



CITY OF LAS VEGAS

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ALFONSO E. ORTIZ, JR.
Mayor

**CITY OF LAS VEGAS
REGULAR CITY COUNCIL AGENDA
June 25, 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 (May 7, May 8th-9th, May 14, May 20, and May 29, 2014)
- VII. MAYOR'S APPOINTMENTS
- VIII. MAYOR'S RECOGNITIONS/PROCLAMATIONS
- IX. PUBLIC INPUT (not to exceed 3 minutes per person)
- X. FINANCE REPORT
- XI. BUSINESS ITEMS

1. Approval/Disapproval for Out of State travel for three (3) Fire Department Personnel

Phillip Mares, Fire Chief Three (3) Fire Department personnel would like to attend the International Association for Fire Chief's (IAFC's) Annual Conference in Dallas, Texas. This conference covers leadership

components that are essential for success and covers many roles and responsibilities of company officers from tactical to strategic.

2. Approval/Disapproval of Resolution 14-38 Imposing restrictions on the sale or use of fireworks within the City of Las Vegas.

Phillip Mares, Fire Chief Proclaiming hazardous fire conditions and severe drought conditions in the City of Las Vegas, NM that endanger the health, safety and welfare of the citizens; imposing restrictions on the sale or use of fireworks within the City of Las Vegas.

3. Approval/Disapproval to utilize funding through the Department of Finance and Administration for the E-911 system for Las Vegas Police Department and Department of Public Safety District 2.

Christian Montano, Police Chief The Las Vegas City police Department is requesting approval to utilize funding in the amount of \$331,700.00 to operate the E-911 system for Las Vegas City Police Department and Department of Public Safety District 2. No cash match requirements for this grant.

4. Approval/Disapproval to apply for funding through the Department of Justice for the Las Vegas Police Department and San Miguel County Sheriff's Office.

Christian Montano, Police Chief The Las Vegas City Police Department is requesting approval to apply for funding in the amount of \$14,332.00 to send officers to advanced defensive tactics training and purchase laptops for San Miguel Sheriff's Office.

5. Approval/Disapproval of Resolution 14-35 to submit an application for funding assistance and a proposal to the New Mexico State Forestry Division for the purpose of restoring the watershed.

Ken Garcia, Utilities Director This resolution will allow the City of Las Vegas to submit their application to the NM State Forestry Division for watershed restoration to improve the health and safety of the Gallinas watershed. The City will not incur any costs for this project. The application and proposal are being submitted on behalf of the City by the NM State Forestry Division.

6. Approval/Disapproval to Award Bid No. 2014-24 for Employee Uniforms and Work Shoes to Popular Dry Goods.

Ken Garcia, Utilities Director Per AFSCME contract No. 2494-12, the City of Las Vegas is to provide a complete set of uniforms to union

uniforms and work shoes. This bid will be used by all City Departments to purchase uniforms and work shoes. Popular Dry Goods was the sole bidder.

XII. COUNCILORS' REPORTS

XIII. 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.**

XIV. ADJOURN

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

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

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

**MINUTES OF THE CITY OF LAS VEGAS SPECIAL CITY COUNCIL MEETING HELD
ON WEDNESDAY MAY 7, 2014 AT 5:00 P.M. IN THE CITY COUNCIL CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr. - Absent

COUNCILORS: Joey Herrera-Mayor Pro Tem
Tonita Gurule-Giroń
Vincent Howell
David L. Romero

ALSO PRESENT: Timothy Dodge, City Manager
Casandra Fresquez, City Clerk
Dave Romero, City Attorney – Absent
Danelle Smith – Acting City Attorney
Juan Montano, Sergeant at Arms

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Councilor Tonita Gurule-Giroń asked for a moment of silence and asked that we pray for rain and was thankful for the progress the City of Las Vegas has made in the last four years and hoped that the City continues to work positively as a team.

APPROVAL OF AGENDA

Councilor Gurule-Giroń made a motion to approve the agenda as is. Councilor Romero seconded the motion.

Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

PUBLIC INPUT

Mr. Bob Wessley thanked the City of Las Vegas for working so hard on the infrastructure for water.

BUSINESS ITEMS

1. Conduct a Public Hearing and Approval/Disapproval of Ordinance 14-03 repealing condition #2 of Ordinance 07-26 adopted on December 5, 2007 and granted to Carlos M. Lopez on the rezoning of the tract of land located at the Northeast corner of 7th Street and Airway Road.

Councilor Howell made a motion to conduct a public hearing. Councilor Gurule-Giroń seconded the motion.

Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Acting City Attorney Danelle Smith asked all who wished to speak to stand and be sworn in. All were sworn in.

Interim Community Development Director Lucas Marquez advised that on March 31, 2014 the Las Vegas Planning and Zoning Commission considered a letter of request submitted by Gladiator Properties #3 LLC in agreement with property owner Carlos Lopez requesting that stipulated condition #2 of Ordinance 07-26 approved in 2007 be repealed. The Planning & Zoning Commission voted to forward the petition to the Governing Body with a recommendation to repeal Condition #2 of Ordinance 07-26 and enact Ordinance 14-03 in its replacement. On April 9, 2014 residents of Parkview Street & Airway Rd. filed an appeal with the City Clerk objecting Gladiator Properties #3LLC proposed construction of entrance and exit driveways off of Airway Road to the proposed Little Caesars Pizza restaurant site.

Councilor Gurule-Giroń had questions and concerns on several issues including drainage issues, traffic impact, and studies on traffic. Councilor Gurule-Giroń also recommended that a feasibility study be taken.

Interim Community Development Director Marquez advised that the D.O.T. informed that the drainage met the needs of the area and traffic impact was brought up by several residents but traffic studies would need to be done by the City of Las Vegas on Airport Road and D.O.T would need to do the study on 7th Street.

City Manager Dodge advised council that feasibility studies should not be brought up at a Public Hearing and that the issue only involved zoning issues which doesn't recommend a feasibility study.

Councilor Gurule-Giroń also had concerns involving meeting the requirements of the noise ordinance for the residents that would be affected and asked what the recommendation of the P & Z were.

Interim Community Development Director Marquez advised that a 6ft. barrier wall be placed on the west end of the property and the recommendation of the P & Z was to allow the removal of the 2ft. wall and place entrance and exit driveways on Airway Road.

City Manager Dodge requested a brief recess to consult with the City Attorney.

Mayor Pro Temp Herrera recognized Danelle Smith as the Acting City Attorney sitting in for City Attorney Dave Romero.

Acting City Attorney Smith advised that some of the concerns of feasibility from council were not in order of the proceeding of Public Hearing and advised to hear from all sides before the issues could be resolved by council.

Developer John Mahoney gave an overview of site plans and clarified how traffic would flow as to not inconvenience surrounding residences and advised that it would bring employment to the community and would help the economy

Councilor Howell had questions and concerns on access to the property, issues of adequate space for parking and delivery.

Interim Community Development Director Marquez advised there was adequate space in and around the property to meet the parking and delivery needs.

Acting City Attorney Danelle Smith had questions and concerns on the condition of Airway Road and if paving the road would be part of the project.

Discussion continued on several ideas for the improvement on Airway Road.

Carlos Lopez property owner presented a brief overview of his perspective of the development plans.

Joseph Garcia a resident of Airway Road spoke about some of the issues concerning semi trucks parking in front of his residence and concerns about emergency vehicles accessing residences.

Rosalie Garcia a resident of Airway Road was sworn in and advised that she also had concerns on traffic backup from Walgreens Pharmacy and also the issue on emergency vehicle access on Airway Road.

Boyce Pinkston a resident of Airway Road had concerns of the traffic problems that would arise if the business would come in and how it would change the residents' lifestyles.

John Freitas a resident of Airway Road spoke on some of the traffic problems that would occur if the business would come in.

Ron Montoya spoke on his mother's behalf who resides at 1619 Parkview Road about issues exiting Airway Road on to 7th St.

Discussion continued on several issues concerning delivery schedules, employee parking, peak hour traffic and other concerns.

Mayor Pro Temp Herrera advised that without objection from council the congestive problems in that area would be looked into by City Manager Dodge.

Councilor Howell questioned if plans had been viewed by the Fire Department.

Interim Community Development Director Marquez advised that Fire Department Chief Mares had gone over the plans at a DRT meeting previously held.

Mr. Boyce Pinkston added his concerns about the congestive traffic that would occur in the area of Airway and 7th Street.

Councilor Gurule-Giroń entertained a motion to close Public Hearing and to accept record proper. Councilor Romero seconded the motion. Mayor Pro Temp 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.

Council Gurule-Giroń made a motion to re-convene into regular session. Councilor Howell seconded the motion. Mayor Pro Temp Herrera asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Howell had concerns on the drainage system of the business and whether it had been discussed by the DRB.

Interim Community Development Director Marquez clarified that the issues concerning the drainage system had been addressed with Licensing and Zoning Supervisor Gerald Garcia and members of the DRT.

Councilor Howell recommended to have a continuance on this issue, for the developer and residents to discuss traffic concerns.

Carlos Lopez advised that residents of Airway and Parkview are against the business coming in.

City Manager Dodge recommended that a continuance be considered by council with consideration of an eight foot wall to be built, improvements to Airway Road and a traffic study.

Councilor Howell made a motion to have a continuance on the issue, stipulating an eight foot wall, improvements to Airway Road, and performing a traffic study. Councilor Herrera seconded the motion.

City Manager Dodge asked council to amend his recommendation and for the original motion to consider lighting. Councilor Howell made a motion to agree to amend the recommendation and for the original motion to consider lighting. Councilor Herrera seconded the motion. 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 re-read the motion and advised the motion carried.

City Manager Dodge advised that a ten day publication is needed on the continuance and that the City Clerk would publish the continuance for ten days. City Manager Dodge added that after ten days they would reconvene into Public

Hearing to bring forth the additional items to be considered and to give the public the opportunity to have a discussion on the issues.

Acting City Attorney Smith advised that the formal Public Hearing was already held as required by the ordinance and added that when returning to meet that public input would be allowed.

City Manager Dodge advised that he believed that the Public Hearing was current and on-going and a continuance was requested. City Manager Dodge added that the continuance met the statutory requirements.

Acting City Attorney Smith advised that the Public Hearing was closed but public input would be allowed at the next meeting concerning the issue.

City Manager Dodge advised there was no need for Executive Session.

ADJOURN

Councilor Howell made a motion to adjourn. Councilor Gurule-Giroń seconded the motion. Mayor Pro Temp Herrera asked for 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:

Cassandra Fresquez, City Clerk

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL BUDGET HEARING
HELD ON THURSDAY MAY 8-9, 2014 AT 9:00 A.M. IN THE CITY COUNCIL
CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giroń – Arrived at 10:00
Vince Howell
Joey Herrera
David L. Romero

ALSO PRESENT: Timothy Dodge, City Manager
Casandra Fresquez, City Clerk
Danelle Smith, Acting City Attorney
Christian Montano, 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.

APPROVAL OF AGENDA

Councilor Herrera made a motion to approve the agenda as it. Councilor Howell seconded the motion.

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

Tonita Gurule-Giroń	<i>Not arrived</i>	Vince Howell	Yes
Joey Herrera	Yes	David L. Romero	Yes

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

PRESENTATION/DISCUSSION ITEMS

City Manager Dodge and Finance Director gave a presentation on the Preliminary Fiscal Year 2015 Budget.

Discussion and questions took place regarding the budget.

Police Chief Christian Montano presented the Police Department goals and objectives along with the department's organizational chart.

Questions and discussion took place regarding the departments' organizational chart.

Finance Director Gallegos gave an overview of the departments' current fiscal budget and the preliminary budget for the upcoming fiscal year.

City Clerk Casandra Fresquez presented the goals and objectives for the City Clerk's Department and the departments' organizational chart.

Discussion and questions took place.

Finance Director Gallegos gave an overview of the departments' current fiscal year budget and the preliminary budget for the upcoming fiscal year.

Discussion and questions took place.

Fire Chief Phillip Mares presented the departments goals and objectives and the department organizational chart.

Finance Director Gallegos presented the departments' current budget and the preliminary budget.

Questions and discussion took place.

Executive Office Manager Gloria Medina presented the goals and objectives for the Executive Office and its organizational chart.

Finance Director Gallegos presented the current budget for the Executive Department along with the preliminary budget and answered questions.

Finance Director Gallegos presented the departments' goals and objectives along with the organizational chart. Finance Director Gallegos gave an overview of the departments' current budget along with the proposed preliminary budget.

Discussion took place and questions asked reading the Finance Department.

Interim Community Development Director Lucas Marquez presented the goals and objectives of the department along with the organizational chart.

Questions and discussion took place.

Finance Director Gallegos gave an overview of the departments' current budget and the preliminary budget.

Questions were asked about the department's budget.

Parks Manager Jeff Rudolph presented the departments goals and objectives and the organizational chart.

Discussion and questions took place.

Finance Director Gallegos presented the departments' current budget and the preliminary budget for the department and answered questions.

Library Manager Rosita Ellis presented the departments' goals and objectives along with the organizational chart.

Finance Director Gallegos presented the departments' current budget along with the preliminary budget.

Museum Administrator Kristen Hsueh presented the Museums goals and objectives along with the organizational chart.

Finance Director Gallegos presented the departments' current budget along with the preliminary budget.

Discussion and questions took place.

Senior Center Manager Annette Ortega presented the goals and objectives for the Senior Center and the organizational chart.

Finance Director Gallegos presented the department's budget along with the preliminary budget.

RECESS

PRESENTATIONS

Lavinia Fenzi of the Chamber of Commerce presented an overview of the Chamber of Commerce and goals that the Chamber continues to work on and funding assistance they would like to request from the City.

Discussion took place regarding the Chamber of Commerce.

Sharon Vandermeer of the Economic Development Corporation (EDC) gave an overview of the objective of the EDC and funding assistance they would like to request from the City.

Questions and discussion took place.

Cindy Collins of MainStreet presented the projects that MainStreet has completed over the last year and the proposed projects that are being looked into.

Questions and discussion took place.

Lisa McAnn from Buxton gave an overview of the company and how they assist communities and its business owners with economic growth.

Questions and discussion place.

Arlene Quintana from Samaritan House gave a presentation of the services the Samaritan House provides to members of the community.

Questions and discussion took place.

Tito Chavez and Andrea Gottschalk from Las Vegas First presented to the governing body the objectives of Las Vegas First and funding assistance they would like receive from the City.

Questions and Discussion took place.

Barbara Casey of the Health Council presented to the governing body the objective of the Health Council and answered questions from the governing body.

Rudy Lumbach from the Las Vegas Citizens for Preservation presented to the governing body the goals and objectives of the organization and answered questions from the governing body.

Virginia Marrujo of the Junior Chamber of Commerce (Jaycees) gave an overview of the organization and answered questions from the governing body.

Transit Manager Elmer Martinez presented the goals and objectives of the Meadow City Transit and the departments' organizational chart.

Finance Director Gallegos gave an overview of the current budget and the preliminary budget.

Questions and discussion took place.

Housing Director Pamela Marrujo presented the goals and objectives of the department along with the organizational chart.

Finance Director Gallegos gave an overview of the current budget and the preliminary budget.

Questions and discussion took place.

Recreation Manager Loretta Martin presented the goals and objectives of the Recreation Center and the departments' organizational chart.

Questions and discussion took place.

Finance Director Gallegos presented the current and preliminary budget for the department.

Questions and discussion took place.

Recess for the day.

May 9, 2014

City Clerk Fresquez, City Manager Dodge and Acting City Attorney Smith not in attendance.

Utilities Director Ken Garcia gave an overview of each utility service that makes up the Enterprise Fund and the organizational charts for each department.

Questions and discussion took place reading the Utility services.

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

All in favor

Councilor Gurule-Giroñ made a motion to reconvene and no action was taken in Executive Session. Councilor Howell seconded the motion.

Finance Director Gallegos presented the current budget and the preliminary budget.

Questions and discussion took place.

Councilor Howell made a motion for Executive Session at 2:34 p.m. Councilor Romero seconded the motion.

All in favor.

Councilor Howell made a motion to reconvene at 2:50 p.m. and no action was taken. Councilor Romero seconded the motion.

All in favor.

Councilor Herrera 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.

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

Recorder Gloria Medina 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 CITY COUNCIL WORK SESSION
HELD ON THURSDAY MAY 14, 2014 AT 5:30 P.M. IN THE CITY COUNCIL
CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: Tonita Gurule-Giron –Arrived at 5:43
Vince Howell
Joey Herrera
David L. Romero- Absent

ALSO PRESENT: Timothy Dodge, City Manager
Casandra Fresquez, City Clerk
Dave Romero, City Attorney
Juan Montano, 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 asked for blessings and prayers to the family of Arsenio Lujan who passed away a few days earlier.

APPROVAL OF AGENDA

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

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

Joey Herrera Yes
Tonita Gurule-Giron *Not arrived*

Vince Howell Yes
David L. Romero Absent

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

MAYOR'S APPOINTMENTS

Mayor Ortiz Jr. advised he had not appointments at this time.

MAYOR'S RECOGNITION/PROCLAMATION

Mayor Ortiz Jr. asked City Manager Dodge for the Police Department to do a presentation on the new drug known as spice and educate the governing body on the item and what actions the City can do.

Mayor Ortiz Jr. advised the governing body that with the upcoming 4th of July celebrations, there needs to be discussion on what stance the City will take on firework use. Mayor Ortiz Jr. further advised he has been receiving complaints from customers regarding their utility bills.

City Manager Dodge advised that there are some authority issues the City has about placing a moratorium banning the use of fireworks.

PUBLIC INPUT

Bob Wessley spoke to the governing body about working together for the betterment of the community and completing its objectives and goals

CITY MANAGER'S INFORMATIONAL REPORT

City Manager Dodge asked Transportation Manager Chris Cavazos to present for his City Manager's Informational Report.

Transportation Manager Cavazos introduced Niva Romero and David Maxwell from Engineers Inc. and advised them they would present the Master Drainage Plan to the Governing Body with information that pertains to the resolution that would be presented further into the agenda

Mr. Maxwell and Ms. Romero presented a handout with an update of the City of Las Vegas Master Plan Update. Mr. Maxwell talked about the implementation of the Comprehensive Master Plan and updates on the progress the City has made. Mr. Maxwell discussed the integrated elements affecting the City's streets and the advantages of having an integrated plan to reference in the future when searching for funding sources. Mr. Maxwell discussed the existing drainage deficiencies of the City's infrastructure. Mr. Maxwell described the Drainage Master Plan to perform conceptual engineering analysis and recommendations for improvements to reduce or eliminate flooding. The estimated cost is \$126,375 including gross receipt tax and the City is eligible for NMFA Grant Funding.

Questions and discussion took place on the drainage component of the Comprehensive Master Plan and if the City had funding available.

DISCUSSION ITEMS

1. Resolution 14-26 to approve decommissioning of a Police Officer's primary duty weapon (side arm) upon retirement to the officer upon approval of the Chief of Police.

Commander Juan Montano advised the governing body that as an honor for serving the City of Las Vegas and the community, the Police Department would like to transfer the duty weapon to the officer upon retirement who has served 20 years consecutively and continuously.

Councilor Gurule-Giroñ asked if there were officers currently that this would pertain to.

Commander Montano advised Police Chief Montano, Deputy Chief Garcia and Commander Allingham will be retiring and have served the community for 20 years consecutively.

Councilor Howell asked if a psychological evaluation would be done prior to giving the officer the weapon.

Commander Montano advised that an evaluation is not required but the officer needs to be in good standing.

Councilor Howell advised he felt it was a good idea to include a psychological evaluation upon retirement as the news covers many situations where Military personnel run into problems upon retirement due to mental stress.

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

2. Resolution 14-31 to approve for submission of Application for financial assistance from the New Mexico Finance Authority.

Transportation Manager Cavazos advised the application for planning grant funding for a Drainage Master Plan.

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

3. Reject bid #2014-23 for the E-Romero Fire Station Renovation Phase 2 and re-bid.

Transportation Manager Cavazos advised all bids received were over budget.

Questions were asked about the total budget available for the project.

City Manager Dodge advised he will be looking at the project and re-scope and meet with the architect and engineer to look over total cost of the project.

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

4. Consideration to award Bid #2014-22 Solid Waste containers to Wastequip and enter into agreement for the purchase of 6 and 8 cubic yard bins.

Utilities Director Ken Garcia advised the City of Las Vegas Solid Waste Division received a grant through the New Mexico Environment Department in the amount of \$11,200 for the purchase of solid waste containers consisting of 6 and 8 cubic yard bins.

Questions were asked about the cost and the number of containers and delivery.

Councilor asked for more clarification for the Regular Meeting.

5. Resolution 14-27 to submit an application for funding assistance to the New Mexico Water Trust Board for the Bradner Reservoir Enlargement Project and all related appurtenances.

Utilities Director Garcia advised an executive order was signed regarding the application which has been submitted due to deadlines and the approval of the resolution at the regular council meeting will be to ratify the submission of the application. Utilities Director Garcia advised the resolution will allow the City of Las Vegas to submit their application to the NM Water Trust Board for funding for the Bradner Reservoir Enlargement Project and all related inlet/outlet piping. This project will assist the City in increasing its water supply, water supply storage and improve the dam structure. Utilities Director Garcia advised the department is applying for four million in the application.

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

6. Resolution 14-28 authorizing the execution and delivery of a water project fund loan/grant agreement with the New Mexico Finance Authority for the Water Storage Tank Rehabilitation and Inspection project.

Utilities Director Garcia advised the grant/loan is to rehabilitate and inspect 3 water storage tanks: Cabin site tank-vacuum floor for precise inspection, re-coat interior, replace rafter bolts and re-paint exterior of tank and replacement of cathodic protection and clean tank floors; this tank will require yard piping improvements in order to provide service while tank is being rehabilitated. The Valencia tank inspection, replace cathodic protection and pumping water from

lower pressure zones to higher zones. Utilities Director Garcia advised the grant/loan is 75/25 funding.

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

7. Resolution 14-29 authorizing the execution and delivery of a water project fund loan/grant agreement with the New Mexico Finance Authority for the Water Treatment Plant repair project.

Utilities Director Garcia advised the grant/loan is to make necessary repairs to the Water Treatment Plant Building: replace leaky roof on filter building, stabilize the filter building foundation; repair cracked masonry walls, improve sludge withdrawal from the west side sludge lagoon and add sun roof over outdoor liquid alum tank. Utilities Director Garcia advised the grant/loan is 75/25 funding.

Discussion took place on the funding and the repairs proposed to the Water Treatment Plant building and the total amount of funding.

EXECUTIVE SESSION

City Manager Dodge advised there was a need for Executive Session to discuss personnel matters.

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

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

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

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

Councilor Howell made a motion to reconvene into regular session stating there was only discussion 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.

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

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

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

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

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

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 CITY COUNCIL REGULAR MEETING ON
TUESDAY, MAY 20, 2014 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS.**

MAYOR: Alfonso E. Ortiz, Jr.

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

ALSO PRESENT: Tim Dodge, City Manager
Casandra Fresquez, City Clerk-Absent
Maire Lopez, Deputy City Clerk
Dave Romero, City Attorney
Juan Montano, 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 Alfonso E. Ortiz, Jr. asked for a moment of silence in appreciation of our veterans who sacrifice their lives and their families for our freedom.

APPROVAL OF AGENDA

City Manager Dodge requested that Business Item #2 be changed as a presentation and that Business Items; 5, 6, 7, 9, 10 and 11 be placed on consent agenda.

Councilor Tonita Gurule-Giroń made a motion to change Business Item #2 as a presentation and also to approve Business Items 5, 6, 7, 9, 10 and 11 to be placed on consent agenda. Councilor Joey Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

APPROVAL OF MINUTES

Councilor Herrera made a motion to approve minutes for April 9, 2014 and April 24, 2014. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

MAYOR'S APPOINTMENTS

Mayor Ortiz, Jr. recommended the appointment of the following:

Natasha Rudolph-Library Advisory Board
Gloria Mejillas-Library Advisory Board
Michael Campbell-Library Advisory Board
Councilor Joey Herrera-Charter Commission Chairman
Councilor Tonita Gurule-Giroń-Charter Commission
Councilor Vince Howell-"Film Commission"
Joseph P. Baca-Lodger's Tax Board
Councilor Joey Herrera-Finance Committee

Councilor Tonita Gurule-Giroń-Housing Committee

Councilor Gurule-Giroń made a request to be considered as an alternate for the Charter Commission.

Mayor Ortiz, Jr. acknowledged her request to be considered for alternate and advised he would meet with the chairperson of the Charter Commission and he would recommend people that could serve on the Charter Commission.

Councilor Gurule-Giroń made a motion to approve the recommendations of appointments. Councilor Howell 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 –Giroń	Yes	Vincent Howell	Yes

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

MAYOR’S RECOGNITIONS/PROCLAMATIONS

Mayor Ortiz, Jr. recognized the following retirees of the City of Las Vegas for their dedicated service to the City of Las Vegas:

- Edward Saavedra-Water Treatment Operator IV -25 yrs
- Levi Lujan-Project Inspector Street Division-26yrs
- Gregorio Apodaca-Custodian-9 yrs
- Richard Ulibarri-Packer Driver III-25 yrs

PRESENTATIONS

Commander Juan Montano made the presentation of Appointment of Commander to Adrian Crespın.

Commander Juan Montano presented appointments of:

Lieutenants: to Juan Gonzales and Eric Padilla

Sergeant Promotions: to Matias Apodaca and Michael A. Padilla

Certificate of Appreciation: to Officer Johnny Ray Garcia and Officer David Trujillo

PUBLIC INPUT

None at this time.

FINANCE REPORT

Finance Director Ann Marie Gallegos presented the finance report ending April 30, 2014 collecting eighty two percent and expenditures were at seventy eight percent for the General Fund.

Councilor Gurule-Giroń had questions and concerns on expenditures for the General Fund.

Finance Director Gallegos addressed the questions on the expenditures concerning the General Fund. Finance Director Gallegos advised the Recreation revenues were at seventy nine percent and expenditures were at eighty six percent.

Councilor Gurule-Giroń had concerns on the expenditures for the Recreation Department.

Finance Director Gallegos addressed the concerns on the expenditures concerning the Recreation Department. Finance Director Gallegos advised the revenues for the Enterprise Funds were at eighty six percent and expenditures were at eighty percent. Housing Department revenue was at seventy one percent and expenditures were at eighty six percent.

Discussion took place on several concerns about the revenues on the Enterprise Funds.

Finance Director Ann Marie Gallegos addressed the questions and concerns on the Enterprise Fund.

Councilor Howell expressed his thanks to Finance Director Gallegos for answering his questions on the budget and finance reports.

City Manager Dodge expressed his thanks to all City employees for their efficient use of resources which resulted in lower costs.

CONSENT ITEMS

5. Approval of Resolution #14-26 decommissioning of a Police Officer's primary duty weapon (side arm) upon retirement and transferring to the officer upon approval of the Chief of Police.

Resolution 14-26 was presented as follows:

CITY OF LAS VEGAS
Duty Weapon Decommission Retirement Transaction

RESOLUTION NO. 14-26

WHEREAS, the City of Las Vegas and the Las Vegas Police Department in recognition of an honorable and arduous career enforcing the laws and protecting the streets of our city will decommission a Police Officer's primary duty weapon (side arm) upon his retirement and transfer it to him providing that the requirements mentioned herein are satisfied

WHEREAS, said officer shall qualify by serving the Las Vegas Police Department and City of Las Vegas consecutively and continuously for twenty years (20) years or for the eligible time for retirement from law enforcement as per PERA requirements;

WHEREAS, Upon the Police Chief's approval that the officer is in good standing with the Department and the Officer falls within the State and Federal laws to own such weapon;

WHEREAS, only if the Department can manage to relinquish such weapon;

WHEREAS, the Officer may choose to reject this transaction;

NOW, THEREFORE, The Governing Body of the City of Las Vegas passes this resolution to decommission and conduct this transfer **PASSED, APPROVED AND ADOPTED** this _____ day of _____, 2014.

Alfonso E. Ortiz Jr. Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO LEGAL SUFFICIENCY ONLY:

Dave Romero, City Attorney

6. Approval of Resolution 14-31 submission of Application for financial assistance from the New Mexico Finance Authority.

Due to the length of document a copy can be obtained at City of Las Vegas City Clerk's Office.

7. Approval to reject Bid #2014-23 for the E. Romero Fire Station Renovation Phase 2 and Re-Bid.

9. Approval of Resolution 14-27 to submit an application for funding assistance to the New Mexico Water Trust Board for the Bradner Reservoir Enlargement Project and all related appurtenances.

Resolution 14-27 was presented as follows:

**CITY OF LAS VEGAS
RESOLUTION NO. 14-27**

A RESOLUTION OF THE CITY OF LAS VEGAS, NEW MEXICO, AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING ASSISTANCE TO THE NEW MEXICO WATER TRUST BOARD.

WHEREAS, the City of Las Vegas desires to enlarge the Bradner Reservoir and all related appurtenances to assist in meeting the City of Las Vegas' water demand; and

WHEREAS, the City of Las Vegas desires funding assistance from the NM Water Trust Board to complete this project; and

WHEREAS, the NM Water Trust Board desires to assure full support of the governing body of each entity desiring to submit such applications for funding assistance; 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 the submittal of a funding application to the NM Water Trust Board for the aforementioned project.

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

Absent:

Also Present:

Thereupon, there was officially filed with the City Clerk a copy of a proposed Resolution in final form, as follows.

Also Present:

Thereupon, there was officially filed with the City Clerk a copy of a proposed Resolution in final form, as follows.

Councilor Gurule-Giroń made a motion to approve consent agenda. Councilor Romero 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
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

BUSINESS ITEMS

1. Approval/Disapproval of Resolution 14-32 Restructuring of the City of Las Vegas Organizational Chart.

City Manager Dodge advised that a budget hearing was conducted on May 8, 2014 at which time the Governing Body reviewed a proposed restructuring organizational chart and personnel specifications submitted by the City Manger.

Discussion took place on changes concerning the revised organizational chart.

Councilor Gurule-Giroń requested that a current analysis of Directors and Project Managers be provided.

City Manager Dodge advised they would obtain the information requested by council.

Councilor Gurule-Giroń had concerns on the timing of the changes of the organizational chart.

City Manager Dodge addressed the concerns on the organizational chart to council.

Councilor Herrera made a motion to approve Resolution 14-32 Restructuring of the City of Las Vegas Organizational Chart. Councilor Howell seconded the motion.

Resolution 14-32 was presented as follows:

RESOLUTION NO. 14-32
MUNICIPALITY OF CITY OF LAS VEGAS
RESTRUCTURING OF THE CITY OF LAS VEGAS ORGANIZATIONAL CHART

A RESOLUTION APPROVING THE ATTACHED RESTRUCTURING ORGANIZATIONAL
CHART FOR THE CITY OF LAS VEGAS.

WHEREAS, a Budget Hearing was conducted and the Governing Body reviewed a draft proposed restructuring chart and personnel specifications submitted by the City Manager; and

1. **WHEREAS**, the attached restructuring organizational chart is found to be necessary and appropriate for implementation; and

WHEREAS, the Restructuring of the Organizational Chart is allowed within the City of Las Vegas Charter in which is subject to approval of the Governing Body, 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 passes the attached Restructuring Organizational Charts.

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

Alfonso E, Ortiz Jr.

ATTEST:

City Clerk-Casandra Fresquez

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

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

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

2. Presentation of Budget Message for FY 2014-2015 in accordance with DFA.

Finance Director Ann Marie Gallegos advised that as required by the City Charter of the City of Las Vegas, this budget has been prepared by the City Manager in consultation with the Finance Director and shall submit the budget to the Governing Body with an explanatory budget message.

Discussion took place regarding the 2014-2015 budget goals and objectives.

3. Approval/Disapproval of Resolution 14-30 to adopt the Preliminary FY 2014-2015 Budget for submission to DFA Local Government Division the City's oversight agency.

Finance Director Gallegos advised that the City of Las Vegas is required to develop, approve and adopt a Preliminary budget for submission to DFA Local Government by May 31, 2014.

Councilor Gurule-Giroń had several questions and concerns on the 2014-2015 Preliminary Budget.

Finance Director Gallegos and City Manager Dodge addressed the questions and concerns with a detailed discussion of the concerned areas of the budget including the issues at the Abe Montoya Recreation Center.

Councilor Gurule-Giroń requested a detailed report on the costs of Professional Service Contracts.

Finance Director Gallegos advised she would obtain the requested information on the Professional Service Contracts.

Mayor Ortiz, Jr. expressed his concern of the importance on trying to increase the attendance at the Recreation Center.

Discussion took place on the budget in regards to placing high priority for public and employee safety in every department.

Councilor Gurule-Giroñ made a motion to approve Resolution 14-30 to adopt the Preliminary FY 2014-2015 Budget for submission to DFA Local Government Division the City's oversight agency. Councilor Romero seconded the motion.

Resolution 14-30 was presented as follows:

**STATE OF NEW MEXICO MUNICIPALITY
OF CITY OF LAS VEGAS
RESOLUTION NO. #14-30
2014-2015 PRELIMINARY BUDGET ADOPTION**

WHEREAS, the Governing Body in and for the Municipality of the City of Las Vegas, State of New Mexico has developed a preliminary 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

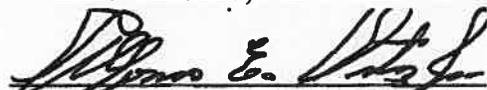
WHEREAS, the official meeting for the review of said documents was duly advertised on May , 2014 in compliance with the State Open Meetings Act, and

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

NOW, THEREFORE, BE IT HEREBY 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 20th day of May 2014.

**MUNICIPAL GOVERNING BODY
LAS VEGAS, NEW ME 0**


ALFONSO E. ORTIZ, JR, MAYOR

ATTEST:


CASANDRA FRESQUEZ, CITY CLERK

(SEAL)

APPROVED FOR LEGAL SUFFICIENCY:


DAVE ROMERO, CITY ATTORNEY

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

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

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

4. Approval/Disapproval to enter into agreement with Buxton Company and the City of Las Vegas.

Interim Community Development Director Lucas Marquez advised that Buxton Company is a customer analytics company that will provide us with economic growth strategies by providing us a retail leakage report for the City of Las Vegas and from this information we will be able to see where our community is spending their money, this in turn will assist us in what retailers may strive and be beneficial to Las Vegas. This item was previously discussed at the May 8th budget hearing.

Councilor Gurule-Giroń expressed her concerns on the timing of the request for approval to enter in to agreement with Buxton Company for the reason that Finance Budget had not been closed out.

Discussion took place on the advantages of approving the agreement with Buxton at this time as well as the disadvantages.

Councilor Howell made a motion to approve to enter into agreement with Buxton Company and the City of Las Vegas. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	No	Vincent Howell	Yes
Joey Herrera	Yes	Tonita Gurule-Giroń	No

Recorder Maire Lopez advised Mayor Ortiz, Jr. there was a tie.

Mayor Ortiz, Jr. voted Yes on the motion to break the tie.

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

City Manager Dodge advised that this was an investment for the community, and advised that an aggressive approach to reach the community would be taken.

8. Approval/Disapproval to award Bid #2014-22 Solid Waste containers to Wastequip and enter into agreement for the purchase of 6 and 8 cubic yard bins.

Utilities Director Ken Garcia advised that the City of Las Vegas Solid Waste Division received a grant through the New Mexico Environment Department in the amount of \$11,200 for the purchase of solid waste consisting of 6 and 8 cubic yard bins.

Councilor Herrera made a motion to approve to award Bid #2014-22 Solid Waste containers to Wastequip and enter into agreement for the purchase of 6 and 8 cubic yard bins. 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	Vincent Howell	Yes
Joey Herrera	Yes	David L. Romero	Yes

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

COUNCILORS' REPORTS

Councilor Herrera expressed his thoughts on the duties of elected officials and the responsibility that they have to the community to help them in any way possible.

Councilor Gurule-Giroń responded that as a City Councilor she believes that she has far exceeded in her duties, and works diligently so that every decision made is consistent, and true to the City of Las Vegas and its constituents.

City Manager Dodge thanked council on having a civil meeting and for working well together.

Mayor Ortiz, Jr. added that he was pleased with the outcome of the meeting and that the ultimate goal was to work well together.

Councilor Howell expressed his thoughts on the councils' passion for the community, the importance of input of different views and opinions and how it benefits in helping the community.

EXECUTIVE SESSION

City Manager Dodge advised there was no need for executive session.

ADJOURN

Councilor Howell made a motion to adjourn. 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
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

Recorder Maire Lopez 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 SPECIAL CITY COUNCIL MEETING HELD
ON WEDNESDAY, MAY 29, 2014 AT 5:00 P.M. IN THE CITY COUNCIL CHAMBERS**

MAYOR: Alfonso E. Ortiz, Jr.

COUNCILORS: David L. Romero-Absent
Joey Herrera
Vincent Howell
Tonita Gurule-Giroń- Arrived at 5:12p.m.

ALSO PRESENT: Tim Dodge, City Manager
Casandra Fresquez, City Clerk
Dave Romero, City Attorney
Juan Montano, Sergeant at Arms

CALL TO ORDER

Mayor Alfonso E. Ortiz, Jr. called the meeting to order at 5:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Ortiz, Jr. asked for a moment of silence to acknowledge life and to try and make life positive with hopes of helping each other and not hurting one another.

APPROVAL OF AGENDA

Councilor Howell made a motion to approve the agenda. Councilor Herrera seconded the motion.

Councilor Howell made a motion to approve Ordinance 14-03 repealing condition #2 of Ordinance 07-26 approved by Council in 2007 and granted to Carlos M. Lopez on the rezoning of his property located at 604 Airway Road with consideration for Airway Road Improvements, increased height of the east wall and overhead lighting. Councilor Herrera seconded the motion.

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

Joey Herrera	Yes	Tonita Gurule-Giroń	Yes
Vincent Howell	Yes		

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

EXECUTIVE SESSION

City Manager Dodge advised there was no need for Executive Session.

ADJOURN

Councilor Herrera made a motion to adjourn. Councilor Gurule-Giroń 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
Joey Herrera	Yes		

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

Mayor Alfonso E. Ortiz, Jr.

ATTEST:

Casandra Fresquez, City Clerk

GENERAL FUND REVENUE COMPARISON
THRU MAY 31, 2014 - 92% OF YEAR LAPSED (11 of 12 months)
FISCAL YEAR 2014

Total Budget to Actual Comparison

	A	B	C	D	E	F	G
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	YTD - ACTUAL	YTD - ACTUAL	%	FY 2014
						YTD - BDGT	% REV
PROPERTY TAX	1,234,488	1,273,369	1,167,255	963,519	1,221,109	105%	96%
GROSS RECEIPT TAX 1.225	3,525,000	3,525,000	3,231,250	2,988,031	3,346,439	104%	95%
FRANCHISE TAX	800,000	800,000	733,333	621,596	783,924	107%	98%
GROSS RECEIPT TAX .75	2,350,000	2,350,000	2,154,167	1,964,878	2,202,210	102%	94%
1/8 INFRASTRUCTURE	340,000	340,000	311,667	299,700	336,127	108%	99%
GRT .25 (JAN 2011)	670,000	670,000	614,167	590,727	663,883	108%	99%
LICENSE & FEES	64,000	64,000	58,667	60,376	64,566	110%	101%
INTERGOVERNMENTAL	65,000	65,000	59,583	52,048	66,027	111%	102%
LOCAL-FINES	97,500	97,500	89,375	94,910	71,158	80%	73%
LOCAL-MISC	1,760,455	1,646,080	1,508,907	1,406,154	1,565,574	104%	95%
TOTAL	10,906,443	10,830,949	9,928,370	9,041,939	10,321,017	104%	95%

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

GENERAL FUND EXPENDITURE COMPARISON
THRU MAY 31, 2014 - 92% OF YEAR LAPSED (11 of 12 months)

Total Budget to Actual Comparison

	A	B	C	D	E	F	G	H
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	YTD - ACTUAL	YTD - ACTUAL	AVAIL. BAL.	%	%
							YTD - BDGT	BDGT
JUDICIAL	285,228	271,496	248,871	231,534	242,104	29,392	97%	89%
EXECUTIVE	450,911	469,235	430,132	369,794	448,085	21,150	104%	95%
ADMINISTRATION	226,669	258,329	236,802	178,320	201,373	56,956	85%	78%
CITY ATTORNEY	200,434	205,319	188,209	160,759	190,983	14,336	101%	93%
PERSONNEL/HR	262,237	257,303	235,861	222,458	222,585	34,718	94%	87%
FINANCE	541,832	527,996	483,996	455,326	442,246	85,750	91%	84%
COMMUNITY DEV.	635,268	583,040	534,453	546,589	498,910	84,130	93%	86%
POLICE	3,917,416	3,872,014	3,549,346	3,324,374	3,237,619	634,395	91%	84%
CODE ENFORCEMENT	181,220	188,647	172,926	117,297	149,594	39,053	87%	79%
ANIMAL SHELTER	153,385	141,070	129,314	95,872	128,335	12,735	99%	91%
FIRE	1,263,560	1,297,793	1,189,644	979,231	1,143,729	154,064	96%	88%
PUBLIC WORKS	757,576	674,812	618,578	606,459	597,920	76,892	97%	89%
PARKS	201,752	222,394	203,861	155,049	216,394	6,000	106%	97%
LIBRARY	203,766	203,023	186,104	164,916	186,818	16,205	100%	92%
MUSEUM	122,922	123,937	113,609	97,486	96,204	27,733	85%	78%
GENERAL SERVICES	1,918,182	1,768,760	1,621,363	1,571,200	1,512,890	255,870	93%	86%
SALARY CONTINGENCY	418,000	88,000	80,667	0	0	88,000	0%	0%
TOTAL	11,740,358	11,153,168	10,223,737	9,276,664	9,515,789	1,637,379	93%	85%

**RECREATION DEPARTMENT-REVENUE COMPARISON
THRU MAY 31, 2014 - 92% OF YEAR LAPSED (11 OF 12 MONTHS)
FISCAL YEAR 2014**

	A	B	C	D	E	F	G
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	%	% REV
WELLNESS CENTER	123,000	115,000	105,417	97,309	100,229	95%	87%
OPEN SWIM	23,920	20,000	18,333	12,949	13,075	71%	65%
YAFL	12,000	10,000	9,167	7,187	6,974	76%	70%
YABL	18,500	16,000	14,667	17,625	20,172	138%	126%
SUMMER FUN PROGRAM	30,000	30,000	27,500	6,431	7,240	26%	24%
RECREATION-OTHER	43,590	37,300	34,192	23,132	37,470	110%	100%
GEN FUND TRANSFER	472,000	450,000	412,500	393,333	412,500	100%	92%
TOTAL	723,010	678,300	621,775	557,966	597,660	96%	88%

**RECREATION DEPARTMENT- EXPENDITURE COMPARISON
THRU MAY 31, 2014 - 92% OF YEAR LAPSED (11 OF 12 MONTHS)**

	A	B	C	D	E	F	G	H
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	AVAIL. BAL.	%	%
							YTD - BDGT	BDGT
EMPLOYEE EXP.	659,847	628,759	576,362	525,338	577,280	51,479	100%	92%
YAFL	4,000	1,939	1,777	3,791	1,939	0	109%	100%
YABL	4,000	7,200	6,600	2,853	7,293	(93)	111%	101%
OTHER OPERATING EXP.	94,199	83,213	76,279	63,826	75,755	7,458	99%	91%
CAPITAL OUTLAY	5,901	6,800	6,233	5,129	5,147	1,653	83%	76%
TOTAL	767,947	727,911	667,252	600,937	667,414	60,497	100%	92%

**ENTERPRISE FUNDS-REVENUE COMPARISON
THRU MAY 31, 2014- 92% YEAR LAPSED (11 of 12 months)
FISCAL YEAR 2014**

Total Budget to Actual Comparison

	A	B	C	D	E	F	G
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	%	%
						YTD - BDGT	BUDGET
WASTE WATER (610)	2,335,000	3,125,000	2,864,583	1,871,696	2,365,469	83%	76%
NATURAL GAS (620)	6,043,000	5,121,000	4,694,250	4,888,625	5,399,306	115%	105%
SOLID WASTE (630)	3,419,250	3,270,050	2,997,546	2,744,850	2,810,594	94%	86%
WATER (640)	3,353,600	4,527,131	4,149,870	3,068,023	4,183,754	101%	92%
Total of Enterprise Funds	15,150,850	16,043,181	14,706,249	12,573,194	14,759,123	100%	92%

**ENTERPRISE FUNDS-EXPENDITURES COMPARISON
THRU MAY 31, 2014- 92% YEAR LAPSED (11 of 12 months)
FISCAL YEAR 2014**

Budget to

	A	B	C	D	E	F	G	H
	FY 2013	FY 2014	FY 2014	FY 2013	FY 2014	FY 2014	(E/C)	(E/B)
	BUDGET	BUDGET	YTD - BUDGET	ACTUAL	YTD - ACTUAL	AVAIL. BAL.	%	%
							YTD - BDGT	BUDGET
WASTE WATER(610)	3,309,206	3,432,935	3,146,857	2,624,480	2,617,910	815,025	83%	76%
NATURAL GAS (620)	5,876,448	6,507,731	5,965,420	4,312,178	5,808,786	698,945	97%	89%
SOLID WASTE (630)	3,401,769	3,359,384	3,079,435	2,529,004	2,563,923	795,461	83%	76%
WATER (640)	3,755,816	4,191,850	3,842,529	3,075,750	3,324,720	867,130	87%	79%
Total of Enterprise Funds	16,343,239	17,491,900	16,034,242	12,541,412	14,315,339	3,176,561	89%	82%

CITY COUNCIL MEETING AGENDA REQUEST

DATE: June 16, 2014 DEPT: Fire MEETING DATE: June 25, 2013

ITEM/TOPIC: Out of state travel for three (3) Fire Department Personnel

ACTION REQUESTED OF COUNCIL:

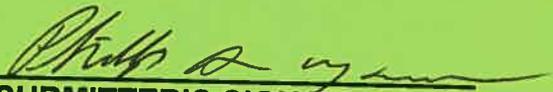
Approval / disapproval for out of state travel for 3 Fire Department Personnel

BACKGROUND/RATIONALE: Three (3) Fire Department Personnel would like to attend the International Association for Fire Chief's (IAFC's) Annual Conference in Dallas, Texas. This conference covers leadership components that are essential for success and covers many roles and responsibilities of company officers from tactical to strategic. This conference has symposiums for Chiefs and Company Officers which are sure to be essential for success.

STAFF RECOMMENDATION: Approval of out of state travel.

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


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: June 16, 2014 DEPT: Fire MEETING DATE: June 25, 2013

ITEM/TOPIC: Resolution No. 14-38 Imposing restrictions on the sale or use of fireworks within the City of Las Vegas.

ACTION REQUESTED OF COUNCIL:

Approval / disapproval to adopt Resolution No. 14-38

BACKGROUND/RATIONALE: Please see attached Resolution

STAFF RECOMMENDATION: Adoption of Resolution No. 14-38

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


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)

RESOLUTION No. 14-38

PROCLAIMING HAZARDOUS FIRE CONDITIONS AND SEVERE DROUGHT CONDITIONS IN THE CITY OF LAS VEGAS NEW MEXICO THAT ENDANGER THE HEALTH SAFETY AND WELFARE OF THE CITIZENS; IMPOSING RESTRICTIONS ON THE SALE OR USE OF FIREWORKS WITHIN THE CITY OF LAS VEGAS NEW MEXICO.

WHEREAS, the Council has held a hearing pursuant to Section 60-2C-8.1, NMSA 1978 and determined that fireworks restrictions should be imposed within the City of Las Vegas based on current drought indices published by the National Weather Service; and

WHEREAS, the National Weather Service has recorded significant precipitation deficits; and

WHEREAS, the National Weather Service has declared that exceptional drought conditions exist throughout North East New Mexico including the Las Vegas area; and

WHEREAS, in a letter to local leaders dated May 12, 2014, The Governor of the State of New Mexico states, the possibility of high fire danger, drought conditions, high winds, and warm temperatures will likely lead to another summer of increased wildfire risk in many parts of New Mexico. In these conditions, we cannot afford to have even one careless, human-caused fire; and

WHEREAS, the affected drought area consists of all areas within the municipal boundaries of the City of Las Vegas and includes all lands for which the City has assumed control or management by lease, easement, or legal agreement; and

WHEREAS, the rapidly escalating danger of range fires, grass fires, forest fires and structure fires is high in and around the City, and the probability of ignition of materials likely to serve as fuel for fire is presently extremely high in and around the City limits; and

WHEREAS, the 4th of July weekend presents a greatly increased fire risk because of the widespread use of fireworks; and

WHEREAS, the Governor has urged local leaders to consider increased restrictions on the use of fireworks; and

WHEREAS, the Governing body of the City of Las Vegas also discourages the sale and use of all fireworks; and

WHEREAS, pursuant to Sections 60-2C-8.1 NMSA 1978, as amended, and Chapter 238-16 of the City of Las Vegas Code Book, the City Council is authorized to ban the use of all fireworks within the boundaries of the municipality that are ground audible devices, including chasers and fire crackers, or aerial devices, including but not limited to aerial shell kit-reloadable tubes, aerial spinners, helicopters, mines, missile-type rockets, multiple tube devices, roman candles, shells, and stick-type rockets, and is authorized to ban the use of all fireworks in Wildlands and open space areas; and

WHEREAS, Sections 60-2C-1 et seq., NMSA 1978 authorize the City Council to limit the use of any permissible fireworks to only those areas that are paved or barren or that have a readily accessible source of water for use by the homeowner or the general public.

BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF LAS VEGAS:

Section 1. PROHIBITIONS:

The Council therefore proclaims that an emergency situation currently exists within the City of Las Vegas, that the dry, windy conditions and high fire hazard represent a significant and immediate threat to the safety, health and welfare of the citizens of the City of Las Vegas. It is further proclaimed that severe drought conditions exist and are likely to be present throughout the months of June and July. Therefore, pursuant to this proclamation, the following are prohibited within the City of Las Vegas:

A. The use of any fireworks within Wildlands, as defined by Section 60-31 2C-2, NMSA 1978.

B. The sale and use, within the municipal limits of Las Vegas, of ground audible devices and aerial devices.

Section 2. RESTRICTIONS:

The following restrictions for all fireworks not otherwise prohibited are imposed: use of permissible fireworks shall be limited to areas that are paved or barren or that have a readily accessible source of water for use by the homeowner or the general public.

Section 3. EXEMPTION:

Nothing within this resolution shall prohibit public displays of fireworks as defined in Chapter 238-4 of the City of Las Vegas Code, so long as those displays are in strict conformance with the requirements and conditions for public displays as set forth in that ordinance and as approved by the City of Las Vegas Fire Chief.

Section 4. NOTICE OF PENALTIES:

Any individual, firm, partnership or other entity found violating Chapter 238 shall be subject to Chapter 238-11 of the City of Las Vegas Code, shall upon conviction, be subject to a mandatory fine not to exceed \$500. Each separate violation shall constitute a separate offense and upon conviction, each day of violation shall constitute a separate offense.

Section 5. SEVERABILITY CLAUSE:

If any section, paragraph, sentence, clause, word or phrase of this resolution is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this resolution. The Council hereby declares that it would have passed this resolution and each section, paragraph, sentence, clause, word or phrase thereof irrespective of any provision being declared unconstitutional or otherwise invalid.

Section 6. EFFECTIVE DATE AND TERM:

This resolution shall remain in effect until the City Fire Chief determines that the fire danger has been alleviated or for a period of 30 days after its effective date, whichever comes first. The Council is authorized to extend this resolution for additional 30 day periods if such conditions continue and such restrictions are deemed necessary to protect the public health, safety and welfare of the citizens of Las Vegas.

NOW THEREFORE BE IT RESOLVED by the City Council, the Governing Body of the City of Las Vegas hereby adopts this resolution to secure the public health, safety, convenience and welfare of its citizens.

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

CITY OF LAS VEGAS

Alfonso E. Ortiz, Jr. Mayor

ATTEST:

Casandra Fresquez, City Clerk

REVIEWED AND APPROVED AS TO FORM:

Dave Romero, City Attorney

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 06/10/14

DEPT: POLICE

MEETING DATE: 06/25/14

ITEM/TOPIC: Approval/Disapproval to utilize funding through the Department of Finance and Administration for the E-911 system for Las Vegas Police Department and the Department of Public Safety District 2.

ACTION REQUESTED OF COUNCIL: Approval/Disapproval to use funding through DFA.

BACKGROUND/RATIONALE: (Provided with Work Session Packet)

STAFF RECOMMENDATION: Requesting approval to use funding through DFA for the E-911 system for Las Vegas Police Department and the Department of Public Safety District 2.

COMMITTEE RECOMMENDATION: No 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.



CHIEF CHRISTIAN MONTANO

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR



TIMOTHY P. BODGE
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)

STATE OF NEW MEXICO
DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION
ENHANCED 911 ACT GRANT PROGRAM

GRANT AGREEMENT

Project No. 15-E-20

THIS GRANT AGREEMENT made and entered into by and between the Department of Finance and Administration, State of New Mexico, acting through the Local Government Division, Bataan Memorial Building, Suite 201, Santa Fe, New Mexico 87501, hereinafter called the **DIVISION**, and the City of Las Vegas, hereinafter called the **GRANTEE**.

WITNESSETH:

WHEREAS, this Grant Agreement is made by and between the Department of Finance and Administration, State of New Mexico, acting through the Local Government Division, and the Grantee, pursuant to the authority in the Enhanced 911 Act, Sections 63-9D-1 *et seq.* NMSA 1978, (hereinafter referred to as the "Act") as amended, and the Enhanced 911 Regulations, 10.6.2 NMAC (hereinafter referred to as the "Enhanced 911 Requirements" or "E-911 Regulations."); and

WHEREAS, an enhanced 911 telephone emergency system is necessary to expand the benefits of the basic 911 emergency telephone number, to achieve a faster response time which minimizes the loss of life and property, provides automatic routing to the appropriate public safety answering point (PSAP), provides immediate visual display of the location and telephone number of the caller and curtails abuses of the emergency system by documenting callers; and

WHEREAS, the Grantee and the Division have the authority, pursuant to the Act, Sections 63-9D-1 *et seq.* NMSA 1978, and the E-911 Regulations, to enter into this Grant Agreement; and

WHEREAS, the Grantee complies with the definition of "Grantee" in 10.6.2.7(HH) NMAC, of the E-911 Regulations; and

WHEREAS, the Division has the authority, pursuant to Section 63-9D-8 NMSA 1978, to administer the Enhanced 911 fund; and

WHEREAS, on April 15, 2014, the State Board of Finance awarded the Grantee \$331,700.00 for enhanced 911 services and equipment.

NOW, THEREFORE, the parties hereto do mutually agree as follows:

ARTICLE I - LENGTH OF GRANT AGREEMENT

A. Unless terminated earlier pursuant to Article IV herein, the term of this Grant Agreement, upon being duly executed by the Division, shall be from July 1, 2014, through June 30, 2015.

B. In the event that, due to unusual circumstances, it becomes apparent that this Grant Agreement cannot be brought to full completion within the time period set forth in Paragraph A above, the Grantee shall so notify the Division in writing at least thirty (30)

days prior to the termination date of this Grant Agreement, in order that the Grantee and the Division may review the work accomplished to date and determine whether there is need or sufficient justification to amend this Grant Agreement to provide additional time for completion of the same. The Division's decision whether or not to extend the term of this Grant Agreement is final and non-appealable.

ARTICLE II – REPORTS

A. PSAP Annual Report: No later than June 30th of each year, the Grantee shall submit to the Division a PSAP Annual Report, in the form attached hereto as Exhibit A, as may be changed from time to time upon the Division's written notice to the Grantee. The PSAP Annual Report shall include information described in 10.6.2.11.D NMAC, of the E-911 Regulations, and any such other information as the Division may request, in sufficient detail to evaluate the effectiveness of the 911 equipment and services provided by the equipment vendor.

B. Federal 911 Resource Center Report: No later than January 30th of each year, the Grantee shall submit to the Division a Federal 911 Resource Center Report, in the form attached hereto as Exhibit B, as may be changed from time to time upon the Division's written notice to the Grantee.

ARTICLE III - CONSIDERATION AND METHOD OF PAYMENT

A. In consideration of the Grantee's satisfactory completion of all work, purchase and maintenance of the equipment and services required to be performed in compliance with all the terms and conditions of this Grant Agreement, the Division shall pay the Grantee a sum not to exceed \$331,700.00 from the Enhanced 911 fund in accordance with Article III(D). The funds are to be expended in accordance with the proposed Revenue/Expenditure Budget (Budget), attached as Exhibit "C", and made a part hereof, and in accordance with 10.6.2.11 NMAC of the E-911 Regulations, "PSAP Equipment, Acquisition, and Disbursement of Funds." It is understood and agreed that the Grantee's expenditure of these monies shall not deviate from the line items of said Budget without the prior written approval of the Division and the funds shall not be expended for ineligible costs, 10.6.2.11(F) of the E-911 Regulations.

B. The funds mentioned in Paragraph A above shall constitute full and complete payment of monies to be received by the Grantee from the Division.

C. It is understood and agreed that if any portion of the funds set forth in Paragraph A above is not expended for the purpose of this Grant Agreement, after all conditions of this Grant Agreement have been satisfied, the unexpended funds shall be reverted by the Division in accordance with the Act and the E-911 Regulations.

D. Pursuant to Section 63-9D-8 NMSA 1978, as amended, payments shall be made from the Enhanced 911 fund to, or on behalf of, participating local governing bodies or their fiscal agents upon vouchers signed by the director of the Division solely for the purpose of reimbursing local governing bodies or their fiscal agents, commercial mobile radio service providers or telecommunications companies for their costs of providing enhanced 911 service.

E. Payments may be made by the Division as follows: (1) on behalf of the Grantee to telecommunications companies, vendors and equipment providers; or (2) reimbursements to the Grantee for actual costs or expenditures after the Division receives a completed Request for Payment Form, or an invoice certified correct by the Grantee and/or the Division for the E-911 equipment, equipment maintenance, and upgrades billed by the equipment provider. All purchases made by the Grantee for equipment, equipment maintenance, and upgrades require prior written approval by the Division to be eligible for reimbursement.

F. Payments will not be made to the Grantee for work, equipment, maintenance or services not specified in this Grant Agreement or in violation of or ineligible under the E-911 Regulations.

ARTICLE IV - MODIFICATION, TERMINATION AND MERGER

A. **Early Termination.** Except as provided in Article IV(D) herein, this Grant Agreement may be terminated by either of the parties hereto upon written notice delivered to the other party at least thirty (30) days prior to the intended date of termination. Except as otherwise allowed or provided under this Grant Agreement, the Division's sole liability upon such termination shall be to pay for eligible Budget items purchased prior to the Grantee's receipt of the notice of termination, if the Division is the terminating party, or the Grantee's sending of the notice of termination, if the Grantee is the terminating party; **provided, however,** that a notice of termination shall not nullify or otherwise affect either party's liability for pre-termination defaults under or breaches of this Grant Agreement. The Grantee shall submit an invoice for such eligible Budget items within thirty (30) days of receiving or sending the notice of termination. Notwithstanding the foregoing, this Grant Agreement may be terminated immediately upon written notice to the Grantee if the Grantee becomes unable to or fails to perform the terms of this Agreement, as determined by the Division or if, during the term of this Grant Agreement, the Grantee or any of its officers, employees or agents is indicted for fraud, embezzlement or other crime due to misuse of state funds or due to the Appropriations paragraph herein. **THIS PROVISION IS NOT EXCLUSIVE AND DOES NOT WAIVE THE DIVISION'S OTHER LEGAL RIGHTS AND REMEDIES CAUSED BY THE GRANTEE'S DEFAULT/BREACH OF THIS GRANT AGREEMENT, INCLUDING BUT NOT LIMITED TO, RETURN OF MISSPENT GRANT FUNDS BY THE GRANTEE TO THE DIVISION.**

B. **Termination Management.** Immediately upon receipt by either the Division or the Grantee of notice of termination of this Grant Agreement, the Grantee shall: 1) not incur any further obligations for expenditure of funds under this Agreement without written approval of the Division; and 2) comply with all directives issued by the Division in the notice of termination as to the performance under this Grant Agreement.

C. This Grant Agreement incorporates all agreements, covenants and understandings between the parties hereto concerning the subject matter hereof and all such agreements, covenants and understandings have been merged into this written Grant Agreement. No prior agreements, covenants, or understandings oral or otherwise, of the parties or their agents shall be valid and enforceable unless embodied in this Grant Agreement.

D. The terms of this Grant Agreement are contingent upon sufficient appropriations and authorization being made by the Legislature of New Mexico for the performance of the Grant Agreement. If sufficient appropriations and authorizations are not made by the Legislature, the Division may *immediately* terminate this Grant Agreement, in whole or in

part, regardless of any existing legally binding third party contracts entered into by or between Grantee and a third party, by giving Grantee written notice of such immediate early termination. The Division's decision as to whether sufficient appropriations are available shall be final and non-appealable. The Grantee shall include a substantively identical clause in all contracts between it and third parties that are (i) funded in whole or part by funds made available under this Grant Agreement and (ii) entered into between the effective date of this Grant Agreement and the Termination Date or early termination date.

ARTICLE V - CERTIFICATION

The Grantee hereby assures and certifies that it will comply with all state laws, the E-911 Regulations, and other state laws, regulations, policies and with respect to the acceptance and use of State funds. Also, the Grantee gives assurances and certifies with respect to the Grant that:

- A. It will comply with the New Mexico Procurement Code, Sections 13-1-28 through 13-1-199 NMSA 1978.
- B. It will adhere to all financial and accounting requirements of the Department of Finance and Administration.
- C. It will comply with all requirements set forth in the Act and prescribed by the Division in its E-911 Regulations, or other guidelines and procedures in relation to receipt and use of State Enhanced 911 Grant Funds.
- D. It shall not at any time utilize or convert any equipment or property acquired or developed pursuant to this Grant Agreement for other than the uses specified, without the prior written approval of the Division.
- E. It will comply with Section 63-9D-4D NMSA 1978 and provide Geographic Information Systems (GIS) addressing and digital mapping data to the PSAP that provides the enhanced 911 service to the Grantee.
- F. It accepts responsibility for coordinating and providing accurately maintained GIS addressing, road centerline, boundary and other data in the service area to the Division per 10.6.2 NMAC. This information shall be compliant with the statewide dataset used by the local PSAPs.
- G. It agrees and acknowledges that all GIS data provided to the Division's statewide dataset in support of the E-911 program is public data and shall be shared with other governmental agencies.
- H. It will finance any amount exceeding the approved funding for the 911 equipment costs.
- I. It will not make any changes in the E-911 system configuration without first submitting a written request to the Division and obtaining the Division's written approval of the proposed change(s).
- J. It will provide to the Division, documentation of total insurance coverage for all hardware and software and other equipment purchased with E-911 funds. Insurance should,

at a minimum, cover non-routine maintenance defects including but not limited to, all acts of God, floods, fire, lightning strikes and water damage.

K It will provide all the necessary qualified personnel, material, and facilities to run the E-911 PSAP.

L. It will submit all project related contracts, subcontracts, and agreements to the Division for administrative review and approval prior to execution for compliance with the E-911 program requirements and not for legal sufficiency. Amendments to existing contracts also must be submitted to the Division for review and approval prior to execution.

M. It will comply with the PSAP consolidation requirement pursuant to the 10.6.2.15 NMAC of the 911 Regulations.

ARTICLE VI - RETENTION OF RECORDS

The Grantee shall keep and preserve such records as will fully disclose the amount and disposition of the total funds from all sources budgeted for a period of six years from the termination of the Grant Agreement, the purpose of undertaking for which such funds were used, the amount and nature of all contributions from other sources, and such other records as the Division shall prescribe.

ARTICLE VII – REQUIRED TERMINATION CLAUSE IN CONTRACTS FUNDED IN WHOLE OR PART BY FUNDS MADE AVAILABLE UNDER THIS GRANT AGREEMENT

A. Grantee shall include the following or a substantially similar termination clause in all contracts that are (i) funded in whole or part by funds made available under this Grant Agreement and (ii) entered into after the effective date of this Grant Agreement:

“This contract is funded in whole or in part by funds made available under a Department of Finance and Administration, Local Government Division (Division) Grant Agreement. Should the Division or the [insert name of Grantee] terminate the Grant Agreement, the [insert name of Grantee] may terminate this contract by providing Contractor written notice of such termination in accordance with the notice provisions in this contract. In the event of termination pursuant to this paragraph, the Grantee’s only liability shall be to pay Contractor for acceptable goods/equipment and/or services delivered and accepted prior to the termination date.”

ARTICLE VIII - REPRESENTATIVES

A. The Grantee hereby designates the person listed below as the official Grantee Representative responsible for overall supervision of the approved project:

Name: Chief Christian Montano
Title: PSAP Manager
Address: 318 Moreno Street
Las Vegas, New Mexico 87701

Phone: 505-425-7504
Fax: 505-425-5046
Email: blue1@ci.las-vegas.nm.us

- B. The Division designates the person listed below as its Program Manager, responsible for overall administration of this Grant Agreement, including compliance and monitoring of Grantee:

Name: Gerald Keene
Title: E-911 Program Manager
Address: Department of Finance and Administration
Local Government Division
Bataan Memorial Building, Suite 202
Santa Fe, NM 87501

Phone: 505-827-4992
Fax: 505-827-4948
Email: Gerald.keene@state.nm.us

[Remainder of page intentionally left blank.]

IN WITNESS WHEREOF, the Grantee and the Division do hereby execute this Grant Agreement.

THIS GRANT AGREEMENT has been approved by:

GRANTEE

Authorized Signatory

Date

(Type or Print Name)

STATE OF NEW MEXICO)
)ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2014, by _____.



Notary Public

My Commission Expires: _____

**DEPARTMENT OF FINANCE AND ADMINISTRATION
LOCAL GOVERNMENT DIVISION**

By: _____
Wayne Sowell, Director

Date

STATE OF NEW MEXICO)
)ss.
COUNTY OF SANTA FE)

The foregoing instrument was acknowledged before me this _____ day of _____, 2014, by _____.



Notary Public

My Commission Expires: _____

Exhibit A

PSAP Annual Report

PSAP Annual Report Form For: _____

Date of Report: _____

Section	PSAP Input
Section 10.6.2.11 D(8)	
PSAP Name	
Date of PSAP Report	
Exact address of the PSAP (No P. O. boxes)	
Number make and model of E911 land Radio-Dispatch positions (if a position is used for both call taking and dispatching, list it as such);	
Type of equipment to include make and model of:	
Telephone switching equipment	
MIS System	
Mapping server	
Radio System	
UPS (for 911 Equipment)	
Back-up Generator	
Version of E911 operating system software	
Number and type of dedicated/ switched voice/data circuits;	
Routing central office and PSAP end office;	
Maintenance control center to include name of company, physical address, telephone number, Email address, and your point of contact for E911 equipment and voice logging recorder, if different from E911 equipment maintainer;	
PSAP manager or coordinator and alternate: contact names, addresses, phone numbers, and their PSAP Email address;	
MSAG coordinator name, address, phone number, and Email address;	
GIS representative to include physical address, telephone number, and Email address.	

Section	PSAP Input
Type and manufacturer of CAD system, if any, and type and manufacturer of voice logging recorder;	
Section 10.6.2.11 D(9)	
Each PSAP Shall Maintain at least one 10-digit administrative number. This number shall also be used to receive incoming emergency calls transferred to the PSAP by other PSAPs for certain alternate and default routing arrangements. The preferred way to transfer an emergency call is via one-button transfer via 911 trunk, but the above method can be used for PSAPs that do not have one-button transfers the above mentioned PSAP.	
Number	
Section 10.6.2.11 D(14)	
The PSAP shall maintain a list of fixed and auto-dial transfer features.	
Fixed transfers:	
Auto-dial transfers	
Section 10.6.2.11 D(18)	
Special circumstances.	
(a) In accordance with ADA each PSAP shall establish procedures to handle calls from speech and hearing impaired individuals. <u>Include a copy of your procedures.</u>	
(b) PSAPs shall develop procedures for handling unanswered or silent 911 calls. <u>Include a copy of your procedures.</u>	
Miscellaneous Section	
List the PSAP insurance provider name, POC, and policy numbers as proof of hazard and liability insurance for the PSAP facility	
List any back-up PSAP(s) and attach any MOU(s) documenting agreement(s)	

PSAP Annual Report Continued

9-1-1 PSAP Activity-PSAP Input Here			
	Landline 9-1-1 Calls	Wireless 9-1-1 Calls	Total 9-1-1 Phone Calls
<i>Jul</i>			
<i>Aug</i>			
<i>Sep</i>			
<i>Oct</i>			
<i>Nov</i>			
<i>Dec</i>			
<i>Jan</i>			
<i>Feb</i>			
<i>Mar</i>			
<i>Apl</i>			
<i>May</i>			
<i>June</i>			
Total	0	0	0
Month Avg.	0	0	0
Day Avg.	0	0	0

Exhibit B

Federal 911 Resource Center Report

Call Types	Annual Total of Calls from January 1 through December 31
Wireline	
Wireless	
Voice over Internet Protocol (VoIP)	
Multiline Telephone System (MLTS)	
Telematics	
Other	
Total of All Call Types	

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 06/10/14

DEPT: POLICE

MEETING DATE: 06/25/14

ITEM/TOPIC: Approval/Disapproval to apply for funding through the Department of Justice for the Las Vegas Police Department and the San Miguel Sheriff's Office.

ACTION REQUESTED OF COUNCIL: Approval/Disapproval to apply for funding through Department of Justice.

BACKGROUND/RATIONALE: (Provided with Work Session Packet)

STAFF RECOMMENDATION: Requesting approval to apply for funding through Department of Justice in the amount of \$14,332.00 to send officers to advanced defensive tactics training and to purchase laptops for San Miguel Sheriff's Office.

COMMITTEE RECOMMENDATION: No 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.



CHIEF CHRISTIAN MONTANO

REVIEWED AND APPROVED BY:



ALFONSO E. ORTIZ, JR.
MAYOR

ANN MARIE GALLEGOS
FINANCE DIRECTOR



TIMOTHY P. DODGE
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)

Edward Byrne Memorial Justice Assistance Grant

JAG Formula Program: Local Solicitation

CFDA #16.738

Program Narrative

Summary

The Las Vegas City Police Department and the San Miguel County Sheriff's Office are jointly applying for the 2014 Justice Assistance Grant through the US Department of Justice. We are requesting the amount of \$14,332.00.

The City of Las Vegas is the largest community within San Miguel County. The Police Department seeks funding to send three officers to become certified defensive tactics instructors who will in turn train our officers and officers from the surrounding agencies in defensive tactics.

Assaults against law enforcement officers and allegations of use of excessive force are at an all time high. So it is our goal to develop a program that will ensure officer safety while reducing liability for our agency when dealing with combative subjects in our community. One way to address this issue is to have officers trained in effective defensive tactics maneuvers. With certified trainers, we can also train officers from surrounding communities.

The Las Vegas City Police Department realizes the need to continually reinforce survival training in our officers when faced with dealing with mentally unstable subjects and disturbance calls where subjects become combative, plus various other issues that these officers deal with on a daily basis. Offering opportunities for officers to attend specialized training in regards to these and other types of issues that surface during the work shift provide other non lethal and viable solutions.

The Las Vegas City Police Department will utilize the funds to provide certified training for three officers. Progress of the defensive tactic program will consistently be monitored by evaluating offenses in which defensive tactics were most effective and where there were minimal injuries. Training rosters will also be submitted as officers are trained in defensive tactic maneuvers. Training will be monitored by the Training and Recruiting Section.

The Las Vegas City Police Department will be the fiscal agent for the grant funds. We employ a full-time Grants Administrator who will be responsible for the distribution of funds, monitoring the award and submitting the required reports through the Grants Management System.

The San Miguel County Sheriff's Office proposes to utilize their funding to purchase lap tops for their units.

The Las Vegas City Police Department recognizes the disparity with San Miguel County Sheriff's Office. Both agencies have worked together with prior JAG funding and will continue to work closely under this grant to ensure compliance.

Las Vegas City Police Department

Equipment and Training

The Las Vegas City Police Department would like to send three officers to become certified defensive tactics instructors. The benefits of this would be that they can come and train our officers and officers from surrounding agencies in survival tactics when dealing with combative subjects.

We will monitor and develop statistical data relating to the use of defensive tactics when officers are in the field. We will also offer training to officers from other Law Enforcement agencies to further develop their skills. Our goal is to reduce assaults against law enforcement officers and allegations of use of excessive force.

San Miguel County Sheriff's Officers wish to purchase laptop computers to be used in their units for wants and warrants checks and the ability to enter reports while in the field. These officers are at times in remote rural areas and will have instant access to information from their agency's database.

With these projects in mind, we would like to concentrate our efforts on acquiring this equipment and training for officers. The goal of the Las Vegas City Police Department is to be proactive in our efforts to enhance and develop our officer's skills and mind set to their safety as well as the safety of our community members. The San Miguel deputies would like to increase officer productivity through the purchase of laptop computers.

Our plan is to effectively utilize this funding through the efforts of our Grants Administrator, who will ensure that the funding is used for the above mentioned projects and who will ensure that all reports are monitored and submitted to the Grants Management System in a timely manner.

We are looking to purchase this equipment and train our officers during the grant time frame, and will also work closely with the San Miguel Sheriff's Office to ensure they are utilizing their part of the funding to successfully complete their project.

JAG Formula Program Project Identifiers

Defensive tactics training will be offered as an additional means of **conflict resolution** and so officers may increase **officer safety** and decrease allegations of use of excessive force. The San Miguel Sheriff's officers wish to continue making **system improvements** by acquiring equipment. As part of their **general equipment** project, they plan to implement **computer software and hardware** to acquire the necessary data to complete police reports and warrants checks.

2014 JAG Equipment
Training

BUDGET DETAIL WORKSHEET

A. Personnel - List each position by title and name of employee if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization. Identify matching contribution in parenthesis.

Name/Position	Computation	Cost
		\$ -
Sub-Total		\$ -

B. Fringe Benefits - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for those listed in the personnel budget category and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Workman's Compensation, and Unemployment Compensation.

Type	Computation	Cost
		\$ -
		\$ -
Sub-Total		\$ -
tal Personnel & Fringe Bene		\$ -

**2014 JAG Equipment
Training**

C. Travel - Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc). Show the basis of the computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known. Indicate source of Travel Policies applied, Applicant or Federal Travel Regulations.

Purpose of Travel	Location	Item	Computation	Cost
Advanced Training in				\$ -
Defensive Tactics	Arlington, TX		Per Diem/Flight X 3	\$ 4,925.00
				\$ -
				\$ -
				\$ -
				\$ -

Total \$ 4,925.00

D Equipment – List non-expendable items that are to be purchased. Non-expendable equipment is tangible property having a useful life of more than two years and an acquisition cost of \$5,000 or more per unit. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Expendable items should be included either in the "supplies" category or in the "Other" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advances. Rented or leased equipment costs should be listed in the "Contractual" category. Explain how the equipment is necessary for the success of the project. Attach a narrative describing the procurement method to be used.

Item	Computation	Cost
		\$ -
		\$ -
		\$ -

Total \$ -

2014 JAG Equipment
Training

E. Supplies – List items by type (office supplies, postage, training materials, copying paper, and expendable equipment items costing less than \$5,000) and show the basis for computation. Generally, supplies include any materials that are expendable or consumed during the course of the project. **All supplies purchased with JAG Grant funds will be utilized to purchase equipment in conjunction with the program description.**

Supply Item	Computation	Cost
Panasonic Toughbook Laptops	\$617.98 per computer x 10 units + shipping	\$ 6,332.00
		\$ -
		\$ -
		\$ -
		\$ -
		\$ -
Total		\$ 6,332.00

F. Construction - As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Check with the program office before budgeting funds in this category.

Purpose	Description of Work	Cost
		\$ -
Total		\$ -

G. Consultants/Contracts - Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisition Regulations are followed. **Consultant Fees:** For each consultant enter the name, if known, service to be provided, hourly or daily fee (8 hour day), and estimated time on the project. Consultant fees in excess of \$450 per day require additional justification and prior approval from OJP.

Name of Consultant	Service Provided /Computation	Cost
		\$ -
Sub-Total		\$ -

2014 JAG Equipment
Training

Consultant Expenses: List all expenses to be paid from the grant to the individual consultants in addition to their fees (i.e. travel, meals, lodging, etc.)

Item	Location/Computation	Cost
		\$ -
Sub-Total		\$ -

Contracts: Provide a description of the product or service to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

Item	Location/Computation	Cost
		\$ -
Sub-Total		\$ -
TOTAL		

H. Other Costs - List items (e.g. rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, or provide a monthly rental cost and how many months to rent.

Description	Computation	Cost
Defensive Tactic Training Registration Costs	\$1025 x 3 officers	\$ 3,075.00
Total		\$ 3,075.00

I. Indirect Costs - Indirect costs are allowed only if the applicant has a Federal approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

		\$ -
--	--	------

2014 JAG Equipment
Training

BUDGET SUMMARY

Budget Category	Amount
A. Personnel	\$ -
B. Fringe Benefits	\$ -
C. Travel	\$ -
D. Equipment	\$ 4,925.00
E. Supplies	\$ -
E. Supplies	\$ 6,332.00
F. Construction	\$ -
G. Consultants/Contracts	\$ -
H. Other	\$ 3,075.00
Total Direct Costs	\$ -
I. Indirect Costs	\$ -

Total Project Cost	\$ 14,332.00
---------------------------	---------------------

Federal Request	\$ 14,332.00
Non Federal Amount	\$ -

CITY CLERK RESOLUTION NO.

STATE OF NEW MEXICO

KNOW BY ALL THESE PRESENT

COUNTY OF SAN MIGUEL

INTERLOCAL AGREEMENT

BETWEEN THE CITY OF LAS VEGAS, NEW MEXICO

AND THE COUNTY OF SAN MIGUEL, NEW MEXICO

2014 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD

This Agreement made and entered into this 18th day of June, 2014 by and between the County of San Miguel, acting by and through its governing body, the Board of County Commissioners, hereinafter referred to as "County" and the City of Las Vegas, acting by and through its governing body, the City Council, hereinafter referred to as "City", both of San Miguel County, State of New Mexico, witnesseth:

WHEREAS, this Agreement is made under the authority of 11-1-1 to 11-1-7, NMSA, 1978; and

WHEREAS, each governing body, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governing body find that the performance of this Agreement is in the best interest of both parties that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Agreement; and

WHEREAS, the City and County believe it to be in their best interests to reallocate the JAG funds.

NOW, THEREFORE, the City and County agree as follows:

Section 1: City agrees to pay County a total of \$6332.00 of JAG funds.

Section 2: County agrees to use \$6332.00 for the JAG Program before September 30, 2015.

Section 3: Nothing in the performance of this Agreement shall impose any liability for claims against the City other than claims for which liability may be imposed by the New Mexico Tort Claims Act.

Section 4: Each party to the Agreement will be responsible for its own actions in providing services under this agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 5: The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 6: By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

PASSED, APPROVED AND ADOPTED THIS 18th DAY OF JUNE 2014.

City of Las Vegas:

Alfonso E. Ortiz, Jr., Mayor

Tim Dodge, City Manager

Casandra Fresquez, City Clerk

APPROVED AS TO LEGAL SUFFIENCY ONLY

Dave Romero

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 06/04/14

DEPT: Utilities Dept.

MEETING DATE: 06/25/14

ITEM/TOPIC: Resolution No. 14-35 to submit an application for funding assistance and a proposal to the New Mexico State Forestry Division for the purpose of restoring the watershed.

ACTION REQUESTED OF COUNCIL: Approval/Disapproval of Resolution No. 14-35.

BACKGROUND/RATIONALE: This resolution will allow the City of Las Vegas to submit their application to the NM State Forestry Division for watershed restoration to improve the health and safety of the Gallinas watershed. The City will not incur any costs for this project. The application and proposal are being submitted on behalf of the City by the NM State Forestry Division.

STAFF RECOMMENDATION: Approval of Resolution No. 14-35.

COMMITTEE RECOMMENDATION: This item will be discussed at the regular Utility Advisory Committee meeting on June 10, 2014. Their recommendation will be provided at the Council Meeting.

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



TIMOTHY P. BODGE
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 #14-35

A RESOLUTION APPROVING THE SUBMITTAL OF AN APPLICATION AND PROPOSAL FOR WATERSHED RESTORATION FUNDING BY THE NEW MEXICO STATE FORESTRY DIVISION.

WHEREAS, the City of Las Vegas requests consideration from the New Mexico State Forestry Division of our application for the Watershed Restoration funding to improve the health and safety of the Gallinas watershed to mitigate the potential for catastrophic wildfire and to secure a more certain and sustainable water supply to the state's citizens through hazardous fuel reduction treatment; and

WHEREAS, the City is appreciative of your considering the City for this funding opportunity for thinning near the Peterson and Bradner reservoirs that supply domestic water to the City of Las Vegas; and

WHEREAS, the City acknowledges that there is a need for continued treatment on the City-owned portion of the Gallinas Watershed; and

WHEREAS, currently, these watershed areas are at risk from wild land fire due to fuel load; and

WHEREAS, ongoing drought conditions have accentuated the possibilities of fires; and

WHEREAS, fire in these particular areas would first and foremost threaten the City's source of domestic water, and would also impact the citizens of Las Vegas and the surrounding communities; and

WHEREAS, in 2002 the City of Las Vegas completed environmental clearances to implement fuels reduction and maintenance projects within the Gallinas Watershed on over approximately 991 acres (*City of Las Vegas, New Mexico Forest Management and Maintenance Plan*); and

WHEREAS, to date, 150 acres have been thinned, and there are still areas that remain densely stocked and currently pose a threat of wildfire; and

WHEREAS, through collaborative efforts with the NM State Forestry Division in protecting the forest and watershed areas surrounding the City's water, the City envisions a way to provide the needed protection conducive to healthy forests and watershed; and

WHEREAS, the City will not incur any costs regarding this project.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Las Vegas that the attached application and proposal be submitted for watershed restoration to protect the City's reservoirs.

(Signature Page to Follow)

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

District:

Project Name	Vendor/ Subrecipient/Price Agreement	Requested Amount	Target Treatment Acres	Vegetation Type	Estimated Cost per acre	Targeted priority watershed and tributaries	If applicable, federal project that has completed NEPA	Project Description
Gallinas Watershed, City of Las Vegas Reservoir Property, Watershed protection project		\$60,000.00	40	Ponderosa Pine, Mixed Conifer, pinon-juniper	1500.00	The three major subwatersheds in the project area are: Upper Gallinas River, Upper Ticolote Creek, and Cow Creek-Pecos River. Project is also adjacent to the Sapello River Watershed.	This project will take place on municipal property owned by the City of Las Vegas,	#####
		\$0.00						
		\$60,000.00	40					

FY 2015 Watershed Restoration Project Proposals

Project proposals shall focus on large-scale forest restoration within priority watersheds as identified within the New Mexico Statewide Assessment, i.e. high value and high risk to water quality and supply. Projects can be multi-jurisdictional, but shall not be on private lands. Outside fiscal agents are not required but may be considered for project management. Any federal lands considered within treatment areas should have existing environmental clearances, i.e. "NEPA ready" and have the ability to be implemented in a timely manner. Projects that compliment or connect to existing or planned treatments are encouraged. There is not a maximum project size or funding amount, however, projects must be completed within two years of award. Include map that shows project area and priority watershed.

During the site visit to the City of Las Vegas reservoir property on Thursday May 1, 2014, we looked at several sites where the tree clearing has not been maintained along the power line. This situation poses a significant risk of fire in an area that is of the utmost concern to the City of Las Vegas and its citizens. This situation was visible on both city properties, down canyon to the east and up canyon to the west continuing, onto private properties at the bottom of the canyon along the river.

The City of Las Vegas should be notified of the risk of a tree falling on the line and causing a wildfire that has the potential to devastate the Gallinas Watershed and the municipal water supply to the City of Las Vegas. Some of the trees are in direct contact with the line at this time. Overall, there is heavy fuel loading and ladder fuels within power line area.

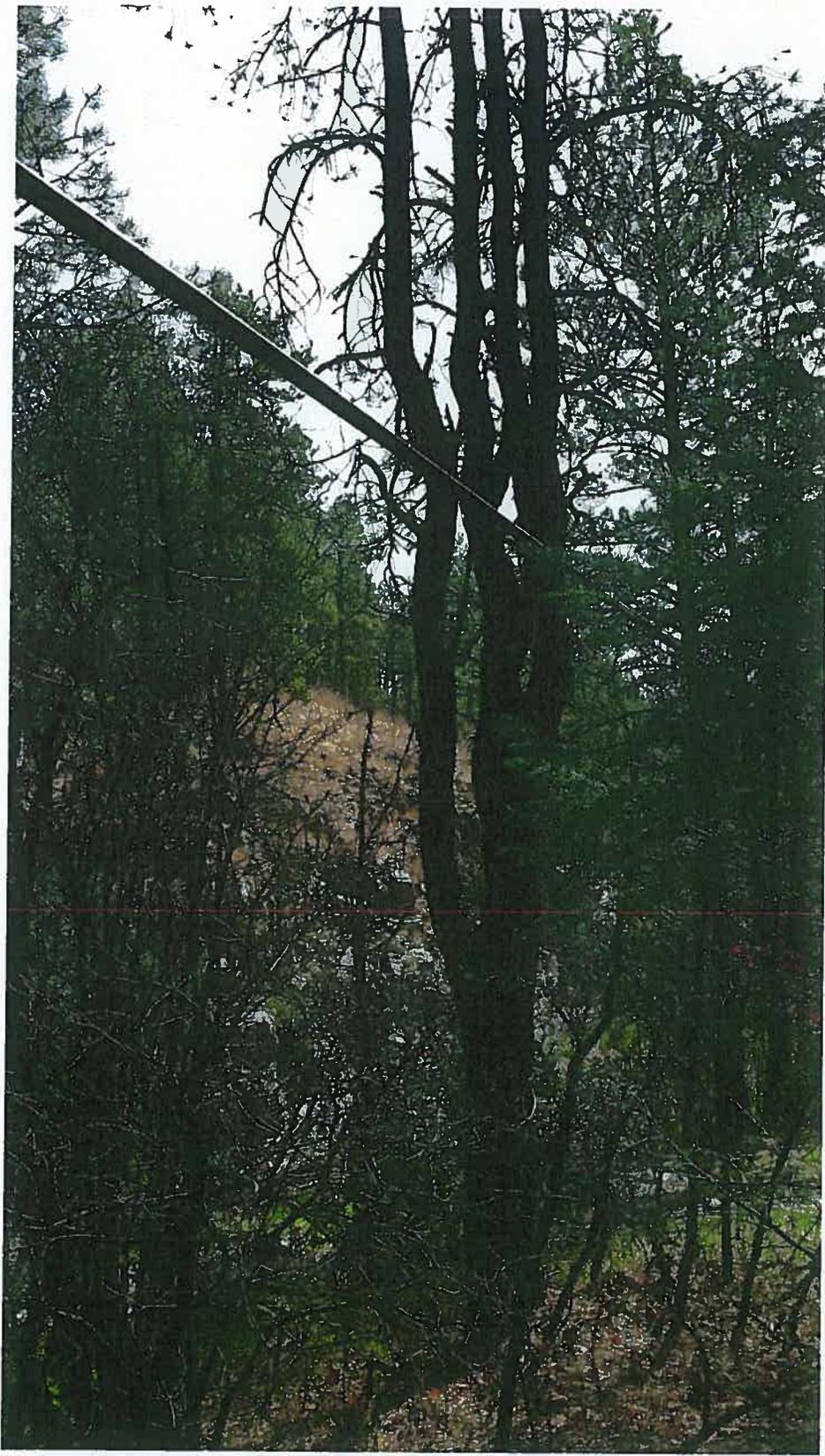
We did not walk the entire stretch of the line, but the area that we did look at is shown below, and as you can see there is a high accumulation of fuel near, on and underneath this utility line.

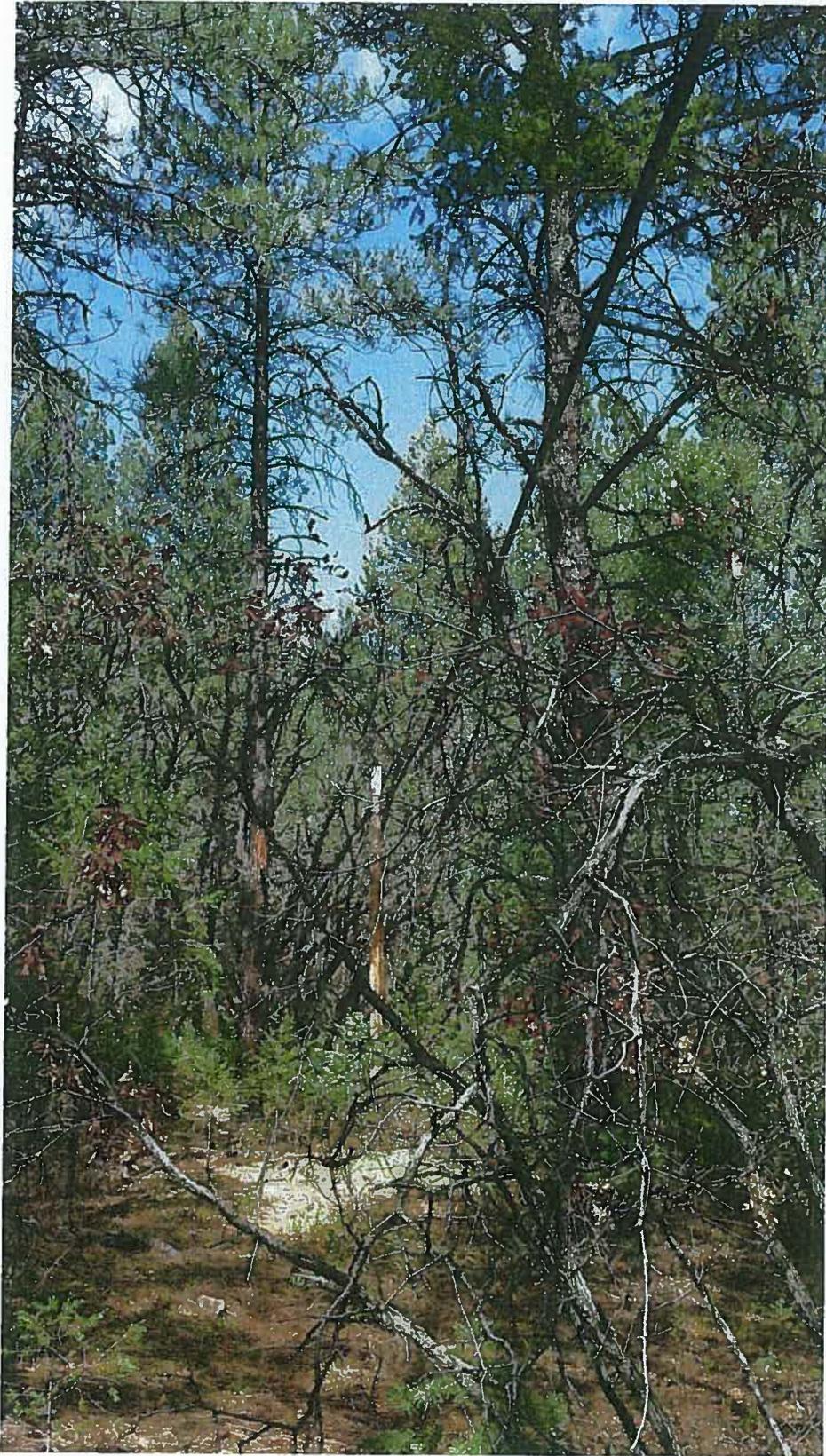
It is recommended that the City of Las Vegas work with the appropriate power utility company to address how to mitigate this situation.

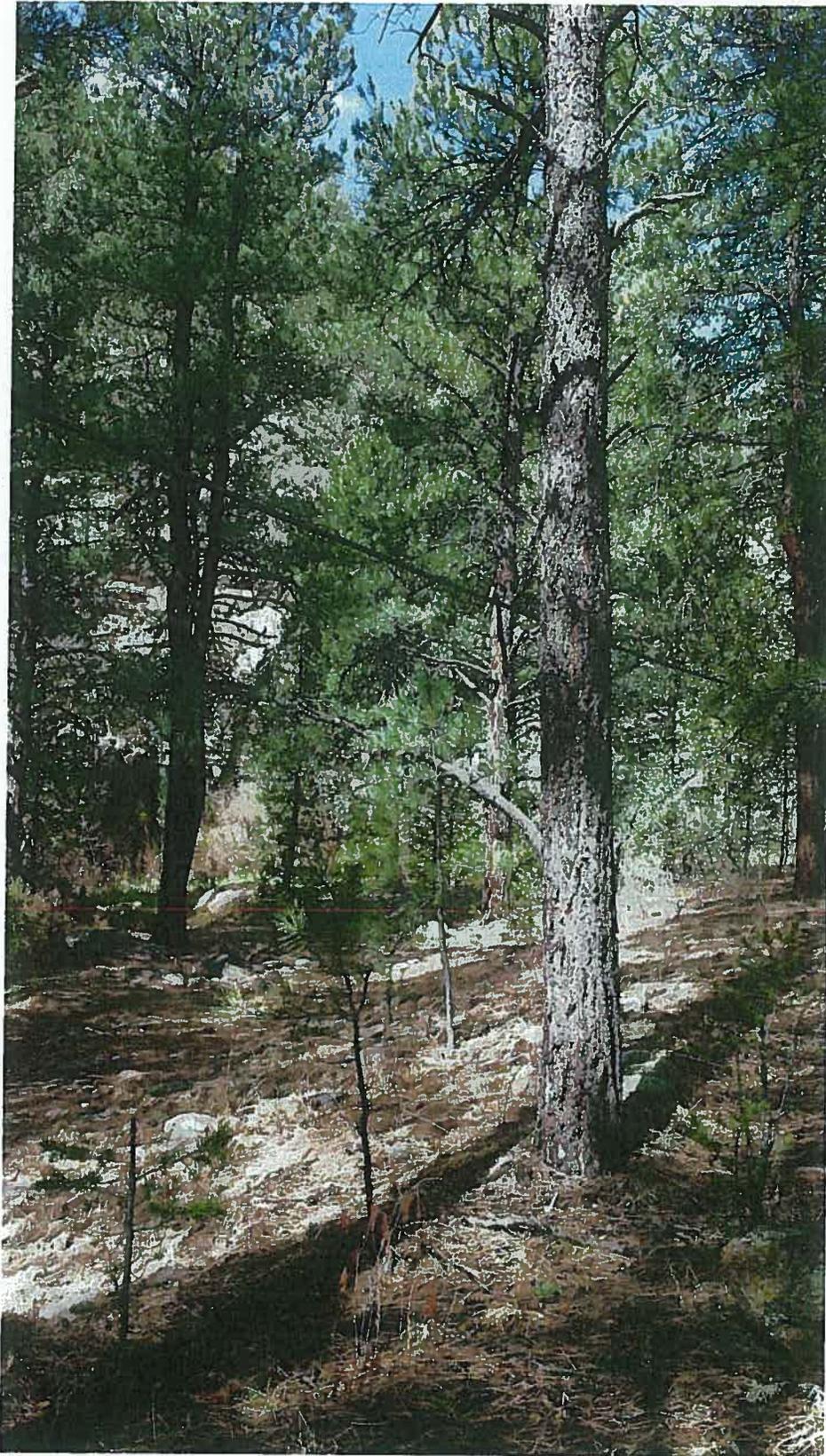
Below are some of the photographs and a map showing the general location of the line shown in the photographs:

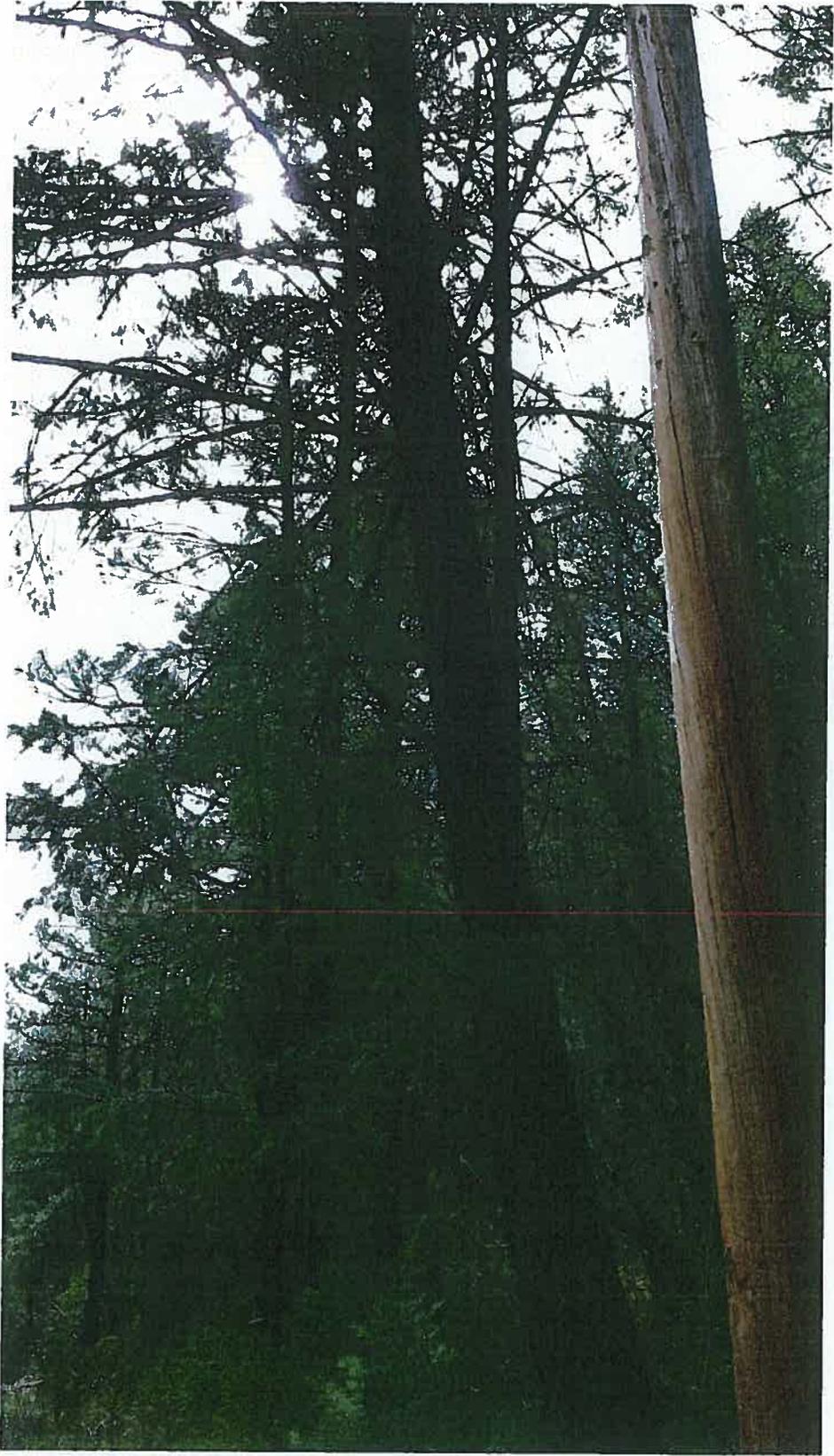






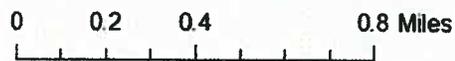
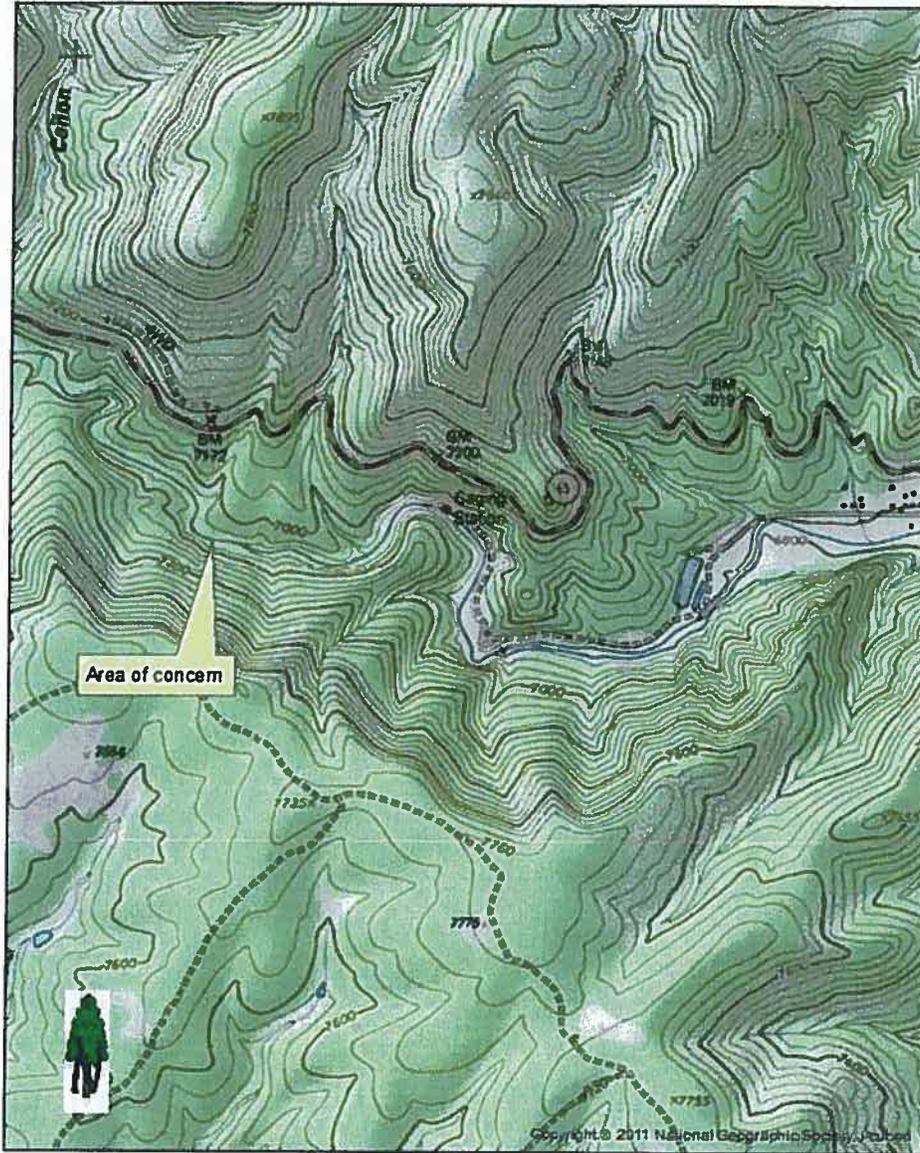




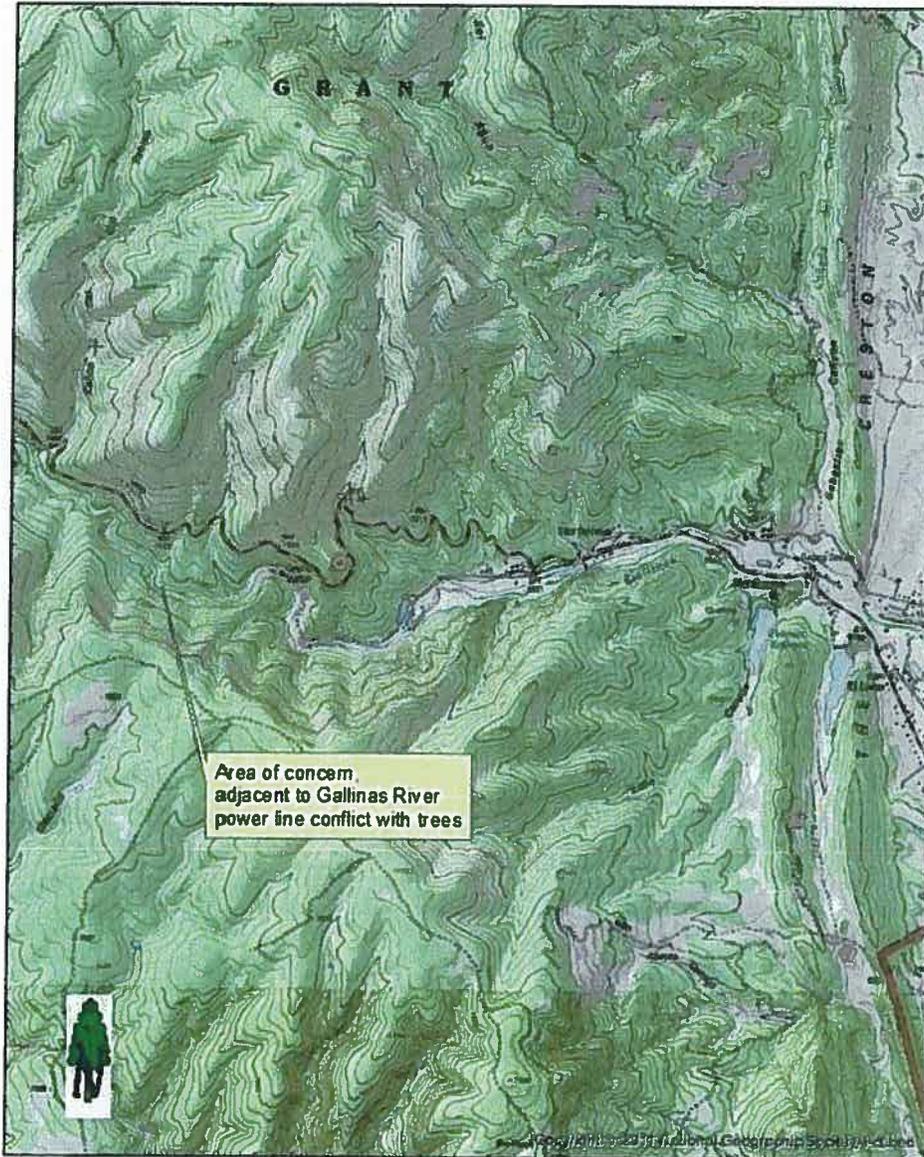




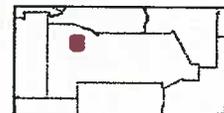
City of Las Vegas, Reservoir Property Gallinas Watershed



City of Las Vegas, Reservoir Property Gallinas Watershed



0 0.4 0.8 1.6 Miles



CITY COUNCIL MEETING AGENDA REQUEST

DATE: 06/05/14

DEPT: Utilities Dept.

MEETING DATE: 06/25/14

ITEM/TOPIC: Award Bid No. 2014-24 for Employee Uniforms and Work Shoes to Popular Dry Goods.

ACTION REQUESTED OF COUNCIL: Approval/Disapproval to award Bid No. 2014-24 to Popular Dry Goods.

BACKGROUND/RATIONALE: Per AFSCME contract No. 2494-12, the City of Las Vegas is to provide a complete set of uniforms to union employees. The Utilities Department went out for bids for employee uniforms and work shoes. This bid will be used by all City Departments to purchase uniforms and work shoes. Popular Dry Goods was the sole bidder.

Advertised: 05/23/14; Las Vegas OPTIC; Albuquerque Journal and City Website.
Bid Opening: June 5, 2014
Number of Bidders: 1; Popular Dry Goods
Lowest Bid: Popular Dry Goods
Funding Source: Budgeted City funds
Line Item Number: Varies per department

STAFF RECOMMENDATION: Award Bid No. 2014-24 to Popular Dry Goods.

COMMITTEE RECOMMENDATION: This item will be discussed at the regular Utility Advisory Committee meeting on June 10, 2014. Their recommendation will be provided at the Council Meeting.

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



TIMOTHY P. DODGE
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)

Popular Dry Goods

Item	2014		2012		Difference	
	Women	Men	Women	Men	Women	Mens
Pant						
Levi 517	\$ 43.00	\$ 43.00	\$ 44.99	\$ 41.99	\$ (1.99)	\$ 1.01
Levi 550	\$ 43.00	\$ 43.00	\$ 44.99	\$ 44.99	\$ (1.99)	\$ (1.99)
Levi 501	\$ 43.00	\$ 43.00	\$ 44.99	\$ 44.99	\$ (1.99)	\$ (1.99)
Wrangler 936	\$ 30.00	\$ 30.00	\$ 31.99	\$ 24.99	\$ (1.99)	\$ 5.01
Wrangler 31	\$ 30.00	\$ 30.00	\$ 31.99	\$ 24.99	\$ (1.99)	\$ 5.01
New Item Carhartt Double Knee	n/a	\$ 47.00				\$ 47.00
New Item Wrangler Work Rigs	n/a	\$ 45.00				\$ 45.00
New Item Key Carpenter Pant	n/a	\$ 34.00				\$ 34.00
Shirts						
Snap or Bottom	\$ 32.00	\$ 32.00	n/a	\$ 32.00		\$ -
Polo Shirt	\$ 30.00	\$ 30.00	n/a	\$ 30.00		\$ -
T-Shirts						
New Item Dickies Tee Shirt	\$ 20.00	\$ 20.00			\$ 20.00	\$ 20.00
Carhartt Tee Shirt	n/a	\$ 22.00	n/a	\$ 17.75	n/a	\$ 4.25
Jackets						
Winter Jacket	\$ 70.00	\$ 70.00	\$ 69.00	\$ 69.00	\$ 1.00	\$ 1.00
New Item Light Weight Jacket	\$ 70.00	\$ 70.00			\$ 70.00	\$ 70.00
Work Shoes/Boots						
Work Shoes/Boots	\$ 140.00	\$ 140.00			\$ 140.00	\$ 140.00
Bib/Overall						
Bib	\$ 85.00	\$ 85.00	\$ 85.00	\$ 85.00	\$ -	\$ -
Full Overalls	\$ 95.00	\$ 95.00	\$ 95.00	\$ 95.00	\$ -	\$ -
	\$ 731.00	\$ 879.00	\$ 447.95	\$ 510.70		

Shoe's N Boots

Item	2014		2012		Difference	
	Women	Men	Women	Men	Women	Mens
Work Shoes/Boots			99.95 - 150.00	145.00 - 150.00	\$ (10.00)	\$ (10.00)

Item	2014		2012	
	Per Employee	Per Employee	Per Employee	Per Employee
Paints	5 \$ 235.00	5 \$ 224.95		
Shirts	5 \$ 160.00	5 \$ 160.00		
T-Shirts	5 \$ 110.00	5 \$ 88.75		
Jacket	1 \$ 70.00	1 \$ 69.00		
Bib/Overall	1 \$ 95.00	1 \$ 95.00		
Workshoe/Boots	1 \$ 140.00	1 \$ 150.00		
	\$ 810.00	\$ 787.70	\$ 22.30	

REQUEST FOR BIDS

The City of Las Vegas, New Mexico will open Sealed Bids at 2:00 p.m., ~~June 3~~⁵, 2014, at the City Council Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico, or other designated area at the City Offices; ON THE FOLLOWING:

EMPLOYEE UNIFORM / WORK SHOES

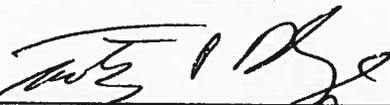
The BIDDING FORMS AND TECHNICAL SPECIFICATIONS may be examined at the following location: 1700 N. Grand, Las Vegas, NM 87701

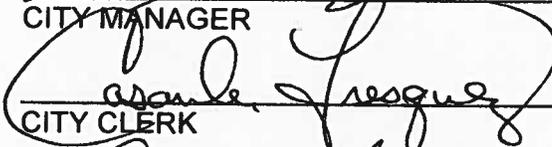
Copies of the BIDDING FORMS AND TECHNICAL SPECIFICATIONS may be obtained at the office of : 1700 N. Grand Las Vegas, NM 87701

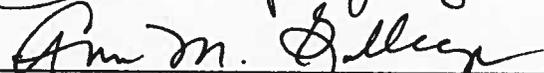
Mailed Bids should be addressed to the City Clerk, 1700 N. Grand Ave., Las Vegas, New Mexico 87701; with the envelope marked: **EMPLOYEE UNIFORM / WORK SHOES**, Opening No. 2014-24 ; on the lower left-hand corner of the submitted envelope. It shall be the responsibility of the bidder to see that their bid is delivered to the City Clerk by the date and time set for the bid request. If the mail or delivery of bid request is delayed beyond the opening date and time, bid thus delayed will not be considered. A public opening will be held and any bidder or their authorized representative is invited to attend.

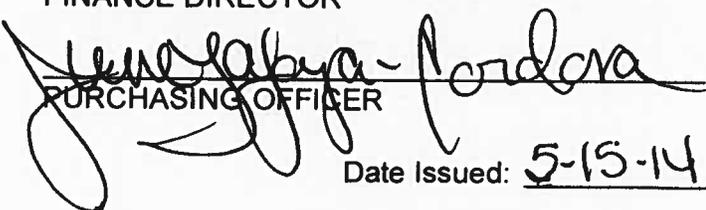
The City of Las Vegas reserves the right to reject any/or all bids submitted.

CITY OF LAS VEGAS,


CITY MANAGER


CITY CLERK


FINANCE DIRECTOR


PURCHASING OFFICER

Opening No. 2014-24

Date Issued: 5-15-14

Date Issued: Published: Las Vegas Optic, Albuquerque Publishing May ~~19~~²⁸, 2014
City website: www.lasvegasnm.gov

STANDARD BID CLAUSES

AWARDED BID

Awarding of Bid shall be made to the responsible Bidder whose Bid meets the required specifications. The City of Las Vegas (City) reserves the right to reject or accept any of all Bid specifications and to waive any insubstantial irregularity in the form of the Bid.

The City of Las Vegas may make multiple awards of the bid, to those bidding in law enforcement related services. The City Reserves the right to award the bid to the most advantageous Bidder to the City.

TIMETABLE

Bids pursuant to this request must be received at the City Clerk's Office at 1700 North Grand Avenue, Las Vegas, New Mexico, on or before June 3, 2014 at which time all bids received will be opened. An opening will occur at the City's Council Chambers or other designated area at the City Offices. Awarding of Bid is projected for June, 2014. The successful Bidder will be notified by mail.

ENVELOPES

Sealed Bid envelopes shall be clearly marked on the lower left-hand corner, identified by the Bid Name and Opening Number. Failure to comply with this requirement may result in the rejection of your submitted Bid. Enclose one (1) original and two (2) copies of Bid.

BRIBERY AND KICKBACK

The Procurement Code of New Mexico; (Section 13-1-28 through 13-1-99 N.M.S.A. 1978), impose a third degree felony penalty for bribery of a public official or public employee. In addition the New Mexico Criminal Statutes (Section 30-4-1, N.M.S.A. 1978): state that it is a third degree felony to commit the offense of demanding or receiving a bribe by a public official of public employee. And (Section 30-24-2, N.M.S.A. 1978): it is a fourth degree felony to commit the offense of soliciting or receiving illegal kickbacks. Also (Section 30-41-1 through 30-41-3, N.M.S.A. 1978): states that it is a fourth degree felony to commit the offense of offering or paying illegal kickbacks.

NON-COLLUSION

In signing their Bid and Affidavit, the Bidder certifies that he/she has not, either directly or indirectly entered into action of restraint of free competition, in the connection with the submitted bid.

RESPONSIBILITY OF BIDDER

At all times it shall be the responsibility of the Bidder to see their bid is delivered to the City Clerk by the Date and Time scheduled for opening. If the mail or delivery of said Bid is delayed beyond the scheduled opening date and time set, bid this delayed will not be considered.

CLARIFICATION OF BID

Bidder requiring clarification or interpretation of Bid specifications shall make a written request to the Department involved in this bid request at least five (5) days prior to the scheduled bid opening date with a copy forwarded to the Finance Department. Any interpretation, corrections or changes of said Bid Specifications, Opening Date, or Time Change will be made by Addendum only. Interpretations, Corrections or changes of said bid made in any other manner will not be binding and the Bidder shall not rely upon such interpretation, corrections and changes.

MODIFICATION OF BID

Bids may be withdrawn upon receipt of written request prior to the scheduled bid opening for the purpose of making any corrections or changes. Such corrections must be properly identified and signed or initialed by the Bidder. Resubmission must be prior to the scheduled bid opening time in order to be considered. After bid opening, no price modifications of submitted bids or other provisions shall be permitted.

WITHDRAWAL OF BID

A low Bidder alleging a material mistake of fact, after bids have been opened may request their bid be withdrawn upon receipt of a written request to the Finance Department prior to the scheduled awarding date.

INSPECTION

Final inspection and acceptance will be made at the City's destination. Products rejected for nonconformance with the specifications shall be removed by the Bidder; at his/her risk and expense promptly after notice of rejection.

FEDERAL TAX IDENTIFICATION NUMBER

Pursuant to IRS requirements, Bidder shall provide their Federal Tax ID Number if Bidder is incorporated. If Bidder is a sole proprietorship or partnership then they shall provide their Social Security Number.

FEDERAL TAX ID NUMBER: _____
SOCIAL SECURITY NUMBER: _____

NEW MEXICO TAX IDENTIFICATION NUMBER

Payment may be withheld under (Section 7-10-5, N.M.S.A. 1978) if you are subject to New Mexico Gross Receipts Tax and have not registered for a New Mexico (CRS) Tax Identification Number. Contact the New Mexico Taxation & Revenue Department at (505) 827-0700 for registering instructions.

NEW MEXICO TAX IDENTIFICATION NO. (CRS): _____

CAMPAIGN CONTRIBUTION DISCLOSURE FORM

The Bidder shall submit a completed Campaign Contribution Disclosure Form Pursuant to Chapter 81, Laws of 2006.

COMMERCIAL WARRANTY

The Bidder agrees that the products or services furnished under a Purchase Order shall be covered by the most favorable commercial warranties that the Bidder gives to any customer for such products or services. And that the rights and remedies provided therein shall extend to the City and are in addition to and do not limit any rights afforded to the City by any other clause of its Purchase Order. Bidder agrees not to disclaim warranties of fitness for any particular purpose or merchantability.

Furthermore, Bidder agrees that its warranty for all products furnished under a Purchase Order pursuant to this Call for Bids shall be for a period of one year following the installation of said products by others. Also a receipt of a notice by the City's Engineer the products have been installed correctly and have been demonstrated to be capable of performing their intended function.

SPECIAL NOTICE

To preclude possible errors and/or misinterpretations, bid prices must be affixed in ink or typewritten legibly. Enclose one (1) original and two (2) copies of Bid documents.

DEFAULT

The City reserves the right to cancel all or any part of an order without cost to the City if the Bidder fails to meet the provisions of the City's Purchase Order or the product specifications and to hold the Bidder liable for any excess costs occasioned due to the Bidder's default. The Bidder shall not be liable for any excess costs if failure to perform on an order arises out of cause beyond the control and without fault or negligence of the Bidder. Such causes include, but are not restricted to, acts of God or public enemy; acts of State or Federal Government; fires, floods, epidemics, quarantine restrictions, strikes, embargoes, unusually severe weather, or defaults of subcontractors. Due to any of the above unless the City shall determine that the supplies or services to be furnished by the subcontractor are obtainable from other sources in the City in this paragraph shall not be exclusive and are in addition to any other rights now being provided by law.

BID PROTESTS

If any Bidder is of the opinion that the specifications as written preclude him/her from submitting a bid. His/her opinion should be made known to the Department involved in this bid request at least twelve (12) days prior to the scheduled bid opening date with a copy forwarded to the Finance Department. Bid protests will not be considered from parties which do not also furnish satisfactory documentation with their protest that their proposed system fully meets the functional intent of the TECHNICAL SPECIFICATIONS which accompany a Call for Bids.

NON-EXCLUSION

Specifications of the bid request are not meant to exclude any Bidder or Manufacturer. Where a brand name or equal is indicated, it is for the purpose of describing the standard of quality, performance and characteristics desired and is not intended to restrict competition. "No Substitute" specifications may be authorized, only if required to match existing equipment.

If any Bidder is of the opinion that the specifications as written preclude him/her from submitting a bid. His/her opinion should be made known to the Department involved in this bid request at least five (5) days prior to the scheduled bid opening date; with a copy forwarded to the Finance Department.

Brand names and numbers are for reference only and equivalents will be considered. If bidding "EQUIVALENT" Bidder must be prepared to furnish complete data upon request, preferably with the bid to avoid awarding delay.

CONTRACT

When the City issues a Purchase Order in response to an awarded Bid a binding contract is created (unless a specified contract has been created).

TERMINATION

This Price Agreement may be terminated by either party upon signing a written notice to the other party at least thirty (30) days in advance of the date of termination. Notice of termination of this Price Agreement shall not affect any outstanding orders.

TAXES

Bidder must pay all applicable taxes.

NOTE:

If bidder is from outside the City of Las Vegas, the successful bidder must pay Gross Receipts in the City of Las Vegas.

BIDDER INFORMATION

BIDDER: _____

AUTHORIZED AGENT: _____

ADDRESS: _____

TELEPHONE NUMBER (_____) _____

FAX NUMBER (_____) _____

DELIVERY: _____

STATE PURCHASING RESIDENT CERTIFICATION NO.: _____

NEW MEXICO CONTRACTORS LICENSE NO.: _____

BID ITEM (S): Employee Uniform / Work Shoe

ITEM (S) UNDER THIS BID ARE TO BE F.O.B. LAS VEGAS, NEW MEXICO 87701. THE CITY OF LAS VEGAS RESERVES THE RIGHT REJECT ANY OR ALL BIDS AND TO WAIVE ANY TECHNICAL IRREGULARITY IN THE FORM OF THE BID.

AFFIDAVIT FOR FILING WITH COMPETITIVE BID

STATE OF _____ }

COUNTY OF _____ }

I _____, of lawful age, being of first duly sworn in oath, say that I am the agent authorized by the bidder to submit the attached bid. Affiant further states that the bidder has not been a party to any collusion among bidders in restraint of freedom of competition by agreement to bid at a fixed price or to refrain from bidding; or with any city official or employee as to the terms of said prospective contract, or any other terms of said prospective contract; or in any discussion between bidders with any city official concerning an exchange of money or any other thing of value for special consideration in the letting of a contract.

Subscribed and sworn to before me, this _____ day of _____, 20____.

Signature

(SEAL)

Notary Public Signature

My Commission Expires: _____

CITY OF LAS VEGAS UNIFORM

The City of Las Vegas is requesting sealed bids for its employee uniform.

BID ITEM	DESCRIPTION	PRICE PER ITEM	
		<u>WOMEN</u>	<u>MEN</u>
1.	<u>TROUSERS</u>		
	A. Levi 517 or Equal	_____	_____
	B. Levi 550 or Equal	_____	_____
	C. Levi 501 or Equal	_____	_____
	D. Wrangler 936 DEN or Equal	_____	_____
	E. Wrangler 31 MWZDN or Equal	_____	_____
	F. Carhartt Double Knee or Equal	_____	_____
2.	<u>SHIRTS</u>		
	A. Snaps or Buttons Work Shirts/Denim	_____	_____
	B. Polo Shirts Long/Short Sleeves or Equal	_____	_____
	C. Dickies Tee Shirt or Equal Long/Short Sleeves	_____	_____
	E. Carhartt Tee Shirt or Equal Long/Short Sleeves	_____	_____
3.	<u>JACKET</u>		
	A. Winter	_____	_____
	B. Light Weight Jacket	_____	_____

4. **BOOTS**

A. Lace up

B. Pull up

5. **COVERALLS**

A. Bib

B. Full Overalls

SPECIFICATIONS:

TROUSERS: 100% rugged cotton, stonewashed, preshrunk, heavyweight denim, zipper or button fly. Color to be denim blue or dark color (to include women and petite sizes).

SHIRT: Shirts to be 100% cotton or 65% polyester/35% cotton. Indigo Vertical Dobby, buttons/snaps, long or short sleeves, with button down collar, blue or tan in color. Straight back yoke with center box pleat and three buttons adjustable cuff and should be pre-washed for comfort. Shirt should have left front chest pocket with button closure. To include employees name embroidered over left side pocket and the City of Las Vegas and Department embroidered on the right. Embroidery to be in gold colored thread. (Include women's and petite sizes).

POLO SHIRTS: Polo shirts are to be 5.7 oz. 100% cotton. Colors to be in, blue, navy blue, tan or black. **Embroidery:** To include employees name and City of Las Vegas and Department in gold thread. (Include women's and petite sizes).

JACKET: Jacket to waist length, with knit waistband and cuffs. It needs to be heavyweight 12oz. 100% cotton. Jacket should be water repellent, wind and rip resistant. Jacket should be lined with black brushed tricot quilted to form inner lining, zipper front hand warmer pockets. Jacket should be available with or without drawstring hood. Jacket to be available in colors: brown, dark blue, black. (Include women's and petite sizes).

LIGHT WEIGHT JACKET: Jacket to waist length. It needs to be water proof, 100% polyester; shell jacket with mesh lining features a vented back for breathability, zipper front. Jacket should be available with or without drawstring hood. Jacket to be available in colors: brown and dark blue. (Include women's and petite sizes).

BOOTS/FOOT WEAR: Boots/Foot Wear to be top quality soft glove leather, or a smooth leather and Cordura mixture or equal. Sole needs to be oil resistant lightweight polyurethane outsole. Cambrelle vamp lining or equal. Poly foot insole should be removable. Boots/Foot Wear to be steel/safety toe and meet OSHA standards. Boots/Foot Wear to be either laced or slip on. Color to be brown or black. (Include women's sizes).

COVERALLS: Insulated with 4 or more oz. of polyester fiberfill, quilted to a nylon tricot lining. Coveralls intended for use over work clothes. Coveralls should have side leg zippers, two pockets with direct access to trousers and to be either Bib or Full overalls. (Include women's and petite sizes).

NOTE:

1. Prices to remain firm for a period of two (2) year after date of bid award for new hires.
2. Embroidery shall be in gold colored thread and include First and Last Name - City of Las Vegas and Specific Department
3. Uniforms to be City of Las Vegas Employee
4. Successful bidder to be available to size and fit employees
5. Successful bidder must guarantee uniforms within a reasonable time frame (**waiting period shall not exceed one (1) month (30 days)**)

CAMPAIGN CONTRIBUTION DISCLOSURE FORM

Pursuant to Chapter 81, Laws of 2006, any prospective contractor seeking to enter into a contract with any state agency or local public body must file this form with that state agency or local public body. The prospective contractor must disclose whether they, a family member or a representative of the prospective contractor has made a campaign contribution to an applicable public official of the state or a local public body during the two years prior to the date on which the contractor submits a proposal or, in the case of a sole source or small purchase contract, the two years prior to the date the contractor signs the contract, if the aggregate total of contributions given by the prospective contractor, a family member or a representative of the prospective contractor to the public official exceeds two hundred and fifty dollars (\$250) over the two year period.

THIS FORM MUST BE FILED BY ANY PROSPECTIVE CONTRACTOR WHETHER OR NOT THEY, THEIR FAMILY MEMBER, OR THEIR REPRESENTATIVE HAS MADE ANY CONTRIBUTIONS SUBJECT TO DISCLOSURE.

The following definitions apply:

"Applicable public official" means a person elected to an office or a person appointed to complete a term of an elected office, who has the authority to award or influence the award of the contract for which the prospective contractor is submitting a competitive sealed proposal or who has the authority to negotiate a sole source or small purchase contract that may be awarded without submission of a sealed competitive proposal.

"Campaign Contribution" means a gift, subscription, loan, advance or deposit of money or other thing of value, including the estimated value of an in-kind contribution, that is made to or received by an applicable public official or any person authorized to raise, collect or expend contributions on that official's behalf for the purpose of electing the official to either statewide or local office. "Campaign Contribution" includes the payment of a debt incurred in an election campaign, but does not include the value of services provided without compensation or unreimbursed travel or other personal expenses of individuals who volunteer a portion or all of their time on behalf of a candidate or political committee, nor does it include the administrative or solicitation expenses of a political committee that are paid by an organization that sponsors the committee.

"Contract" means any agreement for the procurement of items of tangible personal property, services, professional services, or construction.

"Family member" means spouse, father, mother, child, father-in-law, mother-in-law, daughter-in-law or son-in-law.

"Pendency of the procurement process" means the time period commencing with the public notice of the request for proposals and ending with the award of the contract or the cancellation of the request for proposals.

"Person" means any corporation, partnership, individual, joint venture, association or any other private legal entity.

"Prospective contractor" means a person who is subject to the competitive sealed

proposal process set forth in the Procurement Code or is not required to submit a competitive sealed proposal because that person qualifies for a sole source or a small purchase contract.

"Representative of a prospective contractor" means an officer or director of a corporation, a member or manager of a limited liability corporation, a partner of a partnership or a trustee of a trust of the prospective contractor.

DISCLOSURE OF CONTRIBUTIONS:

Contribution Made By: _____

Relation to Prospective Contractor: _____

Name of Applicable Public Official: _____

Date Contribution(s) Made: _____

Amount(s) of Contribution(s) _____

Nature of Contribution(s) _____

Purpose of Contribution(s) _____

(The above fields are unlimited in size) _____

Signature

Date

Title (position)

-OR-

NO CONTRIBUTIONS IN THE AGGREGATE TOTAL OVER TWO HUNDRED FIFTY DOLLARS (\$250) WERE MADE to an applicable public official by me, a family member or representative.

Signature

Date

Title (Position)

REQUEST FOR BIDS

The City of Las Vegas, New Mexico will open Sealed Bids at 2:00 p.m., June 5, 2014, at the City Council Chambers, 1700 North Grand Avenue, Las Vegas, New Mexico, or other designated area at the City Offices; ON THE FOLLOWING:

EMPLOYEE UNIFORM / WORK SHOES

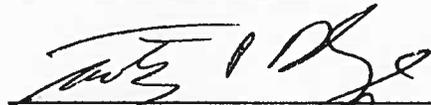
The BIDDING FORMS AND TECHNICAL SPECIFICATIONS may be examined at the following location: 1700 N. Grand, Las Vegas, NM 87701

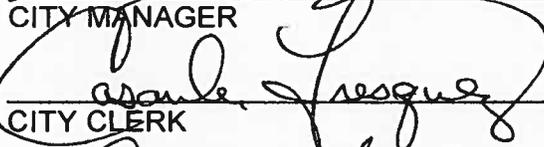
Copies of the BIDDING FORMS AND TECHNICAL SPECIFICATIONS may be obtained at the office of : 1700 N. Grand Las Vegas, NM 87701

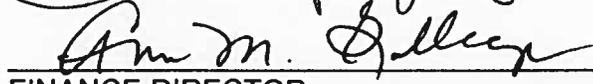
Mailed Bids should be addressed to the City Clerk, 1700 N. Grand Ave., Las Vegas, New Mexico 87701; with the envelope marked: EMPLOYEE UNIFORM / WORK SHOES, Opening No. 2014-24 ; on the lower left-hand corner of the submitted envelope. It shall be the responsibility of the bidder to see that their bid is delivered to the **City Clerk** by the date and time set for the bid request. If the mail or delivery of bid request is delayed beyond the opening date and time, bid thus delayed will not be considered. A public opening will be held and any bidder or their authorized representative is invited to attend.

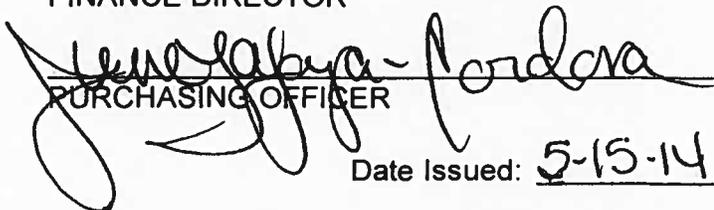
The City of Las Vegas reserves the right to reject any/or all bids submitted.

CITY OF LAS VEGAS,


CITY MANAGER


CITY CLERK


FINANCE DIRECTOR


PURCHASING OFFICER

Opening No. 2014-24

Date Issued: 5-15-14

Date Issued: Published: Las Vegas Optic, Albuquerque Publishing May ²³ 2014
City website: www.lasvegasnm.gov

STANDARD BID CLAUSES

AWARDED BID

Awarding of Bid shall be made to the responsible Bidder whose Bid meets the required specifications. The City of Las Vegas (City) reserves the right to reject or accept any of all Bid specifications and to waive any insubstantial irregularity in the form of the Bid.

The City of Las Vegas may make multiple awards of the bid, to those bidding in law enforcement related services. The City Reserves the right to award the bid to the most advantageous Bidder to the City.

TIMETABLE

Bids pursuant to this request must be received at the City Clerk's Office at 1700 North Grand Avenue, Las Vegas, New Mexico, on or before **June 3, 2014** at which time all bids received will be opened. An opening will occur at the City's Council Chambers or other designated area at the City Offices. Awarding of Bid is projected for June, 2014. The successful Bidder will be notified by mail.

ENVELOPES

Sealed Bid envelopes shall be clearly marked on the lower left-hand corner, identified by the Bid Name and Opening Number. Failure to comply with this requirement may result in the rejection of your submitted Bid. Enclose one (1) original and two (2) copies of Bid.

BRIBERY AND KICKBACK

The Procurement Code of New Mexico; (Section 13-1-28 through 13-1-99 N.M.S.A. 1978), impose a third degree felony penalty for bribery of a public official or public employee. In addition the New Mexico Criminal Statutes (Section 30-4-1, N.M.S.A. 1978): state that it is a third degree felony to commit the offense of demanding or receiving a bribe by a public official of public employee. And (Section 30-24-2, N.M.S.A. 1978): it is a fourth degree felony to commit the offense of soliciting or receiving illegal kickbacks. Also (Section 30-41-1 through 30-41-3, N.M.S.A. 1978): states that it is a fourth degree felony to commit the offense of offering or paying illegal kickbacks.

NON-COLLUSION

In signing their Bid and Affidavit, the Bidder certifies that he/she has not, either directly or indirectly entered into action of restraint of free competition, in the connection with the submitted bid.

RESPONSIBILITY OF BIDDER

At all times it shall be the responsibility of the Bidder to see their bid is delivered to the City Clerk by the Date and Time scheduled for opening. If the mail or delivery of said Bid is delayed beyond the scheduled opening date and time set, bid this delayed will not be considered.

CLARIFICATION OF BID

Bidder requiring clarification or interpretation of Bid specifications shall make a written request to the Department involved in this bid request at least five (5) days prior to the scheduled bid opening date with a copy forwarded to the Finance Department. Any interpretation, corrections or changes of said Bid Specifications, Opening Date, or Time Change will be made by Addendum only. Interpretations, Corrections or changes of said bid made in any other manner will not be binding and the Bidder shall not rely upon such interpretation, corrections and changes.

MODIFICATION OF BID

Bids may be withdrawn upon receipt of written request prior to the scheduled bid opening for the purpose of making any corrections or changes. Such corrections must be properly identified and signed or initialed by the Bidder. Resubmission must be prior to the scheduled bid opening time in order to be considered. After bid opening, no price modifications of submitted bids or other provisions shall be permitted.

WITHDRAWAL OF BID

A low Bidder alleging a material mistake of fact, after bids have been opened may request their bid be withdrawn upon receipt of a written request to the Finance Department prior to the scheduled awarding date.

INSPECTION

Final inspection and acceptance will be made at the City's destination. Products rejected for nonconformance with the specifications shall be removed by the Bidder; at his/her risk and expense promptly after notice of rejection.

FEDERAL TAX IDENTIFICATION NUMBER

Pursuant to IRS requirements, Bidder shall provide their Federal Tax ID Number if Bidder is incorporated. If Bidder is a sole proprietorship or partnership then they shall provide their Social Security Number.

FEDERAL TAX ID NUMBER: 85-0326-697
SOCIAL SECURITY NUMBER: N/A

NEW MEXICO TAX IDENTIFICATION NUMBER

Payment may be withheld under (Section 7-10-5, N.M.S.A. 1978) if you are subject to New Mexico Gross Receipts Tax and have not registered for a New Mexico (CRS) Tax Identification Number. Contact the New Mexico Taxation & Revenue Department at (505) 827-0700 for registering instructions.

NEW MEXICO TAX IDENTIFICATION NO. (CRS): 02-454168-00-0

CAMPAIGN CONTRIBUTION DISCLOSURE FORM

The Bidder shall submit a completed Campaign Contribution Disclosure Form Pursuant to Chapter 81, Laws of 2006.

COMMERCIAL WARRANTY

The Bidder agrees that the products or services furnished under a Purchase Order shall be covered by the most favorable commercial warranties that the Bidder gives to any customer for such products or services. And that the rights and remedies provided therein shall extend to the City and are in addition to and do not limit any rights afforded to the City by any other clause of its Purchase Order. Bidder agrees not to disclaim warranties of fitness for any particular purpose or merchantability.

Furthermore, Bidder agrees that its warranty for all products furnished under a Purchase Order pursuant to this Call for Bids shall be for a period of one year following the installation of said products by others. Also a receipt of a notice by the City's Engineer the products have been installed correctly and have been demonstrated to be capable of performing their intended function.

SPECIAL NOTICE

To preclude possible errors and/or misinterpretations, bid prices must be affixed in ink or typewritten legibly. Enclose one (1) original and two (2) copies of Bid documents.

DEFAULT

The City reserves the right to cancel all or any part of an order without cost to the City if the Bidder fails to meet the provisions of the City's Purchase Order or the product specifications and to hold the Bidder liable for any excess costs occasioned due to the Bidder's default. The Bidder shall not be liable for any excess costs if failure to perform on an order arises out of cause beyond the control and without fault or negligence of the Bidder. Such causes include, but are not restricted to, acts of God or public enemy; acts of State or Federal Government; fires, floods, epidemics, quarantine restrictions, strikes, embargoes, unusually severe weather, or defaults of subcontractors. Due to any of the above unless the City shall determine that the supplies or services to be furnished by the subcontractor are obtainable from other sources in the City in this paragraph shall not be exclusive and are in addition to any other rights now being provided by law.

BID PROTESTS

If any Bidder is of the opinion that the specifications as written preclude him/her from submitting a bid. His/her opinion should be made known to the Department involved in this bid request at least twelve (12) days prior to the scheduled bid opening date with a copy forwarded to the Finance Department. Bid protests will not be considered from parties which do not also furnish satisfactory documentation with their protest that their proposed system fully meets the functional intent of the TECHNICAL SPECIFICATIONS which accompany a Call for Bids.

NON-EXCLUSION

Specifications of the bid request are not meant to exclude any Bidder or Manufacturer. Where a brand name or equal is indicated, it is for the purpose of describing the standard of quality, performance and characteristics desired and is not intended to restrict competition. "No Substitute" specifications may be authorized, only if required to match existing equipment.

If any Bidder is of the opinion that the specifications as written preclude him/her from submitting a bid. His/her opinion should be made known to the Department involved in this bid request at least five (5) days prior to the scheduled bid opening date; with a copy forwarded to the Finance Department.

Brand names and numbers are for reference only and equivalents will be considered. If bidding "EQUIVALENT" Bidder must be prepared to furnish complete data upon request, preferably with the bid to avoid awarding delay.

CONTRACT

When the City issues a Purchase Order in response to an awarded Bid a binding contract is created (unless a specified contract has been created).

TERMINATION

This Price Agreement may be terminated by either party upon signing a written notice to the other party at least thirty (30) days in advance of the date of termination. Notice of termination of this Price Agreement shall not affect any outstanding orders.

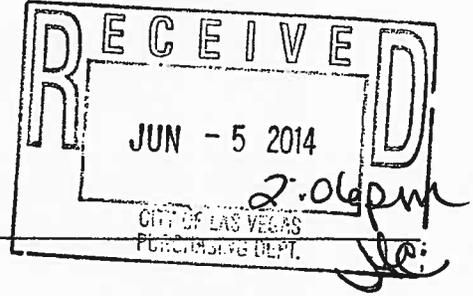
TAXES

Bidder must pay all applicable taxes.

NOTE:

If bidder is from outside the City of Las Vegas, the successful bidder must pay Gross Receipts in the City of Las Vegas.

BIDDER INFORMATION



BIDDER: POPULAR DRY GOODS

AUTHORIZED AGENT: DENNIS LUJAN

ADDRESS: 119 BRIDGE STREET, LAS VEGAS, NM 87701

TELEPHONE NUMBER (505) 425-7272

FAX NUMBER (505) 425-7272

DELIVERY: MOST IN STOCK/IF ORDERED 10 WORKING DAYS PROVIDED COMPANIES HAVE STOCK/NOT LIABLE FOR BACKORDERS
STATE PURCHASING RESIDENT CERTIFICATION NO.: _____

NEW MEXICO CONTRACTORS LICENSE NO.: _____

BID ITEM (S): Employee Uniform / Work Shoe

ITEM (S) UNDER THIS BID ARE TO BE F.O.B. LAS VEGAS, NEW MEXICO 87701. THE CITY OF LAS VEGAS RESERVES THE RIGHT REJECT ANY OR ALL BIDS AND TO WAIVE ANY TECHNICAL IRREGULARITY IN THE FORM OF THE BID.

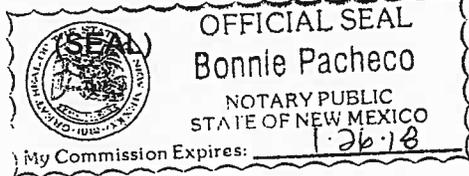
AFFIDAVIT FOR FILING WITH COMPETITIVE BID

STATE OF New Mexico

COUNTY OF San Miguel

I Dennis Lujan, of lawful age, being of first duly sworn in oath, say that I am the agent authorized by the bidder to submit the attached bid. Affiant further states that the bidder has not been a party to any collusion among bidders in restraint of freedom of competition by agreement to bid at a fixed price or to refrain from bidding; or with any city official or employee as to the terms of said prospective contract, or any other terms of said prospective contract; or in any discussion between bidders with any city official concerning an exchange of money or any other thing of value for special consideration in the letting of a contract.

Dennis Lujan
Signature
Subscribed and sworn to before me, this 5 day of June, 2014.



Bonnie Pacheco
Notary Public Signature
My Commission Expires: Jan 26, 2018

CITY OF LAS VEGAS UNIFORM

The City of Las Vegas is requesting sealed bids for its employee uniform.

BID ITEM	DESCRIPTION	PRICE PER ITEM	
		WOMEN	MEN
1.	<u>TROUSERS</u>		
	A. Levi 517 or Equal	<u>43.00</u>	<u>43.00</u>
	B. Levi 550 or Equal	<u>43.00</u>	<u>43.00</u>
	C. Levi 501 or Equal	<u>43.00</u>	<u>43.00</u>
	D. Wrangler 936 DEN or Equal (rigid) (pre-washed)	<u>N/A</u> <u>30.00</u>	<u>24.00</u> <u>30.00</u>
	E. Wrangler 31 MWZDN or Equal (rigid) (pre-washed)	<u>30.00</u>	<u>24.00</u> <u>30.00</u>
	F. Carhartt Double Knee or Equal Wrangler Work Rig's Pant Key Carpenter Pant	<u>N/A</u> <u>N/A</u> <u>N/A</u>	<u>47.00</u> <u>45.00</u> <u>34.00</u>
2.	<u>SHIRTS</u>		
	A. Snaps or Buttons Work Shirts/Denim	<u>32.00</u>	<u>32.00</u>
	B. Polo Shirts - L/S not made Long/Short Sleeves or Equal only	<u>30.00</u>	<u>30.00</u>
	C. Dickies Tee Shirt or Equal Long/Short Sleeves	<u>20.00</u>	<u>20.00</u>
	E. Carhartt Tee Shirt or Equal Long/Short Sleeves	<u>N/A</u>	<u>22.00</u>
3.	<u>JACKET</u>		
	A. Winter	<u>70.00</u>	<u>70.00</u>
	B. Light Weight Jacket * Carhartt Brand (not available until September)	<u>70.00</u> <u>100.00</u>	<u>70.00</u> <u>100.00</u>

4. **BOOTS**

A. Lace up	<u>140⁰⁰</u>	<u>140⁰⁰</u>
B. Pull up	<u>140⁰⁰</u>	<u>140⁰⁰</u>

5. **COVERALLS**

A. Bib	<u>75⁰⁰</u>	<u>75⁰⁰</u>
B. Full Overalls	<u>85⁰⁰</u>	<u>85⁰⁰</u>

SPECIFICATIONS:

TROUSERS: 100% rugged cotton, stonewashed, preshrunk, heavyweight denim, zipper or button fly. Color to be denim blue or dark color (to include women and petite sizes).

SHIRT: Shirts to be 100% cotton or 65% polyester/35% cotton. Indigo Vertical Dobby, buttons/snaps, long or short sleeves, with button down collar, blue or tan in color. Straight back yoke with center box pleat and three buttons adjustable cuff and should be pre-washed for comfort. Shirt should have left front chest pocket with button closure. To include employees name embroidered over left side pocket and the City of Las Vegas and Department embroidered on the right. Embroidery to be in gold colored thread. (Include women's and petite sizes).

POLO SHIRTS: Polo shirts are to be 5.7 oz. 100% cotton. Colors to be in, blue, navy blue, tan or black. **Embroidery:** To include employees name and City of Las Vegas and Department in gold thread. (Include women's and petite sizes).

JACKET: Jacket to waist length, with knit waistband and cuffs. It needs to be heavyweight 12oz. 100% cotton. Jacket should be water repellent, wind and rip resistant. Jacket should be lined with black brushed tricot quilted to form inner lining, zipper front hand warmer pockets. Jacket should be available with or without drawstring hood. Jacket to be available in colors: brown, dark blue, black. (Include women's and petite sizes).

LIGHT WEIGHT JACKET: Jacket to waist length. It needs to be water proof, 100% polyester; shell jacket with mesh lining features a vented back for breathability, zipper front. Jacket should be available with or without drawstring hood. Jacket to be available in colors: brown and dark blue. (Include women's and petite sizes).

BOOTS/FOOT WEAR: Boots/Foot Wear to be top quality soft glove leather, or a smooth leather and Cordura mixture or equal. Sole needs to be oil resistant lightweight polyurethane outsole. Cambrelle vamp lining or equal. Poly foot insole should be removable. Boots/Foot Wear to be steel/safety toe and meet OSHA standards. Boots/Foot Wear to be either laced or slip on. Color to be brown or black. (Include women's sizes).

COVERALLS: Insulated with 4 or more oz. of polyester fiberfill, quilted to a nylon tricot lining. Coveralls intended for use over work clothes. Coveralls should have side leg zippers, two pockets with direct access to trousers and to be either Bib or Full overalls. (Include women's and petite sizes).

NOTE:

1. Prices to remain firm for a period of two (2) year after date of bid award for new hires.
2. Embroidery shall be in gold colored thread and include First and Last Name - City of Las Vegas and Specific Department
3. Uniforms to be City of Las Vegas Employee
4. Successful bidder to be available to size and fit employees
5. Successful bidder must guarantee uniforms within a reasonable time frame (**waiting period shall not exceed one (1) month (30 days)**)

CAMPAIGN CONTRIBUTION DISCLOSURE FORM

Pursuant to Chapter 81, Laws of 2006, any prospective contractor seeking to enter into a contract with any state agency or local public body must file this form with that state agency or local public body. The prospective contractor must disclose whether they, a family member or a representative of the prospective contractor has made a campaign contribution to an applicable public official of the state or a local public body during the two years prior to the date on which the contractor submits a proposal or, in the case of a sole source or small purchase contract, the two years prior to the date the contractor signs the contract, if the aggregate total of contributions given by the prospective contractor, a family member or a representative of the prospective contractor to the public official exceeds two hundred and fifty dollars (\$250) over the two year period.

THIS FORM MUST BE FILED BY ANY PROSPECTIVE CONTRACTOR WHETHER OR NOT THEY, THEIR FAMILY MEMBER, OR THEIR REPRESENTATIVE HAS MADE ANY CONTRIBUTIONS SUBJECT TO DISCLOSURE.

The following definitions apply:

"Applicable public official" means a person elected to an office or a person appointed to complete a term of an elected office, who has the authority to award or influence the award of the contract for which the prospective contractor is submitting a competitive sealed proposal or who has the authority to negotiate a sole source or small purchase contract that may be awarded without submission of a sealed competitive proposal.

"Campaign Contribution" means a gift, subscription, loan, advance or deposit of money or other thing of value, including the estimated value of an in-kind contribution, that is made to or received by an applicable public official or any person authorized to raise, collect or expend contributions on that official's behalf for the purpose of electing the official to either statewide or local office. "Campaign Contribution" includes the payment of a debt incurred in an election campaign, but does not include the value of services provided without compensation or unreimbursed travel or other personal expenses of individuals who volunteer a portion or all of their time on behalf of a candidate or political committee, nor does it include the administrative or solicitation expenses of a political committee that are paid by an organization that sponsors the committee.

"Contract" means any agreement for the procurement of items of tangible personal property, services, professional services, or construction.

"Family member" means spouse, father, mother, child, father-in-law, mother-in-law, daughter-in-law or son-in-law.

"Pendency of the procurement process" means the time period commencing with the public notice of the request for proposals and ending with the award of the contract or the cancellation of the request for proposals.

"Person" means any corporation, partnership, individual, joint venture, association or any other private legal entity.

"Prospective contractor" means a person who is subject to the competitive sealed

proposal process set forth in the Procurement Code or is not required to submit a competitive sealed proposal because that person qualifies for a sole source or a small purchase contract.

"Representative of a prospective contractor" means an officer or director of a corporation, a member or manager of a limited liability corporation, a partner of a partnership or a trustee of a trust of the prospective contractor.

DISCLOSURE OF CONTRIBUTIONS:

Contribution Made By: _____

Relation to Prospective Contractor: _____

Name of Applicable Public Official: _____

Date Contribution(s) Made: _____

Amount(s) of Contribution(s) _____

Nature of Contribution(s) _____

Purpose of Contribution(s) _____

(The above fields are unlimited in size) _____

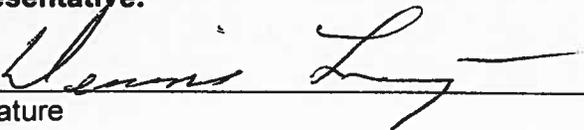
Signature

Date

Title (position)

-OR-

NO CONTRIBUTIONS IN THE AGGREGATE TOTAL OVER TWO HUNDRED FIFTY DOLLARS (\$250) WERE MADE to an applicable public official by me, a family member or representative.



Signature

June 5, 2014

Date

Title (Position)