



CITY OF LAS VEGAS
1700 N. GRAND AVE. LAS VEGAS, NEW MEXICO 87701
505-454-1401 FAX: 505-425-7335

Mayor Tonita Gurule-Giron

**CITY OF LAS VEGAS
SPECIAL CITY COUNCIL AGENDA
March 14, 2018–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/Disapproval to adopt Resolution 18-15 Run-Off Election for the City of Las Vegas.

Cassandra 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

David A. Ulibarri Jr.
Councilor, Ward 1

Vince Howell
Councilor, Ward 2

Barbara Casey
Councilor, Ward 3

David L. Romero
Councilor, Ward 4

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 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.

**Regular or Special
CITY COUNCIL MEETING AGENDA REQUEST**

DATE: 3/7/18

DEPT: City Clerk

MEETING DATE: 3/14/18

ITEM/TOPIC: *Run Off Election Resolution 18-15.*

ACTION REQUESTED OF COUNCIL: *Approval/Disapproval of Resolution 18-15 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 within 45 days after certification of the results of the election.

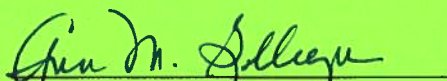
STAFF RECOMMENDATION: It is recommended that Mayor and Council approve Resolution 18-15 in order for the City Clerk to proceed with the preparation for the Runoff Election.

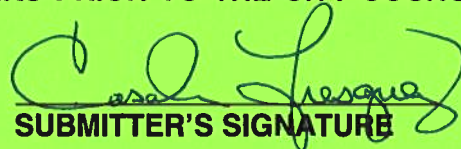
COMMITTEE RECOMMENDATION:

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.

REVIEWED AND APPROVED BY:


TONITA GURULE-GIRON
MAYOR


ANN MARIE GALLEGOS
INTERIM CITY MANAGER


SUBMITTER'S SIGNATURE

TANA VEGA
INTERIM FINANCE DIRECTOR
(PROCUREMENT)

CITY ATTORNEY
(ALL CONTRACTS, ORDINANCES
AND RESOLUTIONS MUST BE
REVIEWED)

RESOLUTION NO 18-15

RUNOFF ELECTION FOR THE CITY OF LAS VEGAS, NEW MEXICO

WHEREAS, the regular Municipal Election for municipal officers was held March 6, 2018; 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 6, 2018, the results for the office of Ward 1 Councilor and Ward 4 Councilor were as follows:

David Ulibarri	218 votes	39.14%
Oliver L'Esperance	212 votes	38.06%
Carla D. Benavidez	216 votes	36.99%
David G. Romero	209 votes	35.79%

with none of the aforementioned candidates receiving fifty percent (50%) plus one (1) of the votes cast for Ward 1 Councilor and Ward 4 Councilor; and

WHEREAS, to fill the elected office of Ward 1 Councilor and Ward 4 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 1 Councilor and Ward 4 Councilor shall be held on Tuesday, April 17, 2018. 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 1 Councilor, for a four-year term.
- C. At the Runoff Election, one person shall be elected to fill the office of Ward 4 Councilor, for a four-year term.
- D. 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, 1284 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 5:00 p.m., April 13, 2018. After 5:00 p.m. on April 13, 2018, all unused absentee ballots will be publicly destroyed by the Municipal Clerk. 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 17, 2018.

Absentee ballots may be marked in person in the office of the Municipal Clerk during regular hours and days of business, beginning on Monday April 2, 2018.

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, April 2, 2018.

- E. Persons who are not registered to vote and desire to vote at the runoff election must register with the San Miguel County Clerk not later than Friday March 30, 2018 at 5:00 p.m., the date on which the County Clerk will close registration books.
- F. The casting of votes by qualified electors shall be recorded on electronic tabulators.

ADOPTED AND APPROVED THIS _____ day of _____, 2018.

Mayor Tonita Gurulé-Girón

ATTEST

Casandra Fresquez, City Clerk

RESOLUCIÓN NO 18-15

VUELTA A LA CIUDAD DE LAS VEGAS, NUEVO MÉXICO

Considerando que, las elecciones municipales de regular para los funcionarios municipales se celebró 06 de Marzo de 2018; y

Considerando que, Artículo VIII, sección de (F)(G) de la ciudad de Las Vegas Carta ofrece: **(F)** la elección de todos los cargos electivos municipales deberá ser por mayoría simple, definida 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 desempate posterior se celebrará entre los dos candidatos que reciban el mayor número de votos. La elección de desempate posterior se celebrarán dentro de 45(forty-five) días después de la certificación de los resultados de la elección; y

Considerando que, en la elección Municipal ordinario celebrado el 06 de Marzo de 2018, los resultados para concejal de Ward 1 and Ward 4 fueron los siguientes:

David Ulibarri	218 votos	39.14%
Oliver L'Esperance	212 votos	38.06%
Carla D. Benavidez	216 votos	36.99%
David G. Romero	209 votos	35.79%

con ninguno de los candidatos mencionados recibir cincuenta por ciento (50%) más uno (1) de los votos para concejal de Ward 1 y Ward 4; y

Considerando que, para llenar el cargo elegido concejal de Ward 1 y Ward 4, se celebrará una elección de desempate de conformidad con el artículo VIII, sección g de la ciudad de Las Vegas Carta.

Por eso ahora, ser, resuelto por la administración cuerpo de THE ciudad de LAS VEGAS, Nuevo México que:

- A. un vuelta para la elección de Concejal de Ward 1 y Ward 4, se reunirá en Martes, 17 de abril de 2018. Las encuestas serán abiertas a las 7:00 y cerrar a las 19:00
- B. en las elecciones de segunda vuelta, se elegirá una persona para ocupar la Oficina del Consejero de Ward 1, para un mandato de cuatro años.
- C. en las elecciones de segunda vuelta, se elegirá una persona para ocupar la Oficina del Consejero de Ward 4, para un mandato de cuatro años.
- D. 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 única mente 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 5:00 p.m. el 13 de abril de 2018. A partir de las 5:00 p.m. el 13 de abril de 2018, la Escribana de la Municipal públicamente destruirá todas las balotas no utilizadas. 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 conserje al votante hasta las 7:00 p.m. el 17 de abril de 2018.

Boletas de ausente puede marcarse en persona en la Oficina del Secretario Municipal durante el horario y días de negocios, comenzando en lunes, 2 de abril de 2018.

Votación anticipada. Votación anticipada sobre el papel las boletas contadas por pendiente de votación electrónica se realizará en la Oficina del Secretario Municipal durante el horario y días de negocios, comenzando en lunes, 2 de abril de 2018.

- E. Las personas que no están inscritos para votar y el deseo de votar en la elección de escorrentía el deben registrarse con el Secretario del condado San Miguel viernes, 30 de marzo de 2018 a 5:00, la fecha en que el Secretario del condado cerrará los libros de registro a más tardar.
- F. Se archivará un record de los votos de los electors municipals calificados en papeletas, de las cuales se hará un recuento por tabulators electrónicos.

APROBADAS y esta ____ dia de _____, 2018

Tonita Gurulé-Girón, Alcalde

ATESTIGUAN

Casandra Fresquez, empleado de la ciudad