CITY COUNCIL MEETING
MAY 12TH 2015, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER

The meeting was called to order at 6:01 by Mayor Alice A. Lucero

B. PLEDGE OF ALLEGIANCE/ MOMENT OF MEDITATION/INVOCATION

Mayor Lucero led the Pledge of Allegiance. Councilor John Hernandez led the Moment of Meditation/Invocation. Mayor Lucero asked for a moment of silence for local advocate Lorenzo Valdez and lifelong resident Ofelia Cisneros, both mentioned have passed.

C. ROLL CALL/DETERMINATION OF QUORUM

The following in attendance:

Mayor	Alice A. Lucero
Mayor Pro-Tem	Pedro Valdez
Councilors:	Michelle R. Martinez
	Adrianna Ortiz
	Peggy Sue Martinez
	John Hernandez
	Cory Lewis
	Tania Sanchez
	Dennis Tim Salazar (*arrived at 6:11pm*)

City Manager Kelly Duran- *residing*
City Attorney Frank Coppler-*not present*
City Clerk Anna Squires – *residing*
Deputy City Clerk Jeanne Bustos - *residing*

D. APPROVAL OF AGENDA

Agenda as presented:
---Begin---

A. CALL TO ORDER
B. PLEDGE OF ALLEGIANCE/ MOMENT OF MEDITATION/ INVOCATION
C. ROLL CALL/ DETERMINATION OF QUORUM
D. APPROVAL OF AGENDA
E. PUBLIC COMMENTS
   PLEASE SIGN IN: ***Print First Name and Last, including Affiliation and/or Address if Applicable. Please Keep Comments to a three (3) Minute Time Frame. Public Comment Log Sheet Located upon South East Entry near the City Clerk. Thank You.***
F. COUNCILOR COMMENTS/ ANNOUNCEMENTS
G. MATTERS FROM THE MAYOR
H. BUSINESS WITH VISITORS
   1. Dream Tree Project Presentation – Dr. Bear Gray
      Dream Tree Project is guided by empathy and integrity to provide a respectful safe and structured environment to support youth in crisis.
I. CONSENT AGENDA
   2. City Council Meeting Minutes 02-24-15
   3. City Council Meeting Minutes 03-10-15
J. ITEMS PROPOSED FOR COUNCIL CONSIDERATION/DISCUSSION ITEMS /ACTION ITEMS
   4. Request for Co-Sponsorship and Approval of "Hunter Project for Community Orgullo, Unity, Creativity Celebration" *Roger Montoya – Española Moving Arts*
   5. Acceptance of Grant funding endorsing Project RACE for fiscal year 2015-2016 in the amount of $80,000 dollars. - *Grant Administrator Diahann Jacquez*
   6. Approval of Valley Estates Fire Station Premise Lease Agreement- *City Manager Kelly Duran, Deputy Fire Chief Eric Tafoya*

7. Discussion & Review of Preliminary FY 2016 Budget (*Continuation*) - ASD Joyce Sandoval - Finance Analyst Jessica Ortiz

K. EXECUTIVE SESSION

Pursuant to New Mexico Open Meetings Act Section 10-15-1 (H) Subsection (2) limited personnel matters; (5) discussion of bargaining strategy preliminary to collective bargaining negotiations; (7) attorney-client privilege pertaining to threatening or pending litigation in which the public is or may become a participant; (8) discussion of the purchase, acquisition or disposal of real property or water rights by the public body.

L. ADJOURNMENT

The Governing Body may revise the order of the agenda items considered at this Open Meeting. If you are an individual with a disability who is in need of an amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the City Clerk at 747-6019 at least three days prior to the meeting.

--End--

Motion to accept the agenda as presented made by Councilor Peggy Sue Martinez; Motion 2nd by Councilor Cory Lewis.

Motion Carried 7-0

-Councilor Dennis Tim Salazar not yet present

E. PUBLIC COMMENTS

Mrs. Jeannette Salazar resident of Valley Estates within Española stated her name for the record. She advised the listening public that there was a recent Court Order issued to the Valley Estates Mutual Water & Sewer Association, Incorporated to remedy the uranium content found within the water. She reported that a high level of uranium was detected within the water which was twice the uranium amount allowed within potable water. Mrs. Salazar further explained that by allowing contaminants, such as uranium, the Valley Estates Mutual Water & Sewer Association, Incorporated was not following Environmental Protection Agency (EPA) standards. Mrs. Salazar explained that her home was one (1) of nineteen (19) residences within Valley Estates connected to City water. She reported that forty-nine (49) homes within Valley Estates were not hooked-up to the eight (8) inch City water line. She further provided cost analysis of three (3) homes that were connected to City water for Council review.

Anna Martinez stated her name for the record. She further expressed concerns regarding a memorandum issued by City Manager Kelly Duran dated January 26th 2015 entitled Article II "§§" 158-8 Vendor Permit-Temporary Fee Schedule. Ms. Martinez stated that the memorandum supported the vendors; so long as it does not take away from their ability to cover the cost of running their business, to include a profit margin. She continued to express concerns regarding the "black out" dates (day prior and the day of) that reflect the most productive times. Anna Martinez stated that issuance and enforcement of a permit was understandable but it in her opinion did not protect the interest of the business community not the interest of the vendors, and the City of Española at large. Anna Martinez asked that the "black out" dates be revisited and revised and the permit be reduced.

Rosio Alcanta stated her name for the record and commented that she was a resident of the Española Valley for fourteen (14) years. Ms. Alcanta stated that she was a street floral vendor. She further stated that she was affected by the "black out" dates. She commented that she believed that stores such as Wal-Mart would not be affected by continued street floral vendors. Ms. Alcanta stated that she also believed that she had a right to work and earn a living.

Marie Martinez, a resident of the Española Valley, stated her name for the record and commented that she was in favor of local street vendors and was opposed of "black out" dates.

F. COUNCILOR COMMENTS/ ANNOUNCEMENTS

Councilor Peggy Sue Martinez stated that the McCurdy Charter School Boys and Girls softball teams have had a successful season. Councilor Peggy Sue Martinez announced that both Boys and Girls Softball team

would be playing May 12th 2015 at Rio Rancho Cleveland High School. She encouraged the community to support the McCurdy Charter School Boys and Girls softball teams.

Councilor Dennis Tim Salazar residing at 6:11pm

Councilor Michelle R. Martinez encouraged all that spoke during Public Comment and were limited to a three (3) minute time frame to contact Councilors directly or via email. She directed all concerned constituents to reference the City of Española website in order to communicate and/or contact the City Council via email.

G. MATTERS FROM THE MAYOR (ACTION ITEMS)

H. BUSINESS WITH VISITORS

1. Dream Tree Project Presentation – Katherine Hummel Executive Director
Dream Tree Project is guided by empathy and integrity to provide a respectful safe and structured environment to support youth in crisis.

Katherine Hummel Executive Director of the DreamTree Project stated her name for the record. She stated that the DreamTree Project is a Taos County's Emergency Youth Shelter and have partnered with National Safe Place to provide many more youth essential assistance in crisis situations. She further explained that the National Safe Place had been working throughout the rest of the country for more than 31 years. Ms. Hummel stated that the National Safe Place was a youth outreach program designed to provide immediate help and safety to youth in crisis by partnering with community businesses (such as health clinics, fast food restaurants, convenience stores, fire stations, schools and libraries) which display the prominent yellow and black Safe Place sign, teens get connected with a local youth service agency.

Katherine Hummel further explained that within a reasonable time frame a Safe Place representative arrives to talk to the youth and provide transportation to the agency. Once at the agency, staff members meet with the youth and provide support and start the intake process as determined. Ms. Hummel stated that during afterhours, there was a TXT 4 HELP option. TXT 4 HELP was a 24-hour text-for-support service for youth in crisis. She explained that Teens could *text the word "SAFE" and their current location (Address/City/State) to **69866** and receive a text message with the name and address and phone number of the closest Safe Place location. Ms. Hummel stated that* in addition to business volunteers there was a need for volunteer drivers to be available to transport the youth to the shelter from the Safe Place locations. She then referenced a contact number of 575-758-9595.

I. CONSENT AGENDA

2. City Council Meeting Minutes 02-24-15

3. City Council Meeting Minutes 03-10-15

Motion to accept the Consent Agenda as presented made by Councilor Peggy Sue Martinez; Motion 2nd by Councilor Cory Lewis.

Motion Carried 8-0

J. ITEMS PROPOSED FOR COUNCIL CONSIDERATION/DISCUSSION ITEMS (ACTION ITEMS)

4. Request for Co-Sponsorship and Approval of "Hunter Project for Community Orgullo, Unity, Creativity Celebration" - *Roger Montoya – Española Moving Arts*

Roger Montoya Española Moving Arts Ex-Officio Artistic Director stated his name and title for the record. He further stated that he in collaboration with numerous individuals associated with the various partners, such as the Rio Arriba County Health Council, Santa Fe Art Institute, Siete del Norte, NNMC, Moving Arts Española, McCune Charitable Foundation, New Mexico Community Foundation NRGNHA, Ignition Interlock- Orlando Rodriquez, were seeking approval to host a Hunter Project for Community Orgullo, Unity, Creativity Celebration to be held at the Hunter Ford Building. Mr. Montoya stated that there was tentative

outline for Sunday June 7th 2015. He explained that activities between 11:00 am -6:00pm would include a Memorial for Victor Vialpando which would exhibit a Youth Healing & Performance segment. He further explained that he would need the assistance of City General Services to install a 25ft x 35ft tent in the parking lot at the Hunter site in order to drive stakes within the asphalt. Mr. Montoya further explained that a *Community Mural Celebration* would be a closure on the 1st phase of the mural work for the New Mexico Community Foundation. He then explained that the Northern Rio Grande National Heritage Area funding partners would like to mount a panel with the names of contributing organizations and community artists of more than 60 names. Mr. Montoya stated that a Community Meal was planned as well and was sponsored by Northern New Mexico College. He continued to explain that the Agricultural Mapping Project both Chrissie Orr with Lupita Salazar have gathered stories from the agricultural communities of N.N.M. and would recite past occurrences. He then concluded that there would be a closing meal sponsored by Holly Schmidt of the Santa Fe Art Institute for selected 12-15 individuals representing the facets of the partners.

Mr. Montoya stated that the Bill Board Signage Project (old trucks/planting) and the urban garden/compost project would be 'initiated' during the day's events. He then thanked numerous local businesses such as Center market, Blue Heron, Angelina's, La Cocina, Lowes Super Save who all offered food scraps and compostable materials to help make the event possible. Mr. Montoya stated that he had concerns about the placement of porta potties and having a viable water source as there appeared to be no water available at the Hunter Ford Building.

Motion made by Councilor Peggy Sue Martinez in favor of Co-Sponsorship Request for Co-Sponsorship and Approval of "Hunter Project for Community Orgullo, Unity, Creativity Celebration" allowing the use of the Hunter Ford Building; Motion 2nd by Councilor Adrianna Ortiz.

City Manager Kelly Duran stated that the lessors of City property Hunter Ford Building must hook-up water accordingly prior to the event taking. He further stated that the lessors of the building were Siete del Norte. City Manager Kelly Duran sighted pending litigation concerning the departed Victor Vialpando and the City of Espanola. He voiced concerns of the anticipated Youth Healing & Performance segment. He asked that segment be controlled and monitored.

Mr. Montoya stated that he would be in contact with Todd Lopez in an effort to ensure that he follows the appropriate measure to hook-up water utilities within the building. He further stated that he would also fill-out a City Gathering Permit prior to the event to ensure that Public Safety is aware of the activity.

Motion Carried 7-1
- Councilor Cory Lewis voted in the negative

5. **Acceptance of Grant funding endorsing Project RACE for fiscal year 2015-2016 in the amount of $80,000 dollars.** - *Grant Administrator Diahann Jacquez*

Grant Administrator Diahann Jacquez stated that the Office of National Drug Control Policy had awarded funds in the amount of $80,000 dollars to the NM HIDTA Program to support various HIDTA Initiatives including local youth development and employment initiatives for at risk youth. Ms. Diahann Jacquez stated that the award would be issued beginning January 1, 2015 and would end December 31st 2016. She further stated that the grant award, if accepted by the Governing Body, needed to be completed and returned to NM HIDTA Directors Office as soon as possible.

Motion made by Mayor Pro-Tem Pedro Valdez in favor of Accepting of Grant funding endorsing Project RACE for fiscal year 2015-2016 in the amount of $80,000 dollars; Motion 2nd by Councilor Peggy Sue Martinez

Motion Carried 8-0

6. **Approval of Valley Estates Fire Station Premise Lease Agreement**- *City Manager Kelly Duran, Deputy Fire Chief Eric Tafoya*

City Manager Kelly Duran stated that the Premise Lease Agreement considered would be between the City of Española and Valley Estates Mutual Water and Sewer Association, a Mutual Domestic Water Consumers Association. City Manager Kelly Duran stated that the City currently has stored the fire suppression equipment within the Valley Estates Fire Station property since 1988. He further explained that the roof was in need of major repair. He then stated that in consideration of Lessor allowing Lessee the use of 375 square feet of the 750 square foot building for parking/storage of fire suppression equipment.

City Manager Kelly Duran stated that the City had funded approximately $6,808.38 for the roof repairs/replacement. Mr. Duran stated that the payment was acknowledged by Lessor to be complete and adequate consideration for the use and occupancy of the 750 square feet and releases the City from any further other claims whatsoever related to its use and occupancy to January 31, 2015.

City Manager Kelly Duran stated that the rental term would be a 50 year lease of the 1,000 square feet of Lessors' building beginning February 1, 2015, ending January 31, 2065. He then stated that the total rent for the twenty five (25) year renewal term would reflect in a $200.00 per month which would equate to a yearly rental of $2,400.00 and is payable in advance on or before January 31, of each year. City Manager Kelly Duran stated that both parties agree to a 3% upward inflation adjustment every 5 years beginning with the annual lease.

Motion made by Mayor Pro-Tem Pedro Valdez in favor of approving the Valley Estates Fire Station Premise Lease Agreement as amended for the sake of discussion only; Motion 2nd by Councilor Adrianna Ortiz

Motion Carried 7-1
- Mayor Pro-Tem Pedro Valdez voting in the negative

Mayor Lucero stated that there would be a ten (10) minute recess as the last item on the agenda would be Item number seven (7) Discussion & Review of Preliminary FY 2016 Budget and would be heard at the a continuance of the meeting.

Meeting Recessed at 7:13 pm

ADOPTED AND APPROVED by the Governing Body of the City of Española this 20th day of July 2015.

The Honorable Alice Alarid Lucero
Mayor, City of Española

ATTEST:

Anna Squires, City Clerk