



**City Council
of the
City of Las Cruces**

Regular Meeting

**June 15, 2009
1:00 P.M.**

Council Chambers, City Hall

MEMBERS PRESENT:

STAFF:

Mayor Ken Miyagishima **Absent**
Councillor Miguel Silva, District 1 **by phone**
Councillor Dolores Connor, District 2
Councillor Dolores C. Archuleta, District 3
Councillor Nathan Small, District 4
Councillor Gil Jones, District 5
Councillor Sharon Thomas, District 6

Terrence Moore, City Manager
Fermin Rubio, City Attorney
Esther Martinez, City Clerk

I. OPENING CEREMONIES

Mayor Pro-tem Archuleta called the meeting to order and asked for a moment of silence.
Councillor Jones led the Pledge of Allegiance.

Presentation of Certificates of Appreciation/Proclamations.

Mayor Pro-tem Archuleta and Jeannie Masaway presented the Pet of the Week.

JR Turner, Department of Veterans Services presented an Appreciation Medal to WWII Veteran Dale Green.

Councillor Thomas presented a Proclamation to Mathew Lee, Entomology Consultants and declared June 21st thru June 27, 2009 as National Mosquito Control Awareness Week.

Steve Newby, Architect gave a presentation on the energy efficiency grant for the Convention Center.

Councillor Connor Moved to Allow Councillor Silva to attend the meeting by telephone and Councillor Jones Seconded the motion.

Mayor Pro-tem Archuleta called for the roll on the Motion to Allow Councillor Silva to attend the meeting by telephone and it was APPROVED. 5-0 Councillor Silva and Mayor Miyagishima were Absent.

Udell Vigil, PIO Director and Esther Martinez, City Clerk gave a presentation regarding the new process for streaming council meetings and recording minutes.

Councillor Thomas said I just received an email from my husband and he said he is watching the Council meeting for the first time online and it is helpful to have the agenda right next to it.

II. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC SECTION 2-27(E)(2). *At the opening of each council meeting, the chairperson shall ask if any member of the city council, city manager, or any member of the city staff has any known conflict of interest with any item on the agenda.*

Mayor Pro-tem Archuleta asked if anyone had any conflicts with anything on the agenda?

Councillor Jones said there is an item on the agenda that deals with the awarding of a bid for Del Rey and my employer has several listings of real estate along that road but I don't think there is any conflict and I don't feel my vote would be compromised.

III. PUBLIC PARTICIPATION

Ron Camunez, Member of the Public said I have a concern with Council members receiving and sending text or email messages during the meeting. I think it is a conflict with the Open Meetings Act when you have a secret quorum and I expressed this concern to the City Attorney. I think staff needs to have a resolution to address this issue. You are here working for the people that elected you and we aren't able to use our personal cell phones during our working hours.

Fermin Rubio, City Attorney said I have discussed this issue with Council and given them legal guidance. We need to make sure there aren't any sidebar discussions going on and I think Mr. Camunez's comments are well taken.

Councillor Jones said I hope none of my colleagues email me during a meeting and I would never email any of you during a meeting.

Mayor Pro-tem Archuleta said I don't ever bring my phone to our meetings.

George Pearson, Member of the Public said Item 10 on today's consent agenda is regarding complete streets and today, I am speaking on behalf of the Mesilla Valley Bike Coalition and we would like to thank you for that resolution.

Frank Bryce, Member of the Public said I am the Vice-President of the Humane Society for Southern New Mexico and there has been a lot of discussion regarding the pet adoptions during the Farmers Market in the Downtown Mall. I sent a request to the City Attorney asking what the City's position is regarding this issue but I haven't received a reply yet. It is very important for us to have off site adoption events and we have had this event at the Farmers Market since February 2008. I am asking that the City Council reinstate this event at the Farmers Market.

Councillor Connor said this was also brought up at our Animal Service board meeting and I agree that this needs to be allowed at the Farmers Market.

Terrence Moore said consensus was offered a few weeks ago and we will be bringing back a recommendation to Council at the July 6th meeting.

Christine Logan, Economic Development Administrator said there are other areas within the code that seems to be in conflict but there doesn't seem to be any opposition to allowing the Animal Services Center provide pet adoption services at that Farmers Market. We have to change the wording in Chapter 7 and Chapter 10 of the code to allow Animal Services as a government agency to hold these events but not allow people to show up at places like Young Park with a box of unwanted litters.

Mayor Pro-tem Archuleta said the Council has already expressed their consensus for this issue.

Ron Taylor, Member of the Public said regarding Item 10 on the consent agenda, I want to thank Council for the work they have done on this issue. I have been a bicyclist all my life and I think it is important for everyone to do their part to avoid the consumption of foreign oil.

IV. ACCEPTANCE OF AGENDA: THOSE ITEMS ON THE AGENDA INDICATED BY AN ASTERISK (*) ARE ON THE CONSENT AGENDA AND WILL BE VOTED ON BY ONE MOTION.

Mayor Pro-tem Archuleta said Item 11, 14 and 18 need to be removed from the Consent Agenda for discussion. Item 14 needs to be placed before Item 27 and we will suspend the rules to hear them concurrently.

Councillor Connor Moved to approve the Agenda as Amended and Councillor Jones Seconded the motion.

Mayor Pro-tem Archuleta called for the roll on the Motion to accept the Agenda as Amended and it was APPROVED. 6-0 Mayor Miyagishima was absent.

V. CITY COUNCIL MINUTES

- *(1) Regular Meeting of May 4, 2009
- *(2) Regular Meeting of May 18, 2009
- *(3) Regular Meeting of May 26, 2009

VI. RESOLUTIONS AND/OR ORDINANCES FOR CONSENT AGENDA

- *(4) Resolution No. 09-295: A Resolution Supporting Collaborative Programs in Energy Efficiency and Conservation in Southern New Mexico.
- *(5) Resolution No. 09-296: A Resolution Amending the Adopted FY 2009 City Budget for MPO Fund 2090 Establishing a Year 1 Budget for the Two Year Grant Funded Safe Routes to School Program.
- *(6) Resolution No. 09-297: A Resolution Authorizing the Write-Off of a Home Investment Partnerships (HOME) Program Loan From Program Year 2001 With Las Cruces Affordable Housing Incorporated (LCAHI) in the Amount of \$8,984.42.
- *(7) Resolution No. 09-298: A Resolution Approving a Home Investment Partnerships Agreement (HOME) Between the City of Las Cruces and Mesilla Valley Habitat for

Humanity for the Development and Construction of Affordable Housing for Property at the Southeast Corner of Picacho and Virginia Streets. This Resolution Also Approves an Affordable Housing Grant Agreement and Real Estate Purchase Agreement for the Sale of City Owned Property to Habitat for Humanity.

- * (8) Resolution No. 09-299: A Resolution Approving a Community Development Block Grant Agreement Between the City of Las Cruces and TRESKO, Inc. For the Use of Community Development Block Grant Funds Appropriated to the City of Las Cruces Under the American Recovery and Reinvestment Act of 2009 Funds (ARRA or CDBG-R) in the Amount of \$269,562 From the U.S. Department of Housing and Urban Development. This Agreement is Required by the CDBG Regulations and is in Accordance With the City of Las Cruces' 2006-2010 Comprehensive Plan and the 2008 Action Plan, as Amended.
- * (9) Resolution No. 09-300: A Resolution Adopting Funding Amounts to Various Las Cruces Non-Profit Organizations for FY2010 to Provide Health-Related Public Services Needs and Incorporating the Funding Amounts Into the City's FY2010 Budget. The Resolution Further Authorizes the Development of Purchased Services Agreements With Each Non-Profit Organization, and for the City Manager to Execute the Agreements on the City's Behalf.
- * (10) Resolution No. 09-301: A Resolution Adopting Complete Streets Guiding Principles so That Transportation Improvements are Planned, Funded, Designed, Constructed, Operated, and Maintained to Integrate Walking, Bicycling, Transit, and Motor Vehicle Use While Promoting Safe and Efficient Operations for All Users.
- * (12) Resolution No. 09-303: A Resolution Authorizing the Mayor to Sign a Subordination of Lien in Favor of Citizens Bank of Las Cruces, for Lease Parcel 37 at the Las Cruces International Airport.
- * (13) Resolution No. 09-304: A Resolution Approving an Increase to the Contract with Sites Southwest, LLC, for Additional Design Services for the Burn Lake Landscape Improvements Phase One Project, in the Amount of \$4,080.00, Plus New Mexico Gross Receipts Tax in the Amount of \$300.90, for a Total Increase of \$4,380.90.
- * (15) Resolution No. 09-306: A Resolution Authorizing the City of Las Cruces to Accept a Contract From the State of New Mexico Aging and Long-Term Services Department for Fiscal Year 2009-2010 in the Amount of \$116,770 to Provide Adult Home Care Services.
- * (16) Resolution No. 09-307: A Resolution Allowing Transit Section Staff to Apply to the Federal Transit Administration for Appropriated Federal Fiscal Year 2007, Section 5309 Capital Funds in the Amount of \$58,730 Requiring a City Match of \$14,683 for the Purpose of Buying Support Equipment.

- *(17) Resolution No. 09-308: A Resolution Allowing Transit Section Staff to Apply to the Federal Transit Administration for Federal Fiscal Year 2009, Section 5307 (Formula) Funding in the Amount of \$1,291,703 as Apportioned to the City of Las Cruces by Congress.
- *(19) Resolution No. 07-08-125A: A Resolution Authorizing Change Order Number One to Increase the Contract With Zia Engineering & Environmental Consultants, LLC of Las Cruces, New Mexico for Environmental Engineering Services for the Archival Documentation on the Artifacts Found at the 125 Acre Waterfalls Ponding Facility by \$52,770.53 Plus \$3,891.83 for New Mexico Gross Receipts Tax.
- *(20) Resolution No. 08-09-625: A Resolution Awarding the Bid for the Del Rey Boulevard Reconstruction Project to Burn Construction of Las Cruces, New Mexico in the Amount of \$917,216.40 Plus \$67,644.71 for New Mexico Gross Receipts Tax. The City Manager is Authorized to Approve Change Orders in an Amount Not to Exceed \$55,017.94 for a Total Project Authorization in the Amount of \$1,039,879.05.
- *(21) Resolution No. 08-09-643: A Resolution Approving an Indefinite Quantity, Indefinite Cost for Copy Machine Pricing Agreement to Spectrum Imaging Systems for the Remaining Three (3) Years Subject to Approved Budget Appropriations and Annual Renewal.
- *(22) Resolution No. 08-09-646: A Resolution Authorizing Purchase of Two (2) Replacement Pierce Pumpers for the Fire Department from First In, Inc. Of Phoenix, Arizona, In the Amount of \$861,880.00 and Amend the Fiscal Year 08/09 Budget.
- *(23) Council Bill No. 09-063; Ordinance No. 2526: An Ordinance Authorizing a Real Estate Purchase Agreement Between the City of Las Cruces and World Radio Network, for the Sale of a 0.9 Acres of Municipally Owned Land in the West Mesa Industrial Park for the Purchase Prices of Twenty Seven Thousand Dollars (\$27,000.00) in Accordance With Provisions of Section 3-54-1, NMSA, 1978, as Amended.

VII. RESOLUTIONS AND/OR ORDINANCES FOR DISCUSSION

- *(11) Resolution No. 09-302: A Resolution Authorizing Amendment Number Four to the Contract Between the City of Las Cruces and Studio Southwest Architects of Albuquerque, New Mexico, for the Design of the New City Hall Complex as Originally Approved by Council Under Resolution Number 05-06-065, Authorizing an Increase of \$31,623.61, Including New Mexico Gross Receipts Tax, Plus a Contingency of \$29,345.14, for a Total Amendment Authorization of \$60,968.75.

Councillor Jones Moved to Adopt Resolution No. 09-302 and Councillor Small Seconded the motion.

Councillor Silva asked what was the initial cost of the new City Hall and what was the cost of the other three amendments?

Brian Denmark, Facilities Director gave a presentation and said this is an amendment to the designing contract for the I.T. enhancements. The original cost for the new City Hall was approximately \$23 million and this cost was only for the building itself, not for any site improvements.

Councillor Silva asked do you anticipate any additional cost to complete this building?

Brian Denmark said we are about 75% completed and we do have some contingency funds still remaining to hopefully cover any unforeseen cost but we don't anticipate that much of any additional cost.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-302 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

***(18) Resolution No. 09-309: A Resolution Approving a Change Order to the Impact Fee Contract with Duncan Associates to Revise the Draft Impact Fee Capital Improvements Plan Document, to Add Additional Consultant Trips, and to Add a Time and Expense Budget to Cover the Cost for Implementation Assistance in the Amount of \$50,800.00 Plus \$3,746.50 (NMGRT) for a Total Amount of \$54,546.50 Bringing the Total Contract Amount to \$206,884.68 (Including NMGRT).**

Councillor Connor Moved to Adopt Resolution No. 09-309 and Councillor Jones Seconded the motion.

Isaac Chavez, Member of the Public said I am with the Association of Realtors and our concern is that we have already had three years of source material provided by Duncan and Associates and I don't see the need to approve another \$51,000 of taxpayer's money to ask the same

consultant to come back here and present the final revisions; \$30,800 of it is just for traveling cost. There is no reason why City staff can't present the revisions to Council.

Loretta Reyes, Engineering Services Administrator said the cost for a single trip is \$2,200 and the reason we need so many trips is that we are anticipating meetings with stake holders, the Capital Improvements Advisory Committee and meetings with the City Council but we will try to maximize their visits when they come into town.

Councillor Small said the key point is that this is an upper estimate and we do need to minimize the number of trips. I would like to be kept informed of their scheduled meetings.

Councillor Jones said this is an additional expense but we are talking about how to fund tens of millions of dollars worth of infrastructure improvements just in the road component alone. There is a huge amount of money at stake and it is very important that we address it because of the impact it has on our City.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-309 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

(24) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 09-310;
A PUBLIC HEARING MUST BE HELD.**

Mayor Pro-tem Archuleta said this item is now open for a public hearing. Is there anyone who objects to the issuance of this license?

None given.

Resolution No. 09-310: A Resolution Approving the Issuance of a Restaurant Liquor License (Beer and Wine Only) to Chong Meskimen D/B/A 5 Brothers Chinese, Located at 1001 East University Avenue, Suites C-1 and C-2, Las Cruces, New Mexico.

Councillor Connor Moved to Adopt Resolution No. 09-310 and Councillor Small Seconded the motion.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-310 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

(25) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 09-311;
A PUBLIC HEARING MUST BE HELD.**

Mayor Pro-tem Archuleta said this item is now open for a public hearing. Is there anyone who objects to the issuance of this license?

None given.

Resolution No. 09-311: A Resolution Approving the Transfer of Ownership and Location of Liquor License No. 0362 From Gianino's Too, Inc. D/B/A Gadsden Spirits & Gadsden Purchase To Pay and Save, Inc. D/B/A Lowe's Foods, Located at 1410 Missouri Avenue, Las Cruces, New Mexico.

Councillor Connor Moved to Adopt Resolution No. 09-311 and Councillor Small Seconded the motion.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-311 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

(26) **Resolution No. 09-312:** A Resolution to Adjust the Adopted Fiscal Year 2008/2009 Budget to Provide for Allocation of Operating and Capital Costs Due to End-of-Year Review of Revenues and Expenditures.

Councillor Connor Moved to Adopt Resolution No. 09-312 and Councillor Jones Seconded the motion.

Mark Sutter, Finance Director said this is the clean up step that we do every year for the end of the fiscal year.

Dick Gebhart, Budget Director gave a presentation and said this is for our end of the year adjustments and this process is recommended by the DFA. This includes unexpected things that come up, like an increase in postage cost. There are sixty eight funds that are being adjusted and nine of those funds are being closed.

Councillor Silva asked are these adjustments from January to current because we already had a mid-year adjustment?

Mark Sutter said the adjustments are for things that have occurred since the mid-year adjustment.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-312 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

*(14) Resolution No. 09-305: A Resolution Designating the Project Known as the Las Cruces Center, as the Las Cruces Convention Center.

Councillor Jones Moved to Adopt Resolution No. 09-305 and Councillor Connor Seconded the motion.

Councillor Connor Moved to Suspend the Rules and discuss Items 14 and 27 concurrently and Councillor Jones Seconded the motion.

Mayor Pro-tem Archuleta called for the roll on the Motion to Suspend the Rules and discuss Items 14 and 27 concurrently and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

Ken Mompellier, CVB Executive Director gave a presentation and said there are three different designs to select from for the official name and logo of the Convention Center.

Councillor Silva said we need to take into consideration that we may have to convert these designs to black and white images to save on printing cost. I think the first design is the only one that works in color and in black and white.

Ken Mompellier continued his presentation and said we want the logo to have the feel and look of Las Cruces.

Councillor Connor said I would exclude option C and choose either option A or B. My preference would be option A.

Councillor Thomas said I agree with going with option A.

Councillor Small said I agree with option A but I would suggest having the color green within the logo.

Ken Mompellier said we can play with some of the coloring if you like the design.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-305 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

(27) Resolution No. 09-313: A Resolution to Select a Logo Design for the Las Cruces Convention Center.

Councillor Connor Moved to Adopt Resolution No. 09-313 and Councillor Small Seconded the motion.

Councillor Connor Moved to Amend Resolution No. 09-313 to include Exhibit A and Councillor Jones Seconded the motion.

Ron Camunez, Member of the Public said I think you should have a real photo of the Organ Mountains on the logo.

Mayor Pro-tem Archuleta called for the roll on the Motion to Amend Resolution No. 09-313 to include Exhibit A and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-313 as Amended and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

- (28) Resolution No. 09-314: A Resolution Authorizing the Mayor to Sign a Letter of Support for the Proposed New Mexico Department of Transportation (NMDOT) Park and Ride Service Between Las Cruces and El Paso.

Councillor Connor Moved to Adopt Resolution No. 09-314 and Councillor Thomas Seconded the motion.

Tom Murphy, Senior Planner gave a presentation and said this is for a bus service between Las Cruces and El Paso and there will be three morning runs and three p.m. runs.

Councillor Jones said I think this is a neat project and it will be a great starting point.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-314 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

- (29) Resolution No. 09-315: A Resolution Supporting the Connection of the Triviz Multi-Use Path to the Statewide Rio Grande Trail.

Councillor Connor Moved to Adopt Resolution No. 09-315 and Councillor Jones Seconded the motion.

David Weir, Community Development Director gave a presentation and said this would encourage pedestrian transportation and activities.

Councillor Thomas said we met with the group that is working on the Rio Grande Trail and that project is moving along very quickly. We should have other plans for connections in place just in case there is additional funding available.

Mayor Pro-tem Archuleta asked what is the mileage?

David Weir said I don't know but I think it is about fifteen miles.

George Pearson said this is a multi-use path that will really be more for recreational uses. It would be great to have a path that is away from the roadways.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 09-315 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

- (30) Resolution No. 08-09-586: A Resolution Authorizing the Execution of a Construction Contract Between the City of Las Cruces and the Greenhouse, Inc. Of Las Cruces, NM for the FYI Transitional Housing Facility (08-09-586) for a Total Project Cost of \$2,157,700.00 Plus New Mexico Gross Receipts Tax of \$159,131.00, for a Total Project Cost of \$2,316,861.00.

Councillor Connor Moved to Adopt Resolution No. 08-09-586 and Councillor Small Seconded the motion.

David Dollahon, Neighborhood Services Administrator gave a presentation and said the City is the fiscal agent for this project due to the requirements of the Affordable Housing Act. Upon completion of the construction, the project will be owned by Resources for Children and Youth and it will be operated by FYI.

Neil Wilkinson, Member of the Public said there has been a problem with FYI that has been turned over to the State Attorney's Office and we need to be very careful with this until it is checked out.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Resolution No. 08-09-586 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

- (31) Council Bill No. 09-064; Ordinance No. 2527: An Ordinance Amending Ordinance No. 2495, *Safe Traffic Operations Program*, to Be Consistent With Legislative Amendments to New Mexico Statutes Annotated, Section 3-18-17, Including Fines, Appointment of a

Hearing Officer, and the Conduct of Hearings, as Well as Making Various Stylistic Changes.

Councillor Connor Moved to Adopt Council Bill No. 09-064; Ordinance No. 2527 and Councillor Jones Seconded the motion.

Mike Johnson, Public Works Director gave a presentation and said these are amendments to our red light and speeding enforcement that have come about because of changes with our State Legislature. We need to have them in place in order to be in conformance with the State Statute.

Councillor Small said we need to have some kind of signal infrastructure located on the left side of the intersections with red light cameras so that people who are turning don't have to keep their attention split between the light and other vehicles or pedestrians.

Mike Johnson said we are looking into that issue and we should have some information for you within the next four to six weeks.

Councillor Small asked are there provision on the tickets for people who only read and speak spanish?

Mike Johnson said I believe there is a number printed on the ticket that they can call if they have any questions and they can speak with someone who is bilingual.

Councillor Thomas asked can you only pay the fine online or is there a location available where you can go to pay it?

Lt. Chris Miller, LCPD said the Police Department doesn't accept any payments; however, they can pay online or send the payment by mail.

Mark Sutter, Finance Director said we made a decision to utilize the companies lockbox service which gets us out of having to keep track of thousands of receivables.

Councillor Thomas asked if someone wants to protest the ticket, do they go to the Police Department?

Lt. Chris Miller said each citation has three options included with it; how they can pay, how they can contest the citation or nominate another driver. If they come to the Police Department and give us the request for hearing form then we can process it or they can mail it in.

Mayor Pro-tem Archuleta said there was a comment on Sound Off that stated a person went through an intersection with a red light camera five times and received five citations for not wearing a seatbelt.

Lt. Chris Miller said the cameras only know if you are speeding and/or running a red light; not if you are wearing your seatbelt.

James McGee, Member of the Public said I don't think these cameras are user friendly.

Ron Camunez, Member of the Public said my concern is why did the State Legislature decide to do what it did after Las Cruces passed it's ordinance? I spoke with some of the legislators and they said they don't like the red light cameras and that was the only way they could express it to the cities. We are losing 50% of that income and then we have to pay Redflex their percentage out of the money that is left over. Who regulates the calibration of the cameras; if it is done by Redflex then that's not fair, it needs to be done by an outside agency.

Lt Chris Miller said Redflex checks them monthly and does the calibration for the cameras.

Mike Johnson said the State receives 50% of the net proceeds which is from the amount that is leftover after we pay Redflex.

Fermin Rubio, City Attorney said a big part of the States position is that when you receive a regular citation, they get a certain amount from that citation. This is a way for the State to get back some of the money they are losing.

Russ Warner, Member of the Public said please pass this ordinance.

Donald Hastings, Member of the Public said I come from a city that has red light cameras and they work fine for us.

Joe Bousha (sp?), Member of the Public said this whole thing is a violation of State Statute and everyone was too concerned about if we could do this project because Albuquerque did it. By the way, Farmington voted down this project. If you were worried about traffic accidents then you would just extend the yellow light time and create an all red interval.

Councillor Connor said the Mayor of Farmington is on my board and there were a whole lot of different reasons why they didn't accept the red light cameras and it was denied by only one vote.

Mike Johnson said there is a minimum of four seconds for the time of the yellow lights and there may be a longer yellow time for larger intersections. I don't recommend increasing the yellow time because drivers will adapt to that very easily. All of our intersections do have a minimum of one second for all red lights. I think there are a lot of benefits to this system and it is working very well at this time.

Fermin Rubio said the ordinance has already been passed; you are just being asked to make some minor changes to be in compliance with the State law.

Mayor Pro-tem Archuleta called for the roll on the Motion to Adopt Council Bill No. 09-064; Ordinance No. 2527 and it was APPROVED. 6-0 Mayor Miyagishima was Absent.

VIII. BOARD APPOINTMENTS

None given.

IX. REVIEW OF PROPOSED ORDINANCE(S)

None given.

X. STATUS/UPDATES ON CURRENT PROJECT LIST

1. **Strategic Plan** - *(Currently collecting information and obtaining feedback from executive leadership, elected officials, and citizens.)*
 2. **Sustainability Officer** - *Posting closed. One hundred and thirty one (131) applicants. Initial screening of applicant underway.*
 3. **Las Cruces Center** - *(Status report provided monthly on second, Regular City Council Meeting)*
 4. **Downtown** - *Design of the project construction plans is moving forward. Efforts are being made to incorporate public comments received at recent public input meeting. Initial site assessment for environmental portion of project underway.*
 5. **Impact Fees** – *Consultant is presently revising Phase II ICIP report to incorporate recent City Council comments. Change order forthcoming to Council to cover additional costs for project.*
 6. **Aquatics Center** - *(Status report provided monthly on first, Regular City Council Meeting)*
 7. **Vision 2040** - *(The consultants are finishing the drafts of the Vision 2040 Regional Plan and Dona Ana County Comprehensive Plan. The draft of the Las Cruces Comprehensive Plan is under review by city staff. After staff review and revisions, the draft plans will be presented for public review.)*
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XI. GENERAL DISCUSSION

1. Mayor

Mayor Pro-tem Archuleta said Councillor Jones and I serve on the Utilities Board and we had a ribbon cutting ceremony on Friday.

Jorge Garcia, Utilities Director said the ribbon cutting ceremony was for the new expansion of our treatment plant.

Councillor Connor said I was at the ceremony and I am very please with the changes.

Mayor Pro-tem Archuleta said another event that is coming up is the ground breaking for the Spaceport.

2. City Council

Councillor Silva passed.

Councillor Connor said the Emerick family has been maintaining a median on south Main for several years; they recently did a complete rehab to it and I just want to thank them and let them know that it looks beautiful.

Tomorrow, from 11 to 7 p.m., there will be drawings and designs of the Convention Center at the Ramada Palms Hotel.

The kitchen area for the Mesilla Park Recreation Center has been redone through Capital Outlay funds and it will re-open on Monday.

There is a ground breaking ceremony for the Spaceport America and the events scheduled is for this Thursday. There will be a public meeting at the main NMSU campus in front of Hadley Hall or the Horseshoe at five o'clock and they will have live music, speakers and kids games there. The ground breaking will be at the site on Friday and there will be a bus available to take people to site.

Councillor Small said regarding the red light cameras, I think it would be smart, if there are any further changes to the policy that needs to be addressed by Council, that we continue to make those changes.

There was an email from the State to announce a grant that is up to \$500,000 based upon the climate change and the application will be due by July 22nd.

I would like to express my appreciation to all of those who have been working on controlling the mosquito problems in District 4.

Councillor Jones said I would like to thank the sponsors of the Veterans Appreciation Event. There were a lot of folks there and it was a great event.

I want to congratulate the Hispano Chamber of Commerce on the good turnout for their annual meeting and dinner.

I would like to thank Ms. Grumet for including me at the dinner event with the Transit Department.

We received an updated response from the State Engineers Office on the 40 year water plan.

Can I get an update regarding the Waterfalls pond?

Mike Johnson said we are about 55% completed with that project. We do believe that it will help provide some additional protection during our rainy season which is coming up in July.

Councillor Jones said the residents in the Del Rey area are very excited about the bridging of the arroyo and the improvements along Del Rey.

Councillor Thomas said I am receiving reports that there is a reduction in dust at the Waterfalls area.

Last year, we applied for an EPA grant with NMSU that would enable us to have a dust expert here for a town hall meeting. There is another opportunity to apply for a larger grant and I wanted to know how we would go about doing it? I also wanted to get a consensus for us to participate with that application process again.

Terrence Moore, City Manager said we simply have to submit a similar format as we did last year. If there is a consensus then we will proceed accordingly.

Mayor Pro-tem Archuleta said I want to remind all the Councillors that if you are going to attend an event, let Margaret know so she can have it posted as a Potential Quorum.

3. City Manager

A. Update Regarding Development and Construction of New City Hall.

Brian Denmark, Facilities Director gave a presentation and said we are approximately 75% completed with this project and everything is running smoothly.

Councillor Small asked what is the status of the procurement for all of the fixtures and furniture?

Brian Denmark said the request for proposals has been advertised and it closes on June 19th.

- B. Update Regarding Development and Construction of New Las Cruces Center.

Brian Denmark gave a presentation and said there has been a delay in the fill material from the Aquatic Center so we are going to have to seek other sources for fill material.

- C. ***Update to City Council Concerning New Mexico Conservation Block Grant.**

No presentation was given.

Councillor Silva asked can we get a list of all the upcoming grants that will be available?

Terrence Moore said I will make that arrangement beginning with the June 26th or July 10th information letter.

- D. Other Items - Information Only

None given.

Meeting Adjourned at 4:15 p.m.



Mayor

ATTEST:



City Clerk

(SEAL)