



# City of Las Vegas

1700 N. Grand Avenue | Las Vegas, NM 87701 | T 505.454.1401 | [lasvegasnm.gov](http://lasvegasnm.gov)

**Mayor Vincent Howell**

**CITY OF LAS VEGAS  
SPECIAL CITY COUNCIL AGENDA  
Wednesday, February 5, 2020 at 5:30 p.m.  
City Council Chambers  
1700 N. Grand Ave**

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

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. PLEDGE OF ALLEGIANCE**

**IV. MOMENT OF SILENCE**

**V. APPROVAL OF AGENDA**

**VI. PUBLIC INPUT (not to exceed 3 minutes per person and persons must sign up at least fifteen (15) minutes prior to meeting.)**

**VII. BUSINESS ITEMS**

1. Approval/Disapproval of Resolution 20-05 acknowledging additional liability of debt in the amount of \$3,808,000.00, plus any amount remaining in the existing repayment agreement from non-federal sources.

***Ann Marie Gallegos, Interim City Manager***

2. Approval/Disapproval to appoint Mr. Mark Saiz, Councilor, Ward II, upon the recommendation of the Mayor of the City of Las Vegas.

***Vincent Howell, Mayor*** As per the City of Las Vegas Municipal Charter, Article II, Section 2.05 Vacancy in Office. C. The Mayor, with approval of the Council, shall within fifteen (15) days of the vacancy appoint a qualified elector from the district to fill the vacancy and who will serve until the next regular election. If the office is not filled within (45) days of vacancy, a special election shall be called to fill the vacancy for the remaining term of office.

David Ulibarri  
Councilor Ward 1

Vacant  
Councilor Ward 2

Barbara Perea-Casey  
Councilor Ward 3

David G. Romero  
Councilor Ward 4

3. Discussion with acequia members.

*Maria Gilvarry, Utilities Director* City officials to have a discussion with acequia members.

#### **VIII. 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.**

#### **IX. ADJOURN**

**ATTENTION PERSONS WITH DISABILITIES:** 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

**Special**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE: 1/29/2020 DEPT: City Manager**

**MEETING DATE: 2/05/2020**

**ITEM/TOPIC:** A Resolution acknowledging additional liability of debt in the amount of \$3,808,000.00, plus any amount remaining in the existing repayment agreement from non-federal sources.

**ACTION REQUESTED OF COUNCIL:** *Approval of Resolution 20-05*

**BACKGROUND/RATIONALE:**

**STAFF RECOMMENDATION:**

**COMMITTEE RECOMMENDATION:**

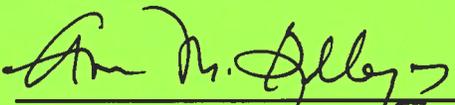
**THIS REQUEST FORM MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE NO LATER THAN 5:00 P.M. ON FRIDAY ONE AND A HALF WEEKS PRIOR TO THE CITY COUNCIL MEETING.**

\_\_\_\_\_  
**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**

  
\_\_\_\_\_  
**VINCENT HOWELL**  
**MAYOR**

\_\_\_\_\_  
**TANA VEGA, INTERIM**  
**FINANCE DIRECTOR**  
**(PROCUREMENT)**

  
\_\_\_\_\_  
**ANN MARIE GALLEGOS,**  
**INTERIM CITY MANAGER**

\_\_\_\_\_  
**PURCHASING AGENT**  
**(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**ESTHER GARDUNO MONTOYA,**  
**CITY ATTORNEY**  
**(ALL RESOLUTIONS, ORDINANCES**  
**& CONTRACTS MUST BE**  
**REVIEWED)**

**STATE OF NEW MEXICO  
MUNICIPALITY OF CITY OF LAS VEGAS  
RESOLUTION NO 20-05  
2019-2020 ACKNOWLEDGEMENT OF LIABILITY  
AND FINANCIAL ASSESSMENT**

**WHEREAS**, the Governing Body in and for the Municipality of the City of Las Vegas, State of New Mexico, hereby acknowledges the Housing and Urban Development's (HUD) Quality Assurance Subsystem (QASS's) report detailing the sale of seventeen properties covered by the ACC to ineligible buyers in violation of HUD requirements, and

**WHEREAS**, the City and CLVHA chose to dispose of seventeen housing units to ineligible buyers, including another housing authority and persons who were neither public housing residents nor low-income, and

**WHEREAS**, the City did not conform to the depository and use requirements of the proceeds of sale, and

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, that the Governing Body of the Municipality of the City of Las Vegas, State of New Mexico, hereby acknowledges the additional \$3,808,000 plus any amount remaining in the existing repayment agreement with all contributions being made from non-federal sources.

**RESOLVED:** In session this \_\_\_\_th day of February, 2020.

MUNICIPAL GOVERNING BODY  
LAS VEGAS, NEW MEXICO

\_\_\_\_\_  
**VINCE HOWELL, MAYOR**

ATTEST:

\_\_\_\_\_  
CASANDRA FRESQUEZ, CITY CLERK

(SEAL)

APPROVED FOR LEGAL SUFFICIENCY:

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ESTHER GARDUNO MONTOYA, CITY ATTORNEY

**Special**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE** 01/30/2020 **DEPT:** Executive **MEETING DATE:** 02/05/2020

**ITEM/TOPIC:** Appointment of Councilor, Mark Saiz, Ward II

**ACTION REQUESTED OF COUNCIL:** Approval/Disapproval to appoint Mr. Mark Saiz, Councilor, Ward II, upon the recommendation of the Mayor of the City of Las Vegas.

**BACKGROUND/RATIONALE:** As per the City of Las Vegas Municipal Charter, Article II, Section 2.05 Vacancy in Office.C. The Mayor, with approval of the Council, shall within fifteen (15) days of the vacancy appoint a qualified elector from the district to fill the vacancy and who will serve until the next regular election. If the office is not filled within forty-five (45) days of the vacancy, a special election shall be called to fill the Vacancy for the remaining term of office.

**STAFF RECOMMENDATION:**

**COMMITTEE RECOMMENDATION:**

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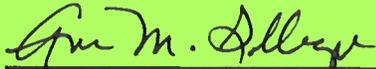
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**SUBMITTER'S SIGNATURE**

**REVIEWED AND APPROVED BY:**



\_\_\_\_\_  
**VINCENT HOWELL  
MAYOR**

\_\_\_\_\_  
**TANA VEGA, INTERIM  
FINANCE DIRECTOR  
(PROCUREMENT)**



\_\_\_\_\_  
**ANN MARIE GALLEGOS,  
INTERIM CITY MANAGER**

\_\_\_\_\_  
**PURCHASING AGENT  
(FOR BID/RFP AWARD)**

\_\_\_\_\_  
**ESTHER GARDUNO MONTOYA,  
CITY ATTORNEY  
(ALL RESOLUTIONS, ORDINANCES  
& CONTRACTS MUST BE**

1       D. The redistricting provisions herein shall not be construed so as to create a vacancy in the  
2       office of a City Councilor. All incumbent City Councilors shall be entitled to serve out  
3       their terms, even if redistricting causes a City Councilor to reside outside the district  
4       which that City Councilor was elected to represent.

5       **Section 2.05. Vacancy in Office.**

6       A. The office of a Councilor shall become vacant upon the Councilor's death, resignation,  
7       removal from office, forfeiture of office, termination of residence in the district from  
8       which elected or for any other reason as authorized by this Charter or the laws of the  
9       State of New Mexico.

10      B. A Councilor shall be deemed to have automatically forfeited and resigned from office if  
11      the Councilor lacks, loses or otherwise fails to possess, during the entire term of office,  
12      the qualifications for the office prescribed by this Charter or the laws or Constitution of  
13      the State of New Mexico.

14      C. The Mayor, with approval of the Council, shall within fifteen (15) days of the vacancy  
15      appoint a qualified elector from the district to fill the vacancy and who will serve until the  
16      next regular municipal election. If the office is not filled within forty-five (45) days of  
17      the vacancy, a special election shall be called to fill the vacancy for the remaining term of  
18      office.

19      D. If the Councilor's term of office has not expired at the next regular municipal election  
20      following the vacancy, than a special election for the remaining term of office of the  
21      Councilor shall be held concurrently with the next regular municipal election, or as soon  
22      thereafter as legally possible.

23      E. At such a special election, only qualified electors residing in the City Council district of  
24      the vacancy shall be entitled to vote. The person elected shall serve the remaining  
25      unexpired term of office.

26      **Section 2.06. Compensation.**

27      Annual compensation for the Mayor shall be ten thousand dollars (\$10,000.00) and for each  
28      Councilor ten thousand dollars (\$10,000.00), payable in monthly installments. Benefits may  
29      be provided by the Council as provided for by state law. An elected official who is a retired  
30      member of the New Mexico Public Employee Retirement Association (PERA) shall be  
31      subject to the statutes and rules of PERA, as may be amended from time to time, governing  
32      contributions to the official's PERA retirement account by the City and by the elected  
33      official.

34  
35      **Section 2.07. Governing Body Procedures.**

**Special**

**CITY COUNCIL MEETING AGENDA REQUEST**

**DATE:** 01/30/2020

**DEPT:** Utilities

**MEETING DATE:** 02/05/2020

**ITEM/TOPIC:** Discussion with acequia members.

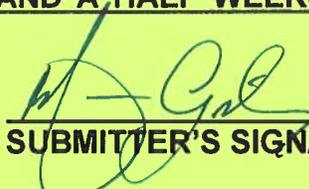
**ACTION REQUESTED OF COUNCIL:**

**BACKGROUND/RATIONALE:** City officials to have a discussion with acequia members.

**STAFF RECOMMENDATION:** N/A

**COMMITTEE RECOMMENDATION:** N/A

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MAYOR**

  
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**ANN MARIE GALLEGOS,  
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