

Regular Meeting  
May 4, 2009

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

**Regular Meeting**

**May 4, 2009**

**1:00 P.M.**

**Council Chambers, City Hall**

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**MEMBERS PRESENT:**

**STAFF:**

Mayor Ken Miyagishima  
Councillor Miguel Silva, District 1  
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  
Harry (Pete) Connelly, Deputy City Attorney  
Esther Martinez, City Clerk

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**I. OPENING CEREMONIES**

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

Debbie Calderon sang the National Anthem.

Presentation of Certificates of Appreciation/Proclamations.

Mayor Miyagishima presented the Mayor's Distinguished Service Award to Dr. Brian Gilbert, DDS.

Mayor Miyagishima and Bob Hearn presented the Pet of the Week.

Councillor Silva presented a Proclamation to Warden Mike Heredian, Major Henry Telles, Captain Juan Barela and Samantha Gamboa and declared May 1<sup>st</sup> thru May 7, 2009 as Correctional Officers Week.

Councillor Connor read a Proclamation and declared May 4<sup>th</sup> thru May 10, 2009 as Public Service Recognition Week.

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1 Councillor Connor presented a Proclamation to Mickey Curtis, Clinical Director of Families and  
2 Youth Inc. and declared May 3<sup>rd</sup> thru May 9, 2009 as Children's Mental Health Awareness Days.

3

4 Councillor Connor presented a Proclamation to George Pearson of the Mesilla Valley Bicycle  
5 Coalition and Gary Hembree with the Bicycle Friendly Community Task Force and declared the  
6 month of May 2009 as National Bike Month and May 11<sup>th</sup> thru May 15, 2009 as Las Cruces, Ride  
7 Your Bike Week.

8

9 Councillor Connor presented a Proclamation to Andrea Lawrence, CVB Tourism Sales Manager and  
10 declared May 9<sup>th</sup> thru May 17, 2009 as National Tourism Week.

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12 Ken Mompellier, CVB Executive Director presented the Las Cruces Visitor Industry Recognition  
13 Award to Tom Hutchinson, Owner of La Posta Restaurant.

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15 El Paso Electric gave a presentation on the Promotion of Energy Efficient Practices and Programs.

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

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

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26 None given.

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30 Councillor Small said we appreciate the representatives of El Paso Electric taking the time to come  
31 out today and allowing us to be a part of this program.

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35 **III. PUBLIC PARTICIPATION**

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37 Mayor Miyagishima said I received a request from Sandy Geiger to speak for fifteen minutes  
38 regarding the annexation of the City Center and I am not going to grant that request today.

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42 None given.

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**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 Miyagishima said Items 2 and 3 need to be removed from the Consent Agenda for discussion.

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

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

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**V. CITY COUNCIL MINUTES**

\*(1)005-023 Regular Meeting of April 6, 2009

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**VI. RESOLUTIONS AND/OR ORDINANCES FOR CONSENT AGENDA**

\*(4)106-116 Resolution No. 09-260: A Resolution Authorizing the City of Las Cruces to Participate in the Summer Food Service Program in Conjunction with the Las Cruces Public Schools System and the New Mexico Department of Children, Youth and Families, for a Total Estimated Cost of \$260,000, Which is Federally Funded and Does Not Require a Local Match.

\*(5)117-121 Resolution No. 09-261: A Resolution Authorizing the City of Las Cruces Convention & Visitors Bureau to Apply to the New Mexico Tourism Department for Grant Funds in the Amount Not To Exceed \$20,000 for Fiscal Year 2009-2010 under the Cooperative Marketing Program Which Requires a 300 Percent Match.

\*(6)122-136 Resolution No. 08-09-639: A Resolution Approving an Indefinite Quantity, Indefinite Cost Pricing Agreement for Advertising Agency Services to Rick Johnson & Company of Albuquerque, New Mexico for Year Two (2) and Three (3) of a Three (3) One (1) Year Terms

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1 Subject to Approved Budget Appropriations and Annual Renewal Effective July 1, 2009 to June 30,  
2 2011.

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6 **VII. RESOLUTIONS AND/OR ORDINANCES FOR DISCUSSION**

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8 \*(2)024-033 Resolution No. 09-258: A Resolution Authorizing the City of Las Cruces Police  
9 Department to Submit an Application from the U.S. Department of Justice, Community Oriented  
10 Policing Services (COPS) for the Recovery Act: FY 2009 Cops Hiring Recover Program (CHRP)  
11 Grant for \$1,898,480 and Ratify the City Manager's Approval to Meet Grant Deadline.

12

13 Councillor Archuleta Moved to Adopt Resolution No. 09-258 and Councillor Connor Seconded the  
14 motion.

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18 Councillor Thomas said this states that the grant was due on April 14<sup>th</sup> and I want to know why we  
19 are voting on this today?

20

21 Robin Rice, Grant Writer said it came in with an extremely short turn around time and this is the first  
22 time we could get it on the agenda. It was approved by the City Manager as part of the grant  
23 application packet.

24

25 Terrence Moore, City Manager said I authorized administrative approval so we could submit it on  
26 time.

27

28 Councillor Thomas said it seems to me that this is going to be an additional one million fifty  
29 thousand dollars to the budget.

30

31 Terrence Moore said no, that is not correct. There won't be any increase to the budget whatsoever.

32

33 Councillor Thomas said it states that it will pay the salaries for the first year but not for the  
34 unallowable expenses and for the second and third years, it pays for the entry level salaries and we  
35 pay the difference. I gather that we have to keep these ten positions and fully pay for them after the  
36 third year.

37

38 Terrence Moore said it will affect the budget four years from now.

39

40 Robin Rice said this is strictly an application and at any point in time, if we decide that we don't  
41 want all ten officers then we can reduce the amount of officers. The unallowable costs are for the  
42 uniforms and equipment. In four years, it will cost the City approximately \$700,000 for those ten  
43 officers.

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1 Councillor Thomas said this states that we are required to retain them for one year after the grant  
2 expires but on the website it stated that we had to hire them permanently.

3

4 Robin Rice said we are only required to retain them for the fourth year.

5

6 Councillor Thomas said I just want to go on record as saying that this is going to add an expense of  
7 approximately one million fifty two thousand dollars and I am uncomfortable with that going  
8 forward before it was brought forward to Council.

9

10 Mayor Miyagishima asked can you go over the cost again?

11

12 Robin Rice said for the first year it will be approximately \$77,000.

13

14 Deputy Chief Bradley gave an overheard presentation and said the four year estimated cost to the  
15 City is seven hundred fifty three thousand four hundred thirty dollars for the ten officers.

16

17 Mayor Miyagishima said we increase the budget for officers every year, don't we?

18

19 Terrence Moore said in previous years, we've made adjustments for about five to seven officers and  
20 this will be a much better route to take to increase our forces. If Council decides to deny this  
21 resolution then we will simply withdraw our application and it will have a greater financial impact  
22 on us.

23

24 Mayor Miyagishima said I have no problem with this and I think it is great opportunity to put more  
25 officers on our streets. We already increase our number of officers each year and with this, we have  
26 the opportunity to do it with federal funds.

27

28 Councillor Thomas said I don't object to the program, I would just like to see these types of things  
29 come before the Council before they are due.

30

31 Councillor Archuleta said this is the first time we have had this type of thing come before us after  
32 the fact.

33

34 Terrence Moore said that is correct. We usually have it before Council for approval before the due  
35 date but in this case, there wasn't enough time.

36

37 Councillor Silva said we need to have a process for issues that have such a quick turn around time.

38

39 Mayor Miyagishima asked was this the item that we were told about in Washington?

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41 Councillor Connor said yes.

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1  
2 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 09-258 and it was  
3 Unanimously APPROVED. 7-0

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7 \*(3)034-105 Resolution No. 09-259: A Resolution Approving the 2009 Action Plan as Part of the  
8 2006-2010 Consolidated Plan for the City of Las Cruces. The Resolution Authorizes the City Staff  
9 to Submit the 2009 Action Plan to the U.S. Department of Housing and Urban Development and  
10 Authorizes the Action Plan to be Incorporated into the City's Budget for FY2009/2010.

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12 Councillor Connor Moved to Adopt Resolution No. 09-259 and Councillor Jones Seconded the  
13 motion.

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17 David Dollahon, Neighborhood Services Administrator gave a presentation and said we submitted  
18 a hand out and are needing an amendment to substitute these pages within the resolution. We were  
19 directed by HUD to develop our action plan based on estimates from last years funding and then they  
20 released our actual allocations this morning so we are asking to amend the action plan to include that  
21 allocation. The action plan is based on the housing needs of our community and how we would  
22 spend the CDBG and Home Investment Partnership Program funding.

23

24 Councillor Archuleta asked have we estimated the cost for all of this?

25

26 David Dollahon said no, we don't have an estimated cost. (and continued his presentation) We  
27 would look at part-time contact positions for the Community of Hope Property Manager and the  
28 planned in Homeless Manager for a combined amount less than \$50,000. Our hope is that in the  
29 future, they would find their own funding source to pay for these positions.

30

31 Councillor Thomas asked is there some kind of connection between the strategic plan and the  
32 requirements of HUD.

33

34 David Dollahon said the current strategic plan is an add on to what was identified in the consolidated  
35 plan.

36

37 Councillor Archuleta said the consolidated plan itself is a very valuable plan; I use it quite often. I  
38 don't think we will ever have enough money to cover all the non-profit organizations that are asking  
39 for funding.

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1 Councillor Archuleta Moved to Amend Resolution No. 09-259 to substitute Item 3 with the  
2 documents that were handed to us by David Dollahon (pages 8, 9, 10, 17, 19 and all the pages from  
3 27 thru 44, 9 pages of certifications, and Attachments C, D and E) and Councillor Jones Seconded  
4 the motion.

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8 Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 09-259 and it was  
9 Unanimously APPROVED. 7-0

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13 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 09-259 as Amended  
14 and it was Unanimously APPROVED. 7-0

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18 (7)137-175 Resolution No. 09-262: A Resolution Repealing Resolution No. 08-270 and Revising  
19 the City of Las Cruces Recreation Programs and Facilities Fees and Charges Policy for 2009/2010.

20

21 Councillor Connor Moved to Adopt Resolution No. 09-262 and Councillor Archuleta Seconded the  
22 motion.

23

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26 Robert Caldwell, Acting Recreation Administrator gave a presentation and said these charges and  
27 fees are for the recreation facilities and programs. This does not cover any parks or athletic facilities.

28

29 Mayor Miyagishima said on page 151, it states there is an increase from \$30 to \$40 for the Summer  
30 Recreation Program and I would recommend that it only be increased to \$35 instead of \$40.

31

32 Lori Grumet, Public Services Director said there was such a big increase because we haven't  
33 increased that cost for many years. It is still a tremendous deal and we are just trying to recoup some  
34 of our cost for this program.

35

36 Councillor Jones said if we don't start getting some of the cost down, would we have to start  
37 eliminating some of these services?

38

39 Lori Grumet said absolutely. The recreation staff does the best that they can with the funds they have  
40 available but if we don't do something then we will have to start looking at capping the amount of  
41 children we can take and cutting our services.

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1 Councillor Jones said from what I understand, there hasn't been any objection from the public  
2 regarding this increase and I would hate to have to start turning away people for these services.

3

4 Councillor Small asked what would be the difference if we only raised the fees by five dollars  
5 instead of ten dollars?

6

7 Lori Grumet said I don't have those numbers available at this time but staff can get those numbers  
8 for you.

9

10 Councillor Small said I would feel more comfortable with only raising the fees by five dollars.

11

12 Councillor Silva said we are working toward combining the Parks and Recreation Departments so  
13 how would this document be presented in the future?

14

15 Lori Grumet said we crossed out all the parks from all the recreation documents as a part of that  
16 process. Once we get all the references to the athletic facilities out of our documentation then we will  
17 have to turn around and combine the facility's fee and recreation documents for next year.

18

19 Councillor Silva said I am comfortable with this the way it is currently presented.

20

21 Councillor Archuleta said on page 145 it states there is a period from mid June to August where they  
22 have free swimming on Saturdays from noon until 2:00 p.m. Can that information be posted about  
23 two or three weeks prior so people are aware of the location where this will take place?

24

25 Rob Caldwell said we can set that up.

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29 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 09-262 and it was  
30 Unanimously APPROVED. 7-0

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34 (8)176-346 Council Bill No. 09-053; Ordinance No. 2516: An Ordinance Approving an  
35 Annexation for the Las Cruces Center Containing 10.153 ± Acres Located Within Section 29,  
36 Township 23 South, Range 2 East, NMPM of the USRS Surveys Part of USRS Tract 11D-54 Within  
37 the Lands of New Mexico State University, South of Las Cruces, Doña Ana County, New Mexico.  
38 The Subject Property is Generally Located South of University Avenue, West of Union Avenue,  
39 North of College Avenue, and East of the Las Cruces Lateral. Submitted by the Regents of New  
40 Mexico State University (S-07-008).

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42 Councillor Archuleta Moved to Adopt Council Bill No. 09-053; Ordinance No. 2516 and Councillor  
43 Jones Seconded the motion.

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Councillor Archuleta Moved to Suspend the Rules and discuss Items 8, 9 and 10 concurrently and Councillor Connor Seconded the motion.

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Mayor Miyagishima called for the roll on the Motion to Suspend the Rules and it was Unanimously APPROVED. 7-0

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Cheryl Rodriguez, Development Services Administrator gave a presentation and said we received a memo regarding substitutions for the updated packet for the UAC Plan and the Overlay and we will need to have an amendment to include the new plan and overlay. The subject property is in the University Corridor and this site is one of the more suitable locations for the City Center. We are elevating the pad zone and working with FEMA to get this property out of the flood zone.

Susan Lowell, Community Development Planner gave a presentation and said commercial parking has been added due to the nature of the Convention Center and lodging is not permitted unless NMSU develops their hotel.

Cheryl Rodriguez said a traffic analysis has been done and we are prepared to address any items contained within the analysis.

Councillor Thomas said the master plan covers both areas six and seven and the initial zoning is only for the 10.153 acres.

Cheryl Rodriguez said that is correct.

Sandy Geiger, Member of the Public gave a presentation and said there are some items in this area that are on the State and National Historical Records or are eligible to be on the list. I would request that Council confine the master plan to only the ten areas that are being annexed in area six. I think the University Avenue Corridor Citizen Review Committee should be expanded to include members of the University that represents historical and agricultural preservation.

Mayor Miyagishima asked what would it take to expand the University Avenue Corridor to include a member of the University that is interested in historical and agricultural preservation?

Councillor Connor said we are currently in a revitalization of the UAC Plan; we have already had five public meetings and that is part of our recommendations for our new plan.

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1 Councillor Thomas asked why is the master plan being applied to both areas six and seven instead  
2 of just the ten acres?

3

4 Cheryl Rodriguez said that is in concert with the lease agreement that was executed by this body and  
5 the Regions of NMSU.

6

7 Ben Woods, NMSU Representative said this is a process which we work on as team and there is  
8 already somebody on the UAC Plan that speaks for historical and agricultural preservation. The  
9 master plans allow for specific planning on land uses for areas six and seven.

10

11 Councillor Thomas said I support what we are trying to do along the University Avenue Corridor  
12 but I think that Sandy Geiger wants some insurance that there will be historic preservation.

13

14 Mayor Miyagishima said I feel this is the best location for the Convention Center and I think it is a  
15 very good thing to have the opportunity to partner with NMSU on this project. Our City and NMSU  
16 are continuing to grow and expand and it will be up to the Regions of NMSU to determine how they  
17 preserve their historical and agricultural areas.

18

19 Councillor Silva asked how can we create an overlay for area seven when we aren't annexing that  
20 area?

21

22 Cheryl Rodriguez said we are only identifying area seven for the purposes of the UAC Plan but we  
23 aren't zoning it.

24

25 Ben Woods said we support what is before you today and this states that we will work together for  
26 the planning of land uses in these areas. The City has no zoning authority until those lands are  
27 actually brought into the City limits.

28

29 Councillor Archuleta said it is important that the public is aware that the City will provide the water,  
30 waste water and gas.

31

32 Sandy Geiger said the lease agreement doesn't include any mention of the University Avenue  
33 Corridor Plan and I don't believe that area six and seven were indicated as mix use commercial for  
34 the NMSU Regions.

35

36 Arthur Montano, Member of the Public said there is going to be a lot of traffic in that area; how  
37 much revenue is going to go to the City to justify what is going to be done?

38

39 Ken Mompellier, CVB said I don't have those numbers with me but that information is available on  
40 the City's website.

41

42 Terrence Moore said according to the traffic studies that were done, we are looking at about 2,000  
43 vehicles traveling in this area.

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1 Fred Ayers, Director of Real Estate for NMSU said it is imperative that we recognize that the  
2 University is the owner of the land and the City is the tenant. The University has come forward and  
3 said this is our long term plan for this campus and it is consistent with the use that you have beside  
4 it. We fully support this project.

5

6

7 Mayor Miyagishima said this Convention Center will give us a much larger meeting room area and  
8 there are hotels close to it, as well as the hotel that the University is planning to build; so, much of  
9 the traffic is going to be parked. This land is being leased to us at a very cheap price and the  
10 University could use this facility for events that they previously had to turn away because they didn't  
11 have the room to hold the event. This would open up many opportunities for the City and NMSU to  
12 work together on future projects.

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16 Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 09-053; Ordinance  
17 No. 2516 and it was Unanimously APPROVED. 7-0

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21 (9)347-518 Resolution No. 09-263: A Resolution Approving Both a Master Plan for the Las  
22 Cruces Center Annexation and an Amendment to the University Avenue Corridor Plan to Create  
23 Planning Areas Six and Seven. A Portion of Planning Area Six Serves as the Master Plan for the  
24 Las Cruces Center Annexation and Contains 10.153 ± Acres. The Master Plan Area for the Las  
25 Cruces Center Annexation is Bounded by University Avenue (North), Union Avenue (East), College  
26 Avenue (South), and the Las Cruces Lateral (West). The Area for the University Avenue Plan  
27 Corridor Amendment to Create Area Six and Area Seven is Bounded by University Avenue (North),  
28 College Avenue (South and West), and Knox Avenue (East). Submitted by the Regents of New  
29 Mexico State University and the City of Las Cruces (PA-08-02).

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31 Councillor Archuleta Moved to Adopt Resolution No. 09-263 and Councillor Connor Seconded the  
32 motion.

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36 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 09-263 and it was  
37 Unanimously APPROVED. 7-0

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41 (10)519-692 Council Bill No. 09-054; Ordinance No. 2517: An Ordinance Approving Both Initial  
42 Zoning of UAC-6 for the Las Cruces Center Annexation and an Amendment to Chapter 38, Section  
43 38-44 "UAC University Avenue Corridor Plan Overlay Zone District" of the Las Cruces Municipal

1 Code (2001 Zoning Code, as Amended) to Establish the Zoning District of UAC-6. Area Six Serves  
2 as the Annexation Boundary for the Las Cruces Center and Contains 10.153 ± Acres. The Area for  
3 the Las Cruces Center Annexation is Bounded by University Avenue (North), Union Avenue (East),  
4 College Avenue (South), and the Las Cruces Lateral (West). Submitted by the Regents of New  
5 Mexico State University and the City of Las Cruces (ZCA-08-02)

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7 Councillor Jones Moved to Adopt Council Bill No. 09-054; Ordinance No. 2517 and Councillor  
8 Archuleta Seconded the motion.

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12 Councillor Jones Moved to Amend Council Bill No. 09-054; Ordinance No. 2517 to include the  
13 substitute for Exhibit B and Councillor Connor Seconded the motion.

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17 Mayor Miyagishima called for the roll on the Motion to Amend Council Bill No. 09-054; Ordinance  
18 No. 2517 and it was Unanimously APPROVED. 7-0

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22 Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 09-054; Ordinance  
23 No. 2517 as Amended and it was Unanimously APPROVED. 7-0

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27 (11)693-707 Council Bill No. 09-055; Ordinance No. 2518: An Ordinance Amending Various  
28 Sections of Municipal Code Chapter 6, Amusements and Entertainments. Amendments Modify the  
29 Application Process for Consistency With Other City Policies and Clarifies the Notification Process  
30 for Adjacent Landowners.

31

32 Councillor Archuleta Moved to Adopt Council Bill No. 09-055; Ordinance No. 2518 and Councillor  
33 Jones Seconded the motion.

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37 Christine Logan, Economic Development Administrator gave a presentation and said this is to make  
38 updates to chapter six of the Municipal Code concerning circuses and amusement parks. It eliminates  
39 the application fee, the dumpster fee, the cleaning deposit and the bond certificate of insurance. We  
40 are also changing it to state that they have to notify all the adjacent land owners before they apply  
41 for a license.

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1 Mayor Miyagishima said I think we need to put an inclusion that they have insurance with a  
2 company that is A- rated or higher.

3

4 Christine Logan said we can make that amendment but it is required in Article 25 of the State  
5 Statute.

6

7 Mayor Miyagishima said no, that is okay.

8

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12 Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 09-055; Ordinance  
13 No. 2518 and it was Unanimously APPROVED. 7-0

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17 **VIII. BOARD APPOINTMENTS**

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19 None given.

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23 **IX. STATUS/UPDATES ON CURRENT PROJECT LIST**

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25 1. **Strategic Plan** - *(Currently collecting information and obtaining feedback from*  
26 *executive leadership, elected officials, and citizens.)*

27 2. **Sustainability Officer** - *(Recruitment is in process and applications are being*  
28 *received. Posting scheduled to close on 04/27/09.)*

29 3. **Las Cruces Center** - *(Status report provided monthly on second, Regular City*  
30 *Council Meeting)*

31 4. **Downtown** - *(The Public Works Department and Bohannon Huston Inc. will be*  
32 *holding a Public Input Meeting on May 7, 2009 at City hall, 200 N. Church Street in the Council*  
33 *Chamber from 6:30pm to 8:00pm for the Main Street Plaza Phase II Improvements Project. The*  
34 *meeting will consist of an Open House from 6:30pm to 7:00pm for the public to view drawings*  
35 *followed by a presentation to provide the public with information regarding the reconstruction of*  
36 *Main Street from Lucero Street to Las Cruces Ave. and Griggs Ave. to Lohman Ave from 7:00pm*  
37 *to 7:30pm. The meeting will be finished up with another question and answer session from*  
38 *7:30pm to 8:00pm. We need to advertise (standard size) in the Las Cruces Sun News (April 22*  
39 *and May 3), Pulse (April 30) and Las Cruces Bulletin (May 1).)*

40 *(Status report provided bi-monthly on first Regular City Council Meeting)*

41 5. **Impact Fees** - *(Project is ongoing – next scheduled work session with City*  
42 *Council is May 6th at 1:00 p.m. in the City Council Chambers.)*

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1           6.        **Aquatics Center** - *(Status report provided monthly on first, Regular City Council*  
2 *Meeting)*

3           7.        **Vision 2040** - *(The consultants are finishing the drafts of the Vision 2040*  
4 *Regional Plan and Dona Ana County Comprehensive Plan. The draft of the Las Cruces*  
5 *Comprehensive Plan is under review by city staff. After staff review and revisions, the draft plans*  
6 *will be presented for public review.)*

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10 **X.        GENERAL DISCUSSION**

11

12           1.        Mayor

13

14 Mayor Miyagishima asked are we planning on putting this logo in the new City Hall?

15

16 Terrence Moore, City Manager said we have an updated version of it for the new City Hall.

17

18 Mayor Miyagishima said my brother needed a kidney transplant and yesterday... he received a  
19 phone call and he received his transplant at 1:00 a.m. I would just like to thank everyone who is  
20 an organ donor.

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23           2.        City Council

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25 Councillor Archuleta said I received the CD but I would like to get a hard copy of the budget.

26

27 The Run for the Wall is an annual event where about 200 bikers ride to Washington for  
28 Memorial Day and they will be here on the 14<sup>th</sup> and 15<sup>th</sup> of this month. We would like to get  
29 together at Veterans Park on the 15<sup>th</sup> between 8:00 and 8:45 a.m. to have a ceremony for the  
30 Veterans going to Washington.

31

32 Mayor Miyagishima said I have a copy of a citation given to a resident from RedFlex and there is  
33 a paragraph on it that states, " Failure to pay this fine on time will lead to serious legal  
34 consequences including the loss of your vehicle and assessment of additional funds and monies.  
35 A second or subsequence stop violation within two years from the date of this stop fine  
36 notification will lead to an increase in fines and penalties including the loss of the subject  
37 vehicle." Our legal staff has told us that it is constitutional but is that something that we want to  
38 continue to have on these statements? I don't think that taking someone's vehicle is the best  
39 thing in the world to do and I will be bringing this up again at a future work session or council  
40 meeting.

41

42 Councillor Thomas asked when is the red light camera going to be installed at the Lohman and  
43 Telshor intersection?

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2 Terrence Moore, City Manager said there was some discussion on having it done later this week  
3 but it hasn't been scheduled yet.  
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5 Councillor Thomas said there was a very good article regarding our budget in the Sun News by  
6 Steve Ramirez.  
7  
8 Councillor Jones said I would like to thank Mr. Moore and staff for their assistance concerning  
9 the traffic problems at Onate High School.  
10  
11 Councillor Small said I would like to thank Mike Johnson and Brian Denmark for their  
12 assistance with the dust issue at Burn Lake.  
13  
14 Regarding the red light cameras, we don't want people watching the light as they are turning left  
15 in the intersection so we need to have arrow lights at those intersections.  
16  
17 Councillor Connor said there is an issue with businesses that go out of business and leave their  
18 signage behind. We have a municipal code that states they must remove their signage and there  
19 are at least eight buildings around town that haven't removed their old signage.  
20  
21 Don Roser should be opening in about three weeks and letters have gone out to the residences on  
22 that street to notify them that they are not allowed to park vehicles on the street.  
23  
24 The construction of the new high school is set to begin in June and I don't believe that property  
25 has been annexed yet; is that going to be coming before us soon?  
26  
27 Terrence Moore said I am in the process of working with Stan Rounds to finalize an agenda for  
28 our next joint meeting.  
29  
30 Councillor Silva asked where is the money coming from for the retaining wall on Sonoma  
31 Ranch?  
32  
33 Mike Johnson said I believe that the majority of those funds came from the 2006 bond funds.  
34  
35 Councillor Silva said recently, there was a film festival held by White Sands and they greatly  
36 appreciated our assistance with this event. I am hoping that we can get that event on a regular  
37 basis for our community.  
38  
39 Terrence Moore said I was heavily involved with helping to organize that event and we are  
40 anticipating working with this group to hold this event again next year.  
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42 Councillor Thomas said the rail runner is going to be here again this weekend and it begins at  
43 10:00 a.m. on Saturday.

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3. City Manager

C. Economic Update and Long Term Investment Strategies.

Mark Sutter, Finance Director gave a presentation and said the equity pool on the State Investment Council report states that for the month of March there is an increase of about \$566,000.

Randy Harrison with RBC, Brian Mulligan with Wells Capital Management, Daniel Kluse with RBC Public Funds Services and Steve Cloak with Wells Capital Management joined the meeting via telephone.

Randy Harrison gave a verbal presentation and said consumer prices are rising and unemployment is at the highest point since 1983; stocks are trying to anticipate a recovery and the treasury curve is continuing to steepen.

Brian Mulligan gave a verbal presentation and said all the signs point to a continuing economic weakness and we really need the credit markets to heal themselves. Earnings were good for the first quarter and the interest rates are currently very low.

Mark Sutter said this was just an update on the status of the current economy and if Council wants to get into this subject in depth and discuss our long term investments then I would suggest that we set it up for a work session.

Mayor Miyagishima said we can never time the market and I think we should just stay put with our investments.

B. City's Vector Control Program.

Brian Denmark, Facilities Director gave a presentation and said our resources are very limited; however, our service areas are increasing so we have to be very efficient with our resources.

Mark Johnston, Parks Administrator gave a presentation and said we have been very successful with our program in fighting mosquitos carrying the West Niles disease over the past two years.

Councillor Small asked what kind of programs do we have available for private property owners to work with us on preventing the spread of mosquitos?

Mark Johnston said we are developing outreach programs but folks need to help themselves by using repellent sprays when they go outside. We will be handing out flyers later on this year with information on mosquito prevention.

