

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

MAYOR: Alfonso E. Ortiz, Jr.

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

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

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

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

APPROVAL OF AGENDA

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

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

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

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

PUBLIC INPUT

None at this time

BUSINESS ITEMS

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

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

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

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

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

Resolution 14-45 was presented as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Questions were asked about the Senior Center line item.

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

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

Resolution 14-46 was presented as follows:

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

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

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

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

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

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

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

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

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

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

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

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

Questions were asked about the status of the swimming pool.

Councilor Howell discussed the Library and needed improvements.

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

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

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

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

Resolution No. 14-47 was presented as follows.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Resolution 14-48 was presented as follows:

RESOLUTION NO. 14-48

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

EXECUTIVE SESSION

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

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

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

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

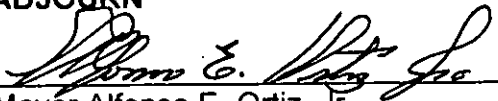
Councilor Herrera made a motion to adjourn. Councilor Gurule-Giroñ seconded the motion.

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

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

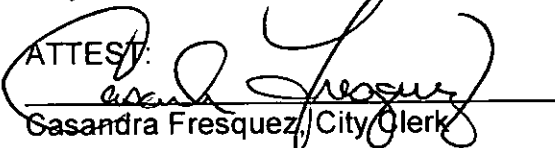
Recorder Maire Lopez re-read the motion and advised the motion carried.

ADJOURN



Mayor Alfonso E. Ortiz, Jr.

ATTEST:



Casandra Fresquez, City Clerk