



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

Regular Meeting

**July 16, 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
- Linda Lewis, Deputy 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 a representative from the Animal Services Center of the Mesilla Valley
31 presented the Pet of the Week.

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

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

42 Councillor Small said I will be recusing myself from voting and the discussion for Resolution 13-
43 008.

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Councillor Smith said I would like to ask that the audience refrain from applause/clapping and boos because it might inhibit people's Freedom of Speech.

Councillor Sorg said I agree.

Mayor Miyagishima said it would be kinda difficult to just drop the rules on them today but they can refrain from boos and keep the clapping down to a golfer's clap.

III. PUBLIC PARTICIPATION

None given.

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.

Councillor Silva Moved to Approve the Agenda and Councillor Sorg Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve the Agenda and it was Unanimously Approved. 7-0

V. CITY COUNCIL MINUTES

*(1) Regular Meeting of June 18, 2012

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

- 1 *(2) Resolution No. 13-003: A Resolution Approving the Quarterly Financial Report to the New
2 Mexico Department of Finance and Administration for the Period Ending June 30, 2012.
3
- 4 *(3) Resolution No. 13-004: A Resolution Approving the Issuance of a Waiver of the
5 Church/School Distance Restriction for a Special Dispenser Permit Application to the
6 Foundation for Las Cruces Museums for an Invitation Only Grand Opening of the Museum
7 of Nature & Science, 411 North Main Street, to Be Held on Thursday, November 1, 2012
8 From 5:00 P.M. to 7:00 P.M.
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- 10 *(4) Resolution No. 13-005: A Resolution Authorizing the Foundation for Las Cruces Museums
11 to Continue With the Permitting Process Which Final Approval Would Allow For the Sale
12 and Consumption of Alcoholic Beverages Within a Restricted and Secured Area for an
13 Invitation Only Grand Opening of the Museum of Nature & Science, 411 North Main Street,
14 to be Held on Thursday, November 1, 2012 From 5:00 P.M. to 7:00 P.M.
15
- 16 *(5) Resolution No. 13-006: A Resolution Authorizing the City of Las Cruces, on Behalf of Its
17 Police Department, to Accept a Grant Award in the Amount of \$5,000.00 From the 2012
18 Keep America Beautiful/Lowes Community Improvement Grants Program, and to Adjust
19 the FY 2013 Budget.
20
- 21 *(6) Resolution No. 13-007: A Resolution Authorizing the Assignment of Lease for a Parcel of
22 Land at the Las Cruces International Airport From ITT Corporation to Exelis, Inc.
23

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25
26 **VII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR DISCUSSION**
27

- 28 (7) Resolution No. 13-008: A Resolution Supporting the Concept of Establishing the Organ
29 Mountains-Desert Peaks National Monument.
30

31 Councillor Thomas Moved to Adopt Resolution No. 13-008 and Councillor Pedroza Seconded the
32 motion.
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36 Mayor Miyagishima said this is the resolution to support the Organ Mountain Desert Peaks National
37 Monument. This has been an issue that has spearheaded spirited discussions amongst the community
38 and the first time we were asked about it there was a good chance that we might have a big company
39 (Pegasus) relocate to Dona Ana County so we were able to hold off on that and pushed it off until
40 July (today). I'm sure everyone heard over the weekend that Hobbs wasn't chosen for the Pegasus
41 Project and I spoke with Mr. Bramley this morning and he stated that he would support whatever the

1 public wanted regardless of the boundaries and Jeff Steinborn is also still willing to work with
2 Pegasus regardless of the boundaries. I did work over the weekend and spoke with some ranchers
3 as well as with some people from Washington on issues like grazing rights and financing abilities.
4 I was told by Mr. Brooks that every proclamation that he has seen for monuments has wording
5 regarding validating existing rights and I looked up three of the most recent proclamations for
6 National Monuments and each of them had paragraphs regarding grazing rights and existing valid
7 rights.

8

9 Councillor Smith passed out and read a proposed amended resolution and said I feel we must
10 encourage Congress to protect our Organ Mountains.

11

12 Mayor Miyagishima said we'll move that suggestion to the end of this discussion.

13

14 Councillor Silva said I have a problem with a member of this board giving their testimony on the
15 issue that is before us.

16

17 Mayor Miyagishima said I don't have a problem with Councillor Thomas giving a presentation.

18

19 Harry (Pete) Connelly, City Attorney said the members of City Council have the right to present to
20 the Council and it isn't any different than them passing out information.

21

22 Councillor Thomas gave an overhead presentation and said the next step would be to do a Resource
23 Management Plan and we have already had some training on doing a Management Plan so we have
24 people in this community who know how to work through that process and I also have a workbook
25 available. I am in support of this because it will remain under the BLM's management and it will
26 only include lands that are already Federal lands. This would be a new monument for a new century
27 that best reflects our multi-layer landscape and our multi-cultural past.

28

29 Councillor Pedroza said my email has been full with emails in support of this issue as well as some
30 that are not in favor of it and I think it is a good thing that so many people are getting involved with
31 it. I have also received a copy of a letter that was signed by several religious leaders who are in favor
32 of this issue. I do want to say that I am in support of this resolution.

33

34 Mayor Miyagishima said I did receive letters of non-support of this monument from Sheriff
35 Garrison, the Mesilla Valley Sportsman Alliance, the Dona Ana Soil and Water Conservation
36 District, the National Association of Former Border Control Officers, the Elephant Butte Irrigation
37 District, and one from a United States Senate candidate but it isn't signed.

38

39 Margaret Barrier, Member of the Public said I moved here in 2006 and I moved here mostly because
40 of the archeological value of this area. The first year I was here I had fifty visitors who were
41 interested in the archeologic value of this area and they stayed in hotels and spent money here. I am
42 currently working with the BLM on additional sites that also need to be recognized and I think it is
43 important that we include those areas as well.

1

2 Robert Castro, Member of the Public said I'm a hunter and about 99.5% of the water that is out there
3 comes from the cattle ranchers. I'm concerned that if that isn't protected then we'd loose the wildlife
4 that is out there.

5

6 Amado Guzman, Member of the Public submitted letters of support and said creating this monument
7 will help connect Las Cruces to broader histories throughout the region and on a Federal level so I
8 support the creation of this monument.

9

10 John Zimmerman, Member of the Public said I am against this proposal because a lot of it was done
11 behind closed doors. I also think that the Council members should have been kept to the same time
12 limits that we were given to speak on this item.

13

14 Sarah Nolan, Member of the Public submitted a letter, read quotes from the Bible and said I am
15 proud that our organization is committed to preserving the Organ Mountains and we ask that you do
16 the same thing.

17

18 Jen Mitchell, Member of the Public said I am against this proposal mainly because Udall and
19 Bingaman tried for several years to get this through Congress and the Senate and it was turned down
20 every time. I think this would take away our land and it is insane.

21

22 Betty Russell, Member of the Public said I think it is amazing that you allowed a Councillor to give
23 a full report but you are limiting us to only one minute to talk about this issue. I am against this
24 proposal and I think it is beyond your scope as a City Council to decide what should happen in the
25 County.

26

27 Maria ElenaJohnson, Member of the Public said I am grateful that you are discussing this proposal
28 and I'd like to thank Council for doing such a great job.

29

30 David Soules, Member of the Public said I am in support of this proposal and it will allow for
31 grazing and hunting so this is a win-win situation.

32

33 Jake Spivey, Member of the Public said I am opposed to this and I think it is an injustice to ranchers.

34

35 John Fowler, Member of the Public said there is contrasting language for monuments out there and
36 I think this will have a negative impact on the County and the City.

37

38 Jim Hyatt, Member of the Public said I am a fifth generation rancher and one of the things that is
39 alarming to me is the surface damage that this proposal brings and I'm worried about the roads
40 because I have about forty miles of pipeline and I'd like to know how I'd get in there to fix one of
41 my lines.

42

1 Mayor Miyagishima said you would be able to do what you needed to do on those types of basis.

2

3 Tom Mobley, Member of the Public said I am finding conflicting information and I don't know what
4 the outcome will be for this National Monument. I have a significant investment in property and you
5 are willing to bet my ranch on that you are right but I'm not willing to make that bet.

6

7 Katherine Wilmeth, Member of the Public said I am the city girl that married a cowboy and our
8 family traveled the Butterfield Trail to reach their dream of ranching. I ask that you consider our
9 dreams and our heritage because we deserve better.

10

11 Ann Mobley, Member of the Public said our ranch is within the Monument's 600,000 acres and we
12 have stock tanks and fencing that we have paid for on this land. I don't understand why you would
13 even consider this proposal with no determination of the potential consequences. The ranchers have
14 tried to work with the environmentalists for six years but they have not worked with us at all.

15

16 Tim McKimmey, Member of the Public said I see a lot of misinformation being put out by the people
17 for Western Heritage. There is a big problem with erosion and BLM needs to take more control of
18 it. The biggest causes of this erosion are cows grazing and off-road vehicles so I see this monument
19 as something that would reduce erosion.

20

21 Bob Jeska, Member of the Public said we have been looking for a solution for the past six years but
22 I don't even see that there is a problem. I would like to hear BLM explain why they can't protect this
23 land.

24

25 Terry McMillian, Member of the Public said I have concerns with the large amount of land that is
26 to be included in this monument.

27

28 Roberta Salazar-Henry, Member of the Public said I am the Vice-President of the Democratic
29 Women of Dona Ana County and we are in support of the Organ Mountain Desert Peaks proposal.

30

31 Jim Harbison, Member of the Public said I am opposed to this proposal because it would restrict
32 private ownership and turn over 88% of our land over to Government control.

33

34 Mayor Miyagishima said I have been assured that private property won't be turned over to the
35 Government.

36

37 Patty Hughes, Member of the Public said I own a working ranch and I am in support of this proposal.

38

39 Jeff Steinborn said this is a historic opportunity and this would preserve the public land as well as
40 continue to allow ranching in that area.

41

42 Mary Helen Taylor-Richie, Member of the Public said it would give me a lot of pride to be able to
43 tell my grandchildren that I was present when they made the Organ Mountains a monument so I do

- 1 support this proposal.
2
- 3 Rick Melloy, Member of the Public said I oppose this proposal because the City doesn't have the
4 right to sell something they don't own.
5
- 6 Mayor Miyagishima said the City isn't selling anything, this is just a resolution to show our support.
7
- 8 Joe Wright, Member of the Public said I am from Hatch, New Mexico and I can't get the City to fix
9 anything on my land so I think this land should remain in the hands of the local people.
10
- 11 Max Bower, Member of the Public said the Government isn't always the expert on handling
12 situations and I think we could do a better job with the wilderness areas ourselves.
13
- 14 Matt Battsler, Member of the Public said I don't agree with this proposal.
15
- 16 Dudley Williams, Member of the Public said I came out here several years ago to find a good cattle
17 ranch and right now I pay \$30,000 to \$40,000 a year for my grazing leases as well as about half a
18 million on goods and services. There is no way that this is going to be any kind of big tourism draw
19 that would offset the amount of money that I spend here.
20
- 21 Gary Esslinger, Elephant Butte Irrigation District Manager said this area used to be grassland but it
22 has been taken over by shrubs so if you put this monument in then you would be protecting an
23 impaired watershed. You need to be able to go into these watersheds and mechanically and
24 chemically remove the shrubs in order to put back the grass.
25
- 26 Carry Hamlin, Member of the Public said I am with the Green Chamber of Commerce and we
27 support this proposal because it would benefit our local businesses and our community.
28
- 29 Lori English, Member of the Public said I have lived here for eleven years and I am opposed to this
30 proposal with three designations but I do support Congressman Pearce's proposal.
31
- 32 Fred Huff, Member of the Public said places like Geronimo's Cave and Billy the Kid's Rock are
33 mythical places because there is no proof that these people had anything to do with these places.
34
- 35 Robert Wall, Member of the Public said I am a disabled Vet and BLM is trying to limit my access
36 to these areas.
37
- 38 Paul Deason said I support this proposal because it would prevent encroachment of the White Sands
39 Missile Ranch and it would increase tourism to this area.
40
- 41 William Soules said the polls that have been done have shown an overwhelming amount of support
42 for this proposal and I also support this proposal to protect these lands.

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2 Sarah LaShay, Member of the Public said I hike this area with my parents and I am in support of this
3 proposal.

4

5 Sanford (?), Member of the Public said I am with the Southwest Consolidated Sportsman and we
6 support his proposal.

7

8 Ron Camunez, Member of the Public said the mission statement for the City of Las Cruces is to
9 provide responsive, cost effective and high quality service to the City of Las Cruces so what does
10 this have to do with quality of service for the City of Las Cruces? I would like to know if any of you
11 have read all the information that has been submitted for this item before you cast your vote? We
12 are your bosses and we are holding you accountable to explain your position.

13

14 Kathy Fuller, Member of the Public said this land is currently under BLM's control and it would still
15 be under their control if it becomes a monument so the only difference is when it becomes a
16 monument then BLM couldn't sale any of the land.

17

18 Joel Hoffman, Member of the Public said I am with the Friends of the Organ Mountains Desert
19 Peaks and we are in support of this proposal. We have collected about 2,000 signatures in support
20 of this from our community.

21

22 Senator Steve Fischmann said my constituents have expressed support of this proposal and this
23 would increase the access to these lands.

24

25 Tom Austin, Member of the Public said I keep hearing about how we want to preserve this land so
26 we can remember the men and women who lived on that land five hundred to one thousand years
27 ago but what about the people who live on that land today? The ranching community of this County
28 is a vital part of our economy and we can preserve the land and take care of it ourselves.

29

30 Kelly O'Connell, Member of the Public said there are a lot of people who are opposed to this
31 proposal but yet the Mayor keeps saying that everyone is behind it.

32

33 Jeff Steinborn said I would encourage you to vote down the amendment that was submitted by
34 Councillor Smith.

35

36 David Soules showed a video.

37

38 Jerry Schickedanz, Member of the Public said I am the Chairman of the People for Preserving our
39 Western Heritage and I have some concerns with the process for bringing to a vote a resolution for
40 the support of a massive land management change in the form of a Presidential Proclamation called
41 Organ Mountain Desert Peaks National Monument. The facts before us as I see them are that there
42 is not an official document in the form of a proclamation to read and discuss, there's only the words

1 from a source that is promoting the passage of the resolution and that source assisted the Mayor in
2 crafting this resolution. There has not been an official hearing or debut by Congress or the
3 Department of Interior as to the need, size or feasibility of a national monument. The protected
4 policy is to protect all objects within the monument so it will become a Federal offense to take a
5 rock, flower, stick, plant from within the monument boundary. This would be like the City changing
6 the zoning of a public park to a fee park that is surrounded by a high fence and a locked gate. I have
7 over one thousand signatures of people who are opposed to this monument and in my opinion you
8 must vote down this resolution.

9

10 Steve Wilmeth, Member of the Public said I am with the Dona Ana Soil Conservation District and
11 we are opposed to this proposal.

12

13 Victor Minjares, Member of the Public said the first time I came in contact with this proposal was
14 about five years ago and it was a bad idea then and it is a bad idea now as it stands. Before you take
15 any action I'd ask that you ask your Police and Fire Chiefs to talk with their counterparts in Arizona
16 to see what the impacts are of protected lands near a border area.

17

18 Tom Cooper, Member of the Public said I am a rancher and no one is in a position to guarantee that
19 we will be able to continue ranching in ten years. We have about 1,200 signatures on a petition for
20 Congressman Pearson's legislation and opposing the 600,000 acres legislation. I was told that we
21 wouldn't be able to get any financing for our ranch and if you can't get financing then you also can't
22 sell it. It is this Council's duty and obligation to protect our public safety and well-being and you
23 can't do that by supporting this proposal because it will cause extreme financial damages to the
24 stakeholders and will open our border and communities to dangerous illegal activities.

25

26 Mayor Miyagishima said I did check it out and I was told that there would still be financing for
27 ranchers within the monument area.

28

29 Bob Dekinder, Member of the Public said I agree with Mr. Cooper and I think 600,000 acres is too
30 much land to put into a national monument area. One of things that my friend pointed out was that
31 Section 8 of the City Council specifies the requirements of recall for the Mayor and City Councillors
32 and those petitions are possible.

33

34 Bud Deerman, Member of the Public said I am with the Dona County Farm and Livestock Bureau
35 and your actions today will have an impact on the customs and cultures of this country, county and
36 region. We have concerns with watersheds, public safety, border security, ranching viability, farm
37 land attraction, and private property rights and your actions have discounted the core values of our
38 customs and cultures. I will be reading and submitting a document that needs to be signed by all the
39 members of Council who vote for the resolution in support of the national monument for this
40 County.

41

42 Mayor Miyagishima said you are welcome to drop it off with the Clerk but the City Council cannot
43 sign it because Council can't enter into an agreement without it being published.

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2 Bud Deerman said several weeks ago Council held a work shop to learn more about the issues and
3 Senator Bingaman and Udall's office were represented and Congressman Pearce felt this was very
4 important and was personally present at the meeting. The City Council was very unprofessional and
5 disrespectful to the Congressman and when Councillor Sorg is able to act that way, it was appalling
6 that no one on this Council apologized.

7

8 Mayor Miyagishima said I did apologize to the Congressman's office. I'd like to ask Dara, if the
9 Senator's legislation had gone through would that have effected EBID?

10

11 Dara Parker, Member of the Public said I am with Senator Bingaman's office and we have spoke
12 with EBID staff for the development of Senate Bill 1024 and we actually removed some areas where
13 the wilderness designation could be a little more difficult to work with in terms of what the plans
14 were. We are all supportive of grassland restoration and if a wilderness area or a national monument
15 would be designated then they would be included in the National Conservation System and it could
16 help prioritize funding for those areas.

17

18 Gary Esslinger, EBID said the Senator was actively involved with us and others at the time of his
19 proposed legislation and many of our flood control dams were included in the wilderness designation
20 areas so we asked him to remove them. The dams have been there since 1960 so their life expectancy
21 is over for the fifty year storm events. It will cost approximately one to two million dollars for the
22 repair and for the rehabilitation of these dams and our concern is that these dams won't do any good
23 to the flooding in this valley so it is imperative that we think about the watershed because we'd have
24 to go up into the watershed but we can't do that because it would be protected so you would just be
25 protecting an impaired watershed.

26

27 Mayor Miyagishima said Dara, would you convey to Senator Bingaman that there are some concerns
28 and if this moved forward that those concerns are noted?

29

30 Dara Parker said certainly, and both Senator Bingaman and Senator Udall are aware of the concerns
31 that have been expressed throughout the six year period.

32

33 Councillor Silva said in October 2009 Council supported Senator Bingaman's Wilderness Plan but
34 this is a monument so can you share the difference between the two?

35

36 Dara Parker said the Wilderness basically doesn't have roads open to the public but considering all
37 the existing factors of this area, we did "cherry-stemming" to the Bill which allows certain roads to
38 remain open to the public. In a monument, travel is determined by a Management Plan which is done
39 with public input.

40

41 Councillor Silva asked how were the boundaries determined?

42

1 Dara Parker said we started with the eight wilderness study areas in the County and we considered
2 other areas that were brought up by members of the community that weren't protected.

3

4 Councillor Silva asked did you speak with all the people within this area that have grazing permits?

5

6 Dara Parker said yes, and in some cases we spoke with the actual person that is handling the ranch
7 for the person who has the allotment.

8

9 Councillor Silva asked how were the boundaries for Pearce's plan done?

10

11 Jerry Schickedanz said the boundaries for the smaller monument were derived from BLM's
12 designation of the Organ Mountains and the south area which is called an area of critical
13 environmental concern.

14

15 David Soules said for the boundaries for the larger monument we began with all the work that was
16 done by the other Senators offices for the Bill so the Organ Mountains pretty much follows the
17 Wilderness Bill. The two things that a monument protects against is disposal and things like strip-
18 mining.

19

20 Councillor Silva asked how much input did you get from the ranching community?

21

22 David Soules said we relied mostly on the work that had already been done by the Senators offices
23 but we did look at how many ranchers would be affected and I personally spoke with a few of the
24 ranchers.

25

26 Councillor Silva said the ranchers said they were never invited to the table to discuss this so is that
27 correct?

28

29 David Soules said that is correct.

30

31 Jeff Steinborn said we reached out to the grazing community for six years and unfortunately the
32 stated position of the Farm Bureau has been opposed to a single acre of retracted wilderness from
33 the very beginning and a website has been put up that calls my organization eco terrorist. It has never
34 been for our lack of supporting or reaching out to the ranching community and that is the best that
35 we can do.

36

37 Steve Wilmeth said the Pearce plan didn't affect us because we don't ranch on the Organs so there
38 was no interaction with us. There was some input from us following the Bingaman plan but only the
39 monument affects us. We were part of the preliminary discussions and Ms. Parker did visit us but
40 we were never part of any discussions after that process.

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1 Councillor Thomas Moved for a five minute recess and Councillor Silva Seconded the motion.

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5 Mayor Miyagishima said “all those in favor signify by saying Aye” and Council stated “Aye”.

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9 Meeting recessed at approximately 4:00 p.m.

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11 Meeting reconvened at approximately 4:09 p.m.

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15 Councillor Thomas said the BLM already manages this land and they would continue to manage it.

16 The problem I see happening is that there is a lot of misinformation out there, we aren't selling the

17 land or turning it over to the Government, it is already Government land and this is not going to be

18 a National Park. The public opinion polls show that there is a very large amount of support for a

19 monument and this is only a proposal to show that we support this idea.

20

21 Councillor Sorg said this is a very emotional issue and I don't make decisions on emotions, I make

22 them on facts and these lands do belong to everyone. I do support setting aside land for recreational

23 vehicle use and all wildlife deserves to live so I don't think this national monument is too big. I have

24 received several emails and phone calls and about 92% of them are in favor of this national

25 monument and I believe this would have a significant impact on our economics.

26

27 David Soules said I'd like to correct the record about something I said earlier, I was asked if I had

28 ever reached out to the ranching community, I did participate in an open forum with the ranchers a

29 few years ago to discuss the wilderness and I heard their concerns which is one of the things that

30 swayed me to say the monument is a better approach here.

31

32 Councillor Sorg said regarding the proposed amendment, is the third “Whereas” meant to be an

33 endorsement?

34

35 Councillor Smith said my intention there was not to endorse one or the other but to have a

36 compromise and to have everyone talk with each other to come up with something that the President

37 would sign.

38

39 Councillor Sorg said I agree that we do need to work together but I'm not comfortable with having

40 this as part of the resolution. Didn't Council previously pass a resolution supporting the Wilderness

41 Act?

42

1 Dara Parker said yes, and this is essentially the same.

2

3 Councillor Sorg said so the reason we are doing this is to protect the land from sell-offs or disposals
4 by the BLM, from mining and drilling, and from archeological and historical destruction.

5

6 Councillor Pedroza said I agree with Councillor Sorg and I don't think we should include Councillor
7 Smith's amendment. I have received a lot of messages and an overwhelming amount of those people
8 are in favor of this monument.

9

10 Councillor Smith said I can bring up the proposed amendment so we can over it again.

11

12 Mayor Miyagishima said I think we just need to have a motion and a second and then vote on it.

13

14 Tom Cooper, Member of the Public said in reference to Mr. Steinborn's statement that they have
15 been open and honest with everybody, in December 2005 Mr. Steinborn met with this body and
16 represented that all but one or two ranchers were in favor of their Wilderness Bill and that isn't right.

17

18 Jeff Steinborn said in 2005 Senator Domenici was looking at introducing a Bill that was for 65,000
19 acres of land to be disposed and to protect the eight wilderness study areas. We were shown a copy
20 of the Bill and we were told by BLM that every rancher had been consulted on the plan and were in
21 favor of it so we were representing what we had been told by others.

22

23 Councillor Silva said I do support all efforts to preserve the Organs and other areas in the County
24 but I don't support Congressman Pearce's proposal because I don't feel it goes far enough so I do
25 support Senator Bingaman's plan which was supported by this body in 2009. This proposal was not
26 done by this Council, it was done by a citizen group and I don't think it is perfect but I'd support it.
27 I think we need to have a more community base effort in putting together a monument and I intend
28 to follow up with a letter to the President, Senator Bingaman and Senator Udall to remind them that
29 there are major differences between the vested parties and that we need to provide a full analysis
30 regarding border security issues. I am encouraging us to move forward and take advantage of this
31 momentum and I think with some compromising, we can make this plan even better.

32

33

34

35 Councillor Smith Moved to Amend Resolution No. 13-008 to insert "Whereas, this Council
36 reaffirms its support of Senator Bingaman's proposed legislation in Senate Bill 1024 The Organ
37 Mountains Dona Ana County Conservation and Protection Act that would protect approximately
38 241,000 acres in three areas of Dona Ana County that included five mountain areas and other
39 important sites within the proposed Organ Mountains Desert Peaks National Monument" and
40 "Whereas, the City of Las Cruces has been involved since 2006 in supporting the Federal protection
41 of the landscapes initially contained in the citizen's Wilderness and National Conservation Area
42 proposal and subsequently in two areas of Federal legislation introduced by Senators Bingaman and
43 Udall"and Councillor Silva Seconded the motion.

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3
4 Mayor Miyagishima said so you are asking that this be inserted as a paragraph in the original Organ
5 Mountains Desert Peaks Wilderness?
6
7 Councillor Smith said no, not in their document, into our document.
8
9 Mayor Miyagishima said so you are asking to do away with everything that was advertised and use
10 this as the alternate.
11
12 Councillor Smith said my understanding is that we were presented with a resolution and we are able
13 to amend resolutions.
14
15 Mayor Miyagishima said that's correct which is why I asked if you wanted to take that paragraph and
16 insert it into the resolution that is being presented today?
17
18 Councillor Smith said since the entire amendment I wanted isn't being met with support from
19 Council, I am asking that this one paragraph be inserted into the resolution.
20
21 Mayor Miyagishima said this paragraph would contradict itself if it was inserted into this resolution
22 because it would state that this "reaffirms the Senator's proposed legislation" yet at the same time
23 support the Organ Mountain Desert Peaks Wilderness at 600,000 acres.
24
25 Councillor Smith said within this discussion there has been very little information given stating that
26 we are standing by our previous support of the Senator's proposal.
27
28 Councillor Thomas said we already passed a resolution to support Senator Bingaman's legislation
29 and I would prefer to keep the two resolutions separate.
30
31 Councillor Sorg said I agree with Councillor Thomas.
32
33 Councillor Silva said I would like to add a friendly amendment to the end of his paragraph stating
34 "as reflected in the passing of Resolution 10-107 on October 2009". I also want to say that in
35 everything that I have read from the citizen's group, all the proposals state that the City Council has
36 supported preservation, and it references Senator Bingaman and Senator Udall so I think it would
37 be appropriate that we add something like this to the resolution.
38
39 Mayor Miyagishima said I won't take that as a motion because we already have a motion with a
40 second on the table. I'd like to ask Dara what she thinks about adding this amendment.
41
42 Dara Parker said of course it is a Council decision and it is good to be clear in the discussion that
43 there is still support for Senate Bill 1024.

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Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 13-008 to insert “Whereas, this Council reaffirms its support of Senator Bingaman’s proposed legislation in Senate Bill 1024 The Organ Mountains Dona Ana County Conservation and Protection Act that would protect approximately 241,000 acres in three areas of Dona Ana County that included five mountain areas and other important sites within the proposed Organ Mountains Desert Peaks National Monument” and “Whereas, the City of Las Cruces has been involved since 2006 in supporting the Federal protection of the landscapes initially contained in the citizen’s Wilderness and National Conservation Area proposal and subsequently in two areas of Federal legislation introduced by Senators Bingaman and Udall”and it Failed. 2-4-1 Councillor Silva and Councillor Smith voted Aye. Councillor Pedroza, Councillor Sorg, Councillor Thomas and Mayor Miyagishima voted Nay. Councillor Small recused himself.

Councillor Smith said I’d like to make another amendment, adding a new item four to state “That the governing body of the City of Las Cruces furthermore encourages members of our congressional delegation to continue to work together to craft legislation that has the aforementioned qualities and that can pass both Houses of Congress and be signed into law by the President of the United States of America. Thereby demonstrating that our constitutionally structured form of government does work on behalf of its citizens and their best interest.”

Councillor Smith Moved to Amend Resolution No. 13-008 to add a new item four to state “That the governing body of the City of Las Cruces furthermore encourages the members of our congressional delegation to continue to work together to craft legislation that has the mentioned qualities, can pass both Houses of Congress and be signed into law by the President of the United States of America, thereby demonstrating that our constitutionally structured form of government does work on behalf of its citizens and their best interest” and Councillor Silva Seconded the motion.

Councillor Pedroza asked is paragraph three staying the same?

Councillor Smith said yes, we are simply inserting this as a new paragraph four and renumbering the paragraphs.

Mayor Miyagishima said this sounds unusual because under item three the President has the sole authority to sign it into the Antiquities Act and the new number four would be asking Congress to work together.

1
 2 Councillor Smith said even though we aren't including something to reaffirm our support for what
 3 Senator Bingaman has done, his efforts are still out there and they are still working on it so what
 4 Congressman Pearce has worked on will possibly be moving forward in the House. I would like to
 5 encourage our congressional delegation to continue to work on those things rather than pulling those
 6 out and concentrating on this one thing.

7
 8 Councillor Thomas said we have already said that we support what Senator Bingaman is trying to
 9 do and these are totally different processes so I think we should stick with what we were asked to
 10 do here which is up or down do we support this proposal for a monument. We can write them letters
 11 stating that we would like them to work together but I don't want to state that in a resolution.

12
 13 Councillor Smith said we don't have a lot of opportunities to encourage our congressional delegates
 14 to work together so if we wanted to do a separate resolution then we might do that at some point but
 15 I do think that at some point we do need to say to them that we expect them to work on our behalf
 16 and work together.

17
 18 Mayor Miyagishima said I appreciate what you are trying to do but I just think it would look a little
 19 odd.

20
 21 Councillor Sorg said I also appreciate what you are trying to do but I agree with the Mayor. I think
 22 we can encourage Congress to work together but just not in here.

23
 24 -----
 25

26 Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 13-008 t to add a
 27 new item four to state "That the governing body of the City of Las Cruces furthermore encourages
 28 the members of our congressional delegation to continue to work together to craft legislation that has
 29 the mentioned qualities, can pass both Houses of Congress and be signed into law by the President
 30 of the United States of America, thereby demonstrating that our constitutionally structured form of
 31 government does work on behalf of its citizens and their best interest" and it Failed. 2-4-1 Councillor
 32 Silva and Councillor Smith voted Aye. Councillor Pedroza, Councillor Sorg, Councillor Thomas and
 33 Mayor Miyagishima voted Nay. Councillor Small recused himself.

34
 35 -----
 36

37 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 13-008 and it was
 38 Approved. 6-0-1 Councillor Small recused himself.

39
 40 -----
 41

1 (8) Resolution No. 13-009: A Resolution Authorizing the Termination of Lease for Parcel 35
2 at the Las Cruces International Airport and Approving the Purchase of Personal Property
3 (Hangar) by the City of Las Cruces from Thomas L. and Julia M. Smith.

4
5 Councillor Thomas Moved to Adopt Resolution No. 13-009 and Councillor Pedroza Seconded the
6 motion.

7

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9

10 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 13-009 and it was
11 Unanimously Approved. 7-0

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14

15 (9) Resolution No. 11-12-478: A Resolution Approving an Indefinite Cost, Indefinite Quantity
16 Price Agreement for Transit Vehicle Wash Services to the Last One, Inc. of Las Cruces, New
17 Mexico for One Year With Up to Three One-Year Renewals Subject to Approved Budget
18 Appropriations and Annual Renewal.

19

20 Councillor Small Moved to Adopt Resolution No. 11-12-478 and Councillor Thomas Seconded the
21 motion.

22

23

24

25 Councillor Sorg asked would it be less expensive to do this in-house?

26

27 Mike Bartholomew, Transit Administrator said I don't know the exact cost but it would probably
28 be about even.

29

30

31

32 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 11-12-478 and it was
33 Unanimously Approved. 7-0

34

35

36

37 (10) Council Bill No. 13-002; Ordinance No. 2657: An Ordinance Repealing Article V.
38 Standards for Erosion Control From Chapter 32 of the Las Cruces Municipal Code, as
39 Amended and Replacing it With a Revised Article V. Standards for Erosion Control for
40 Chapter 32 of the Las Cruces Municipal Code, as Amended.

41

1 Councillor Thomas Moved to Adopt Council Bill No. 13-002; Ordinance No. 2657 and Councillor
2 Sorg Seconded the motion.

3

4

5

6 Brian Denmark, Assistant City Manager said we currently have an ordinance that has been in effect
7 for some time now but the problem with this particular ordinance is the assertiveness to implement
8 the visions of that ordinance. Mr. Kyle is going to talk about an amendment to that ordinance which
9 would repeal that language and put in new language to further enhance our activities to address the
10 dust control. This needs to be an overall program with staff involvement and public education so we
11 will be reclassifying a position that will be in-house, to create a quality control type of position that
12 will be actively engaging in enforcing and regulating this type of ordinance. It will be a proactive and
13 positive environment and they will be working with developers and property owners to help them
14 better understand the importance of this ordinance and how to better manage their lands. This is one
15 of those ordinances that will never be perfect because it is a very challenging issue but staff would
16 recommend that Council adopt this revised ordinance and if there is future amendments that need
17 to be made then we can certainly make those amendments but lets first see how this ordinance works
18 over a period of time then if there are amendments that need to be made six months from now or a
19 year from now then we can come back with those particular changes.

20

21 Robert Kyle, Building and Development Services Administrator gave an overhead presentation and
22 said the existing ordinance was adopted in April 2000 but the control plans are not well defined so
23 enforcement is difficult due to the nature of activities and responsible parties. The City Manager
24 directed staff to work on revising the ordinance in early 2010 and there was a stakeholder meeting
25 held on July 19, 2010 to get their input. This was brought forward to City Council at the July 19,
26 2010 work session and existing issues were discussed and direction was given to continue to rewrite
27 the ordinance. There was a public input meeting held on December 13, 2010 regarding the draft
28 revision and it was suggested by Acting City Manager Garza to form an ad-hoc committee to review
29 the regulations so the Wind Erosion Ad-Hoc Committee was formed by Council in January 2011 and
30 they met weekly from January 21 to March 30, 2011 and the committee presented its report to City
31 Council on May 23, 2011. A lot of the information and suggestions contained within that report was
32 looking at it as a program or components of a program that would be put together and staff certainly
33 intends to use that as we move forward with this issue.

34

35 Our goal for the revised ordinance is to create an effective and enforceable ordinance and we have
36 incorporated input from the public meetings and the ad-hoc committee meetings into this revised
37 ordinance. One of the things we have accomplished with this revised ordinance is to expand the
38 purpose of it to include blowing sand and particulate matter. It also provides for mandatory control
39 measures for certain actions like wind fencing and introduces some flexibility for development.
40 Since January 2012 there has been proactive enforcement and education and Community
41 Development is establishing an Environment Compliance Officer position which that person's whole
42 job will be to administer this ordinance and to assist with the NPDES enforcement. We are also
43 working with NMSU in creating and studying some dust control demonstration sites which we

1 currently have two different sites. I would like to propose that an amendment be made on page ten
2 of the draft ordinance, the third paragraph, we'd like to change the two acres to one acre in order to
3 be consist.

4

5 Councillor Thomas said the recommended fencing included in this are the fabric and wooden
6 fencing; is the wooden fencing effective?

7

8 Robert Kyle said it is mainly used in the coastal areas but it is a recommended fencing type.

9

10 Councillor Thomas said there was some discussions regarding if the fines would have to be done
11 through the court so can you brief us on those discussions.

12

13 Robert Kyle said there were some discussions and my thoughts are that the potential problem with
14 this is that unless they witness the actual offense occurring then it would be very hard to assess a fine
15 on somebody because we won't know where that dirt came from unless we actually see it. So, my
16 thoughts were that in this particular instance it is best to let the court system run and work
17 proactively through the property owners then seek codes enforcement action.

18

19 Councillor Thomas said I want to thank everyone for all their work on this and I am happy to go
20 forward with this ordinance.

21

22 Councillor Sorg asked if the three foot fence isn't holding back the sand can we require it to be
23 higher?

24

25 Robert Kyle said yes, the ordinance provides staff the authority to go out and say "this isn't working"
26 and then move on to the next control measure.

27

28 Councillor Sorg asked has anyone assessed how much it is going to cost the City to put these control
29 measures in?

30

31 Robert Kyle said no.

32

33 Councillor Smith asked will this increase the cost for developers?

34

35 Robert Kyle said I believe there will be an increase in certain costs depending on the type of activity
36 and the necessary measures.

37

38 Councillor Smith said since this may change the way they do their operations and possibly increase
39 their expenses, maybe we should phase it.

40

41 Robert Kyle said that might be kinda difficult because we're talking about a specific activity on a
42 specific site and there really isn't that much change other than the fencing that is required and the
43 City is just going to be doing a better job policing it.

1
2 Mayor Miyagishima said also if their plans include a rock wall or other type of fence then they can
3 install that prior to the construction instead of using the other types of wind fencing.
4
5 Councillor Silva said I think this still needs some fine-tuning. Did the ad-hoc committee participate
6 in creating the language for this amendment?
7
8 Robert Kyle said they didn't create the specific language and there was also issues with the
9 attendance of the members so a lot of the time was spent going back over what the issues and
10 problems were and they focused more on the big picture, not on crafting specific language.
11
12 Councillor Silva said so they didn't see this prior to it coming before us.
13
14 Robert Kyle said that is correct.
15
16 Councillor Silva asked was there ever a cost analysis done?
17
18 Robert Kyle said no, the City didn't do a cost analysis.
19
20 Councillor Silva said I think there needs to be some clarity in some of the language in this ordinance.
21
22 Mayor Miyagishima said the fencing doesn't just hold back the dirt but it also catching the debris
23 like wrappers and soda cans so the broad language gives the Community Development Department
24 more of an opportunity to work with the developers.
25
26 Councillor Silva said some of the language is very vague and I think it needs to be clearer.
27
28 Mayor Miyagishima said this can always be amended later on but I think this is a good start and it
29 is something that we need to move forward.
30
31 Councillor Silva said there isn't even anything written in there to trigger the need for a change so
32 how would we even know it needed to be changed?
33
34 Mayor Miyagishima said we would have to rely on our staff.
35
36 Councillor Silva said we are very close but I think we should table this for about a month and go
37 back through it.
38
39 Robert Kyle said the ad-hoc committee does not exist anymore so we would have to form a new ad-
40 hoc committee.
41

1 Councillor Thomas said I think we should try it out first. There is going to be a cost but there has
2 already been a cost to the homeowners that have had their property damaged. We have already spent
3 a lot of time on this and this is similar to what is being done in other communities.

4

5 Steve Chavira, Member of the Public said I am with the Home Builders Association and I think this
6 is a bad time to bring more cost to developers due to the current economy situation. As you know
7 an increase in costs is passed onto the consumers and they are already strapped when it comes to
8 these projects. These neighborhoods have small children and pets and a three foot fence could be
9 dangerous for them so maybe it should be a two foot fence. I would recommend that you vote no on
10 this and take some time to really look at it.

11

12 Mayor Miyagishima said a lot of this is already required by the current ordinance so this amendment
13 is just allowing the City have more teeth in order to make sure it is being addressed. The builder
14 could construct the rock wall prior to construction which is a cost they would already have so I think
15 this is fair.

16

17 Bill Allen, Member of the Public said I am with the Greater Las Cruces Chamber and we are
18 opposed to this but I think that once we see that the building permits are up by a certain percentage
19 then we could look at phasing it in.

20

21 Councillor Thomas said I think we need to do this now and just work through it.

22

23 Steve Newby, Member of the Public said there has been some studies done regarding this in other
24 areas and the cost per acre per year for subdivisions can be between \$4,000 to \$10,000. There would
25 also need to be a water truck out there during construction and that can range between \$1,500 to
26 about \$3,500 per acre per month. There would also be delay costs which are hard to calculate. Would
27 this ordinance apply to the County and NMSU as well?

28

29 Robert Kyle said no, we cannot force them because they are in different political jurisdictions.

30

31 Councillor Small said it seems to me that there is a lot of benefits with being able to move forward
32 with this today but there have been a lot of concerns mentioned so maybe we need to consider a time
33 line on when this could be reviewed.

34

35 Robert Garza, City Manager said during the time we have been working on this there has been
36 another policy that has been put into place which is our Substantial Completion Policy and since it
37 has been in place we have been seeing more construction of smaller subdivisions. Most of the people
38 who are being exposed to the dust issues are living in larger subdivisions that haven't been
39 completed. The Substantial Completion Policy requires that the developers have the roads paved,
40 the curbs must be done, everything must be done prior to the developer selling any lots. We do
41 already have a Dust Ordinance in place but it is very vague so this is a step closer to making it
42 clearer. It won't be perfectly clear and we should revisit it six months or a year down the road.

43

1 Councillor Pedroza said from my experience you never reach perfection so I think this is a place to
2 start and that we can review it again at a later time. I think we need to go ahead and pass this
3 ordinance with a review in six months or whenever.

4

5 Mayor Miyagishima said we could also compromise and make it effective in October which would
6 give them a few months before it goes into effect.

7

8 Councillor Silva said I would suggest that we make it effective January 1st.

9

10 Councillor Thomas said I think January would be way too late and we need to get it out there to see
11 what works and what doesn't work. I could go along with October but not January.

12

13

14

15 Councillor Thomas Moved to Amend Council Bill No. 13-002; Ordinance No. 2657 to amend item
16 "I 3, paragraph A" to remove the word "noxious" and have it read "for all vacant or undeveloped lots
17 or parcels weed eradication is limited to the removal of weeds only by mowing or individual hand
18 digging; adjacent natural vegetation should not be removed" and under item "J paragraph 3", "track
19 out is required to be placed at the exits onto a paved road for any development or construction site
20 that is one acre or greater or in which any material is being hauled on or offsite. Tract on controls
21 may be provided using the following" and Councillor Pedroza Seconded the motion.

22

23

24

25 Mayor Miyagishima called for the roll on the Motion to Amend Council Bill No. 13-002; Ordinance
26 No. 2657 to amend item "I 3, paragraph A" to remove the word "noxious" and have it read "for all
27 vacant or undeveloped lots or parcels weed eradication is limited to the removal of weeds only by
28 mowing or individual hand digging; adjacent natural vegetation should not be removed" and under
29 item "J paragraph 3", "track out is required to be placed at the exits onto a paved road for any
30 development or construction site that is one acre or greater or in which any material is being hauled
31 on or offsite. Tract on controls may be provided using the following" and it was Unanimously
32 Approved. 7-0

33

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35

36 Councillor Silva Moved to Amend Council Bill No. 13-002; Ordinance No. 2657 to be effective
37 October 1, 2012 and Councillor Smith Seconded the motion.

38

39

40

41 Mayor Miyagishima called for the roll on the Motion to Amend Council Bill No. 13-002; Ordinance
42 No. 2657 to be effective October 1, 2012 and it was Unanimously Approved. 7-0

43

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2
3 Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 13-002; Ordinance
4 No. 2657 as Amended and it was Approved. 6-1 Councillor Smith, Councillor Pedroza, Councillor
5 Small, Councillor Sorg, Councillor Thomas and Mayor Miyagishima voted Aye. Councillor Silva
6 voted Nay.

7
8 -----

9

10 **VIII. BOARD APPOINTMENTS**

11

12 Mayor Miyagishima appointed J. Steve Pandak (Resident) to the Mesilla Valley Public Housing
13 Authority.

14

15 -----

16

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

18

19 (11) Council Bill No. 13-003; Ordinance No. 2658: An Ordinance Amending Section 24-1 and
20 Section 24-100 of the Las Cruces Municipal Code to Comply With Changes to State of New
21 Mexico Statutes §13-1-21, §13-1-22, and §13-4-2 as Amended by the 2012 New Mexico
22 Legislature Through House Bill 97.

23

24 Mayor Miyagishima and Council agreed to bring this item back.

25

26 (12) Council Bill No. 13-004; Ordinance No. 2659: An Ordinance Approving a Zone Change
27 From R-4 (Multi-Dwelling High Density & Limited Retail and Office) to C-2 (Commercial
28 Medium Intensity) on 0.20 ± Acres of Land Located on the Southwest Corner of Oasis
29 Avenue and Solano Drive; 1769 N. Solano Drive. Submitted by William J. Crawley,
30 Property Owner (Z2852).

31

32 Mayor Miyagishima and Council agreed to bring this item back.

33

34 (13) Council Bill No. 13-005; Ordinance No. 2660: An Ordinance Approving a Zone Change
35 From O-2C (Office, Professional-Limited Retail Service-Conditional) to C-3C (Commercial
36 High Intensity-Conditional) on 1.56 ± Acres of Land Located on the Southeast Corner of
37 Lohman Avenue and Indian Hollow Road; 3830 E. Lohman Avenue. Submitted by Tom
38 Whatley on Behalf of Samra, LLC, Property Owner (Z2853).

39

40 Councillor Thomas said I received a lot of emails regarding this item and I have told those people
41 that I cannot discuss this with them because it is a zone change but I have given them some
42 procedural information.

43

1 Robert Kyle gave a brief presentation and said we have received some emails protesting this item.

2

3 Mayor Miyagishima and Council agreed to bring this item back.

4

5 (14) Council Bill No. 13-006; Ordinance No. 2661: An Ordinance Approving a Concept Plan
6 Amendment for a Planned Unit Development (PUD) Known as Villa Amador. The Subject
7 Properties Encompass 53.382 ± Acres and Are Located South of Amador Avenue, West of
8 Valley Drive and North of Burn Lake; Parcel ID#S 02-02145, 02-02579, 02-02580, 02-
9 02603, 02-02605, 02-02607, 02-02609, 02-18091, 02-22499. Submitted by Borderland
10 Engineers and Surveyors on Behalf of IFLC, LLC, Property Owner (PUD-12-01).

11

12 Mayor Miyagishima and Council agreed to bring this item back.

13

14

15

16 **X. GENERAL DISCUSSION**

17

18 1. Mayor

19

20 Mayor Miyagishima passed.

21

22

23

24 2. City Council

25

26 Councillor Thomas said we are planning a trip to El Paso on Wednesday to visit the Sun Metro
27 System and I hope everyone will come.

28

29 I received a notice from the New Mexico Municipal League regarding the Resolutions Committee
30 and I am not going to be able to attend the meeting on August 21st so is there anyone else who would
31 like to attend it?

32

33 Councillor Silva said I would be willing to attend it.

34

35

36

37 Councillor Sorg said regarding foreclosed properties and the codes enforcement, I was wondering
38 how are the banks notified of codes violations on foreclosed properties?

39

40 Mayor Miyagishima said they find out who the lien holder is of the property and send them the
41 notice of violation.

42

1 -----

2

3 Councillor Small said the Donate Life Car Show will be at 9:00 a.m. this Saturday at Young Park.

4

5 Tomorrow is the Groundbreaking Ceremony for the Intermodal Transit Center and it will be at the
6 corner of Alameda and Lohman.

7

8 -----

9

10 Councillor Pedroza said I want to congratulate Rob Caldwell on the Music at the Park events
11 because I have received a lot of compliments on that event.

12

13 There are four or five different organizations that are working together to register voters for the
14 November election and they are doing it on a nonpartisan basis. The groups are the League of
15 Women Voters, Café, the Southwest Voters Project, and the NAACP.

16

17 There is going to be some activity around the foreclosure problem in Las Cruces and it will include
18 financial counseling and legal advice.

19

20 -----

21

22 Mayor Miyagishima said there is going to be a cookout for the Dentists on August 12th from 4:00
23 to 6:00 p.m. at Young Park which I will be paying for and putting together the volunteers.

24

25 -----

26

27 Councillor Small said I'd like to thank Chief Williams, David Dollahon and others for their help
28 with a homeless individual.

29

30 -----

31

32 Councillor Smith said the Community Foundation of Southern New Mexico is holding a fundraiser
33 for the family of a young lady who is going to the paralympics in London.

34

35 Mayor Miyagishima said the funds have already been raised so no more donations are needed.

36

37 -----

38

39 Councillor Silva passed.

40

41 -----

42

1 3. City Manager

2

3 Robert Garza, City Manager said the Campaign Finance Committee is having their final meeting this
4 week and we will be scheduling them to present their report during a work session.

5

6 The Citizen Survey will be a topic for next Monday's Work Session and there are three specific
7 questions that we can tailor for the survey so I will be sending you a list of questions that we think
8 you may consider asking the public and we will need to select three questions.

9

10 The Electric Light Parade is also another topic for Monday's Work Session and staff will have some
11 recommendations on how we should move forward to avoid some of the issues that we had recently.

12

13

14

15 **Meeting Adjourned at 7:28 p.m.**