



City of Las Vegas

1700 N. Grand Avenue | Las Vegas, NM 87701 | T 505.454.1401 | lasvegasnm.gov

Mayor Vincent Howell

**CITY OF LAS VEGAS
SPECIAL CITY COUNCIL AGENDA
MARCH 11, 2020–Wednesday– 5:00 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. 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 of Resolution #20-13 Run-Off Election for the City of Las Vegas.

Casandra Fresquez, City Clerk In accordance with the City of Las Vegas Municipal Charter, a candidate must receive fifty percent (50%) plus one (1) of the votes cast for the particular office or a run-off election shall be held between the two candidates receiving the highest number of votes which shall be held within forty five (45) days after certification of the result of the election. This resolution will allow the City Clerk's Office to proceed with preparation for the Run-Off Election.

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, NM 87701

Special

CITY COUNCIL MEETING AGENDA REQUEST

DATE: 3/5/2020

DEPT: City Clerk

MEETING DATE: 3/11/2020

ITEM/TOPIC: Run-Off Election Resolution 20-13

ACTION REQUESTED OF COUNCIL: *Approval/Disapproval of Resolution 20-13 Runoff Election for the City of Las Vegas in English and Spanish.*

BACKGROUND/RATIONALE: *In accordance with the Municipal City Charter, Article VIII, Section 8.01 (F), (G) states that a candidate must receive 50% plus one of the votes cast for a particular office or a subsequent runoff election with the two candidates receiving the highest number of votes will be held 45 days after certification of the results of the election.*

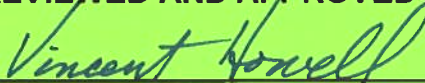
STAFF RECOMMENDATION: It is recommended that the Mayor and Council approve Resolution 20-13 in order for the City Clerk to proceed with the preparation for the Runoff Election.

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.

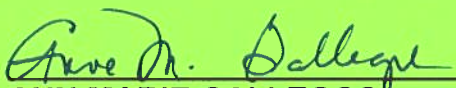

SUBMITTER'S SIGNATURE

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)

RESOLUTION NO. 20-13

RUNOFF ELECTION FOR THE CITY OF LAS VEGAS, NEW MEXICO

WHEREAS, the regular Municipal Election for municipal officers was held March 3, 2020; and

WHEREAS, Article **VIII**, Section (F)(G) of the City of Las Vegas Charter provides: (F) The election of all municipal elective offices shall be by a simple majority, defined as fifty percent (50%) plus one (1), of the votes cast for the particular offices in question. (G) In the event that no candidate receives a majority of the votes cast for that office, a subsequent run-off election shall be held between the two candidates receiving the highest number of votes. The subsequent run-off election shall be held within 45(forty-five) days after certification of the results of the election; and

WHEREAS, at the Regular Municipal Election held March 3, 2020, the results for the office of Ward 3 Councilor were as follows:

Joseph William McCaffrey, Jr.	220 votes	33.7%
Joseph P. Baca, Sr.	323 votes	49.5%

with none of the aforementioned candidates receiving fifty percent (50%) plus one (1) of the votes cast for Ward 3 Councilor; and

WHEREAS, to fill the elected office of Ward 3 Councilor, a Runoff Election shall be held in accordance with Article VIII, Section G of the City of Las Vegas Charter.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LAS VEGAS, NEW MEXICO that:

- A. A Runoff Election for the election of Ward 3 Councilor shall be held on Tuesday, April 14, 2020. Polls will open at 7:00 A.M. and close at 7:00 P.M.
- B. At the Runoff Election, one person shall be elected to fill the office of Ward 3 Councilor, for a four-year term.
- C. The following location will be designated as polling places for the conduct of the runoff election:
 1. West Las Vegas "Gillie Lopez" Gymnasium, 157 Moreno Street.
 2. Robertson High School Michael Marr Gymnasium, 1238 4th Street.

- D. Absentee Voting. Applications for absentee ballots may be obtained only from the office of the Municipal Clerk. All applications for an absentee ballot must be completed and accepted by the Municipal Clerk prior to 12:00 p.m., April 10, 2020. The Municipal Clerk will accept completed absentee ballots delivered by mail, or in person by the voter casting the absentee ballot, by a member of the voters' immediate family, or the caregiver of the voter, until 7:00 p.m. on April 14, 2020. Absentee ballots may be marked in person in the office of the Municipal Clerk during regular hours and days of business, beginning on Monday, March 30, 2020.
- E. Early Voting. Early Voting on paper ballots counted by electronic vote tabulator will be conducted in the office of the Municipal Clerk during regular hours and days of business, beginning on Monday, March 30, 2020 through Friday, April 10, 2020 by 12:00 p.m., due to the observance of Good Friday.
- F. The casting of votes by qualified electors shall be recorded on electronic tabulators.
- G. The Municipal Clerk shall conduct the municipal officer runoff election for the City of Las Vegas utilizing the appropriate statutes and election code.

ADOPTED AND APPROVED THIS 11th day of March, 2020.

Mayor Vincent Howell

ATTEST:

Casandra Fresquez, City Clerk

RESOLUCIÓN NO. 20-13

SEGUNDA VUELTA A LA CIUDAD DE LAS VEGAS, NUEVO MEXICO

Considerando que, las elecciones municipales de regular para los funcionarios municipales se celebró 03 de Marzo de 2020; y

Considerando que, Artículo VIII, sección de (F)(G) de la ciudad de la carta de Las Vegas ofrece: (F) la elección de todos los cargos electivos municipales deben ser por mayoría simple, definido como el cincuenta por ciento (50%) más uno (1), de los votos emitidos para las oficinas particulares en cuestión. (G) en caso de que ningún candidato recibe una mayoría de los votos emitidos para la Oficina, una elección de segunda vuelta se celebrará entre los dos candidatos que reciban el mayor número de votos. La elección de segunda vuelta se celebrará dentro de 45(cincuenta y cinco) días después de la certificación de los resultados de la elección; y

Considerando que, en la elección Municipal ordinaria celebrada el 03 de Marzo de 2020, los resultados para consejal de barrio 3 fueron los siguientes:

Joseph William McCaffrey, Jr.	220 votos	33.7%
Joseph P. Baca, Sr.	323 votos	49.5%

con ninguno de los candidatos mencionados recibiendo cincuenta por ciento (50%) más uno (1) de los votos para consejal de barrio 3; y

Considerando que, para llenar el cargo elegido consejal de barrio 3, se celebrará la elección de segunda vuelta de conformidad con el artículo VIII, sección G de la ciudad de la carta de Las Vegas.

POR ESO AHORA, SEA, RESUELTO POR EL CUERPO ADMINISTRATIVO DE LA CIUDAD DE LAS VEGAS, NUEVO MEXICO QUE:

- A. una segunda vuelta para la elección de consejal de barrio 3, se reunirá en Martes, 14 de abril de 2020. La votación será abierta a las 7:00 a.m. y cerrada a las 7:00 p.m.
- B. en las elecciones de segunda vuelta, se elegirá una persona para ocupar la Oficina del Consejal de barrio 3, para un mandato de cuatro años.
- C. las siguientes ubicaciones están designadas como lugares para la realización de las elecciones de segunda vuelta de votación:
 - 1. Escuela Secundaria de Las Vegas Oeste, gimnasio de Gillie Lopez, calle 157 Moreno.

2. Escuela Secundaria de Robertson gimnasio de Michael Marr, calle 1238 4th.

- D. Votación en Ausencia Solicitudes para obtener balotas para votar en ausencia pueden ser obtenidas únicamente de la oficina de la Escribana de la Municipalidad. La Escribana de la Municipalidad debe llevar y aceptar todas las solicitudes para obtener una balota para votar en ausencia antes de las 12:00 p.m. el 10 de abril de 2020. La Escribana de la Municipalidad aceptará las balotas completadas por el votante que emite su balota, con el fin de votar en ausencia, que se le entregue por correo o en persona o por un miembro de la familia inmediata del votante, o del cuidador del votante hasta las 7:00 p.m. el 14 de abril de 2020. Boletas de ausente pueden marcarse en persona en la Oficina del Secretario Municipal durante el horario y días de negocio, comenzando el lunes, 30 de marzo de 2020.
- E. Votación anticipada. Votación anticipada sobre boletas de papel serán contadas pendiente de votación electrónica, se realizarán en la Oficina del Secretario Municipal durante el horario y días de negocios, comenzando en lunes, 30 de marzo de 2020 hasta el viernes 10 de abril de 2020 a las 12:00 p.m., debido a la observancia de Viernes Santo.
- F. Se archivará un récord de los votos de los electores municipales calificados en papeletas, de las cuales se hará un recuento por tabuladores electrónicos.
- G. El Secretario Municipal llevará a cabo la elección de la escorrenta de oficiales municipales para la ciudad de Las Vegas utilizando los estatutos apropiados y el código electoral.

ADOPTADA Y APROBADA ESTE DÍA 11 DE marzo DE 2020.

Vincent Howell, Alcalde

ATESTIGUADO:

Casandra Fresquez, escribana de la ciudad