City of Las Cruces
PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 11 Ordinance/Resolution# 15-203

For Meeting of _____ (Ordinance First Reading Date)

For Meeting of May 18, 2015 (Adoption Date)

Please check box that applies to this item:

☐ QUASI JUDICIAL ☐ LEGISLATIVE ☒ ADMINISTRATIVE

TITLE: A RESOLUTION REVIEWING AND APPROVING THE CITY CLERK'S CERTIFICATION OF INSUFFICIENT PETITION AS AMENDED INVOLVING THE RECALL PETITION OF COUNCILLOR NATHAN P. SMALL.

PURPOSE(S) OF ACTION:

Approve City Clerk's Certification.

COUNCIL DISTRICT: N/A		
Drafter/Staff Contact: Esther Martinez-Carrillo	**Department/Section:** Legal/City Clerk	**Phone:** 541-2115
City Manager Signature:		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On December 4, 2014, a Petitioner Affidavit to commence a recall proceeding was received in the Office of the City Clerk. The Recall Petition was issued to the Petitioner on December 4, 2014.

The Recall Petition and Circulator Affidavits were submitted as one instrument on February 6, 2015. A review of the signatures on the petition pages was completed on March 6, 2015 and found the Recall Petition to be insufficient. A Certification of the City Clerk was posted, published and mailed to the Petitioner on March 6, 2015.

The Petitioner submitted a Notice of Intention to Amend the Recall Petition on March 23, 2015 and a Supplementary Recall Petition was issued in accordance with City Charter § 8.04(a).

On April 6, 2015, the Supplementary Recall Petition was submitted in the Office of the City Clerk. On April 7, 2015, the City Clerk received 130 signatures from voters asking for their names to be withdrawn from the Recall Petition; on April 8, 2015, the City Clerk received 107 signatures from voters asking for their names to be withdrawn; and on April 13, 2013, the City Clerk received an additional 4 signatures from voters asking for their names to be withdrawn. A review of the signatures on the petition pages found the Supplementary Recall Petition to be

(Continue on additional sheets as required)

insufficient. The total number of valid signatures required was 839. A total of 625 valid signatures were collected. The Recall Petition was 214 signatures short of the required number.

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Certification of City Clerk dated March 6, 2015.
3. Exhibit "B", Certification of City Clerk dated April 13, 2015.

SOURCE OF FUNDING:

Is this action already budgeted?			
	Yes	☐	See fund summary below
	No	☐	If No, then check one below:
N/A	*Budget Adjustment Attached*	☐	Expense reallocated from: _____
		☐	Proposed funding is from a new revenue source (i.e. grant; see details below)
		☐	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?			
N/A	Yes	☐	Funds will be deposited into this fund: _____ in the amount of $_____for FY__.
	No	☐	There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will approve the City Clerk's Certification and the City Council's determination shall then be final.
2. Vote "No"; this will disapprove the City Clerk's Certification.
3. Vote to "Amend"; this is not an option.
4. Vote to "Table"; this is not an option.

REFERENCE INFORMATION:

N/A

(Continue on additional sheets as required)

RESOLUTION NO. 15-203

A RESOLUTION REVIEWING AND APPROVING THE CITY CLERK'S CERTIFICATION OF INSUFFICIENT PETITION AS AMENDED INVOLVING THE RECALL PETITION OF COUNCILLOR NATHAN P. SMALL.

The City Council is informed that:

WHEREAS, any qualified registered voter of the City may commence recall proceedings by filing with the City Clerk an affidavit stating that the voter will be the petitioner; and

WHEREAS, a qualified registered voter filed a Petitioner's Affidavit on December 4, 2014; and

WHEREAS, on December 4, 2014, a Recall Petition was issued to the Petitioner for commencing the gathering of signatures; and

WHEREAS, the Petitioner filed all Petitions and Circulator Affidavits in the Office of the City Clerk on February 6, 2015; and

WHEREAS, 839 valid signatures were required for the Recall Petition and only 677 valid signatures were collected; and

WHEREAS, on March 6, 2015, the City Clerk certified the initial Recall Petition insufficient and notified the Petitioner by certified mail; and

WHEREAS, the Certification was posted in the Office of the City Clerk and publication of the Certification was made in the Las Cruces Sun News on Tuesday, March 10, 2015; and

WHEREAS, the Petitioner filed a Notice of Intention to Amend the Petition on March 23, 2015 and a Supplementary Petition was issued to the Petitioner to allow the collection of additional signatures; and

WHEREAS, on April 6, 2015, the Supplementary Petition was submitted to the City Clerk and contained 169 valid signatures; and

WHEREAS, on April 7, 2015; April 8, 2015; and April 13, 2015, a total of 221 valid signatures were submitted to the City Clerk requesting that their names be withdrawn from the Recall Petition; and

WHEREAS, on April 13, 2015, the City Clerk certified the Petition as amended insufficient, as having only 625 valid signatures and notified the Petitioner by certified mail.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

THAT the Las Cruces City Council hereby approves the Certification of Insufficient Petition as amended involving the Recall Petition of Councillor Olga Pedroza as shown in Exhibits "A" and "B".

(II)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this _____ day of _____, 20____.

AMENDED:

_____
Mayor

ATTEST:

_____
City Clerk

(SEAL)

VOTE:
Mayor Miyagishima: _____
Councillor Silva: _____
Councillor Smith: _____
Councillor Pedroza: _____
Councillor Small: _____
Councillor Sorg: _____
Councillor Levatino: _____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

_____
City Attorney

EXHIBIT "A"

CERTIFICATION OF CITY CLERK

State of New Mexico)
) ss.
County of Doña Ana)

I, Esther Martinez-Carrillo, duly acting and appointed City Clerk for the City of Las Cruces, New Mexico do hereby certify that:

1. The Petition for Recall of Councillor Nathan P. Small, District 4, and filed in my office on February 6, 2015 is Certified Insufficient.

2. The required number of valid signatures to certify the Petition is 839, and the Petition Pages contained only 677 valid signatures.

3. This Certification is made by me pursuant to LCMC (Charter) § 8.04(b) and is being mailed to the Petitioner.

4. A list of purged voters are below.

PETITION INSUFFICIENT

Petition Pages submitted to Recall Councillor Nathan P. Small, District 4, did not have adequate signatures to move the process forward to the Las Cruces City Council.

The following persons signed the petition more than one time. Duplicate signatures were not counted and are hereby purged.		
Marnie Anderson-Robinson	Linda Hamblin	Juventino Trejo
Dennis Talley	Christina Hood	Jaime O. Montes
Ruben Del Valle	Carson S. Henson, Jr.	Alfred Perez III
Annalicia Cortez	Gabriela Gaytan	Robert Turnball
Tarcilla Luna Serrano	Anne M. Ebert	Beverly Alexis Armstrong
Dawne Hagen	Gloria P. Quintanilla	Ken Robinson
Crystal Woolf	Marion Baca	Cynthia Highsmith
Marcella Shelby	Jason Shelby	Charles Campolla
Jose Loera	Nicole Garcia	Denise Sanchez
Michael Foy	Viola Silva	Sam Cordova
Yvette Borde	Daniel Pavletich	Denise De La Cruz
Brianda De La Cruz	Jayme Garofola	Humberto Chavez
Amber Gomez	Katherine Sheridan	Jessica Gracie
Veronica Heather Justice	James M. Moreno	Jesus Montoya
Stephen R. Chavarria	Thomas Dodds	Julianne Lackey
Daniel Ikard	Eric Andres	David Hernandez
Carlos Olivas	Mario Eres	Maxine Dubois
Emery Herrera		

Recall Petition Page signatures did not have dates, causing the following signatures to be invalid.

Charles Gomez*		

*Also listed under no address or address not matching.

The Circulator was not a registered voter in District 4 of the City of Las Cruces and ineligible to collect signatures. These name(s) are purged.

Joanne Muro *(Circulator)*	Joanne Muro

The following names were compared to the voter registration list in District 4 and were not found. Persons in this category should contact the City Clerk's Office and provide proof of voter registration to be counted as a valid signature.

Amanda Harrison	Sergio Zamora	Clyde Eastman
Idell K. Lujan	Vince Montez	Priscilla Andrade
Bertha Andrade	LEFT BLANK	Francisco Cabides *(illegible)*
Emma Cabives *(illegible)*	Carty Carson	Dolores Lopez
Trent Ziegler	Kirsten Jackson	Benjamin Bernal
Josh Rocha	Ignacio Badillo	Mary Johnson
Clay daParma	Liza Lopez	Robert Aguirre, Jr.
Rocio Marentes	Jeremy Husty	Lou Garner
Ryan C. Rivera	Nick A. Rivera	Shannon Mainz
Rebecca Vann	Allie Cruz	Freddie Nevarez
Christine Franz	Amy Durgin	Chris Barela
Philip Kaatz	Candace M. Giummo	Deborah McTeigue
Carl Marten	S. J. Marten	Andres Telles
Nicholas Rivera	Ann Corbus	Eric Palma
Laura Goodman	John Paul Monteagupo	Joselyn Azure
Bobby Randall	Teresa LeDue	Rick Hernandez
Daniel Golden	Rebecca Cisneros	Ryan Oxford
Natalie Flores	Bryan Keller	Joel Gonzalez
Jennifer Dixon	John Chapman	Mike Hall
Ofelia Perez	Joel Grace	Dolores Rodriguez
Luis Campos	Jose Provencio	Lupe O.
Erik Leontlerdt *(illegible)*	Leigh Isaacks	Ralph Westerfield
Jean S. Rhodes	Jeanette Vasquez-Ranjel	Cynthia S. Coleman
Jack Coleman	Jaime Avila	Emily Avila
Daniel Piñon	Shannon Carroll	Norma Martinez
Leslie Kowalski	Lori Danistrom	LEFT BLANK
Edwin Hernandez	Lucia Salas	Jose L_m_n *(illegible)*
Nomie Antillon	Marci Y. Flores	Chris J. Flores
Maria Lopez	Pete Rios	Amanda Ramirez
Julio Telles	Joanna Castañeda	Ernesto Saenz
Esteban Benavidez	Anthony Benavidez	Jose Villegas
Johny Gomez	Kal McCorkle	Jessica Lopez
Becky Jaramillo	Maria G. Renteria	Sabrina Denogean

Jamie Slaughter	Patricia Telles	Gloria Villagran
Jose Sanchez	Brenda Torrez	Michael Sanchez
Mary Ann Valenzuela	Yvonne Estrada	Roxanne Lopez
Danny Chavez	Jaqueline Enriquez	Patrick Rodriguez
Brittany Rodriguez	Daisy Zavala	Marie Dominguez
Jeremi Melendrez	Larry Rodriguez	Daniel Barela
Tany Nieto	Victor Loya	Brock Hammond
Grace Selby	Ashley Corps	Antonio Perez
Marisa Sanchez	Ray Zea	Michelle Coyle
Michael Lucero	Jim Mottley	Glenn Howe
Shane Watkins	Luis Co__artes *(Illegible)*	Edith Y. Kinman
Sarah Ikard	Michael Sanchez	Sam Mondragon
Jesus M. Holguin	Vanessa R. Holguin	Jorge Elias
Michael Pal__ *(illegible)*	Daniel R. Bas___ *(illegible)*	Tova K. Gennrich
Monica Nera	Joseph R___ *(illegible)*	Sarah Seagraves
Mickey Mumfrey	Jessica Cholome	Dora Salais
Doug Bourdon	Jason Martin	Christopher Huang
Robin Andrews	David White	Susana
Amanda	Geoffrey	Jessica
Cheyan Cheate	Miguel Ayala	Oscar Olivas *(illegible)*
Eunice Cardenas	Barbara I____ *(illegible)*	Timothy Williamson
Taylor Ellis	Tony Montes	Amanda Rodriguez
Derick Symalla	Naomi Leaton	Brianne Parra
Mona Abeyta	Vic Garcia	Armando H.
Albert Rodriguez	Albert Rodriguez	Katlin Herrera
Lonnie Orona	Sherri French	Os__ Valles *(illegible)*
Elise Esperanza	Pancho Gonzales	Wayne Moore *(illegible)*
Yvette Martinez	D__M N____z *(illegible)*	Covaney Parmer *(illegible)*
Marian Lenz *(illegible)*	Josh Castillo	Christina Martinez
Maria A. Tellez	Marcus Chavez	Robert Hein___ *(illegible)*
Erica Krauel	Derik Sanchez	Yolanda Lara
Azzello Garcia *(illegible)*	Maria G. Bustamante	Justin Forrest
Jesus G. Rojas	Daniel Barela	Stephanie Sandoval
Maria Loya	Victor Loya	Allen Sanders
Fernando Cabrales	Rachelle Stone	Danny Chavez
Niclioly Romo *(illegible)*	Elizabeth Wellborn	Jared Cooper
Cindy Torres	James Rodriguez	Debra L. Gray
Antonio Perez	Cheyenne Smith	Hope Leyva
Paul Ford	Tammy Elliott	Minerva Carrillo
William L. Brown	Gina James	Noe Ortiz
Lucas Rydin	Megan Wee	Tabitha De la Rosa
Manny Baca**	Sonia Valdez	Sheila Lopez
Erik Vurson *(illegible)*	Gerald Beck	Delia Tzontlimatzi
KM *(illegible)*	Joe Nuñez	Delia Nuñez
Perla R. L	Mireya Vasquez	Waldo Gonzalez
Ruben Zavala	James Cardenas	Joe Cordero
Rosalio Gomez	Anica Retherford	Andrea House
Maricruz Gonzalez	Blake Kuhn	Joel Corral
Priscilla Jacques	Maria Enriquez	Veronica Llañez
Michelle Carey	Michael Rodriguez	Yvonne Lopez

Socorro Eres	Antonio Eres	Denise Chavira
Chris Chavira	Jessica Biggers	Krystia Ha___ *(illegible)*
Ricardo Avila	Kimberly Zepeda	Sheryl Hite-Verdugo
Leeann Evans	Debra L. Gay	Antonio Cortez, Jr.
Montiqua Speir	Hannah Costello	Victor Flores
Robert Heinsen	Michelle Cay	Sonia Hollins
Tim J. Branco	Minerva S. Rodriguez	Alfredo A. Rodriguez
Omar Aranzabal	Christina Gamboa	Johnny Garcia
Andrew Denton	Stephen Bratton	Kaloni Milo
Berenice Lopez	Johnny Ma.___ *(illegible)*	Myrin Ma.___ *(illegible)*
Clarisa Soto	Anna Prospero	Jeff Taborda
Ray Clark	Fernando Ibarra	Rosaura Peralta
Carla Escobedo	Oscar Gomez	Liliana Mendez
Julio Florez	Lois Goodin	Jezebel Astorga
Nicole Maldonado	Gracie Avrapalo	Lisa Cuellar
Erik Alvarado	Bruce Houghton	Fred Med___ *(illegible)*
Gabriel S. Avias	Dolores Lopez	Prudence Love
Patrick Dominguez	A A Catter *(illegible)*	Dennis Fieldman
William Downs	Karina Downs	Marcos Alvarez
Yvonne Alvarez	Luis G. Noyola	Stacy Campbell
Patricia Charles	Janie Perez	Nancy Campos
Robin Korody	Paul Korody	Juan Villa
Sammy C. Sarabia	Lauren Sarabia	Mary Sarabia
Maggie M. Segovia-Osollo	Felix Maciel	Josh G *(illegible)*
Lexie Roberto	Ruben Zavala	Derek Duran
Irene Castillo	Chad Woolf	Tim Bibson
Billy Prewitt	Laryssa Daniels	Cynthia Daniels
Robert Chavira	Jacob Waters	Ruby Carrillo
Joe Cordero	Teanna Maestas	Nick Rojas
Joe Valencia	Albert Holguin	Laura Felix
Brenda Hee___ *(illegible)*	Jose G. Sierra	Nadine Vasquez
Christopher Loyd	Stephanie L. Loyd	Jesse Saenz
Grace Enriquez	Salazar Sixto	Elvira De La Cruz
Frank Ramirez *(illegible)*	Steve Melendrez	Tabitha De La Rosa
Anna Ruspoli	Skye Baca	Regina Benavidez
Oscar Gan	Sarea Sarate *(illegible)*	Omar Davila
Esther Trujillo	Eva Larkins	Joaquin Gutierrez
Lilliana Gomez	Jackie Zavala	Jini Jimenez
Ana Jurado	Lauren Campolla	Erik Jenzer *(illegible)*
Pamela Jo Sanchez	Teresa De La Rosa	Jorge Jimenez
Becky Jimenez	Ruben Gallegos	Christina Gamboa
Michael Beckett	Janelle R. Mohler	Nathaniel Hidalgo
Charles Hoose	Rebecca Peña	Ezekiel Va____ *(illegible)*
Araceli Garcia	Maribel Avevalos	H. Fernandez
Linda Gar	Cindy Reynoso	Andrea Baker
Omar Aranzabal	David?? C??? *(illegible)*	Jonathan Navo
Aaron Quinn	B. E. Ponce	Emiliano Zapata
Francisco Villa	Carol Surette	Miguel Robles
Janelle Mottley	Timothy Dulinsky	Ashley Corps
Bianca Lujan	Rick Bernal	Marcia D. Garcia

Soledad Dias	Thomas Arenas	Miguel A. Ibarra
Luz Ibarra	Manuel Rodriguez	Monique Salazar
Christy Varela	Elvivcel De La Cruz	Ramon Chavez
Dustin Smith	Graciela C. Enriquez	Josefina Salaiz
Isabel Calderes	Elizabeth Ortega	Laurie Findley
Patel Andy	Bhar___ Patel *(illegible)*	M. Rodriguez
Terry L. Harris	Leroy Romero	Jerry Bueno
Yolanda Castillo	O. Garcia	Brian Garcia
Donna Rodriguez	Maria Polanco-Garcia	Raul ___ *(illegible)*
Uvaldo Avila	Diego Ortiz	Ernest Lucero
Robert R. Arias	Jacob Zuniga	Jose Herrera
Jose Hernandez	Angelica Hernandez	Frank Houghton
Robert Smith	Johnny Garcia	William Downs
Karina Tellez	Ray Tellez	Christopher Mendoza
Erika Lopez	Roberto G.	Michael Cozzo
Renee Nicholas	Jheri Elliott	Guadalupe Anica
Abel Chavez, Jr.	Armando Chavez	Delia Chavez
Teresa Burke	Daniel Herrera	Dolores Cortez
Joseph _otecek *(illegible)*	Andie Manini	Edward Ortega
Clarissa Silva	Michael Salep	Felipe A. Salazar
Natalia Ortega	Solla Ortega	Christian Westoffer
Gilbert Sambrano	Michael Yarrington	Danielle Garcia
Joshua Pastrana	Adam Sanchez	Joanie Alatora
Mario Meraz	Kyrie Smith	Joey Smith
Ismael Romero	Elvira Ontiveros	Samuel Enriquez
Jilleen Garcia	Kimberly Baca	Ancel Ronee
Eduardo Olivas	Richard Seg___*(illegible)*	Joseph L. Hernandez
Rose M. Rios	Maricella Garcia	Guadalupe Garcia
Ar___ Olivares *(illegible)*	Maria Zamora	Mario Velazquez
Alicia Sanchez	Diana L. Galvez	Andres Silguero
Adam Silguero	Isaac Cisneros	Jacob Cisneros
Stephen Bratton	Helen Mabrue *(illegible)*	Kaloni Milo
Mary Helen Garcia	Agustin Sanchez	Maria L. Illescas *(illegible)*
Agostin German H.	Maria Garcia	Anna Ivey
Virginia Gallegos	Olivia R. Alvidrez	Brittany Sweeney
Isaac Aguilar	Gilbert Limon	Carlos Ortiz
Ja___ Arellano *(illegible)*	Melissa Carrillo	Malachi J. Morrell
Sierra Velasquez	Maria Holguin	Chelsea Morales
Maria Reyna	Keyshliann Reyna	Sibel Ulibina *(illegible)*
Erick Campos-Nuñez	Alejandra Chavez-M.	Yanina Padilla C.
Lori Baker	Deanne Lazo	Dereck Chavez
C__ Hernandez *(illegible)*	Korina Segoviano	Tania Rubio
Yolanda Sotelo	Hortencia Mendoza	Rito Ortiz
Margarita Valenzuela	Damacio T. Bernal, Jr.	Lisa Cuellar
Celina Betancourt	Cylver Betancourt	Dorothy I. Mata
Stephanie Mata	David Mata	Danny Apodaca
Bobbi Janisch	Mayra Martinez	M. Mtz J.
Edgar	Jose E. Diaz	Denice Northern
Yaneli Tarango	Jamie Cowger	Mirsa R. Santillan
Mayela O. R.	Alexis Salazar	Margarita Felix

Mark A. Felix	Tom Telles	Rachel Sandoval
Thomas Bunbaurd	Ashley D___ *(illegible)*	____ Bulbistera *(illegible)*
Jeremi Melendrez	Diane Dominguez	Roque Atencio
Melissa Mazzola	Stephanie Clark	Vanessa Treviño
Estella Tarin	Andrew J. Huerta	Dennis Fieldman
Maricela Monsivaiz	Derik Sanchez	Eric V. Weise
Valerie Miranda	Julio Escobar	Kameron Lozano
Sandra Ortega	Alex Sanchez	Dominic Salazar
Jimmy Otero	Gina Lucero	Oscar Valles
Joseph An___ *(illegible)*	Beatriz Tagert	Phillip Estell
Kreshna Marquez	Armando Villas	Allison Legatzke
Alex Gonzalez	Austin Trout	Pancho Gonzales
Jennifer Sanchez	Patricia Wooten	Ben Monsivaiz
Eric Bachozewski	Homero Ruelas	Aaron Sharpe
Lupe Reyes	Erik Johnson	Lorraine Contreras
Jon Jimenez	A Ismel *(illegible)*	Richard Ybarra
Delyla Nuñez	Yolanda Espita	Ma Girtudu S.
Rey Sauceda	Seferino Sauceda	Daniel Astorga
Dove McElfish	Nicholas Hughes	Eileen Anizu
Yvonne Elashmnur *(illegible)*	Brenda Relz	Carmen Chavez
Ricky Milks	Felipe Gorlaz	Lindsey Rein__ *(illegible)*
Abrien Romero	Alex Lucas	Arturo Baeza
Gary Diaz	Monica Armijo	Desiree Bustamantes
Lilan Pierce	Lionel Johnson	Doreen Johnson
Jerry Warner	Francisco Cornejo	Rick Lucero
Nancy Lucero	Alfred Luna	Joel Barraza *(illegible)*
Rosa Barraza	Valerie Rel	Gina V. James
James Fulkerson	Rick Hernandez	Tiffany Romero
D___ Drup__ *(illegible)*	Frank Molina	Locilene De Gues *(illegible)*
John Paul Monteagudo	Alexandra Deale	Dara Padilla
Paul Davis	Ann Corbus	Isabella Zepeda
Diana Davis	Damarrio Mitchell	Kristine Mitchell
Bertha Lozano	Adrian Medrano	Sheryl Jackson
Gwen Henry	Ann Bock	Elizabeth Blevins
Rosaura Peralta	Sonia Valeriano	Leslie Carver
Do__ Hirs_h *(illegible)*	Ed Breeding	Gilbert Sambrano
Jack Walden	Enrique J. Galban	Melinda Bueno
Genevieve Davis	Faith Guzman	Casey Nowlch *(illegible)*
Diana Hurtado	Matt Joseph	Sarah Ikard
Julia Vega	Albert Vega	Luis Ortega
Arabella Holden	Danielle Garcia	Michael J. Yarrington
Emanuel Hernandez	Shane M. Brown	Genoveva Perez
Luisa Lugo	Lucy M. Rodriguez	Eugenio Colmenero
Maria Aran__ *(illegible)*	Christian Rojas	Antonio Lopez
Desiree Diaz	Anthony Rojas	Christina Cole
Precy Francia	Edica Oliver	Marcos Alvarez
Yvonne Alvarez	Linda ? Castillo	Tania Rubio
Marcos Noviez *(illegible)*	Olga Nuñez	Estevan Gutierrez
Tammy Torrez	Martin Duran	Marisela Polino
Frank Padilla	Marcil Tapia	Cheyanne W__ *(illegible)*

Louie Wydl	Robert Perez	W. C. Sanchez
Ofelia Perez	Enrique Guerrero	Bobbi Stokes
R__ J__ Corral *(illegible)*	Juan Perez	Yvonne Eberlein
Zachary Romero	Klarissa Romero	Gabriela Mora
Maria Lozano	Perla Aguilar	Jessica Lopez
Julio Telles	Alicia Apodaca	Joseph Astorga
Alex Calderon	Martha Calderon	Maria G. Renteria
Inez	Lydia Garibay	Edgar Limon
Felipe Rodriguez	Marco Ramirez	Joe Gallegos
Elvira L. Hdz	Dolores Cortes	Beatriz Dominguez
Anna Hernandez	Felix Salazar	Jessica Sanchez
Maribel Quiz	Sara Quiz	Rosario Garcia
Glenn T. Hales	Lorena Hales	Krista Peña
Chris Mitchell	Siralone Lucky	Priscilla Rivera
Gabriel Trujillo	Krysti Giron	Claudissa Giron

** Also listed under no address or address not matching.

The following names have been purged due to no address or the address does not match the voter registration list in District 4. Persons in this category should contact the City Clerk's Office and provide evidence to show that the person's signature has been incorrectly purged.

Debra Hudson	Robert Aguirre	Jose Rivera
Art Maldonado	Kimberly Armstrong	Christopher Hernandez
Janie Vasquez	Jose Perez	Ana M. Dominguez
Gracie Grajeda	Joshua Gonzales	David Apodaca
Rhonda Magnon	Sally Rel	Maria Silva
Steve Slater	Cathy Garcia	Jamie Renteria
Elizabeth Morales	Jose Hernandez	Desiree Guerrero
Ryan Limon	Ashley Barreras	B. Flores
Amanda Soto	Edward A. Fernandez, Sr.	Rupert Garcia
Teresa Gomez	Aaron Montoya	Manny Baca**
A Wel *(illegible)*	Charles House	Victor Apodaca
Rupert Garcia	Carlos Hernandez	Art Maldonado
Michelle Gonzales	Joel Herrera	Jennifer Martinez
Silas E. Garcia	Loraine Smith	Mark Perea
Jesus Lopez	Jessica Reyes	Danny Trujillo
Perla Saenz	Jose G. Ramirez	Carlos Hernandez
Jimmy Luna	Feliciano F.	Jose Gonzales
Manuel Castillo	James Garofola	Richard Herrera
Denise Ortiz	Bonnie Barnes	Stephanie Bunker
James Williams	Kristen Ortega	Michael Gonzales
Juan Garcia	Lisa Padilla	Anthony Torres
Joseph Garcia	Vanessa Carrillo	Mark Ramirez
Gabriel Ortiz	Ricardo Maldonado	Harolo Litzenberg
Tracy Flores	Julie Talamantes	Mark Widner
Mary Jane Avelar	Patrick Hart	John Thompson
Jose L. Perez	Michelle Martinez	Robert Ramirez
Paul Montoya	Julia Madrid	Gabriel Fresquez

Suzette Aragon	Jose Ramirez	Charles Gomez*
Alexandra Lopez	Jennifer H. Acosta	Roberto Martinez
Jay ____ *(illegible)*	Miguel Plazola	Ricardo Gallardo
Shawn Dozier	Victor Garcia	Claudia Ramirez
Martin Gutierrez	Ruby Hernandez	Emmanuel Salazar
Maria Rosales		

*Also listed under did not have date on petition.
**Also listed under not found on voter registration list in District 4.

Petition Forms are available for inspection during working hours at the Office of the City Clerk. Witness my hand and seal of the City of Las Cruces on this 6th day of March, 2015.

Esther Martinez Carrillo

Esther Martinez-Carrillo, MMC
City Clerk

EXHIBIT "B"

CERTIFICATION OF CITY CLERK

State of New Mexico)
) ss.
County of Doña Ana)

I, Esther Martinez-Carrillo, duly acting and appointed City Clerk for the City of Las Cruces, New Mexico do hereby certify that:

1. The Petition for Recall of Councillor Nathan P. Small, District 4, was filed in my office on February 6, 2015 and the Supplementary Recall Petition was filed in my office on April 6, 2015. The Petition as Amended is Certified Insufficient.

2. The required number of valid signatures to certify the Petition is 839. The first Certification had a total number of 677 valid signatures.

3. The Supplementary Recall Petition filed on April 6, 2015 contained 169 valid signatures. This brings a new total of valid signatures to 846.

4. On April 7, 2015, I received 130 signatures from voters asking for their names to be withdrawn; on April 8, 2015, I received 107 signatures from voters asking for their names to be withdrawn; and on April 13, 2015, I received an additional 4 signatures from voters asking for their names to be withdrawn from the Petition for Recall of Nathan P. Small, District 4. Only 221 signatures are eligible to be withdrawn from the Recall Petition. This brings a new total of valid signatures to 625.

5. This Certification is made by me pursuant to LCMC (Charter) § 8.04(a) and is being mailed to the Petitioner.

6. A list of purged voters and those withdrawing their signatures are listed below:

The following persons signed the petition more than one time. Duplicate signatures were not counted and are hereby purged.

Todd Baughman	Richard Sanchez	Sergio A. Fernandez
Marion Baca	Joseph Baca	Santiago M. Chavez
Ana Garcia	Sam Villegas	Kris Flores
Delyce Maciel	Bernardo Lopez	Katrina Byres
Marcy Holguin	Katie Apodaca	Samuel Edgar Welsh
Barbara Welsh	Patricia Nakamae	Kenneth Nakamae
John E. Holland	Jim Boykin	Zak Tucker
Vanessa Porter	Donald Walls	Terry Collins
Virginia A. Schlie	Charles Wright	Dolores Gomez
Nelson Goodin	Caridad Bourgeois	Daryn Widmer
Andrew James	Jacob Hernandez	Mark A. Rodriguez
Audrey Kroll	Rudy Lopez	Jami Benavente
Susana Dominguez	Crystal Lopez	Rosa S. Nevarez
Marcy Holguin	Thomas Hinds	Irma B. Duarte Cabrales

Antoinette Dixon	Gloria Quintanilla	Vanessa Arnao
Beth Dunn	Thomas Garney	Randy S. Lynch
M. R. Butticci	Marilyn Butticci	Mike Mark
Mark Chaffin	Guy W. Floyd	Shelly Mark
John C. Holloway	Lori Cole	Kevin Romney
Norma J. Standridge	Sharon Johnson	David Edmondson
Flo E. Edmondson	Thomas Giordano	Jesse Thompson
Mary L. Thompson	Joe A. Garcia	Tarcilla Luna Serrano
Maxine DuBois	Robert Herrera	Emery Herrera
Olga Perea	Richard Perea	William Gallagher
Viola Silva	William Gallagher	Jodie Castillo
Luis Delgado	Mayra Rodriguez	

The following names were compared to the voter registration list in District 4 and were not found. These signatures were purged.

Aide Lechuga	Noemi Hill	Agustin Hernandez
Noel Aguilar	Josefina Quiñones	Robert Randall
Jeannie Rosoleon *(illegible)*	Rick Hernandez	Ashely McDowell
Yamara Lopez	Stephanie Gutierrez	Janell Dow
Sandra Cervantes	Julia Diaz	Joseph Mitchell
Luis Noyola	Vivian Belt	Albert J. Vega
Matt Joseph	Jimmy Robles	William Smock
Amanda Y. Avalos *(illegible)*	Anne Marie Roberts	Victor Palafox
Alvina Heath	W. L. Lane	Anthony Ginanni
Alex Guerrero	Edward Fernandez	Pat Roybal
Maren Smith	Hector Quiz	Larry Lujan
Jesus Gonzalez	Ron Autrey	Gina James
Guadalupe Reyes	Art Baeza	Miranda Sanchez
Andrea Broekhoff	Frank Galvan *(illegible)*	Michael Burk
Sonya Shirley Lynch	Andrew J. Huerta	Frank S. Villa Jr.
Charles Garan	Tony Luna	Fred Nuñez
Stephen Lazard *(illegible)*	W. Neal McCowan	Ramon Chavez
Deja Carlton	Virginia Gutierrez	Jarah Turnbull
Roberta Miyagishima	Daniel Talavera	Margaret Lujan
Juan Esparza	Juan Vasquez	Jose Vasquez
Maria Jessica Vasquez	Steven Rodriguez	A. Terry Rodriguez
Ray Zea	Sabrina Ponce	Humberta Favela
James Culhane	Michael Beckett	Roberto Ruiz *(illegible)*

The Circulator was not a registered voter in District 4 of the City of Las Cruces and ineligible to collect signatures. These name(s) are purged.

James Thomas Culhane *(Circulator)*	*Sara Jaramillo	David Chavez
**Thomas Williamson	John A. Zarzecki	*Henry F. Thompson Jr.

*Duplicate signatures **Wrong Address

The following names have been purged due to no address or the address does not match the voter registration list in District 4.

Marco Galvan	Veronica Bernard	Mario Astorga
Margaret Garcia	Edward Watson	Ricardo Lopez
Terry Collins	Bonnie Barnes	Daniel Rodriguez
Marco Antonio Galvan		

Letters have been submitted for the following persons asking their name to be withdrawn from the Recall Petition and therefore their names have been removed.

Wilma Aguirre	Richard Alderete	Roberto Alvidrez
Marcella Anderson	Marnie Anderson-Robinson	Cecilia A. Aragon-Dubois
Victoria Armijo	Mara R. Archambault	Eileen Aven
Joseph M. Baca	Marion P. Baca	Martha Balizan
Dorothy A. Ballard	Theresa M. Baumiller	Annette Benavidez
Mildred Blanton	Robert T. Blanton	Jeanne Carver
Rene M. Castillo	Gabriela Chavez	Roxanne Chepsongol
Tina Cien	David L. Collins	Victor Colorbio
Annalicia Cortez	*Lisa Cuellar	Brianda DeLaCruz
Ruben Del Valle	Jesus P. Diaz	Yvette DiMartino
Jacqueline Dodds	Irma B. Duarte-Cabrales	Joe A. Duran Jr.
*Elia Espinoza	Veronica T. Esquibel	*Veronica T. Esquibel
Joseph G. Fuemmeler	Ana Garcia	Armando Garcia
Nicole Garcia	Jacquela Garrison	Amber Gomez
Celia Gonzales	Mary Lou Gonzales	Art Green
David N. Hernandes	Hector Hernandez	Jacob G. Hernandez
Maria Hernandez	Marshall Highsmith	Thomas E. Hinds
*Sheryl Hite-Verdugo	Angela Hodgson	Alfonso A. Holguin
Manuel Holguin	Andrew T. James	Rose Johnson
Mildred J. Jones	Maria R. Molina	Leticia Montoya
Sa'Rae Montoya	Richard Moorhead	Mable Morales
Myrtle Moyle	Viviana Mullins	Carmen Munoz
Merv Mydland	Lanett Kuhn	*Tracy Lanning
Tim Lareau	*Teresa LeDuc	Megan Lawrence
Jose Loera	*Elizabet K. Lopez	Isaac Lopez
Margaret Lopez	Sarah Lopez	Priscilla Lucero
Mercedes F. Macias	Karina E. Maravilla	Robert Martin
Maria L. Mauricio	Clyde McCoy	Cheyenne McCravey
Amber Medina	Sharon S. Meir	Angie Melendrez
Rosa Nevarez	Manuela O. Olivas	Alfredo Ontiveros
Josie C. Orona	Elco H. Ortega	Patricia Ortega
Lucy Pando	Oscar Pando	Raul Peña
Alfred Perez III	Shelly Pope	Vanessa Porter
Carla Provencio	Blenda Darlene Rice	Terry Rico
*Marci Y. Flores-Rivera	Jerron Roberts	Maria Roberts
Veronica R. Saenz	*Derik Sanchez	Gilbert Sanchez
Max G. Sanchez	Richard Sanchez	*M. A. Schafer

Esteban M. Sedillo	Rosa Sedillo	Viola Silva
Arlyss Skari	David E. Skari	Gabe Tena
Ray Tokarczuk	Juventino Trejo	Sylvia Padilla-Trujillo
Travis Treviño	Kristina Marie Turner	Max Tzontlimatzi
Blanca A. Villegas	Sam Villegas	*Jerry Warner
Viola M. Wofford	Crystal Woolf	Brenda Weston
Daniel Zolinsky	Chris A. Allen	Marcus H. Alvarez
Melissa Ames	Eric Andres	Susan Apodaca
Veronica Apodaca	Dolores Aragon	Angel Arenas
Beverly A. Armstrong	Clinton O. Armstrong	Josephene Baldonado
Delbert J. Barr	Jami Benavente	Bennie L. Benavidez
Constance Bliss	Jose M. Castaneda	Sergio Contreras
Alice M. Corral	Gloria C. Cullom	Rebecca Diaz
*Soledad Diaz	Maxine Dubois	Rosalind T. Dunn
Francis V. Duran	*Veronica T. Esquibel	Lily Estrada
Xochilt Elizabeth Estrada	Raymond J. Fajardo	Salvador A. Felix
David Fisher	Jasmine Flores	Gloria Frausto
Frank J. Gallegos	Mary Gamboa	Jayme M. Garofola
Desiree Garza	Harlon Gilbert	Gregorio Gomez
Cristian F. Gonzalez	Richard P. Gonzales	*Max Gonzalez
*Joel W. Grace	Anselmo G. Hernandez	Susie Hernandez
Karina Herrera	Robert Herrera	Morgan Hiles
Laura Hurtado	Christina L. Hood	Manuel Howie
Angela A. Hunt	Alvin D. Johnson	Arthur L. Johnson
Audrey Kroll	Myrtis Lauterbach	*Deanne Lazo
Kennard Lewis	Walter Lewis	*Harold Litzenberg
Bernardo D. Lopez	Consuelo M. Lopez	Erika Lopez
Deborah Melon	James A. Metz	Anthony Miller
Ralph Misquez	*Danielle Montes	Beatrice A. Montoya
Paulette Morales	Rebecca Multhup	Arturo Nava
Mark Nevarez	Carlos Olivas	David Oliver
James E. Oliver	Ratha Passafume	Cecilia E. Perez
Brenda M. Phillips	Cathleen L. Ramirez	*Tiffany Ramirez
Nancy Rede	Susan Rethwisch	Sylvia G. Reyes
*Jose Rivera	Casilda Rodriguez	Mark Rodriguez
Velia Rodriguez	Maria C. Ruacho	Frank V. Saenz
Sylvia M. Saenz	Mike Sandoval	Nick Sandoval
Stan L. Santana	Jason Shelby	Marcella Shelby
Nicholas Spadola	William Terry	Nacor A. Trujillo
Zak Tucker	Robert Valenzuela	Victoria Valenzuela
Mary Lou Valles	Karl E. Vandeventer	Trinidad Villareal
Jacob A. Villegas	Schuyler Vizcarra	William R. Williams
Alejandro Beanes	Jan Green	Matthew G. Hiles
Eda Perez		

***Not originally counted, therefore not subtracted from total number of valid signatures.**

PETITION AS AMENDED IS INSUFFICIENT

Per LCMC (Charter) § 8.04(b) this certificate will be presented to City Council at its next regular scheduled meeting, April 20, 2015.

Petition Forms and Supplementary Forms are available for inspection during working hours at the Office of the City Clerk. Witness my hand and seal of the City of Las Cruces on this 13th day of April, 2015.

Esther Martinez-Carrillo

Esther Martinez-Carrillo, MMC
City Clerk