City Council
of the
City of Las Cruces

Regular Meeting

February 3, 2015
3:00 P.M.
Council Chambers, City Hall

MEMBERS PRESENT:	**STAFF:**
Mayor Ken Miyagishima	Robert Garza, City Manager
Councillor Miguel Silva, District 1	Rusty Babington, City Attorney
Councillor Greg Smith, District 2	Esther Martinez-Carrillo, City Clerk
Councillor Olga Pedroza, District 3	
Councillor Nathan Small, District 4	
Councillor Gill Sorg, District 5	
Councillor Ceil Levatino, District 6	

DRAFT

I. OPENING CEREMONIES

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

Milana Ortega sang the National Anthem.

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

Councillor Sorg presented Certificates of Recognition to the Centennial Volleyball Team for the 2014 New Mexico 5AA State Championship.

Councillor Sorg presented a Proclamation to Reverend Ricky Taylor and declared February 2015 as Black History Month.

Councillor Sorg presented a Proclamation to Shirley Daniels and declared February 8, 2015 as Race Relations Sunday.

Councillor Sorg presented a Proclamation to Erica Graf-Webster and declared February 14, 2015 as the 95th Birthday of the League of Women Voters.

II. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC SECTION 2-27(E)(2).

At the opening of each council meeting, the chairperson shall ask if any member of the city council, city manager, or any member of the city staff has any known conflict of interest with any item on the agenda.

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

Councillor Small said there are some items regarding Moongate Water Company and due to my wife's previous work, I will abstain from voting on those items.

Mayor Miyagishima said regarding Item 11, I want to mention that my parents live off of Farney which is one of the streets that is being proposed to be paved.

DRAFT

III. PUBLIC PARTICIPATION

Yvonne Magdalena Flores, Member of the Public said I would like to thank Councillor Sorg, Councillor Pedroza and Councillor Small for having the courage to stand their ground on the minimum wage issue.

Also, I got lost in the Tornillo Street area and I had to turn on my high beams in order to try to see the street names to find out where I was because there weren't any street lights. It is very disappointing that a City that supports the Spaceport, can't put street lights on all their streets.

Craig Fenske, Member of the Public said I would like to discuss clean elections and campaign financing for the City. Common Cause New Mexico would like to partner with Las Cruces to have public campaign financing best practices.

Councillor Pedroza said I would definitely agree with doing that.

Councillor Sorg asked can we have a work session on it?

Mayor Miyagishima said as a matter of fact, we will be discussing the topic of election practices at our April Work Session.

Shirley Daniels, Member of the Public said I attended a neighborhood meeting which had discussions regarding weeds and I would like to thank staff for removing the weeds in the East Mesa area.

Cliff Pelton, Member of the Public said I want to say that I really appreciate Council's hard work. I emailed the City Manager and copied the Mayor and Council concerning the Chamber of Commerce and their stated goal of lobbying the City and getting themselves elected to public office. So, I wonder if it is appropriate for the City to be a member of the Chamber of Commerce?

Charlotte Lipson, Member of the Public said I live in the city limits and I would like to echo the comments of Cliff Pelton. I'd like to know if any of you have asked that chamber if they are supporting the recall efforts?

Mayor Miyagishima said I have never asked them that question.

Marilyn Hale, Member of the Public said I would like to thank the City Manager for responding quickly to my email.

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

Mayor Miyagishima said Items 2, 5, 6 and 7 need to be removed from the Consent Agenda for discussion and Item 5 needs to be discussed concurrently with Item 12.

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

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

V. CITY COUNCIL MINUTES

*(1) Regular City Council Meeting of January 5, 2015

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

*(3) Resolution No. 15-137: A Resolution Approving Amendments to the Agreement Employing Robert L. Garza as City Manager.

*(4) Resolution No. 15-138: A Resolution Amending the Personnel Manual.

*(8) Council Bill No. 15-027; Ordinance No. 2746: An Ordinance Repealing Las Cruces Municipal Code 1997, Chapter 24, Procurement Code, Sections 24-4, 24-32, 24-62, 24-64, 24-66, 24-91, 24-94, 24-99 and 24-228 in Its Entirety and Enacting New Las Cruces Municipal Code 1997, Chapter 24, Procurement Code, Sections 24-4, 24-32, 24-62, 24-64, 24-66, 24-91, 24-94, 24-99 and 24-228.

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

*(2) Regular City Council Meeting of January 20, 2015

DRAFT

Councillor Sorg Moved to Approve the Minutes of the Regular City Council Meeting of January 20, 2015 and Councillor Small Seconded the motion.

Councillor Sorg said on page 9 of the minutes, lines 42 and 43, I did not say those two lines.

Esther Martinez-Carrillo, City Clerk said we will re-listen to the minutes and correct them if needed.

Mayor Miyagishima called for the roll on the Motion to Approve the Minutes of the Regular City Council Meeting of January 20, 2015 and it was Unanimously Approved. 7-0

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*(6) Resolution No. 14-15-078: A Resolution Awarding a Contract to Schafer Consulting for ERP Program Manager Services in the Amount of $542,635.00 Plus NMGRT in the Amount of $43,071.65 for a Total Contract Amount of $585,706.65.

Councillor Silva Moved to Approve Resolution No. 14-15-078 and Councillor Small Seconded the motion.

Councillor Silva said my concerns are that we're awarding a $500,000 contract for consulting services and I don't see that any hardware is involved.

Mark Winson, Assistant City Manager said this resolution is approving a services agreement with Schafer Consulting to help us move forward with our Enterprise Resource Program which is called MUNIS. There was a lot of rushing when you switched from our old finance software Banner to MUNIS so now there is a lot of frustration with our staff because they aren't able to do the types of reports that they should be able to do with this program. About a year and a half ago, we had an assessment done of our use of MUNIS and we gave Council a presentation on their report. One of their recommendations was that we hire an outside program manager to help us usher ourselves to re-implementation of this product that we already have a great deal of investment in. We've selected Schafer because of their expertise and their costs in response to our RFP. This will take about 18 to 24 months and they've included in their proposal an onsite program manager, not everyday but when appropriate and in the beginning it'll be weekly, to work with our staff to help us create teams, help us identify areas where we need to make changes, and provide us their expertise in cleaning up this program. We will be providing regular status reports to Council as we move through this process.

DRAFT

Councillor Silva said so is it the case right now that we purchased this product seven years ago and we never fully trained ourselves so it isn't performing as we expected?

Mark Winson said that is correct.

Councillor Levatino said we're giving them over half a million dollars to do this and that seems like a lot of money for only 18 months. What happens if at the end of the 18 months we're still not where we need to be?

Mark Winson said we will be tracking how well we are making progress and a lot of the success that will come out of that is actually with our staff. We are relying on Schafer to provide us with the tools and processes to give our staff the opportunity to get well trained and have a more thorough understanding of what we need to do. If this isn't done in 18 months then the fault will be with us as an organization.

Councillor Pedroza said the only experience I have with MUNIS is with the Utilities Department so I would like to ask Mr. Garcia to give us his opinion on spending this additional money.

Jorge Garcia, Utilities Director said it is extremely important that we get the right technical expertise to help us and this will help us improve our work order and billing systems so I highly recommend that Council approve this project.

Councillor Levatino said you mentioned that we are two upgrades behind already so will get those upgrades by the end of this 18 months and will it costs us extra money?

Mark Winson said it is our intent to get there but we need to work on the basics first. We pay annual maintenance fees for our MUNIS system and upgrades are included in those fees so it will not cost us extra for the upgrades.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No.14-15-078 and it was Unanimously Approved. 7-0

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*(7) Council Bill No. 15-026; Ordinance No. 2745: An Ordinance Repealing Las Cruces Municipal Code 1997, Chapter 16, Article VI, Secondhand Dealers in Its Entirety and Enacting a New Las Cruces Municipal Code 1997, Chapter 16, Article VI, Pawnbrokers and Secondhand Dealers and Amending Las Cruces Municipal Code 1997, Section 16-171 (8), for the Purpose of Conforming with the New Chapter 16, Article VI.

DRAFT

Councillor Sorg Moved to Approve Council Bill No. 15-026; Ordinance No. 2745 and Councillor Small Seconded the motion.

Councillor Silva said I hold several community meetings and the one thing that always comes up is if something is stolen then what is the communication level between the Police Department and pawn shops?

Michael Rickards, LCPD Detective gave an overhead presentation and said our current ordinance doesn't contain important details regarding reporting, disposition of property, limitations, exclusions or unlawful purchases and it doesn't deter criminal activity or assure accountability. The proposed ordinance has clear definitions referencing pawnbrokers and secondhand dealers, it has detailed reporting requirements and violations, and it addresses merchandise tagging and recording. It also identifies exclusions to reporting as well as unlawful transactions and it defines limitations on purchase or receiving of property.

Councillor Silva asked what do you think we will be able to accomplish with this ordinance?

Michael Rickards said I am hoping this would accomplish more detailed reporting so our department has a more efficient way of following up on burglary and theft type cases to recover the stolen items.

Councillor Sorg asked is this online system used with other agencies?

Michael Richards said yes, sir.

Councillor Smith said I experience two burglaries in my life and this is great but I also think there is more we could be doing, like the crime lab we've discussed at the East Mesa Public Safety Complex and having upgrades to our server for detective work. I look forward to this helping us and I look forward to us doing the other things as well.

Councillor Small said I think this is a very positive step forward.

Mayor Miyagishima called for the roll on the Motion to Approve Council Bill No. 15-026; Ordinance No. 2745 and it was Unanimously Approved. 7-0

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(9) Resolution No. 15-140: A Resolution Relating to the City of Las Cruces, New Mexico State Shared Gross Receipts Tax Refunding Revenue Bonds, Series 2015; Establishing the Details of the Bonds in Accordance with City Ordinance No. O-2739 Adopted on December 1, 2014.

DRAFT

Councillor Smith Moved to Approve Resolution No.15-140 and Councillor Pedroza Seconded the motion.

Mark Krawczyk, Treasurer said in November of last fall, I came to you with an ordinance to allow us to entertain the possibility of refunding the bonds that built this City Hall and that refunding is like refinancing a mortgage on your house simply to save money. In November we estimated that the refinancing could possibly produce $1.14 million in savings but with a bid this morning, we actually saved $3.5 million of nominal value and a present value of $2.7 million in refinancing these bonds.

Eric Harrigan, RBC Capital said we are the City's financial advisor and there were a total of five bidders on the bonds this morning. The final true interest costs and the lowest bid was by Morgan Stanley at 2.739%. The debt service saving is $3.5 million which represents $175,000 in annual savings for the City and it also helped that the City has a good name and a very strong AA3 rating in the market.

Mayor Miyagishima said I want to thank City Manager Garza , Assistant City Managers Denmark, and Winson and our entire Finance staff for working to increase our bond rating.

Duane Brown, Modrall Law Firm said this resolution will need an amendment to it to accept the substitute resolution which contains all the information from the sale this morning.

Councillor Smith Moved to Replace Resolution No.15-140 with the substitute resolution and Councillor Levatino Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Replace Resolution No. 15-140 with the substitute resolution and it was Unanimously Approved. 7-0

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 15-140 as Amended and it was Unanimously Approved. 7-0

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(10) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 15-141; A PUBLIC HEARING MUST BE HELD:**

Mayor Miyagishima said the Public Hearing for Resolution No. 15-141 is now open. Is there anyone who wishes to speak against this item?

No one spoke.

Mayor Miyagishima said the Public Hearing for Resolution No. 15-141 is now closed.

Resolution No. 15-141: A Resolution Approving the Issuance of a Restaurant Liquor License (Beer and Wine) to R Galvan LLC D/B/A Miguel's Restaurant, Located at 1140 East Amador Avenue, Las Cruces, New Mexico.

Councillor Sorg Moved to Approve Resolution No.15-141 and Councillor Silva Seconded the motion.

Rolando Galvan, Owner said I just want to say "thank you" and I appreciate it.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 15-141 and it was Unanimously Approved. 7-0

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(11) Resolution No. 15-142: A Resolution Authorizing the City of Las Cruces to Accept Capital Appropriation Funding in the Amount of $1,036,000.00 From the State of New Mexico Department of Transportation to Plan, Design and Construct Street Improvements in Las Cruces, to Ratify the City Manager's Signature on the Agreement and to Adjust the FY 2015 Budget.

Councillor Small Moved to Approve Resolution No.15-142 and Councillor Sorg Seconded the motion.

Louis Grijalva, Project Development Administrator gave an overhead presentation and said this resolution is to accept capital appropriation funding in the amount of $1,036,000 from the State of New Mexico Department of Transportation for street improvements. The streets to be improved are Pinon Street from Mesquite Street to Almendra Street, Bex Street from Farney Lane to Desert Rose Court, Farney Lane from Espina Street to Main Street, Boston Drive from Montana Avenue to Missouri Avenue, Calle de Sol from Brown Road to Avenida Blanco, Lavender Drive from Elks Drive to south side of Sandhill Arroyo, and we are going to make the traffic signal permanent at Roadrunner Parkway and Golf Club Road.

Councillor Sorg said Senator John Arthur Smith is proposing to increase the gas tax in the State of New Mexico and part of that increase will go to local streets and roads within municipalities throughout the state.

Councillor Smith said I agree that we need to thank our representatives and senators for recognizing the need in our community and helping us move this forward.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 15-142 and it was Unanimously Approved. 7-0

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*(5) Resolution No. 15-139: A Resolution Rescinding Resolution No. 11-032 Authorizing the Condemnation of Moongate Water Company.

Councillor Smith Moved to Approve Resolution No.15-139 and Councillor Silva Seconded the motion.

Councillor Silva Moved to Suspend the Rules and discuss Items 5 and 12 concurrently and Councillor Levatino Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Suspend the Rules and discuss Items 5 and 12 concurrently and it was Approved. 6-0 Councillor Small was absent.

Marcy Driggers, Utilities Attorney gave a verbal presentation and said these two items were part of a global settlement agreement that was mediated in the middle of November. During this mediation, we were able to settle the terms of the anti-trust case and globally settled the other pending matters with Moongate. The parties are in the process of finalizing a draft of a formal settlement agreement and two of the provisions that Moongate wanted and the City was willing to recommend to the Council; the first is a resolution that Council passed in 2011 authorizing the City to begin condemnation action against Moongate, Moongate wants the City to rescind and prohibit us from re-enacting a comparable resolution at sometime in the future. The second ordinance that they sought was to resolve the expired franchise agreement; for a public utility to operate within City rights-of-way it has to have the permission of the owner of the right-of-way to put their infrastructure in and we would also require a franchise fee. Moongate has continued to pay the franchise fee required by the expired franchise agreement and in the global settlement they are asking us to give them a clone agreement of the expired franchise agreement. Therefore, the ordinance in front of you is a clone of the 1988 franchise with a few word change corrections. So these two items are part of the global settlement which has numerous obligations and these are two obligations that the City needs to approve to comply with its requirements. There are requirements that Moongate needs to comply with which one is regarding legislation to have the City go under PRC jurisdiction that we opposed last year and we had concerns that Moongate and other private water companies would seek to reintroduce that legislation so Moongate has agreed not to support a reintroduction of legislation that in any way resembles what was introduced in the 2014 session. So before you today is the resolution repealing the resolution authorizing the condemnation of Moongate and an ordinance granting a franchise agreement.

Mayor Miyagishima called for the roll on the Motion to Approve Resolution No. 15-139 and it was Approved. 6-0-1 Councillor Small abstained.

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(12) Council Bill No. 15-025; Ordinance No. 2744: An Ordinance Granting a Franchise to Moongate Water Company for the Operation of Its Potable Water Distribution System in the City of Las Cruces.

Councillor Smith Moved to Approve Council Bill No. 15-025; Ordinance No. 2744 and Councillor Levatino Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve Council Bill No. 15-025; Ordinance No. 2744 and it was Approved. 6-0-1 Councillor Small abstained.

VIII. BOARD APPOINTMENTS

DRAFT

Mayor Miyagishima appointed Tony Dahlin (District 1 Professional Position), Kate Mott (District 1, Professional Position), and reappointed Faith Hutson (Property Owner) to the South Mesquite Design Review Board.

Councillor Smith Moved to Approve the Mayor's board appointments of Tony Dahlin (District 1, Professional Position), Kate Mott (District 1 Professional Position), and reappointment of Faith Hutson (Property Owner) to the South Mesquite Design Review Board and Councillor Small Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Approve the Mayor's board appointments of Tony Dahlin (District 1 Professional Position), Kate Mott (District 1, Professional Position), and reappointment of Faith Hutson (Property Owner) to the South Mesquite Design Review Board and it was Unanimously Approved. 7-0

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

There were no proposed ordinances.

X. CITY COUNCIL MEMBER BOARD REPORTS

There were no City Council member board reports.

XI. GENERAL DISCUSSION

a.) Mayor

Mayor Miyagishima said the State of the City Address will be on February 18th at 12:15 p.m. here in Council Chambers.

I saw the Governor yesterday, although I didn't personally get to tell her, I did ask the First Gentleman Chuck to thank the Governor again for her $4.25 million water project appropriations.

DRAFT

I had a chance to meet with three American heros last week. They all received the Purple Heart and they are members of the Military Order of the Purple Heart Mesilla Valley Chapter 2004. They did ask me if the City would consider being a Purple Heart City and I said "sure." They told me that all we would need to do is pass a resolution so look for that to be coming forward soon. They also asked if they could have a seat on the Veterans Advisory Board so I would like to ask, how do we add an additional seat to that board? Rusty, if you can work with Esther on that and then get back with me.

I was told that Representative McMillan wanted to give an appropriation of about $7,000 to have a small statue built at Veterans Park and they wanted to know if the City could be the fiscal agent so I asked Robert and he said that is very common so it looks like we could do that as well.

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b.) City Council

Councillor Smith said earlier, Ms. Lipson asked us a question about the Chamber of Commerce and yes, I have asked them about their rumored participation in the recall effort and they told me no, they weren't participating in it.

It was brought up to me that we have a number of important architectural and historical, cultural legacy buildings in our city and even though we haven't implemented a historic preservation ordinance, it might be something we can investigate as far as awarding a plaque to buildings or sites that are particularly historic and an effort has been made to preserve it. So I would ask that we look at what would be involved for the city or perhaps a committee or subcommittee, designating appropriate structures for such plaques and that perhaps the Council can participate in a program of recognizing the preservation efforts of certain groups or on certain structures.

Councillor Levatino said I know it's after 5 o'clock and I think polling has already closed but I really hope everyone got out and voted today.

Mayor Miyagishima said they close at seven and you can go right across the street to Branigan to vote.

Councillor Levatino said I voted a couple of weeks ago but I just want to encourage everyone to get out and vote.

I have attended several of the Las Cruces Day events in Santa Fe over the years and this year's event was one of the best that I have attended. I was able to speak with a number of legislators and I asked them to consider our city's needs and they seemed very receptive even though funds are going to be considerably less this year.

DRAFT

Councillor Sorg passed and then left the meeting at approximately 5:30 p.m.

Councillor Small said valleydrive.net is a stand alone website that relates to the reconstruction of Valley Drive which is a major project. We are currently in the planning phase of it and construction is to begin in 2017.

I want to extend congratulations to Wayne Savage and the entire team at the Arrowhead Research Park. They've announced that they are taking the next step in seeking a private partner to help in the development.

The sign up for the New Mexico Health Exchange ends on February 15th so there is still time.

I also would urge everyone to get out and vote.

Regarding Common Cause and the different financing models, I think there is a good consensus to bring that forward in a work session but I think waiting until April would be crunching it.

Mayor Miyagishima said I wasn't looking at making this financing effective for this current election. I think that would be kinda a little unfair for people running for this year's election.

Councillor Small said the Federal Government has something called the Hatch Act where if you receive funding, you can't do a lot of things including lobbying officials but certainly within the electoral realm, I think it has been said about the Great Commerce that they've set their, as a key if not their main goal, their participation directly in that electoral realm and I think that comes into direct conflict, the contribution at least on the membership dues side, the discussion about Las Cruces Days in Santa Fe. I think with the membership side that calls that into question and we are now in our budgeting cycle so that gives us the opportunity to have that and move forward.

Councillor Pedroza said I agree that we should do the study of public financing of campaigns and if we can't get it done until the end of April then that shouldn't stop us from going forward with it for future elections.

I also think that the continued membership of the City of Las Cruces in the Chambers of Commerce does need to continue to be studied and discussed in a work session.

DRAFT

I thought the Las Cruces Day in Santa Fe and the Chamber did a beautiful thumb drive and the projects that they put forward are projects that the City, County, NMSU and LCPS suggested.

Robert Garza, City Manager said I sent a link to that video for those who weren't able to get to that particular meeting and I want to clarify that it wasn't the Chamber of Commerce who put that video together, it was put together by the Doña Ana County Legislative Coalition which we are an equal member with Doña Ana County, NMSU, LCPS, MVEDA, and the Chamber.

Councillor Pedroza said I have seen some really good uses for the proposed little houses for Camp Hope and if they are properly done and properly supervised, it would not be a bad way to go forward with improving Camp Hope.

When I was in Santa Fe for the Las Cruces Days, I took the opportunity to go see the movie Selma and it seems to me that the 60s are coming back. There were a lot of efforts back then to keep people from voting and I think there are a lot of different things in our country today that are also efforts to keep people from voting.

Councillor Silva said regarding the funding for our contribution to the Chamber of Commerce, a lot of this came up mostly because of some comments made by the current Chair but that Chair rotates every year and I've been the Council representative on the Chamber for the past two years and that has never been the position or no one has come out and said anything to that nature. The Chamber does host candidate camps to assist candidates running for office and they also host candidate forums. So the Chamber has made some very good efforts to provide information to voters. As far

as I know, the Chamber has provided a lot of good intentions, I believe, with the money that we've sponsored with them in the past.

Regarding the campaign financing, I have always been a supporter of public financing and I didn't realize there were other cities that had taken that next step. I think it would be a challenge to do it this election cycle because we need to look at who is going to fund it. At some point we are going to need to go over this in detail and if we walk down that path then I would hope that we'd take our time and do it right the first time.

Regarding the reward for historical buildings, I support that whole heartily. In my neighborhood we had a group of neighbors that worked to restore the historic Phillips Chapel and if it is as simple as giving them a recognition award in front of Council, I think that would be a great way to recognize citizens in this neighborhood that have made that effort. I think that would be a noteworthy effort from the City Council and I would support those efforts.

I also had a conversation with the Chamber and I asked them about their involvement and they stand very firmly that they are not involved nor have they put any effort forward with the recall effort. I trust them at their word that they are not involved in the recall effort.

I like the idea of the memorial suggested by Representative McMillan. There is a poster that is put out by one of the Veteran associations out of Santa Fe called "Fallen Heros" and it is a picture of all the New Mexicans who have sacrificed their lives since I think the year 2000. I would like for us to maybe put that poster up in City Hall and maybe have an eternal flame or something to recognize their efforts.

In the Alameda District the School District is working on the old Alameda Junior High building and I've had a couple of calls stating that they are starting construction at 6:00 a.m. so some of the residents would like to know if there is a city ordinance to get them to start construction at a later time during the day? Since it is a residential neighborhood I would hope that we could postpone starting until 7:30 or 8:00 a.m.

Robert Garza, City Manager said the City Noise Ordinance does have a prohibition to do that kind of work before 7:00 a.m. so we can pass on those concerns to the contractor and make sure they are more sensitive to the neighborhood.

Councillor Silva said I would like to send out my prayers to former Mayor Pro-tem Archuleta whose health has taken a down turn.

Mayor Miyagishima said I would like to see a copy of your poster. Also, I have no problem giving the Mayor's Citation for Community Service to recognize those who made that effort.

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c.) City Manager

Robert Garza, City Manager said I just want to let you all know that the East Mesa Public Safety Center bids have been received and we are in the process of making recommendations for you in awarding the bid so the project can get moving.

Councillor Smith Moved to Adjourn and Councillor Small Seconded the motion.

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

Council said "Aye."

Meeting Adjourned at 5:57 p.m.

DRAFT