City Council
of the
City of Las Cruces

Regular Meeting

October 19, 2009
1:00 P.M.
Council Chambers, City Hall

MEMBERS PRESENT:

Mayor Ken Miyagishima
Councillor Miguel Silva, District 1
Councillor Dolores Connor, District 2
Councillor Dolores C. Archuleta, District 3
Councillor Nathan Small, District 4
Councillor Gil Jones, District 5
Councillor Sharon Thomas, District 6

STAFF:

Terrence Moore, City Manager
Harry (Pete) Connelly, Deputy City Attorney
Esther Martinez, City Clerk

I. OPENING CEREMONIES

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

Presentation of Certificates of Appreciation/Proclamations.

Mayor Miyagishima and Jordan Simons presented the Pet of the Week.

Councillor Small presented a Proclamation to Dr. Steven Sanchez, LCPS Associate Superintendent and declared October 24, 2009 as Make A Difference Day.

Councillor Small presented a Proclamation to Judge Macias and Judge Valentine and declared October 25th thru October 31, 2009 as Celebrate Pro Bono Week.

David Dollahon, Neighborhood Services Administrator gave an update on the Community of Hope Lease.

Ron Baron, Continental Baseball League gave a presentation on the Las Cruces Vaqueros.

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?

None given.

III. PUBLIC PARTICIPATION

Russ Warner, Member of the Public said I want to congratulate the Council and staff for the terrific job that this City has done in getting a credit rating increase at a time when this Country is in a bad economic state.

Councillor Archuleta said a lot of the credit for that goes to Mark Sutter and his staff.

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 5, 6, 8 and 9 need to be removed from the consent agenda for discussion.

Councillor Connor Moved to approve the Agenda as Amended and Councillor Thomas Seconded the motion.

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

V. RESOLUTIONS AND/OR ORDINANCES FOR CONSENT AGENDA

*(1) **Resolution No. 10-109:** A Resolution Authorizing the Destruction of Records That Have Satisfied Their Legal Retention Period.

*(2) **Resolution No. 10-110:** A Resolution Approving Funds to Purchase Commercial Property Insurance Package (To Include: Contractor's Equipment & Auto/Fire Physical Damage, Crime, Boiler & Machinery, and Employee Dishonesty) and Excess Worker's Compensation Through AON Risk Services for a Period of One Year in the Estimated Amount of $222,156.00.

*(3) **Resolution No. 10-111:** A Resolution Authorizing the City of Las Cruces to Submit an Application of $25,000 to the Department of Homeland Security, Federal Emergency Management Agency, Assistance to Firefighters Fire Prevention and Safety 2009 Competitive Grant Announcement.

*(4) **Resolution No. 10-112:** A Resolution Approving a Lease Agreement Between the City of Las Cruces and Russ and Mercy Smith for the Exclusive Use of 800 Square Feet of the City Parking Area Located at the Northwest Corner of Water Street and Griggs Avenue in Downtown Las Cruces.

*(7) **Resolution No. 10-115:** A Resolution Authorizing the City of Las Cruces to Accept Equipment Valued at $14,298.82 Purchased for the Police Department By the New Mexico Department of Public Safety, Office of Emergency Management as Sub-Grantee of the 2006 New Mexico Department of Homeland Security Funding.

VII UNFINISHED BUSINESS

(10) **Resolution No. 10-096:** A Resolution Approving an Affordable Housing Grant Agreement Between the City of Las Cruces and the Housing Authority of the City of Las Cruces for the Use of State Legislative Funds for Development, Renovation, Rehabilitation and Construction of New Units, Office, and a Meeting/Training Room at the Transitional Housing for Homeless Veterans Complex. *(Tabled from 09-21-09)*

Councillor Archuleta Moved to Remove Resolution No. 10-096 from the Table and Councillor Connor Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Remove Resolution No. 10-096 from the Table and it was Unanimously APPROVED. 7-0

David Dollahon, Neighborhood Services Administrator said we are still in negotiations for the terms of the agreement so we are going to ask that you table this until the meeting of November 16, 2009.

Councillor Connor Moved to Table Resolution No. 10-096 until November 16, 2009 and Councillor Archuleta Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Table Resolution No. 10-096 until November 16, 2009 and it was Unanimously APPROVED. 7-0

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(11) **Council Bill No. 10-004; Ordinance No. 2533:** An Ordinance Amending the 2001 Las Cruces Zoning Code, as Amended by Adding a New Section Entitled 38-63 Demolition Delay, Reuse and Adaptive Reuse - Historic Structures for the Purpose of Establishing a Mandatory Sixty Day Time Period Prior to Demolition (Either in Part or in Whole) of Registered Historic Structures in Which Investigation of Alternatives to the Demolition May Occur. *(Tabled from 08-24-09)*

Councillor Archuleta Moved to Remove Council Bill No. 10-004; Ordinance No. 2533 from the Table and Councillor Connor Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Remove Council Bill No. 10-004; Ordinance No. 2533 from the Table and it was Unanimously APPROVED. 7-0

Mayor Miyagishima said this was an error on my part; this was supposed to be brought up in November but because it had already been advertised, it had to be on this agenda. I would like to have this tabled until the November 16th meeting.

David Dollahon, Neighborhood Services Administrator said we were also going to ask for you to table this item and Item 12 until the November 16th meeting.

Councillor Connor Moved to Table Council Bill No. 10-004; Ordinance No. 2533 until November 16, 2009 and Councillor Silva Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Table Council Bill No. 10-004; Ordinance No. 2533 until November 16, 2009 and it was Unanimously APPROVED. 7-0

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(12) **Council Bill No. 10-005; Ordinance No. 2534:** An Ordinance Repealing and Replacing Division 11, Section 30-491 (Demolition: Residential and Commercial/Nonresidential, Building Permit and Inspection Process - Application Procedure) of the 2009 Las Cruces Building Code in Order to Provide Procedural Requirements Consistent With 2001 Las Cruces Zoning Code Provisions When Demolition of Registered Historic Structures in Whole or In Part Is Proposed. *(Tabled from 08-24-09)*

Councillor Archuleta Moved to Remove Council Bill No. 10-005; Ordinance No. 2534 from the Table and Councillor Connor Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Remove Council Bill No. 10-005; Ordinance No. 2534 from the Table and it was Unanimously APPROVED. 7-0

Councillor Connor Moved to Table Council Bill No. 10-005; Ordinance No. 2534 until November 16, 2009 and Councillor Thomas Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Table Council Bill No. 10-005; Ordinance No. 2534 until November 16, 2009 and it was Unanimously APPROVED. 7-0

VII. RESOLUTIONS AND/OR ORDINANCES FOR DISCUSSION

***(5)** **Resolution No. 10-113:** A Resolution to Amend Various Community Development Block Grant (CDBG) Public Services Agreements for Program Year (PY) 2008 and 2009. The Resolution Authorizes the City Manager to Execute the Necessary Amendments on the

City's Behalf. The Resolution Further Amends the City's FY2010 Adopted Budget to Reflect the Action Associated With This Resolution.

Councillor Archuleta Moved to Adopt Resolution No. 10-113 and Councillor Jones Seconded the motion.

David Dollahon, Neighborhood Services Director gave a presentation and said before you are two amendments to various agreements for the City's CDBG public services agreements of program years 2008 and 2009. The first one from program year 2008 is with the Community Action Agency and we are proposing to extend it to June 30, 2010 and to deduct $5,000 from the original allocation due to the project's inability to met the anticipated program goals and the eligibility requirements. We are asking that you amend this resolution to include the substituted agreement which includes the $5,000 deduction. The second item is for program year 2009, Families &Youth, Inc, it would terminate the program year 2009 agreement that is currently in place and revise the amount to $5,469 for expenses incurred through September 30th. The termination date would be effective as of September 30, 2009 and the basis of this action is that a former member of Health and Human Services Advisory Committee did not disclose their employment with FYI nor did they abstain from the voting process for program year 2009 or for the program year 2008 CDBG public service funding in which FYI was funded for both years.

Councillor Silva asked how long will the termination of FYI last?

David Dollahon said the termination will be effective as of September 30th and they were given two options; take either an administrative voluntary suspension of participation with the CDBG program for two years or staff will make a recommendation for a non-voluntary termination of at least two years but not to exceed five years. We haven't received any documents back from them stating their decision.

Councillor Archuleta said this is very unfortunate because they do such great work.

David Dollahon said it is unfortunate and we don't believe it was done intentionally by anyone at FYI other than the former board member.

Micky Curtis, Clinical Director for FYI said we were aware of Hector Vega being on the committee and he had disclosed his conflict of interest one year but we weren't aware that he had failed to do it for the past two years. We want to make sure that the remaining money that was allocated to us is disbursed as soon as possible because these funds are being used to help fund our emergency shelter.

Councillor Connor asked will the Health and Human Services be making a decision on these funds?

David Dollahon said we are proposing to look at the action plan process to see what other projects we have available to fund it to; we have a street project in the East Mesa that is running short on funding. If Council directs us, we can redirect these funds back to the Health and Human Services Advisory Committee; however, we could reprogram it into that street project.

Councillor Connor said I would suggest that we continue to use our Health and Human Services Advisory Board. They are familiar with other programs that need funding but didn't receive it.

David Dollahon said one of our concerns it that an action plan amendment would take about 60 days of work which would bring us to the end of December and that won't give us much opportunity to expend the funds. We are having a work session next week with the Health and Human Services Board so we can discuss it with them at that time.

Councillor Archuleta asked is there a time limit on spending these funds?

David Dollahon said usually, we have to spend it by May 1st of each calendar year.

Councillor Archuleta Moved to Amend Resolution No. 10-113 to include the substituted agreement and Councillor Connor Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Amend Resolution No. 10-113 to include the substituted agreement and it was Unanimously APPROVED. 7-0

Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-113 as Amended and it was Unanimously APPROVED. 7-0

***(6)** **Resolution No. 10-114:** A Resolution Amending Sections of the City's Home Rehabilitation Handbook Related to Various Aspects of Home Rehabilitation and the Mobile Home Ramp Installation Programs.

Councillor Connor Moved to Adopt Resolution No. 10-114 and Councillor Jones Seconded the motion.

David Dollahon, Neighborhood Services Administrator gave a presentation and said these are proposed amendments to our City's Home Rehabilitation Handbook which includes increasing the maximum after rehab value from 95% to 110% of the median purchase price. We are also proposing to increase the weatherization grants from $10,000 to $15,000 and to allow deferred payment loans or due upon transfer which would allow us to have outstanding judgment liens by the homeowners. We would allow renters and homeowners to participate in our mobile home rehab program.

Councillor Archuleta said it is a known fact that low income families pay more for their utilities because they don't have good weatherization for their homes.

David Dollahon said yes, one of the reasons we are asking for an increase is because the energy star appliances do have a higher up front cost but will save them money on their utility cost.

Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-114 and it was Unanimously APPROVED. 7-0

***(8)** **Resolution No. 10-116:** A Resolution Accepting a Grant Award From the New Mexico State Library - G.O. Bonds for the Public Library Resources - In the Amount of $240,399.50 for Library Acquisitions, Including Books, Equipment and Resources for Public Libraries, and to Amend and Adjust the FY 2009/2010 Budget.

Councillor Archuleta Moved to Adopt Resolution No. 10-116 and Councillor Small Seconded the motion.

Johnnie Aldrich, Member of the League for Women Voters said we are very excited to receive this grant from the New Mexico State Library. We do have concerns with the crowded conditions in the Branigan Library, even with the recent addition. We are hoping this grant will help us to be able to build some branch libraries for our community.

Lori Grumet, Public Services Director said this money is from a general obligation bond that was voted on by the voters and it can only be spent on library materials and equipment. It is not available for any kind of construction or branches.

Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-116 and it was Unanimously APPROVED. 7-0

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*(9) **Council Bill No. 10-007; Ordinance No. 2536:** An Ordinance Repealing and Replacing the Definition of "Persons of Low or Moderate Income" in Section 13-102 of the City of Las Cruces Municipal Code, 1997, as Amended. The Replacement Definition Provides Expanded Eligibility to Qualified Persons and Families Under the City's Affordable Housing General Oversight Ordinance and the State Affordable Housing Act.

Councillor Archuleta Moved to Adopt Council Bill No. 10-007; Ordinance No. 2536 and Councillor Thomas Seconded the motion.

David Dollahon, Neighborhood Services Administrator gave a presentation and said this is an amendment to our Municipal Code to define Persons of Low or Moderate Income related to our Affordable House General Oversight Ordinance which complies with State law. It increases the income limits from 80% to 120% for activities that are not funded by the CDBG Home Program or under the Home Development Impact Fee Waiver Program. This also adds a provision for home ownership projects, that no more than 40% of their income can be used for housing expenses.

Councillor Archuleta said this information will be part of the Affordable Housing Strategic Plan; correct?

David Dollahon said that is correct.

Mayor Miyagishima called for the roll on the Motion to Adopt Council Bill No. 10-007; Ordinance No. 2536 and it was Unanimously APPROVED. 7-0

BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 10-117; A PUBLIC HEARING MUST BE HELD

Mayor Miyagishima said this item is now open for a public hearing. Is there anyone who wishes to speak against this item?

None given.

(13) **Resolution No. 10-117:** A Resolution Approving the Issuance of a Beer and Wine Restaurant Liquor License to Smokey Dick's, LLC D/B/A Smokey Dick's BBQ, Located at 2265 South Main Street, Las Cruces, New Mexico.

Councillor Archuleta Moved to Adopt Resolution No. 10-117 and Councillor Silva Seconded the motion.

Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-117 and it was Unanimously APPROVED. 7-0

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(14) **Resolution No. 10-118:** A Resolution Amending the City's Adopted FY2010 Budget to Reflect the Closing of Fund 2030 (Regional Planning Fund) and Adjusting the Budget in Accordance With This Amendment.

Councillor Connor Moved to Adopt Resolution No. 10-118 and Councillor Small Seconded the motion.

Mark Sutter, Finance Director said I am here to answer any questions you might have regarding this resolution.

None were asked.

Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-118 and it was Unanimously APPROVED. 7-0

VIII. BOARD APPOINTMENTS

None given.

IX. REVIEW OF PROPOSED ORDINANCE(S)

(15) **Council Bill No. 10-018; Ordinance No. 2547:** An Ordinance Repealing Las Cruces Municipal Code, Sections 2-826 Through 2-828, Sister Cities Board, In Its Entirety.

Mayor Miyagishima and Council agreed to bring this item back.

X. STATUS/UPDATES ON CURRENT PROJECT LIST

1. **Strategic Plan** - *(Implementation documents being prepared, finalizing plan for council review and consideration.)*
2. **Las Cruces Convention Center** - *(Status report provided monthly on second, Regular City Council Meeting)*
3. **Downtown** - *(The project design is ongoing with Bohannan-Huston, Inc. A Public Input meeting was held for the northern portion of the project on Tuesday, October 6, 2009 at 6:00pm in City Council Chambers. The anticipated completion of the design for the north end portion is October 30, 2009.)*
4. **Impact Fees** – *(The project is on-going. Staff is currently reviewing the latest draft of the Impact Fee Capital Improvements Plan (IFCIP) with the Consultant. Before the new draft IFCIP is finalized, City staff has requested that the Consultant prepare a summary of the options discussed by the City Council during the Work Sessions held in March, April, and May of this year. The summary will be a separate document and will include a table listing the actions that will have to be taken in order to move forward with each option (e.g., Do the land use assumption have to be revised?, etc.). It is important that the CIAC and City Council choose one option on which the IFCIP document and impact fees will be based upon and calculated. The purpose of this summary is to provide information in a concise format for the CIAC and City Council to use in making their decision.)*
5. **Aquatics Center** - *(Status report provided monthly on first, Regular City Council Meeting)*
6. **Vision 2040** - *(Staff has received the latest drafts from the consultant and is reviewing them. Public review of the draft documents began on Monday, September 21st. The current drafts are posted on the Vision 2040 website and will also be available on CD and in print upon request. A week of public input meetings is scheduled for the week of October 19th. The consultant will also lead discussions with joint meetings of the City Council and County Commission as well as the region's Planning Commissions. The meeting schedule will also be posted on the website.)*
7. **Grants/ARRA Status** - (Matrix.)

XI. GENERAL DISCUSSION

1. Mayor

Mayor Miyagishima said I spoke with the new capitan of the NMSU Police Department and they are

building a new headquarters near the corner of Northrise and Sonoma Ranch Blvd. They said they would consider working with the City of Las Cruces in using some of that space for another sub-station for the East Mesa area.

There was an issue with the trash containers in the Downtown area, has that been resolved?

Terrence Moore, City Manager said yes, it has been resolved.

2. City Council

Councillor Archuleta said last night we had the recognition for the 2009-2010 Top Teens and it was a very nice banquet.

I am on the South Central Solid Waste Authority Board and I wanted to bring it to your attention that on Saturday, November 14th from 9 to 3 p.m. at the parking lot of the Dona Ana Government Center, they will be accepting any electronics, like old computer systems, copiers, printers.

Mayor Miyagishima said these items will be reconditioned and made available to needy people.

Councillor Thomas said I want to remind everyone that there are public input meetings this week regarding the Vision 2040 Plan. One is scheduled tonight from 5 to 8 at the Hatch Community Center, there are two meetings scheduled for Wednesday; one is from 9 to 1 at the Dona Ana Government Center and the other one is from 5 to 8 at Chaparral Middle School. There are two scheduled for Thursday, one is from 9 to 12 at the Vado Community Center and the other one is from 5 to 8 at the Sonoma Elementary School.

I have received a lot of emails regarding the Ratepayers Advisory Committee and the proposed utility rate changes. There are two meetings regarding this issue; one is this Thursday at Good Samaritan Village from 1:00 to 2:30 and the other one is on Tuesday, November 10th at the East Mesa Community Center.

Councillor Jones said I have received a lot of comments regarding the disrepair of the intersection area of Engler and McGuffy and I was wondering if there is an opportunity sometime in the near future to rehabilitate that intersection?

Mike Johnson, Public Works Director said we will be repairing that intersection by the end of the week and we are looking at it as part of the storm drain system that will be placed on Engler, to include that intersection as part of that project.

Councillor Jones said regarding the stripping on Mesa Grande; they go from small to big and there are some concerns with the confusion of the stripping and oncoming traffic, it is causing accidents. I would like to suggest that we have a traffic engineer look at that issue.

Mike Johnson said we can look into it.

Mayor Miyagishima said it was also brought up at our District 5 meeting that there were lighting issues in that area and that there are issues with flooding on Reynolds.

Mike Johnson said that flood was during the September 11th storm and it was in excess of the 100 year storm event. We have recently rebuilt Reynolds and we are providing additional curbs and gutters to some of the houses in that area.

Councillor Jones said all of Reynolds is in the flood zone on the FEMA map so we do have some big challenges in that area.

Mike Johnson said that is correct.

Councillor Small said we had a break through with the EBID for the Circle Drive area, they were able to slow down some of the traffic that was endangering the ditch area.

On Saturday, October 31st, there is going to be a fair like harvest festival at the Mesilla Valley Community of Hope.

Councillor Connor said tomorrow is the Len Sugerman Forum which is free to the public at the Farm and Ranch Museum. It is related to the International Spaceport and the focus for tomorrow's forum is building a spaceport community.

They are in session in Santa Fe and I received an email asking for help; we know there is going to be cuts in just about everything and there is a recommendation from the finance committee to cut $4.5 million from the cabinet secretary's job creation pool. Currently, MVEDA is working on two solar projects and a wind tower project that could be hurt by this cut in funding. I am asking that you call our legislators to express that this cut can hurt Las Cruces with a loss of about 400 future jobs.

We had our MRVDA board meeting on Thursday and we discussed a self sufficient budget requirement. Currently, the City of Las Cruces has a contribution of $1.3 million, Dona Ana County contributes $1.1 million and the smaller communities contribute about $100,000. We are putting together a campaign to have MRVDA self sufficient which annually would cost about $4.2 million just to manage the operation of MRVDA and the new facility will cost about $6 million. There was an item in the City Manager's Information Letter that stated we were looking for land to give to a non-profit agency but I think the City and County need to work together to find some land to build this new facility and put it on the top of our list.

Mayor Miyagishima said it will be extremely difficult for them to be self sufficient and I don't see a problem with us continuing with our contribution. The problem is with getting the additional funds for the new building.

Councillor Connor said it is a struggle for all the contributors to contribute funds to help with the operations of this facility.

Terrence Moore, City Manager said we don't have any specific recommendations for a facility site but we are working on being able to give a presentation to our Council and the County Commissioners regarding this issue.

Councillor Silva said I want to commend Chief Adolf Zubia for his years of services and on his retirement.

In regards to the Los Vaqueros baseball team, what are the City's commitments?

Terrence Moore said we are in the process of finalizing an agreement for permitting the use of Apodaca Park but nothing else is definitive as of yet. Once everything is done, we will be bringing it forward for approval by Council.

Councillor Silva said there have been a number of requests for past records and I know emails are only keep for 30 days; is it possible to find out what other cities do regarding emails?

Terrence Moore said I will have staff do research on that issue.

Councillor Silva asked can we do something like modify a street ordinance to accommodate street vendors because I know the hot dog vendor across the street sometimes can't get here early enough to get a parking spot to set up his stand.

Terrence Moore said yes, sir.

3. City Manager

A. Update Regarding Development and Construction of New City Hall.

Brian Denmark, Facility Director gave a presentation and said City staff received a revised work schedule from Jaynes Construction which reflects a six week delay for the completion of the overall project. The IT Department will need about 30 days before everyone moves in to test their systems and make sure everything is operational.

B. Update Regarding Development and Construction of New Las Cruces Center.

Brain Denmark, Facility Director gave a presentation and said most of the work that is currently being done is steel and concrete work.

Lori Grumet, Public Services Director gave a presentation and said Global Spectrum has been prospecting for clients and they currently have three clients that are ready to sign contracts and book events once the Center is completed.

C. Update Concerning Revenue Forecasts and Projections.

Dick Gebhart, Budget Director gave a presentation and said in general, the general fund is about $1.2 million ahead and the expenditure variances are mostly on the operational side. In summary, for the first quarter, general fund revenues are up about 3%, revenues boosted by health care which is up by about 30%. The first quarter of FY10 was very good but the remaining portion of FY10 is still uncertain.

E. Local Preference Implementation and Clarification.

Robert Garza, Assistant City Manager gave a presentation and said there will be a work session on November 9th regarding this issue.

Brian Denmark, Facility Director gave a presentation and said the question of "why are your construction cost per square foot so high" and the answer is simple; it not just the construction cost, it is the total project cost.

There are three primary tools that we use for project management which are the design bid build, the design build and the construction manager at risk. None of these tools affect the use of local sub-contractors or local labor. Looking at our three big contracts, we are using about 70% of local sub-contractors and local labor.

Bob Telles, Purchasing Director gave a presentation and said we just finished our procurement training which consisted of a review of our City's contracting data and information on where to find information regarding our contracts. We also took them through a step by step detailed process of our RFP solicitation process and evaluation to help them to understand our procedures.

D. Interest on Status of Pending Projects and Programs.

Councillor Connor said Robert Garza spent some time yesterday with the legislators and discussed what type of fall backs we will be seeing; I know of one which is about $100,000 that might be pulled back. I think we should get updates on this on a regular basis.

Robert Garza, Assistant City Manager said things are moving quickly in Santa Fe and at this time, the House's version doesn't match the Senate's version of the cut back bill. I have been

advised of about ten City projects that could lose funding and they are currently testing to see if there are third party contracts which has never been put on the table before now. We have a deadline of 6:00 p.m. this evening to get them all our information and they will be meeting again tomorrow morning at 10:00 a.m. I will copy the Council on all the details we obtain on this situation.

Terrence Moore, City Manager said I would like to add the State Legislative Fall Backs as a Status Update on Current Projects on the agenda.

F. Other Items - Information Only

None given.

Meeting Adjourned at 4:23 p.m.