

**MINUTES OF THE CITY OF LAS VEGAS REGULAR CITY COUNCIL MEETING HELD  
ON OCTOBER 15, 2014 AT 6:00 P.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

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

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

**CALL TO ORDER**

Mayor Alfonso E. Ortiz, Jr. called the meeting to order at 6:03 p.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz, Jr. asked for a moment of silence to recognize that life is precious and that we have many opportunities to do good things for the community, our families and for ourselves.

**APPROVAL OF AGENDA**

Councilor Gurule-Giroń made a motion to approve the agenda as is with recommended change of consent agenda items one through five. Councilor

Howell and Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

### **APPROVAL OF MINUTES**

Councilor Howell made a motion to approve the minutes for September 10<sup>th</sup>, 17<sup>th</sup>, and 30<sup>th</sup>, 2014. 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
David L. Romero	Yes	Joey Herrera	Yes

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

### **MAYOR'S APPOINTMENTS**

Mayor Ortiz, Jr. advised there were no appointments at this time.

### **MAYOR'S RECOGNITIONS/PROCLAMATIONS**

City Clerk Fresquez read a proclamation proclaiming that October 20<sup>th</sup> through 24<sup>th</sup> 2014 as Red Ribbon Week in the City of Las Vegas recognizing Enrique (Kiki) S. Camarena on his heroic efforts to keep drugs out of the United States.

Corrine Dominguez Board President of the Family Justice Center introduced herself and advised she was present to accept the proclamation.

City Clerk Fresquez read a proclamation proclaiming October 2014 as Domestic Violence Awareness month in the City of Las Vegas and to call upon the community to join in showing our appreciation to the Tri County Family Justice Center for their contributions and dedication in the community.

Mayor Ortiz, Jr. expressed his thanks for the hard work and dedication by the Family Justice Center and presented the proclamation to Ms. Corrine Dominguez.

Ms. Dominguez spoke briefly about the importance and the success of the program and thanked everyone for their support.

## **PUBLIC INPUT**

Mr. Bob Wessley briefly spoke on his views regarding Economic Development and the steps needed to be taken for a more vibrant economy relating to the water needs of potential businesses.

Mr. Bruce McAllister expressed his thoughts on how pleased he was with the progress that the City of Las Vegas has made on making the city a more vibrant community.

## **CITY MANAGER'S REPORT**

Acting City Manager Elmer Martinez advised there would be a Water Informational Meeting on October 23, 2014 at 10:00 a.m. to 2:00 p.m. at the Student Union Building on Highlands University Campus to report on the progress of current water projects.

Acting City Manager Martinez gave a brief overview to Council on the Administrative Regulations regarding the hiring process.

Acting City Manager Martinez gave an account summary on the Lodger's Tax Budget Report.

Councilor Gurule-Giroń had questions on the cash balance regarding expenditures on the Lodger's Tax Budget.

Acting City Manager Martinez addressed the questions regarding the cash balance of the Lodger's Tax Budget.

Discussion took place on approval of the Lodger's Tax Board recommendations, RFP's and the approval process. Lodger's Tax Budget expenditures were also a topic of conversation.

Councilor Gurule-Giroń had questions and concerns on the finalization of the Brand implementation and on the automatic renewal clause in the Buxton contract.

Acting City Manager Martinez addressed the questions and concerns of Councilor Gurule-Giroń.

Mayor Ortiz, Jr. advised that alongside with council he is in support of the Lodger's Tax Committee on the work they are doing and explained the importance of learning the process in order to work hand in hand to promote their recommendations.

## **PRESENTATIONS**

Fort Union National Monument Superintendent Charles Strickfaden gave a presentation on educational and tourist activities available at the Fort Union National Monument. Mr. Strickfaden spoke about the missions and goals for the upcoming year.

City of Las Vegas Events Planner/Film Liason Annette Velarde made a presentation on the final report for the 2014 Fourth of July Fiestas.

Councilor Gurule-Giroń had questions on the total of overtime costs and the amount budgeted for the Fiestas.

Acting City Manager Martinez addressed the questions on expenditures and advised he would obtain overtime costs at a later date.

Councilor Howell expressed that he enjoyed the Fiestas this year and requested to see a comparison of the budget to actual expenses and also an assesment of outside vendors verses local vendors.

Discussion took place of expenses of several expenditures for the 4<sup>th</sup> of July Fiestas and the different views and feedback from local vendors regarding vendor fees.

Acting City Manager Martinez thanked City staff and volunteers for all their hard work in making the 4<sup>th</sup> of July Fiestas a success.

## **FINANCE REPORT**

Finance Director Ann Marie Gallegos presented the finance report ending September 2014. Finance Director Gallegos advised that the revenue for the General Fund was at twenty two percent and expenditures came in at twenty six percent.

Councilor Gurule-Giroń had a questions and concerns regarding gross receipts tax and monitoring expenditures.

Finance Director Gallegos addressed the questions and concerns asked by Councilor Gurule-Giroń.

Councilor Gurule-Giroń questioned the status of the reclassification of the pay plan.

Acting City Manager advised there was not a deadline date set since Gus Cordova was still working on comparables with several other communities but would inform council with the information requested at a later date.

Councilor Howell had questions on increases and decreases of several departments on the General Fund expenditures.

Finance Director Gallegos gave a detailed explanation on the increases and decreases on the particular departments.

Finance Director Gallegos advised that Recreation Department revenue was at twenty one percent and expenditures were at twenty five percent. Finance Director Gallegos advised that Enterprise Fund revenue was at twenty percent and expenditures came in at nineteen percent.

Councilor Howell asked if Solid Waste trash vehicles were operational and was concerned about the budget for vehicle maintenance.

Acting City Manager Martinez advised that the Solid Waste Department expenditures were going towards maintenance and equipment needed in the department.

Discussion took place on concerns regarding the maintenance on the Solid Waste vehicles.

**CONSENT AGENDA**

City Clerk Fresquez read the consent agenda Business Items into the record to include Business Items one through five.

1. Approval of Agreement with Casa De Samaritan Shelter.
2. Approval of Agreement with the State of New Mexico children, Youth and families Department.
3. Approval of Agreement with MainStreet De Las Vegas.
4. Approval of Resolution #14-64 supporting MAP-7647 (910).
5. Approval of Resolution #14-65 supporting COOP-SP-4-15(957).

Councilor Gurule-Giroń made a motion to approve consent agenda as read into record and also wanted to commend City Clerk Fresquez and Acting City Manager Martinez for putting agenda together. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

**NEW BUSINESS**

1. Conduct a Public Hearing and Approval/Disapproval of application requesting a Transfer of Ownership for HSLC Licenses, LLC DBA HSLC Licenses located at 2607 7<sup>th</sup> Street, Las Vegas, New Mexico 87701, License #0837.

Councilor Gurule-Giroń made a motion to go into public hearing. 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
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

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

City Attorney Dave Romero asked all who wished to speak on the issue to stand and be sworn in. Casandra Fresquez , Matt Griego and Mr. and Mrs. Kenny Ross were sworn in.

City Clerk Casandra Fresquez advised a transfer of ownership for liquor license was submitted by HSLC Licenses, LLC for 2607 7<sup>th</sup> Street. The current owner and location of the license is Ross Oil Co. Inc., DBA Ross One Stop, 700 Grand Avenue. City Clerk Fresquez advised all requirements were met and recommended to approve the transfer.

Kenny Ross owner of Ross Oil Co. encouraged the approval of the transfer and expressed that it would be greatly appreciated.

Councilor Gurule-Giroń made a motion to close public hearing, accept the record proper and to reconvene into regular session. 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
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

Councilor Howell made a motion to approve of application requesting a Transfer of Ownership for HSLC Licenses, LLC DBA HSLC Licenses located at 2607 7<sup>th</sup> Street, Las Vegas, New Mexico 87701, License #0837. Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

2. Conduct a Public Hearing and Approval to Adopt Ordinance #14-06 amending the Official Zoning Map from a General Commercial Zone with a Cultural Historic Overlay (C-1/CH) to a Single Family Residential Zone with a Cultural Historic Overlay (R-1/CH) for property located at 719 6<sup>th</sup> Street.

Councilor Gurule-Giroń made a motion to go into public hearing. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

City Attorney Dave Romero asked all who wished to speak on the issue to stand and be sworn in. Matt Griego was sworn in.

Interim Community Development Director Matt Griego advised that on August 25, 2014, the Las Vegas Planning & Zoning Commission considered an application submitted by Elia Joseph Fasanella (Petitioner/Applicant) and Frank & Janet Hausler (owners) for an amendment to the Zoning map. The proposed amendment would change the property known as 719 6<sup>th</sup> Street from a C-1/CH to an R-1/CH, which would allow purchaser to utilize property as a residential property instead of a commercial property.

Councilor Howell asked for clarification of the status of the buyer's situation.

Interim Community Development Director Griego explained the situation to Councilor Howell.

Councilor Gurule-Giroń asked if there was any opposition from the neighbors regarding the change of the property.

Interim Community Development Director Griego informed that there were no oppositions.

Councilor Gurule-Giroń made a motion to close the public hearing, to accept the record proper and to reconvene into regular session. Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Howell made a motion to approve to Adopt Ordinance #14-06 amending the Official Zoning Map from a General Commercial Zone with a Cultural Historic Overlay (C-1CH) to a Single Family Residential Zone with a Cultural Historic Overlay (R-1/CH) for property located at 719 6<sup>th</sup> Street. Councilor Herrera 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
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

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

3. Conduct a Public Hearing and Approval/Disapproval to Adopt Ordinance #14-07 amending the Official Zoning map from a General Commercial (C-3) to a Mixed Residential (R-3) for a portion of property located at 2335 North Grand Avenue.

Councilor Gurule-Giroń made a motion to go into public hearing. Councilor Romero 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
Tonita Gurule-Giroń	Yes	David L. Romero	Yes

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

City Attorney Dave Romero asked all who wished to speak on the issue to stand and be sworn in. Matt Griego was sworn in.

Interim Community Development Director Matt Griego advised that on August 25, 2014, the Las Vegas Planning and Zoning Commission considered an application submitted by Angela Sanchez for amendment to the Official Zoning map. The proposed amendment would change the zoning of approximately 20,000 feet of a 7.50 acre tract of land owned by Angela Sanchez from a C-3 to an R-3, which would allow for the site to be brought into compliance with the current City Code. Currently Ms. Sanchez has two residences on the property and previously there were three residences on the property, which is not allowed under the C-3 zoning. Ms. Sanchez wants to re-zone only a portion of the property, so as to be in compliance with current City Ordinances and be allowed to replace the third home on the property.

Discussion took place regarding the amendment for the additional square footage on the property.

Acting City Manager Martinez advised that the proposed amendment was in accordance with Section 451-15 of the Code.

Councilor Gurule-Giroń made a motion to close public hearing, to accept the record proper with the amended changes and recommendations, Acting City Manager Martinez' recommendation and to reconvene into regular session. Councilor Howell and Councilor Romero seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

Councilor Herrera made a motion to approve to Adopt Ordinance #14-07 amending the Official Zoning map from a General Commercial (C-3) to a Mixed Residential (R-3) for a portion of property located at 2335 North Grand Avenue. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

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

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

4. Approval/Disapproval to appoint a Public Works Director.

Acting City Manager Martinez advised that as per the City of Las Vegas Municipal Charter, the City Manager shall appoint department directors subject to the approval by the Governing Body. Acting City Manager advised that advertising and interviews took place for the Public Works Director position and added that the interview committee recommended appointing Martin Gonzales to the position of Public Works Director.

Councilor Gurule-Giroń commended Acting City Manager and the interview committee on the process of hiring for the Public Works Director and thanked him for bringing it to council. Councilor Gurule-Giroń made a motion to approve to appoint Martin Gonzales as Public Works Director. Councilor Herrera 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	David L. Romero	Yes

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

Acting City Manager Martinez expressed his gratitude to Mr. English and Mr. Vigil who participated in the hiring process and also thanked Chris Cavazos for his service in the Public Works Department. Acting City Manager Martinez advised that Mr. Gonzales would attend the next council meeting to discuss his credentials and experience.

Mayor Ortiz, Jr. thanked Mr. Cavazos for his hard work as Interim Public Works Director and for help in the hiring process and added how well the governing body was working together.

### **COUNCILORS' REPORT**

Councilor Gurule-Giroñ advised that she was looking forward to getting Martin Gonzales on board and took this opportunity to thank Chris Cavazos for his hard work as Interim Public Works Director.

Councilor Howell thanked Mr. Ross for his efforts in the cleanup of the Inn of Las Vegas and expressed his gratitude to Chris Cavazos for all of his hard work.

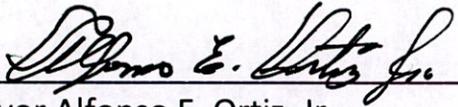
Mayor Ortiz, Jr. encouraged everyone to attend the meeting to be held at New Mexico Highlands University regarding the status of several water projects including the Bradner Dam project.

### **ADJOURN**

Councilor Herrera made a motion to adjourn. Councilor Gurule-Giroñ seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

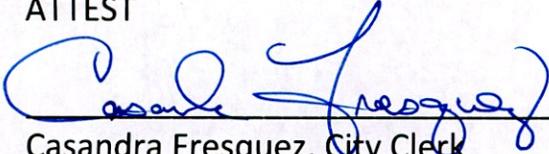
David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurule-Giroñ	Yes	Vincent Howell	Yes

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



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Mayor Alfonso E. Ortiz, Jr.

ATTEST



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Casandra Fresquez, City Clerk