



**City Council
of the
City of Las Cruces**

Special Meeting

**October 26, 2009
4:30 P.M.**

Council Chambers, City Hall

MEMBERS PRESENT:

STAFF:

- 14 Mayor Ken Miyagishima
- 15 Councillor Miguel Silva, District 1
- 16 Councillor Dolores Connor, District 2
- 17 Councillor Dolores C. Archuleta, District 3
- 18 Councillor Nathan Small, District 4
- 19 Councillor Gil Jones, District 5
- 20 Councillor Sharon Thomas, District 6

- Terrence Moore, City Manager
- Fermin Rubio, City Attorney
- Esther Martinez, City Clerk

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

27 **I. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC**
28 **SECTION 2-27(E)(2).** *At the opening of each council meeting, the chairperson shall ask*
29 *if any member of the city council, city manager, or any member of the city staff has any*
30 *known conflict of interest with any item on the agenda.*

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

34 None given.

38 Mayor Miyagishima read a Closed Meeting Statement and said the City of Las Cruces City Council
39 and the Dona Ana Board of Commission met in a Closed Session at 4:37 p.m. on October 20, 2009.
40 The following members were in attendance: Mayor Miyagishima, Councillor Connor, Councillor
41 Archuleta, Councillor Small, Councillor Jones, Councillor Thomas, City Manager Terrence
42 Moore, City Attorney Fermin Rubio, Assistant City Attorney Marcy Driggers, Finance Director Mark
43 Sutter, Utilities Director Jorge Garcia, Josh Rosenblatt, Assistant City Manager Robert

1 Garza, Dan Santantonio, Brad Martin, Commissioner Perez, Commissioner Kraling, Commissioner
2 Duarte-Benavidez, County Manager Brian Haines and Deputy County Attorney David Medeiros. The
3 Las Cruces City Council and the Dona Ana Board of Commissioners met in a Closed Session and
4 only discussed those limited items as stated in the posted notice. To discuss threatened or pending
5 litigation involving the Griggs and Walnut Superfund Site. The meeting adjourned at 5:45 p.m.

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9 **II. RESOLUTIONS FOR DISCUSSION**

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11 1. Resolution No. 10-122: A Resolution to Apply for a Grant Opportunity From the New
12 Mexico Energy, Minerals and Natural Resources Department (NMEMNRD) in the Amount
13 of \$85,000. No City Match Required.

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15 Councillor Connor Moved to Adopt Resolution No. 10-122 and Councillor Archuleta Seconded the
16 motion.

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20 Auguie Henry, Acting Grants Administrator gave a presentation and said this is a proposal that was
21 given to us by the New Mexico Energy, Minerals and Natural Resources Department. They ended
22 up with \$85,000 that they didn't know what to do with so they contacted us. These funds can be put
23 into an existing project and we currently have three projects that could use these funds. We are just
24 looking for permission to apply for this grant.

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28 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-122 and it was
29 Unanimously APPROVED. 7-0

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33 2. Resolution No. 10-123: A Resolution to Apply for a Grant Offered by the New Mexico
34 Department of Environment and the New Mexico Water Board in an Amount of \$250,000.

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36 Councillor Archuleta Moved to Adopt Resolution No. 10-123 and Councillor Connor Seconded the
37 motion.

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41 Auguie Henry, Acting Grants Administrator gave a presentation and said we are just asking for
42 permission to apply for this grant. This is a dual application with the New Mexico Department of

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1 Environment and the New Mexico Water Board. This would supplement our Bureau of Reclamation
2 award of \$86,000 to complete the Burn Lake Water 2025 Project. This grant doesn't require any
3 match amount on our part and this project would create a reservoir area for storage of irrigation
4 water. This grant is due November 2nd.

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6 Eric Martin, Facilities Department Project Management said this project would convert Burn Lake
7 into a regulating reservoir and this is being done in partnership with the EBID.

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11 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-123 and it was
12 Unanimously APPROVED. 7-0

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16 3. Resolution No. 10-124: A Resolution to Apply for a Grant Offered by the Environmental
17 Protection Agency (EPA), National Clean Diesel Funding Assistance Program, FY
18 2009/2010 for an Amount Not to Exceed \$1,000,000. No Match is Required by the City.

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20 Councillor Connor Moved to Adopt Resolution No. 10-124 and Councillor Small Seconded the
21 motion.

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25 Augie Henry, Acting Grants Administrator gave a presentation and said this would give us the
26 opportunity to upgrade our vehicles.

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28 Tom Schuster, Senior Planner said we would be using this to retrofit some of our diesel fleet
29 with a couple of different technologies. Another portion of the grant would be used to convert the
30 entire diesel fleet to run on a blend of 20% bio-diesel. There is no match required with this grant.

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34 Mayor Miyagishima called for the roll on the Motion to Adopt Resolution No. 10-124 and it was
35 Unanimously APPROVED. 7-0

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39 **Meeting Adjourned at 4:54 p.m.**