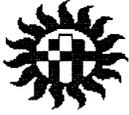


Regular Meeting
November 16, 2009



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

Regular Meeting

November 16, 2009

1:00 P.M.

Council Chambers, City Hall

MEMBERS PRESENT:

STAFF:

- 14 Mayor Ken Miyagishima
- 15 Councillor Miguel Silva, District 1
- 16 Councillor Dolores Connor, District 2
- 17 Councillor Dolores C. Archuleta, District 3
- 18 Councillor Nathan Small, District 4
- 19 Councillor Gil Jones, District 5
- 20 Councillor Sharon Thomas, District 6

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

I. OPENING CEREMONIES

25 Mayor Miyagishima called the meeting to order and asked for a moment of silence. Mayor
26 Miyagishima led the Pledge of Allegiance.

28 Presentation of Certificates of Appreciation/Proclamations.

30 Mayor Miyagishima and Jordan Simons presented the Pet of the Week.

32 Mayor Miyagishima presented Certificates of Appreciation to all seven fire stations for the Vecino
33 Program and gave a special recognition to Lt. Mark Olson.

35 Juan Fuentes, Immediate Past President of GFO presented a Certificate of Achievement for
36 Excellence in Financial Reporting to Pat Degman, CLC Comptroller.

38 David Boje gave a presentation on results and recommendations for promoting art and culture in Las
39 Cruces and Southern New Mexico.

41 Don Templeton, Templeton Marketing gave a presentation on the City of Las Cruces Bus
42 Advertising Program.

43

1 Lori Grumet and Mike Bartholomew gave a presentation on the Roadrunner Transit.

2

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

9

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

11

12 None given.

13

14

15

16 Mayor Miyagishima read a Closed Meeting Statement and said the Las Cruces City Council met in
17 a closed session at 11:05 a.m. on November 16, 2009. The following members were in attendance:
18 Mayor Miyagishima, Councillor Silva, Councillor Connor, Councillor Thomas, Auditor Bruce
19 Bleakman, City Manager Terrence Moore, Assistant City Manager Robert Garza, Finance Director
20 Mark Sutter, Auditor Audrey Evins, Comptroller Pat Degman, Treasurer Manager Robert Scaling,
21 Budget Director Dick Gebhart, Pam Davis, Cynthia Vigil and Melissa Nelson. The meeting
22 adjourned at 11:50 a.m. and only the items posted on the notice were discussed which was to conduct
23 the Audit Exit Conference for the City of Las Cruces, FY09 Audit.

24

25

26

27 **III. PUBLIC PARTICIPATION**

28

29 Greg Smith, President of Downtown Las Cruces Partnership said I just want to thank our current
30 Councillors for their support on our Downtown.

31

32

33

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

37

38 Councillor Connor Moved to approve the Agenda and Councillor Archuleta Seconded the motion.

39

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1 Mayor Miyagishima called for the roll on the Motion to accept the Agenda and it was Unanimously
2 APPROVED. 7-0

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4 -----

6 **V. CITY COUNCIL MINUTES**

7
8 *(1) Regular Meeting of September 28, 2009

9
10 -----

12 **VI. UNFINISHED BUSINESS – RESOLUTION(S) AND ORDINANCE(S)**

13
14 (2) Resolution No. 10-096: A Resolution Approving an Affordable Housing Grant
15 Agreement Between the City of Las Cruces and the Housing Authority of the City of
16 Las Cruces for the Use of State Legislative Funds for Development, Renovation,
17 Rehabilitation and Construction of New Units, Office, and a Meeting/Training Room
18 at the Transitional Housing for Homeless Veterans Complex. *(Tabled from 09-21-*
19 *09; Tabled from 10-19-09)*

20
21 Councillor Archuleta Moved to Remove Resolution No. 10-096 from the Table and Councillor
22 Thomas Seconded the motion.

23
24 -----

25
26 Mayor Miyagishima called for the roll on the Motion to Remove Resolution No. 10-096 from the
27 Table and it was Unanimously APPROVED. 7-0

28
29 -----

30
31 David Dollahon, Neighborhood Services Administrator gave a presentation and said this is for
32 transitional houses for Veterans and the City will serve as the fiscal agent. We would like to have
33 this resolution amended to include our amended agreement with the Housing Authority.

34
35 -----

36
37 Councillor Archuleta Moved to Amend Resolution No. 10-096 to include the substitute agreement
38 and Councillor Thomas Seconded the motion.

39
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41
42 Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 10-096 to include
43 the substitute agreement and it was Unanimously APPROVED. 7-0

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Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-096 as Amended and it was Unanimously APPROVED. 7-0

(3) Council Bill No. 10-004; Ordinance No. 2533: An Ordinance Amending the 2001 Las Cruces Zoning Code, as Amended by Adding a New Section Entitled 38-63 Demolition Delay, Reuse and Adaptive Reuse - Historic Structures for the Purpose of Establishing a Mandatory Sixty Day Time Period Prior to Demolition (Either in Part or in Whole) of Registered Historic Structures in Which Investigation of Alternatives to the Demolition May Occur. *(Tabled from 08-24-09; Tabled from 10-19-09)*

Councillor Archuleta Moved to Remove Council Bill No. 10-004; Ordinance No. 2533 from the Table and Councillor Small Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Remove Council Bill No. 10-004; Ordinance No. 2533 from the Table and it was APPROVED. 6-1 Councillor Connor, Councillor Small, Councillor Jones, Councillor Thomas, Councillor Archuleta and Mayor Miyagishima voted Aye. Councillor Silva voted Nay.

Councillor Thomas said we did see this presentation last week and I think we should vote this down.

Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 10-004; Ordinance No. 2533 and it FAILED. 0-7

(4) Council Bill No. 10-005; Ordinance No. 2534: An Ordinance Repealing and Replacing Division 11, Section 30-491 (Demolition: Residential and Commercial/Nonresidential, Building Permit and Inspection Process - Application Procedure) of the 2009 Las Cruces Building Code in Order to Provide Procedural Requirements Consistent With 2001 Las Cruces Zoning Code Provisions When

1 Demolition of Registered Historic Structures in Whole or In Part Is Proposed.
2 *(Tabled from 08-24-09; Tabled from 10-19-09)*
3

4 Councillor Archuleta Moved to Remove Council Bill No. 10-005; Ordinance No. 2534 from the
5 Table and Councillor Thomas Seconded the motion.
6

7 -----
8

9 Mayor Miyagishima called for the roll on the Motion to Remove Council Bill No. 10-005; Ordinance
10 No. 2534 from the Table and it was Unanimously APPROVED. 7-0
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12 -----
13

14 Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 10-005; Ordinance
15 No. 2534 and it FAILED. 0-7
16

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19 **VII. CLOSING CEREMONIES**

20
21 Mayor Miyagishima presented a Plaque of Appreciation to Councillor Archuleta for her years of
22 service.
23

24 Mayor Miyagishima presented a Plaque of Appreciation to Councillor Jones for his years of service.
25

26 -----
27

28 **VIII. RECESS OF OLD COUNCIL**

29
30 Councillor Archuleta Moved to Recess the Old Council and Councillor Jones Seconded the motion.
31

32 -----
33

34 Mayor Miyagishima called for the roll on the Motion to Recess the Old Council and it was
35 Unanimously APPROVED. 7-0
36

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39 **IX. OPENING CEREMONIES**

40
41 Administration of Oath of Office to Councillor Olga Pedroza given by Judge Lisa C. Schultz.
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43 Administration of Oath of Office to Councillor Gill M. Sorg given by Judge Lisa C. Schultz.

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2 Administration of Oath of Office to Councillor Sharon K. Thomas given by Judge Lisa C. Schultz.

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4 Administration of Oath of Office to Municipal Judge James T. Locatelli given by Judge Lisa C.
5 Schultz.

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9 **X. ORGANIZATIONAL CEREMONIES**

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11 Selection of Mayor Pro-tem from among Council.

12

13 Councillor Silva Moved to Select Councillor Thomas as Mayor Pro-tem and Councillor Small
14 Seconded the motion.

15

16

17

18 Mayor Miyagishima called for the roll on the Motion to Select Councillor Thomas as Mayor Pro-tem
19 and it was Unanimously APPROVED. 7-0

20

21

22

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

27

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

29

30 None given.

31

32

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34 **XII. PUBLIC PARTICIPATION**

35

36 Ben Whitner, Member of the Public said regarding the plan for the reconstruction of Roadrunner and
37 the bike lanes; that sits on the MPO's list, unfunded on the CIP; it does not increase the dangers for
38 all of us. In fact, it will benefit all of us and correct some of the current problems with Roadrunner.

39

40 John Hamilton, Member of the Public said regarding Ordinance 2548, we've had problems with
41 distracted motorist, bicyclist and pedestrians; I appreciate that this appears as an option for us. I urge
42 the Council to consider what is happening nationally and at the local levels in voting to make this
43 change. We will need to have education, enforcement and prosecution to make this work.

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Ron Camunez, Member of the Public said I want to congratulate the newly elected City Councillors and I want to remind you that you were elected to represent all of the members of this community.

XIII. 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 Miyagishima said Item 18 needs to be removed from the Agenda.

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

Mayor Miyagishima called for the roll on the Motion to accept the Agenda as Amended and it was Unanimously APPROVED. 7-0

XIV. RESOLUTIONS AND ORDINANCES FOR CONSENT AGENDA

***(5) Resolution No. 10-134:** A Resolution Authorizing the City of Las Cruces to Continue an Agreement With the Rio Grande Council of Governments for Fiscal Year 2009-2010 and to Provide an Annual Membership Fee of \$4,364.00.

***(6) Resolution No. 10-135:** A Resolution Authorizing the City of Las Cruces to Continue an Agreement With the South Central Council of Governments for Fiscal Year 2009-2010 and to Provide an Annual Membership Fee of \$11,140.00.

***(7) Resolution No. 10-136:** A Resolution Authorizing the City of Las Cruces Police Department to Receive \$1,959.00 in Grant Funding From the New Mexico Department of Transportation for the Teen Seatbelt Demonstration Project, to Ratify the City Manager's Signature to Accept the Award and to Adjust the Fiscal Year 2010 Budget.

***(8) Resolution No. 10-137:** A Resolution Approving a Lease of City-Owned Land at the Las Cruces International Airport to ITT Corporation for a Term of Sixteen Years Plus Four and One-Year Extensions.

- 1
- 2 *(9) **Resolution No. 10-138:** A Resolution Approving a Land Lease of the City-Owned
3 Parcels 43 and 44 at the Las Cruces International Airport to Mesilla Capital
4 Investments, LLC (Dr. Rene De La Vega, Manager) for a Term of Thirty Years at an
5 Initial Rent of Four Thousand Dollars (\$4,000) per Year.
6
- 7 *(10) **Resolution No. 10-139:** A Resolution to Accept American Recovery and
8 Reinvestment Act Funding (ARRA) From the North Central New Mexico Economic
9 Development District Non-Metro Area Agency on Aging for Meal and Nutrition
10 Services in the Amount of \$29,937, Which Requires a Fifteen Percent City Match
11 of \$4,491 and to Adjust the Fiscal Year 2009/2010 Budget.
12
- 13 *(11) **Resolution No. 09-10-397:** A Resolution Awarding a Contract for the Construction
14 of the Entrada Del Sol Gateway, Project Number 09-10-379, to G. Sandoval
15 Construction, In the Amount of \$145,246.31; Plus New Mexico Gross Receipts Tax
16 in the Amount of \$10,802.69; Plus Authorizing a Project Contingency in the
17 Amount of \$7,262.32; for a Total Authorization of \$163,311.32.
18
- 19 *(12) **Resolution No. 09-10-413:** A Resolution Authorizing the Use of the Existing New
20 Mexico State University Job Order Contracts with B & H Mechanical, Inc., Donner
21 Plumbing & Heating, Inc., Lynco Electric Company Inc., Sun City Builders, Inc.,
22 LC Structural Construction, LLC., Duran Construction Inc., (Based Out of Las
23 Cruces, NM), and Basic Idiq, Inc., (Based Out of El Paso, TX), and ESA
24 Construction, Inc., Lynx Electric Company, Inc., Centennial Contractors
25 Enterprises, Inc., (Based Out of Albuquerque, NM), and for Pricing Index Software
26 Services, the Gordian Group Inc. (Based Out of Mauldin, South Carolina), In an
27 Aggregate Amount Not to Exceed \$2,000,000.00; for An Initial Period of One Year,
28 With the Option to Renew at City Council's Discretion.
29
- 30 *(13) **Resolution No. 09-10-416:** A Resolution Authorizing Change Order No. 2 to the
31 Contract Between the City of Las Cruces and Warren Construction, Inc., for the
32 Thomas Branigan Memorial Library Children's Wing Renovations, as Approved by
33 City Council Under Resolution No. 08-09-467, Authorizing an Increase in the
34 Amount of \$98,332.47; Plus New Mexico Gross Receipts Tax of \$11,032.23; Plus
35 Project Contingency of \$50,000.00; for a Total Authorization of \$159,364.70.
36
- 37 *(14) **Resolution No. 09-10-418:** A Resolution Approving an Indefinite Quantity,
38 Indefinite Cost Price Agreement for Bulk Fuel to Southern Counties Oil Corporation
39 of Orange, California. This is for the Fourth Year of a Possible Five Year Cost
40 Price Agreement From Original Bid No. 05-06-487 and as Amended by Resolution
41 No. 08-09-342.
42

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1 *(15) **Resolution No. 09-10-424:** A Resolution Approving Extension of Years Three and
2 Four of a Four Year Contract With Enterprise Leasing West of Albuquerque, NM
3 for Vehicle Rental Services. The Contract is an Indefinite Quantity, Indefinite Cost
4 Price Agreement With Any and All Related Purchase Conditioned Upon Approved
5 Budgets.
6

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9 **XV. RESOLUTIONS AND/OR ORDINANCES FOR DISCUSSION**

10
11 **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 10-140; A**
12 **PUBLIC HEARING MUST BE HELD:**

13
14 Mayor Miyagishima said this item is now open for a Public Hearing. Is there anyone who wishes to
15 speak against this item?

16
17 None given.

18
19 (16) **Resolution No. 10-140:** A Resolution Approving the Issuance of a Beer and Wine
20 Restaurant Liquor License to Japanese Kitchen of Las Cruces, LLC D/B/A Japanese
21 Kitchen, Located at 141 Roadrunner Parkway, Suite 115, Las Cruces, New Mexico.

22
23 Councillor Connor Moved to Adopt Resolution No. 10-140 and Councillor Small Seconded the
24 motion.

25
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28 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-140 and it was
29 Unanimously APPROVED. 7-0

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33 **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 10-141; A**
34 **PUBLIC HEARING MUST BE HELD:**

35
36 Mayor Miyagishima said this item is now open for a Public Hearing. Is there anyone who wishes to
37 speak against this item?

38
39 None given.

40
41 (17) **Resolution No. 10-141:** A Resolution Approving the Transfer of Ownership and
42 Location of Liquor License No. 2537 From Shachriska, LLC, To GMRI, Inc. D/B/A

1 The Olive Garden Italian Restaurant, to be Located at 100 North Telshor Boulevard,
2 Las Cruces, New Mexico.

3

4 Councillor Connor Moved to Adopt Resolution No. 10-141 and Councillor Silva Seconded the
5 motion.

6

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9 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-141 and it was
10 Unanimously APPROVED. 7-0

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14 (18) **Resolution No. 10-142:** A Resolution Authorizing the City of Las Cruces to Accept
15 the New Mexico Energy, Minerals and Natural Resources Department, State of
16 Energy Program and Energy Efficiency Conservation Block Grant Program, 2009
17 Clean Energy Demonstration Program Grant. Funds Are Provided to the State of
18 New Mexico Through the American Recovery and Reinvestment Act (ARRA).
19 Request City's FY 2009-2010 Budget Be Adjusted to Reflect the \$495,330.00
20 Award.

21

22 REMOVED FROM THE AGENDA.

23

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25

26 (19) **Resolution No. 10-143:** A Resolution Authorizing Change Order No. 4 to the
27 Contract Between the City of Las Cruces and Jaynes, Inc., of Albuquerque, New
28 Mexico, for the Construction of the New City Hall Complex as Approved by City
29 Council Under Resolution Number 08-220, Authorizing an Increase of \$450,000.00,
30 Plus New Mexico Gross Receipts Tax of \$46,778.00, for a Total Change Order
31 Authorization of \$496,778.00; and Extending the Project Substantial Completion
32 Date to February 16, 2010.

33

34 Councillor Connor Moved to Adopt Resolution No. 10-143 and Councillor Thomas Seconded the
35 motion.

36

37

38

39 Eric Martin, Project Management Administrator gave a presentation and said this is change order
40 number four for the new City Hall and it addresses some clean up items and makes some
41 adjustments to the Public Information Office. This also addresses the completion date which has
42 been moved to February 16, 2010.

43

1 Udell Vigil, PIO Director said this is primarily for new equipment, like cameras for the new City
2 Hall and equipment for the TV control room. I do want to mention that these funds have already been
3 appropriated for this purpose.

4

5

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7

8 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-143 and it was
9 Unanimously APPROVED. 7-0

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13 **XVI. BOARD APPOINTMENTS**

14

15 Councillor Silva appointed Frank Ochoa to the Planning and Zoning Commission.

16

17 Mayor Miyagishima appointed Councillor Small to the ETZA, Councillor Pedroza as an Alternate
18 to the ETZA, and Councillor Thomas to the South Central Council of Governments.

19

20 Mayor Miyagishima appointed Councillor Pedroza to the West Mesa Strategic Planning Committee,
21 South Central Solid Waste Authority, Affordable Housing, Board of Commissioners for Utilities and
22 the MPO Policy Committee.

23

24 Mayor Miyagishima appointed Councillor Sorg to the MPO Policy Committee, Airport Advisory
25 Board, Rio Grande Natural Gas Association, Board of Commissioners for Utilities and the Transit
26 Board.

27

28 Mayor Miyagishima appointed himself to the Metro Narcotics Board.

29

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31

32 Councillor Connor Moved to Approve the Board Appointments and Councillor Thomas Seconded
33 the motion.

34

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36

37 Mayor Miyagishima called for the roll on the Motion to Approve the Board Appointments and it was
38 Unanimously APPROVED. 7-0

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42 **XVII. REVIEW OF PROPOSED ORDINANCE(S)**

43

1 (20) **Council Bill No. 10-019; Ordinance No. 2548:** An Ordinance Amending the Las
2 Cruces Municipal Code, Sections 27-12-6-12.18, Prohibited Activities While
3 Driving, to Add as a Further Prohibited Activity the Use of a Mobile Telephone to
4 Engage in a Call or to Create, Send or Read Text Messages, With Certain Exceptions
5 that Include the Use of Hands-Free Devices.
6

7 Mayor Miyagishima and Council agreed to bring this item back.
8

9 (21) **Council Bill No. 10-020; Ordinance No. 2549:** An Ordinance Amending Las
10 Cruces Municipal Code, Sections 27-12-7-1 Through 27-12-7-10, Special Rules for
11 Motorcycles and Off-Highway Vehicles, to Conform With Amendments Made to
12 New Mexico Statutes Annotated, Sections 66-3-1001.1, ET Seq. By the 49th
13 Legislature of the State of New Mexico, 2009.
14

15 Mayor Miyagishima and Council agreed to bring this item back.
16

17 (22) **Council Bill No. 10-021; Ordinance No. 2550:** An Ordinance Approving an
18 Annexation Known as the Tortugas Subdivision Annexation Containing 8.82 ± Acres
19 Into the Corporate Limits of the City of Las Cruces Generally Located Within
20 Section 32, Township 23 South, Range 2 East of the N.M.P.M. of the U.S.R.S.
21 Surveys, Doña Ana County, New Mexico. The Subject Property is Generally
22 Located East of South Main Street and South of Tortugas Drive. Submitted by
23 Southwest Engineering for J.O. Partners II. LP and Camino Vista Properties, LP (S-
24 09-042).
25

26 Mayor Miyagishima and Council agreed to bring this item back.
27

28 (23) **Council Bill No. 10-022; Ordinance No. 2551:** An Ordinance Approving an Initial
29 Zoning Request for an Annexation Known as Tortugas Subdivision Annexation
30 Containing 8.82 ± Acres Into the Corporate Limits of the City of Las Cruces
31 Generally Located Within Section 32, Township 23 South, Range 2 East of the
32 N.M.P.M. of the U.S.R.S. Surveys, Doña Ana County, New Mexico. The Subject
33 Property is Generally Located East of South Main Street and South of Tortugas
34 Drive. Submitted by Southwest Engineering for J.O. Partners II, LP and Camino
35 Vista Properties, LP (Z2799).
36

37 Mayor Miyagishima and Council agreed to bring this item back.
38

39 -----

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41 **XVIII. STATUS/UPDATES ON CURRENT PROJECT LIST**

42
43 1. **State Legislative Fall Back**

- 1 2. **Strategic Plan** - (Implementation documents being prepared, finalizing plan for
2 council review and consideration.)
- 3 3. **Las Cruces Convention Center** - (Site work is underway which includes
4 excavation and construction of footings, stem walls and pads, preliminary
5 grading of the detention pond and parking lot, utility locates and, preparation for
6 plumbing rough-in work to commence in the near future.)
- 7 4. **Downtown** - (The project design is ongoing with Bohannon-Huston, Inc. The city
8 has completed the final details for the proposed cul de sac on Lucero
9 Ave. Bohannon-Huston has submitted the 95% complete plan set for the final
10 review and has received all of the comments to finalize the design. The
11 anticipated completion of the design for the north end portion is October 30,
12 2009. Bohannon-Huston will begin the design of the southern portion of the
13 project)
- 14 5. **Impact Fees** – (The project is on-going. Staff is currently reviewing the latest
15 draft of the Impact Fee Capital Improvements Plan (IFCIP) with the
16 Consultant. Before the new draft IFCIP is finalized, the Consultant has prepared
17 a summary of the options discussed by the City Council during the Work Sessions
18 held in March, April, and May of this year. The summary is a separate document
19 and includes a table listing the actions that will have to be taken in order to move
20 forward with each option (e.g., Do the land use assumption have to be revised?,
21 etc.). The purpose of this summary is to provide information in a concise
22 format for the CIAC and City Council to use in making their decision on which
23 option to use in the IFCIP document to calculate the impact fees. It is
24 important that the CIAC and City Council choose one option; therefore, staff will
25 begin the process by presenting the summary document to the CIAC for
26 discussion and action at their next meeting.)
- 27 6. **Vision 2040** – (The current drafts are posted on the Vision 2040 website
28 (<http://vision2040.edu>) and are available on CD and in print upon request. Staff
29 is compiling the comments from the public input meetings held during the week of
30 October 19th and the written comments received. The formal public comment
31 period concluded on November 7, 2009. However, staff will continue to accept
32 further written comments. These comments will be used to evaluate and revise the
33 current drafts.)
- 34 7. **Citywide Swimming Pool Enhancement Program** – (Completion of the exterior
35 block walls near complete for the aquatic center with roof trusses and material
36 installation well underway. Structural steel installation for the entrance area of
37 the facility as well as the second floor of the building for future recreation space
38 is in process as well as plumbing rough-in and ventilation. Pool excavation to
39 begin soon with all permit related matters with the New Mexico Environment
40 Department nearly resolved.)
41 (The design contract for the future planned Natatorium has been signed and the
42 design consultants with staff have begun initial meetings to define scope of work
43 as well as begin the soliciting process for public input.)

- 1 8. **Development and Construction of New City Hall** – *(Interior finishes in Area*
 2 *A/North wing is near complete while Areas B and C, lobby area, Council*
 3 *Chambers and South wing respectively continue to proceed. Commissioning of*
 4 *the building is underway which includes heating, cooling, ventilation among other*
 5 *testing. Site work continues with grading, concrete sidewalk, curbing and*
 6 *drainage infrastructure in process. Evaluation and selection of furnishings is*
 7 *underway.)*
- 8 9. **Development and Construction of the Intermodal Facility** – *(Staff is currently*
 9 *developing an independent cost estimate for the facility to determine what scope*
 10 *of work can consist of given funding limitations. An RFP is being finalized for*
 11 *architectural and engineering services to design said facility with anticipated*
 12 *advertising during the month of November.)*
- 13 10. **Grants/ARRA Status** - (Matrix.)

14
15
16

17 **XIX. GENERAL DISCUSSION**

18

19 1. **Mayor**

20

21 Mayor Miyagishima said I just want to welcome Councillor Pedroza and Councillor Sorg to our
 22 board.

23

24

25 2. **City Council**

26

27 Councillor Thomas said I would like to thank Mike Johnson for the great Wall Project.

28

29 I would like for us to move forward with a preservation ordinance.

30

31 Mayor Miyagishima said first, we will need to schedule that for a work session.

32

33 Councillor Sorg said I want to thank the Council, staff and the people of Las Cruces for welcoming
 34 me into this position.

35

36 I would like to make a proposal for the Council and the Mayor to do a Ride the Bus to Work Day
 37 and have that as an item for discussion on the December 14th Work Session.

38

39 Councillor Connor said I don't have bus service in my area.

40

41 Councillor Small said I would like to thank Robert Garza for facilitating a meeting with the Elephant
 42 Butte Irrigation District concerning some of the issues we have in some of our neighborhoods.

43

1 We are at the starting point of getting some Neighborhood Watch groups together with the help of
2 Officer Jose Rodriguez.

3
4 There was a business in District 4 that had a gas leak and the gas had to be turned off until it was
5 repaired. I want to express my appreciation to Dr. Jorge Garcia for his help with several utility issues
6 we've had in my district.

7
8 Councillor Pedroza said I would like to thank everyone for giving me this opportunity and I look
9 forward to working with everyone.

10
11 Councillor Connor said last week, I attended the National League of Cities in San Antonio and they
12 have so many workshops to attend; I can't be the only one who attends this conference.

13
14 We're in a unique situation with the retirement of our Police Chief and Fire Chief almost at the same
15 time. I have spoken with other municipalities and some of them have a Public Safety Administrator
16 Manager instead of having a Chief which is something that we should look into having for our
17 community.

18
19 We need to continue to be fiscally responsible this year and hold on to our reserve balance.

20
21 One of my priorities is the 911 Dispatch Authority; I would be willing to show the new Councillors
22 around our 911 MVRDA facility.

23
24 We need to push forward with the Intermodal Transportation Center so we can improve our bus
25 system.

26
27 I would like for us to push forward with the Museum of Natural Science and have it completed
28 within the next two years.

29
30 We have been working on the completion of the last two phases of the street lighting conversion for
31 approximately five to six years now and we need to get it completed.

32
33 There are only two phases left to be completed for the El Molino Storm Water System project and
34 we need to get that completed because it affects the Burn Lake project.

35
36 The septic tank issue is critical to my district and Districts 2 and 5 and we need to move forward
37 with the conversion to our sewer system.

38
39 Regarding the selling of the City Office Center and the City Hall buildings in the next few months;
40 it is going to be expensive to hold on to them so we need to move forward with trying to sell them.

41
42 We have also talked about selling the Tee Time property and we need to have an update on the status
43 of that issue.

1 We received some stimulus funding for Cops and I was under the impression that we didn't take
2 advantage of it and had to turn it back in but I'm glad to hear that we're not going to give up on that
3 because it is a three year funding source.

4

5 There are about 20 acres behind the Utility Office on Motel Boulevard that belongs to the City and
6 it was purchased with the intension of moving our fleet and buses onto that property. Right now our
7 fleet is at the lot on Hadley and if we move them then that would free up a lot of space for our new
8 Aquatic Center.

9

10 There was a records request that came into the City Clerk's Office regarding our City Manager and
11 I think we need to have a closed meeting to discuss the contents of that request.

12

13 Mayor Miyagishima said you should meet with Mr. Moore to discuss that issue. I don't think there
14 is any need to have a closed meeting regarding it.

15

16 Regarding the Public Safety Administrator, we did have one about eight years ago and the City still
17 kept the Police and Fire Chiefs but due to our reorganization, that position was eliminated.

18

19 Councillor Connor said even though you are saying no to allowing us to have a closed meeting, I
20 would like to know if any of the other Councillors wanted to meet to discuss this issue.

21

22 Councillor Silva said I support Councillor Connor in meeting to discuss this issue.

23

24 Councillor Connor said I have tried to meet with Mr. Moore; however, he couldn't make time for
25 me.

26

27 Terrence Moore, City Manager said I have always made myself available to meet with any of you
28 on a one on one basis.

29

30 Councillor Silva said the Winter Fest is coming up on December 4th at the Downtown and I would
31 like to invite everyone to attend it.

32

33 I received a concern for the area of the Boys and Girls Club, the street lighting in that area needs to
34 be checked. There are also issues with the construction fencing around the Downtown area.

35

36 Mike Johnson, Public Works Director said we plan on having the fence removed by December 4th.

37

38 Councillor Silva said there were issues with the road striping and bike lanes on Campo.

39

40 Dan Soriano, Traffic Engineering Administrator gave a presentation and said Campo will become
41 a three lane roadway on the west side from Las Cruces Avenue north and we are going to have it set
42 up as share the road accessible.

43

1 Councillor Silva said I would like to get an update on the Renaissance Fair from the Rio Grande
2 Theater group in December.

3

4 Las Esperanza is having an annual legislative lunch this Wednesday and I would encourage everyone
5 to attend this luncheon.

6

7 -----

8

9 3.

City Manager

10

A. Update Regarding Downtown Revitalization Activities.

11

12 David Weir, Community Development Director gave a presentation and said the design for the
13 northern portion of the Downtown has been completed. The Farmers Market has been moved to
14 the south side of the Downtown and we have installed port-a-potty facilities in that area.

15

16

B. Other Items - Information Only

17

18 None given.

19

20 -----

21

22 **Meeting Adjourned at 4:34 p.m.**