

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

CITY HALL
P.O. BOX 20000
LAS CRUCES, NM 88004

700 N. Main St.
PHONE (575) 541-2067

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, November 18, 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 or 541-2182/TTY.

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 Flores
2. Pet of the Week
3. Presentation of Certificates of Appreciation/Proclamations – Councilor Flores

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. 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.

V. CITY COUNCIL MINUTES

* (1) Regular City Council Meeting of November 4, 2019.

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

* (2) Resolution No. 20-057: A Resolution Approving an Agreement with Unite Private Networks, LLC, for Shadow Conduit Installations.

* (3) Resolution No. 20-058: A Resolution Urging the New Mexico State Legislature to Repeal the State Tax on Social Security Benefits for New Mexico Seniors.

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

- (4) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 20-059, A PUBLIC HEARING MUST BE HELD.** Resolution No. 20-059: A Resolution Approving the Issuance of a Restaurant Beer and Wine Liquor License with On Premises Consumption Only to Zia Cantina, LLC D/B/A Zia Café, to be Located at 1155 South Valley Drive, Las Cruces, New Mexico.
- (5) Resolution No. 20-060: A Resolution Authorizing the City of Las Cruces (City) to Accept Various Grant Awards for Various City Departments Through an Amendment to the City's Adopted FY2020 Budget and, as Applicable, the FY2020 Capital Improvement Plan (CIP).
- (6) Resolution No. 20-061: A Resolution Adopting a Two Year Funding Strategy for Expenditure of Funds from the Telshor Facility Fund or Other Appropriate Funding Sources for Health-Related Public Services.
- (7) Resolution No. 20-062: A Resolution Adopting the Veterans Memorial Park Conceptual Master Plan.
- (8) Resolution No. 20-063: A Resolution Approving a Contract for Programming, Basic Design Services, and Construction Contract Administration of the Unidad Playground Rehabilitation and Splash Pad Addition as Part of the GO Bond Program to Dekker/Perich/Sabatini of Las Cruces, New Mexico in an Amount Not to Exceed \$92,500.00 Plus Applicable Taxes Previously Approved and Allocated in the City's Capital Improvement Program (Procurement No. 18-19-121).
- (9) Resolution No. 20-064: A Resolution Approving a Contract for Design-Build Services for Walking, Jogging, Biking Recreational Trail Projects as Part of the GO Bond Program to Highland Enterprises, Inc. of Las Cruces, New Mexico in an Amount of \$122,900.00 Plus Applicable Taxes Previously Approved and Allocated in the City's Capital Improvement Program (Procurement No. 19-20-010).
- (10) Resolution No. 20-065: A Resolution Approving a Contract for Design-Build Services, for Park and Sport Courts Rehabilitation Projects as Part of the GO Bond Program to Highland Enterprises, Inc. of Las Cruces, New Mexico in an Amount of \$63,750.00 Plus Applicable Taxes Previously Approved and Allocated in the City's Capital Improvement Program (Procurement No. 19-20-011).
- (11) Resolution No. 20-066: A Resolution Approving a Contract for Design-Build Services, for Hadley Avenue Recreation Complex Improvements Project as Part of the GO Bond Program to Highland Enterprises, Inc. of Las Cruces, New Mexico, in an Amount of \$157,754.48 Plus Applicable Taxes Previously Approved and Allocated in the City's Capital Improvement Program (Procurement No. 19-20-028).
- (12) Council Bill No. 20-008; Ordinance No. 2900: An Ordinance Approving a Zone Change from A-2 (Rural Agricultural District) to R-1A (Single-Family Medium Density) and R-4 (Multi-Dwelling High Density) for a Property Encompassing 20.49 + Acres Located at 755 W. Boutz Road. Submitted by Alvarez Farms Ltd Liability Co., Property Owner (19ZO0500090).

VIII. BOARD APPOINTMENTS

IX. 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).*

- (13) Council Bill No. 20-009; Ordinance No. 2901: An Ordinance Amending Chapter 14, Human Rights, Article III. – Minimum Wage, Section 14-62 of the Las Cruces Municipal Code, (LCMC) 1997, as Amended.
- (14) Council Bill No. 20-010; Ordinance No. 2902: An Ordinance Amending the Las Cruces Municipal Code (LCMC) to Add a New Chapter 40, et. seq., Entitled “Historic Preservation.”
- (15) Council Bill No. 20-011; Ordinance No. 2903: An Ordinance Amending the Las Cruces Municipal Code (LCMC), Chapter 2, Article IV, Division 3, Subdivision XVI, Sec. 2-582 to 587, to Add a New Nonstandard Board, the Historic Preservation Commission.
- (16) Council Bill No. 20-012; Ordinance No. 2904: An Ordinance Amending the Las Cruces Municipal Code 1997, Chapter 23, Article 3, Section 23-26 Entitled “Police Service Aides.”

X. CITY COUNCIL MEMBER BOARD REPORTS AND COMMENT

XI. CITY MANAGER REPORT