



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

Regular Meeting

**May 7, 2012
1:00 P.M.**

Council Chambers, City Hall

MEMBERS PRESENT:

STAFF:

- 14 Mayor Ken Miyagishima
- 15 Councillor Miguel Silva, District 1
- 16 Councillor Greg Smith, District 2
- 17 Councillor Olga Pedroza, District 3
- 18 Councillor Nathan Small, District 4
- 19 Councillor Gill Sorg, District 5
- 20 Councillor Sharon Thomas, District 6

- Brian Denmark, Assistant City Manager
- Harry (Pete) Connelly, City Attorney
- Esther Martinez, City Clerk

DRAFT

I. OPENING CEREMONIES

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

28 Presentation of Certificates of Appreciation/Proclamations.

30 Mayor Miyagishima and a representative from the Animal Services Center of the Mesilla Valley
31 presented the Pet of the Week.

33 Mayor Miyagishima presented a Distinguished Service Award to Jerry MacDonald and Will Ticknor
34 showed two short video clips on the discovery of the Trackways.

36 Councillor Smith presented a Proclamation to George Pearson and declared May 2012 as National
37 Bike Month.

39 Councillor Smith presented a Proclamation to Frank Guzman and Harold Love and declared May
40 2012 as Pedestrian Safety Month.

42 Councillor Smith presented a Proclamation to Philip San-Filippo and declared May 5 thru May 13,
43 2012 as Travel and Tourism Week.

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2 Councillor Silva presented a Proclamation to family members of Stella Melendrez and declared May
3 7, 2012 as Stella Melendrez Day.

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5 Councillor Smith presented a Proclamation to Jack Welch and declared May 7, 2012 as Swimming
6 Appreciation Day.

7
8 Councillor Smith presented a Proclamation to Chief Williams, Deputy Chief Miller and Deputy
9 Chief Montoya and declared May 13 thru May 19, 2012 as Police Week.

10
11 Udell Vigil and Adrian Guzman presented CLC-TV Student Video PSA Contest Awards.

12
13 Eric Martin, Facility Management Administrator gave an update regarding the Intermodal Transit
14 Facility.

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18 Councillor Silva left the meeting at approximately 1:45 p.m.
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22 **II. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC**
23 **SECTION 2-27(E)(2).** *At the opening of each council meeting, the chairperson shall ask*
24 *if any member of the city council, city manager, or any member of the city staff has any*
25 *known conflict of interest with any item on the agenda.*

26
27 Mayor Miyagishima asked if anyone had any conflicts with anything on the agenda?

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29 None given.
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32

33 Mayor Miyagishima read a Closed Meeting Statement and said the Las Cruces City Council met in
34 Closed Session at 4:55 p.m. on April 23, 2012. The following members were in attendance: Mayor
35 Miyagishima, Councillor Silva, Councillor Smith, Councillor Pedroza, Councillor Small, Councillor
36 Sorg, Councillor Thomas, City Manager Robert Garza, Assistant City Manager Brian Denmark,
37 Parks and Recreation Director Mark Johnston, and City Attorney Harry (Pete) Connelly. The meeting
38 adjourned at 6:30 p.m. and only those limited items as stated in the posted notice were discussed
39 which was the purchase or acquisition of Real Estate, the Las Cruces Country Club.
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2 **III. PUBLIC PARTICIPATION**

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4 Mayor Miyagishima said about two weeks ago, the City of Las Cruces sent out a press release stating
5 that we were going to possibly turn-off the utilities to scofflaws and if we had to do it all over again
6 we would define what a scofflaw is which is someone who had ten or more tickets. When someone
7 has that many tickets then you have to question their driving ability. We have an ordinance (Section
8 28-10) that was put in place about thirty years ago regarding the denial of service of debtors. We
9 have received several calls and emails regarding this situation and I think that the best thing to do
10 is to hold a work session to look at other options that might be available.

11

12 Robert Garza, City Manager said we are planning on having a work session on June 25th to discuss
13 Red Flex and we also have a professor at the University that is doing safety assessments and he will
14 be giving us his quarterly update. We will not send out any additional letters until we have this
15 discussion with Council but we will continue to pursue those who have not paid to remedy that
16 anyway we can with the exception of turning off their utilities.

17

18 Dolores Archuleta, Member of the Public said on May 28th at 8:00 p.m. we are going to honor 192
19 members from our community who were killed in action during World War I, World War II, Korea,
20 Vietnam, Iraq and Desert Storm. I would encourage Council to attend this very important event.

21

22 Mayor Miyagishima said I would like for you to continue to work with us regarding the recognition
23 of World War II Veteran's birthdays.

24

25 Dolores Archuleta said I just arranged one to be recognized in June.

26

27 Russ Warner, Member of the Public said I wish people would stop and think that if you would just
28 obey the law then you wouldn't have this problem. I hope you don't apologize too much to all these
29 folks who are getting these tickets.

30

31 Regarding the old Country Club property, this isn't just about picking up a piece of property, this is
32 a big property and I'm having trouble understanding how you will maintain it because you are
33 already having problems maintaining your current park areas.

34

35 J.D. Rodriguez, Member of the Public said regarding the red light cameras, Amador and Highway
36 70 are problem streets and I would suggest that you put some kind of barriers on both of these streets
37 to keep people from speeding. Regarding stopping the utilities for people who keep getting tickets,
38 you need to think of the families of these people because that will cause them a lot of problems. The
39 American dollar isn't worth hurting these families.

40

1 There is suppose to be a meeting regarding the increase for utility rates on June 4th and I'm asking
2 that this meeting be moved from Motel Boulevard to these chambers. I am also asking that it be
3 moved from starting at 4:00 p.m. to starting at 6:30 p.m. so the hard-working people can attend it.

4

5 Mayor Miyagishima said I just want to mention that the ordinance regarding denial of utilities was
6 written about thirty years ago so I don't want you to think that this Council passed it. We are going
7 to have a work session to discuss any other means available to enforce this ordinance.

8

9 Councillor Sorg said the Public Hearing regarding the natural gas rate change is scheduled to begin
10 at 6:00 p.m., not 4:00 p.m.

11

12 J.D. Rodriguez said I meant to say that you need to install speed bumps on Highway 70 and Amador.

13

14 Tom Devine, Member of the Public gave Council a handout with pictures and said there are poles
15 on the multi-use path at La Llorona Park and these post also become an issue with people who are
16 riding their bicycles. I would like to suggest that you remove these poles so we won't have to keep
17 going between them and one of the bicyclist that goes with us uses a three-wheel bike and it is
18 impossible for him to get through there.

19

20 Mayor Miyagishima said we can have staff take a look at it and then they can contact you.

21

22 J.D. Rodriguez said I would like to get a copy of the letter that was sent to the people with tickets.

23

24 Mayor Miyagishima said you can submit a records request to the City Clerk's office and they will
25 get it to you.

26

27 Jason Burke, Member of the Public said the Mayor is 100% right when he stated that this is the most
28 responsive City Government because they usually reply to my emails the very same day. I want to
29 thank you for suspending the sending out of the letters until that issue can be discussed at a work
30 session. I know that this is only for the most egregious violators but we do need to define egregious
31 violators and I don't think it is humane to shut off people's gas and water. In other places they have
32 the cameras that get a picture of the driver and I think we do need to have that in place here.

33

34 Patricia Snyder, Member of the Public said I don't think members of public want people to not pay
35 their tickets but cutting off someone's water over a traffic ticket is very harsh and unnecessary.

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

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43 Mayor Miyagishima said Item 11 needs to be removed from the Consent Agenda for discussion.

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Councillor Sorg Moved to Approve the Agenda as Amended and Councillor Thomas Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve the Agenda as Amended and it was Approved. 6-0 Councillor Silva was Absent

V. CITY COUNCIL MINUTES

- * (1) Regular Meeting of April 2, 2012
- * (2) Regular Meeting of April 16, 2012

DRAFT

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

- * (3) Resolution No. 12-176: A Resolution Authorizing the Game Sports Bar & Grill to Continue with the Permitting Process to Allow for the Sale and Consumption of Alcoholic Beverages Within a Restricted and Secured Area During the Albert Foundation Murder Mystery Dinner to be Held on May 11, 2012 at the Amador Hotel, 180 West Amador, Las Cruces, New Mexico.
- * (4) Resolution No. 12-177: A Resolution Authorizing the City of Las Cruces to Act as Fiscal Agent, on Behalf of the Southwest Border High Intensity Drug Trafficking Areas (HIDTA) Program - New Mexico, and to Allow HIDTA to Accept a Grant Award in the Amount of \$808,750.00 From the Executive Office of the President, Office of National Drug Control Policy, to Ratify the Mayor's Signature on the Grant Agreement.
- * (5) Resolution No. 12-178: A Resolution Authorizing the City of Las Cruces, on Behalf of the Las Cruces Police Department, to Accept a Grant Award in the Amount of \$18,016.00 From the New Mexico Department of Transportation, Traffic Safety Division, to Ratify the City Manager's Signature on the Grant Agreement and to Adjust the FY 2012 Budget.
- * (6) Resolution No. 12-179: A Resolution Approving Amendments to the Collective Bargaining Agreement Between the International Association of Firefighters Local 2362 and the City of Las Cruces.

- 1 *(7) Resolution No. 12-180: A Resolution Adopting Funding Priorities and Allocations to
2 Various Las Cruces Non-Profit Organizations for Fiscal Year 2013 to Provide Health-
3 Related Public Services Needs and Authorizing the Incorporation of the Funding Amounts
4 Into the City's Fiscal Year 2013 Budget. The Resolution Further Authorizes the
5 Development of Purchased Services Agreements With Each Non-Profit Organization and For
6 the Assistant City Manager to Execute the Agreements on the City's Behalf.
7
- 8 *(8) Resolution No. 12-181: A Resolution Approving the 2012 Action Plan as Part of the 2011-
9 2015 Consolidated Plan for the City of Las Cruces, the Resolution Authorizes City Staff to
10 Submit the 2012 Action Plan to the U.S. Department of Housing and Urban Development
11 and Authorizes the Action Plan to be Incorporated Into the City's Budget for FY 2012/2013
12 and Necessary Agreements With Outside Partnering Agencies.
13
- 14 *(9) Resolution No. 12-182: A Resolution Authorizing the Acceptance of Grant Agreement
15 Amendment #4 for Partial FY2013 Funding Through December 31, 2012, on Behalf of the
16 Doña Ana County Juvenile Justice Continuum in the Amount of \$129,793.50 From the State
17 of New Mexico Children Youth and Families Department (CYFD). The Resolution Ratifies
18 the City Manager's Approval of the Agreement to Meet State-Mandated Deadlines and
19 Necessary Sub-Agreements With Outside Partner Entities.
20
- 21 *(10) Resolution No. 12-183: A Resolution Approving a Real Estate Purchase Agreement
22 Between the City of Las Cruces and LC Structural, Inc., for the Sale of an Excess Portion of
23 Municipal-Owned Property Known as Well Site #10 for \$3,345.41, or Any Offer Acceptable
24 to the Las Cruces City Council on Adoption of this Resolution.
25
- 26 *(12) Resolution No. 12-185: A Resolution Authorizing the Request to Extend the Period of Time
27 on the New Mexico Finance Authority Loan Agreement #1974-DW, to Pay Eligible Costs
28 for the Griggs Walnut Superfund Project Until October 30, 2012 and to Authorize the City
29 Manager or His Designee to Sign Related Documents.
30
- 31 *(13) Resolution No. 11-12-395: A Resolution Awarding the Bid for the Amador Avenue A.D.A.
32 Improvements Phase IIB Project to Morrow Enterprises, Inc., In the Amount of \$233,336.12
33 Plus \$17,646.04 for New Mexico Gross Receipts Tax. The City Manager is Authorized to
34 Approve Change Orders in an Amount Not to Exceed \$14,438.71, for a Total Project
35 Authorization of \$265,420.87.
36
- 37 *(14) Resolution No. 11-12-463: A Resolution to Award the Purchase of a 2011 Chevrolet Tahoe
38 and a 2012 Chevrolet Silverado 1500 Pickup Truck to Bravo Chevrolet Cadillac of Las
39 Cruces, New Mexico, Pursuant to RFP No. 11-12-463 for a Total Cost of \$80,497.04.
40
- 41 *(15) Resolution No. 11-12-466: A Resolution Awarding a Contract for a Three Year Period for
42 CPA Audit and Professional Services to Moss Adams LLP of Albuquerque, NM, in the
43 Amounts of \$210,000 for Year 1; \$231,530 for Year 2; and \$236,800 for Year Three, Plus

1 Gross Receipts Tax, Pending Annual Contract Renewal as Authorized by the State Auditor
2 and Approved Annual Budgets as Authorized by City Council.

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6 **VII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR DISCUSSION**

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8 *(11) Resolution No. 12-184: A Resolution Authorizing El Terrero Construction, LLC, General
9 Contractor for the New Mexico Department of Transportation Interstate 10 and New Mexico
10 State Road 292 Interchange Project, to Work Outside of the Hours of 7:00 A.M. to 6:00 P.M.
11 as Required by the City of Las Cruces Municipal Code, Section 19-131.

12
13 Councillor Sorg Moved to Adopt Resolution No. 12-184 and Councillor Thomas Seconded the
14 motion.

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16 **DRAFT**
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18 Robert Garza, City Manager said we have an ordinance that requires work to be done during certain
19 hours of the day but it also has a provision that allows Council to deviate from those hours for the
20 good of the public. In this case, the quicker they can complete this project, the less impact there will
21 be on the public.

22
23 Councillor Smith said I just want to be sure there are assurances that measures will be taken to not
24 disturb the peace at night because some of this work is going to be close to some neighborhoods.

25
26 Carl Clark, Utilities Project and Water Rights Manager gave an overhead presentation and said the
27 start date was February 27th and the completion date is set for December 15th so there is a very tight
28 time line which is why they are requesting to be able to work outside the normal business hours.

29
30 Gabriel Garcia, NMDOT said regarding the noise concerns, most of the work that is going to be done
31 during the night hours will be concrete placement so there is a minimal amount of equipment that
32 is going be used for that process. The temperatures are cooler at night rather than during the day
33 which is better for pouring the concrete.

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37 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-184 and it was
38 Approved. 5-0 Councillor Silva and Councillor Thomas were Absent.

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42 (16) Resolution No. 12-186: A Resolution Approving the Issuance of a Waiver of the
43 Church/School Distance Restriction for a Restaurant Liquor License to DH & RH Inc. D/B/A

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1 Ono Grindz Hawaiian Cuisine Restaurant, Located at 300 North Main Street, Las Cruces,
2 New Mexico.

3

4 Councillor Smith Moved to Adopt Resolution No. 12-186 and Councillor Small Seconded the
5 motion.

6

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8

9 Harry (Pete) Connelly, City Attorney said there was a business license at this place prior to it being
10 sold and during the re-measurements it was discovered that there was a Church within 300 feet.
11 There have been no protest or objections by anyone; therefore, we recommend that Council grant
12 them a waiver.

13

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16 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-186 and it was
17 Approved. 6-0 Councillor Silva was Absent.

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21 (17) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 12-187;**
22 **A PUBLIC HEARING MUST BE HELD.**

23

24 Mayor Miyagishima opened the Public Hearing for Resolution No. 12-187 and asked if anyone
25 wishes to speak against this item?

26

27 J.D. Rodriguez, Member of the Public said I am opposed to this liquor license because we already
28 have a lot of inebriated individuals in Las Cruces and we don't need any more.

29

30 Mayor Miyagishima asked if there was anyone else who wished to speak and see none the Mayor
31 closed the Pubic Hearing for Resolution No. 12-187.

32

33 Resolution No. 12-187: A Resolution Approving the Issuance of a Restaurant Liquor
34 License to DH & RH Inc. D/B/A Ono Grindz Hawaiian Cuisine Restaurant, Located at 300
35 North Main Street, Las Cruces, New Mexico.

36

37 Councillor Smith Moved to Adopt Resolution No. 12-187 and Councillor Sorg Seconded the motion.

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41 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-187 and it was
42 Approved. 5-0 Councillor Silva and Councillor Pedroza were Absent

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4 (18) Resolution No. 12-188: A Resolution Adopting the Municipal Budget for Fiscal Year
5 2012/2013 for the City of Las Cruces, New Mexico.

6

7 Councillor Thomas Moved to Adopt Resolution No. 12-188 and Councillor Sorg Seconded the
8 motion.

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11

12 Dick Gebhart, Budget Director gave an overhead presentation and said we are looking at a slow and
13 steady growth for Fiscal Year 13 and the U.S. inflation is anticipated to be slightly under 2% by
14 Fiscal Year 13. In 2006 we peaked for construction permits and new residential building permits but
15 there has been a decrease every year since then but we are looking at leveling off and remaining
16 steady for Fiscal Year 13. The proposed budget for FY13 is \$298.9 million which is only 0.1%
17 difference from last year's budget and it contains a total of 195 different funds. We are keeping the
18 City-wide full time employees the same as last year which is 1,341 employees. There aren't any new
19 positions created but there also isn't any positions eliminated. The FY13 budget investments
20 includes the replacement of 40 vehicles (35 police cars, three hybrids for Codes, one Animal Control
21 truck and one fire truck) and the purchase of two sand spreaders, two snow plows, two hydraulic
22 jacks and 1 equipment trailer. There is also \$300,000 for non-profits and \$300,000 for emergency
23 traffic light upgrades which the funds for the lights is coming from the red light camera monies. The
24 beginning balance for the General Fund is \$17.8 million, our revenues are \$81.8 million, our
25 expenditures are \$85.4 million which gives us an ending balance of \$14.2 million. So in summary,
26 the budget is based on the gradual recovery of the economy, there are no tax increases, it adjusts for
27 the legislative revenue loss, there are no layoffs or furloughs, no net new employees, it consolidates
28 the one stop shop, there is permanent funding for the Police Academy, it funds the operations of Fire
29 Station #7, it maintains twice the required reserve and it continues alignment with the Strategic Plan.

30

31 Mayor Miyagishima asked can you comment on the Public Hearing that was held prior to this
32 regarding the budget?

33

34 Dick Gebhart said the Public Hearing was held right after the Work Session and there were three
35 members of the public that commented on the budget but they were just advocating on funding for
36 the museums.

37

38 Robert Garza, City Manager said there were actually two groups of people at the hearing which one
39 was advocating for the Museum of Nature and Science and the other was a request regarding funding
40 for the Regional Transit District. If Council wishes to give money toward the Transit District then
41 that is something that we can adjust within the budget but I would encourage us to wait until mid-
42 year before we give any additional funding to the Museum so we can see what they will be needing
43 after they move into the new facility.

1
2 Councillor Thomas said regarding funding to the Transit, this could greatly enhance our current
3 transit and it would give us the ability to apply for grant funding.

4
5 Councillor Pedroza said I would also be in favor of giving funds to the Transit District.

6
7 Councillor Small said I think this budget proposal is very well thought out and it is good to see that
8 we are being conservative with our forecast. I think for our next budget we need to invest in
9 infrastructure for our residential areas. I think we do need to have a seat at the table regarding our
10 Transit and I think any additional investment would amplify that seat.

11
12 Russ Warner, Member of the Public said Mr. Gebhart did a great job in putting together and
13 explaining this budget to everyone.

14
15 Robert Garza said at least four members of Council have stated that they are in favor of supporting
16 the Transit District so the easiest way for us to do that is to reduce \$50,000 from the Vehicle
17 Acquisition Fund and transfer that money to the Transit Department which would be shown on page
18 77 of the budget document.

19

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22 Councillor Thomas Moved to Amend Resolution No. 12-188 as stated by Robert Garza (to reduce
23 \$50,000 from the Vehicle Acquisition Fund and transfer that money to the Transit Department) and
24 Councillor Sorg Seconded the motion.

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27

28 Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 12-188 as stated by
29 Robert Garza (to reduce \$50,000 from the Vehicle Acquisition Fund and transfer that money to the
30 Transit Department) and it was Approved. 6-0 Councillor Silva was Absent.

31

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33

34 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-188 as Amended
35 and it was Approved. 6-0 Councillor Silva was Absent.

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38

39 (19) Resolution No. 12-189: A Resolution Approving the Five-Year Capital Improvement
40 Program as Required by the New Mexico Department of Finance and Administration for the
41 2013 Legislative Session for the City of Las Cruces, New Mexico for Fiscal Years 2013/2014
42 Through 2017/2018.

43

1 Councillor Thomas Moved to Adopt Resolution No. 12-189 and Councillor Sorg Seconded the
2 motion.

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5

6 Dick Gebhart, Budget Director gave an overhead presentation and said the Infrastructure Capital
7 Improvement Program is for FY14 thru FY18 so it covers the five years after the proposed budget
8 and it is submitted to DFA so it will be used in the January 2013 Legislative Session. This is a
9 planning document and it is a way for us to keep the list of projects that we submit to Sante Fe. There
10 are a total of 364 ICIP projects and a sample of some of the significant FY14 projects are the
11 Downtown Parking Garage, the East Mesa Multi-Generational Center, Ball/Soccer Field
12 Renovations and Upgrades, Airport Maintenance and the Street Light Conversion Project.

13

14 Councillor Small asked is the final phase of the El Molino project included in the ICIP?

15

16 Robert Garza, City Manager said I don't have the list in front of me but I believe it was included in
17 about three different lists. We don't have the funding identified yet but it is on the list so it can be
18 prioritized.

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22 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-189 and it was
23 Approved. 6-0 Councillor Silva was Absent.

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27 (20) Resolution No. 12-190: A Resolution Renaming Those Sections of North and South
28 Downtown Mall Within Downtown Las Cruces to North and South Main Street,
29 Respectively, and Granting an Exception to Resolution 80-338 in Order to Implement This
30 Street Name Change.

31

32 Councillor Smith Moved to Adopt Resolution No. 12-190 and Councillor Thomas Seconded the
33 motion.

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36

37 David Dollahon, Chief Planning Administrator gave an overhead presentation and said this is for the
38 renaming of Main Street in the Downtown Mall area. Officially, Main Street does not exist for the
39 100 and 200 south blocks and the 100 through 500 in the north blocks. All but five
40 properties/businesses have been re-addressed to Main Street instead of Downtown Mall and this
41 resolution would officially rename the now defunct Downtown Mall to Main Street.

42

43 Councillor Pedroza asked was there an opposition to this name change from the property owners?

1

2 David Dollahon said most of the people we talked to were relieved because there have been issues
3 with the delivery of their mail.

4

5 Councillor Thomas said I did receive a couple of emails and a phone call regarding the name change
6 and there was a survey done in 2005 regarding proposed name changes for the Downtown and the
7 name selected in that survey was Mainstreet Downtown. At least a couple of people want it to be
8 called Mainstreet Downtown because that what was chosen by Council in 2005.

9

10 David Dollahon said staff looked at that resolution and it was for the marketing and branding of the
11 entire Downtown area; this name change is for the actual street that was constructed and is tied into
12 the addressing of properties.

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16 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-190 and it was
17 Approved. 6-0 Councillor Silva was Absent.

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21 (21) Resolution No. 12-191: A Resolution Approving the Assignment of a Home Investment
22 Partnerships Act (HOME) Agreement Executed Between the City of Las Cruces and
23 Community Action Agency of Southern New Mexico (CAASNМ) for Acquisition and New
24 Construction of Owner-Occupied, Single-Family Affordable Homes in Sierra Norte Heights
25 Subdivision Phase1, to Mesilla Valley Habitat for Humanity (MVHFH). This Resolution
26 Also Authorizes CAASNМ to Transfer Ownership of the Purchased Property to MVHFH.

27

28 Councillor Small Moved to Adopt Resolution No. 12-191 and Councillor Sorg Seconded the motion.

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32 Jan Lauterbach, Community Development Affordable Housing gave an overhead presentation and
33 said the original HOME agreement was approved by Resolution 11-219 and authorized \$120,200
34 of Program Year 2010 HOME funds. There were six lots purchased for a total of \$114,043.65 which
35 left a remaining balance of \$6,156.35 for eligible construction expenses. The amendment of the
36 HOME agreement will allow for the substitution of Mesilla Valley Habitat for Humanity as the
37 developer, allows for change in the number of units from six units to up to six units, allows
38 CAASNМ to transfer previously purchased lots to Mesilla Valley Habitat for Humanity and allows
39 Mesilla Valley Habitat for Humanity to use the remaining HOME funds for reimbursement of
40 construction expenses.

41

42 Councillor Thomas said I'm concerned that the lots are clustered together; can they be spread out?

1 Jan Lauterbach said the lots have already been purchased and Habitat has done some measurements
2 and they have concerns about being able to put six homes on these lots which is why it is being
3 changed to up to six units.

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7 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 12-191 and it was
8 Approved. 6-0 Councillor Silva was Absent.

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12 **VIII. BOARD APPOINTMENTS**

13
14 Mayor Miyagishima appointed Sally Cutter (Property Owner Representative District 2) to the
15 University District Citizen's Design Review Committee.

16
17 Councillor Smith Moved to Approve the Mayor's board appointment of Sally Cutter (Property
18 Owner Representative District 2) to the University District Citizen's Design Review Committee and
19 Councillor Small Seconded the motion.

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23 Mayor Miyagishima called for the roll on the Motion to Approve the Mayor's board appointment
24 of Sally Cutter (Property Owner Representative District 2) to the University District Citizen's Design
25 Review Committee and it was Approved. 6-0 Councillor Silva was Absent

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29 Mayor Miyagishima appointed Tamra Neal to the Fourth of July Committee.

30
31 Councillor Thomas Moved to Approve the Mayor's board appointment of Tamra Neal to the Fourth
32 of July Committee and Councillor Sorg Seconded the motion.

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36 Mayor Miyagishima called for the roll on the Motion to Approve the Mayor's board appointment
37 of Tamra Neal to the Fourth of July Committee and it was Approved. 6-0 Councillor Silva was
38 Absent.

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1 Mayor Miyagishima appointed Diana Lyon to the Downtown Revitalization Plan Ad Hoc
2 Committee.

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4 Councillor Thomas Moved to Approve the Mayor's board appointment of Diana Lyon to the
5 Downtown Revitalization Plan Ad Hoc Committee and Councillor Sorg Seconded the motion.

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9 Mayor Miyagishima called for the roll on the Motion to Approve the Mayor's board appointment
10 of Diana Lyon to the Downtown Revitalization Plan Ad Hoc Committee and it was Approved. 6-0
11 Councillor Silva was Absent.

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14

15 Mayor Miyagishima appointed Erika Graf-Webster (League of Women Voters), Alex F. Burr
16 (Common Cause NM), Daniel Scheller (NMSU; Asst. Prof. of Government), Dolores Archuleta
17 (Former Mayor Pro-tem and Councillor), and Debbie Darby (Former Councillor) to the Campaign
18 Finance Ad Hoc Committee.

19

20 Councillor Sorg Moved to Approve the Mayor's board appointments of Erika Graf-Webster (League
21 of Women Voters), Alex F. Burr (Common Cause NM), Daniel Scheller (NMSU; Asst. Prof. of
22 Government), Dolores Archuleta (Former Mayor Pro-tem and Councillor), and Debbie Darby
23 (Former Councillor) to the Campaign Finance Ad Hoc Committee and Councillor Pedroza Seconded
24 the motion.

25

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27

28 Mayor Miyagishima called for the roll on the Motion to Approve the Mayor's board appointments
29 of Erika Graf-Webster (League of Women Voters), Alex F. Burr (Common Cause NM), Daniel
30 Scheller (NMSU; Asst. Prof. of Government), Dolores Archuleta (Former Mayor Pro-tem and
31 Councillor), and Debbie Darby (Former Councillor) to the Campaign Finance Ad Hoc Committee
32 and it was Approved. 6-0 Councillor Silva was Absent.

33

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36 **IX. REVIEW OF PROPOSED ORDINANCE(S)**

37

38 None given.

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42 **X. GENERAL DISCUSSION**

1

2 1. Mayor

3

4 Mayor Miyagishima said I just want to congratulate staff on the new reference guide that just came
5 out.

6

7 It is obvious that a lot of people watch our program because I just received some information in the
8 mail regarding the Yellow Dot Program from Rochester, New York.

9

10 -----

11

12 2. City Council

13

14 Councillor Thomas said there was a great turn out for Earth Day and I want to congratulate all the
15 people who organized it.

16

17 I received a lot of emails telling me that they thought the reference guide was great and that they
18 appreciated that information.

19

20 Walker is doing this parking survey and I wanted to know if we are suppose to print it out and mail
21 it back to them or can we do it online?

22

23 Robert Garza, City Manager said I'm not sure if there is an online form that you can do online but
24 I think the request is that you send it to David Dollahon.

25

26 Councillor Thomas said the Downtown Las Cruces Partnership had a presentation on Saturday on
27 an architecture class at NMSU that was very well done and they had some excellent ideas for the
28 Downtown area. I would like to try to get that presentation presented to Council.

29

30 -----

31

32 Councillor Sorg said I only received one phone call regarding the reference guide and the person
33 couldn't find a phone number but it was included in the list and we eventually found it.

34

35 -----

36

37 Councillor Small said the sixth annual Mutt Show is going to be held this Saturday at Young Park
38 from 10:00 a.m. to 2:00 p.m.

39

40 We received a letter asking about the progress of the Veterans Preference hiring issue and I was
41 listening to the radio this morning and it was talking about the unemployment issue among returning
42 Veterans from Afghanistan and Iraq that is significantly higher so I think that drives home the need
43 for us to make progress on these issues and we need to have a work session for updates on this issue.

1

2 Robert Garza said the issues with the Veterans Preference is multifaceted and there is a lot of data
3 issues so we agreed to start tracking how many Veterans are applying and how many are getting
4 hired. We are also reaching out to other agencies to inform them of our job opportunities as they
5 become available. I suggest that we schedule a work session to discuss this issue after we have had
6 enough time to collect enough data.

7

8

9

10 Councillor Pedroza said May 1st is celebrated around the world as Workers Day which is in response
11 to a Union movement in Illinois where a number of workers were killed.

12

13 I'd like to know if we have all the members for the Campaign Finance Committee yet?

14

15 Mayor Miyagishima said yes.

16

17 Councillor Pedroza said there was a lot of outpour from the committee regarding the red light camera
18 tickets issue and they weren't saying that they didn't want to pay the tickets but they were expressing
19 their concerns with the impact this would have on families.

20

21 I also want to mention that I think the resource guide was excellent.

22

23 I agree that jobs are a critical issue and I intend on getting myself more knowledgeable and involved
24 with how jobs are created. I believe that with progress there is change and in change some jobs
25 disappear and others are created so I think we need to create whatever new jobs are called for right
26 now.

27

28

29

30 Councillor Smith said the DPAC students put a lot of effort in their Downtown presentation and each
31 of them had a jump start included in their projects which are things that can be done in the beginning
32 of a project that are fairly inexpensive. I look forward to having them give Council their
33 presentation.

34

35 I was pleased to see our Mayor and some of our business leaders are going to be at the White House
36 at the end of the week and hopefully that will add to our conversation regarding the issues with jobs.

37

38 I was impressed with the collaborative efforts of the Animal Center Committee and the Coalition
39 of Pets for People.

40

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42

1 3. City Manager

2

3 Robert Garza, City Manager said there have been past discussions regarding City Watch which is
4 a way for us to notify people in geographic areas of certain things and Mr. Winson and staff are
5 in the process of signing a contract for that service so we will be bringing more information
6 regarding that program forward to Council.

7

8

9

10 Meeting Adjourned at 4:30 p.m.

DRAFT