



486

City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 9

Ordinance/Resolution# 16-209

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of May 2, 2016
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION APPROVING THE ISSUANCE OF A WAIVER OF THE CHURCH/SCHOOL DISTANCE RESTRICTION FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE) TO NY PIZZA SLICE HOUSE, LLC, LOCATED AT 1001 EAST UNIVERSITY AVENUE, SUITE D2, LAS CRUCES, NEW MEXICO.

PURPOSE(S) OF ACTION:

To approve a waiver.

COUNCIL DISTRICT: 2		
<u>Drafter/Staff Contact:</u> Monica Campbell	<u>Department/Section:</u> Legal/City Attorney	<u>Phone:</u> 541-2128
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

According to state statute (NMSA 1978, Section 60-6B-10, as amended), a license shall not be issued for the sale of alcoholic beverages within 300 feet of a church or school unless the City Council grants a waiver of the distance restriction.

NY Pizza Slice House has applied for a restaurant beer and wine license at 1001 East University Avenue, Suite D2, which is approximately 75 feet from New Mexico State University property. The property owners within 300 feet of NY Pizza Slice House were notified by U. S. Mail of the City Council meeting to approve or disapprove the waiver and the issuance of the restaurant beer and wine license.

The approval or disapproval of the issuance of the restaurant liquor license is presented as a separate agenda item and its approval is contingent upon approval of a waiver of the distance restriction. Granting a waiver of the church/school distance restriction will allow NY Pizza Slice House to proceed to the next step of the application process.

(Continue on additional sheets as required)

SUPPORT INFORMATION:

1. Resolution.
2. Exhibit "A", Alcohol and Gaming's letter with the application.
3. Attachment "1", Notice of Intent to Issue Waiver published in the *Las Cruces Bulletin*.
4. Attachment "2", Notice of Intent to Issue Waiver published in the *Las Cruces Sun-News*.
5. Attachment "3", Map showing the distance between 1001 East University Avenue, Suite D2 and New Mexico State University.
6. Attachment "4", List of property owners within 300 feet of 1001 East University Avenue, Suite D2.
7. Attachment "5", Form of letter sent to the property owners.

SOURCE OF FUNDING:

Is this action already budgeted? N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____.
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$____ for FY__.
	No	<input checked="" type="checkbox"/>	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 of and consent to the issuance of a waiver of the church/school distance restriction. Approval will allow NY Pizza Slice House to continue with the application process.

(Continue on additional sheets as required)

2. Vote "No"; if the Council does not approve the waiver, Alcohol & Gaming will be notified of the reason(s) the waiver was not approved and the Director of Alcohol & Gaming shall not approve the issuance of the Restaurant Beer and Wine License.
3. Vote to "Amend"; any amendments must comply with state statute and/or the requirements of Alcohol & Gaming.
4. Vote to "Table"; if the Council fails to either approve or disapprove the issuance of a waiver, the matter will be submitted to Alcohol & Gaming for further proceedings.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A



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City of Las Cruces[®]

PEOPLE HELPING PEOPLE

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COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of May 2, 2016
(Adoption Date)

TITLE:

A RESOLUTION APPROVING THE ISSUANCE OF A WAIVER OF THE CHURCH/SCHOOL DISTANCE RESTRICTION FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE) TO NY PIZZA SLICE HOUSE, LLC, LOCATED AT 1001 EAST UNIVERSITY AVENUE, SUITE D2, LAS CRUCES, NEW MEXICO.

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

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Monica Campbell</i>	541-2128	4/4/2016
Department Director	<i>[Signature]</i>	541-2128	5 April 2016
Other			
Assistant City Manager /CAO Management & Budget Manager	<i>David Walker</i>	541-2100 541-2100	4-7-2016 4-6-2016
Assistant City Manager/COO	<i>[Signature]</i>	541-2271	4-7-16
City Attorney	<i>[Signature]</i>	541-2128	5 April 2016
City Clerk	<i>[Signature]</i>	541-2115	4-15-16

RESOLUTION NO. 16-209

A RESOLUTION APPROVING THE ISSUANCE OF A WAIVER OF THE CHURCH/SCHOOL DISTANCE RESTRICTION FOR A RESTAURANT LIQUOR LICENSE (BEER AND WINE) TO NY PIZZA SLICE HOUSE, LLC, LOCATED AT 1001 EAST UNIVERSITY AVENUE, SUITE D2, LAS CRUCES, NEW MEXICO.

The City Council is informed that:

WHEREAS, according to state statute (NMSA 1978, Section 60-6B-10, as amended), no license shall be issued for the sale of alcoholic beverages within 300 feet of a church or school; and

WHEREAS, the location of NY Pizza Slice House at 1001 East University Avenue, Suite D2, is approximately 75 feet from a functional area of New Mexico State University; and

WHEREAS, a waiver of the distance restriction is required prior to the approval of the issuance of the restaurant liquor license; and

WHEREAS, approving this resolution will allow the applicant to continue with the application process.

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

(I)

THAT the issuance of a waiver of the church/school distance restriction to NY Pizza Slice House, located at 1001 East University Avenue, Suite D2, Las Cruces, New Mexico, as noted in the letter from Alcohol and Gaming, attached hereto as Exhibit "A" and made a part of this Resolution, is hereby approved.

(II)

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

DONE AND APPROVED on this _____ day of _____ 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

Moved by: _____

Seconded by: _____

VOTE:

Mayor Miyagishima: _____

Councillor Gandara: _____

Councillor Smith: _____

Councillor Pedroza: _____

Councillor Eakman: _____

Councillor Sorg: _____

Councillor Levatino: _____

APPROVED AS TO FORM:



City Attorney

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New Mexico Regulation and Licensing Department
ALCOHOL AND GAMING DIVISION

P.O. Box 25101 ▪ Santa Fe, New Mexico 87504-5101
(505) 476-4875 ▪ Fax (505) 476-4595 ▪ www.rld.state.nm.us/alcoholandgaming



March 18, 2016

Susana Martinez
Governor

Certified Mail No.: 9171 9690 0935 0079 1752 24

Robert "Mike" Unthank
Superintendent

City of Las Cruces

Linda Lewis, Clerk

PO Box 20000

Las Cruces, New Mexico 88004

David Jablonski
Deputy Superintendent

Re: Lic. No. /Appl. No.: Application No. 986379

Name of Applicant: NY Pizza Slice House, LLC

Doing Business As: NY Pizza Slice House, LLC

Proposed Location: 1001 E. University Suite D2, Las Cruces, NM 88001

Diana A. Martwick
Chief General Counsel

Mary Kay Root
Director

ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses.

Greetings:

The Director of the Alcohol and Gaming Division has reviewed the referenced Application and granted **Preliminary Approval**; it is being forwarded to you in accordance with NMSA of the Liquor Control Act §60-6B-4.

While the law states that "within forty-five (45) days after receipt of a Notice from the Alcohol and Gaming Division, the governing body **shall** hold a Public Hearing in the question of whether the department should approve the proposed issuance or transfer", we recognize the inherent conflict between the new 30 day notice and the existing 45 day hearing requirement. Extensions to the 45-day hearing requirement will be granted when necessary to allow for compliance with the 30 day notice. Notice of the Public Hearing required by the Liquor Control Act **shall** be given by the governing body by publishing a notice of the date, time, and place of the hearing twice during the 30 days prior to the hearing in a newspaper of general circulation within the territorial limits of the governing body **The first notice must be published at least thirty (30) days before the hearing. Both publications must occur before a hearing can be conducted.**

The notice shall include: (A) Name and address of the Applicant/Licensee;

(B) The action proposed to be taken by the Alcohol & Gaming Division;

(C) The location of the licensed premises.

The governing body is required to send notice by certified mail to the Applicant of the date, time, and place of the Public Hearing. The governing body may designate a Hearing Officer to conduct the hearing. A record **shall** be made of the hearing.

THE APPLICANT IS SEEKING A RESTAURANT BEER AND WINE LICENSE, WITH ON PREMISES CONSUMPTION ONLY, WITHOUT PATIO SERVICE.

Alcohol and Gaming Division
(505) 476-4875

Boards and Commissions Division
(505) 476-4600

Construction Industries Division
(505) 476-4700

Financial Institutions Division
(505) 476-4885

Manufactured Housing Division
(505) 476-4770

Securities Division
(505) 476-4580

Administrative Services Division
(505) 476-4800

The governing body may disapprove the issuance or transfer of the license if:

- 1) The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this location prior to 1981 or unless the Applicant/Licensee has obtained a waiver from the Local Option District governing body for the proposed licensed premises).
- 2) The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a Zoning Statement from the governing body, this is not a basis for disapproval.
- 3) The issuance would be detrimental to the public health, safety, or morals of the residents of the Local Option District. Disapproval by the governing body on public health, safety, or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

Within thirty (30) days after the Public Hearing, the governing body **shall** notify the Alcohol and Gaming Division as to whether the local governing body has approved or disapproved the issuance or transfer of the license by signing the enclosed original Page 1 of the Application. The original Page 1 of the Application must be returned together with the notice of publication(s). **If the governing body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the Public Hearing, the Director may give Final Approval to the issuance or transfer of the license.**

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty (30) days setting forth the reasons for the disapproval. A copy of the Minutes of the Public Hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (*Page 1 of the Application, noting disapproval*).

Respectfully,



Beverly Kennedy, Hearing Officer
 NM Regulation & Licensing Dept. | Alcohol & Gaming Division
 Phone: (505) 476-4548 Fax: (505) 476-4595
 Email: beverly.kennedy@state.nm.us

Enclosures:

1. Original Page 1 of the Application (*must be signed and returned*)
2. Copy of Page 2 of the Application
3. Copy of Zoning Statement

xc by email: Applicant

12/21/15
ENTERED
200
1786568



New Mexico Regulation and Licensing Department • Alcohol and Gaming Division
PO Box 25101 • Santa Fe, New Mexico 87505-5101 • (505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/alcoholandgaming

RESTAURANT LIQUOR LICENSE APPLICATION

Application fee - \$200.00 Fees are non-refundable.

AGD USE ONLY - APPLICATION # 986379 LOD CITY LAS CRUCES

Application is for: New License / Change of Stock among existing members only / Change of Officers (no ownership interest)

Applicant is: Individual / Corporation / Partnership (General or Limited) / Limited Liability Company

NAME OF APPLICANT (company or individual) NY pizza Slice House, LLC

ADDRESS (including city, state, zip) 1001 E. University Suit D2, Las Cruces, NM 88001

TELEPHONE NUMBER OWNER 575-649-8157 EMAIL NY pizza Slice house@yahoo.com

D/B/A name to be used: NY pizza Slice House, LLC Phone number for licensed premises: _____

Physical location where license is to be used: 1001 E. University Suit D2, Las Cruces, NM 88001 Dona An
(Include street number / highway number / state road, city and county, state, and zip code)

Mailing address: 1088 FRAN DR. LAS CRUCES, NM 88007

Are alcoholic beverages currently being dispensed at the proposed location? Yes _____ No If yes, give license number and type _____

I, (print name) Jessie Carreon., as (title) Owner being first duly sworn upon oath deposes and says that he/she is the applicant or is authorized by the applicant to make this application; that he/she has read the same; knows the contents therein contained are true. Applicant(s) agree(s) that if any statements or representations herein are found to be false, the director may refuse to issue or renew the license or may cause the license to be revoked at any time.

You must sign and date this form in the presence of a notary public.

Signature of Applicant [Signature] Date 9/18/15 12/16/15

SUBSCRIBED AND SWORN TO before me this 16th day of December, 2015 by Jessie F. Carreon

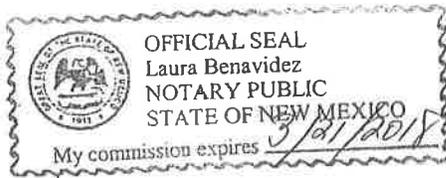
Notary Public [Signature] My Commission Expires 3/21/2018

Local Governing Body of: _____ (City or County). Hearing held on _____ 20____

Check one: Approved _____ Disapproved _____ City/County Official _____ (Signature & Title)

For Alcohol and Gaming Division Use Only

Approved _____ Disapproved _____ Director Approval _____ Date _____





PREMISES LOCATION, OWNERSHIP, AND DESCRIPTION
SS-60-6B-10

1. The land and building which is proposed to be the licensed premises is (check one):

Owned by Applicant _____ Leased by Applicant (attach copy of deed or lease) Other (provide details) _____

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s) Greco Rentals - Commercial, LLC

B. Date and term of lease October 1st 2015, 3 years

3. Premises location is zoned (example C-1) UD-UAZ

If the premises is zoned, attach zoning statement from local government giving location address and type of zone, stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government indicating there is no zoning.

4. Distance from nearest church *(Property line of church to licensed premises—shortest distance). ^{Per DPS} RMSU-Christian Challenge • 2.1 miles, east

Miles/feet 0.2 mi Name of church NEWMAN Center Address/location of church 2615 S. Solano Dr

5. Distance from nearest school *(Property line of school to licensed premises—shortest distance). ^{Per DPS} Las Cruces High School • 5.5 miles, west

Miles/feet _____ Name of school _____ Address/location of school _____

6. Distance from military installation *(Property line of military installation to licensed premises—shortest distance.)

Miles 20.6 Mi Name of Military Installation, circle one: Kirtland Air Force Base (Albuquerque), White Sands Missile Range (Las Cruces), Holloman Air Force Base (Alamogordo), Cannon Air Force Base (Clovis).

7. Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold or consumed. Show exterior walls, doors, and interior walls. This will be the licensed premises. The floor plan should be no larger than 8 1/2 x 11 inches, and must include the total square footage of premises.

*If the distance is beyond 300 feet, but less than 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of Operation:

Lounge _____ Restaurant Package Grocery _____ Racetrack _____ Hotel _____ Other (specify) _____

Return this form to the Alcohol and Gaming Division, PO Box 25101, Santa Fe, New Mexico 87505-5101.

COPY



STATEMENT OF ZONING

The property located at 1001 E. University Avenue, Ste. D2 in Las Cruces, New Mexico, and having a Map Code Number or Parcel Identification Number of 02-26375 is zoned as follows:

UD-UAZ (University District-University Avenue Zone)

Remarks: The UD-UAZ is assigned to land appropriate for an urban neighborhood center with a mix of building types and uses. These lands are generally occupied by attached residential houses, apartment buildings, and commercial or mixed-use buildings. Civic and religious use buildings may also be present. Lands may also be used for playgrounds, squares, and plazas. Two-to-five story buildings are encouraged. Block sizes are limited to create a walkable and well-connected network of streets. Streets are designed to encourage pedestrian activity by generally including on-street parking, curbs and gutters, parkways with street trees, and wide sidewalks. University Avenue shall be the primary frontage for properties on University Avenue. A restaurant with a beer and wine dispenser's license is a permitted use within the UD-UAZ, provided all requirements as prescribed for liquor establishments by the State of New Mexico are met.

The above described property located in the City of Las Cruces, New Mexico, has been reviewed and found to be zoned as indicated above in accordance with the Las Cruces Zoning Atlas. Accordingly, I do hereby approve and issue this Statement of Zoning.

December 10, 2015
Date

Lorenzo Vigil
Planning Technician, Sr.

Please be advised that the information presented on this document is taken from the City of Las Cruces Zoning Atlas. Nothing shall prevent the City of Las Cruces from amending this information if review of the Zoning Ordinance shows the Atlas to be in error.

COPY



AD FORM
LAS CRUCES BULLETIN
LEGAL CLASSIFIED

City contact: Monica Campbell; 541-2014 / 541-2128

Proof of publication/bill to: City Clerk, PO Box 20000, Las Cruces, NM 88004

Dates to Publish: April 1 and 8, 2016

Copy to publish:

NOTICE OF INTENT TO ISSUE WAIVER

Notice is hereby given that the Las Cruces City Council will hold a Public Hearing to discuss the issuance of a waiver of the church/school distance restriction for a Restaurant Beer and Wine License to NY Pizza Slice House, LLC, to be located at 1001 East University Avenue, Suite D2, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council on Monday, May 2, 2016, beginning at 1:00 p.m. in the City Council Chambers, 700 North Main Street, City Hall. If passed, the State of New Mexico Regulation & Licensing Department may approve the waiver.

Witness my hand and seal of the City of Las Cruces on this the 29 day of March 2016.



Linda Lewis, CMC, City Clerk



AD FORM
LAS CRUCES SUN NEWS
LEGAL CLASSIFIED

City contact: Monica Campbell; 541-2014 / 541-2128

Account No. 26484 (Bill to City Clerk, PO Box 20000, Las Cruces, NM 88004)

Dates to Publish: April 3 and 10, 2016

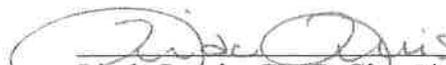
Copy to publish:

NOTICE OF INTENT TO ISSUE WAIVER

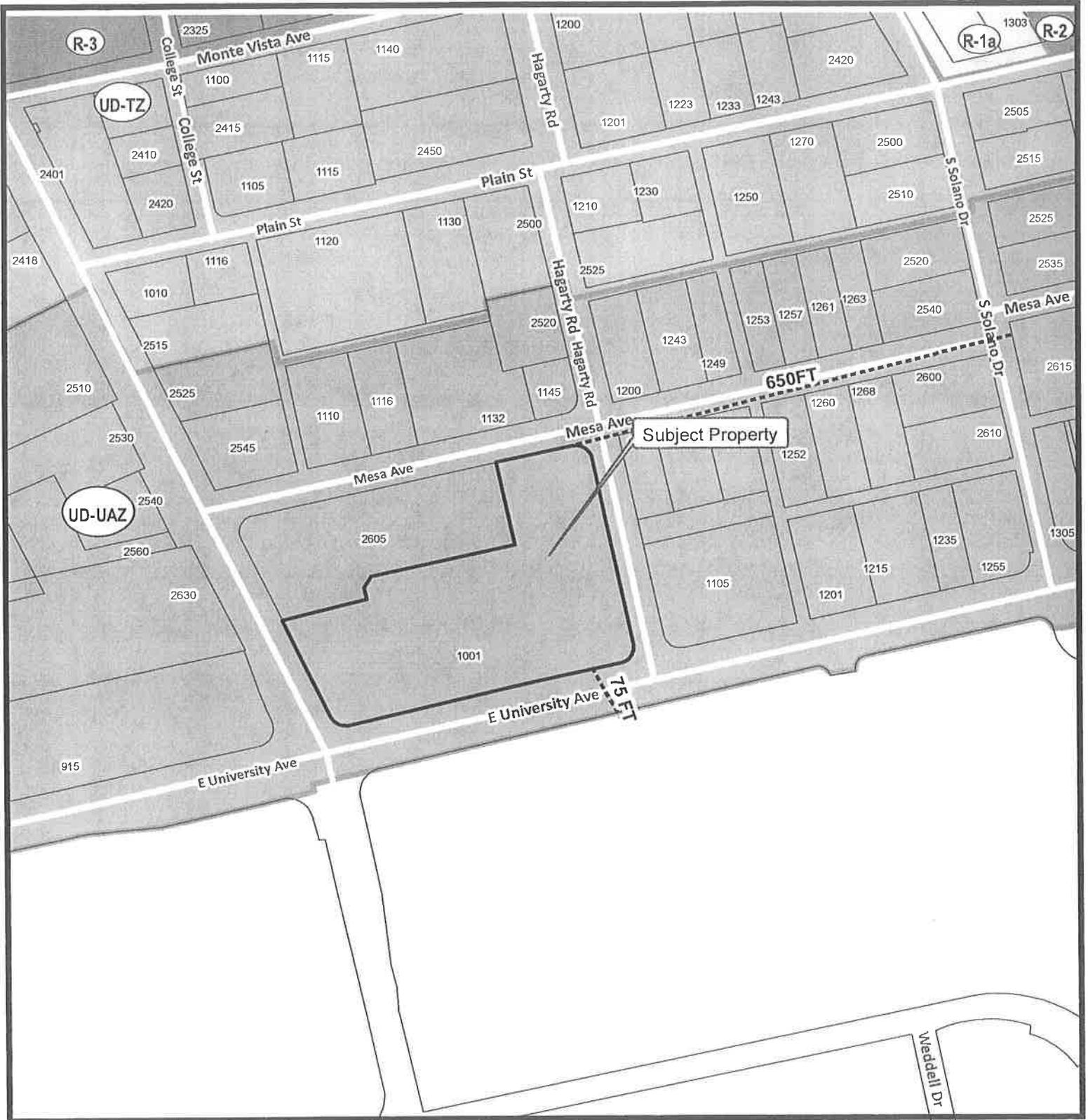
Notice is hereby given that the Las Cruces City Council will hold a Public Hearing to discuss the issuance of a waiver of the church/school distance restriction for a Restaurant Beer and Wine License to NY Pizza Slice House, LLC, to be located at 1001 East University Avenue, Suite D2, Las Cruces, New Mexico.

The Public Hearing will be held in conjunction with the regular meeting of the Las Cruces City Council on Monday, May 2, 2016, beginning at 1:00 p.m. in the City Council Chambers, 700 North Main Street, City Hall. If passed, the State of New Mexico Regulation & Licensing Department may approve the waiver.

Witness my hand and seal of the City of Las Cruces on this the 29 day of March 2016.


Linda Lewis, CMC, City Clerk

Zoning / Vicinity Map



This map was created by Community Development to assist in the administration of local zoning regulations. Neither the City of Las Cruces or the Community Development Department assumes any legal responsibilities for the information contained in this map. Users noting errors or omissions are encouraged to contact the City (575) 528-3043.

Legend

1001 E. UNIVERSITY AVE. STE. D2
 ZONING UD-UAZ
 DISTANCE TO THE NEAREST SCHOOL: 75 FEET
 DISTANCE TO THE NEAREST CHURCH: 650 FEET



 Community Development Department
 700 N Main St
 Las Cruces, NM 88001
 (575) 528-3222

500

ALEXANDER LESLEE
1250 VISTA DEL MONTE
LAS CRUCES, NM. 88007

BCF PROPERTIES LP
5 HAPPY TRAILS DR
LAS CRUCES, NM. 88005-3972

CERVANTES III LTD CO
PO BOX 158
LA MESA, NM. 88044

CHAMISAL LAND HOLDING LLC
PO BOX 66975
ALBUQUERQUE, NM. 87193

CUMMINGS BYRON KEVIN
1904 CRUSE AVE
LAS CRUCES, NM. 88005-1631

DICKERSON HOLDING LLC
PO BOX 161
FAIRACRES, NM. 88033

FALLCREEK STEPHANIE J
2525 HAGERTY
LAS CRUCES, NM. 88001-5619

GRECO TOWN RENTALS LLC
PO BOX 6190
LAS CRUCES, NM. 88066-6190

HADDAD IVA LOO & PATRICIA K
COOPER
2615 CALLE DE SALUD
LAS CRUCES, NM. 88011

J & E REAL ESTATE LLC
PO BOX 3172
LAS CRUCES, NM. 88003

LAULES LODGE LLC
2223 MISSOURI AVE
LAS CRUCES, NM. 88001

LJ RENTAL PROPERTIES LLC
1500 SNOW RD
LAS CRUCES, NM. 88005

MITCHELL ROBERT T
12 SAVANNAH TRL
HILTON HEAD ISL, SC. 29926-2693

N M ALPHA GAMMA RHO BUILDING
ASSN
PO BOX 3031
LAS CRUCES, NM. 88003

NEW MEXICO STATE UNIVERSITY
PO BOX 30001
LAS CRUCES, NM. 880038001

ORTIZ GRISELDA
1327 E 22ND ST
LOS ANGELES, CA. 90011

PETERSON JEAN S & RONALD H
4297 S 3760 WEST
SALT LAKE CITY, UT. 84120

RIMI FILIPPO
PO BOX 271
LAS CRUCES, NM. 88004

SAYED-SULEIMAN ABDEL & SALLY
8040 MURANO CT
LAS CRUCES, NM. 88007

SHERVANICK REGINA
2432 LA FONDA
LAS CRUCES, NM. 88001

SMITH WILLIAM B
PO BOX 1000
MESILLA PARK, NM. 88047

TEMPLE PATRICIA REED
1257 E MESA AVE
LAS CRUCES, NM. 88001



April 8, 2016

Dear Property Owner:

NY Pizza Slice House (the "applicant") located at 1001 East University, Suite D2, Las Cruces, New Mexico, has applied to the Alcohol and Gaming Division of the Regulation and Licensing Department of the State of New Mexico for a restaurant liquor license, which will allow beer and wine to be sold and consumed only within the restaurant. As part of the approval process, state law requires the applicant to obtain approval from the Las Cruces City Council.

This matter will come before the City Council as part of its regular meeting on Monday, May 2, 2016, which begins at 1:00 p.m. in the City Council Chambers located at City Hall, 700 North Main Street.

You are being sent this letter because property you own is within 300 feet of the event. A functional part of New Mexico State University is within 300 feet of the location of NY Pizza Slice House. State law prohibits the sale and consumption of alcoholic beverages within 300 feet of a church or school unless a waiver has been granted. If you wish to share your views concerning a restaurant beer and wine license for NY Slice Pizza House and the waiver request, you may attend the City Council Meeting on May 2, 2016, or you may submit your views in writing to the City Attorney's Office, P. O. Box 20000, Las Cruces, New Mexico 88004. Letters must be received by 5:00 p.m. on Thursday, April 28, 2016.

If you have any questions or need additional information, please contact Monica Campbell at 575-541-2128.

Sincerely,

CITY OF LAS CRUCES

William R. Babington Jr.
City Attorney