

CITY COUNCIL

AGENDA

Mayor
Ken Miyagishima

Mayor Pro-Tem
Gill M. Sorg

Councillors
Kasandra Gandara
Gregory Z. Smith
Gabriel Vasquez
Jack Eakman
Yvonne Flores



City of Las Cruces[®]
MOUNTAINS OF OPPORTUNITY

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Council Meets 1st & 3rd Mondays

The following Agenda will be considered at a **Regular Meeting** of the City Council of the City of Las Cruces, New Mexico to be held **Monday, June 3, 2019, at 1:00 p.m.** in the City Council Chambers, City Hall.

If you need an accommodation for a disability to enable you to fully participate in this event please contact us 72 hours before this event at [541-2115/V](tel:541-2115) or [541-2182/TTY](tel:541-2182).

The City of Las Cruces does not discriminate on the basis of race, color, national origin, sex, sexual orientation, gender identity, religion, age or disability in employment or the provision of services.

The agenda cover sheet and complete packet of information are on the web at: www.clctv.com. Copies of the agenda packet are available at the Branigan Library and City Clerk's Office.

CITIZEN PARTICIPATION

Attendees at City Council meetings are encouraged to pick up a copy of the City's "Public Participation at City Council Meetings" brochure that is available in the front lobby of City Hall. This brochure will answer the most often asked questions concerning citizen participation at these meetings.

CONSENT AGENDA

Items Marked with an Asterisk * Are Considered Routine Items and Will Be Voted on with One Motion Unless a Councillor Requests That a Specific Item Be Removed. There Will Be No Discussion. If You Wish to Have an Item Discussed, Contact Your District Councillor, the Mayor or the City Clerk Before the Beginning of the Meeting.
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COUNCIL VOTES

This meeting will be conducted by a form of Robert's Rules of Order. It takes an 'Aye' vote of four members of the City Council to approve a Resolution or an Ordinance. A Councillor may make a motion for passage or second a vote for passage of an item yet vote "No" on the motion. A Councillor may vote in favor of an amendment to a motion, because of the contents of the amendments, and also vote "No" on the main motion.

COUNCIL APPOINTED BOARDS

All information from advisory boards must be submitted in writing and contained in the agenda package. This will ensure that all Council members have access to the same information.

Members of Council appointed boards/commissions will not publicly discuss any actions or discussions of their board at City Council meetings, unless requested by the City Council.

PROTOCOL

All Speakers are to conduct themselves in an orderly and law-abiding manner. Otherwise, a recess will be immediately declared until order and decorum are restored.

I. OPENING CEREMONIES

1. Pledge of Allegiance – Councilor Gandara
2. Pet of the Week
3. Presentation of Certificates of Appreciation/Proclamations – Councilor Gandara

II. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC SECTION 2-27(E)(2). *At the opening of each council meeting, the chairperson shall ask if any member of the city council, city manager, or any member of the city staff has any known conflict of interest with any item on the agenda.*

III. PUBLIC PARTICIPATION

IV. READ CLOSED MEETING STATEMENT

- a. Read May 28, 2019 Closed Meeting Statement into the record.

V. ACCEPTANCE OF AGENDA: THOSE ITEMS ON THE AGENDA INDICATED BY AN ASTERISK (*) ARE ON THE CONSENT AGENDA AND WILL BE VOTED ON BY ONE MOTION.

VI. CITY COUNCIL MINUTES

- *(1) Regular City Council Meeting of May 20, 2019

VII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR CONSENT AGENDA

- *(2) Resolution No.19-178: A Resolution Authorizing a Biennial Memorandum of Understanding Between the City of Las Cruces, the New Mexico Mainstreet Program, and the Downtown Las Cruces Partnership.
- *(3) Resolution No.19-179: A Resolution Authorizing the Delegation of Certain Authority to Specific Positions Related to Tax Identification Number (TIN) Matching and Affordable Care Act (ACA) Reporting.

- * (4) Resolution No.19-180: A Resolution to Award a Contract for the Promotion and Marketing of the City of Las Cruces, New Mexico as a Destination for the Film Production Industry to Film Las Cruces of Las Cruces, New Mexico, for a Term of One-Year, with the Option to Renew for an Additional Two (2) One-Year Terms, in an Amount Not to Exceed \$95,000.00 Annually, Subject to Approved Budget Appropriations and Annual Renewals (Procurement No. 18-19-074).
- * (5) Resolution No.19-181: A Resolution Approving a Sole Source Professional Services Agreement for Planning and Development Services Related to Downtown Revitalization to Downtown Las Cruces Partnership of Las Cruces, New Mexico, for a Term of One Year, with the Option to Renew for an Additional (1) One-Year Term, in an Amount Not to Exceed \$120,000.00 Annually, Subject to Approved Budget Appropriations and Annual Renewals (Procurement No. 18-19-135).
- * (6) Resolution No.19-182: A Resolution to Provide \$10,000 to South Central Regional Transit District for the Exclusive Use of ZTrans to Provide Transportation Between Alamogordo and Las Cruces.

VIII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR DISCUSSION

- (7) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 19-183: A PUBLIC HEARING MUST BE HELD:** Resolution No.19-183: A Resolution Approving the Issuance of a Restaurant Beer/Wine Liquor License with On Premises Consumption Only to Los Mariachi's Restaurant, Inc. D/B/A Los Mariachi's Restaurant, to be Located at 5600 Bataan Memorial East, Las Cruces, New Mexico.
- (8) Resolution No.19-184: A Resolution Requesting Federal Immigration Reform and Reimbursement for City Expenses Accrued While Assisting Asylum Seekers.
- (9) Council Bill No. 19-025; Ordinance No. 2890: An Ordinance Amending the Las Cruces Municipal Code by Adding a New Chapter 23, Article 3, Section 23-36 Entitled "Police Service Aides" and Providing for an Effective Date.

IX. BOARD APPOINTMENTS

X. NOTICE OF PROPOSED ORDINANCE(S) ----- 1.) *There will be no public discussion.* 2.) *A councillor may ask staff for clarification on the proposed ordinance(s).*

- (10) Council Bill No. 19-026; Ordinance No. 2891: An Ordinance Repealing and Replacing Section 38-32 B 2 and Section 38-33A of the Las Cruces Municipal Code to Conditionally Allow for Assisted Living or Retirement Facilities and Nursing Homes Within C-2 and C-3 Zoning Districts. Submitted by the City of Las Cruces (19CA0500020).

- (11) Council Bill No. 19-027; Ordinance No. 2892: An Ordinance to Repeal and Replace the Existing Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 2, Article VI, Public Records with a New Version Adopting State Law.

XI. CITY COUNCIL MEMBER BOARD REPORTS AND COMMENT

XII. CITY MANAGER REPORT