City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 13 Ordinance/Resolution# 2769

For Meeting of November 16, 2015 (Ordinance First Reading Date) For Meeting of December 7, 2015 (Adoption Date)

Please check box that applies to this item:

☐ QUASI JUDICIAL ☒ LEGISLATIVE ☐ ADMINISTRATIVE

TITLE: AN ORDINANCE ENACTING A NEW SUBDIVISION XX OF DIVISION 3 (NONSTANDARD BOARDS) OF ARTICLE IV (BOARDS, COMMISSIONS, AND COMMITTEES) OF CHAPTER 2 (ADMINISTRATION) OF THE LAS CRUCES MUNICIPAL CODE, 1997, AS AMENDED, ESTABLISHING THE ECONOMIC DEVELOPMENT COMMITTEE.

PURPOSE(S) OF ACTION:

Establish the Economic Development Committee.

COUNCIL DISTRICT: ALL		
Drafter/Staff Contact: David Dollahon	**Department/Section:** Community and Cultural Services / Administration	**Phone:** 528-3060
City Manager Signature:		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

Under Resolution No. 15-193, the Economic Development Committee of Las Cruces was established to advise the City Council on comprehensive, economic development issues facing the City. It has been determined that the committee should be established on a permanent basis. Therefore, this ordinance proposes to incorporate the composition, duties, and terms for members in the appropriate chapter of the Las Cruces Municipal Code (LCMC), 1997, as amended. Due to the composition established under Resolution No. 15-193, the Economic Development Committee would be a non-standard board with representatives from the City Council (three members appointed by the Mayor), one representative from each City Council district, and four assigned department-level directors (Assistant City Manager/Chief Operating Officer, Community Development Director, Public Works Director, and Utilities Director). Other than staff appointments, the terms of office for each Councillor and representative would coincide with the Councillor's term of office.

Incorporated in the body of the proposed ordinance, but not the LCMC, is the preservation of the existing committee members appointed under Resolution No. 15-193 through their term of office

(Continue on additional sheets as required)

as established by the proposed ordinance. This is proposed to ensure that current members to the committee maintain their membership on the committee. However, at the completion of their term of office (between two and four years) any new City Council district representatives would be appointed by the Mayor, with the advice and consent of the City Council, rather than appointed by the Councillor for the district which they represent.

Contemporaneously with the adoption of the proposed ordinance, a resolution proposing to rescind Resolution No. 15-193 will be on the agenda for the City Council's consideration to avoid any potential conflicts between the LCMC and the resolution.

SUPPORT INFORMATION:

1. Ordinance.
2. Exhibit "A", Sections 2-1011 through 2-1050 of the LCMC.

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?			
	Yes	☐	Funds will be deposited into this fund: _____ in the amount of $_____ for FY__.
N/A	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 establish and define duties, membership composition, and terms of

(Continue on additional sheets as required)

office for the Economic Development Committee as a non-standard board within LCMC.

2. Vote "No"; this will not establish the Economic Development Committee of Las Cruces as a non-standard board within the LCMC and will continue to be governed by Resolution No. 15-193.
3. Vote to "Amend"; this would require City Council to provide direction on amending the proposed ordinance.
4. Vote to "Table"; this would require City Council direction to staff on how to proceed related to the committee.

REFERENCE INFORMATION:

1. Resolution No. 15-193.

(Continue on additional sheets as required)

COUNCIL BILL NO. 16-010
ORDINANCE NO. 2769

AN ORDINANCE ENACTING A NEW SUBDIVISION XX OF DIVISION 3 (NONSTANDARD BOARDS) OF ARTICLE IV (BOARDS, COMMISSIONS, AND COMMITTEES) OF CHAPTER 2 (ADMINISTRATION) OF THE LAS CRUCES MUNICIPAL CODE, 1997, AS AMENDED, ESTABLISHING THE ECONOMIC DEVELOPMENT COMMITTEE.

The City Council is informed that:

WHEREAS, Resolution No. 15-193 was adopted on April 6, 2015 establishing the Economic Development Committee of Las Cruces; and

WHEREAS, the resolution was adopted in order to establish the committee to address pending issues related to the City's long-term and comprehensive economic development plans, and needs; and

WHEREAS, the board provisions of the Las Cruces Municipal Code (LCMC), 1997, as amended, need to be updated to establish the Economic Development Committee as a permanent, non-standard board; and

WHEREAS, provisions detailing the committee's duties, composition, appointment and terms are reflected in Exhibit "A" of this ordinance.

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

(I)

THAT Subdivision XX of Division 3 (Nonstandard Boards) of Article IV (Boards, Commissions, and Committees) of Chapter 2 (Administration) of the LCMC, 1997, as amended, is hereby approved creating the Economic Development Committee as shown in Exhibit "A", attached hereto and made part of this ordinance.

(II)

THAT the current appointments to the Economic Development Committee of Las

Cruces made under the authority of Resolution No. 15-193 shall retain the terms of office as follows:

a. District 5 City Councillor: through November 20, 2017,

b. District 6 City Councillor: through November 20, 2017,

c. Council District 1 representative: through March 31, 2020,

d. Council District 2 representative: through March 31, 2020,

e. Council District 3 representative: through March 31, 2018,

f. Council District 4 representative: through March 31, 2020,

g. Council District 5 representative: through March 31, 2018,

h. Council District 6 representative: through March 31, 2018, and

due to the election of November 3, 2015, the Mayor shall appoint another member of the City Council in accordance with this ordinance for the term of office completed by former City Councillor Nathan Small of Council District 4, and that this specific section of this ordinance shall automatically expire with the completion of the last term of office for the representative appointed under its authority.

(III)

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___.

APPROVED:

_____
Mayor

ATTEST:

_____
City Clerk

(SEAL)

VOTE:
Mayor Miyagishima: _____
Councillor Gandara: _____
Councillor Smith: _____
Councillor Pedroza: _____
Councillor Eakman: _____
Councillor Sorg: _____
Councillor Levatino: _____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

_____
City Attorney

Exhibit "A"

Subdivision XX. – Economic Development Committee

Sec. 2-1011. - Established.

There is established an economic development committee.

Sec. 2-1012. - Duties.

The economic development committee shall advise the city council on matters related to comprehensive, citywide economic development efforts by the City, including but not limited to making recommendations for the:

(a) adoption and revisions to local economic development plans in accordance with state law or this Municipal Code and review of other City policies that may affect the City's ability to undertake comprehensive economic development efforts;

(b) development and implementation of:

a. the City's Economic Gardening Program,

b. the Local Economic Development Act,

c. other City incentive programs,

d. State of New Mexico incentive programs as authorized by state law,

e. efforts to retain and/or expand existing businesses and industries, and

f. responses to "globalization";

(c) development of and reporting on economic indicators;

(d) market and continue development of the West Mesa Industrial Park;

(e) support the development and implementation of initiatives in the areas of:

a. workforce development,

b. entrepreneurship,

c. innovation,

d. economic sustainability; and

(f) provide recommendation on any economic development matters as specifically requested by the city council.

Sec. 2-1013. - Membership.

(a) Three members of the City Council;

(b) One resident representative from each City Council district;

(c) The assistant city manager/chief operating officer or their designee;

(d) The community development director or their designee;

(e) The public works director or their designee; and

(f) The utilities director or their designee.

Sec. 2-1014. - Appointment of members; terms.

(a) In accordance with Section 2-188 and other than city staff, the mayor, with the advice and consent of the city council, shall appoint the members of the committee.

(b) The term for members of the City Council to this committee shall coincide with their term of office.

(c) Terms of office: resident representatives

1) Initial Term: The initial term of the resident representatives appointed shall coincide with the term of office for the district councilor from whose district they were appointed to represent.

2) Subsequent Terms: Thereafter, all said appointments shall be fixed in four-year terms and the expiration date of all appointments shall be March 31st or until the member is replaced.

(d) Staff appointments shall be effective date of this Section and shall serve as long as they hold such position.

Secs. 2-1015—2-1050. - Reserved.

City of Las Cruces®
PEOPLE HELPING PEOPLE

10

COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of November 16, 2015 (Ordinance First Reading Date)

For Meeting of December 7, 2015 (Adoption Date)

TITLE: AN ORDINANCE ENACTING A NEW SUBDIVISION XX OF DIVISION 3 (NONSTANDARD BOARDS) OF ARTICLE IV (BOARDS, COMMISSIONS, AND COMMITTEES) OF CHAPTER 2 (ADMINISTRATION) OF THE LAS CRUCES MUNICIPAL CODE, 1997, AS AMENDED, ESTABLISHING THE ECONOMIC DEVELOPMENT COMMITTEE.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes ☐ No ☒

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact		X-3060	10/27/2015
Department Director			
Management & Budget Manager		X-2100	10/27/15
Assistant City Manager /CAO		X2078	10/29/15
Assistant City Manager/COO			11/2/15
City Attorney		EXT 2128	3 NOV 2015
City Clerk – Interim		X2115	11-6-15

Rev. 8/2011