CITY COUNCIL MEETING
JULY 22ND, 2014, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER
The meeting was called to order at 6:02 pm by Mayor Alice A. Lucero.

B. PLEDGE OF ALLEGIANCE
Mayor Alice A. Lucero led the Pledge of Allegiance.

C. MOMENT OF MEDITATION/INVOCATION
Mayor Alice A. Lucero led the Moment of Meditation/Invocation. She expressed condolences to Councilor Eric Radosevich who had recently lost his mother, Mrs. Theresa Radosevich. Mayor Lucero also expressed her condolences for the recently departed President of the Friends of the Library, Mrs. Joan Quintana. The Governing Body observed a moment of silence.

D. ROLL CALL/DETERMINATION OF QUORUM
The following Governing Body members were in attendance:

Mayor:	Alice A. Lucero
Mayor Pro-Tem	Pedro Valdez
Councilors:	Eric Radosevich
	Cory Lewis
	Michelle R. Martinez
	Dennis Tim Salazar
	Adrianna Ortiz
	Peggy Sue Martinez
	John Hernandez

E. APPROVAL OF AGENDA
Agenda as presented:

---Begin---

A. CALL TO ORDER
B. PLEDGE OF ALLEGIANCE
C. MOMENT OF MEDITATION/ INVOCATION
D. ROLL CALL/ DETERMINATION OF QUORUM
E. APPROVAL OF AGENDA
F. PUBLIC COMMENTS
G. COUNCILOR COMMENTS/ ANNOUNCEMENTS
H. MATTERS FROM THE MAYOR (ACTION ITEMS)
1. Appointment of City Manager
2. Employee of the Month - Michael Marquez
3. Certificate of Recognition- President of the Arte Antiguo Club and former members

I. BUSINESS WITH VISITORS
4. Presentation by YMCA Robotics Team - Ben Sandoval, Teen Center Director
5. Update regarding Housing Ordinance - Lauren Reichelt, Rio Arriba County and Kelly Duran, Española Chamber of Commerce Executive Director

J. CONSENT AGENDA
6. 6.24.14 City Council Meeting Minutes

K. ITEMS PROPOSED FOR COUNCIL CONSIDERATION/DISCUSSION ITEMS (ACTION ITEMS)
7. Acceptance of Chapel Replica - Anonymous Donation to the City of Española
8. Approval of Senior Center Trip to Ruidoso, NM - August 25-27th

9. Approval of Española Regional Sportsplex Policy & Procedures
10. Approval of Española Humane Society Contract
11. Approval of Black Mesa Wireless Lease Agreement
12. Approval of YMCA Contract
13. EXECUTIVE SESSION report of the Stein and Brockman law firm: "State of Texas V. State of New Mexico et al. (Rio Grande Valley) effects on current water litigation to which the city is a party."

L. 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.

M. ADJOURNMENT

--End--

Motion by Mayor Pro Tem Pedro Valdez to approve the agenda as presented; seconded by Councilor Michelle R. Martinez.

Councilor Peggy Sue Martinez questioned agenda item number nine (9) - Approval of Española Regional Sportsplex Policies and Procedures. She stated that agenda item number nine (9) was previously placed on last Community Services Committee Meeting agenda but that meeting was cancelled. She expressed that the Policies and Procedures document had language that should have been deleted.

Mayor Alice A. Lucero stated that the approval of the Española Regional Sportsplex Policies and Procedures was requested to be placed on the City Council Agenda by Community Services Director Mark Trujillo in order to discuss any and all information before the whole Governing Body. She added that item number nine (9) would be better addressed by Community Services Director Mark Trujillo during the time of his presentation.

Motion Carried 8-0.

F. PUBLIC COMMENTS

Mrs. Jeanette Salazar, a thirty-two (32) year resident from the housing community Valley Estates (within the City of Española) stated that Valley Estates consisted of sixty eight (68) homes and one (1) fire station. She explained that her home was one (1) of nineteen (19) residences within Valley Estates connected to City water. Mrs. Salazar expressed the belief that City Utility Ordinance 2009-04 should be enforced within Valley Estates. She reported that forty-nine (49) homes within Valley Estates were not hooked-up to the eight (8) inch City water line which had been available since 2009.

Mrs. Salazar stated that she had communicated with the majority of Valley Estates residents who were hooked up to City water and nearly all nineteen (19) residential water was approximately seven dollars and forty-five cents ($7.45) less than the fifty dollar ($50.00) monthly service charge of the Valley Estates Mutual Water & Sewer Association, Incorporated. Mrs. Salazar cited other variables favoring City water which included, potable water which met all FDA regulations and standards, better water pressure, more affordable monthly charges and helpful hook-up incentives to City water which made initial fees feasible through a payment plan for those that needed it.

Mrs. Salazar stated that water tests were conducted on the Valley Estates Mutual Water & Sewer Association, Incorporated water wells by the N.M. Environmental Department for the past several years. 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 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 stated that in 2013, the State approved a grant of $240,000 dollars and a loan of approximately $60,000 dollars, specifically for Valley Estates Mutual Water & Sewer Association, Inc., from the Water Trust Board and the Drinking Water Revolving State Fund (DWRSF). Mrs. Salazar added that in 2012, the Association received $50,000 dollars from State Capital Outlay Funds for planning purposes. She asserted that, based on information and her belief, the Association had not yet received the monies appropriated in 2013, which were designated for Phase 1 of the water system improvements (replacing water tank, pump house, treating water, etc.). She continued that the Association was also seeking over $200,000 in additional funding for Phase 2, replacing the water meters and asbestos cement water line that distributed the Association's water.

Mrs. Salazar stated that she had spoken to several homeowners within Valley Estates who wanted to hook-up to the City's line but could not afford to do so. She expressed concern for her neighbors and community and stated that by hooking up to the City's water line, it would resolve the uranium contamination problem for Valley Estates. Mrs. Salazar stated that the action would also result in conservation measures which were enforced by the City.

Mrs. Salazar stated that she would like the City to enforce the section of the utility ordinance that states all residences within 300 feet of a City water line must hook up to City water. She stated that an eight (8) inch City water line was installed in the year 2009 and nineteen (19) of the sixty-eight (68) homes existing within Valley Estates hooked up to the City's water line by the year 2012. Mrs. Salazar cited City Utility Ordinance 2009-04 and stated that the existing water line in Valley Estates was originally installed for fire suppression purposes. She further stated that the Valley Estates Mutual Water & Sewer Association turned over the sewer system to the City long ago.

Mr. Roger Life, a resident of Calle Cunyo, stated that due to the recent amount of rain in the area, flooding had occurred alongside Prince Drive and down many of the roads leading off of it. Mrs. Bernice Life stated that she had witnessed three (3) homes where less than two (2) to three (3) feet of water flooded residences. Mr. & Mrs. Life stated that they would like to discuss the possibility of preventing the same type of occurrences. Mr. Life acknowledged that although the entirety of Prince Drive was not within City Limits, he would like to discuss the locations that were flooded and deemed as City areas.

Mr. Armando Vigil stated that he owned twenty-four (24) acres alongside Calle Cunyo which had also been flooded due to heavy rains. He discussed the potential of diverting the flood waters from the first arroyo within City limits toward the river though diversion methods. Mr. Roger Life stated that he would be willing to discuss any possibilities with the neighboring ditch and acequia associations. He expressed the belief that the Salazar Ditch and Los Vigiles Ditch both spilled over during the flooding. Mr. Life stated that there may have been a way to contact both Ditch Associations so that water was held back and/or diverted to the river.

Councilor Peggy Sue Martinez sympathized with the residents of the Prince Drive area. Councilor Martinez stated that she wanted Mr. Life and Mr. Vigil to leave their contact information in an effort to discuss concerns and gather useful flooding and erosion information. Councilor Peggy Sue Martinez then asked the Public Works Department to note the concerns of the residents and address the situation with a possible method or protocol of preventing harmful damage when future flooding situations occurred within City Limits.

Mayor Lucero thanked Mr. and Mrs. Life for sharing their concerns as well as Mr. Armando Vigil.

Española Valley Chamber of Commerce Executive Director Kelly Duran expressed his condolences for Councilor Radosevich and his family's loss. Mr. Duran stated that recent statistical data revealed a lack of local spending. Mr. Duran stated that if spending increased by ten (10%) percent an $800,000 dollar increase to Gross Receipts Taxes would occur.

Mr. Duran announced that he would like to work on a collaborative effort with the City of Española and Rio Arriba County. He stated that the joint initiative would be a "Shop Local Campaign", encouraging all local citizens to shop locally. Mr. Duran stated that he had approached Rio Arriba County Commissioners regarding the concept and the response was positive. He stated that he was willing to work closely with City Council officials to adopt or address the language for a potential resolution supporting local spending. Mr. Duran explained that every dollar spent within the community was a return investment.

Mayor Lucero thanked Mr. Kelly Duran for his time, efforts and concerns. She stated that she would support the effort of a potential resolution. Mayor Lucero asked that City Clerk Mascareñas and Mr. Duran discuss the potential resolution language supporting local spending.

Mr. Duran thanked the Governing Body for their time. He stated that the efforts must be a collaborative effort amongst the County and the City to truly impact the area.

Councilor Ortiz stated that the next Finance Committee Meeting would take place on August 21, 2014. She stated that she was in favor of supporting a local spending campaign. Councilor Peggy Sue Martinez stated that she was also in support of the local economy and expressed a desire to participate in the effort towards a "Shop Local" initiative as well as a collaborative effort with the County.

Councilor Hernandez stated that local spending initiatives should be in place. He added that an effort to enable local services, contractor and/or goods rather than outside sources could only help the City's economic stability. Councilor Hernandez echoed the sentiments of Councilor Ortiz and encouraged the discussion of a small purchase threshold in order to aid the Shop Local initiative.

Mr. Duran explained that the current data rendered to determine the low average of local spending was gathered from procurement specialists within the area. Mr. Duran further expressed that RFP guidelines needed to be adhered to when trying to cater to local contractors first and/or other business services within the area.

G. COUNCILOR COMMENTS/ ANNOUNCEMENTS

Councilor Michelle R. Martinez stated that the recent flooding along Prince Drive and adjoining roads was some of the worst flooded areas and was witnessed by herself and fellow Councilors. She expressed sincere gratitude towards the City of Española Streets, Water and Wastewater Departments for working into the early morning to rectify the damages.

Councilor Peggy Sue Martinez echoed the sentiments of Councilor Michelle R. Martinez. She announced that a Spirit Program Cheer Camp would be held at Northern New Mexico College (NNMC) on July 25, 2014 and stated that a full-day of camp would cost forty dollars ($40.00) and a half-day of camp would cost twenty-five dollars ($25.00). Councilor Peggy Sue Martinez stated that all monies raised would go toward NNMC cheerleading uniform costs.

Councilor Eric Radosevich reiterated the comments made by Councilor Michelle R. Martinez regarding Prince Drive. He expressed gratitude towards former Interim City Manager Joe Duran and stated that his service for the City would not go unrecognized. Councilor Radosevich thanked those who expressed condolences during his family's recent loss.

Mayor Pro-Tem Pedro Valdez stated that the Northern New Mexico Regional Arts Center (NMRAC) had distributed revenue documentation. He stated that he would be sharing the information with fellow Councilors and would place the information in their mailbox. Mayor Pro-Tem Valdez further stated the next Public Works Committee Meeting would be held August 5, 2014. He announced that Channel 4 Co-Host and

Weatherman Steve Stucker would be at the Española Public Library from 10am until 12noon on Wednesday, July 23, 2014.

Councilor Dennis Tim Salazar thanked all City Departments and employees who helped make the 2014 Fiesta Del Valle de Española a great success. He stated that the Opening and Ribbon-Cutting Ceremony of the City of Española Regional Sportsplex was well attended as was the First Annual Fiesta Softball Tournament. Councilor Salazar thanked all City staff who helped coordinate the ceremony and softball tournament functions.

H. MATTERS FROM THE MAYOR (ACTION ITEMS)

1. Appointment of City Manager

Mayor Lucero stated that after an extensive interview process for the City Manager position, a decision was made. She reported that there were a total of seven (7) candidates. Mayor Lucero stated that the candidate who had accumulated the highest score within the interview process and passed the procedural background assessment for the City Manager position was Mr. Domingo Martinez.

Mayor Lucero asserted that Mr. Domingo Martinez had served as New Mexico State Auditor for eight (8) years and served the New Mexico State Legislature for over twenty-two (22) sessions. She announced that Mr. Martinez had accumulated over forty (40) years in government. Mayor Lucero stated that Mr. Domingo Martinez having achieved a Masters (MA) degree in Public Administration and a Bachelors (BA) in Accounting.

Mayor Lucero expressed sincere gratitude towards Mr. Martinez and stated that she was very pleased he applied for the position because she felt he could help the City with current and future audit issues.

Motion by Councilor Lewis to ratify the appointment of Mr. Domingo Martinez as City Manager; seconded by Councilor Peggy Sue Martinez.

Councilor Salazar commended Mayor Lucero on the appointment of Mr. Domingo Martinez. He commented that Mr. Martinez had always been considered a man of integrity and honesty. Councilor Salazar expressed that he would be voting in the affirmative to ratify Mr. Martinez' appointment and added that he believed positive change would come with strong leadership. Councilor Peggy Sue Martinez echoed the comments made by Mayor Lucero and Councilor Salazar.

Mayor Lucero stated that Mr. Martinez was a retired PERA employee and he would serve as a contractor at a $100,000 annual wage. Mayor Lucero stated that Mr. Martinez would be carrying his own insurance which should save the City money.

Motion Carried 8-0.

City Clerk Mascarenas administered the Oath of Office to Mr. Domingo Martinez.

2. Employee of the Month- Michael Marquez

Planning and Zoning (P&Z) Director Russell Naranjo introduced Code Enforcement Officer Michael Marquez. P&Z Director Naranjo stated that Mr. Marquez had been with the Planning and Zoning Department for over one (1) year and had issued approximately eight hundred and forty-eight (848) Notices of Violation within the City of Española during that time. P&Z Director Naranjo explained that of the eight hundred and forty-eight (848) Notices of Violation, ninety-eight percent (98%) of the violations had been brought back into compliance.

P&Z Director Naranjo stated that Mr. Michael Marquez exuded a sense of positivity within the P&Z

Department and had redefined the way the City dealt with nuisances. He reported that Mr. Marquez worked diligently and professionally with the public and Municipal Court to alleviate and reconcile violations in a timely manner. P&Z Director Naranjo stated that Mr. Michael Marquez was eager to learn new aspects of the department and was considered a valuable employee.

P&Z Director Naranjo stated that the role of Code Enforcement Officer was very important in maintaining a safety standard within the City. He explained that a future initiative to educate the youth of the community through a collaboration with the Española Public Schools had been discussed. P&Z Director Naranjo stated that he would soon be discussing the initiative with Councilor Michelle R. Martinez in an effort to help the youth understand the dangers of harmful debris and hazardous buildings.

Mayor Lucero presented Code Enforcement Officer Michael Marquez with a certificate of recognition.

Mayor Pro- Tem Valdez congratulated Mr. Marquez on his efforts and further stated that Mr. Marquez had been working closely with North Central Solid Waste Authority (NCSWA) to better understand the issues and complaints of customers and residents. Councilor Peggy Sue Martinez congratulated Code Enforcement Officer Marquez on his accomplishments, encouraging him to keep up the good work.

3. Certificate of Recognition- President of the Arte Antiguo Club and former members

Mayor Lucero asked that President of the Arte Antiguo Club Mrs. Domatilla "Tillie" Gonzalez stand to be recognized. She presented Mrs. Domatilla "Tillie" Gonzalez with a certificate of recognition extending gratitude from the City of Española and the Governing Body for the preservation of the historical Spanish Colonial art form within the community.

Mrs. Gonzalez thanked the City of Española and the Governing Body for recognizing her efforts. She explained that the Art Antigua Club had been in existence since 1928. She announced that Colcha Embroidery was originally a Spanish Colonial art form adopted in the State of New Mexico from the Spanish American settlers and was passed on through generations. Mrs. Gonzalez asked that the Governing Body and the audience observe a moment of silence for all member(s) of the Art Antigua Club who had passed.

Loretta Atencio, Arte Antiguo Club Member, announced that there would be a Colcha Embroidery Art Exhibit and Art Opening at the Bond House Museum on August 2, 2014 beginning at 4pm. She thanked Mayor Pro-Tem Valdez for helping with the purchase of two (2) plaques honoring the Arte Antiguo Club.

I. BUSINESS WITH VISITORS

4. Presentation by YMCA Robotics Team - Ben Sandoval, Teen Center Director

Española YMCA Teen Center Director Ben Sandoval stated that the students of the Española YMCA Teen Center coordinated a robotics team in order to participate in RoboRAVE International held in Albuquerque, NM. He announced that the students had second and third place wins in the Amazing Category Middle School Division.

Mr. Sandoval stated that in order to compete, the students had to demonstrate their ability to write code, program the robot with the code, manipulate the robot to function in a certain way and complete a certain number of tasks. Mr. Sandoval explained that the students had to troubleshoot and rewrite the code to ensure that the robot was accomplishing what was programmed. He stated that the students created tracks that were used at RoboRAVE International by seven other competitors. Mr. Sandoval announced that the Española YMCA Teen Center would be recognized on an international level.

The students then demonstrated the movement of the autonomous robot and the robots programmed capabilities.

Mr. Ben Sandoval read a letter from U.S. Senator Tom Udall congratulating the team and the Española YMCA Teen Center on their accomplishments.

Mayor Lucero thanked Mr. Sandoval and the robotics team. She stated that she wanted to personally sponsor a pizza and pool party at the Ranchitos Pool for all the students of the Española YMCA Teen Center. Councilor Peggy Sue Martinez stated that she would contribute to the efforts.

5. Update regarding Housing Ordinance- Lauren Reichelt, Rio Arriba County and Kelly Duran, Española Chamber of Commerce Executive Director

Rio Arriba County Director of Health and Human Services Lauren Reichelt stated that during the last Joint Session Meeting between the City of Española and Rio Arriba County, the discussion of an Affordable Housing Plan was discussed. Ms. Reichelt stated that the next step in the process would be to develop an ordinance amongst the City of Española and Rio Arriba County. She further stated that the ordinance would address certain problems which both entities shared as a joined community.

Ms. Reichelt stated that the County had begun to draft such an ordinance and requested that both City and County attorneys work in a collaborative effort to finalize the ordinance. Ms. Reichelt reported that Rio Arriba County had spent nearly $30,000 on initial plans, research and development statistics. She stated that the development of the mutual ordinance would enable both entities to acquire federal funding.

Mayor Pro-Tem Valdez recommended that the Affordable Housing Ordinance be discussed during the next Public Works Committee Meeting. He stated that previously drafted City ordinances which included the language of housing development, water infrastructure and utility hook-up charges needed to be researched prior to discussion.

Mayor Lucero stated that she would agree to the City Attorney working collaboratively with the County Attorney toward refining a mutual Affordable Housing Ordinance. She stated that a Work Session would be a good forum of discussion to help the ordinance development. Councilor Salazar echoed Mayor Lucero's comments and agreed with the recommendation made by Ms. Lauren Reichelt.

Councilor Peggy Sue Martinez stated that she would like the ordinance to include language that accommodated disabled veterans. She thanked Ms. Reichelt for her time and tenacity and stated that she had been in favor of the initial concept when it was addressed two (2) years prior. Ms. Reichelt thanked Councilor Peggy Sue Martinez for calling attention to disabled veterans and the need of acquiring affordable housing to accommodate them. Ms. Reichelt stated that she would discuss the matter with the County attorney as well.

Española Chamber of Commerce Executive Director Kelly Duran stated that the housing plan would give low to moderate income families the ability to live in an affordable, safe home. He explained that the transitional housing development was a stepping stone which would allow those that lived within the housing community the ability to improve their credit scores which could potentially lead to home ownership. Mr. Duran reported that eight-five percent (85%) of the people who lived in the valley owned their homes.

Councilor Hernandez stated that he was in favor of adopting the ordinance and requested that page numbers be placed on the document for future reference. Ms. Reichelt replied in the affirmative.

J. CONSENT AGENDA

6. 6.24.14 City Council Meeting Minutes

Councilor Radosevich exited at 7:13pm.

Motion by Councilor Lewis to approve the Consent Agenda; seconded by Councilor Salazar.

Councilor Radosevich re-entered at 7:14pm.

Motion Carried 8-0.

Mayor Lucero announced that Councilor Eric Radosevich needed to depart early due to a pressing family matter. She asked that agenda item nine (9): Approval of City of Española Regional Sportsplex Policy & Procedures be discussed next in order to accommodate Councilor Radosevich.

1. **ITEMS PROPOSED FOR COUNCIL CONSIDERATION/DISCUSSION ITEMS (ACTION ITEMS)**
   9. Approval of City of Española Regional Sportsplex Policy & Procedures

Community Services Director (CSD) Mark Trujillo explained that during the last City Council Meeting, the City of Española Regional Sportsplex Policy & Procedures agreement had been reviewed and discussed. He stated that during the meeting changes were agreed to and included within the latest draft. CSD Trujillo stated that he was open to any suggestions, changes, amendments, edits and/or questions which the Governing Body may want to implement within the City of Española Regional Sportsplex Policy & Procedures agreement prior to the final approval.

Councilor Salazar exited at 7:16pm.

CSD Trujillo stated that the discussion and feasibility of having a City employee present at all scheduled tournaments and/or events taking place at the City of Española Regional Sportsplex was discussed and agreed upon. He added that the Policy & Procedures agreement also repeated that the use of metal spikes and/or cleats was prohibited as a precautionary measure.

Councilor Salazar re-entered at 7:17pm.

Councilor Radosevich stated that he did not believe a City employee needed to be present for the entire span of a softball tournament or game. He suggested that a City employee accommodate time for initial set-up and/or closing, not the duration. Councilor Radosevich suggested that perhaps a designee or contact attendant provide the responsible presence during the game or tournament and communicate with a City official. Community Services Director Trujillo agreed and stated that he believed that would be the best case scenario.

Councilor Radosevich stated that he wanted to address policy number eighteen (18) which stated "*All game times cannot start earlier than 8:00 am and must end by 11:00 pm. Lights will be turned off at 11:30pm. (Special use hours require approval from Community services office)*". He stated that the difference between a game ending time and a tournament ending time was different. Councilor Radosevich explained that a tournament may begin at 7pm and end at 12 midnight. He suggested that the language convey a prohibited allowance.

Councilor Eric Radosevich stated that he wanted to address policy number nineteen (19) which stated, "*24 hour tournaments discouraged (will require council approval).*" He suggested that the word "*discouraged*" be changed to "*encouraged.*"

Councilor Radosevich asked Community Services Director Trujillo about policy number twenty (20). Community Services Director Trujillo stated that the City invested in a special rake to help maintain the synthetic turf and not having any vehicles foreign to the synthetic turf would increase the longevity of the fields. Councilor Radosevich requested that the language read that only special use or authorized vehicles were allowed on the fields.

He stated that he felt policy number twenty-five (25) sounded redundant. Councilor Eric Radosevich suggested that the language only state that the Sportsplex prohibited metal spikes.

Councilor Michelle R. Martinez stated that the changes which were discussed during the last City Council Meeting were not reflected within the current version of the document. She stated that she understood the time restraints and the need for the document to be adopted in order to protect the facilities. Councilor Michelle R. Martinez stressed the importance of the Policies and Procedures document and suggested that a work session to discuss the Policies and Procedures for the Sportsplex as well as the Affordable Housing Ordinance be planned. Councilor Michelle R. Martinez stated that productive discussion was not taking place and redundant points were being rehashed.

Mayor Pro-Tem Valdez echoed the concerns of Councilor Michelle R. Martinez. Mayor Lucero asked that the City Clerk coordinate with Council and determine a convenient day to hold a Work Session. City Clerk Mascareñas replied in the affirmative. Mayor Lucero suggested that the changes within the Policies and Procedures document reflect a legislative style so that the changes would be apparent.

Motion by Councilor Radosevich to move the Approval of City of Española Regional Sportsplex Policy & Procedures to a Work Session mutually determined by City Council and coordinated through the City Clerk; seconded by Councilor Peggy Sue Martinez.

Motion Carried 8-0.

Councilor Radosevich exited at 7:22pm.

7. Acceptance of Chapel Replica – Anonymous Donation to the City of Española

Mayor Lucero stated that the Chapel Replica was made with the original tin which once covered the Santuario de Chimayo and portrayed a Penitente style of art. She stated that the replica was created by a native New Mexican santero artist named Bobby Garcia.

Mayor Lucero stated that Mr. Bobby Garcia had his work notably displayed within Santa Fe's Oldest Historic Houses, The Museum of International Folk Art, The Palace of the Governors and the Archdiocese of Santa Fe Archives.

Motion by Councilor Lewis to accept the Chapel Replica for the City of Española; seconded by Mayor Pro-Tem Valdez.

Motion Carried 7-0.

8. Approval of Senior Center Trip to Ruidoso, NM – August 25th -27th

Community Services Director Trujillo introduced Senior Center Coordinator Josephine Velasquez. She stated that a trip had been tentatively coordinated for the seniors to the Inn of the Mountain Gods Resort and Casino in Ruidoso, NM from Sunday, August 24th until Tuesday, August 26th, 2014. Community Services Director Trujillo stated that the resort offered group rates at a reasonable cost. He explained that the Letter of Agreement between the Beatrice Martinez Senior Center and the Inn of the Mountain Gods Resort and Casino was required in order to account for the group rate.

Mayor Lucero asked if the accommodations were going to be covered by the individuals taking in the trip. Community Services Director Trujillo stated that accommodations were going to be covered by each individual. He stated that the City would be providing transportation to and from the resort.

Motion by Councilor Lewis to approve the Senior Center Trip to Ruidoso, NM from August 24th -26th; seconded by Councilor Peggy Sue Martinez.

Motion Carried 7-0.

10. Approval of Española Human Society Contract
Interim City Manager (ICM) Tessa Jo Mascareñas stated that the contract presented before Council was previously negotiated by former Interim City Manager Joe Duran. She stated that the language in the contract with the exception of two (2) changes had remained basically the same as that of the previous year. ICM Mascareñas stated that the number seventy- five (75) reflected on page one (1) should read seventy (70) which would change the monthly payment. ICM Mascareñas stated that the second change was on page three (3) and indicated that the contract would commence on July 1, 2014 and be effective until June 30, 2015.

Motion by Mayor Pro-Tem Valdez to approve the Española Human Society contract with changes; seconded by Councilor Lewis.

Mayor Pro-Tem Valdez requested that records be provided from the Española Human Society for audit purposes. Mayor Lucero replied in the affirmative and asked that ICM Mascareñas and the newly appointed City Manager Domingo Martinez obtain the fiscal records from previous years to potentially aid with the audits.

Councilor Lewis endorsed the Española Human Society and expressed concern regarding the transportation and holding of animals from other areas such as Santa Fe County. He expressed a sincere intent to coordinate with Santa Fe County Officials regarding the matter.

Motion carried 7-0.

10. Approval of Black Mesa Wireless Lease Agreement
IT Manager Joaquin Maestas stated that a Black Mesa Wireless collaboration with the City of Española had been in the making for approximately one (1) year. He stated that the contract would be based on a one (1) year term and would allow Black Mesa Wireless to mount wireless antennae atop two (2) of the City water towers and the Hunter building. IT Manager Maestas stated that the building was subleased by Siete Del Norte who recently obtained their occupancy permit. He stated that it was imperative to move fast on the initiative and urged Council to vote in favor of the agreement in order to provide faster internet service in the area.

Motion by Mayor Pro-Tem Valdez to approve the Black Mesa Wireless lease agreement; seconded by Councilor Michelle R. Martinez.

IT Manager Maestas explained that the center for operations required no manpower, but the equipment would need to be separated for security purposes. He reported that Black Mesa Wireless had agreed to provide high speed internet services to the Plaza de Española Convento.

Mayor Lucero stated that she would be very grateful if the internet services would be provided as the facilities were beautiful but lacking modern conveniences that promoted communication and economic development. Councilor Peggy Sue Martinez echoed the sentiments of Mayor Lucero.

Councilor Peggy Sue Martinez expressed her enthusiasm of having high speed internet within the area. She asked about the feasibility of a possible lightning strike to the mounted internet tower. IT Manager Maestas explained that lightning was not a factor because the towers were securely mounted and grounded.

Councilor Hernandez questioned when the lease agreement would be effective and how soon the public could

anticipate high speed internet services. IT Manager Maestas explained that if the lease was approved, there would be a set-up time of two (2) weeks with the service completely functional within one (1) month. He stated that the company would be open for new business thereafter. IT Manager Maestas further explained that the equipment was referred to as fixed wireless whereby a receiver would be mounted outside a residence. He reported that the cost of service would range from twenty dollars ($20) per month to eighty dollars ($80) per month.

City Attorney Frank Coppler stated that the agreement needed to be amended due to small typos that occurred during dictation. He stated that the typos had no real bearing on the contract language but needed to be deleted nonetheless.

Motion carried 7-0.

12. Approval of YMCA Contract
Española YMCA Teen Center Director Ben Sandoval stated that he was present to seek the approval and renewal of the Professional Services Agreement between the City of Española and the Española YMCA Teen Center.

Mr. Sandoval stated that the center was entering the seventh (7th) year of operation and the contract would be in the amount of $45,000. Mr. Sandoval stated that he believed it was determined that the amount was raised to $60,000. He stated that he would like to note the change within the Professional Services Agreement.

Motion by Mayor Pro-Tem Valdez to approve the YMCA contract; seconded by Councilor Michelle R. Martinez.

Mayor Pro-Tem Valdez stated that the budget was cut from the Española Human Society by $5,000. He stated that the Northern New Mexico Regional Art Center (NNMRAC) contract was cut by $10,000. Mayor Pro-Tem Valdez stated that he would like to recommend that Council cut the YMCA budget by $5,000 reflecting a total of $55,000. He also requested previous fiscal records from the Española YMCA Teen Center in order to aid the City with audits. Councilor Peggy Sue Martinez echoed the comments of Mayor Pro-Tem Valdez and suggested that the City hold back an additional $5,000 in an effort to help the City's financial status.

Councilor Adrianna Ortiz asked Mr. Sandoval what the effects would be if such a cut were made. Mr. Sandoval stated that the cut would hurt the center significantly. He stated that he understood the needs of the City and the need for cutbacks. Mr. Sandoval stated that the funding provided for his wage and two (2) other part-time student employees.

Mayor Lucero called upon Administrative Services Director (ASD) Joyce Sandoval to report on the approved budget amount. ASD Sandoval stated that the amount budgeted for the Española YMCA Teen Center was $55,000 and additional funding of $5,000.00 was not feasible due to budget adjustments and necessary cutbacks.

Motion amended by Mayor Pro-Tem Valdez to approve the contract with an amount of $55,000 to be paid for services rendered; seconded by Councilor Michelle R. Martinez.

Motion carried 7-0.

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.

Mayor Lucero stated that there was a need to go into Executive Session in order to discuss a report of the law firm Stein and Brockman: "State of Texas V. State of New Mexico et al. (Rio Grande Valley) effects on current water litigation to which the city is a party."

Motion by Councilor Peggy Sue Martinez to enter into Executive Session; seconded by Councilor Lewis.

Roll Call Vote:

Mayor Pro-Tem:	Pedro Valdez	In Favor
Councilors:	Cory Lewis	In Favor
	Michelle R. Martinez	In Favor
	Dennis Tim Salazar	In Favor
	Adrianna Ortiz	In Favor
	Peggy Sue Martinez	In Favor
	John Hernandez	In Favor

Motion carried 7-0.

The Governing Body entered Executive Session at 8:15pm.

Mayor Lucero stated that there was no action taken in Executive Session.

Motion by Councilor Peggy Sue Martinez to exit Executive Session; seconded by Mayor Pro-Tem Valdez

Roll Call Vote:

Mayor Pro-Tem:	Pedro Valdez	In Favor
Councilors:	Cory Lewis	In Favor
	Michelle R. Martinez	In Favor
	Dennis Tim Salazar	In Favor
	Adrianna Ortiz	In Favor
	Peggy Sue Martinez	In Favor
	John Hernandez	In Favor

Motion carried 7-0.

The Governing Body exited Executive Session at 8:52pm.

L. ADJOURNMENT

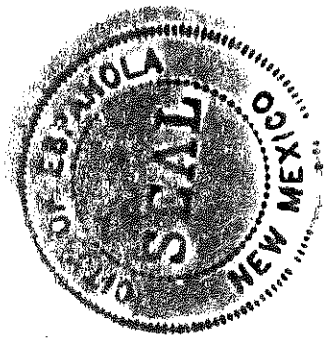
Motion by Councilor Lewis to adjourn; seconded by Mayor Pro-Tem Valdez.

Motion carried 7-0.

The meeting was adjourned at 8:53pm.

SIGNED, ADOPTED AND APPROVED THIS 9TH DAY OF SEPTEMBER, 2014

Alice A. Lucero, Mayor

ATTEST

Anna Squires, Deputy City Clerk