



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
REGULAR CITY COUNCIL AGENDA
August 20, 2014–Wednesday– 6:00 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. **APPROVAL OF MINUTES (July 9th, July 16th, and July 28, 2014)**
- VII. **MAYOR'S APPOINTMENTS**
- VIII. **MAYOR'S RECOGNITIONS/PROCLAMATIONS**
 - Recognition of the City of Las Vegas Retirees
- IX. **PUBLIC INPUT (not to exceed 3 minutes per person)**
- X. **PRESENTATIONS (not to exceed 10 minutes per person)**
 - Presentation by Ed Toms with URS.
- XI. **FINANCE REPORT**
- XII. **BUSINESS ITEMS**
 1. Conduct a Public Hearing and Approval/Disapproval of Resolution 14-59 adopting 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. Approval/Disapproval of Resolution 14-61 Expressing gratitude to the New Mexico Congressional Delegation for their support.

Ken Garcia, Utilities Director The City of Las Vegas has received exceptional support from the State of New Mexico Congressional Delegation of the Bradner Dam Enlargement project. Through this resolution, the City would like to express their sincere appreciation and gratitude to the NM Congressional Delegation for its continued support.

3. Ratification of Appointment of Chris Cavazos as Interim Public Works Director until such time position is filled.

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

4. Approval/Disapproval of 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.

5. Approval/Disapproval to Publish 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.

6. Approval/Disapproval for Out of State travel for Ben Maynes, City of Las Vegas Building Inspector.

Lucas Marquez, Interim Community Development Director Request for Building Inspector, Ben Maynes to attend the Construction Exam Center and exam given through Pearson View on 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.

7. Approval/Disapproval for City of Las Vegas to enter into Encroachment agreement with Ms. Isabel Saavedra and/or future owners of 1408 South Pacific Street.

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.

8. Approval/Disapproval 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.

XIII. COUNCILORS' REPORTS

XIV. 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.

XV. ADJOURN

ATTENTION PERSONS WITH DISABILITES: The meeting room and facilities are accessible to persons with mobility disabilities. If you plan to attend the meeting

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL WORK SESSION
HELD ON THURSDAY JULY 9, 2014 AT 5:30 P.M. IN THE CITY COUNCIL
CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giron
Vince Howell
Joey Herrera
David L. Romero

ALSO PRESENT: Elmer Martinez, Acting City Manager
Casandra Fresquez, City Clerk
Dave Romero, City Attorney
Eugene Garcia, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz Jr. asked for a moment of silence in gratitude for the citizens and City employees and state visitors for the community festivities and encourages everyone to continue to have a positive outlook on life.

APPROVAL OF AGENDA

Acting City Manager Martinez recommended the removal of Item 3: Professional Services Contract with Frank Padilla while the department finalizes the first phase of the contract before entering into contract for the second phase.

Councilor Howell made a motion to approve the agenda with recommendation to remove Item 3. Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Joey Herrera	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Vincent Howell	Yes

City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

MAYOR'S APPOINTMENTS

Mayor Ortiz Jr. advised he had no appointments at this time but reminded members of the Governing Body to submit recommendations for the Charter Committee to Mayor Pro-Tem Herrera.

MAYOR'S RECOGNITION/PROCLAMATION

None at this time.

PUBLIC INPUT

No one at this time.

Mayor Ortiz Jr. did inform the public that while the governing body cannot limit the topic of discussion during that time, City Attorney Romero will inform the public if statements they make pose a liability.

CITY MANAGER'S INFORMATIONAL REPORT

Acting City Manager Martinez reported that the 4th of July Fiestas went very smoothly and thanked the planning committee and staff that participated; there will be a follow-up meeting on Friday to discuss some of the minor issues that occurred behind the scenes and what can be done next year to make it a greater success.

Acting City Manager Martinez advised rules and procedures are being created in regards to public input, behavior and what can and cannot be said during public input.

Acting City Manager Martinez advised that as published in the Open Meetings Act, the Housing meeting will only take place once a month and while there are some items on the Work Session Agenda, one of the Housing Commission members is not present therefore Housing Items will no longer be placed on the Work Session agenda and a will be addressed at the regular Housing Commission meeting. Acting City Manager briefly discussed the meeting with the HUD representative.

Acting City Manager Martinez advised that there has been in-house training with staff to improve customer service and implementing training tools that are available.

Comments were made regarding the "Bless the USA" sign that was hung above Bridge Street for the Fiestas.

Councilor Howell asked if a financial analysis would be made available by next month's Council meeting.

Acting City Manager Martinez advised he would look into compiling a report for the Governing Body.

Questions and discussion took place regarding public input and free speech.

Questions and discussion took place regarding the revenue, expenditures and attendance of the 2014 fiestas.

DISCUSSION ITEMS

1. Replacement Housing Factor Funds (RHFF) Budget.

Housing Director Marrujo advised the City Housing Authority is developing budgets for RHFF grants obtained by HUD. Each budget is an individual grant that will be obligated to pay for the 7 unit remodel in March along with other capital improvements.

Questions were asked about the grant amounts and how they were being utilized.

Councilor Gurule-Giroñ asked questions about the asbestos removal and the units affected and status of improvements in the Apache area.

The governing body agreed to place the item as a consent agenda item.

2. Resolution 14-44 Declaring Uncollectable Accounts.

Housing Director Marrujo advised the Housing Authority is requesting to write off the uncollectable accounts receivable over one year old off the books thru June 30, 2013. Outstanding amounts remain on a national database that all Federally Funded programs use so that if a tenant leaves a balance at Las Vegas Housing Authority; they must pay outstanding debt off before being accepted at another housing authority.

Questions were asked if any individuals had tried to obtain housing through the City while owing a balance.

The governing body agreed to place the item as a consent agenda item.

4. Recommending approval for out of state travel for three (3) officers to attend a Defensive Tactics instructor course to become certified instructors held in Arlington, TX, August 11-15, 2014.

Deputy Chief Garcia advised the Las Vegas Police Department respectfully requests permission to send three officers to Defensive Tactics Training with funding provided through the 2014 Justice Assistance Grant. This training is very beneficial and the department was very lucky to find the training close to New Mexico.

Questions were asked once the officers were certified will they be able to train other officers.

Deputy Chief Garcia advised the officers will be able to certify officers once completing the course and no City funds will be used for the training, the funds are allocated within the JAG grant for training. Deputy Chief Garcia explained any overtime costs would be paid through City funding.

Discussion took place regarding the overtime cost.

Questions were asked about the additional information attached to the agenda item regarding the purchase of laptop computers.

Deputy Chief Garcia advised the information attached did not pertain to the training request.

Councilor Gurule-Giroñ advised she could not agree to place the item onto a consent agenda without actual financial numerical description.

5. Memorandum of Understanding between City of Las Vegas and San Miguel County and San Miguel County Officer of Emergency Management in support of the Communications Center upgrade.

Deputy Chief Garcia advised the Police Department was awarded a grant through Homeland Security in the amount of \$122,858.66. The City of Las Vegas approved a resolution to support the Communications Center upgrade in the amount of \$146,045.42. At this time Police Department is requesting an MOU between San Miguel County and City of Las Vegas to transfer the amount of \$130,000.00 to San Miguel County to be used secondary and in conjunction of the Homeland Security Grant for the Communications Center upgrade. Any remaining funds will revert back to the City of Las Vegas.

Communications Supervisor Stephanie Romero clarified the grant amount and City funding that had been set aside for the upgrade.

Questions and discussion took place on regarding San Miguel County contributing any funds as they will benefit from the upgrade as well.

Communications Supervisor Romero explained that the department does not have adequate ability to dispatch to areas of San Miguel County and feel they are not in the position to ask for funding contributions while not being able to fully support their communications needs for 911.

Discussion took place regarding the communications upgrade, working with area agencies and ownership of the property.

Questions and discussion took place on the language of the MOU determining the ownership of the property.

Questions were asked about the delay in bringing the item to the governing body and discussion that took place with the previous City Manager regarding funding.

6. Resolution 14-41 to enter into agreement with the State of New Mexico Office of the State Engineer for capital appropriations.

Utilities Director Garcia advised the City of Las Vegas was awarded 4 million dollars during the 2014 State Legislative Session. This grant funding is to plan, design, construct and expand Bradner Dam.

The governing body agreed to place the item on the consent agenda.

7. Resolution 14-42 to enter into agreement with the State of New Mexico Office of the State Engineer for capital appropriations.

Utilities Director Garcia advised the City was awarded six million dollars during the 2014 State Legislative session. This grant funding is to plan, design, construct and expand the Bradner Dam.

The governing body agreed to place the item as a consent agenda item.

8. Resolution 14-43 assigning official representatives and signatory authority for the four million and six million dollar grant agreements with the New Mexico Office of the State Engineer.

Utilities Director Garcia advised the resolution is required by the funding agency to assign representatives and signatory authority for the grant agreements.

Councilor Gurule-Giroñ asked that a successor for Mr. Garcia be named so there is not one single point of contact in the event of termination of employment.

Acting City Manager Martinez advised as per the City Charter the City Manager has the authority to appoint an interim director should there become a vacancy and including the language of successor of a director will eliminate the single point of contact.

Acting City Manager Martinez advised he had some matters to discuss in Executive Session regarding land acquisitions and personnel matters.

Councilor Gurule-Giroñ made a motion to go into Executive Session. Councilor Herrera seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Vincent Howell	Yes
Tonita Gurule-Giroñ	Yes	Joey Herrera	Yes

City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

EXECUTIVE SESSION

Councilor Herrera made a motion to go back into regular session and disclosed only matters related to land acquisition and personnel matters were discussed and no action was taken. Councilor Gurule-Giroñ seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Vincent Howell	Yes	Joey Herrera	Yes
David L. Romero	Yes	Tonita Gurule-Giroñ	Yes

City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

Councilor Gurule-Giroñ made a motion to adjourn. Councilor Howell seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Tonita Gurule-Giron	Yes	David L. Romero	Yes
Joey Herrera	Yes	Joey Herrera	Yes

City Clerk Casandra Fresquez re-read the motion and advised the motion carried.

ADJOURN

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS REGULAR CITY COUNCIL MEETING HELD
ON JULY 16, 2014 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giroñ
David L. Romero
Joey Herrera
Vincent Howell

ALSO PRESENT: Elmer Martinez-Acting City Manager
Casandra Fresquez-City Clerk
Dave Romero-City Attorney
Eugene Garcia-Sergeant at Arms

CALL TO ORDER

Mayor Alfonso E. Ortiz, Jr. called the meeting to order at 6:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz, Jr. asked for a moment of silence and recognized that the City of Las Vegas had violated the practices regarding the flag and took this time to apologize and to show the respect we have for our flag and the opportunities we have before us to enhance our lives.

APPROVAL OF AGENDA

Elmer Martinez Acting City Manager made a recommendation to remove the Recognition of Retirees and Presentations and move to next month's meeting due to lack of time and to place Business Items #1 and #2 for consent agenda.

Mayor Ortiz, Jr. acknowledged his recommendation and apologized to the individuals that it would affect.

Councilor Herrera made a motion to remove Recognition of Retirees and Presentations and place Business Items #1 and #2 on consent agenda. Councilor Romero seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

APPROVAL OF MINUTES

Councilor Gurule-Giroń made a motion to approve minutes for June 16, 2014 and June 25, 2014. Councilor Romero seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Tonita Gurule-Giron	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

MAYOR'S APPOINTMENTS

None at this time.

MAYOR'S RECOGNITIONS/PROCLAMATIONS

Mayor Ortiz, Jr. advised he would be attending a Hunger Summit in Albuquerque and recognized several businesses that donated to the cause. Mayor Ortiz, Jr. advised the funds would be directed to the Food Depot in Santa Fe which would distribute funds to local chapters in the community.

City Clerk Fresquez read a proclamation proclaiming July 14th through July 18th 2014 as “New Mexico Hunger Week” in the City of Las Vegas.

Councilor Herrera made a motion to approve the proclamation as read.
Councilor Howell seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Vincent Howell	Yes
Joey Herrera	Yes	Tonita Gurule-Giroń	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

Acting City Manager Martinez gave a brief presentation regarding the Rough Rider Motorcycle Rally Organization presenting Mayor Ortiz, Jr. and Council with a patch and a pin in appreciation for their support. Acting City Manager Martinez added that Fire Chief Phillip Mares organizes one of the biggest blood drives for New Mexico during this time of year with Blood Services on New Mexico.

Discussion took place about the success of previous Rough Rider Motorcycle Rallies and how it has grown through the years and is even recognized nationwide.

PUBLIC INPUT

None at this time.

FINANCE REPORT

Finance Director Ann Marie Gallegos presented the finance report ending June 30, 2014. Finance Director Gallegos advised the General Fund collected ninety nine percent and expenditures were at ninety four percent. Revenues for Recreation Department were at ninety seven percent and expenditures came in at ninety eight percent. Enterprise Funds revenue was at eighty four percent and expenditures were at eighty nine percent.

Councilor Gurule-Giroń had a question on transfers in and transfers out for the Recreation Center.

Finance Director Gallegos addressed the question asked by Councilor Gurule-Giroñ.

Mayor Ortiz thanked Ms. Gallegos and Acting City Manager Martinez for being dedicated employees, for all their hard work and putting extra hours in order to get their job done and wished he could thank other employees doing the same for their dedication to the City of Las Vegas as well.

Councilor Gurule-Giroñ asked how the city of Las Vegas finished the year on reconciliations.

Finance Director Gallegos advised that the reconciliation reports would be presented on July 28th.

BUSINESS ITEMS

Consent Agenda

City Clerk Fresquez read the consent agenda Business Items into the record to include Business Items one and two.

1. Approval of Resolution 14-41 to enter into agreement with the State of New Mexico Office of the State Engineer for capital appropriations.

Resolution 14-41 was presented as follows:

CITY OF LAS VEGAS RESOLUTION NO. 14-41

A RESOLUTION OF THE CITY OF LAS VEGAS, NEW MEXICO, ENTERING INTO AGREEMENT WITH THE NEW MEXICO OFFICE OF THE STATE ENGINEER FOR FUNDING ASSISTANCE FOR THE BRADNER DAM PROJECT.

WHEREAS, the City of Las Vegas has applied for grant funding in the amount of \$4,000,000 for the purpose of planning, designing, constructing and expanding the Bradner Dam to assist in meeting the City of Las Vegas' water demand; and

WHEREAS, the City of Las Vegas was awarded \$4,000,000 in grant funding through capital appropriations during the 2014 Legislative Session to assist in completing this project; and

WHEREAS, the City must enter into agreement with the New Mexico Office of the State Engineer to receive the grant funding; and

WHEREAS, it is in the public interest to give complete and full public notice of the support;

NOW THEREFORE, be it resolved that the governing body of the City of Las Vegas does hereby authorize entering into agreement with the New Mexico Office of the State Engineer in the amount of \$4,000,000 for the purpose of completing the Bradner Dam project.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2014.

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

2. Approval of Resolution 14-42 to enter into agreement with the State of New Mexico Office of the State Engineer for capital appropriations.

Resolution 14-42 read as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 14-42**

A RESOLUTION OF THE CITY OF LAS VEGAS, NEW MEXICO, ENTERING INTO AGREEMENT WITH THE NEW MEXICO OFFICE OF THE STATE ENGINEER FOR FUNDING ASSISTANCE FOR THE BRADNER DAM PROJECT.

WHEREAS, the City of Las Vegas has applied for grant funding in the amount of \$6,000,000 for the purpose of planning, designing, constructing and expanding the Bradner Dam to assist in meeting the City of Las Vegas' water demand; and

WHEREAS, the City of Las Vegas was awarded \$6,000,000 in grant funding through capital appropriations during the 2014 Legislative Session to assist in completing this project; and

WHEREAS, the City must enter into agreement with the New Mexico Office of the State Engineer to receive the grant funding; and

WHEREAS, it is in the public interest to give complete and full public notice of the support;

NOW THEREFORE, be it resolved that the governing body of the City of Las Vegas does hereby authorize entering into agreement with the New Mexico Office of the State Engineer in the amount of \$6,000,000 for the purpose of completing the Bradner Dam project.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2014.

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

Councilor Gurule-Giroń made a motion to approve consent agenda as read into record.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	David L. Romero	Yes
Tonita Gurule-Giroń	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried

3. Approval/Disapproval of out of state travel for (3) officers to attend a Defensive Tactics instructor course to become certified instructors in Arlington TX, August 11-15, 2014.

Deputy Chief Eugene Garcia advised that the Las Vegas City Police Department respectfully requests permission to send 3 officers to Defensive Tactics training in Arlington, TX with funding provided through the 2014 Justice Assistance Grant.

Councilor Gurule-Giroń had questions and concerns on the Police Department budget summary.

Deputy Chief Garcia addressed the questions and concerns on the budget summary.

Councilor Herrera made a motion to approve out of state travel for (3) three officers to attend a Defensive Tactics instructor course to become certified instructors in Arlington, TX, August 11-15, 2014. Councilor Howell seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	Joey Herrera	Yes
Vincent Howell	Yes	David L. Romero	Yes

City Clerk Fresquez re- read the motion and advised the motion carried.

4. Approval/Disapproval of Memorandum of Understanding between City of Las Vegas and San Miguel County and San Miguel County Office of Emergency Management in support of the Communications Center upgrade.

Deputy Chief Garcia advised that the City of Las Vegas was awarded a grant through Homeland Security in the amount of \$122,858.66. The City of Las Vegas approved a resolution to support the Communications Center upgrade in the amount of \$146,045.42. At this time the City of Las Vegas Police Department is requesting an MOU between San Miguel County and the City of Las Vegas to transfer the amount of \$130,000.00 to San Miguel County to San Miguel County to be used secondary and in conjunction of the Homeland Security Grant for the Communications Center upgrade. Any remaining funds will revert back to the City of Las Vegas.

Discussion took place regarding several issues on the upgrade of the Communications Center.

Councilor Gurule-Giroñ made a motion to approve of MOU between City of Las Vegas and San Miguel County and San Miguel County Office of Emergency Management in support of the Communications Center upgrade. Councilor Romero seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Tonita Gurule-Giroñ	Yes
Vincent Howell	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

5. Approval/Disapproval of Resolution 14-43 assigning official representatives and signatory authority for the 4 million and 6 million dollar grant agreements with the New Mexico Office of the State Engineer.

Resolution 14-43 read as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 14-43**

A RESOLUTION AUTHORIZING THE ASSIGNMENT OF OFFICIAL REPRESENTATIVES AND SIGNATORY AUTHORITIES

WHEREAS, the Council of the City of Las Vegas of San Miguel County of the State of New Mexico shall enter into grant loan agreements with the State of New Mexico Office of the State Engineer and;

WHEREAS, The City Municipal Charter as adopted March 2, 2012, provides for powers and duties of official City representatives related to succession and;

WHEREAS, the grant agreements are for \$4,000,000 (14-2158) and \$6,000,000 (14-1587) separately to plan, design, construct and enlarge the Bradner Dam.

NOW, THEREFORE, BE IT RESOLVED by the named applicant that:

Elmer J. Martinez, Acting City Manager, or his successor is authorized to sign the agreement for this Project, and

Kenneth L. Garcia, Utilities Director or his successor is the OFFICIAL BORROWER REPRESENTATIVE who is authorized to submit any documents pertaining to the project and act as the single point of contact, and

Elmer J. Martinez, Acting City Manager and Ann Marie Gallegos, Finance Director or their successors are the SIGNATORY AUTHORITY who are authorized to sign reimbursement requests and other documents requiring a signature for submittal to the New Mexico Office of the State Engineer.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2014.

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

Project Name **Bradner Enlargement-
(4M)**

Project No. **14-2158**

Borrower Representative(s)	
Name	Kenneth L. Garcia, Utilities Director
Title	
Signature	
Address	905 12 th Street Las Vegas, NM 87701
E-mail	kgarcia@ci.las-vegas.nm.us
Phone	505-426-3314
Name	
Title	
Signature	
Address	
E-mail	

Borrower Signatory Authority(ies)	
Name	Elmer J. Martinez, Acting City Manager
Title	
Signature	
Address	1700 North Grand Ave. Las Vegas, NM 87701
E-mail	bromero@ci.las-vegas.nm.us
Phone	505-454-1401
Name	Ann Marie Gallegos, Finance Director
Title	
Signature	
Address	1700 North Grand Ave. Las Vegas, NM 87701
E-mail	amgallegos@ci.las-vegas.nm.us

Phone	_____
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Project Name	Bradner Enlargement- (6M)

Phone	505-454-1401
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____
Phone	_____
Project No.	14-1587

Borrower Representative(s)	
Name	Kenneth L. Garcia, Utilities Director
Title	Director
Signature	_____
Address	905 12 th Street Las Vegas, NM 87701
E-mail	kgarcia@ci.las-vegas.nm.us
Phone	505-426-3314
Name	_____
Title	_____
Signature	_____
Address	_____

E-mail	_____

Borrower Signatory Authority(ies)	
Name	Elmer J. Martinez, Acting City Manager
Title	Acting City Manager
Signature	_____
Address	1700 North Grand Ave. Las Vegas, NM 87701
E-mail	bromero@ci.las-vegas.nm.us
Phone	505-454-1401
Name	Ann Marie Gallegos, Finance Director
Title	Director
Signature	_____
Address	1700 North Grand Ave. Las Vegas, NM 87701
E-mail	amgallegos@ci.las-vegas.nm.us

Phone		Phone	505-454-1401
Name		Name	
Title		Title	
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Name		Name	
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Address		Address	
E-mail		E-mail	
Phone		Phone	

Utilities Director Ken Garcia advised that this resolution is required by the funding agency to assign representatives and signatory authority for the grant agreements.

Councilor Howell made a motion to approve Resolution 14-43 assigning official representatives and signatory authority of the 4 million and 6 million dollar grant agreements with the New Mexico Office of the State Engineer. Councilor Gurule-Giroń seconded the motion.

Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

COUNCILORS' REPORTS

Councilor Howell advised he had received several phone calls from the community in regards to the landscaping (weeds) throughout the City of Las Vegas and also mentioned that the weeds in front of the city offices would need attention in order to avoid any hazardous situations.

Mayor Ortiz, Jr. expressed his concerns on the city streets and advised that they would be addressed.

Acting City Manager Martinez advised that he and the Public Works Department are working on ways to address the streets issues as they are in dire need of repair.

ADJOURN

Councilor Gurule- Giroń made a motion to adjourn. Councilor Herrera seconded the motion.

Mayor Ortiz, Jr. asked roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL SPECIAL MEETING
HELD ON THURSDAY JULY 28, 2014 AT 5:30 P.M. IN THE CITY COUNCIL
CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giroñ
Vince Howell
Joey Herrera
David L. Romero

ALSO PRESENT: Elmer Martinez, Acting City Manager
Maire Lopez, Recorder
Danelle Smith, Acting City Attorney
Eugene Garcia, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz Jr. asked for a moment of silence in appreciation of life and what we all continue to pursue.

APPROVAL OF AGENDA

Councilor Howell made a motion to approve the agenda as is. Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Joey Herrera	Yes	Tonita Gurule-Giroñ	Yes
Vincent Howell	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

PUBLIC INPUT

None at this time

BUSINESS ITEMS

1. Approval/Disapproval of Resolution 14-45 to adopt the final Budget Adjustment Request for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Gallegos advised the City of Las Vegas is in need of increasing or decreasing the FY 2014 budgeted revenues or expenditures, transfers in or transfers out within various funds. These transfers are for accounts the City has been carrying and are now being closed out.

Questions were asked about the line items that were not being used and being closed, Finance Director Gallegos explained each line item that was transferred and closed and purpose the line item was used for.

Discussion and questions took place regarding the departments managing their budgets and working closely with the Finance Department to limit the number of line item transfers that need to take place.

Councilor Gurule-Giroñ made a motion to approve Resolution 14-45. Councilor Romero seconded.

Resolution 14-45 was presented as follows:

STATE OF NEW MEXICO
MUNICIPALITY OF CITY OF LAS VEGAS
RESOLUTION 14-45
FISCAL YEAR 2013-2014 BUDGET ADJUSTMENT REQUEST

WHEREAS, The Governing Body in and for the Municipality of Las Vegas, State of New Mexico has developed a final budget adjustment request for fiscal year 2013-2014; and

WHEREAS, said budget adjustment request was developed on the basis of need and through cooperation with all use departments, elected officials and other department supervisors, please see attached schedule; and

WHEREAS, the City of Las Vegas is in need of making final adjustments in the 2013-2014 fiscal year budget;

WHEREAS, it is the majority opinion of this governing body that the final budget adjustment request is approved and meets the requirements as currently determined for fiscal year 2013-2014;

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 budget adjustment request herein above described and respectfully requests approval from the Local Governing Division of the Department of Finance and Administration.

RESOLVED: In session that 28th day of July 2014.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

2. Approval/Disapproval of Resolution 14-46 to adopt the Final 2014 Quarterly Report for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Gallegos advised the City of Las Vegas is required to submit the 2014 Final Quarterly Report no later than July 31, 2014.

Questions and discussion took place about line item cash balances and the Lodgers Tax line item along with loan for the Reader Board.

Acting City Manager Martinez is recommending that the City pay in full the balance of the Reader Board with the current cash balances rather than carry that debt and there will still leave funds available in the cash balances. Acting City Manager Martinez also recommended that the City begin the process of funding events now in the fall for the upcoming summer since a lot of the events begin right at the beginning of a new fiscal year.

Questions were asked about the Senior Center line item.

Finance Director Gallegos explained the cash balance and the allocation of State appropriations for the Senior Center.

Councilor Gurule-Giroń made a motion to approve Resolution 14-46. Councilor Romero seconded.

Resolution 14-46 was presented as follows:

STATE OF NEW MEXICO
MUNICIPALITY OF CITY OF LAS VEGAS
RESOLUTION #14-46

WHEREAS, the Governing body in and for the Municipality of Las Vegas, State of New Mexico has developed a budget for fiscal year 2013-2014; and

WHEREAS, the final quarterly report has been reviewed and approved to ensure the accuracy of the beginning balances used on the FY 2013-2014 budget; and

WHEREAS, it is hereby certified that the contents in this report are true and correct to the best of our knowledge and that this report depicts all funds for fiscal year 2013-2014.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the governing body of the City of Las Vegas, State of New Mexico hereby approves the final quarterly report for FY 2013-2014 hereinafter described as Attachment and respectfully requests approval from the Local Government Division of the Department of Finance and Administration.

Resolved: In the Special Council Meeting this 28th of July, 2014.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Tonita Gurule-Giroñ	Yes
Vincent Howell	Yes	Joey Herrera	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

3. Approval/Disapproval of Resolution 14-47 to adopt the Final 2014-2015 Budget for submission to DFA Local Government Division, the City's oversight agency.

Finance Director Gallegos advised the City of Las Vegas is required to develop, approve and adopt a Final Budget for submission to DFA Local Government by July 31, 2014. Finance Director Gallegos gave a brief overview of the final budget and described the capital improvements that were identified as critical such as the Museum, the E. Romero Fire Station and the Recreation Center.

Acting City Manager Martinez briefly described the improvements needed for the Museum, E. Romero Fire Station and Recreation Center.

Questions were asked about the status of the swimming pool.

Councilor Howell discussed the Library and needed improvements.

Lengthy discussion took place regarding dogs in the parks during events and owners not cleaning up after them.

Acting City Manager Martinez advised he will have the Animal Control Officers frequent the parks during events like they do during the fiestas.

Questions were asked about the progress on the E. Romero project.

Councilor Howell made a motion to approve Resolution 14-47. Councilor Herrera seconded the motion.

Resolution No. 14-47 was presented as follows.

**STATE OF NEW MEXICO
MUNICIPALITY OF THE CITY OF LAS VEGAS
RESOLUTION 14-47
2014-2015 FINAL BUDGET ADOPTION**

WHEREAS, the Governing Body in and around the Municipality of the City of Las Vegas, State of New Mexico has developed a Final Budget for fiscal year 2014-2015, and

WHEREAS, said budget was developed on the basis of need and through cooperation with all department users, department supervisors, City Administration and elected officials, and

WHEREAS, the official meeting for the review of said document was duly advertised on July____, 2014 in compliance with the State Open Meetings Act, and

WHEREAS, it is the majority opinion of this governing body that the Final Budget meets the requirements as currently determined for fiscal year 2014-2015.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico hereby adopts the budget hereinabove described and respectfully requests approval from the Local Government Division of the Department of Finance and Administration.

RESOLVED: In session this 28th day of July, 2014.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Joey Herrera	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

4. Approval/Disapproval of Resolution 14-48 Repealing and Replacing Resolution 14-32 Restructuring of the City of Las Vegas/Organizational Chart.

Acting City Manager Martinez advised he is asking for approval to repeal and replace Resolution 14-32 as there are aspects of the current organizational chart that are contrary to the Las Vegas City Charter.

Acting City Attorney Smith briefly described the officer positions created in the City's Charter and the vision of the departments to each have a Director to oversee which the May Organizational Chart did not. The July organizational chart identifies each department with a Director while a few of the department's Director position is that of the Officer created in the Charter.

Questions were asked about the previous chart being in violation of the Charter.

Acting City Attorney Smith advised there is specific language in the charter that states each department shall have a Director.

Acting City Manager Martinez advised he has been looking into several options with the departments and steps to complete them and possibly be discussed in an Executive Session. Acting City Manager Martinez also advised the Public Works Department will be reestablished. There was discussion on Community Facilities Department to include the Museum, Library, Transportation and Senior Center.

Councilor Howell made a motion to approve Resolution 14-48. Councilor Gurule-Giroñ seconded the motion.

Resolution 14-48 was presented as follows:

RESOLUTION NO. 14-48

**A RESOLUTION REPEALING AND REPLACING RESOLUTION 14-32
RESTRUCTURING OF THE CITY OF LAS VEGAS ORGANIZATIONAL CHART**

WHEREAS, the purpose of this Resolution is to abide by the provisions set forth by the City of Las Vegas Municipal Charter adopted March 2, 2012; and

WHEREAS, the City of Las Vegas received an attorney's opinion on July 14, 2014 concerning Resolution 14-32 in which there are aspects of the organizational chart that are contrary to the Las Vegas City Charter; and

WHEREAS, Section 5.07 Departments. (B) of the City Charter states “Each Department shall be under the supervision of a department director, subject to the direction and supervision of the city manager”; and

WHEREAS, the City Charter establishes “Officer” positions which are appointed by the Mayor and approved by the City Council to include the City Manager, City Clerk, Chief of Police and City Attorney; and

WHEREAS, certain departments did not designate a department director and certain “Officers” were not delineated in the organizational chart; and

WHEREAS, the Restructuring of the Organization is allowed within the City of Las Vegas Charter, subject to approval by the Governing Body, wherein the City Manager shall establish such departments as are necessary for efficient administration of the City.

NOW, THEREFORE BE IT RESOLVED the Governing Body of the City of Las Vegas repeals and Resolution 14-32; and **BE IT FURTHER RESOLVED** that Resolution 14-48 and the attached reorganizational chart be **PASSED, APPROVED AND ADOPTED** this 28th day of July 2014.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Joey Herrera	Yes	Tonita Gurule-Giroñ	Yes
Vincent Howell	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

Acting City Manager Martinez requested Executive Session to discuss negotiations of water rights and storage and potential litigation relating to utility debt.

Councilor Gurule-Giroñ made a motion for Executive Session. Councilor Herrera seconded.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Tonita Gurule-Giroñ	Yes
Joey Herrera	Yes	Vincent Howell	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

EXECUTIVE SESSION

Councilor Gurule-Giroń made a motion to reconvene into regular session, no action was taken. Councilor Herrera and Councilor Romero seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurlue-Giroń	Yes	Vincent Howell	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

Councilor Herrera made a motion to adjourn. Councilor Gurule-Giroń seconded the motion.

Mayor Ortiz Jr. asked for a roll call. Roll call was taken and reflected the following.

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

Recorder Maire Lopez re-read the motion and advised the motion carried.

ADJOURN

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 08/08/14

DEPT: Utilities Dept.

MEETING DATE: 08/20/14

ITEM/TOPIC: Presentation by Ed Toms with URS.

ACTION REQUESTED OF COUNCIL: N/A

BACKGROUND/RATIONALE: URS is one of the engineering companies hired by the City of Las Vegas for water projects. The presentation will focus on the Peterson Dam planning/design alternatives selection recommendations. Planning and design is funded through Water Trust Board grant number 251. The engineer will also update the Governing Body on the status of the Bradner Enlargement project. We are requesting a 1 hour minimum for this presentation.

STAFF RECOMMENDATION: N/A

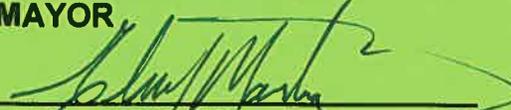
COMMITTEE RECOMMENDATION: This presentation was discussed with the Utility Advisory Committee Meeting at their regular meeting on August 12, 2014.

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.

Kenneth L. Garcia by S. Muniz
SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:


ALFONSO E. ORTIZ, JR.
MAYOR


ELMER 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)

Approved to form 9-25-12



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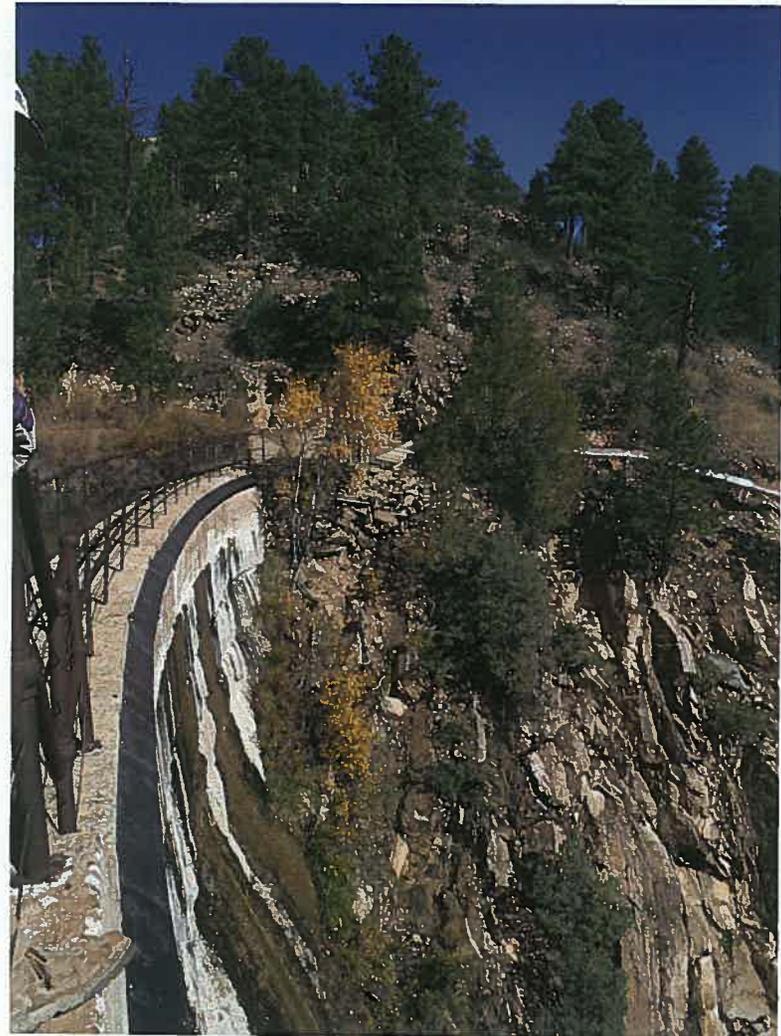
Raw Water Storage Briefing

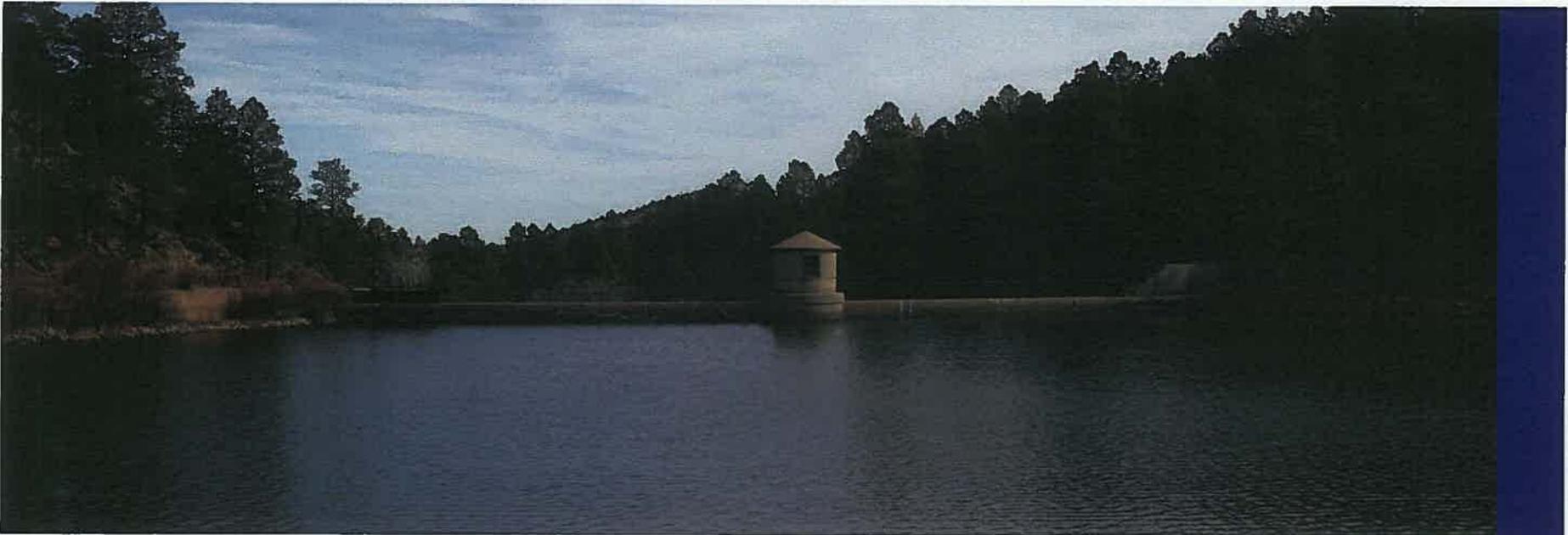


Project Status and Alternatives Selection Discussion
City of Las Vegas Work Session
August 13, 2014

Presentation Overview

- Meeting Purpose and Goals
- Bradner Reservoir Enlargement Project
- Peterson Dam Rehabilitation Project
 - Project Overview and Purpose
 - Conditional Assessment
 - Alternatives and Conceptual Cost Estimates
 - Recommended Alternatives
 - Project Phasing
 - Schedule





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Meeting Purpose



Meeting Purpose

- Give project updates for the following -
 - Bradner Reservoir Enlargement Project
 - Peterson Dam Rehabilitation Project



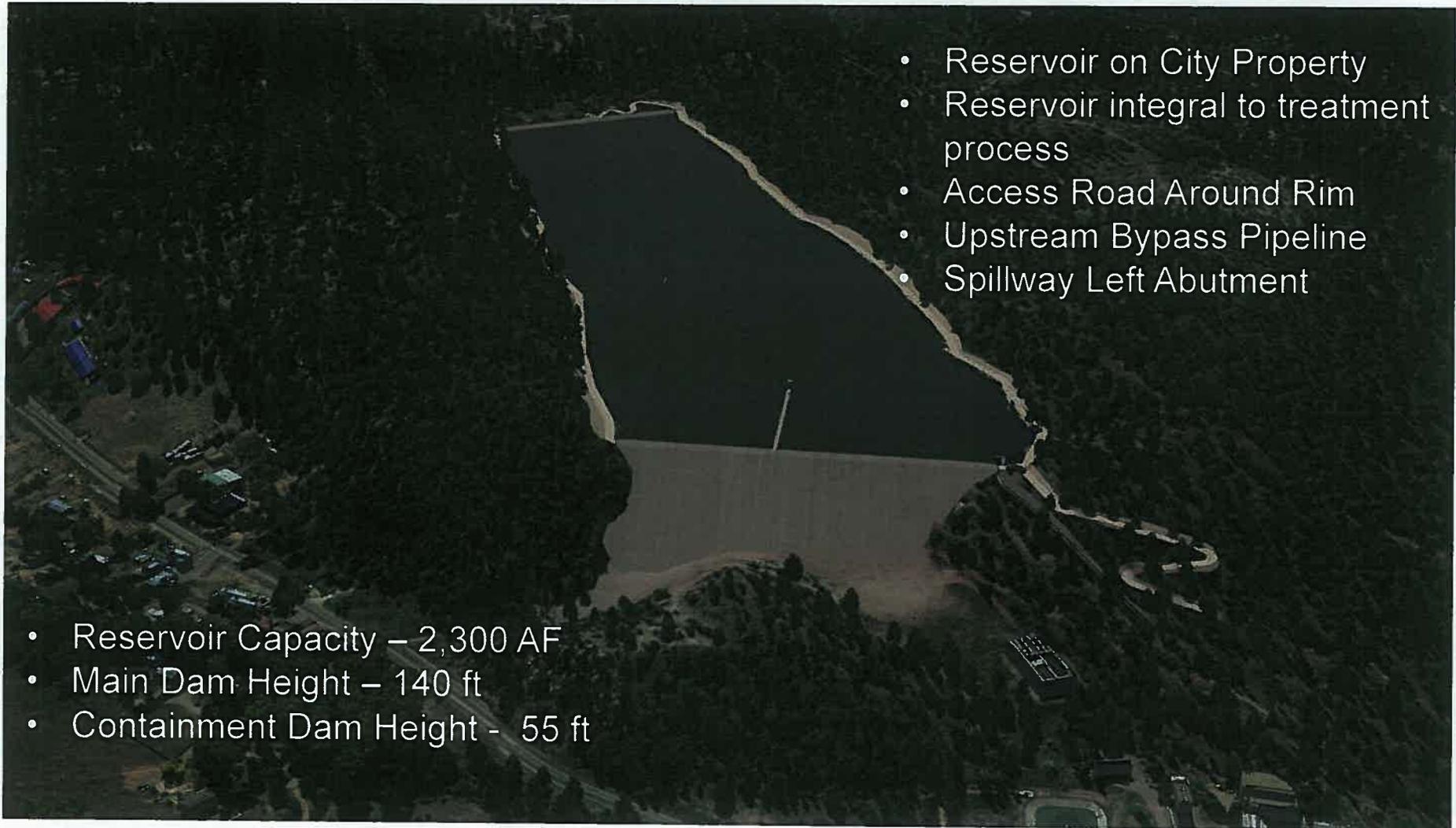
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Bradner Dam Enlargement Project



- Project Status – Design and Schedule

Bradner Dam Configuration



- Reservoir on City Property
- Reservoir integral to treatment process
- Access Road Around Rim
- Upstream Bypass Pipeline
- Spillway Left Abutment

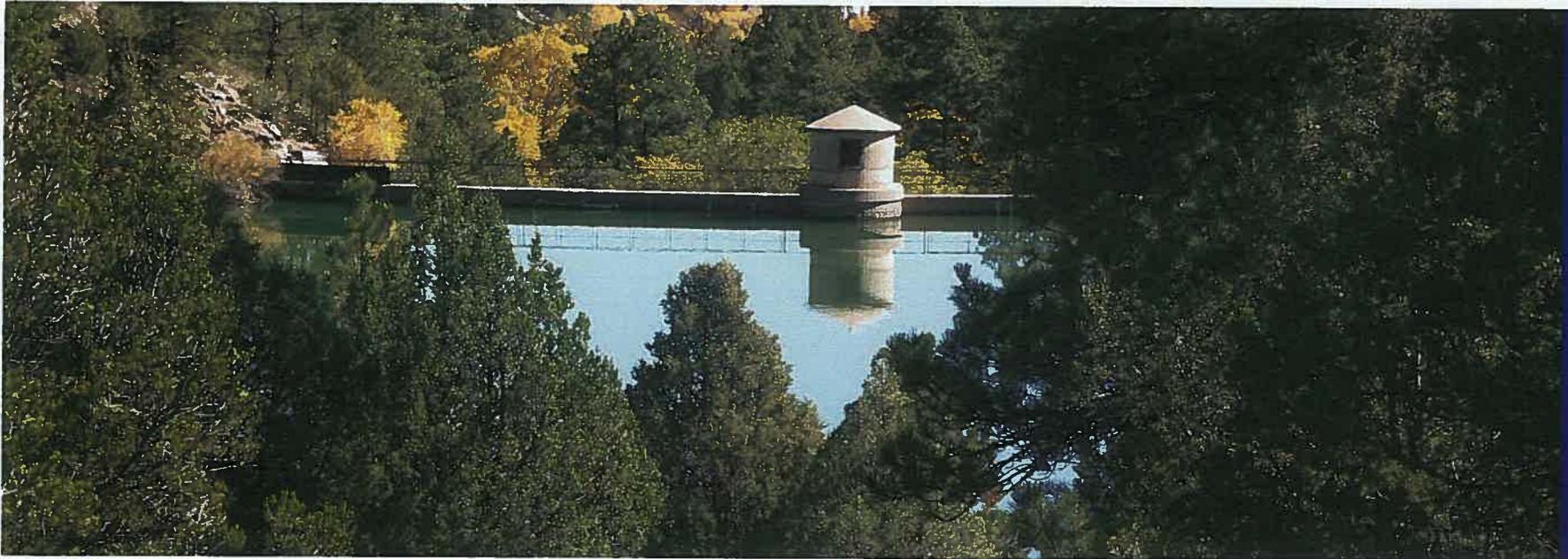
- Reservoir Capacity – 2,300 AF
- Main Dam Height – 140 ft
- Containment Dam Height - 55 ft

Project Status

- Preliminary Engineering Report – Addressing OSE comments
- Flood Hydrology Report – Waiting to finalize based on City direction of project
- Geotechnical Report – OSE reviewing
- Design – 60% complete; on hold
 - Due to Water Right objection
- Environmental Permit – Should receive in August 2014
 - Reservoir and Raw Water Pipeline (fill and drain pipelines)
- Monthly Meetings –
 - OSE coordination meeting – Keep them involved with the design and funding process since they are the administer of the NM funds
 - City coordination meeting – Gain input from the City of design, etc.
 - Consultant coordination meeting – Discuss potential conflicts
- Funding

Project Schedule

- After we receive direction from the City the schedule will be the following –
 - 90% Design completed – 2.5 months duration and after direction
 - 100% Design completed - 1 month duration or 3.5 months after direction
 - OSE Approval – 3 month duration or 6.5 months after direction
 - Bidding – 3 month duration or 9.5 months after direction
 - Construction – 14 month duration or 23.5 months after direction



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Peterson Dam Project



Tasks

- Task 1 – Project Management – Ongoing
- Task 2 – Environmental Permitting – 75% complete; waiting for selected alternatives
- Task 3 – Design Services
 - Task 3.1 Field Investigation – Survey an Dam Face/Outlet Assessment – 100% complete
 - Task 3.2 Alternatives Development, Evaluation, and Selection – 75% complete
 - Task 3.3 Design Criteria – 0% complete
 - Task 3.4 Final Design Analyses and Report – 0% complete
 - Task 3.5 Construction Drawings – 0% complete
 - Task 3.6 Project Specifications – 0% complete
 - Task 3.7 Engineering Construction Cost Estimate – 0% complete
 - Task 3.8 OSE Submittal and Coordination – 0% complete

Schedule

- **Critical Path Task**
 - **Alternatives Selection – Change in project purpose**
 - Change in use and scope
 - Raw Water or Effluent Storage?
 - **Environmental Permit – Development and Submittal**
 - Need selected alternatives to continue
 - Need to finalize project purpose
 - Will need to update present work if purpose is effluent storage
 - Will take 180 days to process after submittal
- **OSE Review and Approval**
 - Depends of OSE backlog – estimate 3 months



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Project Overview and Purpose



Project Description

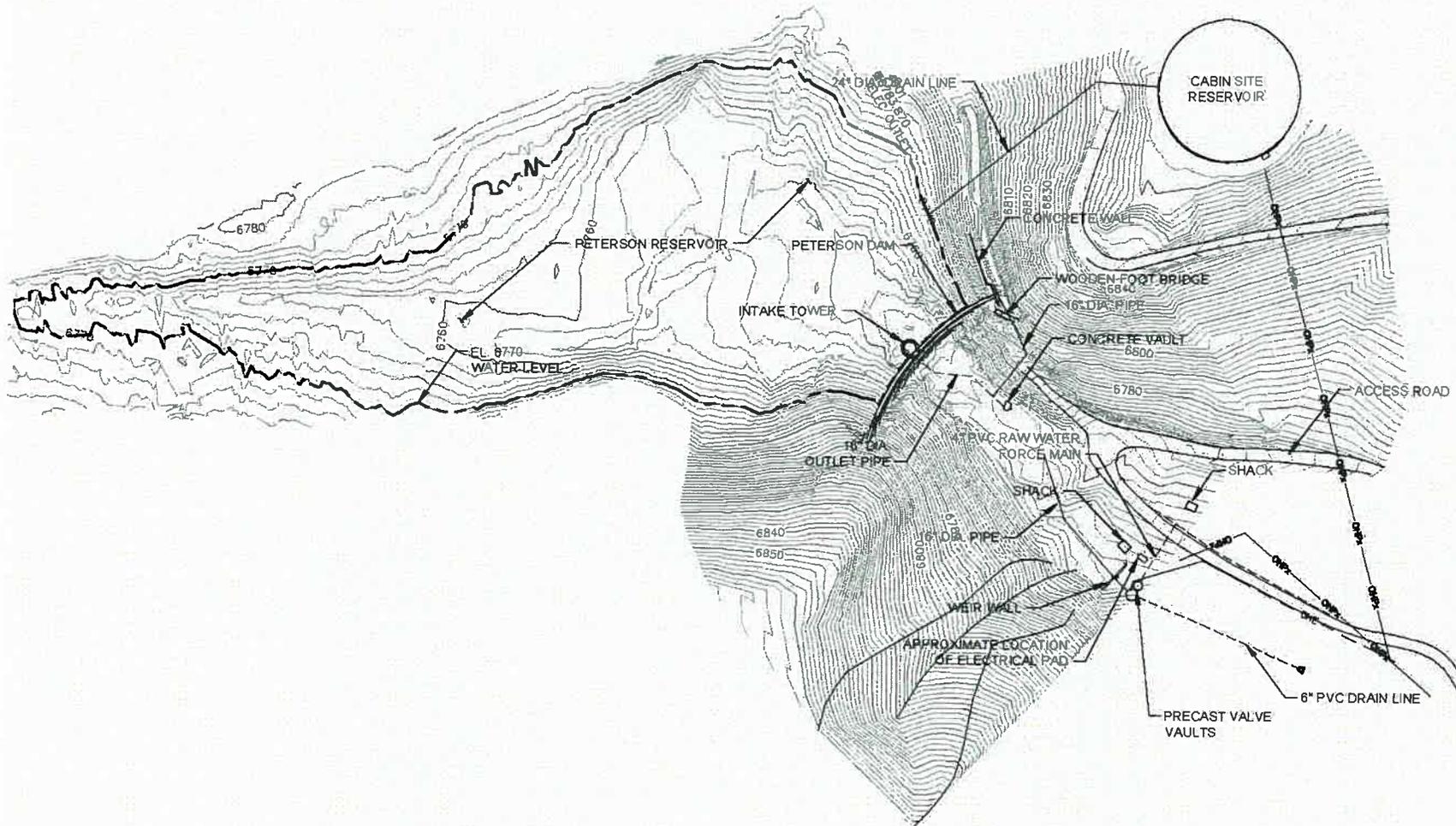
- Constructed – 1911
- Modifications – 1983
- Concrete Gravity Arch Dam
- Crest El. 6789.5 feet
- Height – 50 feet
- Crest Length – 210 feet
- Storage – 210 ac-ft
- Watershed – 20.07 sq. mi.



Project Overview and Purpose

- Original reservoir purpose - Raw water storage
- Changing purpose due to the following -
 - Availability of water due to long-term drought
 - Future concerns of global warming conditions
- Raw water versus wastewater effluent –
 - Water will be treated prior to storing in the reservoir
- Considerations – Purpose will define potential alternatives
 - NMED Regulations
 - Blending raw and treated effluent water sources
 - Effluent reservoir and WTP delivery systems
 - Raw water delivery system
 - Dam rehabilitation - suitable materials
 - Reservoir lining versus unlined
 - Public safety and security
 - Dam safety versus use
 - Phasing/Schedule

Existing Site Map and Issues



Alternatives Evaluation Criteria

- **Environmental**
 - USACE permitting requirements
 - NMED permitting requirements
 - Permitting duration
- **Social**
 - Public opinion and acceptance
- **Technical**
 - Standard accepted designs
 - Avoid existing infrastructure
- **Cost**
 - Comparative Costs
- **Risk**
 - Evaluate based on risk
 - Technical, cost, and permitting

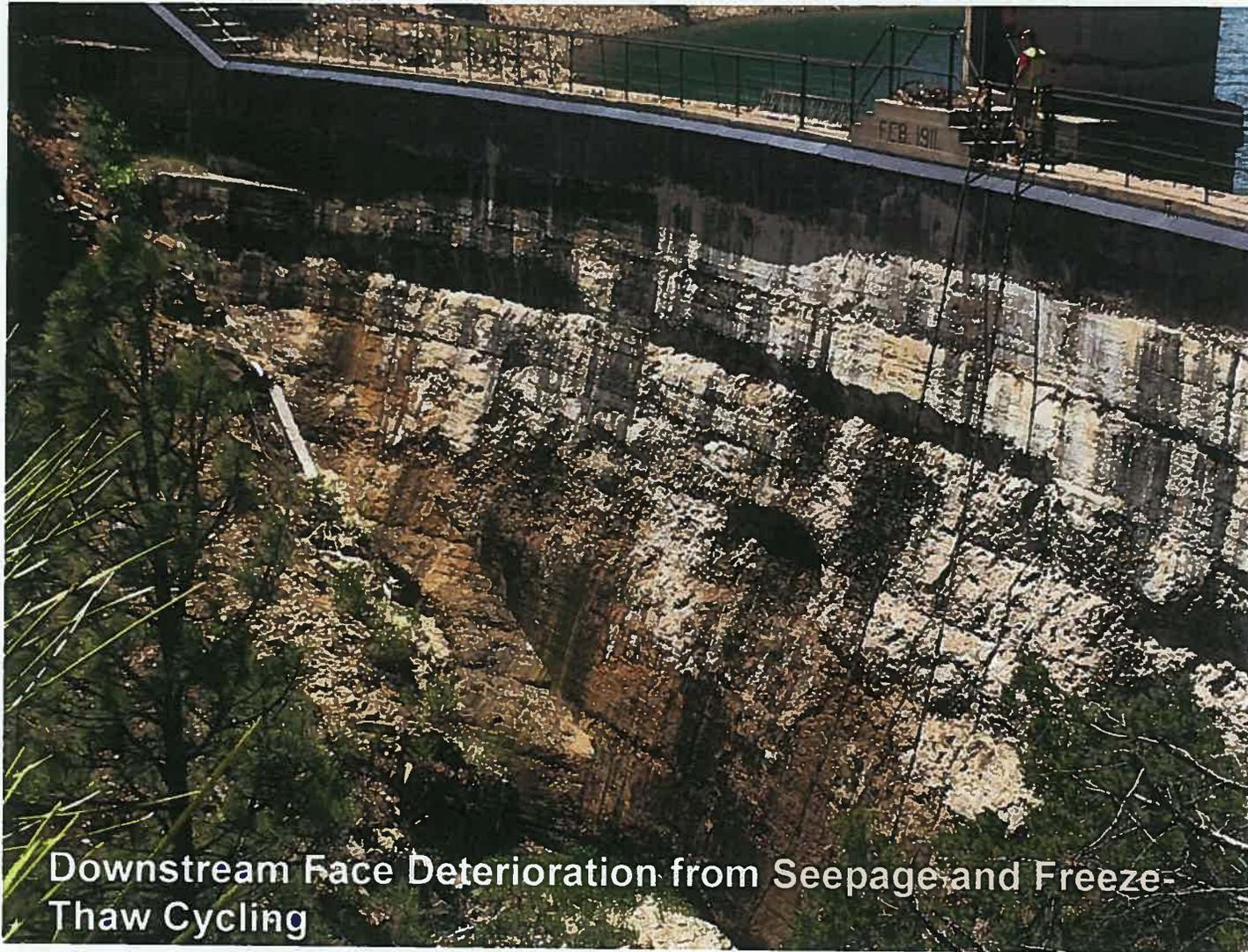


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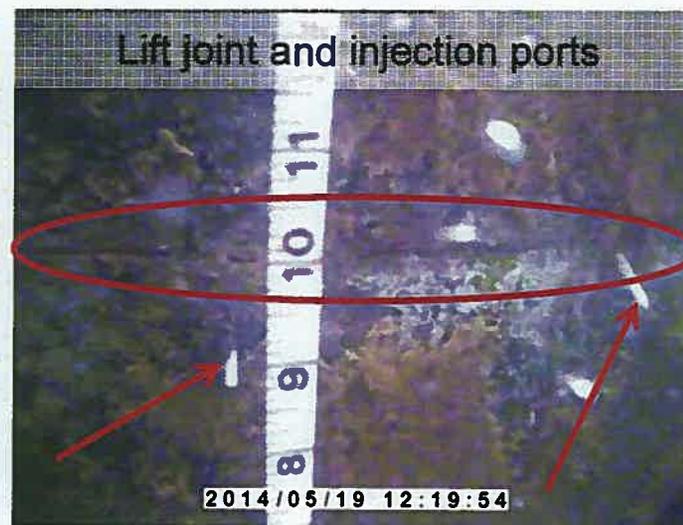
Conditional Assessment



Dam Face Assessment



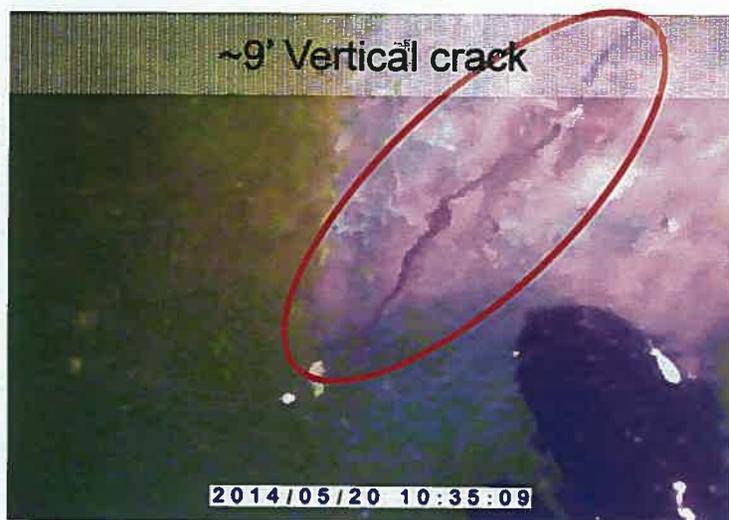
Underwater Dive Summary



Underwater Dive Summary



Underwater Dive Summary



Dive team reported:

- Port areas prominent with spalling and exposed aggregate
- Concrete around screens showed spalling and exposed aggregate

Observations from pipe crawler:

- Poor visibility due to turbidity
- Difficult to crawl over sediment
 - Growth of some kind in pipe
- At 65' crawler fell off into what could be the downstream valve body
- No evidence of problems with conduit encased in dam



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Design Goals and Preliminary Analyses



Design Goals and Criteria

- **Scoped Goals**
 - Raw water storage
 - Rehabilitate upstream/downstream faces to mitigate deterioration
 - Protect foundation during overtopping flood event
 - Reduce seepage through dam face
 - Reduce seepage through dam and reservoir foundation
 - Restore outlet works upstream control and selective reservoir withdrawal for water supply
- **Treated Wastewater Effluent**
 - Potential treated wastewater effluent storage
 - Blended raw water and treated wastewater effluent
- **Criteria**
 - Dam Safety – OSE Rules and Regulations
 - NMED – Wastewater Effluent Regulations

Reservoir Seepage Estimate

- Seepage is water flowing through the dam structure, foundation and abutments, and the fractured rock outcrops adjacent to the reservoir, and the sediments underlying the reservoir. These combined losses represent the following -
 - Seepage through the dam structure, foundation and abutments has been directly measured, and averages approximately 85 gpm (~135 AF/year). Most of this water is recovered by the Peterson pump-back project and conveyed to the Water Treatment Plant.
 - The amount of water seeping out of the reservoir and into the adjacent rock outcrops and underlying sediments is estimated at 65 gpm (~100 AF/year).
 - The combined seepage loss of 235 AF from Peterson Reservoir represents approximately 9% of the City's Gallinas River water rights.
- All of the Peterson Dam Rehabilitation Project alternatives include elements that would significantly reduce seepage losses.

Overtopping Protection - Flood Routing

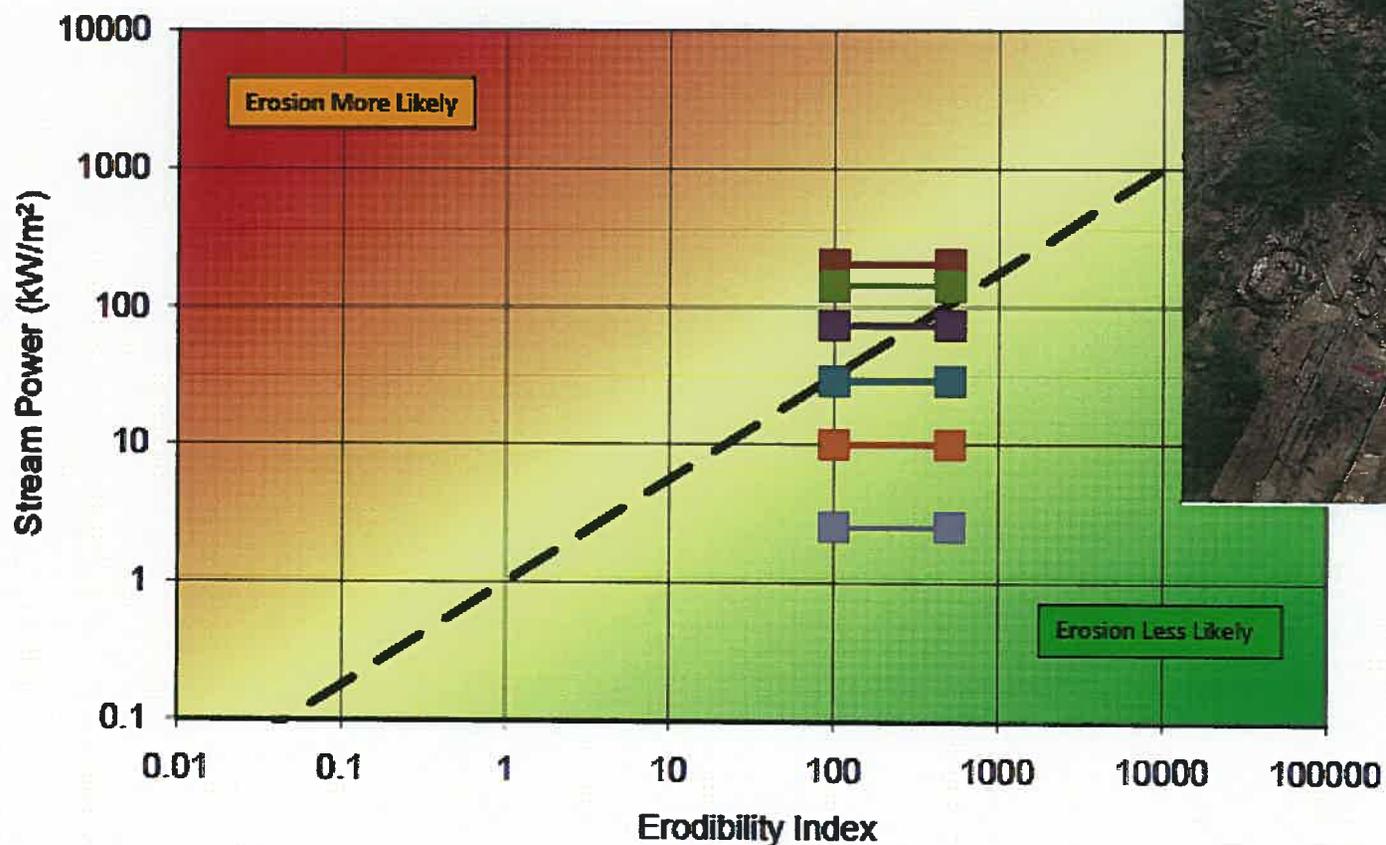
- Hydrology Analysis performed in 2013 by URS indicates the dam would overtop by approximately 8 feet with the current crest length of 209.5 feet during the IDF event.

Table 3-12: PMF Reservoir Routing Results

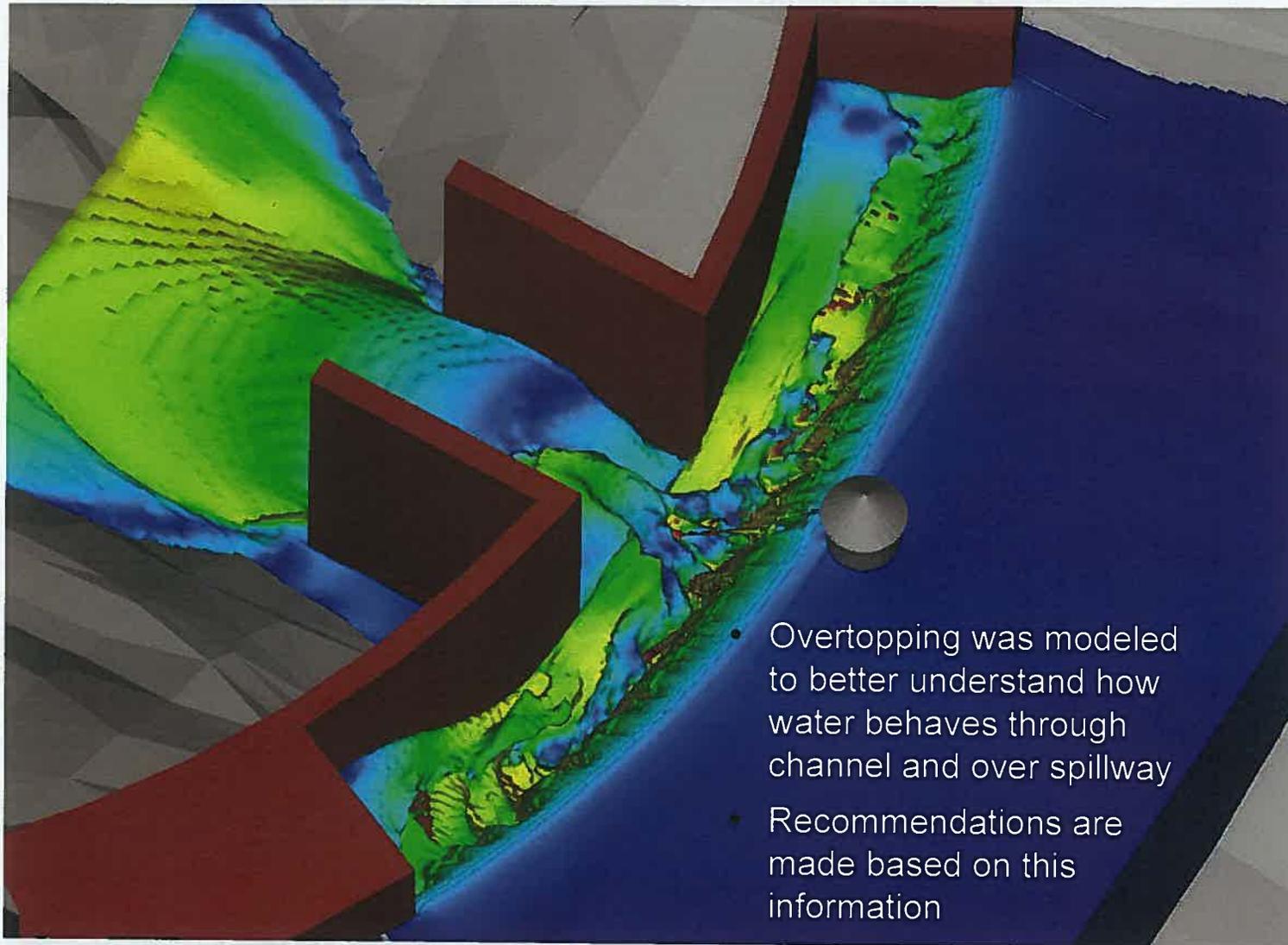
Storm Event	Distribution	Peak Inflow (cfs)	Peak Outflow (cfs)	Outflow Volume (ac-ft)	Maximum Water Surface Elevation (ft)	Dam/Spillway Overtopping Depth (ft)
Local	EM 1110-2-1411	15,910	15,570	1,510	6,797.4	8.1
	HMR No. 5	15,700	15,430	1,510	6,797.3	8.0
General	Center Peaking	7,670	7,610	3,200	6,794.4	5.1
	Late Peaking	7,750	7,700	3,200	6,794.4	5.1

Downstream Foundation Erosion Potential

Erosion Evaluation - Erodibility Index Method

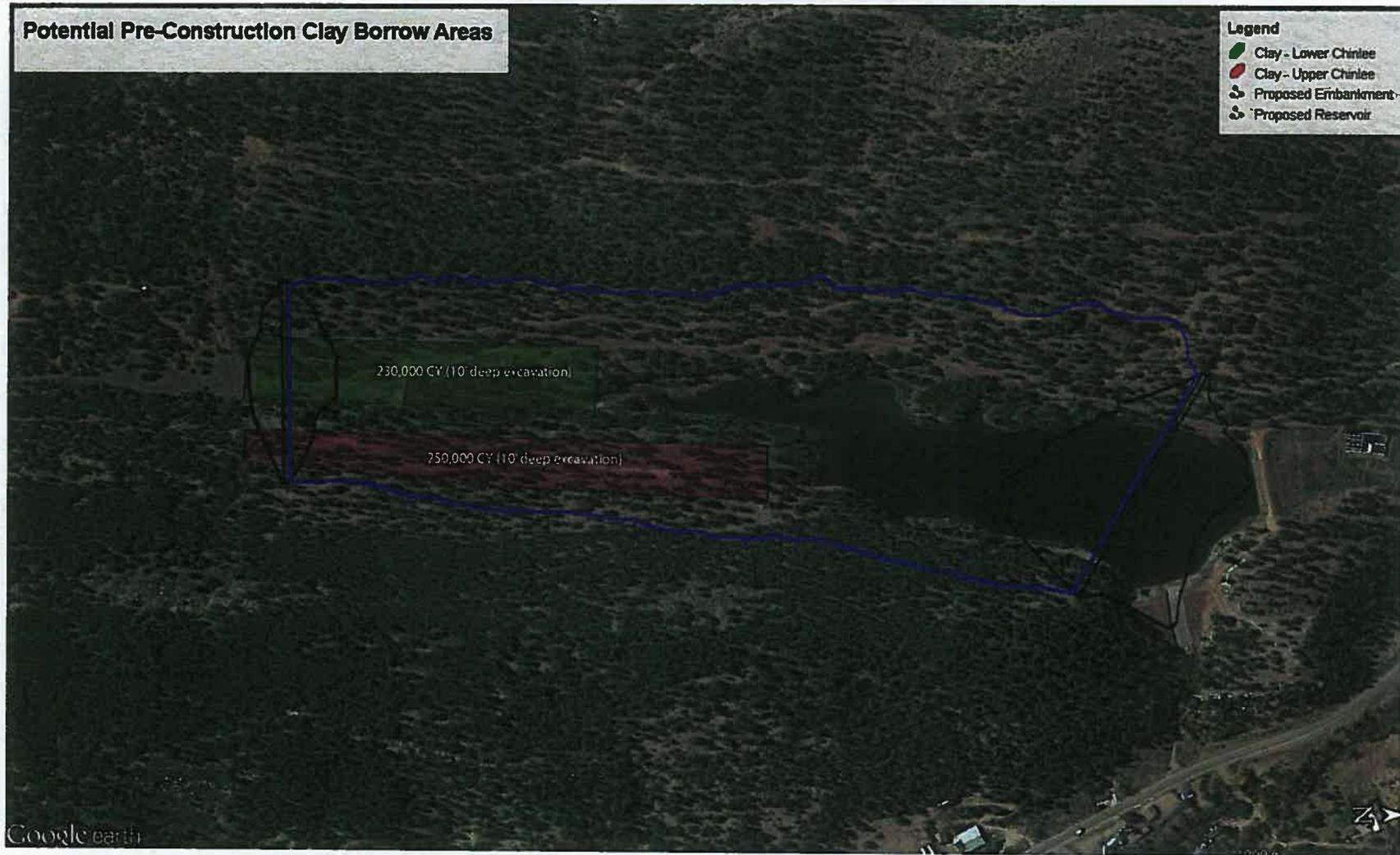


Overtopping Protection – CFD Modeling



- Overtopping was modeled to better understand how water behaves through channel and over spillway
- Recommendations are made based on this information

Available Clay Borrow





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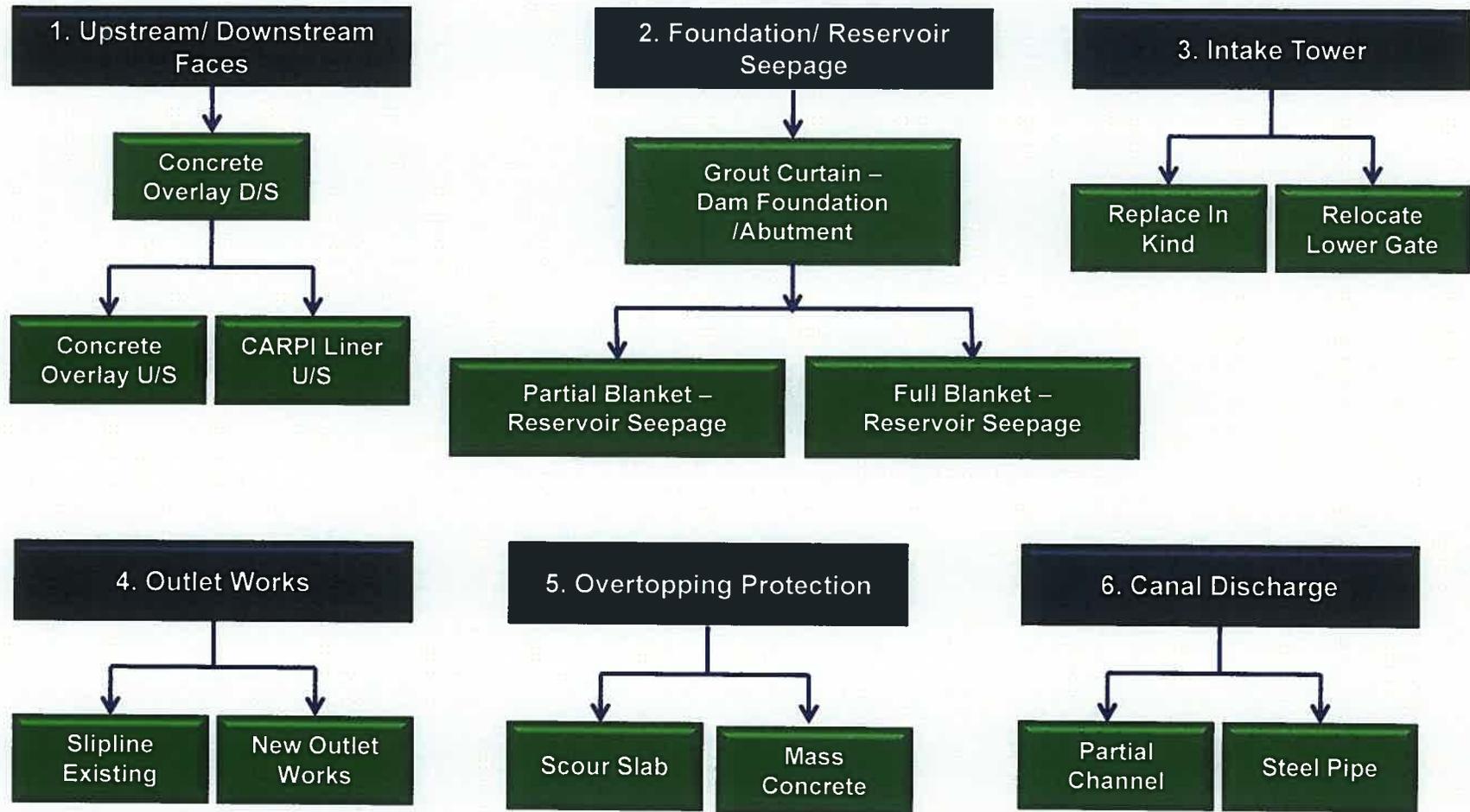
Rehabilitation Project Elements



Alternative Comparative Level Costs -

- Comparative level estimates
- Does not include O&M costs
- Does not include taxes
- Does not include design fees
- Does not include life-cycle costs

Project Elements



“No Action” Alternative

- Dam does not meet OSE Rules related to foundation erosion
- Water loss through the dam face, foundation, and abutments are excessive and have increased over the years (i.e. reservoir storage is 210 AF)
 - 2002 – 69 AF/year
 - 2012 – 197 AF/year
- Average dam face, foundation, and abutment seepage loss between 2002 and 2012 is 135 AF/year
 - Addition 100 AF/year through the reservoir outcrops
 - Total seepage loss of 235 AF/year
- Dam needs extensive repairs related to the following –
 - Dam face due to freeze-thaw
 - Outlet works – gates inoperable and sediment issues
- Summary – Not a viable option
 - OSE could require the breaching of the dam due to public safety issues related to the overtopping
 - Loss water due to seepage could continue to increase
 - Complete failure of the outlet works



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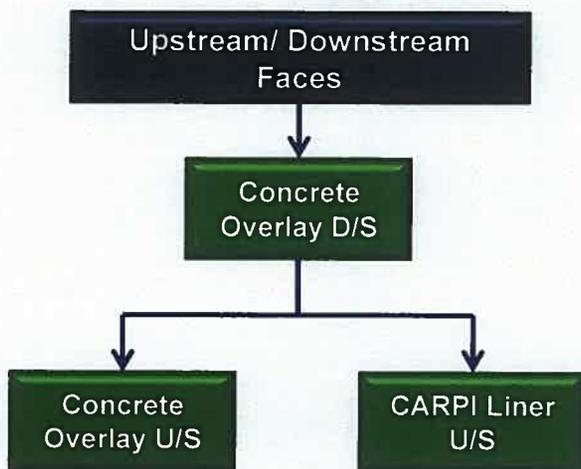
1. Upstream/Downstream Faces



Issues –

- Freeze-thaw damage to concrete
- Face water seepage through horizontal construction joints

Upstream/Downstream Faces

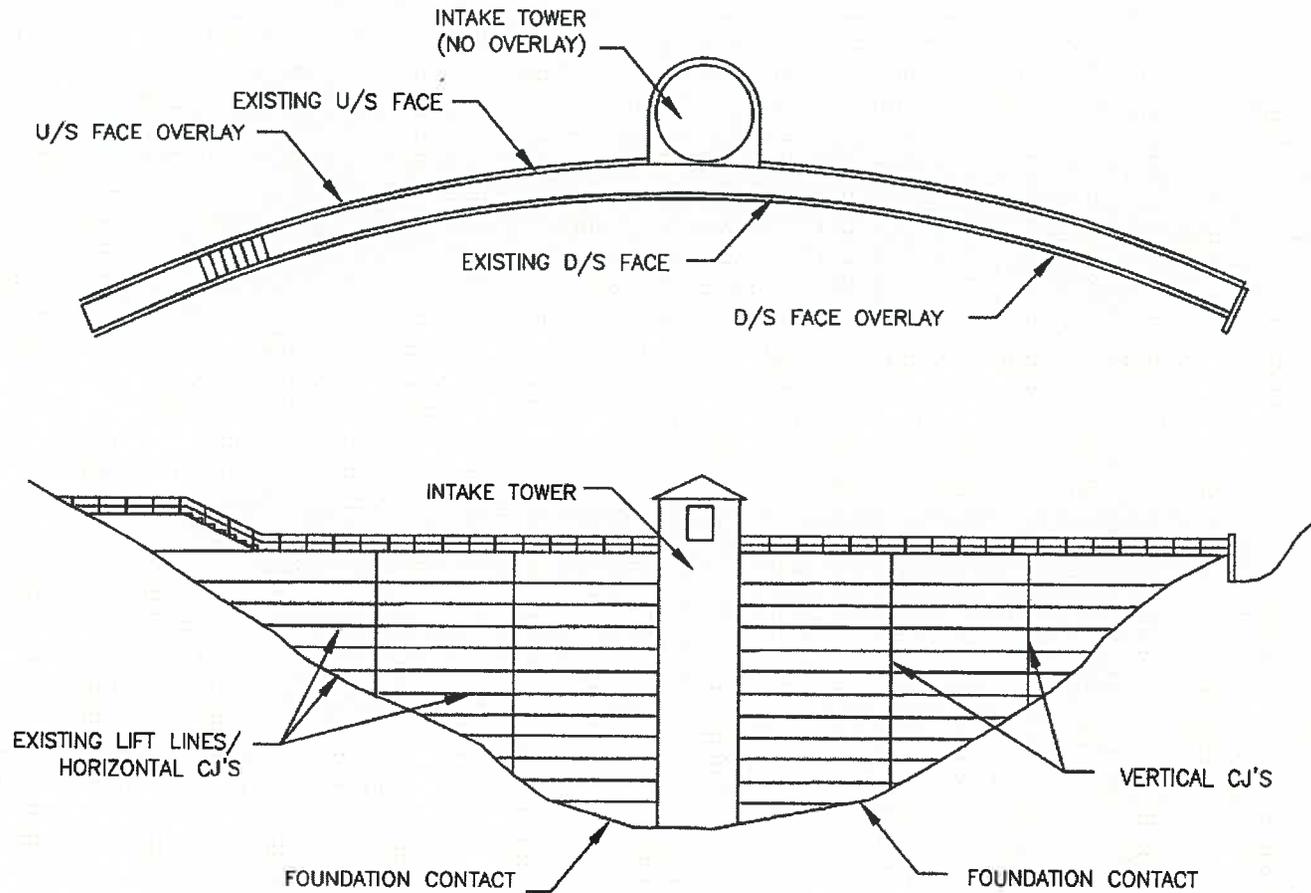


URS

Reinforced Concrete Overlay

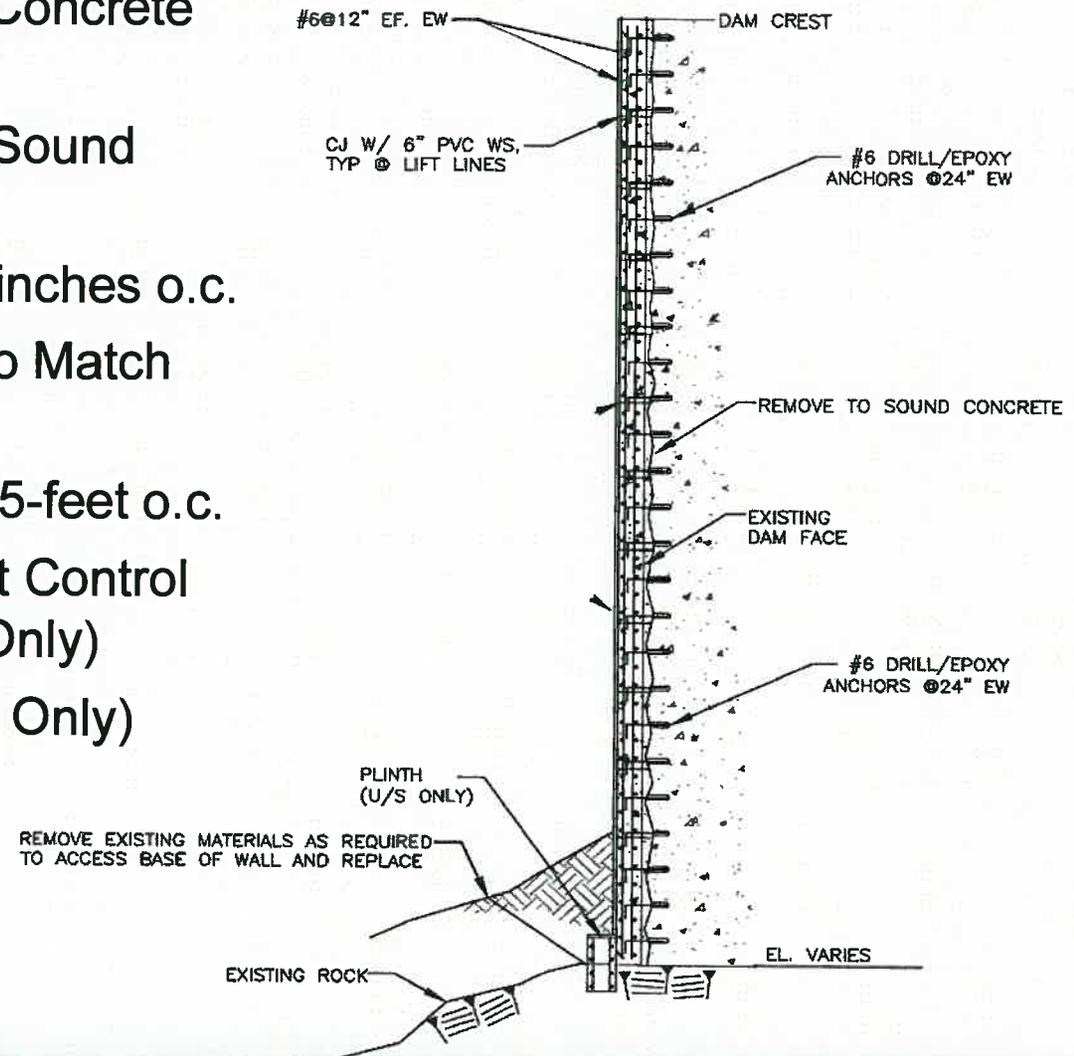


Upstream/Downstream Faces – Reinforced Concrete Overlay



Upstream/Downstream Faces – Reinforced Concrete Overlay

- 12-inch Thick Reinforced Concrete Overlay
- Remove Existing Face to Sound Concrete
- Drill/Epoxy Anchors at 24-inches o.c.
- Horizontal Control Joints to Match Existing Lift Lines
- Vertical Control Joints at 25-feet o.c.
 - 6-inch PVC Waterstop at Control Joints (Upstream Face Only)
- Drains (Downstream Face Only)



Upstream - Concrete Overlay Cost

R/C Overlay - Upstream	Cost
Mobilization and Demobilization	\$170,000.00
Site Preparation (allowance) ¹	\$100,000.00
Face Preparation Hydrodemolition	\$170,000.00
Concrete Reinforcing Steel	\$172,876.00
Concrete Dowel Anchors Steel	\$112,200.00
Concrete CIP	\$579,012.00
Unlisted Items	\$66,954.00
Contingency	\$281,209.00
Total	\$1,652,251.00

Assumptions and Uncertainties:

1. Assume the reservoir is drained, sediment is removed, and there is access to the upstream face

Upstream – Concrete Overlay Evaluation

Advantages

- Proven technology and construction
- Longevity – 100 years
- Cost is comparable to Capri liner
- Not a proprietary material like Capri
- Can be constructed against rough surfaces like at Peterson – with minimal risk compared with Carpi

Disadvantages

- Longer construction schedule than Carpi
- Slightly higher cost than Carpi
- Truck traffic will be more than Carpi – concrete trucks

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Upstream CARPI Liner



Upstream Face – CARPI Liner



Salt Springs Dam, Amador County, CA

Upstream - Carpi Liner Cost

Carpi Liner - Upstream	Cost
Mobilization and Demobilization	\$100,000.00
Site Preparation (allowance) ¹	\$100,000.00
Excavation Unclassified	\$6,000.00
Face Preparation Hydrodemolition ²	\$150,000.00
Concrete Reinforcing Steel	\$23,750.00
Concrete CIP	\$45,600.00
CARPI Liner	\$482,106.00
Unlisted Items	\$45,070.00
Contingency	\$189,285.00
Total	\$1,143,396.00

Assumptions and Uncertainties:

1. Assume the reservoir is drained, sediment is removed, and there is access to the upstream face
2. Hydrodemolition may not be required.

Upstream – Capri Liner Evaluation

Advantages

- Shorter construction schedule than concrete
- Easier construction method
- Slightly less cost than concrete
- Tight seepage seal for good working surfaces
- Mechanical vertical joints required

Disadvantages

- Proprietary material could become an issue
- Can be used over rough surfaces but the longevity should be questioned
- Concern that the upstream face could be rougher than it appear under water
- Anchor locations are critical and filler concrete could be required – weak point

Downstream – Concrete Overlay Cost

Concrete Overlay - Downstream	Cost
Mobilization and Demobilization	\$150,000.00
Site Preparation (allowance)	\$100,000.00
Face preparation Hydrodemolition	\$170,000.00
Concrete Reinforcing Steel	\$170,042.00
Concrete Dowel Anchors Steel	\$112,200.00
Concrete CIP	\$447,480.00
Seepage and Drainage Control	\$30,000.00
Unlisted Items	\$58,986.00
Contingency	\$247,742.00
Total	\$1,486,450.00

Recommendations

- **Upstream Concrete Overlay - \$1,652,251.00**
 - Will be able to adjust for unknown surface conditions
 - Common construction techniques
 - Control construction risk related to “differing site conditions” – Capri could end up costing more than concrete
- **Downstream Concrete Overlay - \$1,486,450.00**
 - Compatible with overtopping protection – stilling basin and foundation erosion protection
- **Total Comparable Cost - \$3,138,701.00**



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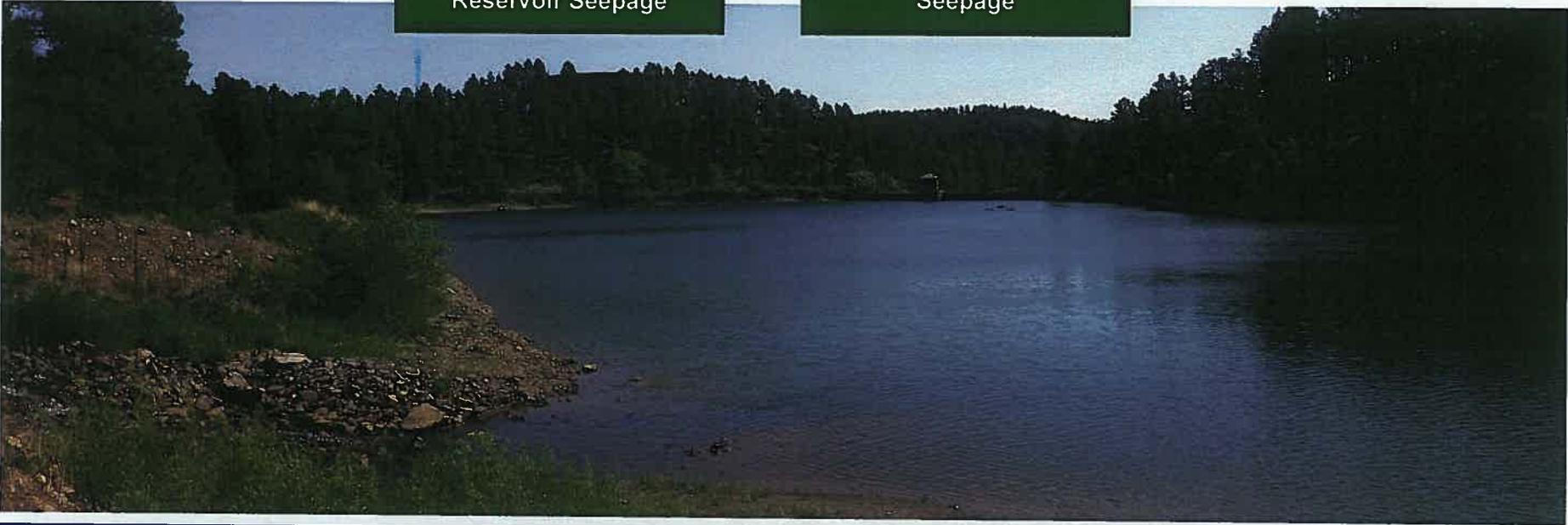
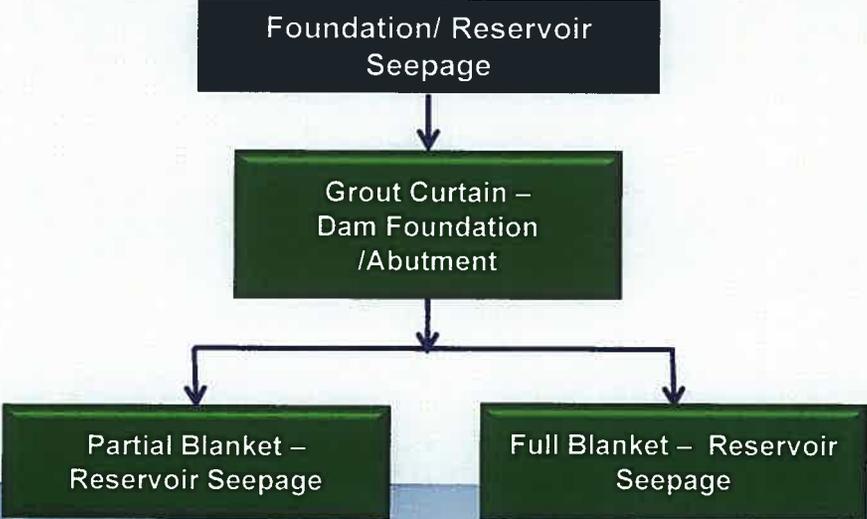
2. Foundation/Reservoir Seepage



Issues –

- Large seepage losses under and through the abutments
- Karst formation under the reservoir – seepage paths
- Wastewater effluent containment

Foundation/Reservoir Seepage

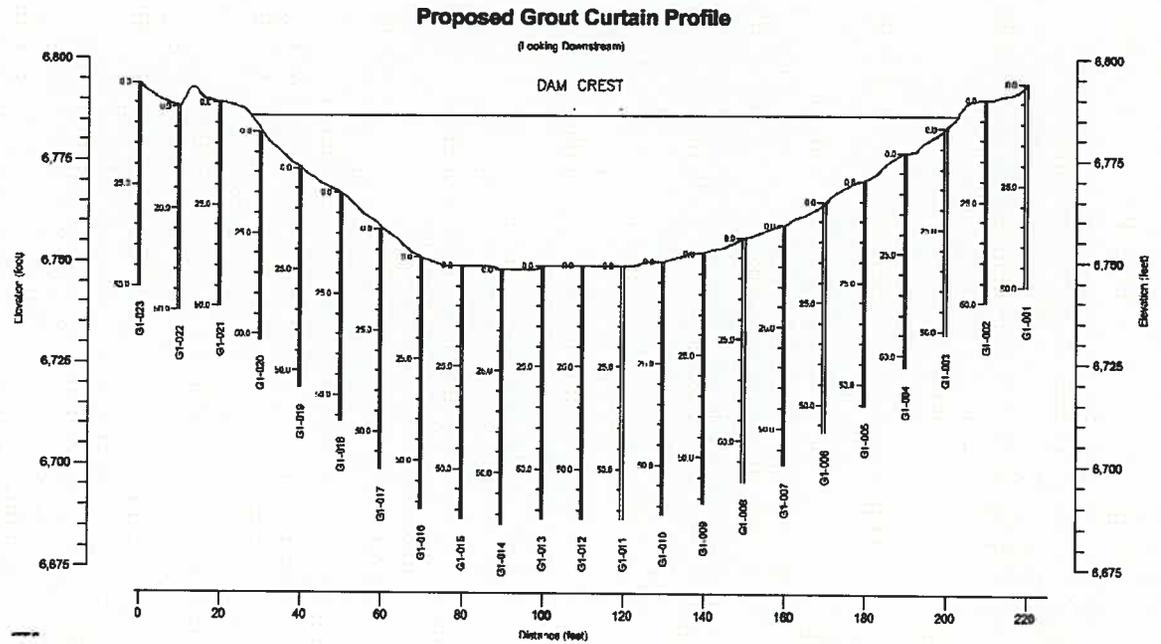
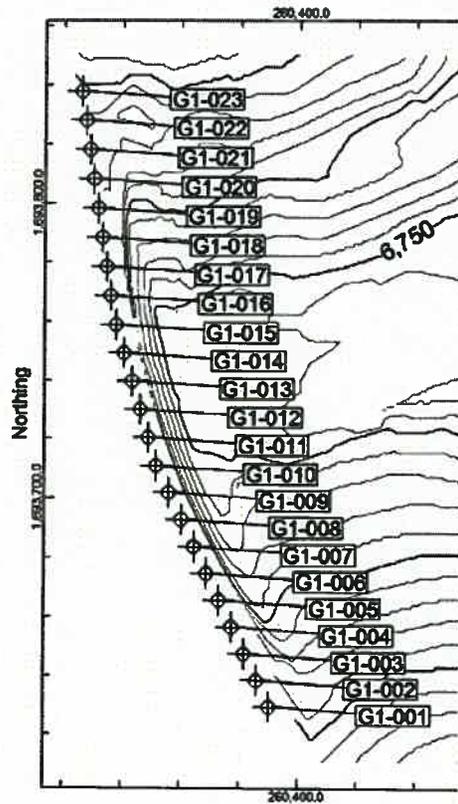


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Foundation/Abutment Grout Curtain



Foundation/Abutment – Grout Curtain



Foundation/Abutment - Grout Curtain Cost

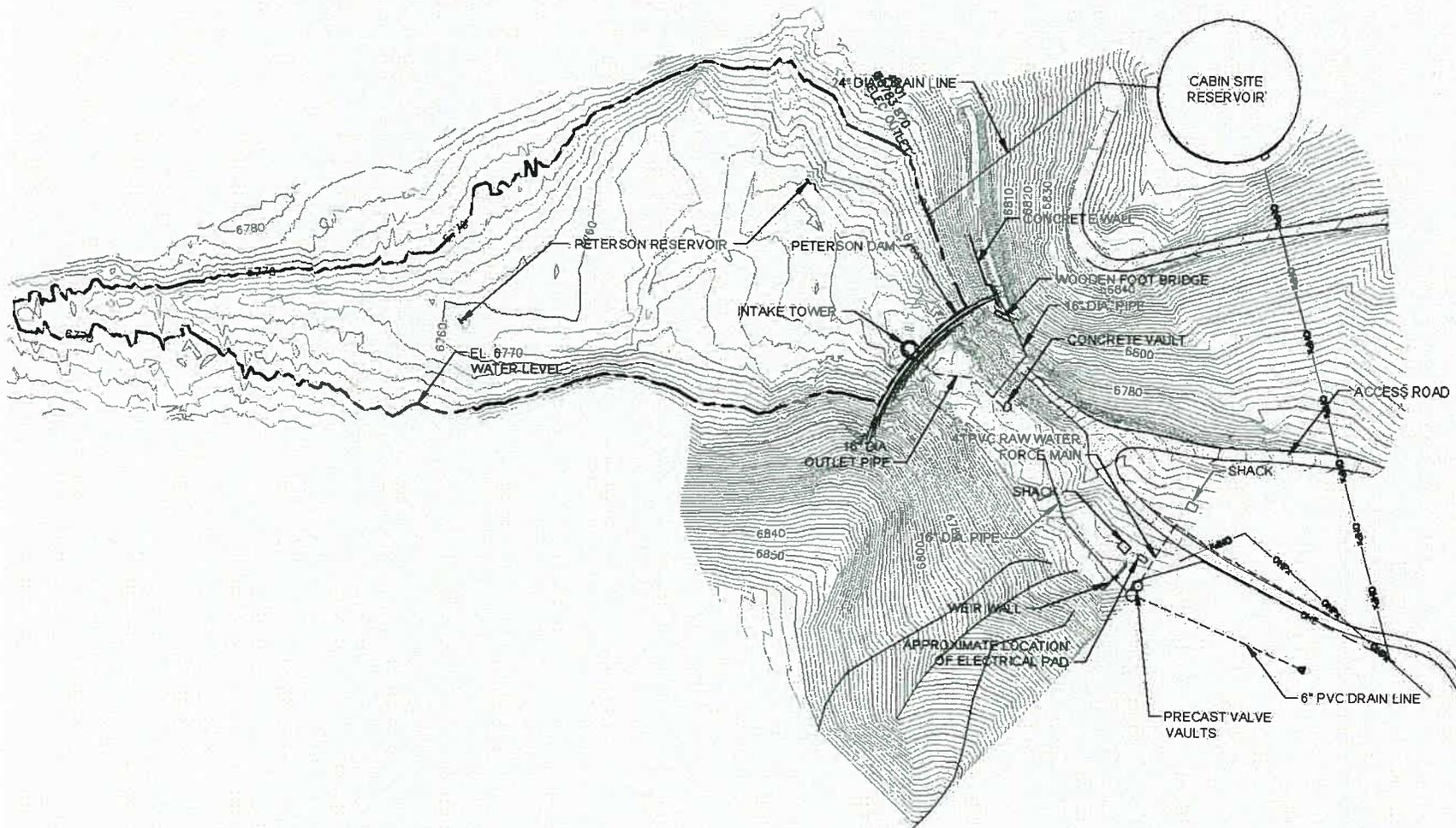
Grout Curtain	Cost
Mobilization and Demobilization	\$79,000.00
Site Preparation (allowance) ¹	\$50,000.00
Concrete Drill Cap	\$50,000.00
Drilling (primary, secondary, tertiary)	\$273,000.00
Water Pressure Test	\$17,800.00
Setup Grout Nipples	\$31,150.00
Inject Cement Grout	\$117,950.00
Verification Test	\$22,500.00
Re-Drill, Setup, Grout	\$10,500.00
Unlisted Items	\$32,595.00
Contingency	\$136,899.00
Total	\$821,394.00

URS

Partial Blanket Reservoir Seepage Control



Reservoir Seepage – Partial Blanket



Reservoir Seepage – Partial Blanket Cost

Partial Seepage Blanket and Grout Curtain	Cost
Mobilization and Demobilization	\$65,000.00
Site Preparation (allowance)	\$50,000.00
Foundation Preparation	\$90,000.00
Excavate From Borrow (16,000 CY)	\$12,000.00
Process and Size	\$63,000.00
Load, Haul, Place, Control, Moisture, Compact	\$150,000.00
Remove Sediment	\$65,000.00
Unlisted Items	\$24,000.00
Contingency	\$104,000.00
Total	\$623,000.00

Reservoir Seepage – Partial Blanket Evaluation

Advantages

- Standard construction technique to reduce seepage the northern reservoir area
- Lowest cost associated with main seepage concern associated with the dam with the potential karst void area
- Could be phased overtime
- Could be added as a bid alternative
- Unit price bid we can control the amount used

Disadvantages

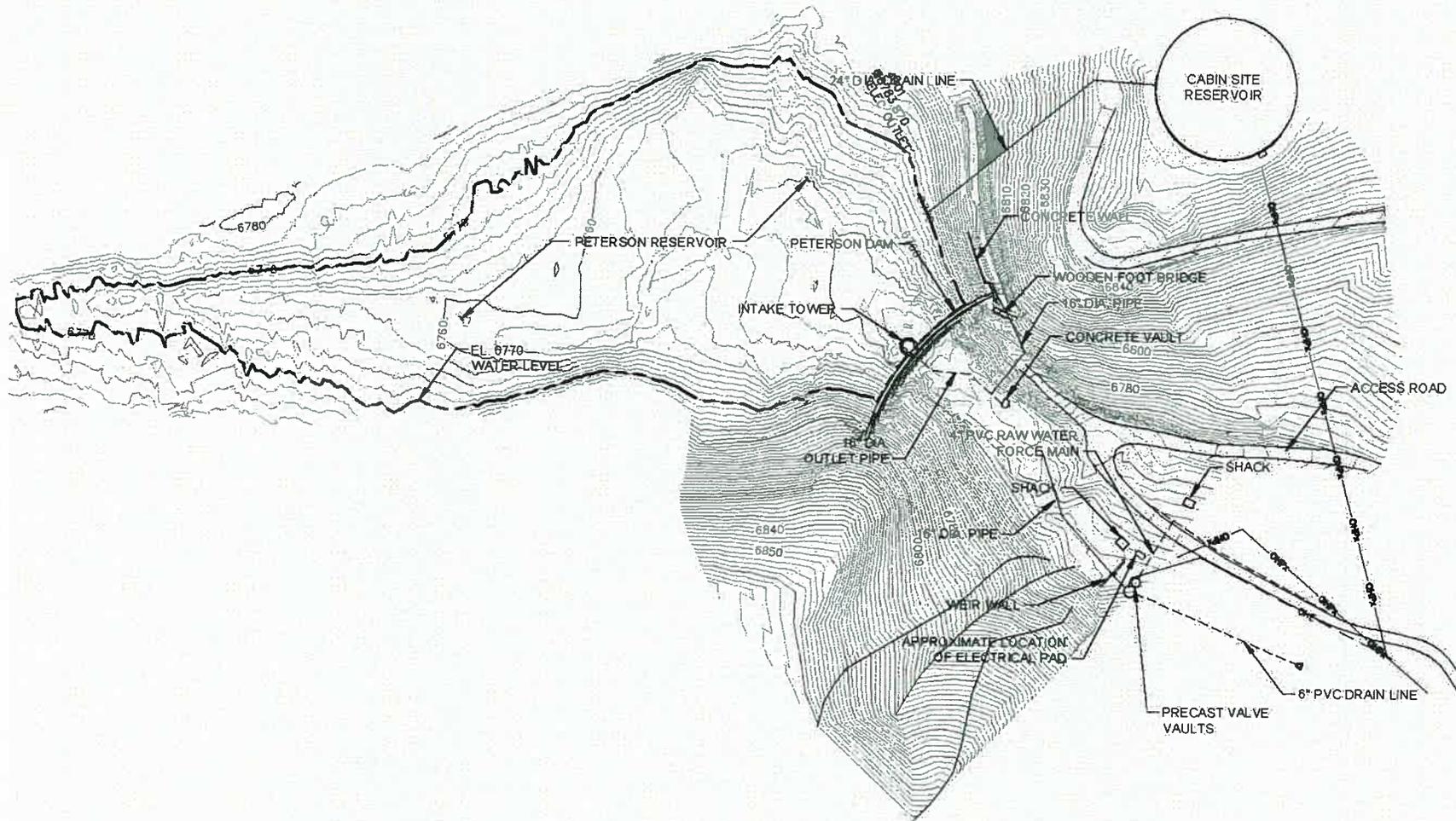
- Will not address reservoir seepage loss in the southern area of the reservoir
- Has a higher risk related to cost if other seepage areas are identified during construction
- May not meet NMED guidelines for managing seepage from treated wastewater storage facilities

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Full Blanket Reservoir Seepage Control



Reservoir Seepage – Full Blanket



Reservoir Seepage – HDPE Liner Full Blanket Cost

HDPE Liner	Cost
Mobilization and Demobilization	\$275,000.00
Site Preparation (allowance)	\$100,000.00
HDPE Liner (65,000 SY)	\$1,825,664.00
Unlisted Items	\$110,033.00
Contingency	\$462,139.00
Total	\$2,772,837.00

Reservoir Seepage – Clay Liner Full Blanket Cost

Clay Liner	Cost
Mobilization and Demobilization	\$230,000.00
Site Preparation (allowance)	\$100,000.00
Clay Liner (65,000 CY)	\$1,521,914.00
Unlisted Items	\$92,596.00
Contingency	\$388,902.00
Total	\$2,333,412.00

Reservoir Seepage - Evaluation

Advantages

- Covers the entire reservoir which will reduce the risk of future seepage
- Greater water savings

Disadvantages

- Higher cost than partial liner
- Higher construction traffic due to the additional amount of material
- Greater O&M cost over the life of the project

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Recommendations



Recommendations

- **Dam Safety and Seepage Control**

- **Foundation/Abutment Grout Curtain - \$821,394.00**

- Standard approach to reduce seepage under the dam and abutments
 - Meets OSE Rules and requirements
 - Would be completed for all seepage alternatives

- **Reservoir Seepage Partial Blanket (1/4 reservoir) - \$623,000.00**

- Will reduce seepage in potential critical reservoir areas
 - Can be phased

- **Treated Wastewater Effluent**

- **Full Blanket - \$2,333,412.00**

- Will reduce the risk of seepage from the reservoir to meet potential required from NMED
 - A synthetic liner will only be used if required by MNED



URS

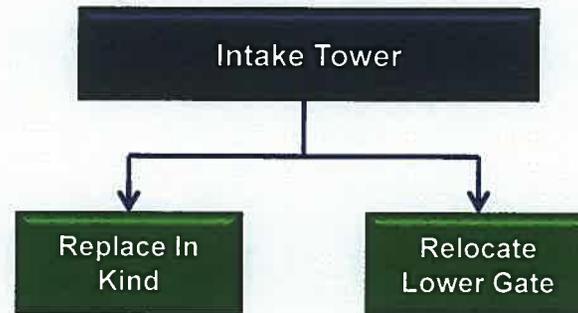
3. Intake Tower



Issues –

- Gates and trash racks condition
- Longevity of the equipment

Intake Tower



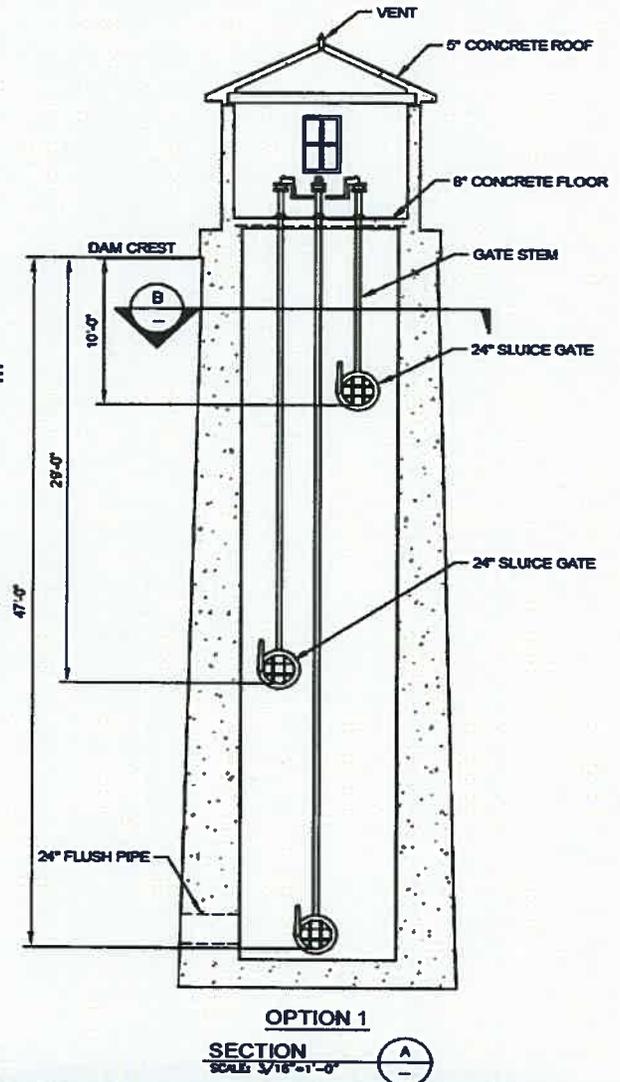
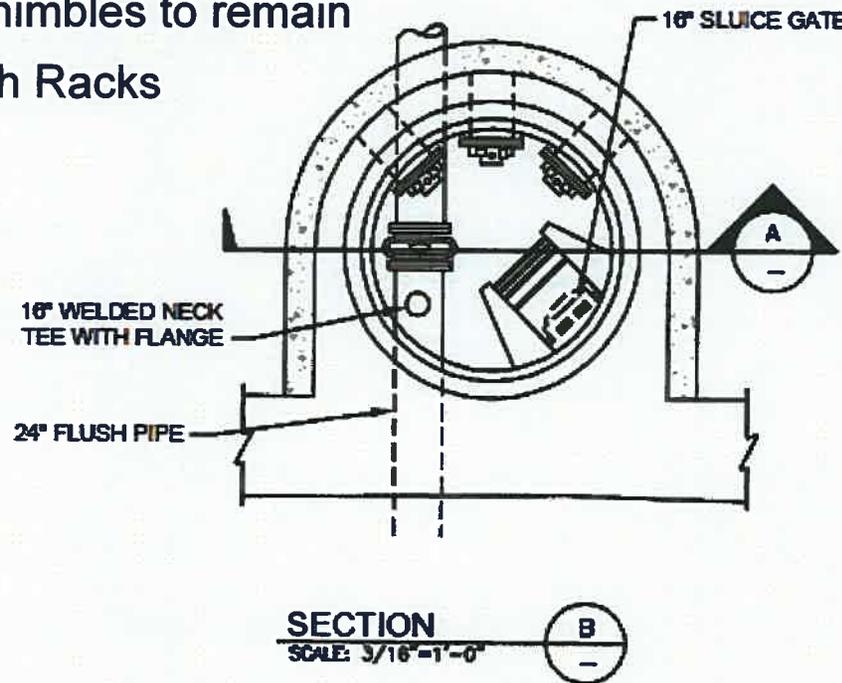
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Replace In Kind



Intake Tower – Replace In Kind

- Match existing 24-inch flange mounted stainless steel (SS) slide gates
- Replace-in-kind all gates
- Manually operated
 - Provisions to install motor operators at later time
- Existing thimbles to remain
- New Trash Racks



Intake Tower – Replace In Kind Costs

Replace-In-Kind	Cost
Mobilization and Demobilization	\$30,000.00
Site Preparation (allowance)	\$100,000.00
Slide Gate 12" 10' Stem	\$30,000.00
Slide Gate 12" 29' Stem	\$35,000.00
Slide Gate 12" 47' Stem	\$40,000.00
Unlisted Items	\$11,750.00
Contingency	\$49,350.00
Total	\$296,100.00

Intake Tower – Replace In Kind Evaluation

Advantages

- Does not increase the existing dead pool
- Lower comparable cost with relocating the lower gate

Disadvantages

- Requires sediment removal – which might not be an issue if the reservoir is lined for wastewater effluent

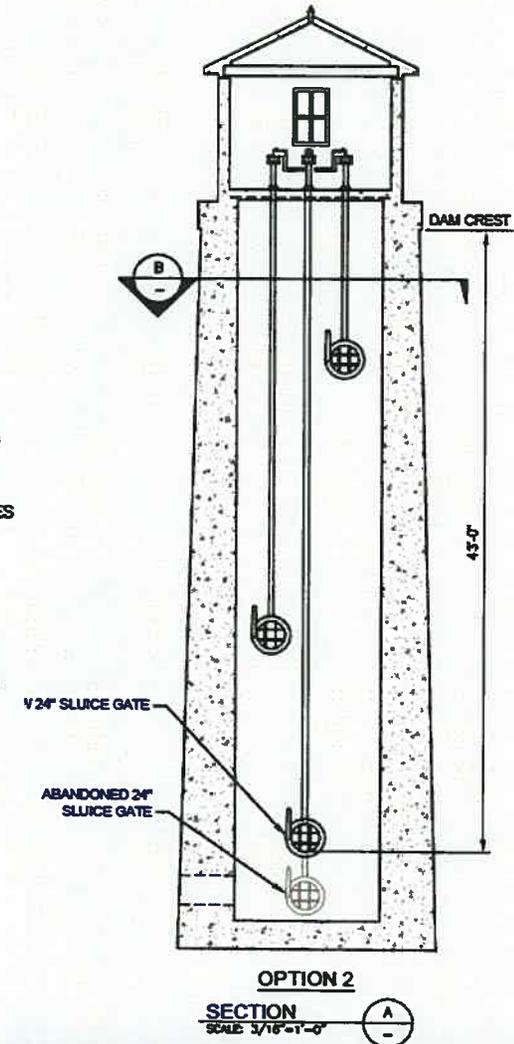
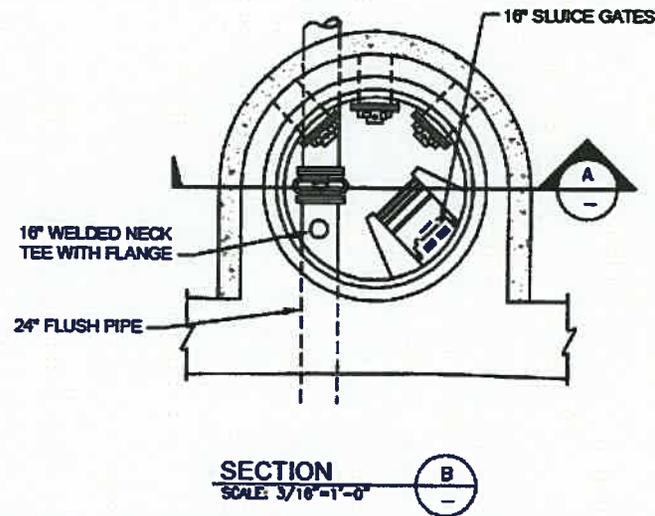
URS

Relocate Lower Gate



Intake Tower – Relocate Lower Gate

- Match existing 24-inch flange mounted stainless steel (SS) slide gates
- Replace-in-kind top two gates
- Raise lower gate above sediment
- Manually operated
 - Provisions to install motor operators at later time
- New thimble and trash rack for relocated lower gate



Intake Tower – Relocate Lower Gate Cost

Relocate Lower Gate	Cost
Mobilization and Demobilization	\$31,000.00
Site Preparation (allowance)	\$100,000.00
Slide Gate 12" 10' Stem	\$30,000.00
Slide Gate 12" 29' Stem	\$35,000.00
Relocated Slide Gate 12" 43' Stem	\$50,000.00
Unlisted Items	\$12,300.00
Contingency	\$51,660.00
Total	\$309,960.00

Intake Tower – Replace In Kind Evaluation

Advantages

- Does not require sediment removal

Disadvantages

- Increased dead pool- less water available for use
- Construction duration longer due to the added work

URS

| **Recommendation**



Recommendation

- **Replace-In-Kind - \$296,000.00**
 - Maintains the maximum reservoir storage available for use
 - Lowest cost and best option



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4. Outlet Works

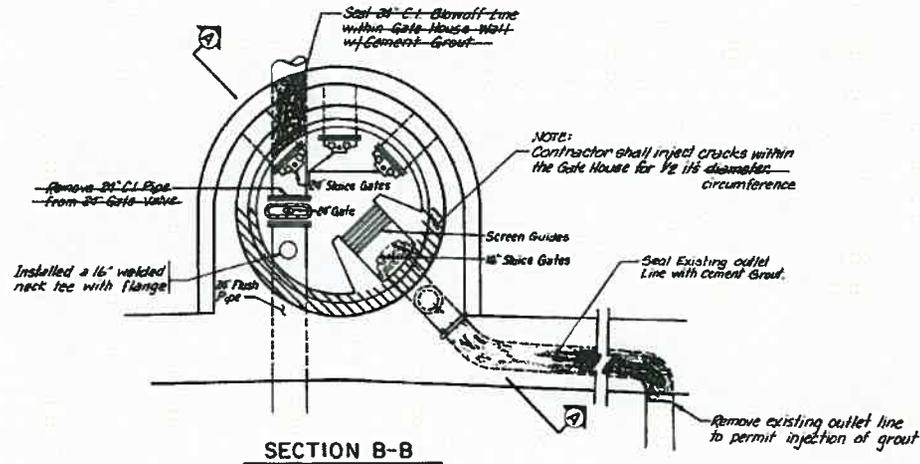
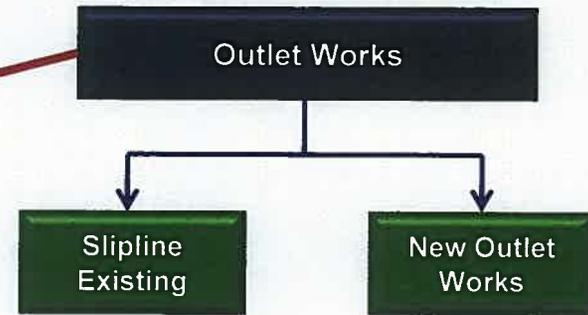


Issues –

- Outlet capacity
- Outlet condition
- Longevity

Outlet Works

Existing 16-inch stand pipe limits outlet capacity – must maintain current output



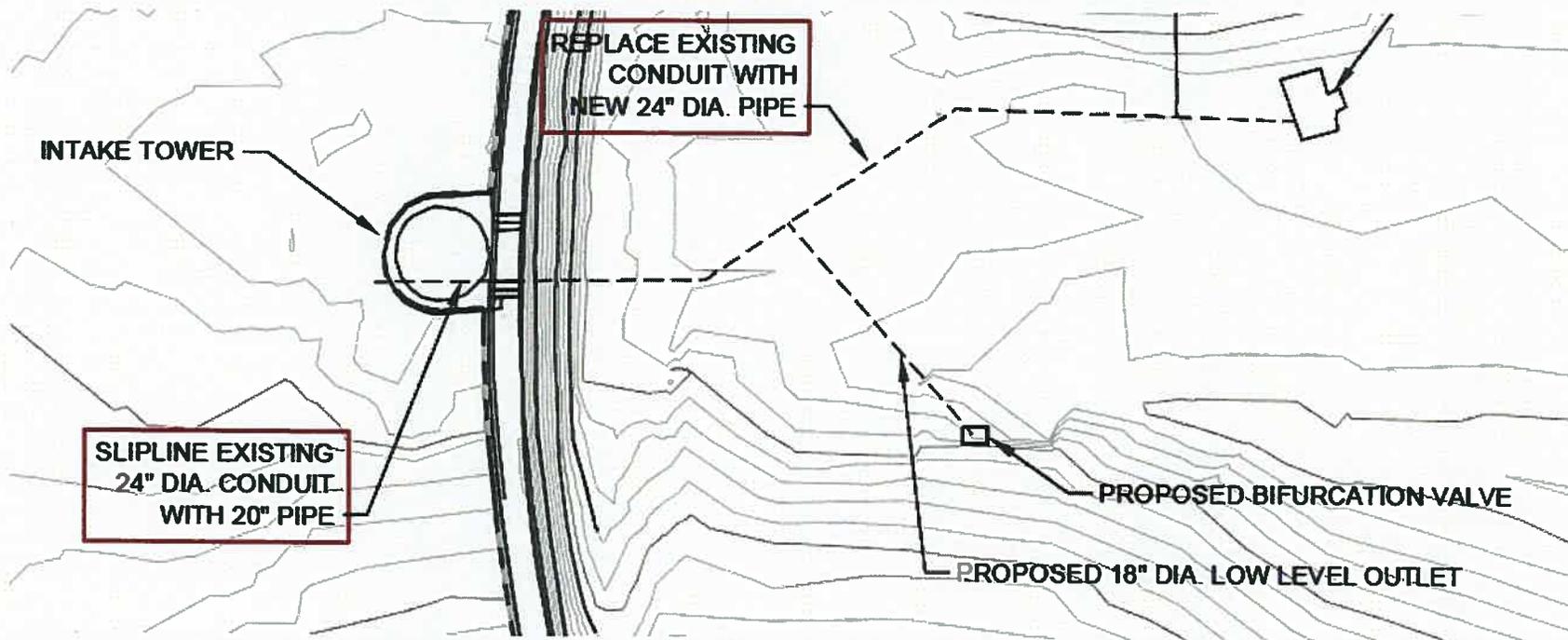
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Slipline Existing Outlet Conduit



Outlet Works – Slipline Existing Outlet Conduit

- Slipline existing 24-inch outlet with 20-inch steel liner and grout annulus
- Install new 20-inch slide gate
- Replace 150-feet of downstream pipe with new 24-inch steel pipe
- Emergency releases discharged through existing downstream piping



Outlet Works – Slipline Existing Outlet Conduit Cost

Slipline Existing	Cost
Mobilization and Demobilization	\$66,000.00
Site Preparation (allowance) ¹	\$100,000.00
20" Guard Gate 50' Stem	40,000.00
Slip Line 24" Steel Pipe	\$100,000.00
Replace 24" Piping Downstream	\$210,000.00
20"/24" Transition and Tie-In	\$7,500.00
Unlisted Items	\$26,175.00
Contingency	\$109,935.00
Total	\$659,610.00

Outlet Works – Slipline Evaluation

Advantages

- Does not require removal of downstream pipe
- Construction cost is the lowest
- Construction sequencing with the stilling basin is reduced

Disadvantages

- Slightly decreases flow capacity – City still has adequate capacity

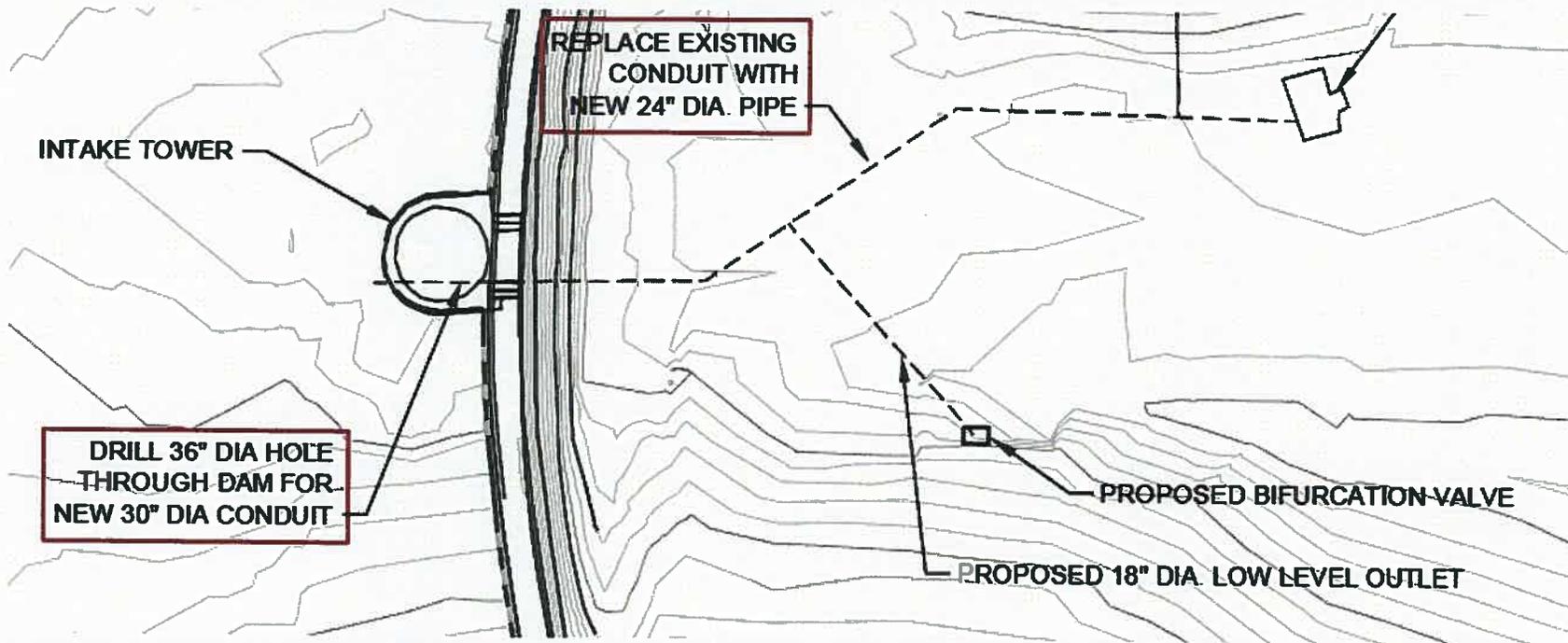
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Install New Outlet Conduit



Outlet Works – Install New Outlet Conduit

- Drill 36-inch hole through dam
- Install 30-inch steel pipe and new 30-inch slide gate
 - Abandon existing outlet pipe in place
- Replace 150-feet of downstream pipe with new 24-inch steel pipe
- Emergency releases discharged through existing downstream piping



Outlet Works – Install New Outlet Conduit Cost

New Outlet Works	Cost
Mobilization and Demobilization	\$94,000.00
Site Preparation (allowance)	\$100,000.00
Core 36" Hole	\$250,000.00
30" Pipe	\$37,500.00
36" Guard Gate 50' Stem	\$50,000.00
Replace 24" Piping Downstream	\$210,000.00
Unlisted Items	\$37,075.00
Contingency	\$155,715.00
Total	\$934,290.00

Evaluation

Advantages

- Realign the outlet for better flow hydraulics
- Maintains the present flow capacity

Disadvantages

- Higher cost than slipline alternative
- Longer construction schedule

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Recommendation



Recommendation

- **Slipline Existing Conduit - \$659,610.00**
 - Lowest cost
 - Construction schedule reduced



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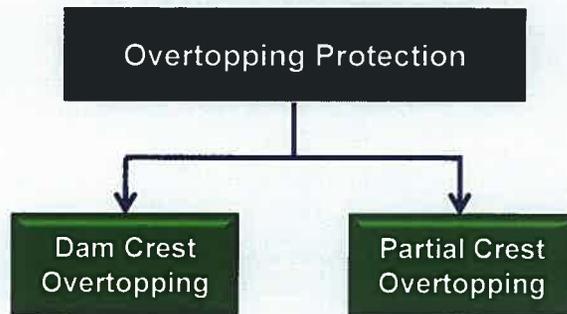
5. Overtopping Protection



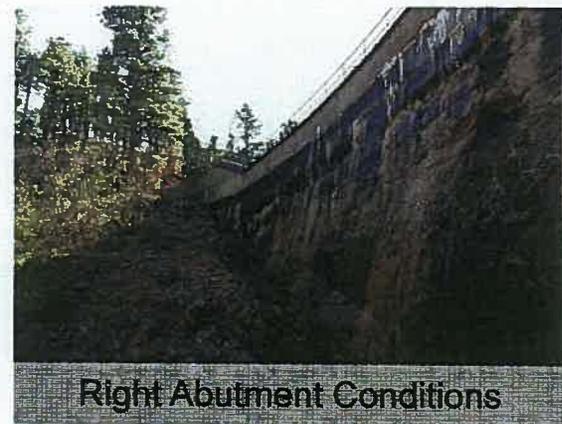
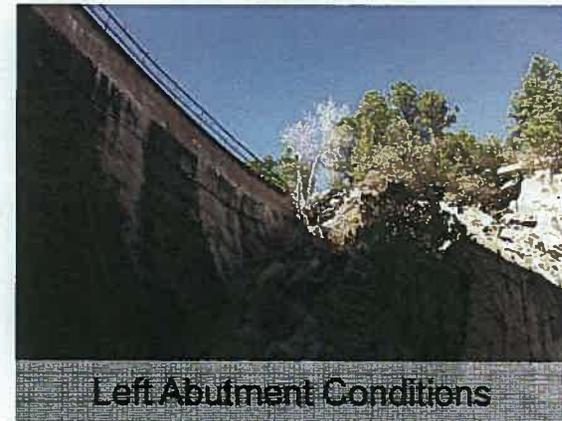
Issue –

- Downstream foundation and abutment erosion during floods

Overtopping Protection



- Erosion study – foundation will not erode for floods less than 5 ft of overtopping
- Primary spillway designed for 500- year flood, 2,200 cfs
- Floods greater than the 500- year will overtop the concrete dam section and the primary spillway

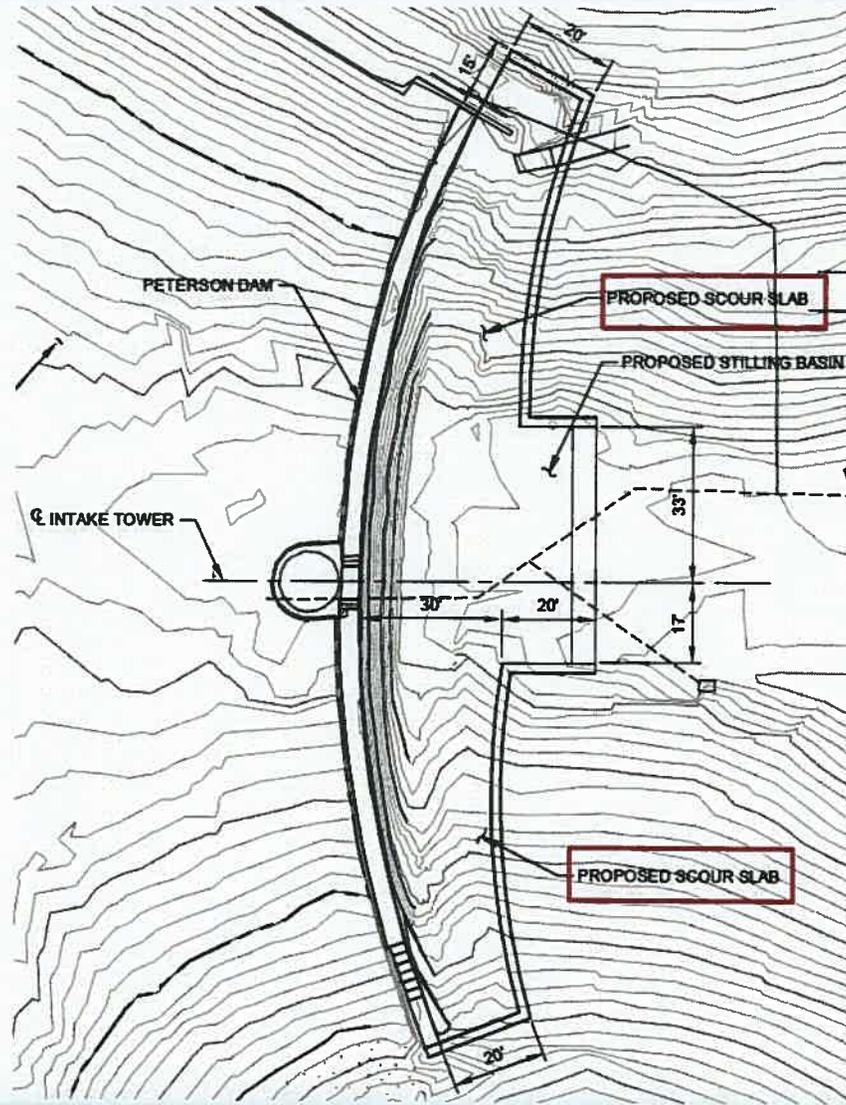


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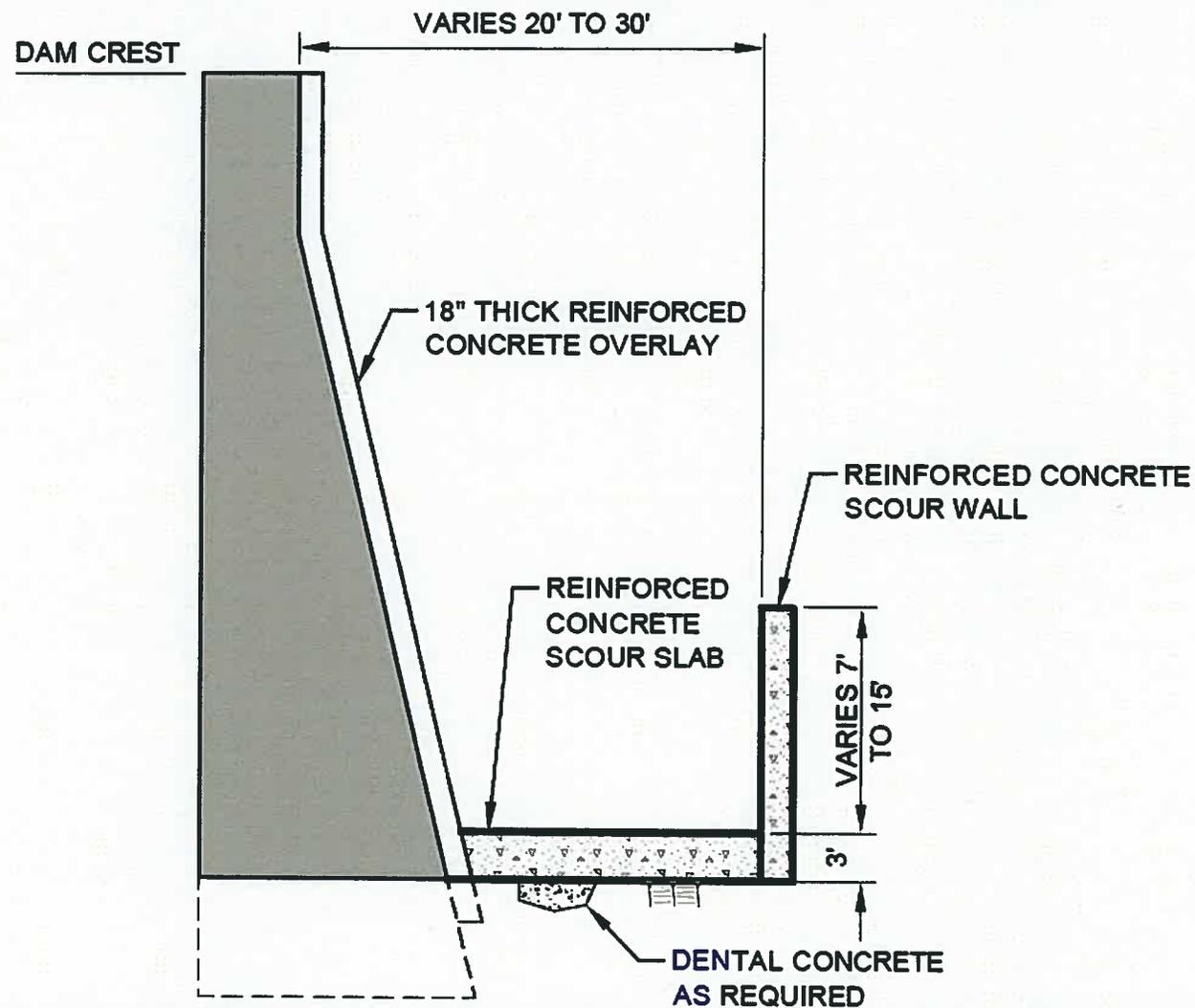
Full Dam Crest Length



Overtopping Protection – Full Dam Length Crest



Overtopping Protection – Full Dam Crest Length



Overtopping Protection – Full Dam Crest Length Cost

Dam Crest Length	Cost
Mobilization and Demobilization	\$175,000.00
Site Preparation (allowance)	\$150,000.00
Concrete Reinforcing Steel	\$344,432.00
Concrete Anchors	\$149,600.00
Slab Concrete	\$355,250.00
Wall Concrete	\$130,200.00
Grout	\$15,000.00
Unlisted Items	\$65,974.00
Contingency	\$277,091.00
Subtotal	\$1,662,547.00

Overtopping Protection – Full Dam Crest Length Evaluation

Advantages

- Shorter construction schedule than partial overtopping alternative
- Lower upstream reservoir increase due to length of overflow

Disadvantages

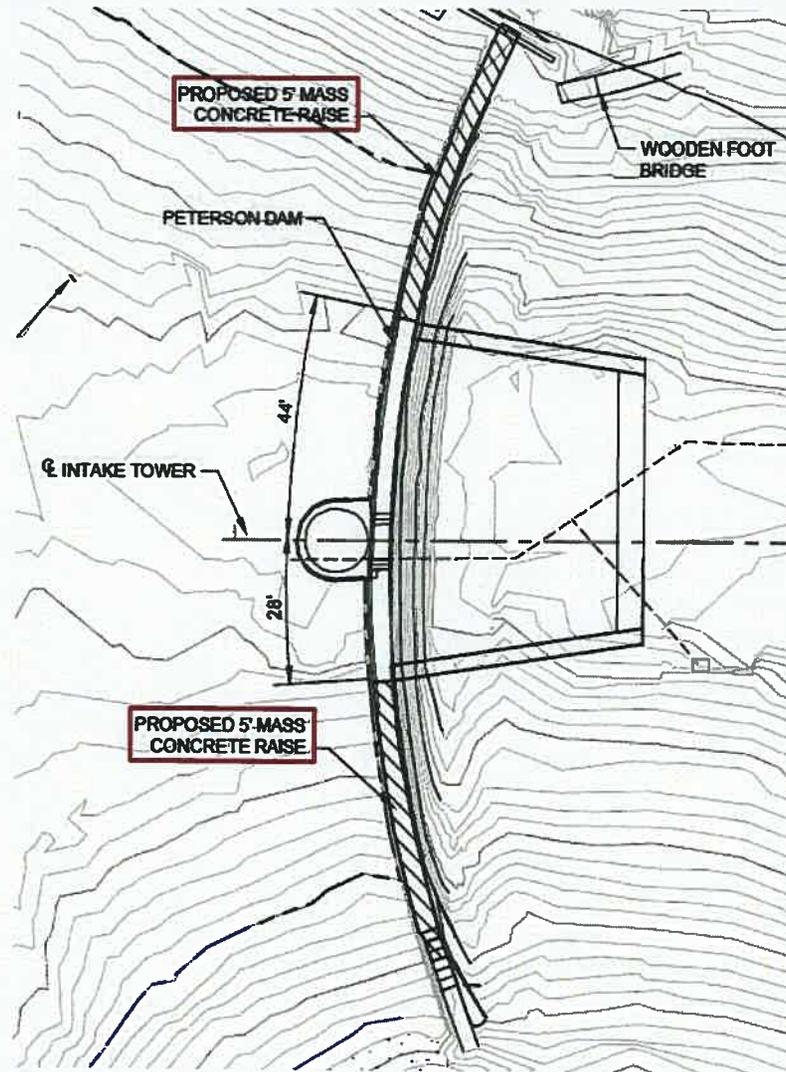
- Higher cost
- More site impacts

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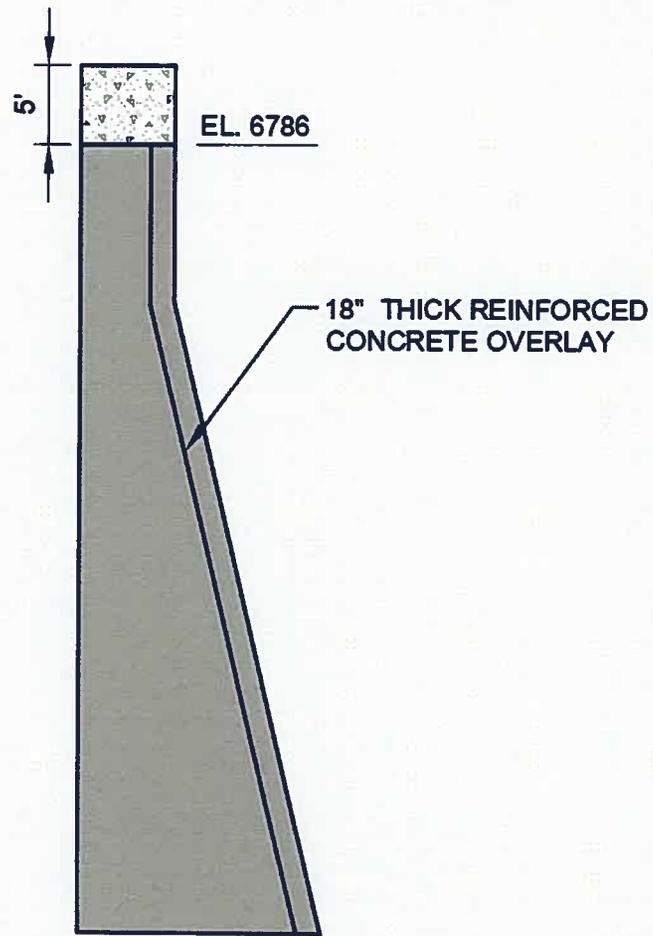
Reduced Dam Crest Length



Overtopping Protection – Reduced Dam Crest Length



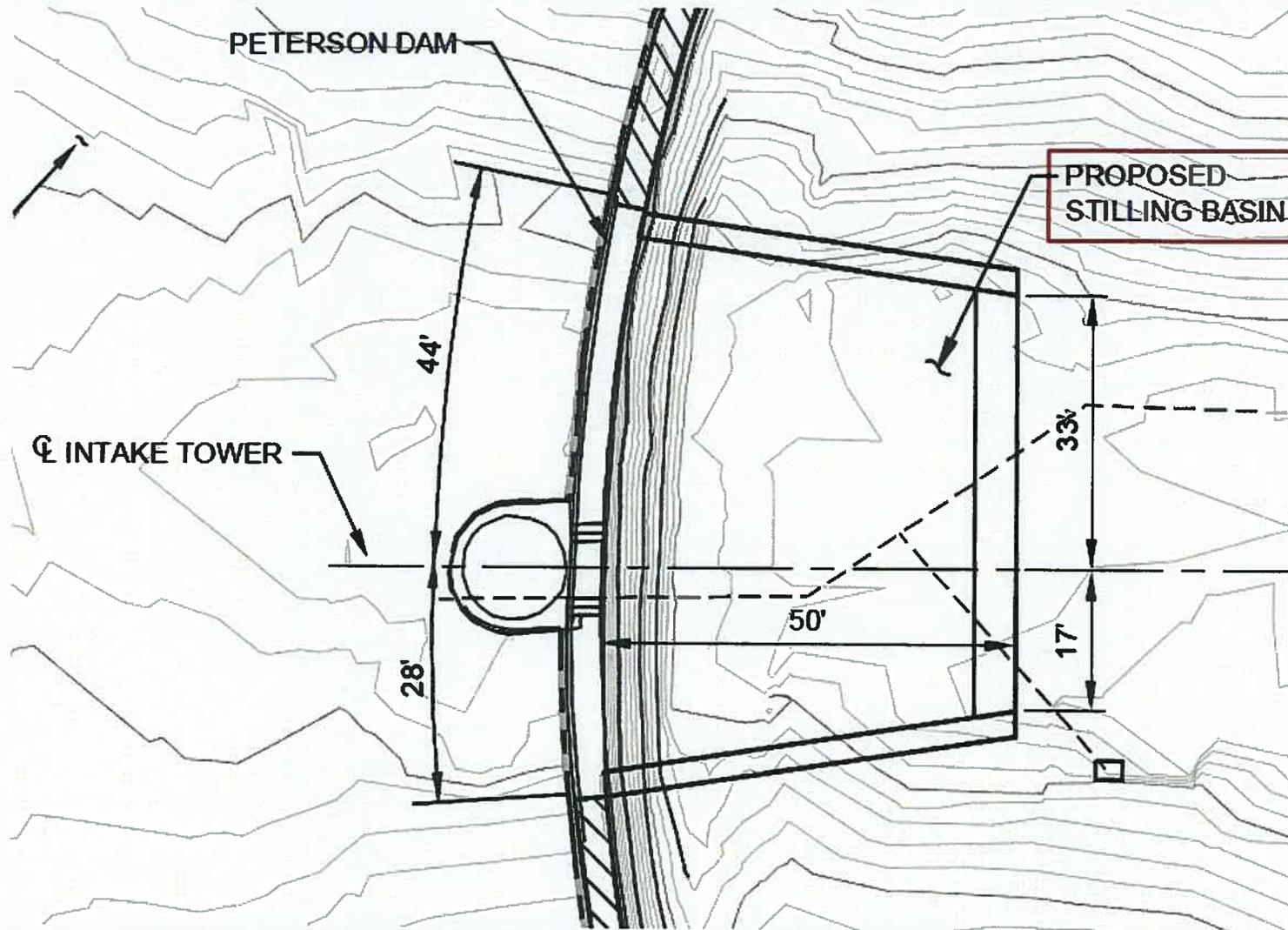
Overtopping Protection – Reduced Dam Crest Length



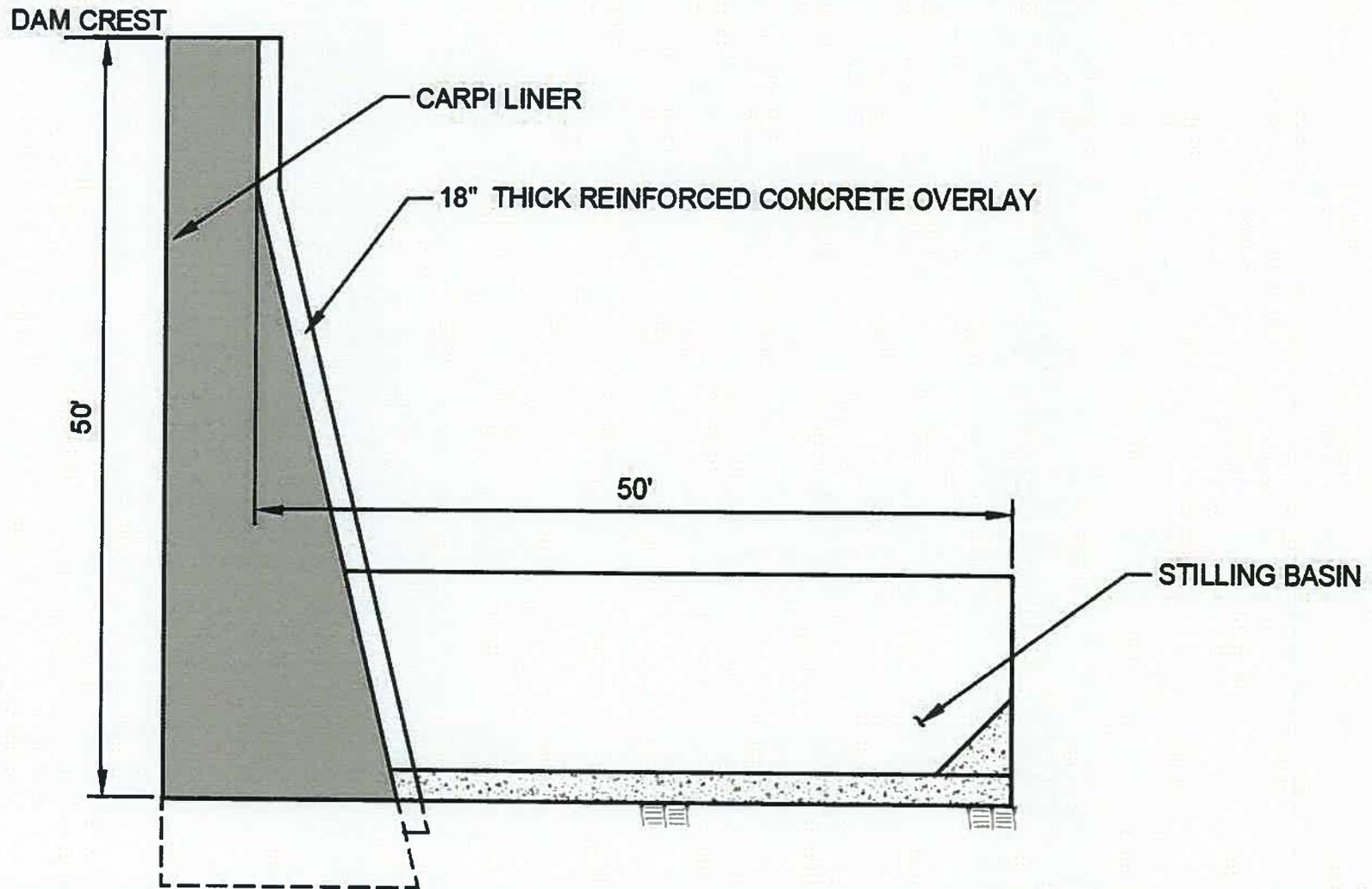
MASS CONCRETE RAISE SECTION

SCALE: 1"=10'-0"

Overtopping Protection – Reduced Dam Crest Length



Overtopping Protection – Reduced Dam Crest Length



Overtopping Protection – Reduced Dam Crest Length Cost

Reduced Dam Crest Length	Cost
Mobilization and Demobilization	\$40,000.00
Site Preparation (allowance)	\$50,000.00
Concrete	\$189,000.00
Anchorage	\$50,000.00
Unlisted Items	\$16,450.00
Contingency	\$69,090.00
Mass Concrete Total	\$414,540.00
Total for Stilling Basin	\$726,491.00
Total	\$1,256,031.00

Overtopping Protection - Evaluation

Advantages

- Lowest cost
- Better viewscape

Disadvantages

- Increased upstream water surface during flood events
- Longer construction schedule

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Recommendation



Recommendation

- **Reduced Dam Crest Length - \$1,256,031.00**
 - Lowest cost
 - Construction schedule reduced
 - Lower viewscape impact
 - Better control of floods



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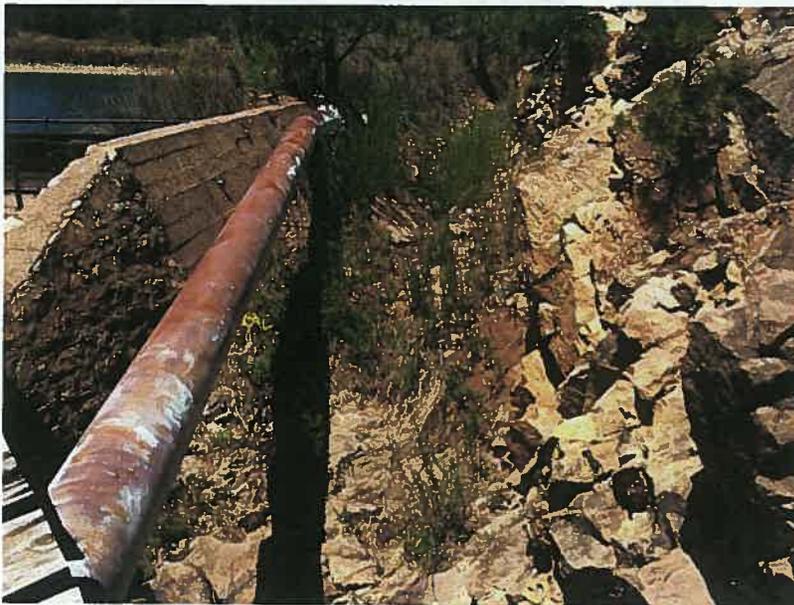
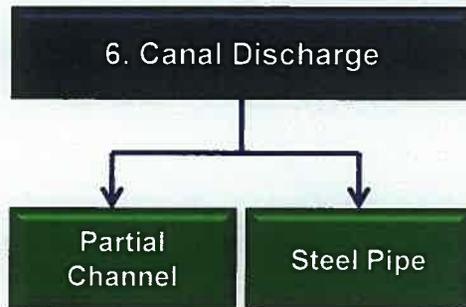
5. Canal Diversion



Issues

- Required for sediment control
- Required for water rights

Canal Diversion

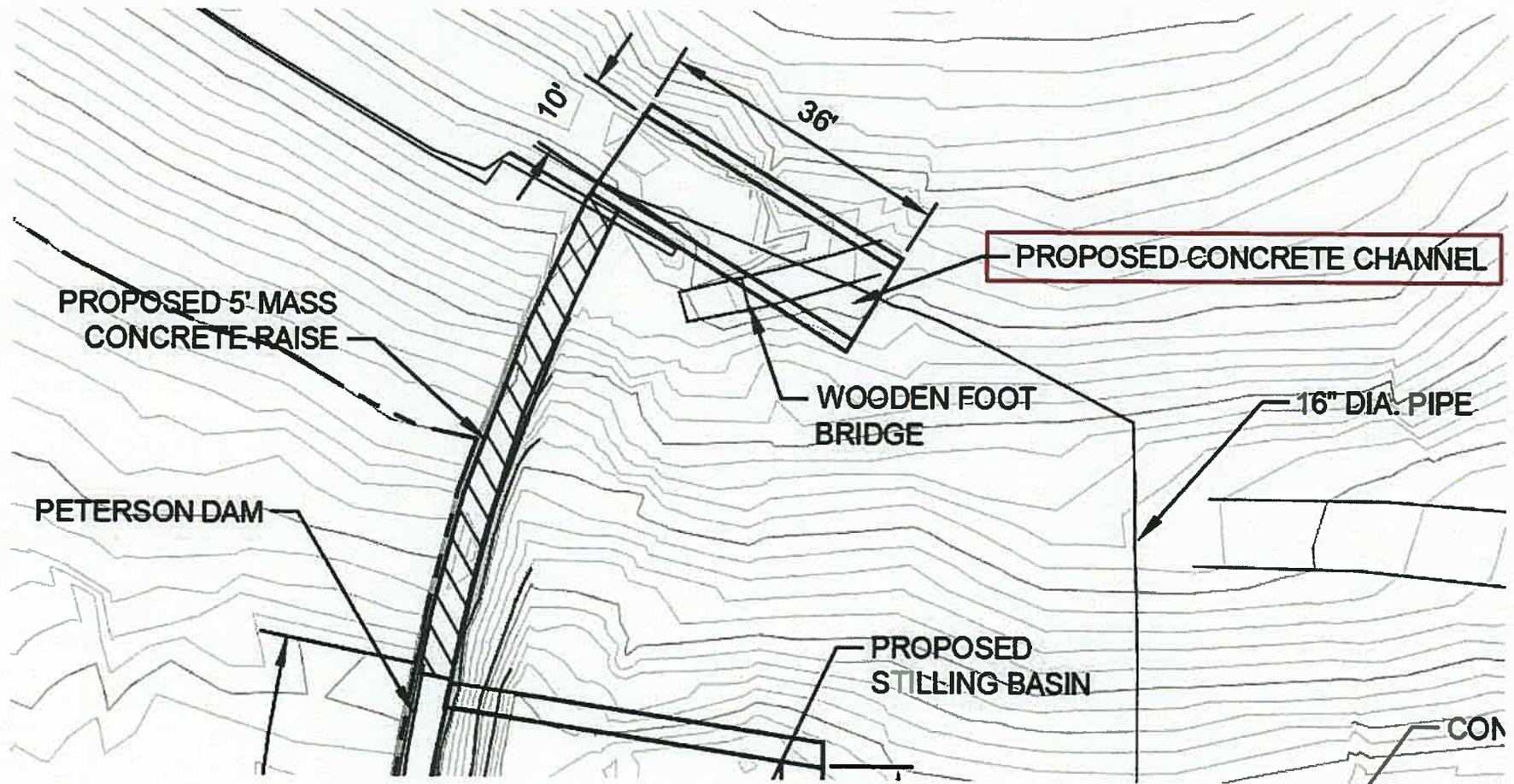


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Concrete Channel Spillway



Canal Diversion – Concrete Channel Spillway



Canal Diversion – Concrete Channel Conceptual Cost

Side Channel	Cost
Mobilization and Demobilization	\$22,000.00
Site Preparation (allowance)	\$50,000.00
Concrete Reinforcing Steel	\$33,440.00
Concrete Anchors	\$10,500.00
Slab Concrete	\$25,000.00
Wall Concrete	\$30,000.00
Unlisted Items	\$8,647.00
Contingency	\$36,317.00
Total	\$217,904.00

Canal Diversion – Concrete Channel Evaluation

Advantages

- Meets present capacity
- No over flow during higher events
- Lowest construction cost

Disadvantages

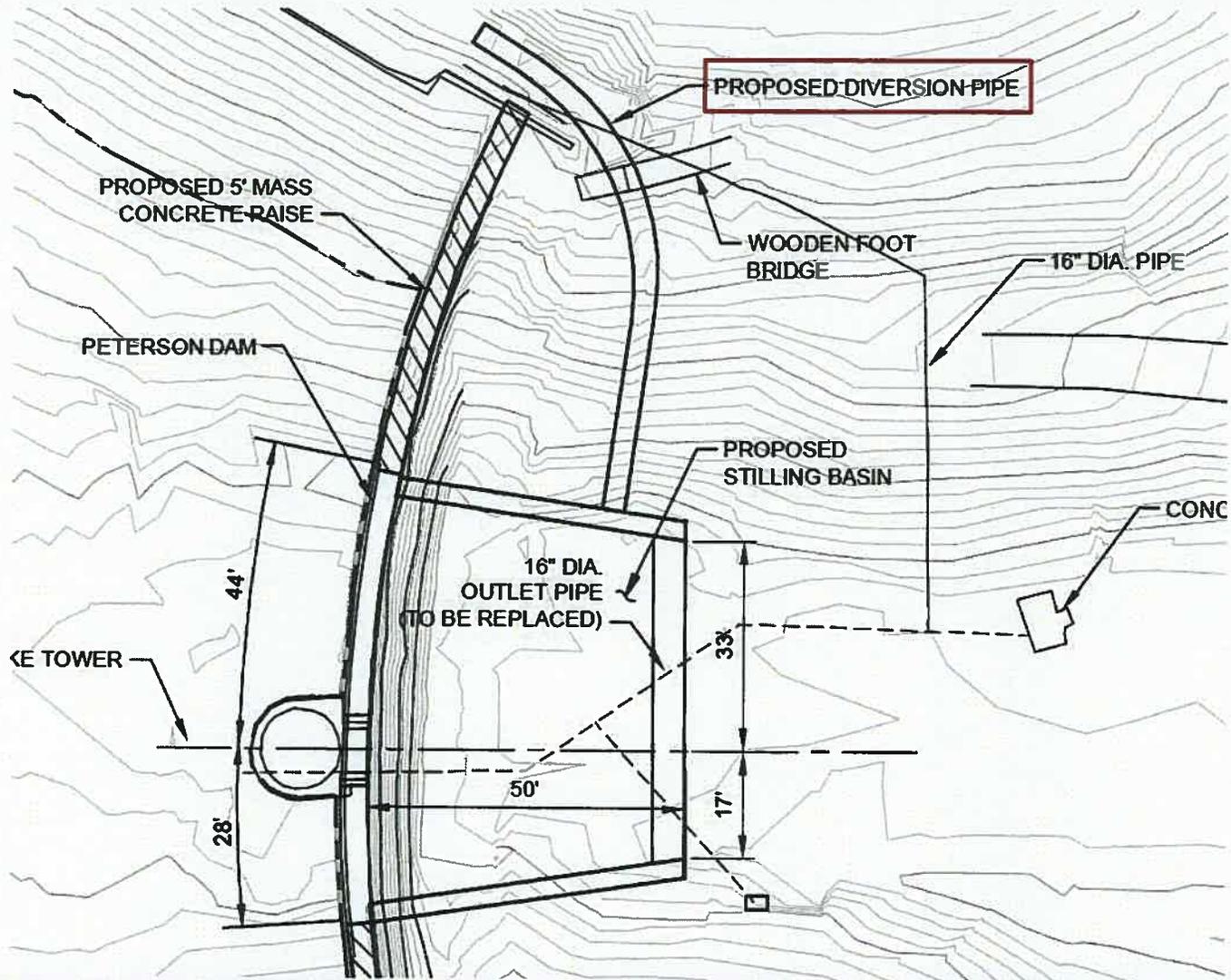
- Longer construction schedule

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| **Steel Pipe**



Canal Diversion – Steel Pipe



Canal Diversion – Steel Pipe Conceptual Cost

Pipe	Cost
Mobilization and Demobilization	\$37,000.00
Site Preparation (allowance)	\$50,000.00
Concrete	\$24,000.00
Pipe	\$180,000.00
Unlisted Items	\$14,550.00
Contingency	\$61,110.00
Total	\$366,660.00

Canal Diversion – Steel Pipe Evaluation

Advantages

- Better flow of discharge into the stilling basin

Disadvantages

- Highest cost
- Potential of being overtopped during higher flood events – can be sized to use spillway
- Lower capacity compared with the concrete channel

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Recommendation



Recommendation

- **Concrete Channel - \$217,904.00**
 - Lowest cost
 - Construction schedule reduced
 - Maintains present capacity
- **Cost could be avoided if water is allowed to flow into the reservoir**



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Recommended Rehabilitation Alternatives



Recommended Alternatives – Cost Summary

- Upstream Concrete Overlay - \$1,652,251.00
- Downstream Concrete Overlay - \$1,486,450.00
- Foundation/Abutment Grout Curtain - \$821,394.00
- Reservoir Seepage - Partial Blanket - \$623,000.00
- Intake Tower - Replace In Kind - \$296,000.00
- Outlet Works - Slipline Existing Conduit - \$659,610.00
- Overtopping Protection – Reduced Dam Crest Length - \$1,256,031.00
- Canal Diversion – Concrete Channel - \$217,904.00
- **Total Comparative Level Cost - \$7,013,263 – Rounded \$7,015,000**

NOTE: Reservoir and dam access included in contingencies



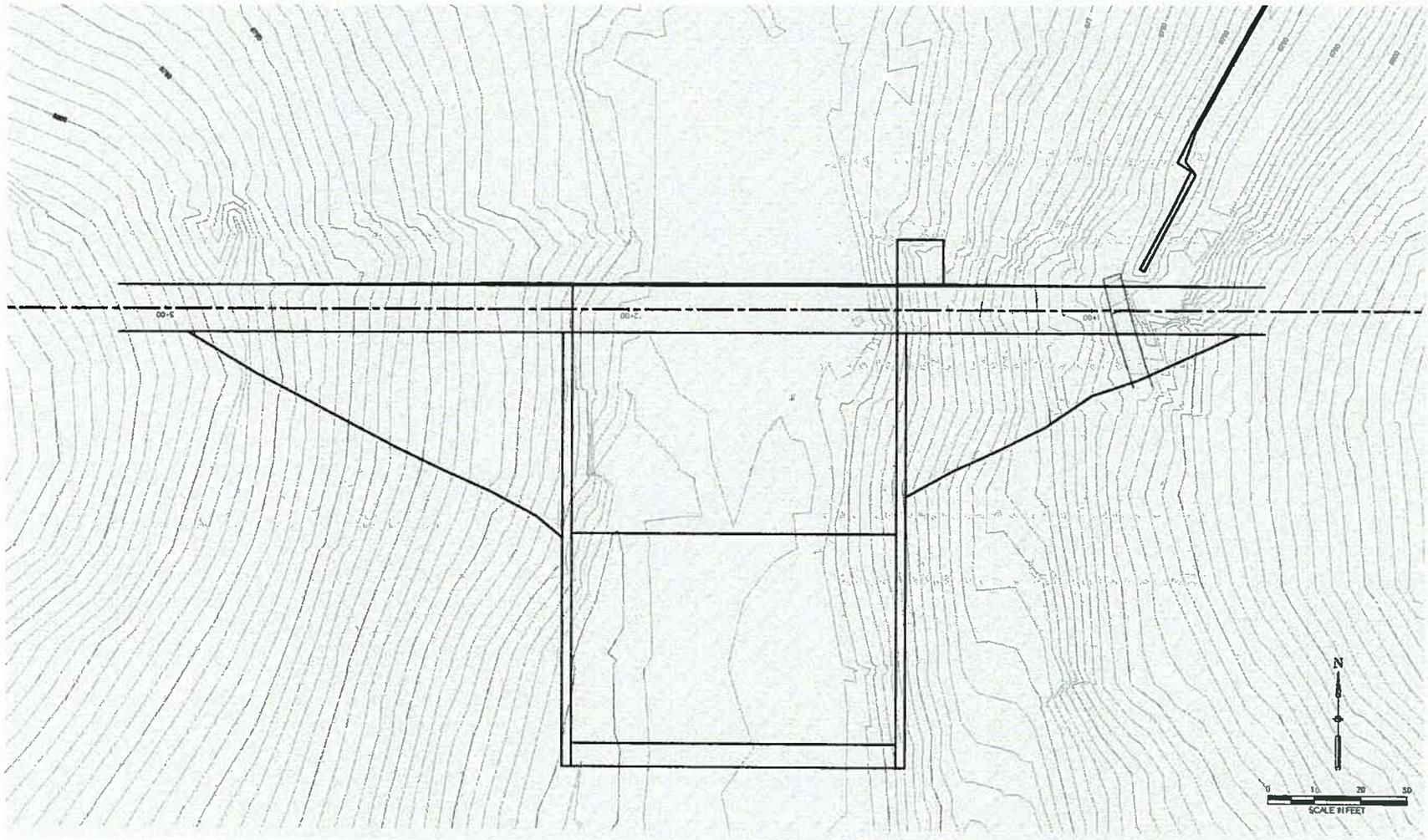
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New Dam Alternative



- A new dam was evaluated due to rehab cost
 - RCC gravity dam
 - Concrete thin arch dam

RCC Dam Alternative - \$6.7 million



RCC Dam Alternative - Evaluation

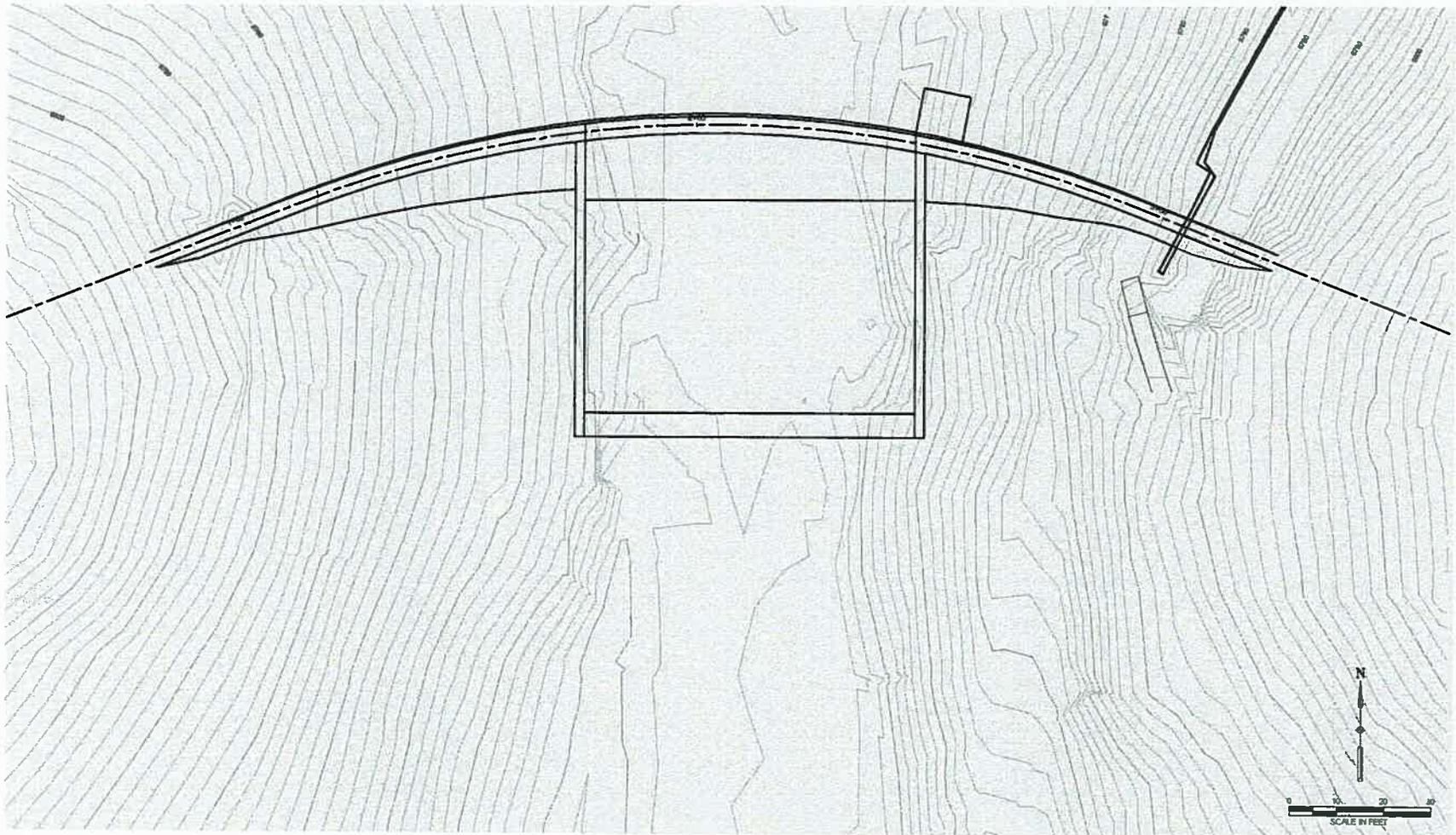
Advantages

- Faster construction schedule compared to rehab
- **About the same cost as rehab**
- Lower O&M issues compared to rehab
- Standard construction requirements
- Project Longevity
- USACE Permit should be same effort – need to verify

Disadvantages

- Can't phase to maintain present storage
- Longer design schedule
- Scope change would require additional drilling of foundation and would require aggregate investigation
- Change in scope would require additional design budget

Concrete Arch Dam - \$5.3 million



Concrete Arch Dam Alternative - Evaluation

Advantages

- Longer construction schedule compared with RCC Dam
- **\$1.4 million less than RCC Dam and \$1.7 million less than rehab cost**
- Lower O&M issues compared to rehab; similar to RCC Dam
- Project Longevity
- Similar appearance of structures
- USACE Permit should be same effort – need to verify

Disadvantages

- Can't stage to maintain present storage
- Longer design schedule
- Scope change would require additional drilling of foundation and would require aggregate investigation
- Change in scope would require additional design budget



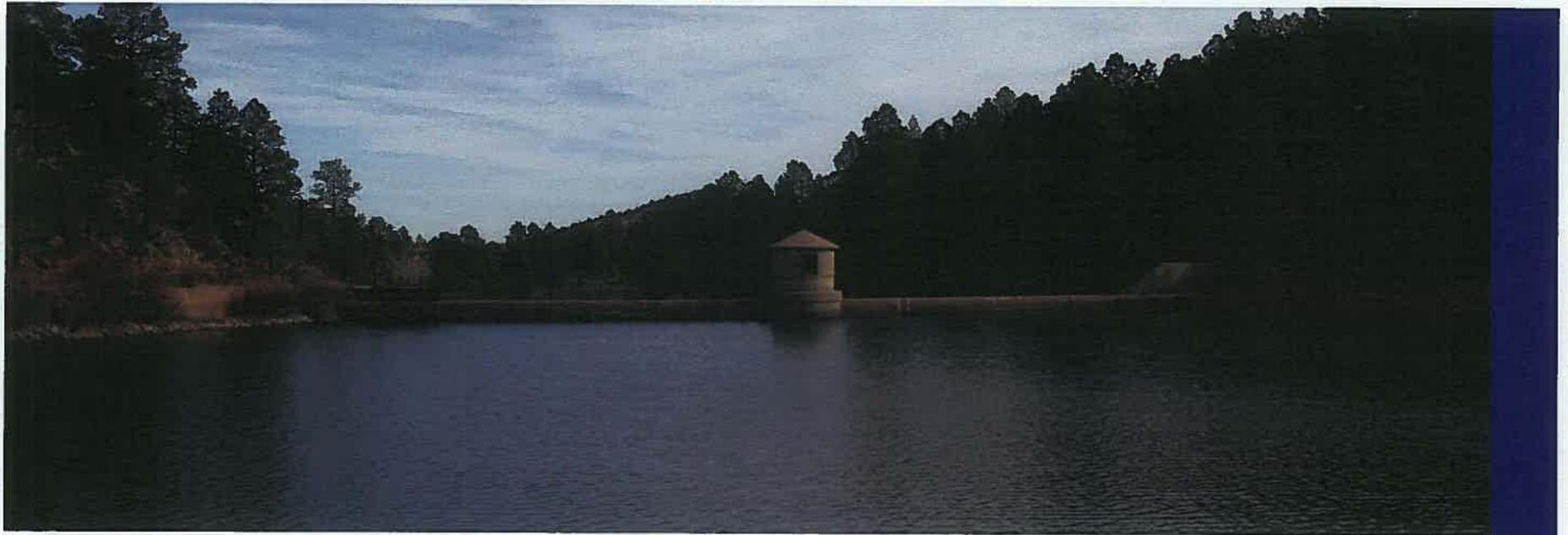
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Project Phasing – Rehabilitation Alternatives



Project Phasing – Rehabilitation Alternatives

- **Phase 1 – Seepage and Dam Safety Issues**
 - Upstream Concrete Overlay - \$1,652,251.00
 - Downstream Concrete Overlay - \$1,486,450.00
 - Foundation/Abutment Grout Curtain - \$821,394.00
 - Overtopping Protection – Reduced Dam Crest Length - \$1,256,031.00
 - Canal Diversion – Concrete Channel - \$217,904.00
 - **Total Comparative Level Cost - \$5,434,030.00 – Rounded \$5,450,000.00**
- **Phase 2 – Reservoir Seepage and Outlet Works**
 - Reservoir Seepage - Partial Blanket - \$623,000.00
 - Intake Tower - Replace In Kind - \$296,000.00
 - Outlet Works - Slipline Existing Conduit - \$659,610.00
 - **Total Comparative Level Cost - \$1,578,610.00 – Rounded \$1,580,000.00**



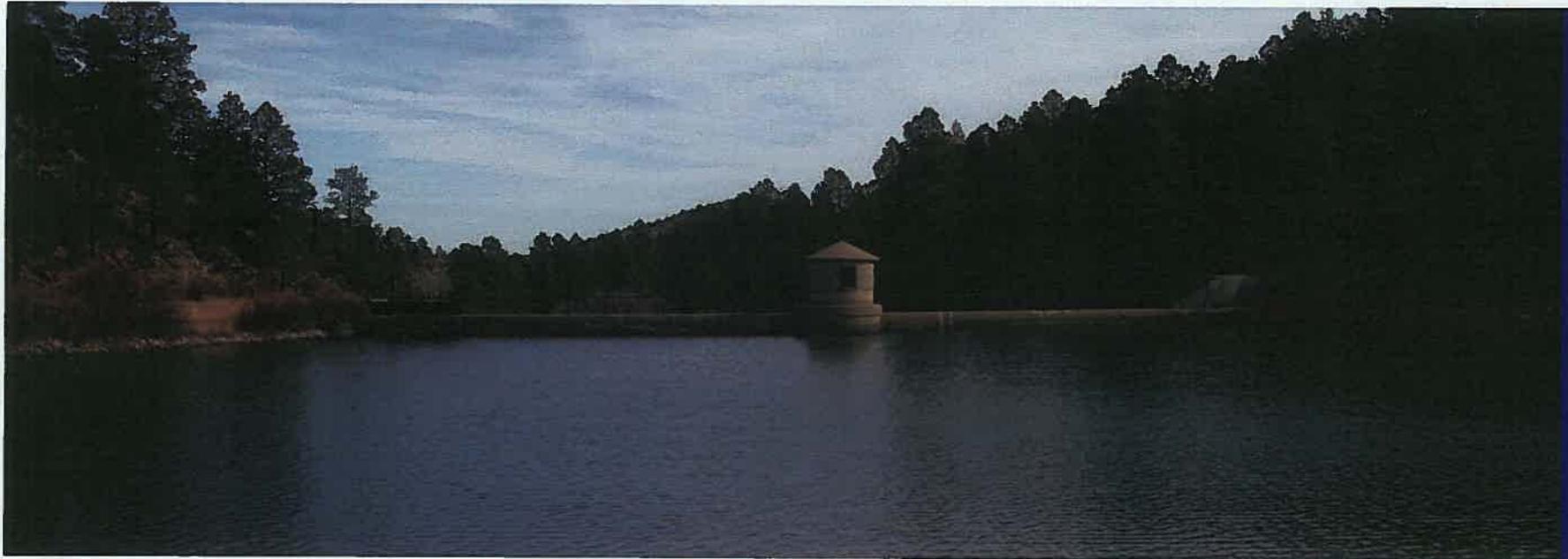
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Project Schedule



Project Schedule

- Direction: Rehab or New
- If rehab - develop selected alternatives to final design to NMOSE requirements
 - Drawings
 - Specifications
 - Design Report
- If new dam –
 - Drilling and borrow investigation program
 - Design



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Project Schedule



Project Cost Summary

Option	Design Fees	Design Fee Taxes	Construction	Construction Taxes	Construction Engineering	Construction Engineering Taxes	Total Project Cost	Cost/ Acre-Foot
Bradner Reservoir Enlargement – 2,300 AF Reservoir (60% Design Cost Estimate)								
Dam	\$2,747K	\$141K	\$22,500K	\$1,407K	\$3,400	\$213	\$30,408K	
RWC	\$325K	\$17K	\$4,680K	\$300K	\$700K	\$36K	\$6,058K	
Total ¹	\$3,072K	\$158K	\$27,180K	\$1,707K	\$4,100K	\$249K	\$36,466K	\$15,850
Peterson Dam Rehab and New Dam Costs - 210 AF Reservoir (Comparable Cost Estimate) Meet OSE Rules and Reduce Seepage								
Rehab ²	\$449K	\$23K	\$7,015K	\$440K	\$702K	\$43K	\$8,672K	\$41,300
New RCC ¹	\$804K	\$42K	\$6,700K	\$419K	\$804K	\$51K	\$8,820K	\$42,000
New Arch ¹	\$636K	\$33K	\$5,300K	\$332K	\$636K	\$40K	\$6,977K	\$33,223

¹ New dam construction is estimated to have 100 year life-span.

² Rehabilitation construction is estimated to have 50 year life-span.



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Raw Water Storage Briefing



Project Status and Alternatives Selection Discussion
City of Las Vegas Work Session
August 13, 2014

GENERAL FUND REVENUE COMPARISON
THRU JULY 31, 2014 - 8% OF YEAR LAPSED (1 of 12 months)
FISCAL YEAR 2015

Total Budget to Actual Comparison

	A	B	C	D	E	F	G
	FY 2014	FY 2015	FY 2015	FY 2014	FY 2015	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	YTD - ACTUAL	YTD - ACTUAL	%	FY 2014
						YTD - BDGT	% REV
PROPERTY TAX	1,273,369	1,273,369	106,114	1,400,458	21,762	21%	2%
GROSS RECEIPT TAX 1.225	3,525,000	3,525,000	293,750	3,637,191	286,006	97%	8%
FRANCHISE TAX	800,000	800,000	66,667	824,764	57,067	86%	7%
GROSS RECEIPT TAX .75	2,350,000	2,350,000	195,833	2,626,837	188,207	96%	8%
1/8 INFRASTRUCTURE	340,000	300,000	25,000	366,007	28,656	115%	10%
GRT .25 (JAN 2011)	670,000	670,000	55,833	722,647	56,199	101%	8%
LICENSE & FEES	64,000	63,000	5,260	74,942	3,269	62%	5%
INTERGOVERNMENTAL	65,000	65,000	5,417	59,284	6,159	114%	9%
LOCAL-FINES	97,500	87,400	7,283	78,402	6,335	87%	7%
LOCAL-MISC	1,646,080	1,622,930	135,244	1,730,613	12,498	9%	1%
TOTAL	10,830,949	10,756,699	896,392	11,521,145	666,158	74%	6%

(License& Fees-Business Licenses, Liquor Licenses and Building Permits)
(Local Fines- Court Fines, Library Fines, Traffic Safety Fines)

GENERAL FUND EXPENDITURE COMPARISON
THRU JULY 31, 2014 - 8% OF YEAR LAPSED (1 of 12 months)

Total Budget to Actual Comparison

	A	B	C	D	E	F	G	H
	FY 2014	FY 2015	FY 2015	FY 2014	FY 2015	FY 2015	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	YTD - ACTUAL	YTD - ACTUAL	AVAIL. BAL.	%	%
						YTD - BDGT	YTD - BDGT	BDGT
JUDICIAL	271,496	281,456	23,455	263,071	22,128	259,328	94%	8%
EXECUTIVE	469,235	497,723	41,477	469,235	34,116	453,607	82%	7%
ADMINISTRATION	258,329	263,986	21,166	217,378	12,974	241,012	61%	5%
CITY ATTORNEY	205,319	206,938	17,245	205,319	15,316	191,622	89%	7%
PERSONNEL/HR	257,303	253,741	21,145	240,176	20,342	233,399	96%	8%
FINANCE	527,996	576,924	48,077	494,880	55,022	521,902	114%	10%
COMMUNITY DEV.	583,040	486,673	40,556	545,116	33,348	453,325	82%	7%
POLICE	3,872,014	4,074,107	339,509	3,671,476	333,861	3,740,246	98%	8%
CODE ENFORCEMENT	188,647	129,846	10,821	157,926	6,536	123,310	60%	5%
ANIMAL SHELTER	141,070	129,000	10,750	130,138	20,182	108,818	188%	16%
FIRE	1,297,793	1,320,485	110,040	1,124,984	80,303	1,240,182	73%	6%
PUBLIC WORKS/PARKS	674,812	675,427	56,286	649,274	41,951	633,476	75%	6%
PARKS	222,394	0	0	222,394	0	0	0%	0%
AIRPORT	0	70,476	5,873	0	7,730	62,746	132%	11%
LIBRARY	203,023	198,041	16,503	200,858	12,974	185,067	79%	7%
MUSEUM	123,937	168,204	14,017	108,928	10,285	157,919	73%	6%
GENERAL SERVICES	1,768,760	1,620,180	135,015	1,677,593	98,051	1,522,129	73%	6%
SALARY CONTINGENCY	88,000	80,000	6,667	53,562	0	80,000	0%	0%
TRANSFERS	0	485,385	40,449	0	0	485,385	0%	0%
TOTAL	11,153,168	11,508,592	959,049	10,432,308	805,119	10,703,473	84%	7%

**RECREATION DEPARTMENT-REVENUE COMPARISON
THRU JULY 31, 2014 -8% OF YEAR LAPSED (1 OF 12 MONTHS)
FISCAL YEAR 2015**

	A	B	C	D	E	F	G
	FY 2014	FY 2015	FY 2015	FY 2014	FY 2015	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	%	% REV
WELLNESS CENTER	115,000	115,000	9,583	108,473	6,232	65%	5%
OPEN SWIM	20,000	20,000	1,667	13,275	24	1%	0%
YAFL	10,000	8,000	667	6,974	1,040	156%	13%
YABL	16,000	18,000	1,500	20,172	0	0%	0%
SUMMER FUN PROGRAM	30,000	30,000	2,500	19,907	1,671	67%	6%
RECREATION-OTHER	37,300	45,300	3,775	40,322	2,498	66%	6%
GEN FUND TRANSFER	450,000	450,000	37,500	450,000	37,500	100%	8%
TOTAL	678,300	686,300	57,192	659,123	48,965	86%	7%

**RECREATION DEPARTMENT- EXPENDITURE COMPARISON
THRU JULY 31, 2014 -8% OF YEAR LAPSED (1 OF 12 MONTHS)**

	A	B	C	D	E	F	G	H
	FY 2014	FY 2015	FY 2015	FY 2014	FY 2015	FY 2015	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	AVAIL. BAL.	%	%
							YTD - BDGT	BDGT
EMPLOYEE EXP.	659,847	681,723	56,810	525,338	54,339	627,384	96%	8%
YAFL	4,000	2,500	208	3,791	0	2,500	0%	0%
YABL	4,000	4,500	375	2,853	0	4,500	0%	0%
OTHER OPERATING EXP.	94,199	85,750	7,146	63,826	5,749	80,001	80%	7%
CAPITAL OUTLAY	5,901	4,500	375	5,129	0	4,500	0%	0%
TOTAL	767,947	778,973	64,914	600,937	60,088	718,885	93%	8%

**ENTERPRISE FUNDS-REVENUE COMPARISON
THRU JULY 31, 2014- 8% YEAR LAPSED (1 of 12 months)
FISCAL YEAR 2015**

Total Budget to Actual Comparison

	A	B	C	D	E	F (E/C) %	G (E/B) %
	FY 2014 BUDGET	FY 2015 BUDGET	FY 2015 YTD - BUDGET	FY 2014 YTD - ACTUAL	FY 2015 YTD - ACTUAL	YTD - BDGT	BUDGET
WASTE WATER (610)	3,125,000	2,761,000	230,083	2,635,469	225,763	98%	8%
NATURAL GAS (620)	5,121,000	5,522,000	460,167	5,694,027	161,238	35%	3%
SOLID WASTE (630)	3,270,050	3,133,500	261,125	3,167,292	266,842	102%	9%
WATER (640)	4,527,131	4,602,850	383,571	4,633,602	389,009	101%	8%
Total of Enterprise Funds	16,043,181	16,019,350	1,334,946	16,130,390	1,042,852	78%	7%

**ENTERPRISE FUNDS-EXPENDITURES COMPARISON
THRU JULY 31, 2014- 8% YEAR LAPSED (1 of 12 months)
FISCAL YEAR 2015**

Budget to

	A	B	C	D	E	F	G (E/C) %	H (E/B) %
	FY 2014 BUDGET	FY 2015 BUDGET	FY 2015 YTD - BUDGET	FY 2014 ACTUAL	FY 2015 YTD - ACTUAL	FY 2015 AVAIL. BAL.	YTD - BDGT	BUDGET
WASTE WATER(610)	3,309,206	2,761,000	230,083	2,624,480	54,587	2,706,413	24%	2%
NATURAL GAS (620)	5,876,448	5,522,000	460,167	4,312,178	57,163	5,464,837	12%	1%
SOLID WASTE (630)	3,401,769	3,091,854	257,655	2,529,004	105,287	2,986,567	41%	3%
WATER (640)	3,755,816	4,409,514	367,460	3,075,750	130,761	4,278,753	36%	3%
Total of Enterprise Funds	16,343,239	15,784,368	1,315,364	12,541,412	347,798	15,436,570	26%	2%

CITY COUNCIL AGENDA REQUEST

DATE: 8/7/14 DEPT: Community Development MEETING DATE: 8/20/2014

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

ACTION REQUESTED: Conduct a public hearing and consider adoption of Resolution 14-59 adopting 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 RECCOMENDATION: 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.

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**

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

CITY OF LAS VEGAS
Resolution No. 14-59

A RESOLUTION
ADOPTING AN INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN
(ICIP)

WHEREAS, the municipality of Las Vegas recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

WHEREAS, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

WHEREAS, systematic capital improvements planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development; and

WHEREAS, this process contributes to local and regional efforts in project identification and selection in short and long range capital planning efforts.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LAS VEGAS that:

1. The City of Las Vegas has adopted the attached Infrastructure Capital Improvements Plan, and
2. It is intended that the Plan be a working document and is the first of many steps toward improving rational, long-range capital planning and budgeting for New Mexico's infrastructure, and
3. This Resolution supersedes Resolution No.13-45

PASSED, APPROVED and ADOPTED by the governing body at its meeting of _____, 2014

Alfonso E. Ortiz, Jr., Mayor

ATTEST:

Cassandra Fresquez, City Clerk

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 Surviellance 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	

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 08/15/14

DEPT: Utilities Dept.

MEETING DATE: 08/20/14

ITEM/TOPIC: Resolution No. 14-61 expressing gratitude to the New Mexico Congressional Delegation for their support.

ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Resolution No. 14-61.

BACKGROUND/RATIONALE: The City of Las Vegas has received exceptional support from the State of New Mexico Congressional Delegation of the Bradner Dam Enlargement project. Through this resolution, the City would like to express their sincere appreciation and gratitude to the NM Congressional Delegation for its continued support.

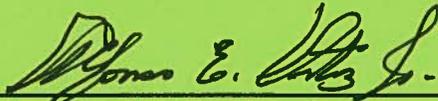
STAFF RECOMMENDATION: Approval of Resolution No. 14-61.

COMMITTEE RECOMMENDATION: The Utility Advisory Committee will discuss this item at their regular meeting on September 9, 2014.

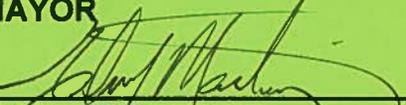
THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY MANAGER'S OFFICE NO LATER THAN 10:00 A.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.


SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR



ELMER 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)

Congress of the United States

Washington, DC 20510

August 14, 2014

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Dear Administrator McCarthy:

We write to request your assistance and attention to a matter of critical importance to the municipality of Las Vegas, New Mexico.

The City of Las Vegas is a community in northern New Mexico that relies heavily on surface water to provide potable water to its citizens. This requires the storage of water in local dams to meet the city's needs. In recent years, Las Vegas has experienced shortfalls in providing water to its customers because their current water storage system is not optimized to take advantage of surface water flows, which can be highly variable year-to-year.

In order to meet the growing demand for water use, Las Vegas has identified enlarging a local dam as a critical component of a comprehensive plan to meet current and future drinking water needs.

More specifically, enlarging Bradner Reservoir will enable Las Vegas to store 2,100 acre-feet of water, adding up to 10 months of critically needed water storage. The reservoir is a vital component of the city's water supply system and provides approximately 90% of its raw water storage capacity and is the city's top ranked capital improvement priority.

For this reason, Las Vegas is seeking access to the Environmental Protection Agency's (EPA) Drinking Water State Revolving Fund Program (DWSRF) authorized under the Safe Drinking Water Act. While we recognize that dams are not typically authorized under the DWSRF program, the central importance of this structure to the city's drinking water system has lead them to ask for a waiver for DWSRF funds.

It is important to note that the city of Las Vegas is classified as an extremely disadvantaged community. Without access to this loan, the city will be required to divert funds intended for other elements of their water system, preventing them from providing a reliable source of drinking water to city residents.

The city has worked on the Bradner Dam proposal for several years and has identified enlargement of the dam as the most cost effective way to meet the city's drinking water needs.

In order to access funds under the DWRSR the City needs a waiver from USEPA to utilize this program. Enclosed is a document that outlines the City's proposal for enlarging the dam with additional technical details. We thank you in advance for your consideration and look forward to working you to address the drinking water needs of our constituents.

Sincerely,

Handwritten signatures of Tom Udall, Martin Heinrich, and Ben Ray Lujan in blue ink.

Tom Udall
United States Senator

Martin Heinrich
United States Senator

Ben Ray Luján
Member of Congress

**CITY OF LAS VEGAS
RESOLUTION NO. 14-61**

**RECOGNIZING THE HONORABLE UNITED STATES REPRESENTATIVE
BEN RAY LUJAN**

A RESOLUTION OF THE CITY OF LAS VEGAS, NM EXPRESSING GRATITUDE TO THE NEW MEXICO CONGRESSIONAL DELEGATION FOR THEIR SUPPORT OF THE BRADNER DAM ENLARGEMENT PROJECT.

WHEREAS, on September 13, 2011 through Resolution Number 11-57 the City of Las Vegas adopted a comprehensive Preliminary Engineering Report (PER) for the City's water system to analyze and address the City's requirement to reliably deliver sufficient water at an acceptable quality for years to come in a cost constrained environment; and

WHEREAS, on September 28, 2012 through Ordinance Number 12-13 the Governing Body amended water rates to partially fund the water systems improvements outlined in the PER related to water quality, storage, conveyance and supply; and

WHEREAS, the City anticipated the need for more funding for this project and City officials met with the Congressional delegation in Washington D.C. on November 20, 2013 to discuss this project and the dire need for support; and

WHEREAS, on December 19, 2012, through Resolution Number 12-66 the City of Las Vegas amended its infrastructure capital improvements plan to make the Bradner Dam Enlargement project its top priority; and

WHEREAS, on December 11, 2013, through Resolution Number 13-56 the City of Las Vegas adopted the engineer recommended alternative for the Bradner Dam Enlargement project into the City's PER; and

WHEREAS, on December 19, 2012, through Resolution Number 12-65 the City applied for 4 million dollars in funding assistance to the Drinking Water State Revolving Loan Fund for planning and design of the Bradner Dam Enlargement project; and

WHEREAS, on August 21, 2013, through Resolution Number 13-39 the City established financial policies to manage water funds to ensure reserve borrowing capacity for this project; and

WHEREAS, on May 20, 2014 through Resolution 14-27 the City applied for and was awarded 4 million dollars in funding support from the New Mexico Water Trust Board for this project; and

WHEREAS, on June 16, 2014, through Resolution Number 14-39 the City has applied for funding from the New Mexico Finance Authority under the United States Environmental Protection Agency Drinking Water State Revolving Loan Fund up to 20 million dollars for this project; and

WHEREAS, on July 16, 2014, through Resolution Numbers 14-41 and 14-42 the City entered into agreement with the New Mexico Office of the State Engineer for a combined total of 10 million dollars in funding assistance awarded through the 2014 Legislative session; and

WHEREAS, in their letter dated April 22, 2013, the Environmental Protection Agency recognizes that dams are not typically authorized under the Drinking Water State Revolving Loan Fund program, they realized the importance of the Bradner Dam to the City's drinking water system and have required that the City apply for a waiver for funding; and

WHEREAS, on June 30, 2014 the City responded to the New Mexico Finance Authority with additional documentation supporting its SRF application; and

WHEREAS, on July 21, 2014 the New Mexico Finance Authority provided the Environmental Protection Agency with its determination that the City is eligible for State Revolving Loan Funding and requested a USEPA deviation due to the length of time it could take the Environmental Protection Agency to determine State Revolving Loan Funding eligibility; and

WHEREAS, on August 14, 2014 members of the New Mexico Congressional Delegation sent a letter to the United States Environmental Protection Agency expressing their support for the project and the requested waiver; and

WHEREAS, the City realized that City, State and Federal financial support is critical to completing a project of this magnitude.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Las Vegas that the City extends its sincere gratitude and appreciation to the HONORABLE UNITED STATES REPRESENTATIVE BEN RAY LUJAN, a member of the Congressional Delegation for the letter and continued support on this very important and critical project.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 20____.

CITY OF LAS VEGAS

Mayor Alfonso E. Ortiz, Jr.

(Seal)

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

**CITY OF LAS VEGAS
RESOLUTION NO. 14-61**

**RECOGNIZING THE HONORABLE UNITED STATES SENATOR
TOM UDALL**

A RESOLUTION OF THE CITY OF LAS VEGAS, NM EXPRESSING GRATITUDE TO THE NEW MEXICO CONGRESSIONAL DELEGATION FOR THEIR SUPPORT OF THE BRADNER DAM ENLARGEMENT PROJECT.

WHEREAS, on September 13, 2011 through Resolution Number 11-57 the City of Las Vegas adopted a comprehensive Preliminary Engineering Report (PER) for the City's water system to analyze and address the City's requirement to reliably deliver sufficient water at an acceptable quality for years to come in a cost constrained environment; and

WHEREAS, on September 28, 2012 through Ordinance Number 12-13 the Governing Body amended water rates to partially fund the water systems improvements outlined in the PER related to water quality, storage, conveyance and supply; and

WHEREAS, the City anticipated the need for more funding for this project and City officials met with the Congressional delegation in Washington D.C. on November 20, 2013 to discuss this project and the dire need for support; and

WHEREAS, on December 19, 2012, through Resolution Number 12-66 the City of Las Vegas amended its infrastructure capital improvements plan to make the Bradner Dam Enlargement project its top priority; and

WHEREAS, on December 11, 2013, through Resolution Number 13-56 the City of Las Vegas adopted the engineer recommended alternative for the Bradner Dam Enlargement project into the City's PER; and

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WHEREAS, on July 21, 2014 the New Mexico Finance Authority provided the Environmental Protection Agency with its determination that the City is eligible for State Revolving Loan Funding and requested a USEPA deviation due to the length of time it could take the Environmental Protection Agency to determine State Revolving Loan Funding eligibility; and

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WHEREAS, the City realized that City, State and Federal financial support is critical to completing a project of this magnitude.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Las Vegas that the City extends its sincere gratitude and appreciation to the HONORABLE UNITED STATES SENATOR TOM UDALL, a member of the Congressional Delegation for the letter and continued support on this very important and critical project.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 20_____.

CITY OF LAS VEGAS

Mayor Alfonso E. Ortiz, Jr.

(Seal)

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

**CITY OF LAS VEGAS
RESOLUTION NO. 14-61**

**RECOGNIZING THE HONORABLE UNITED STATES SENATOR
MARTIN HEINRICH**

A RESOLUTION OF THE CITY OF LAS VEGAS, NM EXPRESSING GRATITUDE TO THE NEW MEXICO CONGRESSIONAL DELEGATION FOR THEIR SUPPORT OF THE BRADNER DAM ENLARGEMENT PROJECT.

WHEREAS, on September 13, 2011 through Resolution Number 11-57 the City of Las Vegas adopted a comprehensive Preliminary Engineering Report (PER) for the City's water system to analyze and address the City's requirement to reliably deliver sufficient water at an acceptable quality for years to come in a cost constrained environment; and

WHEREAS, on September 28, 2012 through Ordinance Number 12-13 the Governing Body amended water rates to partially fund the water systems improvements outlined in the PER related to water quality, storage, conveyance and supply; and

WHEREAS, the City anticipated the need for more funding for this project and City officials met with the Congressional delegation in Washington D.C. on November 20, 2013 to discuss this project and the dire need for support; and

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WHEREAS, on August 14, 2014 members of the New Mexico Congressional Delegation sent a letter to the United States Environmental Protection Agency expressing their support for the project and the requested waiver; and

WHEREAS, the City realized that City, State and Federal financial support is critical to completing a project of this magnitude.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE City of Las Vegas that the City extends its sincere gratitude and appreciation to the HONORABLE UNITED STATES SENATOR MARTIN HEINRICH, a member of the Congressional Delegation for the letter and continued support on this very important and critical project.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 20____.

CITY OF LAS VEGAS

Mayor Alfonso E. Ortiz, Jr.

(Seal)

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero Jr., City Attorney

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 8-5-14 **DEPT:** Executive **MEETING DATE:** August 20, 2014

ITEM/TOPIC: Ratification on Appointment of Chris Cavazos as Interim Public Works Director.

ACTION REQUESTED OF COUNCIL: Ratification on appointment of Chris Cavazos as Interim Public Works Director until such time position is filled.

BACKGROUND/RATIONALE: The position is currently vacant and has been posted.

STAFF RECOMMENDATION: Confirm Interim Appointment.

COMMITTEE RECOMMENDATION:

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 COUNCIL MEETING AGENDA REQUEST

DATE: 08/01/2014

DEPT: FINANCE

MEETING DATE: 08/19/14

**ITEM/TOPIC: Approval of Resolution #14-54 regarding City of Las Vegas
Disposition of Obsolete equipment, scrap metals.**

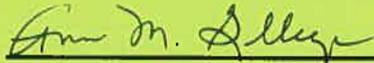
ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Resolution #14-54.

**BACKGROUND/RATIONALE: The City of Las Vegas is proposing to hold sale of
obsolete items that are beyond their useful life and have fully depreciated to
include scrap metals, etc.**

STAFF RECOMMENDATION:

COMMITTEE RECOMMENDATION: Approve

**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

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 08/11/14 DEPT: Attorney MEETING DATE: 08/20/14

ITEM/TOPIC: Publication of Ordinance 14-05

ACTION REQUESTED OF COUNCIL: Approve/Disapprove for publication

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.

STAFF RECOMMENDATION: Approve

COMMITTEE RECOMMENDATION:

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

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 8-10-14 DEPT: Community Development MEETING DATE: 8-20-14

DISCUSSION ITEM/TOPIC: Out of State Travel

ACTION REQUESTED OF COUNCIL: Approval/Disapproval for out of state travel for Ben Maynes City of Las Vegas Building Inspector.

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

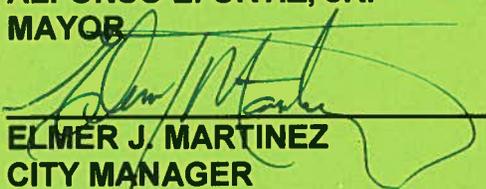

SUBMITTER'S SIGNATURE

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR

ANN MARIE GALLEGOS
FINANCE DIRECTOR



ELMER J. MARTINEZ
CITY MANAGER

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 COUNCIL MEETING AGENDA REQUEST

DATE: 8-10-14 DEPT: Community Development MEETING DATE: 8-20-14

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

ACTION REQUESTED OF COUNCIL: Approval/Disapproval for City of Las Vegas to enter into encroachment agreement with Mrs. Isabel Saavedra and/or future owners of 1408 South Pacific Street.

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

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 8/11/14

DEPT: Transportation

MEETING DATE: 8/20/14

ITEM/TOPIC: Resolution 14-58 Public Transportation (5311) Grant Application

ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Resolution 14-58 Authorizing application to the New Mexico Department of Transportation 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.

STAFF RECOMMENDATION: Approval

COMMITTEE RECOMMENDATION:

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