City Council
of the
City of Las Cruces

Regular Meeting

October 3, 2016
1:00 P.M.
Council Chambers, City Hall

MEMBERS PRESENT:

Mayor Ken Miyagishima
Councillor Kasandra Gandara, District 1
Councillor Greg Smith, District 2
Councillor Olga Pedroza, District 3
Councillor Jack Eakman, District 4
Councillor Gill Sorg, District 5
Councillor Ceil Levatino, District 6

STAFF:

David Dollahon, Interim City Manager
Rusty Babington, City Attorney
Linda Lewis, City Clerk

I. OPENING CEREMONIES

Mayor Miyagishima called the meeting to order. Councillor Gandara led the Pledge of Allegiance.

Jennifer Martinez from PIO presented the Pet of the Week.

Mayor Miyagishima recognized the 18 delegates from the Sister Cities Nienburg, Germany.

Mayor Miyagishima recognized the NM Rhinos Softball Team.

Mayor Miyagishima presented the Mayor's Public Citation to Andy Hume and Robert Caldwell.

Mayor Miyagishima presented the Mayor's Community Citation to the Friends of the Library.

Councillor Pedroza presented a Proclamation to Friends of the Library and declared Oct. 16-22, 2016, as Friends of the Library Week.

Councillor Pedroza presented a Proclamation and declared October 2016 as Dyslexia Awareness Month.

Councillor Pedroza presented a Proclamation to Ashley Curry and declared October 2016 as International Walk to School Month.

Councillor Pedroza presented a Proclamation and declared October 2-8, 2016, as National 4-H Week.

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 Miyagishima asked if anyone had any conflicts with anything on the agenda?

There were none.

III. PUBLIC PARTICIPATION

Donna O'Daniel, Member of the Public said on August 19, 2016, the Las Cruces Support Your Local Police Committee sponsored an event at Mountain View Baptist Church. Dr. Earl Nissen attended our event and wrote a letter that included false statements including that the entry ticket indicated that it was a John Burch Society event. He stated the society was racist and antisemitic, which is not true. We should all want to support our local police.

Dolores Connor, Member of the Public said there are a lot of bats in my neighborhood so I want to give a big kudos to animal control. There's a new traffic light going up at Lohman and Sonoma Ranch and on August 10th the west lane was blocked so I'm asking to not block traffic from 7 a.m. to 9 a.m.

Arianna Parsons, Executive Director of Downtown Las Cruces Partnership said I want to thank you for your involvement in Salsa Fest this weekend. I urge you to reconsider the crosswalk on Campo as we need a safe passage there.

Lori Meek, Member of the Public said I live in the Mesquite Historic Neighborhood. I moved there because I could walk downtown. There is only a crosswalk at the post office and I want a crosswalk at Campo, Hadley and Griggs.

Dolores Archuleta, Member of the Public said the Veterans Day parade will be Friday, November 11, 2016. We are doing the poster contest again this year. We will recognize the winners at the October 17th Council meeting.

Glenn Schwaiger, Member of the Public said I've lived here 30 years and am an instructor at DACC. Last week I was given a proposal for the City to rent La Placita Mosaic to be fenced off for a new brew pub. It would restrict access to the park and mosaic. My concerns are private alcohol sales in a public park, the policy of leasing parks on a long term basis, and the fence will cover the art work.

Vince Jeffers, Member of the Public said there is money laundering going on. You need to take responsibility for what you're doing.

George Pearson, Member of the Public said any efforts toward reducing global warming is a good thing. I want to thank you for fixing the bump on Triviz Trail. I would like for us to continue with the bicycle path on Hadley as it will connect the east to the west side.

IV. READ CLOSED MEETING STATEMENT

A. Read September 19, 2016 Closed Meeting Statement into the record.

The Las Cruces City Council met in closed session at 9:25 a.m. on September 19, 2016. The following members were in attendance: Mayor Ken Miyagishima, Councillor Kasandra Gandara, Councillor Greg Z. Smith, Councillor Olga Pedroza, Councillor Jack Eakman, Councillor Gill M. Sorg, and Councillor Cecelia H. Levatino. Staff present was City Attorney William R. Babington, Jr. for part of the meeting. The meeting adjourned at 12:35 p.m. Statement for the record: The Las Cruces City Council met in closed session and only discussed those limited items as stated in the posted notice (to discuss limited personnel matters).

V. ACCEPTANCE OF AGENDA

Councillor Levatino Moved to Approve the agenda as presented and Councillor Eakman Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve the agenda as presented and it was Approved. 6-0. Councillor Pedroza, Councillor Eakman, Councillor Sorg, Councillor Levatino, Councillor Smith, and Mayor Miyagishima voted Aye. Councillor Gandara was absent.

VI. CITY COUNCIL MINUTES

*(1) Regular City Council Meeting of September 6, 2016
*(2) Special City Council Meeting of September 12, 2016

*(3) Special City Council Meeting of September 15, 2016

VII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR CONSENT AGENDA

*(4) Resolution No. 17-051: A Resolution Approving a Community Development Block Grant Agreement Between the City of Las Cruces and Tresco, Inc. for the Rehabilitation of Building No. 2 at Their 1800 Copper Loop Facility, and to Adjust the FY2017 Budget.

*(5) Resolution No. 17-052: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: 2014 State Homeland Security Grant Program Sub-Grant Agreement EMW-2014-SS-00030-S01-Dona Ana County; Granting Agency: New Mexico Department of Homeland Security Office of Emergency Management; Total Grant Award of $14,319.41.

*(6) Resolution No. 17-053: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: The Southwest Boarder High Intensity Drug Trafficking Areas (HIDTA) Program; Grant Award #G15SN0006A; Granting Agency: Intensity Drug Trafficking Areas (HIDTA) Program; Grant Award #G15SN0006A; Granting Agency: Executive Office of the President Office of National Drug Control Policy; Total Grant Award of ($25,773.00).

*(7) Resolution No. 17-054: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: Fire Department Equipment Legislative Appropriation 16-A2424; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $250,000.00.

*(8) Resolution No. 17-055: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: East Mesa Public Safety Equipment Legislative Appropriation 16-A2423; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $50,000.00.

*(9) Resolution No. 17-056: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the

FY2017 Capital Improvement Plan (CIP) for the following: Project Name: Amador Hotel Hazardous Materials Abatement Legislative Appropriation 16-A2421; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $100,000.00.

*(10) Resolution No. 17-057: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: Fire Station Kitchen Improvements Legislative Appropriation 16-A2425; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $20,000.00.

*(11) Resolution No. 17-058: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: Thomas Branigan Memorial Library Equipment Legislative Appropriation 16-A2427; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $40,000.00.

*(12) Resolution No. 17-059: A Resolution Authorizing the City of Las Cruces (City) to Accept a Grant Award; to Ratify the City Manager's or Mayor's Signature on the Contract Agreement; and to Amend the City's Adopted FY2017 Budget and, as Applicable, the FY2017 Capital Improvement Plan (CIP) for the following: Project Name: Klein Park Electrical Upgrades Legislative Appropriation 16-A2426; Granting Agency: The New Mexico Department of Finance & Administration (NMDFA); Total Grant Award of $100,000.00.

*(13) Resolution No. 12-13-359: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Tires, Tubes, and Related Services for Fleet Vehicles with Tire Center Plus of Las Cruces, NM for a Period up to Two Years Subject to Annual Renewal and Approved Budget Appropriations.

*(14) Resolution No. 15-16-123: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Parts and Repair Services for Police Motorcycles with Barnett's Las Cruces Harley Davidson, LLC of Las Cruces, NM for a Period up to Three Years Subject to Annual Renewal and Approved Budget Appropriations.

*(15) Resolution No. 16-17-018A: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Parts and Labor Service Agreement with Jack Key Chrysler Jeep of Las Cruces, NM and USD, Inc. of El Paso, TX for a Period up to Three Years Subject to Annual Renewal and Approved Budget Appropriations.

*(16) Resolution No. 16-17-043: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Fleet Vehicle Parts and Repair Services with Pete's Equipment Repair, Inc. of Albuquerque, NM and Wagner Equipment Co. of Aurora, CO for a Period up to Two Years Subject to Annual Renewal and Approved Budget Appropriations.

*(17) Resolution No. 16-17-044: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Fleet Vehicle Parts with O'Reilly Auto Enterprises, LLC of Springfield, MO for a Period up to Two Years Subject to Annual Renewal and Approved Budget Appropriations.

*(18) Resolution No. 16-17-045: A Resolution Authorizing an Indefinite Quantity and Indefinite Cost Price Agreement for Fleet Bus Parts with Gillig, LLC of Hayward, CA for a Period up to Two Years Subject to Annual Renewal and Approved Budget Appropriations.

*(19) Resolution No. 16-17-050: A Resolution to Award an Indefinite Quantity and Indefinite Cost Price Agreement for Oil, Lubricants, and Antifreeze to Brewer Oil Co. of Albuquerque, NM for a Term of Four Years Subject to Approved Budget Appropriations and Annual Renewal.

VIII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR DISCUSSION

(20) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 17-060; A PUBLIC HEARING MUST BE HELD:** Resolution No.17-060: A Resolution Approving the Transfer of Ownership and Location of Interlocal Liquor License No. 2727, with On Premises Consumption and Patio Service, to Baja La Faja, Inc. D/B/A Baja La Faja, to be Located at 1300 Avenida de Mesilla, Suite 200 A&B, Las Cruces, New Mexico.

Mayor Miyagishima said the Public Hearing for Resolution No. 17-060 is now open. Is there anyone who wishes to speak against this item?

Mayor Miyagishima said the Public Hearing for Resolution No. 17-060 is now closed.

Councillor Eakman Moved to Approve Resolution No. 17-060 and Councillor Levatino Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-060 and it was Approved. 6-0. Councillor Pedroza, Councillor Eakman, Councillor Sorg, Councillor Levatino, Councillor Smith and Mayor Miyagishima voted Aye. Councillor Gandara was absent.

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(21) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 17-061; A PUBLIC HEARING MUST BE HELD:** Resolution No.17-061: A Resolution Approving the Issuance of a Waiver of the Church/School Distance Restriction for the Transfer of Ownership and Location of Liquor License No. 0043 to Integrated Construction Services2, LLC D/B/A K-Bob's Steakhouse, Located at 1660 South Valley Drive, Las Cruces, New Mexico.

Mayor Miyagishima said the Public Hearing for Resolution No. 17-061 is now open. Is there anyone who wishes to speak against this item?

Mayor Miyagishima said the Public Hearing for Resolution No. 17-061 is now closed.

Councillor Eakman Moved to Approve Resolution No. 17-061 and Mayor Pro-Tem Smith Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-061 and it was Unanimously Approved. 7-0.

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(22) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 17-062; A PUBLIC HEARING MUST BE HELD:** Resolution No.17-062: A Resolution Approving the Transfer of Ownership and Location of Liquor License No. 0043, with On Premise Consumption Only, to integrated Construction Services2, LLC D/B/A K-Bob's Steakhouse, Located at 1660 South Valley Drive, Las Cruces, New Mexico.

Mayor Miyagishima said the Public Hearing for Resolution No. 17-062 is now open. Is there anyone who wishes to speak against this item?

Mayor Miyagishima said the Public Hearing for Resolution No. 17-062 is now closed.

Councillor Eakman Moved to Approve Resolution No. 17-062 and Councillor Levatino Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-062 and it was Unanimously Approved. 7-0.

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(23) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 17-063; A PUBLIC HEARING MUST BE HELD:** Resolution No.17-063: A Resolution Approving the Issuance of a Waiver of the Church/School Distance Restriction for the Transfer of Ownership and Location of Liquor License N. 2651 to RM Beverages, LLC D/B/A RM Beverage to be Located at 334 South Main Street, Las Cruces, New Mexico.

Mayor Miyagishima said the Public Hearing for Resolution No. 17-063 is now open. Is there anyone who wishes to speak against this item?

Mayor Miyagishima said the Public Hearing for Resolution No. 17-063 is now closed.

Councillor Levatino Moved to Approve Resolution No. 17-063 and Councillor Gandara Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-063 and it was Unanimously Approved. 7-0.

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(24) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 17-064; A PUBLIC HEARING MUST BE HELD:** Resolution No.17-064: A Resolution Approving the Transfer of Ownership and Location of Liquor License No. 2651, with On Premise Consumption Only, to RM Beverages, LLC D/B/A RM Beverage, to be Located at 334 South Main Street, Las Cruces, New Mexico.

Mayor Miyagishima said the Public Hearing for Resolution No. 17-064 is now open. Is there anyone who wishes to speak against this item?

Mayor Miyagishima said the Public Hearing for Resolution No. 17-064 is now closed.

Councillor Sorg Moved to Approve Resolution No. 17-064 and Councillor Gandara Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-064 and it was Unanimously Approved. 7-0.

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(25) Resolution No.17-065: A Resolution Appointing a City Manager.

Councillor Sorg Moved to Approve Resolution No. 17-065 and Mayor Pro-Tem Smith Seconded the motion.

Mayor Pro-Tem Smith said I think we got two exceptional candidates. Stuart Ed is the person I think would fit best at this point.

Councillor Pedroza said both candidates were good but I think Mr. Stuart Ed would be a better suited candidate.

Mayor Pro-Tem Smith Moved to Amend Resolution No. 17-065 to select Stuart Ed and Councillor Sorg Seconded the motion.

Councillor Sorg said we had two qualified applicants and I think we picked the better of the two.

Mayor Miyagishima said I want to thank Daniel and David and am impressed by the job that they did. I'm supportive of the nominee and look forward to working with him.

Rusty Babington, City Attorney said the Mercer Group will take the lead in negotiating. Once we have something written, it will be presented to Council in a closed session.

Councillor Levatino said I want to thank Daniel and David for everything they've done.

Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 17-065 to select Stuart Ed and it was Unanimously Approved. 7-0.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-065 as amended and it was Unanimously Approved. 7-0.

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(26) Resolution No.17-066: A Resolution for the City of Las Cruces (City) to Enter into a Memorandum of Understanding (MOU) with the United States Attorney's Office for the

District of New Mexico Regarding the Assignment of City Employees to Work in the United States Attorney's Office.

Mayor Pro-Tem Smith Moved to Approve Resolution No. 17-066 and Councillor Eakman Seconded the motion.

Sandra Russell, HIDTA Finance Director gave an overhead presentation.

Councillor Pedroza asked do you work for the U.S. Attorney's Office?

Sandra Russell said I work for the HIDTA program.

Councillor Pedroza said I don't understand how you can negotiate an agreement.

Sandra Russell said I'm involved with this initiative. There is a representative here from the U.S. Attorney's Office.

Terri Abernathy, Assistant U.S. Attorney said this is an agreement so that they will be employed by the City of Las Cruces but will be covered by the Federal government. We need the MOU because our employees need security and background clearance.

Councillor Pedroza asked are you planning on getting some of our attorneys?

Terri Abernathy said there are incumbents in all the positions.

Councillor Pedroza asked are they City employees right now?

Terri Abernathy said yes.

Councillor Pedroza asked who has the authority to hire and fire?

Terri Abernathy said the City.

David Dollahon, Interim City Manager said these are grant funded employees because 100% of their salaries and benefits are through the HIDTA grant but we are their fiscal agent.

Councillor Pedroza said I would appreciate knowing how many employees and where they are at.

Terry Abernathy said we have six City employees with one in Albuquerque and the other five in Las Cruces.

Vince Jeffers, Member of the Public said why can't the U.S. Attorney's Office pick their own employees.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-066 and it was Unanimously Approved. 7-0.

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(27) Resolution No.17-067: A Resolution for the Approval of Amendments to the La Clinica De Familia LEDA Contract and for Approval of a Subordination and Inter-Creditor Agreement between City of Las Cruces and Other Lien-Holders of La Clinica de Familia.

Mayor Pro-Tem Smith Moved to Approve Resolution No. 17-067 and Councillor Sorg Seconded the motion.

Mandy Guss, Interim Economic Development Coordinator gave an overhead presentation.

Councillor Levatino said I don't understand the City retaining a lien on the letter of credit.

Bob Cates, Deputy City Attorney said the original agreement had two sources of security, one was the lien against the building and one was a lien against the letter of credit, which was a better protection to ensure job creation.

Councillor Gandara asked what kind of positions will be created?

Bob Cates said they have seven positions under contract and three of them are physicians.

Virgil Medina, COO of La Clinica de Familia said a lot of the positions are medical. We're going to hire 150 new positions. Our plan is to have 24 hour emergency care access. We've hired three physicians and two dentists. We're going to have a residency program and will hire support staff.

Councillor Pedroza asked do you have an anticipated opening date?

Virgil Medina said we're projecting January 9, 2017. We're hoping for construction to be complete by November 15th.

Mayor Miyagishima asked are you taking out another loan?

Eileen McKeen, CFO of La Clinica de Familia said we've been working with the City and Citizens Bank to apply for new market tax credits, which will give us $1.8 million gross.

Councillor Eakman asked when were you thinking of beginning emergent care?

Eileen McKeen said the third year. In the LEDA agreement it said we would provide a percentage of high paying positions.

Councillor Eakman asked were you thinking about getting into acute care?

Eileen McKeen said we've been asked to participate in both of the hospitals' acute care.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 17-067 and it was Unanimously Approved. 7-0.

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(28) Resolution No. 16-17-012: A Resolution Approving an Indefinite Quantity Contract for Banking Services to Wells Fargo Bank, N.A. of San Francisco, California via City of Santa Fe, New Mexico, Contract No. 13-1066, for a Period Through December 31, 2017, with the Option to Extend for an Additional Four (4) One (1) Year Terms Subject to Approved Budget Appropriations, Annual Renewals, and the Termination Clause in the Contract.

Councillor Sorg Moved to Approve Resolution No. 16-17-012 and Councillor Eakman Seconded the motion.

Karin Byrum, Interim Treasurer gave an overhead presentation.

Councillor Eakman asked do we know how many local employees were fired over the recent scandal?

Karin Byrum said I don't know but we can contact them.

Councillor Eakman said I would be all for moving up the date of the competitive bidding process.

Councillor Sorg asked how much of the City's tax money does Wells Fargo hold?

Karin Byrum said as of September 30th we had $100 million and it was 100% collateralized.

Councillor Sorg said there has been criminal and unethical behavior on the part of Wells Fargo. We have a moral duty to consider doing business with other banks. I would like to see us negotiate a new contract and look at our local banks.

Mayor Miyagishima said our contract expired and so that is why we are piggybacking off of Santa Fe's contract.

Councillor Pedroza said I think going local would be better as it may enable them to lend at much better rates.

Councillor Levatino said Wells Fargo is the biggest owner of predatory lending in the country and I find it morally incomprehensible to continue doing business with them. I encourage staff to start investigating other options for us. Local banks would be my first preference.

Councillor Gandara asked did staff make calls to Wells Fargo to ensure our money is secure?

Karin Byrum said we have been following the news closely and had a meeting with the bank last week to go over our accounts. We get a monthly report from a third party telling us what our collateral is.

Councillor Gandara said I think we need to move forward with the RFP.

David Dollahon, Interim City Manager said this is a time consuming procurement, 4-6 months so we're looking to start the process after January 3rd. If you want to amend the resolution, I would exclude the options for renewal.

Mayor Pro-Tem Smith Moved to Amend Resolution No. 16-17-012 to remove the option to extend for an additional four 1 year terms subject to approval of budget appropriations annual renewals and the termination clause in the contract and Councillor Eakman Seconded the motion.

Councillor Levatino asked if negotiations have not ended by December of 2017, do we have the option to extend it?

David Dollahon said yes, we will be bringing back a resolution to you.

Mayor Miyagishima said it would behoove us to give them the opportunity to come speak.

Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 16-17-012 to remove the option to extend for an additional four 1 year terms subject to approval of budget appropriations annual renewals and the termination clause in the contract and it was Unanimously Approved. 7-0.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 16-17-012 as amended and it was Unanimously Approved. 7-0.

IX. BOARD APPOINTMENTS

There were none.

X. NOTICE OF PROPOSED ORDINANCE(S) ----- *1.) There will be no public discussion. 2.) A councillor may ask staff for clarification on the proposed ordinance(s).*

(29) Council Bill No. 17-007; Ordinance No. 2793: An Ordinance to Authorize the Conveyance of a Parcel of City Owned Property Located at 2834 North Telshor Boulevard from the City of Las Cruces (City) to GMB Development, NM, LLC (GMB), in Accordance with Provisions of LCMC 1997, Section 2-1312.

Mayor and Council agreed to bring back.

David Dollahon said there is a minor clerical change to the title, which you will see when we bring back. It should say GMB Investments, Inc.

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(30) Council Bill No. 17-008; Ordinance No. 2794: An Ordinance Authorizing a Real Estate Purchase Agreement Between the City of Las Cruces and X2NSAT, Corp., for the Sale of 12.6023 Acres of Municipally Owned Land in the West Mesa Industrial Park for the Purchase Price of Three Hundred Fifteen Thousand and Fifty-Seven Dollars ($315,057.00) in Accordance with Provisions of Section 3-54-1, NMSA, 1978, as Amended.

Mayor and Council agreed to not bring back.

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(31) Council Bill No. 17-009; Ordinance No. 2795: An Ordinance Supporting an Economic Development Project in Accord with the City of Las Cruces Local Economic Development Plan of 2014, Authorizing a Project Participation Agreement Between the City of Las Cruces and X2NSAT, Corporation Through the Sale of Land at the West Mesa Industrial Park and

Providing Funding of $150,000 in Exchange for the Creation of Thirty (30) New Jobs with Average Salaries at Least 20% Above the County Average Salary.

Mayor and Council agreed to not bring back.

XI. CITY COUNCIL MEMBER BOARD REPORTS

There were none.

XII. GENERAL DISCUSSION

a.) Mayor

Mayor Miyagishima asked are we moving forward on the Jim Bradley Memorial Roadway?

David Dollahon, Interim City Manager said Community Development staff is developing a resolution.

Mayor Miyagishima asked did you find a vendor for the law enforcement signs?

David Dollahon said we've gotten down to a reasonable price of $6 a sign.

Mayor Miyagishima said I think we can get them cheaper so we'll get the name for you.

He said I thought the City of Las Cruces has in their traffic division screens with high traffic intersections.

Daniel Avila, Assistant City Manager said we have a traffic system that has the capability of all the signals.

Mayor Miyagishima said I'm envisioning cameras on some of the City's assets to help be proactive.

Daniel Avila said we have several cameras throughout our buildings.

Mayor Miyagishima said the difference would be that we would have someone monitoring them instead of recording.

Councillor Pedroza said I would like to know how much it would cost and where we would put

them.

Mayor Pro-Tem Smith said I think we should look at how they can be discretely located.

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b.) Council

Mayor Pro-Tem Smith said I believe Stuart Ed will be an excellent City Manager.

He said it is Tough Enough to Wear Pink month.

Councillor Levatino said I want to thank City staff and Downtown Partnership for the great job they did with the Salsa Fest.

She said I want to congratulate the Aggies for winning on Saturday night.

Councillor Sorg said I know exactly what Lori was talking about with the walkability of the Mesquite District.

He said I wanted to tell Dolores Connor that bats are nocturnal because they feed at night and sleep during the day. They keep the insects down and are protected by the law.

Councillor Eakman said I want to thank City staff for the District meeting. We had an informative presentation on Valley Drive.

He said I'm amazed with the job City staff has done during this period without a City Manager.

Councillor Pedroza said last Thursday we hosted the immigration forum and it was a success. I want to thank Roseann, Barbi, Janice, Udell, Dominic and building staff for helping. I also want to thank the speakers.

She said I want to congratulate Daniel Avila's tennis group who is advancing to nationals.

Councillor Gandara said I want to thank City staff and the Downtown Partnership for the Salsa Fest.

She said I want to offer my condolences to the family of the child who passed away over the weekend.

She said I'm grateful to David Dollahon and Daniel Avila for the job they did.

She said I attended the Downtown Partnership board meetings and we talked about communication when we have events in the plaza.

She said I didn't know if we needed to have a dialogue about the capital outlay changes.

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c.) City Manager

David Dollahon, Interim City Manager said we have a closed session after this.

He said the Campo Street crosswalk at Griggs will be done next week.

He said we are probably not going to allow the lease of the space at La Placita.

He said I sent you all an email with a report on the special session from Larry Horan. The senate passed six budget bills. The house has undertaken the crime bill initiatives. The hold harmless GRT has been proposed for phase out. We're planning on discussing the 2017 legislative issues at the October 24th work session.

Mayor Miyagishima Moved to Adjourn and Councillor Sorg Seconded the motion.

Mayor Miyagishima said all of those in favor signify by saying "Aye."

Council said "Aye."

Meeting Adjourned at 4:17 p.m.

Mayor

City Clerk

(SEAL)