



CITY OF LAS VEGAS

1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX: 505-425-7335

ALFONSO E. ORTIZ, JR.
Mayor

**CITY OF LAS VEGAS
WORK SESSION CITY COUNCIL AGENDA
August 13, 2014–Wednesday– 5:30 p.m.
City Council Chambers
1700 N. Grand Ave**

(The City Council shall act as the Housing Authority Board of Commissioners on any matters on the Agenda concerning the Housing Department.)

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **MOMENT OF SILENCE**
- V. **APPROVAL OF AGENDA**
- VI. **MAYOR'S APPOINTMENTS**
- VII. **MAYOR'S RECOGNITIONS/PROCLAMATIONS**
- VIII. **PUBLIC INPUT (not to exceed 3 minutes per person)**
- IX. **CITY MANAGER'S INFORMATIONAL REPORT**
- X. **DISCUSSION ITEMS**

1. Conduct a Public Hearing and Identify project priorities for the 2016-2020 Infrastructure Capital Improvements Plan.

Elmer J. Martinez, Acting City Manager The Department of Finance, Local Government Division recommends that municipalities prepare and submit an ICIP in order to plan the systematic allocation of funds and also enable the executive branch of state government to propose a rationale ICIP to the legislature for funding. The deadline for submittal is September 2, 2014.

2. Interim Appointment of Public Works Director.

Elmer J. Martinez, Acting City Manager Currently this position is vacant. This position has been posted.

3. Resolution 14-54 Disposing of Obsolete Property.

Ann Marie Gallegos, Finance Director The City of Las Vegas has obsolete property, such as scrap metal, water and gas meters, and other obsolete equipment that has been fully depreciated.

4. Publication of Ordinance 14-05.

Dave Romero, City An Ordinance, 14-05 Imposing a two (2) year moratorium the submission consideration or approval of applications for conditional use or special use permits or variances for wireless communications facilities within the City of Las Vegas.

5. Out of State travel for Mr. Ben Maynes, Building Inspector.

Lucas Marquez, Interim Community Development Director Request for Building Inspector, Ben Maynes to attend the Pearson Training class and exam given during October 6, 2014 through October 11, 2014 in the City of Englewood Colorado. Mr. Maynes is required to be certified nationally through Construction Industries Licensing Act.

6. Encroachment agreement with Ms. Isabel Saavedra.

Lucas Marquez, Interim Community Development Director During a "Boundary Survey Plat prepared by surveyor Redline LLC, it was discovered that a porch attached to Isabel Saavedra's home located at 1408 South Pacific, Las Vegas, NM encroaches onto City right of way, 1408 South Pacific is a registered historical home that falls within the local Cultural Historic Overlay.

7. Public Transportation (5311) Grant Application—Review of Resolution 14-58 authorizing application to the New Mexico Department of Transportation Transit and Rail Division for a Public Rural Transportation Grant.

Elmer J. Martinez, Acting City Manager The City of Las Vegas provides public transportation for the community via Meadow City Express. The grant will provide for the continuation of this service.

XI. EXECUTIVE SESSION

THE COUNCIL MAY CONVENE INTO EXECUTIVE SESSION IF SUBJECT MATTER OF ISSUES ARE EXEMPT FROM THE OPEN MEETINGS REQUIREMENT UNDER § (H) OF THE OPEN MEETINGS ACT.

- A. Personnel matters, as permitted by Section 10-15-1 (H) (2) of the New Mexico Open Meetings Act, NMSA 1978.**
- B. Matters subject to the attorney client privilege pertaining to threatened or pending litigation in which the City of Las Vegas is or may become a participant, as permitted by Section 10-15-1 (H) (7) of the New Mexico Open Meetings Act, NMSA 1978.**
- C. Matters pertaining to the discussion of the sale and acquisition of real property, as permitted by Section 10-15-1 (H) (8) of the Open Meetings Act, NMSA 1978.**

XII. ADJOURN

ATTENTION PERSONS WITH DISABILITES: The meeting room and facilities are accessible to persons with mobility disabilities. If you plan to attend the meeting and will need an auxiliary aid or service, please contact the City Clerk's Office prior to the meeting so that arrangements may be made.

ATTENTION PERSONS ATTENDING COUNCIL MEETING: By entering the City Chambers, you consent to photography, audio recording, video recording and its/their use for inclusion on the City of Las Vegas Web-site, and to be televised on Comcast.

NOTE: A final agenda will be posted 72 hours prior to the meeting. Copies of the Agenda may be obtained from City Hall, Office of the City Clerk, 1700 N. Grand Avenue, Las Vegas, N.M 87701

CITY COUNCIL AGENDA REQUEST

DATE: 8/7/14 **DEPT:** Community Development **MEETING DATE:** 8/13/2014

ITEM/TOPIC: 2016-2020 Infrastructure Capital Improvement Plan (ICIP)

ACTION REQUESTED: Conduct a public hearing, identify project priorities for the 2016-2020 Infrastructure Capital Improvements Plan.

BACKGROUND/RATIONALE: The department of Finance, Local Government Division recommends that municipalities prepare and submit an ICIP in order to plan the systematic allocation of funds and also enable the executive branch of state government to propose a rationale ICIP to the legislature for funding. The deadline for submittal is September 2, 2014.

STAFF RECOMMENDATION: Consideration by council

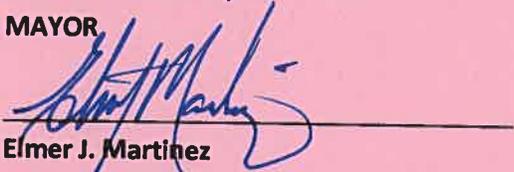
THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00AM ON Friday ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.


SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR
MAYOR



Elmer J. Martinez
ACTING CITY MANAGER

Ann Marie Gallegos
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

If box is Initialed by City Mnger., Review and Sign

Infrastructure Capital Improvement Plan FY 2016-2020

Las Vegas Project Summary

ID	Year	Rank	Project Title	Category	Funded to date						Total	Amount	Phases
						2016	2017	2018	2019	2020	Project Cost	Not Yet Funded	
27834	2016	001	Bradner Dam Expansion	Water Supply	13,000,000	26,954,170	0	0	0	0	39,954,168	26,954,170	No
11495	2016	002	Swimming Pool-Reroof amd repair pool pac HV/VAC	Public Parks (local)	0	1,500,000	0	0	0	0	1,500,000	1,500,000	No
27840	2016	003	Peterson Dam Rehabilitation	Water Supply	690,000	2,155,000	2,155,000	0	0	0	5,000,000	4,310,000	Yes
25347	2016	004	Water Treatment Plant Oxidation	Water Supply	587,500	3,253,149	0	0	0	0	3,840,649	3,253,149	No
25345	2016	005	Raw water conveyance system improvements	Water Supply	0	2,420,000	1,867,000	2,518,334	2,518,333	2,518,333	11,842,000	11,842,000	No
25343	2016	006	Groundwater Treatment and Production	Water Supply	2,369,561	4,551,271	1,600,000	1,600,000	1,600,000	0	11,720,832	9,351,271	No
26283	2016	007	Family Fun Center	Economic Development	0	600,000	5,000,000	0	0	0	5,600,000	5,600,000	Yes
25348	2016	008	Water Treatment Plant Building Repairs	Water Supply	0	78,020	24,520	24,520	24,520	24,520	176,100	176,100	No
25353	2016	009	Effluent Reuse System	Wastewater	0	1,406,498	900,000	500,000	500,000	500,000	3,806,498	3,806,498	No
27896	2016	010	Plaza Bridge Street Reconstruction	Hiways/Roads/Streets/Bridges	0	1,620,000	0	0	0	0	1,620,000	1,620,000	Yes
21312	2016	011	Carnegie Library Renovation	Libraries	0	0	2,240,000	1,000,000	0	0	3,240,000	3,240,000	No
22730	2016	011	Fire & Police Equipment	Public Safety Equipment/Bldgs	0	1,000,000	500,000	145,000	60,000	201,300	1,906,300	1,906,300	No
24010	2016	012	E. Romero Fire and Hose Building	Museums	0	500,000	0	0	0	0	500,000	500,000	No
21305	2016	013	Animal Shelter Renovation Project	Other	0	0	250,000	0	0	0	250,000	250,000	No
27819	2016	013	Mobile Data Communication	Public Safety Equipment/Bldgs	0	150,000	0	0	0	0	150,000	150,000	No
18959	2016	014	Riverwalk Improvements	Public Parks (local)	0	100,000	1,300,000	0	0	0	1,400,000	1,400,000	No

Infrastructure Capital Improvement Plan FY 2016-2020

24088	2016	014	Housing Upgrade and Improvements	Housing-Related Cap Infra	0	0	3,230,000	5,000,000	3,000,000	0	11,230,000	11,230,000	No
22754	2016	015	Public Facilities Upgrade and Improvements	Adm/Service Facilities (local)	0	770,000	400,000	0	0	0	1,170,000	1,170,000	Yes
13921	2016	015	Dee Bibb Industrial Park Infrastructure Improv	Hiways/Roads/Streets/Bridges	0	0	1,500,000	0	0	0	1,500,000	1,500,000	No
14340	2016	016	T Hangars Renovation/Construction	Airports	0	0	330,000	0	0	0	330,000	330,000	No
15548	2016	016	Wastewater Collection System	Wastewater	0	2,050,000	375,000	200,000	200,000	200,000	3,025,000	3,025,000	No
17045	2016	017	Information System Upgrade Phase I & II	Adm/Service Facilities (local)	0	0	1,200,781	0	0	0	1,200,781	1,200,781	No
27898	2016	017	Hot Springs Blvd Reconstruction	Hiways/Roads/Streets/Bridges	0	1,080,000	0	0	0	0	1,080,000	1,080,000	No
10473	2016	018	Remodel Fire Stations 2	Fire	0	0	300,000	0	0	0	300,000	300,000	No
10733	2016	018	Mainstreet Corridor Improvement Project	Economic Development	0	1,325,000	1,650,000	1,000,000	700,000	700,000	5,375,000	5,375,000	Yes
24067	2016	019	Wastewater Treatment Plant Upgrade	Wastewater	0	0	918,637.5	0	0	0	918,637.5	918,637.5	No
25190	2016	019	Transportation Comprehensive Plan-GIS	Other	0	200,000	0	0	0	0	200,000	200,000	No
23889	2016	020	Police Crime Scene Van	Public Safety Vehicles	0	0	145,000	0	0	0	145,000	145,000	No
25178	2016	020	Bullet Proof Vest Replacement	Public Safety Equipment/Bldgs	0	25,000	25,000	25,000	25,000	25,000	125,000	125,000	No
25809	2016	021	City of Las Vegas-Gallinas Picnic Grounds	Economic Development	0	0	150,000	1,500,000	0	0	1,650,000	1,650,000	No
9790	2016	022	Replacement of Solid Waste Heavy Equip	Solid Waste	0	0	350,000	300,000	0	0	650,000	650,000	No
13878	2016	023	Fifth Street Reconstruction	Hiways/Roads/Streets/Bridges	0	0	1,295,528	0	0	0	1,295,528	1,295,528	No
24040	2016	024	University Avenue Gateway Project	Hiways/Roads/Streets/Bridges	0	380,000	0	0	0	0	380,000	380,000	No
25808	2016	025	Old City Hall Reconstruction	Adm/Service Facilities (local)	0	1,360,000	0	0	0	0	1,360,000	1,360,000	No
25933	2016	026	Las Vegas Police Department Remodel	Public Safety Equipment/Bldgs	0	80,000	0	0	0	0	80,000	80,000	No

Infrastructure Capital Improvement Plan FY 2016-2020

26188	2016 028	Hannah Park Improvements	Public Parks (local)	0	320,000	0	0	0	0	320,000	320,000	No
25817	2016 029	Municipal/Judicial Complex	Adm/Service Facilities (local)	0	1,650,000	0	0	0	0	1,650,000	1,650,000	No
21584	2016 030	Christine Drive Repavement Project	Hiways/Roads/Streets/Bridges	0	230,000	0	0	0	0	230,000	230,000	No
25183	2016 032	Government Building Target Hardening	Public Safety Equipment/Bldgs	0	220,000	0	0	0	0	220,000	220,000	No
25302	2016 033	Transfer Station Pavement and Drainage Project	Solid Waste	0	333,000	0	0	0	0	333,000	333,000	No
26172	2016 034	Homeless Shelter	Housing-Related Cap Infra	0	210,000	2,000,000	0	0	0	2,210,000	2,210,000	No
28023	2016 035	Depot Surveillance System	Adm/Service Facilities (local)	0	5,000	0	0	0	0	5,000	5,000	No
26189	2016 036	Housing Infrastructure Improvements	Housing-Related Cap Infra	0	960,000	0	0	0	0	960,000	960,000	No
12390	2016 036	Records Storage/Archives Facility	Adm/Service Facilities (local)	0	170,000	0	0	0	0	170,000	170,000	No
10647	2016 037	Training Tower Construction	Fire	0	272,000	0	0	0	0	272,000	272,000	No
27899	2016 037	Senior Center Parking Lot Improvements	Hiways/Roads/Streets/Bridges	0	540,000	0	0	0	0	540,000	540,000	No
22673	2016 038	Rosenwald/Sulzbacher Reconstruction Project	Hiways/Roads/Streets/Bridges	0	825,000	0	0	0	0	825,000	825,000	No
26173	2016 039	Mountain View Park Improvements	Public Parks (local)	0	0	300,000	0	0	0	300,000	300,000	No
15547	2016 040	Drainage Improv to Arroyos	Storm/Surface Water Control	0	0	833,662	1,500,000	15,000,000	0	17,333,662	17,333,662	No
12191	2016 041	Equipment for Risk Management	Public Safety Equipment/Bldgs	0	0	10,000	0	0	0	10,000	10,000	No
26683	2016 042	Douglas Plaza	Economic Development	0	0	175,000	1,500,000	0	0	1,675,000	1,675,000	No
12398	2016 043	Gas Transmission Line Replacement and Repairs	Utilities (publicly-owned)	0	0	850,000	0	0	0	850,000	850,000	No
25350	2016 044	Annual Leak Repair and replacement	Water Supply	0	0	1,678,000	550,000	550,000	550,000	3,328,000	3,328,000	No
25550	2016 045	Desalination of Taylor Well 7 Brackish Groundwater	Water Supply	0	0	4,526,271	1,464,453	1,464,453	1,434,453	8,889,630	8,889,630	No

Infrastructure Capital Improvement Plan FY 2016-2020

25816	2016	046	Playground Equipment	Public Parks (local)	0	0	100,000	0	0	0	100,000	100,000	No
12686	2016	049	Rough Rider Museum Renovation	Museums	0	0	150,000	270,000	1,000,000	0	1,420,000	1,420,000	No
18986	2017	001	Macario Gonzales Community Neighborhood	Housing-Related Cap Infra	0	0	0	2,900,000	1,500,000	0	4,400,000	4,400,000	No
25209	2017	002	Bradner and Peterson Dam Impervious Liner	Water Supply	0	0	0	4,050,000	0	0	4,050,000	4,050,000	No
25189	2017	003	8th Street Extension Reconstruction	Hiways/Roads/Streets/Bridges	0	0	0	1,100,000	0	0	1,100,000	1,100,000	No
25290	2017	004	Solid Waste Mechanic Garage	Solid Waste	0	0	0	350,000	0	0	350,000	350,000	No
21590	2017	005	Rodriquez Park Expansion Phase II-- Sports Complex	Public Parks (local)	0	0	0	250,000	280,000	0	530,000	530,000	No
10747	2017	006	Safety Vehicle/Risk Mgmt	Public Safety Vehicles	0	0	0	22,000	0	0	22,000	22,000	No
12231	2017	007	Replacement of PVC Gas Lines in West Las Vegas	Utilities (publicly-owned)	0	0	0	130,000	0	0	130,000	130,000	No
12326	2017	008	Training Room/Risk Management	Adm/Service Facilities (local)	0	0	0	93,000	0	0	93,000	93,000	No
10681	2017	009	Police Public Safety Vehicles	Public Safety Vehicles	0	0	0	174,800	174,800	174,800	524,400	524,400	No
10716	2017	010	Heavy Rescue Unit	Public Safety Equipment/Bldgs	0	0	0	500,000	0	0	500,000	500,000	No
10732	2017	011	Fire Substation Las Vegas Airport	Fire	0	0	0	250,000	0	0	250,000	250,000	No
10680	2017	013	Land Acquisition/Police Dept	Public Safety Equipment/Bldgs	0	0	0	210,000	0	0	210,000	210,000	No
10273	2017	014	Firing Range Training Facility	Public Education (state only)	0	0	0	10,000	50,000	0	60,000	60,000	No
19032	2017	015	Digital Archiving System	Adm/Service Facilities (local)	0	0	0	50,000	0	0	50,000	50,000	No
12185	2017	016	Water, Gas Lines to Airport	Utilities (publicly-owned)	0	0	0	1,350,500	0	0	1,350,500	1,350,500	No
25342	2017	018	Outdoor Events Center	Other	0	0	0	60,000	0	0	60,000	60,000	No
14269	2017	019	Williams Drive Reconstruction	Hiways/Roads/Streets/Bridges	0	0	0	462,000	420,000	0	882,000	882,000	No

Infrastructure Capital Improvement Plan FY 2016-2020

25288	2017	020	Solid Waste Recycling Center and Equipment	Solid Waste	0	0	0	800,000	0	0	800,000	800,000	No
21598	2017	021	Ridge Runner Road Reconstruction	Hiways/Roads/Streets/Bridges	0	0	0	210,000	0	0	210,000	210,000	No
24192	2017	022	Housing-Rodriguez Park Area	Housing-Related Cap Infra	0	0	0	1,925,000	1,875,000	1,875,000	5,675,000	5,675,000	No
25982	2017	023	Utilities Building and Site Improvements	Adm/Service Facilities (local)	0	0	0	678,500	0	0	678,500	678,500	No
17057	2017	024	Keen Street Construction	Hiways/Roads/Streets/Bridges	0	0	0	0	618,000	0	618,000	618,000	No
17060	2017	025	West National Street construction	Hiways/Roads/Streets/Bridges	0	0	0	560,000	0	0	560,000	560,000	No
25210	2018	001	Bradner Dam improvements	Water Supply	0	0	0	0	0	5,870,000	5,870,000	5,870,000	No
25211	2018	002	Stage 2 WTP O&M Imprvemnts	Water Supply	0	0	0	0	0	124,200	124,200	124,200	No
25261	2018	003	City Surviellance Project	Public Safety Equipment/Bldgs	0	0	0	0	110,000	0	110,000	110,000	No
17649	2018	004	Kavanaugh Street Reconstruction	Hiways/Roads/Streets/Bridges	0	0	0	0	107,800	0	107,800	107,800	No
15628	2018	005	Kretz Drainage	Storm/Surface Water Control	0	0	0	0	200,000	1,000,000	1,200,000	1,200,000	No
15644	2018	006	Second Street Drainage	Storm/Surface Water Control	0	0	0	0	800,000	0	800,000	800,000	No
12190	2018	007	Equipment/Software for Carnegie Library	Libraries	0	0	0	0	25,000	0	25,000	25,000	No
12393	2018	008	Keyes Park Improvements	Public Parks (local)	0	0	0	0	50,000	450,000	500,000	500,000	No
9792	2018	009	Transfer Station Facility Repairs	Adm/Service Facilities (local)	0	0	0	0	700,000	0	700,000	700,000	No
25806	2019	001	Park Improvements, landscaping, and amenities	Public Parks (local)	0	0	0	0	0	300,000	300,000	300,000	No
25262	2019	002	Special Event Equipment	Economic Development	0	0	0	0	0	60,000	60,000	60,000	No
12958	2019	003	Recreation Department Vehicle Replacement	Other	0	0	0	0	0	35,000	35,000	35,000	No
14341	2019	004	Northern Arterial	Hiways/Roads/Streets/Bridges	0	0	0	0	0	16,500,000	16,500,000	16,500,000	No

Infrastructure Capital Improvement Plan FY 2016-2020

Number of projects:	92							
	Funded to date:	Year 1:	Year 2:	Year 3:	Year 4:	Year 5:	Total Project Cost:	Total Not Yet Funded:
Grand Totals	16,647,061	59,293,112	38,329,400	35,233,108	33,552,904	32,542,606	215,598,176	198,951,104

Work Session

CITY COUNCIL MEETING AGENDA REQUEST

DATE: August 1, 2014 DEPT: Executive MEETING DATE: 8-13-14

ITEM/TOPIC: Interim Appointment of Public Works Director.

BACKGROUND/RATIONALE: Currently this position is vacant. This position has been posted. (see attached letter copied to Mayor/Council)

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE
NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO
THE CITY COUNCIL MEETING.

REVIEWED AND APPROVED BY:


ALFONSO E. ORTIZ, JR.
MAYOR


ELMER J. MARTINEZ,
ACTING CITY MANAGER

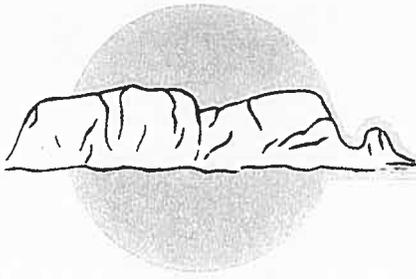
PURCHASING AGENT
(FOR BID AWARD ONLY)

SUBMITTER'S SIGNATURE

ANN MARIE GALLEGOS
FINANCE DIRECTOR

DAVE ROMERO
CITY ATTORNEY

Approved as to Legal Sufficiency Only
(If Box is Initialed by City Mngr., Review and Sign)



CITY OF LAS VEGAS

1700 N. GRAND AVE. • LAS VEGAS, NEW MEXICO 87701-4731 • 505-454-1401 • FAX: 505-425-7335

ALFONSO E. ORTIZ, JR.
Mayor

July 30, 2014

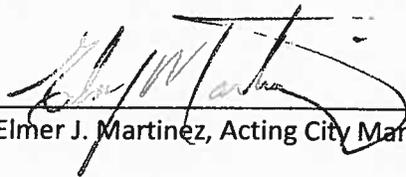
Mr. Chris Cavazos
City of Las Vegas
Las Vegas, New Mexico 87701

RE: Interim appointment as Public Works Director

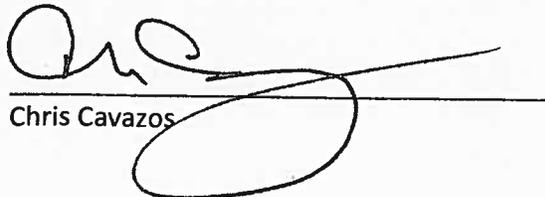
Mr. Cavazos:

This is to inform you that at this time, I am appointing you as Interim Public Works Director for the City of Las Vegas, commencing 7-29-14. This Interim appointment will be subject to Council approval at a later time, at a duly called meeting of the City Council. You will be compensated according to the City of Las Vegas pay-plan. This appointment will continue as per City of Las Vegas Personnel Ordinance.

Thank you for your willingness to take on this assignment.


Elmer J. Martinez, Acting City Manager

xc: Leette Kugler, Human Resource Manager
Casandra Fresquez, Human Resource Director
Mayor/Council

Acknowledged by: 
Chris Cavazos

Work Session

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 08/01/2014

DEPT: FINANCE

MEETING DATE: 08/13/14

DISCUSSION ITEM/TOPIC: Resolution #14-54 Disposing of Obsolete Property

BACKGROUND/RATIONALE: The City of Las Vegas has obsolete property, such as scrap metal, water and gas meters, and other obsolete equipment that has been fully depreciated.

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.


SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:


ALFONSO E. ORTIZ, JR.
MAYOR


ELMER J. MARTINEZ
ACTING CITY MANAGER

ANN. M. GALLEGOS
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

STATE OF NEW MEXICO
MUNICIPALITY OF CITY OF LAS VEGAS
RESOLUTION 14-54
OBSOLETE EXCESS PROPERTY

WHEREAS, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a need for disposition of items deemed unusable; and

WHEREAS, the City of Las Vegas is proposing to auction, bid out and/or sell off obsolete equipment including items that have been fully depreciated, to include scrap metal, and dispose of other items deemed unusable; and

WHEREAS, a request will be submitted to Department of Finance and Administration for approval to auction, bid out and/or sell off surplus and obsolete equipment including scrap metal; and

WHEREAS, a notice of sale will be submitted to Office of the State Auditor for informational purposes; and

WHEREAS, the sale of identified surplus property will be held in FY 2014-2015; and

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico hereby approves the sale of obsolete equipment, scrap metal, and/or surplus equipment respectfully requests approval from the Local Governing Division of the Department of Finance and Administration.

RESOLVED: In session this 20th day of August, 2014.

Alfonso E. Ortiz, Jr. Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero, City Attorney

Fran Solano

From: Veronica Gentry [ver@ci.las-vegas.nm.us]
Sent: Wednesday, July 30, 2014 2:19 PM
To: fsolano@ci.las-vegas.nm.us
Cc: amgallegos@ci.las-vegas.nm.us; ccavazos@ci.las-vegas.nm.us
Subject: Scap Metal @ Rec Center
Attachments: Rec Center.jpg

Fran,

The material to be removed from the Rec Center are sheets of pro panel. Picture attached for verification of scrap material.

If you should need additional info. Please let me know.

Thank you...

Gentry



Work Session

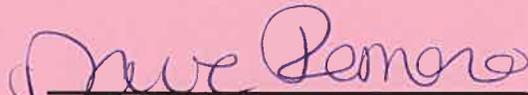
CITY COUNCIL MEETING AGENDA REQUEST

DATE: 07/25/2014 **DEPT:** City Attorney **MEETING DATE:** 08/13/2014

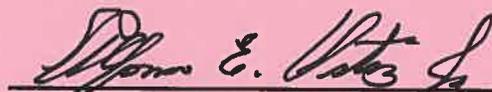
DISCUSSION ITEM/TOPIC: Publication of Ordinance 14-05

BACKGROUND/RATIONALE: An Ordinance 14-05 imposing a two (2) year moratorium the submission consideration or approval of applications for conditional use or special use permits or variances for wireless communications facilities within the City of Las Vegas.

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.


SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:


ALFONSO E. ORTIZ, JR.
MAYOR


ELMER J. MARTINEZ
ACTING CITY MANAGER

ANN MARIE GALLEGOS
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

CITY OF LAS VEGAS

ORDINANCE NO. 14-05

AN ORDINANCE IMPOSING A TWO (2) YEAR MORATORIUM ON THE SUBMISSION, CONSIDERATION OR APPROVAL OF APPLICATIONS FOR CONDITIONAL USE OR SPECIAL USE PERMITS OR VARIANCES FOR WIRELESS COMMUNICATIONS FACILITIES WITHIN THE CITY OF LAS VEGAS.

WHEREAS, the City Council being the Governing Body of the City of Las Vegas, New Mexico, pursuant to §3-21-1 et seq., NMSA 1978, as amended, is the zoning authority for the municipality, and charged by law with regulating and restricting within its jurisdiction the height, number of stories and size of buildings and other structures, and the location and use of buildings, structures, and land for trade, industry, residence or other purposes; and

WHEREAS, the land use zoning ordinance currently in effect in the City does not provide sufficient definitive criteria with which the City can address the concerns of City residents and properly evaluate and condition the siting of wireless communications facilities; and

WHEREAS, the City of Las Vegas is in the process of developing a telecommunications facility ordinance which will include criteria to regulate these facilities; and

WHEREAS, a moratorium on filing and processing of applications is necessary while the City studies the issues inherent in the construction and siting of wireless communications facilities and develops appropriate land use controls for the emerging technology; and

WHEREAS, the City Council finds that the moratorium imposed by this ordinance is necessary for the purpose of protection of promoting the health, safety, morals and the general welfare of the citizens of the City of Las Vegas; now, therefore:

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF LAS VEGAS THAT:

A moratorium is imposed for a period of two (2) years following the effective date of this Ordinance, no filing and processing of applications for the Conditional or Special Use Permit and or a Variance for wireless communications facilities shall be considered for approval within the corporate limits of the City of Las Vegas, New Mexico.

The Community Development Department shall continue the preparation of land use regulations governing placement of wireless communications facilities within the City and shall submit them for consideration by the Planning Commission and City Council.

This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of adoption.

Towers and facilities proposed by the City of Las Vegas, which are necessary for the health, welfare, and safety of the citizens, are exempt from the moratorium.

PASSED, APPROVED, AND ADOPTED THIS _____ DAY OF _____, 2014.

CITY OF LAS VEGAS

Alfonso E. Ortiz, Jr., Mayor

ATTEST:

Casandra Fresquez, City Clerk

Dave Romero, Jr., City Attorney

Work Session

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 8-01-14 DEPT: Community Development MEETING DATE: 8-13-14

DISCUSSION ITEM/TOPIC: Out of State Travel

BACKGROUND/RATIONALE: Out of State travel to the City of Englewood Colorado for Building Inspector Ben Maynes to attend the Pearson training class and exam given during October 6, 2014 through October 11, 2014 Mr. Maynes is required to be certified nationally through Construction Industries Licensing Act

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.


SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:


ALFONSO E. ORTIZ, JR.
MAYOR


ELMER J. MARTINEZ
CITY MANAGER

ANN MARIE GALLEGOS
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

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Las Vegas, NV	9/15/2014 to 9/19/2014	8/6/2014	register
Salt Lake City, UT	9/22/2014 to 9/26/2014	8/20/2014	register
Kent, WA	10/13/2014 to 10/17/2014	9/10/2014	register
Sacramento, CA	10/20/2014 to 10/24/2014	9/17/2014	register
Orange County, CA	10/27/2014 to 10/31/2014	9/17/2014	register
Des Moines, IA	11/3/2014 to 11/7/2014	10/1/2014	register
San Antonio, TX	11/17/2014 to 11/21/2014	10/8/2014	register
Beaumont, TX	11/10/2014 to 11/14/2014	10/8/2014	register

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*UN: beman0011
PW: lann630@*



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NM

Test Center	Distance* <u>Show km</u>	Directions
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4 Pearson VUE Test Center- Colorado Springs CO 1045 Garden of the Gods Road Suite F Colorado Springs, Colorado 80907 United States	224.5 mi	Get Directions
5 Pearson Professional Centers- Lubbock TX 1500 Broadway St Suite 1113 Wells Fargo Center Lubbock, Texas 79401 United States	236.9 mi	Get Directions

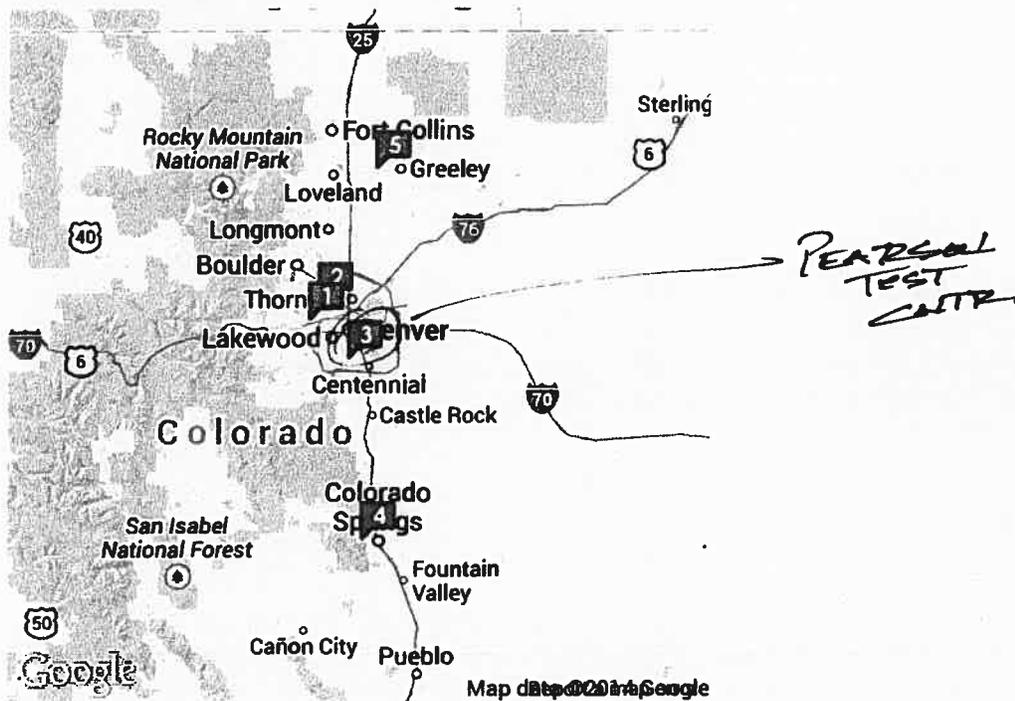
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		2012 International Residential Code, 2012 International Fire Code, 2012 International Property Maintenance Code, 2002 Legal Aspects of Code Administration, Building Department Administration, 3 rd or 4 th Edition Human Resource Management in Local Government: An Essential Guide, 3 rd Edition, A Budgeting Guide for Local Government, 2 nd Edition Basic Code Enforcement (2002 or newer edition)
Certified Building Official Technology	02	2012 International Building Code, 2012 International Residential Code, 2012 International Fire Code, 2011 National Electrical Code 2012 International Fuel Gas Code, 2012 International Mechanical Code, 2012 International Plumbing Code, 2012 International Energy Conservation Code, ICC/ANSI A117.1 – 2009, Accessible and Usable Buildings and Facilities, ASCE 24 – 05 Flood Resistant Design and Construction

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LOCATION/DATES

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LOCATION/DATES

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LOCATION/DATES

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LOCATION/DATES

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Certified Building Official-Legal/Management ~~\$795.00~~

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Certified Building Official Examinations (continued)

NOTE: Beginning July 1, 2014, the reference *A Budgeting Guide for Local Government* will update to allow either the 2nd OR 3rd edition.

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Content Area	% of Total	References
Financial Management	9%	1. 2012 <i>International Building Code</i> ® Store ID: (soft-cover) 3000S12; (M) \$98; (N) \$131
Records Management	11%	Store ID: (loose-leaf) 3000L12; (M) \$111; (N) \$148
Personnel Management	30%	2. 2012 <i>International Fire Code</i> ®
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		4. 2012 <i>International Residential Code</i> ® Store ID: (soft-cover) 3100S12; (M) \$91.50; (N) \$122 Store ID: (loose-leaf) 3100L12; (M) \$107; (N) \$143
		5. 2002 <i>Legal Aspects of Code Administration</i> Store ID: (soft-cover) 1007S01; (M) \$30; (N) \$38
		6. 2007 or 2012 <i>Building Department Administration</i> Store ID: (hard-cover) 1013S4; (M) \$89.95; (N) \$112
		7. <i>Basic Code Enforcement</i> (2002 or newer edition) Store ID: (soft-cover) 1016S02; (M) \$30; (N) \$40
		8. <i>Human Resource Management: An Essential Guide</i> , 3rd Ed. Store ID: (hard-cover) 9623S3; (M) \$83; (N) \$92
		9. <i>A Budgeting Guide for Local Government</i> , 2nd Ed.

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**2013 Regular Session**

HB 348

STATEWIDE CONSTRUCTION INSPECTOR LICENSING

Sponsor: Debbie A. Rodella

Current Location: Chaptered

Actions: (Key to Abbreviations)

[11] HBIC/HJC-HBIC [25] DP-HJC [36] DP/a - PASSED/H (65-0) [24] SCORC/SPAC-SCORC [38] DP-SPAC [44] DP/a [47] PASSED/S (41-0)
[55] h/cncrd SGND (Apr.3) Ch.153.

- Introduced (1/30/13)
- HBIC Committee Report (2/15/13)
- HJC Committee Report (2/28/13)
- Final House Vote (3/01/13)
- SCORC Committee Report (3/09/13)
- SPAC Committee Report (3/15/13)
- Final Senate Vote (3/18/13)
- Fiscal Impact Report
- Final Version

Please not page 5
Section "U"
also
Page 10 Section G

AN ACT

RELATING TO CONSTRUCTION INSPECTORS; AMENDING THE CONSTRUCTION INDUSTRIES LICENSING ACT REGARDING STATEWIDE INSPECTOR CERTIFICATION; ESTABLISHING CERTIFIED BUILDING OFFICIALS; REPEALING SECTION 60-13-43 NMSA 1978 (BEING LAWS 1967, CHAPTER 199, SECTION 51, AS AMENDED).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 60-13-2 NMSA 1978 (being Laws 1967, Chapter 199, Section 2, as amended) is amended to read:

"60-13-2. GENERAL DEFINITIONS.--As used in the Construction Industries Licensing Act:

A. "division" means the construction industries division of the regulation and licensing department;

B. "trade bureau", "jurisdiction" and "trade bureau jurisdiction" mean the electrical bureau, the mechanical bureau, the general construction bureau or the liquefied petroleum gas bureau of the division;

C. "jurisdictional conflict" means a conflict between or among trade bureaus as to the exercise of jurisdiction over an occupation or trade for which a license is required under the provisions of the Construction Industries Licensing Act;

D. "person" includes an individual, firm, partnership, corporation, association or other organization,

or any combination thereof;

E. "qualifying party" means an individual who submits to the examination for a license to be issued under the Construction Industries Licensing Act and who is responsible for the licensee's compliance with the requirements of that act and with the rules, regulations, codes and standards adopted and promulgated in accordance with that act;

F. "certificate of qualification" means a certificate issued by the division to a qualifying party;

G. "journeyman" means an individual who is properly certified by the electrical bureau or the mechanical bureau, as required by law, to engage in or work at the certified trade;

H. "apprentice" means an individual who is engaged, as the individual's principal occupation, in learning and assisting in a trade;

I. "wages" means compensation paid to an individual by an employer from which taxes are required to be withheld by federal and state law;

J. "public use" means the use or occupancy of a structure, facility or manufactured commercial unit to which the general public, as distinguished from residents or employees, has access;

K. "bid" means a written or oral offer to

contract;

L. "building" means a structure built for use or occupancy by persons or property, including manufactured commercial units and modular homes or premanufactured homes designed to be placed on permanent foundations whether mounted on skids or permanent foundations or whether constructed on or off the site of location;

M. "inspection agency" means a firm, partnership, corporation, association or any combination thereof approved in accordance with regulations as having the personnel and equipment available to adequately inspect for the proper construction of manufactured commercial units, modular homes or premanufactured homes;

N. "director" means the administrative head of the division;

O. "chief" means the administrative head of a trade bureau;

P. "commission" means the construction industries commission;

Q. "manufactured commercial unit" means a movable or portable housing structure over thirty-two feet in length or over eight feet in width that is constructed to be towed on its own chassis and designed so as to be installed without a permanent foundation for use as an office or other commercial purpose and that may include one or more components that can

be retracted for towing purposes and subsequently expanded for additional capacity, or two or more units separately towable but designed to be joined into one integral unit, as well as a single unit, but that does not include any movable or portable housing structure over twelve feet in width and forty feet in length that is used for nonresidential purposes.

"Manufactured commercial unit" does not include modular or premanufactured homes, built to a nationally recognized standard adopted by the commission and designed to be permanently affixed to real property;

R. "code" means a body or compilation of provisions or standards adopted by the commission that govern contracting or some aspect of contracting; that provide for safety and protection of life and health; and that are published by a nationally recognized standards association;

S. "inspector" means a person certified by the division and certified by one or more trade bureaus to conduct inspections of permitted work to ensure that all work performed by a contractor or the homeowner complies with the applicable code;

T. "statewide inspector's certificate" means a certificate that enables an inspector to conduct inspections in one or more trade bureau jurisdictions for the state or any county, municipality or other political subdivision that has a certified building official in its employ; and

U. "certified building official" means an employee of any county, municipality or other political subdivision who has a broad knowledge of the construction industry, holds a current nationally recognized code organization certified building official certificate and has:

(1) been a practicing inspector or practicing contractor for at least five years; or

(2) held a management position in a construction-related company or construction organization for at least five of the past ten years."

SECTION 2. Section 60-13-9 NMSA 1978 (being Laws 1978, Chapter 73, Section 1, as amended) is amended to read:

"60-13-9. DIVISION--DUTIES.--The division shall:

A. approve and adopt examinations on codes and standards, business knowledge, division rules and regulations and on the Construction Industries Licensing Act recommended by the commission for all classifications of contractor's licenses;

B. issue, under the director's signature, contractor's licenses and certificates of qualification in accordance with the provisions of the Construction Industries Licensing Act;

C. submit a list of all contractor's licenses, statewide inspector's certificates and certificates of qualification issued by the division to the commission for

review and approval;

D. resolve jurisdictional conflicts by assigning specific responsibility to the appropriate bureau for preparing examinations and for certifying and inspecting each occupation, trade or activity covered by the Construction Industries Licensing Act;

E. establish and collect fees authorized to be collected by the division pursuant to the Construction Industries Licensing Act;

F. adopt all building codes and minimum standards as recommended by the trade bureaus and approved by the commission so that the public welfare is protected, uniformity is promoted and conflicting provisions are avoided;

G. with approval of the superintendent of regulation and licensing, employ such personnel as the division deems necessary for the exclusive purpose of investigating violations of the Construction Industries Licensing Act, enforcing Sections 60-13-12 and 60-13-38 NMSA 1978 and instituting legal action in the name of the division to accomplish the provisions of Section 60-13-52 NMSA 1978;

H. approve, disapprove or revise the recommended budget of each trade bureau and submit the budgets of those bureaus, along with its own budget, to the regulation and licensing department;

I. approve, disapprove or revise and submit to the

regulation and licensing department all requests of the trade bureaus for emergency budget transfers;

J. make an annual report to the superintendent of regulation and licensing and develop a policy manual concerning the operations of the division and the trade bureaus. The report shall also contain the division's recommendations for legislation it deems necessary to improve the licensing and technical practices of the construction and LP gas industries and to protect persons, property and agencies of the state and its political subdivisions;

K. adopt, subject to commission approval, rules and regulations necessary to carry out the provisions of the Construction Industries Licensing Act and the LPG and CNG Act;

L. maintain a complete record of all applications; all licenses issued, renewed, canceled, revoked and suspended; and all fines and penalties imposed by the division or commission and may make that information available to certified code jurisdictions;

M. furnish, upon payment of a reasonable fee established by the division, a certified copy of any license issued or of the record of the official revocation or suspension thereof. Such certified copy shall be prima facie evidence of the facts stated therein; and

N. publish a list of contractors, with their addresses and classifications, licensed by the division. The

list shall be furnished without charge to such public officials, public bodies or public works and building departments as the division deems advisable. The list shall be published annually, and supplements shall be provided as the division deems necessary. Copies of the list and supplements shall be furnished to any person upon request and payment of a reasonable fee established by the division."

SECTION 3. Section 60-13-24 NMSA 1978 (being Laws 1967, Chapter 199, Section 27, as amended) is amended to read:

"60-13-24. CERTIFICATES OF QUALIFICATION--STATEWIDE INSPECTOR'S CERTIFICATES--CAUSES FOR REVOCATION OR SUSPENSION.--Any certificate of qualification or statewide inspector's certificate shall be revoked or suspended by the commission for the following causes:

A. misrepresentation of a material fact by the individual in obtaining the certificate;

B. violation, willfully or by reason of incompetence, of any provision of the Construction Industries Licensing Act or any code, minimum standard, rule or regulation adopted pursuant to that act; or

C. aiding, abetting, combining or conspiring with a person to evade or violate the provisions of the Construction Industries Licensing Act or any code, minimum standard, rule or regulation adopted pursuant to that act."

SECTION 4. Section 60-13-41 NMSA 1978 (being Laws 1967, HB 348

Page 8

Chapter 199, Section 49, as amended) is amended to read:

"60-13-41. INSPECTORS--DESIGNATED INSPECTION
AGENCIES.--

A. State inspectors shall be employed by the director.

B. Qualifications for inspectors shall be prescribed by the commission, and applicants shall submit to an appropriate background check as prescribed by the commission. Inspectors shall meet the minimum continuing education requirements as prescribed by the nationally recognized code organization for each trade bureau jurisdiction and provide proof of such credits to the division upon application for or renewal of certification.

C. The division shall certify and issue a statewide inspector's certificate to any person who meets the requirements established by the nationally recognized code organization for certification. The certificate shall list all trade bureaus for which the inspector is certified to inspect and shall be valid for a term of three years.

D. An inspector shall be employed by a county, municipality or other political subdivision in order to inspect work under permits issued in the trade bureau for which the inspector is certified; provided that the county, municipality or other political subdivision has a certified building official in its employ and has adopted the current

minimum code standards as established by the commission.

E. Except as provided in Subsection F of this section, the state or its agent shall conduct all inspections if a county, municipality or other political subdivision does not have a certified building official in its employ.

F. A county, municipality or other political subdivision may enter into a memorandum of understanding to share a certified building official and inspectors operating under that certified building official with another county, municipality or other political subdivision; provided that the certified building official is employed in the same county, in an adjacent county, within one hundred miles of the county, municipality or other political subdivision or as approved by the division.

G. A person currently acting in the capacity of a ~~certified building official~~ may continue to act in that capacity and shall have five years from the effective date of this 2013 act to become a certified building official as prescribed by the Construction Industries Licensing Act. When a certified building official leaves the employ of a county, municipality or other political subdivision, the plan review, permitting and inspections overseen by that certified building official shall transfer to the state unless the county, municipality or other political subdivision, within sixty days or a longer period as approved by the division, replaces that

certified building official or enters into a memorandum of understanding pursuant to Subsection F of this section.

H. The division may appoint inspection agencies to inspect the construction, installation, alteration or repair of manufactured commercial units, modular homes and premanufactured homes, including those manufacturers whose business premises are without the state, to ensure that the New Mexico standards of construction and installation are adhered to and that the quality of construction meets all New Mexico codes and standards. If the inspection agency has no place of business within the state, it shall file a written statement with the secretary of state setting forth its name and business address and designating the secretary of state as its agent for the service of process.

I. The division shall, with the approval of the commission, establish qualifications for inspectors certified to inspect in more than one bureau's jurisdiction.

J. The director shall assign an investigator to investigate the merits of every complaint brought against an inspector and report to the commission within ten days."

SECTION 5. REPEAL.--Section 60-13-43 NMSA 1978 (being Laws 1967, Chapter 199, Section 51, as amended) is repealed. _____

Work Session

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 7-30-14 DEPT: Community Development MEETING DATE: 8-13-14

DISCUSSION ITEM/TOPIC: Encroachment agreement with Ms. Isabel Saavedra

BACKGROUND/RATIONALE: During a "Boundary Survey Plat prepared by surveyor Redline LLC, it was discovered that a porch attached to Isabel Saavedra's home located at 1408 South Pacific, Las Vegas NM encroaches onto City right of way, 1408 South Pacific is a registered historical home that falls within the local Cultural Historic Overlay.

THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.



SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR



ELMER J. MARTINEZ
CITY MANAGER

ANN MARIE GALLEGOS
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

ENCROACHMENT AGREEMENT

This Agreement is entered into this _____ day of _____, 2014, by and between Isabel Saavedra ("Saavedra") and the City of Las Vegas, New Mexico (the "City").

WHEREAS, during the course of the preparation of a Boundary Survey Plat prepared by surveyor Redline LLC, it was discovered that a porch attached to Saavedra's home located at 1408 South Pacific, Las Vegas, New Mexico encroaches onto South Pacific Street; and

WHEREAS, incorporated as a part of this Agreement is the "Boundary Survey Plat of 1408 South Pacific Street Showing Encroachment Agreement, prepared for _____ being within the Las Vegas Grant, Within Projected Section 27, T 16 N, R 16 E, NMPM, City of Las Vegas, San Miguel County, New Mexico" which plat has been filed of record with the San Miguel County Clerk on the _____ day of _____, 2014 at Book _____, page _____; and

WHEREAS, from the preparation of this survey it is clear that there are improvements owned by Saavedra, to wit a porch, that constitute an encroachment onto the City's Right of Way ("ROW") on South Pacific Street, which street is owned by the City; and

WHEREAS that parties wish to come to an agreement as to these encroachments;

NOW THEREFORE, the parties hereby agree as follows:

1. The parties recognize that a porch along South Pacific Street, within the City, along the Westerly side of the residence owned by Saavedra located at 1408 South Pacific, Las Vegas, New Mexico encroaches approximately _____ feet onto the ROW of South Pacific Street. Said encroachment existed at the time of Saavedra's acquisition of the property in 2011.
2. The City is aware that the encroachment exists but it does not currently impair the use of the City ROW.
3. The City agrees to allow this encroachment to continue to exist in its present form, so long as the porch exists without further structural modification to said porch so as to cause additional encroachment onto the City's ROW.
4. The parties agree that should the residence in question be destroyed in the future, any new structure that is built on this property shall remove the encroachment and the then current owner of the property shall be responsible to completely remove the encroaching porch.
5. The parties recognize and agree that neither Saavedra nor their successors in interest shall acquire any right or title in the real property where the porch currently exists as it encroaches onto South Pacific Street. The rights conferred hereunder only allows the continued existence of the

encroachment for the remainder of the useful life of the porch.

6. This Agreement shall be recorded with the Office of the San Miguel County Clerk and shall be deemed to run with the land and shall be binding on Saavedra's and her successors in interest.

7. **Binding Effect.** This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the parties hereto. No other person(s) shall have any right, benefit or obligation hereunder.

8. **Relationship of the Parties.** Nothing in this Agreement is intended to, nor shall, establish any partnership, joint venture, agency or other relationship between the Parties, creating any fiduciary or quasi-fiduciary duties or similar duties and obligations nor to otherwise subject the Parties to joint and several or vicarious liability nor to impose any duty, obligation or liability that would arise therefrom with respect to either Party.

9. **Law That Applies.** It is mutually agreed by and between the parties hereto that this Agreement shall be performed in Las Vegas, San Miguel County, New Mexico, and further that any legal action or causes of action in connection herewith shall be within the jurisdiction of the appropriate court in San Miguel County, New Mexico, for all purposes.

10. **Entire Agreement.** This Agreement constitutes the entire agreement between the parties hereto; any prior agreement, whether written or oral, assertion or statement, understanding or other commitment antecedent to this Agreement shall not have any force or effect whatsoever, unless the same is mutually agreed to by the parties hereto and reduced to writing. No changes or amendments to this Agreement shall be effective, except those on written approval by both parties.

11. **Severability.** It is understood and agreed by the parties hereto that if any part, term, or provision of this Agreement is held to be illegal by a Court or in conflict with any law of the State where made, the validity of the remaining portions or provisions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if this Agreement did not contain the particular part, term, or provision held to be invalid.

12. **No Waiver.** No waiver of any of the provisions of this Agreement shall be deemed or shall constitute a waiver of any other provision hereof (whether or not similar), nor shall such waiver constitute a continuing waiver unless otherwise expressly provided.

Isabel Saavedra



Google earth

feet 10
meters 3





Google earth

feet
meters



Work Session

CITY COUNCIL MEETING AGENDA REQUEST

DATE: August 7, 2014 **DEPT:** Transportation **MEETING DATE:** August 13, 2014

DISCUSSION ITEM/TOPIC: Public Transportation (5311) Grant Application---
Review of Resolution 14-58 authorizing application to the New Mexico Department
of Transportation Transit and Rail Division for a Public Rural Transportation Grant

BACKGROUND/RATIONALE:

The City of Las Vegas provides public transportation for the community via Meadow
City Express. The grant will provide for continuation of this service.

**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE
NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO
THE CITY COUNCIL MEETING.**



SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR

ELMER J. MARTINEZ
ACTING CITY MANAGER

ANN MARIE GALLEGOS
FINANCE DIRECTOR

PURCHASING AGENT
(FOR BID AWARD ONLY)

DAVE ROMERO
CITY ATTORNEY

Approved as to Legal Sufficiency Only

(If Box is Initialed by City Mngr., Review and Sign)

**CITY OF LAS VEGAS
Resolution No. 14- 58**

A RESOLUTION AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION TRANSIT AND RAIL DIVISION FOR A PUBLIC RURAL TRANSPORTATION GRANT

WHEREAS, the City of Las Vegas Transportation Service—Meadow City Express was designated a public rural transportation system in 1995; and

WHEREAS, since that time the City of Las Vegas—Meadow City Express has applied for New Mexico Department of Transportation--Transit and Rail Division monies (Administrative, Operating and Capital) on an annual basis to operate Meadow City Express, a Public Rural Transportation system in Las Vegas, New Mexico; and

WHEREAS, the City of Las Vegas-Meadow City Express intends to submit an application for a Federal FY 2015 Section 5311 Public Transportation Grant; and

WHEREAS, the application is due September 5, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LAS VEGAS that the City of Las Vegas hereby authorizes the submittal of an application to the New Mexico Department of Transportation Transit and Rail Division for a Section 5311 Public Rural Transportation Grant.

PASSED, APPROVED and ADOPTED by the Governing Body at its meeting of

August _____, 2014

Alfonso E. Ortiz, Jr., Mayor

ATTEST:

Casandra Fresquez, City Clerk