last three to four years and has been red tagged numerous times. Community Development Director Marquez advised that the owner was deceased, so they went through the red tag process once more to ensure there were no heirs.

Councilor Montoya advised that the condition of the property was unacceptable and is a safety issue to the public.

Councilor Ulibarri agreed that the property was not safe.

Mary Gomez advised that she was the granddaughter of Lupe Gomez and stated that the property was not under Lupe Gomez's name but instead was under Adonis Gomez. Ms. Gomez advised that if she could have more time to get the paperwork done she would be willing to take the property.

Councilor Casey made a motion to close the Public Hearing and reconvene into regular session. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David Ulibarri	Yes
Barbara Casey	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

Mayor Romero thanked Community Development Director Marquez for following the proper abatement process.

Councilor Casey made a motion to table Business Item 2 until Ms. Gomez could do what she needed to do.

Mayor Romero asked Ms. Gomez how much time she would need.

Ms. Gomez advised about six months.

Community Development Director Marquez advised that the roof had collapsed and a wall was missing and they found people staying inside the building. Community Development Director Marquez advised that six months is too much time.

Discussion took place regarding Community Development Director Marquez recommending that Ms. Gomez go to the County to pay the past due taxes and possibly have Mr. Gomez's son quitclaim deed the property to her.

Mayor Romero advised that there was a motion to table the item and asked if there was a second.

The motion died for a lack of a second.

Councilor Montoya made a motion to approve Resolution No. 24-24 declaring the property located at 323 ½ Mora Street, Las Vegas, New Mexico 87701 a dangerous nuisance that requires abatement. Councilor Ulibarri seconded the motion.

Councilor Montoya voiced his concerns regarding health and safety concerns for the public when buildings are left abandoned.

Resolution 24-24 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:



David Ulibarri	Yes	Michael L. Montoya	Yes
Barbara Casey	Abstained	Marvin Martinez	No

City Clerk Fresquez advised the motion carried.

2. Presentation/Discussion and Approval of proposed design and suitable location for a metal art piece designed by New Mexico Highlands University (NMHU).

David Lobdell with NMHU advised that they had three proposals and were looking at the block of Lincoln between Grand and Railroad Avenue. Mr. Lobdell discussed the first piece of art being a steel forged piece with four stylized trees. Mr. Lobdell advised that the locations they were considering were at the corners on Grand Avenue and the corner of Railroad Avenue. Mr. Lobdell discussed the second proposal regarding utilizing scrap glass and slumping it into forms of aspen leaves and placing it into a steel frame attached to legs and anchored to the ground. Mr. Lobdell discussed the third piece of art being a portrait image casted in bronze of Patrick Swazye.

Erika Derkas with NMHU advised that the first art project was installed along the Gallinas Riverwalk of migratory and regional birds.

Discussion took place regarding the guidelines being followed within the MOU between the City of Las Vegas and NMHU, the City maintaining the art pieces and having more historical and film art pieces in regards to the history of Las Vegas.

Mayor Romero advised that the reasoning for the Patrick Swazye art piece was because he was part of the community and he contributed to the community.

Councilor Casey made a motion to approve the Patrick Swazye and the four stylized tree designs and advised that Councilor Montoya and Councilor Martinez

would select the third art piece. Councilor Montoya seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

David Ulibarri	Yes	Marvin Martinez	Yes
Barbara Casey	Yes	Michael L. Montoya	Yes

City Clerk Fresquez advised the motion carried.

Public Works Director Arnold Lopez advised that the locations where the art pieces would be placed would be selected at a later date.

3. Request approval of a Memorandum of Understanding (MOU) between the Village of Pecos and the City of Las Vegas to operate and provide Senior Center Services out of the Pecos Senior Center Building.

Councilor Casey made a motion to approve the Memorandum of Understanding (MOU) between the Village of Pecos and the City of Las Vegas to operate and provide Senior Center Services out of the Pecos Senior Center Building. Councilor Ulibarri seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David Ulibarri	Yes
Barbara Casey	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

Mayor Romero advised that he would be placing MOUs on consent that are routine and also if it's receiving money.

4. Request approval of a Memorandum of Understanding (MOU) between the Meadow City Rebels Travel Baseball Team and the City of Las Vegas to utilize Keys Park for practice for the upcoming travel baseball season.

Councilor Casey made a motion to approve the Memorandum of Understanding (MOU) between the Meadow City Rebels Travel Baseball Team and the City of Las

Vegas to utilize Keys Park for practice for the upcoming travel baseball season. Councilor Martinez seconded the motion.

Councilor Montoya asked if they would be having games or just practice.

Parks and Recreation Director Arturo Padilla advised just practice.

Discussion took place regarding the cost for utilizing the fields, having a rental scale for all City parks and having the parks available at any time for the public.

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

Michael L. Montoya	Yes	Barbara Casey	Yes
David Ulibarri	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

5. Request approval of a Memorandum of Understanding (MOU) between Luna Community College Baseball and Softball Teams and the City of Las Vegas to lease Rodriguez Park turf fields for practice for the upcoming baseball season.

Councilor Montoya made a motion to approve the Memorandum of Understanding (MOU) between Luna Community College Baseball and Softball Teams and the City of Las Vegas to lease Rodriguez Park turf fields for practice for the upcoming baseball season. 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

6. Request approval of a Memorandum of Understanding (MOU) between the Meadow City Havoc Youth Football Team and the City of Las Vegas to lease the grass ball fields at Rodriguez Park to hold youth football practices.



Councilor Casey made a motion to approve the Memorandum of Understanding (MOU) between the Meadow City Havoc Youth Football Team and the City of Las Vegas to lease the grass ball fields at Rodriguez Park to hold youth football practices. Councilor Ulibarri 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
David Ulibarri	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

7. Request approval of a Memorandum of Understanding (MOU) between the Northern Elite Travel Baseball Team and the City of Las Vegas to utilize the grass adult softball field at Rodriguez Park for the duration of the season.

Councilor Casey made a motion to approve the Memorandum of Understanding (MOU) between the Northern Elite Travel Baseball Team and the City of Las Vegas to utilize the grass adult softball field at Rodriguez Park for the duration of the season. Councilor Ulibarri 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

8. Request approval of a Memorandum of Understanding (MOU) between the Wolfpack Travel Baseball Team (WTBT) to utilize the Majors field at Keyes Park for the duration of the WTBT season.

Councilor Casey made a motion to approve the Memorandum of Understanding (MOU) between the Wolfpack Travel Baseball Team (WTBT) to utilize the Majors field at Keyes Park for the duration of the WTBT season. Councilor Ulibarri 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

9. Request approval of Resolution No. 24-25 Budget Adjustment Resolution.

Finance Director Morris Madrid provided a lengthy discussion regarding the budget adjustment.

Councilor Montoya advised that the Finance Committee recommended approval.

Councilor Montoya made a motion to approve Resolution No. 24-25 Budget Adjustment Resolution. Councilor Casey seconded the motion.

Resolution 24-25 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:

David Ulibarri	Yes	Barbara Casey	Yes
Michael L. Montoya	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

10. Discussion of an agreement signed by the City of Las Vegas and John Kretz on December 4, 1995 for easement of property for a sanitary sewer and storm drain system.

Public Works Director Arnold Lopez began reading the easement agreement.

Contracted City Attorney Ambrosio Castellano recommended to cease discussion and continue the discussion in executive session due to possible pending or threatened litigation.

Councilor Casey made a motion to table the item until the first Council meeting in October and have it as an executive session item. Councilor Martinez seconded the motion. Mayor Romero asked for roll call. Roll Call Vote was taken and reflected the following:

David Ulibarri	Yes	Michael L. Montoya	Yes
Barbara Casey	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

### **EXECUTIVE SESSION**

Councilor Martinez made a motion to convene into executive session for the purpose of discussing Collective Bargaining strategy, as permitted by section 10-15-1(H)(5) of the New Mexico Open Meetings Act, NMSA 1978, Discussion regarding the American Federation of State, County and Municipal Employees (AFSCME), Local 2851 Collective Bargaining Unit agreement. Councilor Casey 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	David Ulibarri	Yes

City Clerk Fresquez advised the motion carried.

Councilor Martinez made a motion to exit executive session and reconvene into regular session after being in executive session for the purpose of discussing Collective Bargaining strategy , as permitted by section 10-15-1(H)(5) of the New Mexico Open Meetings Act, NMSA 1978, Discussion regarding the American Federation of State, County and Municipal Employees (AFSCME), Local 2851 Collective Bargaining Unit agreement, 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:

David Ulibarri	Yes	Marvin Martinez	Yes
Barbara Casey	Yes	Michael L. Montoya	Yes



**EXECUTIVE SESSION ACTION ITEMS**

1. Consideration to approve the American Federation of State, County and Municipal Employees (AFSCME), Local 2851 Collective Bargaining Unit agreement.

Councilor Casey made a motion to approve the American Federation of State, County and Municipal Employees (AFSCME), Local 2851 Collective Bargaining Unit agreement. 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
David Ulibarri	Yes	Marvin Martinez	Yes

City Clerk Fresquez advised the motion carried.

**ADJOURN**

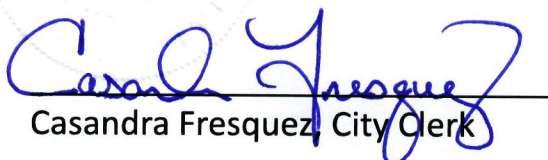
Councilor Casey made a motion to adjourn. Councilor Ulibarri seconded the motion. All were in favor.

City Clerk Fresquez advised the motion carried.

Meeting adjourned at 10:30 pm.

  
\_\_\_\_\_  
Mayor David Romero

ATTEST:

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