CITY COUNCIL MEETING
SEPTEMBER 23, 2014, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER
The meeting was called to order at 6:01 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 Pro-Tem Pedro Valdez led the Moment of Meditation/Invocation.

D. ROLL CALL/DETERMINATION OF QUORUM
The following in attendance:

Mayor:	Alice A. Lucero
Mayor Pro-Tem	Pedro Valdez
Councilors:	Eric Radosevich
	Cory Lewis
	Michelle R. Martinez
	Dennis Tim Salazar
	Adrianna Ortiz
	John Hernandez
	Peggy Sue Martinez (phoned at: 6:05pm)

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. Proclamation- Walk Against Drugs
3. Update on Status of 2011 Audit

I. PUBLIC HEARINGS

4. Ordinance 2014-05: An Ordinance amending the Zoning Ordinance of the City of Española, Ordinance No. 313, as amended, and changing the zoning classification of 2.919 acres and .499 acres, more or less, from B-1 (Local Commercial District) to R-1 (Rural Residential District). The properties are located at 1422 and 1414 N. Prince Drive, within the City of Española, County of Rio Arriba requested by Audoro War.
5. Ordinance 2014-06: An Ordinance Replacing 2014-02, Adopting the New Mexico Uniform Traffic Ordinance by Reference
6. Ordinance 2014-07: An Ordinance Granting a Cable Television Franchise to Satview Broadband Ltd to Operate and Maintain a Cable Television System in the City; Providing for Payment by Satview Broadband Ltd to the City of Seven Percent of the Gross Receipts Of Satview Broadband Ltd From Revenues Received From Basic Services By Satview Broadband Ltd From Subscribers Located Within The City And Outside The Boundaries Of Any Indian Pueblo Or Tribe To Which Satview Broadband Ltd Is Also Paying A Franchise Fee; The Term Of The Franchise To Be Fifteen Years From The Effective Date Of This Ordinance.

J. CONSENT AGENDA

7. 7.22.14 City Council Meeting Minutes
8. 7.28.14 Finance Board Meeting Minutes
9. 8.4.14 Special City Council Meeting Minutes
10. 8.12.14 City Council Meeting Minutes

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

11. New Truck Purchase for Water Department
12. Approval of Water Meter Relocation for Jerry Rodriguez at 812 Spruce Street
13. Approval of Reimbursement Request for Lodging for Joyce Sandoval at Continuing Education Conference

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 Councilor Cory Lewis to approve the agenda as amended; 2nd by Councilor Michelle Martinez.

Motion Carried 7-0

F. PUBLIC COMMENTS

Executive Director of Four Bridges Traveling Permaculture Institute, Lorraine Kahneratokwas Gray stated her name and title for the record. Ms. Gray announced that the 9th Annual Traditional Agriculture & Sustainable living Conference would be held at Northern New Mexico College October 3rd and 4th, 2014. Ms. Gray further stated that Mayor Alice A. Lucero agreed to recite a proclamation honoring traditional agriculture within the community. Ms. Gray extended an open invitation to all City Councilors and family members to attend the two (2) day educational conference.

G. COUNCILOR COMMENTS/ ANNOUNCEMENTS

Councilor Cory Lewis stated that he was approached by constituents as well as business owners whom had questions regarding the *Adopt a Median Program*. Councilor Lewis further requested that information and/or past policy be made available and placed within agenda packets on the appropriate committee meeting agenda. Mayor Pro-Tem Pedro Valdez replied in the affirmative, stating that he would place the item on the next Public Works Committee Meeting Agenda.

Councilor Eric Radosevich questioned if there was a previous *Adopt a Median Policy* in place. Mayor Lucero replied in the affirmative, stating that there was a previous policy but it may need to be revised by the Public Works Committee.

Councilor Peggy Sue Martinez called in at 6:05pm

Mayor Pro-Tem Valdez announced that the *29th Annual Española Valley Arts Festival* would be taking place at the Plaza de Española Convento grounds beginning Saturday, September 27, 2014 and lasting until Sunday, September 28, 2014. Mayor Pro-Tem Valdez stated that the previously discussed *Taste of Enchantment* would not coincide with the arts festival and would be taking place within the month of October 2014.

Mayor Lucero announced that *Walk Against Drugs* would be taking place September 27, 2014 from Washington Federal Bank to Valdez Park. Mayor Lucero encouraged the community to participate and register early.

Mayor Lucero stated that she wanted to recognize two (2) awards that were received by the Española Department of Public Safety and from the Rio Arriba County DWI Council & Rio Arriba County Joint Task

Force. Mayor Lucero explained that the department received an Award of Excellence acknowledging exceptional accomplishments and outstanding performance. Mayor Lucero further explained that Chief Richard Gallegos received the Award of Achievement in recognition of outstanding performance, dedication and continued contributions to the people within the community. Mayor Lucero presented the awards to Chief Gallegos and Deputy Chief Miguel Maez.

Councilor Cory Lewis thanked the Española Department of Public Safety for their efforts and congratulated both Chief Gallegos and Deputy Chief Maez for their hard work and dedication.

H. MATTERS FROM THE MAYOR (ACTION ITEMS)

1. Appointment of City Manager

Mayor Alice A. Lucero stated that after an extensive interview process for the City Manager position, a decision was determined. Mayor Lucero thanked all applicants and further explained that there were a total of three (3) candidates and out of the three (3) one (1) had been chosen.

Mayor Lucero further stated that Mr. Tony Flores was currently the Assistant City Manager for Santa Fe County. Mayor Lucero expressed that Mr. Flores had considerable experience in legislative efforts as well as local government. Mayor Lucero further expressed that Mr. Flores was considered by his references to be a strategic planner who also possessed important finance and auditing experience. Mayor Lucero stated that Mr. Flores had experience in designing water and waste water utility infrastructure which would prove to be beneficial to the City. She further stated that Mr. Flores agreed to be an *At Will* employee without a pre-determined contract.

Mayor Lucero finalized her comments about Mr. Flores, stating that everyone she had spoken to about Mr. Flores had nothing but good things to say about him. Mayor Lucero called for the motion in favor or otherwise to ratify the appointment of City Manager for Mr. Tony Flores.

Motion to ratify the appointment of City Manager position to Mr. Tony Flores made by Mayor Pro-Tem Valdez; Second by Councilor Adrianna Ortiz.

Motion Carried 8-0
Councilor Peggy Sue Martinez voting in the affirmative via teleconference at 6:08pm
Councilor Peggy Sue Martinez dismissed herself from the City Council Meeting at 6:09pm

Councilor Cory Lewis graciously asked that newly appointed City Manager Tony Flores take his place within Council Chambers. Newly appointed City Manager Tony Flores replied in the affirmative and took his position within Chambers.

Mr. Flores gracefully accepted the ratification of the appointment and further stated that he was honored to be chosen to serve the community in the capacity of City Manager. He then thanked Mayor Lucero and City Council for allowing him the opportunity. Mr. Flores stated that he would be effective on October 13, 2014.

Councilor Dennis Tim Salazar thanked ICM Tessa Jo Mascareñas for her hard work and dedication serving in the capacity of Interim City Manager. Mayor Lucero echoed the sentiments made by Councilor Salazar.

2. Proclamation- Walk Against Drugs

Mayor Lucero called upon Municipal Court Outreach Coordinator Richard Marquez and Representative of Northern New Mexico Youth & Families Against Drugs.

Mr. Richard Marquez stated that the awareness group was established by local citizens to help combat the drug problem in Northern New Mexico and the Walk Against Drugs served as a vehicle for communities and

individuals to take a stand for the hopes and dreams of our youth through a commitment to drug prevention and education. Mr. Marquez honored Northern New Mexico Youth & Families Against Drugs President Efren Sanchez and thanked him for his hard work and dedication.

Mayor Lucero recited the proclamation which honored and reserved Saturday, September 27, 2014 as Walk Against Drugs Day in the City of Española, N.M. Mayor Lucero thanked all representatives of Northern New Mexico Youth & Families Against Drugs and encouraged the community to participate in the Walk Against Drugs. Mayor Lucero presented the award to Mr. Marquez and he gracefully accepted on behalf of NNMYFAD.

3. Update on Status of 2011 Audit
Mayor Lucero called upon City Finance Department Analyst Jessica Ortiz to speak with regard to the status of the 2011 Audit in the absence of ASD Joyce Sandoval. Mrs. Ortiz stated that the 2011 Audit field work process had been completed. Mrs. Ortiz expressed that that 2011 Audit was undergoing the second review process from the Department of Finance and Administration (DFA). Mrs. Ortiz stated that the City could anticipate a release letter from DFA as early as one (1) week.

Mayor Lucero stated that a Special City Council Meeting would be held Monday, September 29, 2014 at 5:30pm within Council Chambers to approve FY 2011 Audit. Mayor Lucero further stated and the approval of the RFP for the Veteran's Memorial Amphitheater Seating & Drainage could also be anticipated during the Special City Council Meeting.

I. PUBLIC HEARINGS

4. Ordinance 2014-05: An Ordinance amending the Zoning Ordinance of the City of Española, Ordinance No. 313, as amended, and changing the zoning classification of 2.919 acres and .499 acres, more or less, from B-1 (Local Commercial District) to R-1 (Rural Residential District). The properties are located at 1422 and 1414 N. Prince Drive, within the City of Española, County of Rio Arriba requested by Audoro War.

City Planning Technician Larry Valdez stated that the Planning Commission had previously met and granted permission to Mr. Audoro War to change the zoning classification from local commercial district B-1 to R-1. City Planning Technician Valdez specified that the amended zoning of 2.91 acres changed to 3.418 acres because it combined two (2) properties for the purpose of residential development.

Mayor Lucero opened the Public Hearing at 6:24pm

Mr. Audoro War stated his name for the record. Mr. War stated that he was seeking final permission from the Governing Body to amend the zoning classification from Local Commercial (B-1) to Rural Residential (R-1) in order to develop residential apartments. He further stated that a main entrance from the main highway to the property did not exist and could not be zoned as B-1. Mr. War further explained that the other half of the property was zoned as rural residential (R-1).

Mayor Lucero closed the Public Hearing at 6:25pm

Motion to amend and approve Ordinance 2014-05; made by Councilor Radosevich; Second by Councilor Cory Lewis.

Councilor John Hernandez questioned why there was no access to the property from the main highway, North Paseo de Oñate. City Planning Technician Valdez explained that the main highway, North Paseo de Oñate, sat above the property in question by approximately thirty (30) to forty (40) feet. Mr. Valdez further stated that the development of an entrance off the main highway for commercial purposes would be a substantial cost and would also not be a safe entrance due to the properties proximity below the main highway.

Councilor Adrianna Ortiz questioned City Planning Technician Valdez of the total combined acres on the property for clarification purposes. Mr. Valdez stated that the combined property would result in 3.418 acres. Councilor Ortiz then questioned potential legal ramifications if the varying amount of acreage finalized varied considerably from previously advertised acreage.

Mr. Valdez stated that to his knowledge the amount was a fractional and should not be a problem or foreseeable problem by the Planning Commission given the estimated equivalent of total acreage.

Roll Call Vote:

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

Motion Carried 7-0

5. Ordinance 2014-06: An Ordinance Replacing 2014-02, Adopting the New Mexico Uniform Traffic Ordinance by Reference.

ICM Mascareñas explained that the City of Española received a letter from the New Mexico Municipal League (General Counsel Randy Van Vleck) stating that there was an addition to one (1) section of the UTO (Section 12-6-18) Texting While Driving.

ICM Mascareñas further explained that the new section was shown within the 2014 Uniform Traffic Ordinance and under the new Section 12-6-18, Texting While Driving allowed violations of that section to be a penalty assessment violation. ICM Mascareñas stated that the process of updating the ordinance by means of replacing and adopting the New Mexico Uniform Traffic Ordinance by reference was a routine process.

Mayor Lucero stated that the 2014 Uniform Traffic Ordinance, Section 12-6-18, Texting While Driving, was adopted as N.M. State Law. Mayor Lucero further cautioned the listening audience not to text while driving as to avoid violation penalties as well as causing potential accidents and/or possible fatalities.

Mayor Lucero opened the Public Hearing at 6:31pm
Mayor Lucero closed the Public Hearing at 6:31pm

Motion to approve Ordinance 2014-06: An Ordinance Replacing 2014-02, Adopting the New Mexico Uniform Traffic Ordinance by reference made by Councilor Lewis; Second by Councilor Radosevich.

Roll Call Vote:

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

Motion Carried 7-0

6. Ordinance 2014-07: An Ordinance Granting a Cable Television Franchise to Satview Broadband Ltd to Operate and Maintain a Cable Television System in the City; Providing for Payment by Satview Broadband Ltd to the City of Seven Percent (7%) of the Gross Receipts Of Satview Broadband Ltd From Revenues Received From Basic Services By Satview Broadband Ltd From Subscribers Located Within The City And Outside The Boundaries Of Any Indian Pueblo Or Tribe To Which Satview Broadband Ltd Is Also Paying A Franchise Fee; The Term Of The Franchise To Be Fifteen (15) Years From The Effective Date Of This Ordinance.

City Attorney Frank Coppler stated that prior to Satview Broadband Ltd. purchasing the Cable T.V. franchise, the City has provided services by Baja Cable. City Attorney Coppler further stated that in the Fall of 2013, Baja Cable negotiated terms to sell their Cable T.V. franchise to Satview Broadband Ltd. and coincidentally the franchise agreement amongst the City of Española and formerly Baja Cable had expired within the same period of time. City Attorney Coppler explained that Baja Cable had paid their franchise fees through December of 2013 and the new owners, Satview Broadband Ltd. had continued to pay a three percent (3%) franchise fee for local government without a new agreement or ordinance in place.

City Attorney Coppler stated that the ordinance under N.M. State Statue needed to be advertised and published prior to the public hearing. City Attorney Coppler stated that the franchise fee advertised had increased to seven percent (7%). City Attorney Coppler also stated that under the publication laws the amount could always be lowered but it could not be raised. Mr. Coppler further discussed that the franchise fee for local government could increase within a five percent (5%) limitation.

City Attorney Frank Coppler recommended that Council approve a five percent (5%) franchise fee increase, allowing Mayor Lucero and he or legal representation, the authority to discuss the applicable amount(s) dispersed.

Mayor Lucero opened the Public Hearing at 6:36pm
Mayor Lucero closed the Public Hearing at 6:36pm

Motion to approve Ordinance 2014-07: An Ordinance Granting a Cable Television Franchise to Satview Broadband Ltd to Operate and Maintain a Cable Television System in the City; Providing for Payment by Satview Broadband Ltd to the City of Seven Percent of the Gross Receipts Of Satview Broadband Ltd From Revenues Received From Basic Services By Satview Broadband Ltd From Subscribers Located Within The City And Outside The Boundaries Of Any Indian Pueblo Or Tribe To Which Satview Broadband Ltd Is Also Paying A Franchise Fee of Five Percent (5%) allowing City Attorney and Mayor authority to discuss and determined how the Five Percent (5%) applies to the services; The Term Of The Franchise To Be Fifteen Years From The Effective Date Of This Ordinance, made by Mayor Pro-Tem Pedro Valdez; 2nd by Councilor Cory Lewis.

Councilor John Hernandez questioned City Attorney Coppler about Section No. 13. within Ordinance 2014-07. Which stated that under the ordinance, six months from the inception for services of the competitor, be suspended and the Company shall have no liability to the City for the fee until such time as its competitor is subject to a comparable fee. Councilor John Hernandez stated that he did not understand why that section would need to be placed within the ordinance if it posed any point of contention in the future.

City Attorney Coppler stated that that there were potential antitrust agreements that monopoly companies such as cable television companies pose if discriminatory claims were justifiable. City Attorney Coppler requested that if Council so desired to omit Section No. 13 within Ordinance 2014-07, it would be fine. He then suggested that the makers of the first and second motion to approve Ordinance 2014-07 withdraw their motion and reassert the motion to clarify the amended motion.

Mayor Pro-Tem Valdez stated that he did not wish to remove his motion in the event that that the Section No.

13. may serve to protect the City's best interest. Mayor Pro-Tem Valdez further stated that when the Ordinance needs to be readdressed, determinations to amend or omit information can be asserted at a later date after further evaluation.

Roll Call Vote:

Mayor Pro-Tem:	*Pedro Valdez*	*In Favor*
Councilors:	*John Hernandez*	*Not in Favor*
	Adrianna Ortiz	*Not in Favor*
	Dennis Tim Salazar	*Not in Favor*
	Michelle R. Martinez	*Not in Favor*
	Cory Lewis	*Not in Favor*
	Eric Radosevich	*Not in Favor*

Motion Failed 6-1

Motion made by Councilor Cory Lewis; 2nd by Councilor Radosavich to approve Ordinance 2014-07: An Ordinance Granting a Cable Television Franchise to Satview Broadband Ltd to Operate and Maintain a Cable Television System in the City; Providing for Payment by Satview Broadband Ltd to the City of Seven Percent of the Gross Receipts Of Satview Broadband Ltd From Revenues Received From Basic Services By Satview Broadband Ltd From Subscribers Located Within The City And Outside The Boundaries Of Any Indian Pueblo Or Tribe To Which Satview Broadband Ltd Is Also Paying A Franchise Fee of Five Percent (5%) allowing City Attorney and Mayor authority to discuss and determined how the Five Percent (5%) applies to the services; The Term Of The Franchise To Be Fifteen Years From The Effective Date Of This Ordinance, Omitting Section 13.

Roll Call Vote:

Mayor Pro-Tem:	*Pedro Valdez*	*Not in Favor*
Councilors:	*John Hernandez*	*In Favor*
	Adrianna Ortiz	*In Favor*
	Dennis Tim Salazar	*In Favor*
	Michelle R. Martinez	*In Favor*
	Cory Lewis	*In Favor*
	Eric Radosevich	*In Favor*

Motion Carried 6-1

J. CONSENT AGENDA

7. 7.22.14 City Council Meeting Minutes
8. 7.28.14 Finance Board Meeting Minutes
9. 8.4.14 Special City Council Meeting Minutes
10. 8.12.14 City Council Meeting Minutes

Motion made by Mayor Pro-Tem Valdez to approve the Consent Agenda; Motion 2nd by Councilor Ortiz.

Motion Carried 7-0

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

11. New Truck Purchase for Water Department

Water Operation Supervisor Adrian Martinez stated that his department had over ten (10) employees. He further expressed that their department was equipped with five (5) running vehicles. Mr. Martinez stated that the department which he oversaw does not have a large service utility vehicle. Mr. Martinez further explained

that such a vehicle would enable the department to operate more efficiently by carrying larger heavier equipment and serve as aid to other vehicles within the department.

Councilor Dennis Tim Salazar out at 6:46pm in at 6:46pm

Water Operation Supervisor Martinez stated that in addition to the larger service utility vehicle (SUV) the other vehicle budgeted for the department was a smaller service utility vehicle (SUV). Mr. Martinez stated that he would be using the vehicle primarily for driving on and off various work sites and allow for another vehicle to be utilized by staff.

Mayor Lucero questioned Water Operation Supervisor Adrian Martinez if both vehicles were approved in the budget process. Mr. Martinez replied in the affirmative stating that approximately $100,000 was approved within the budget process under Equipment and Machinery.

Mayor Pro-Tem Valdez stated that the request of purchasing the vehicles came before the Public Works Department for review. He then asked that Water Operation Supervisor Martinez explain in further detail the spreadsheet provided to Council.

Water Operation Supervisor Martinez stated that out of the four dealers: Henry Valencia, Reliable Chevrolet, Desert Sun Motors, and Melloy Dodge, two (2) of the four (4) dealerships were on the State Contract List. Mr. Martinez further stated that Reliable Chevrolet and Melloy Dodge were both on the State Contract List. Mayor Pro- Tem Valdez stated that there was approximately a $1,000.00 dollar difference between Melloy Dodge and Henry Valencia. Mayor Pro- Tem Valdez further stated that Henry Valencia was a local dealership and Melloy Dodge was not local.

Motion made by Mayor Pro-Tem Valdez to approve the purchase of a large 2015 Chevrolet Silverado Crew Cab work truck package, 6.6 Liter Diesel, Dual Rear Wheels from local dealership Henry Valencia in the amount of $61,955.00; Motion 2nd by Councilor Lewis.

Councilor Radosevich stated that he was also in favor of purchasing the larger service utility vehicle from a local dealership. He further stated that it would inevitably save the City on parts and maintenance.

Mayor-Pro Tem Valdez clarified his motion and stated that he would like to vote on each of the vehicles separately. Mayor Lucero stated that she was in agreement and then asked what the pleasure of Council was. Council responded unanimously in the affirmative.

Motion Carried 7-0

Water Operation Supervisor Adrian Martinez stated that he attempted to acquire a quote form local dealership Henry Valencia for the smaller sports utility vehicle but was told by a Sales Manager that he didn't think Henry Valencia could compete with the other dealerships. Mr. Martinez stated that he obtained a quote from Melloy Dodge who was also a part of the State Contractors List. He further stated that the cost for a 2015 Dodge Durango V8, blue tooth, and basic law package would be $29,991.00 dollars. Mr. Martinez stated that the amount was approximately ten percent (10%) higher.

Mr. Martinez stated that the next quote acquired was from Reliable Chevrolet which was amongst the State Contractors List. Mr. Martinez stated that a 2015 Chevrolet Traverse with Front and Rear Interior Light Bars AWD in the amount of $27,239.00 was the next potential purchase. Water Operation Supervisor Martinez further stated that he received a quote in the amount of $34,140.00 from local dealership Dessert Sun Motors which included a warranty/maintenance package. He further stated that the overall package was much more impressive as well as a better quality vehicle.

Motion made by Councilor Lewis to approve the purchase of a smaller 2015 Dodge Durango from Dessert Sun Motors. Motion 2nd by Councilor Eric Radosevich.

Mayor Pro-Tem Pedro Valdez stated that he would be voting against the purchase because the amount exceeded over $5,000.00 dollars. He further stated that he would have preferred the purchase be from Reliable Chevrolet which was amongst the State Contractors List and also provided an adequate price and quote.

Councilor Radosevich stated that he was in favor of shopping locally. Councilor Radosevich further stated that the local purchase prohibited travel elsewhere as well as maintenance on the vehicle. He further expressed that by purchasing locally valuable gross receipts tax monies would remain within the City.

Councilor Michelle Martinez stated that she was pleased with the informational materials provided within the packets. She thanked Water Operation Supervisor Martinez for his efforts to support the local economy.

Motion Carried 6-1

12. Approval of Water Meter Relocation for Jerry Rodriguez at 812 Spruce Street.

Water Operation Supervisor Adrian Martinez stated that resident Jerry Rodriguez of 812 Spruce Street had met with City Planning and Zoning official(s) to potentially remove an existing city water meter located on his property. Mr. Martinez further stated that City Water Officials had visited the site on August 21, 2014 and determined that an existing meter was on Mr. Rodriguez property.

Mr. Adrian Martinez explained that Mr. Rodriguez wanted to pour a permanent concrete slab for a modular/mobile home. Mr. Martinez further explained that the proposed driveway for this home would pass directly over the existing meter location. He also stated that it was for this reason the recommendation was made to relocate the meter just outside the property line to the northeast side of the property.

Water Operation Supervisor Adrian Martinez stated that he did not see any major issues with relocating the meter but it would involve some work and materials. He further stated that by relocating the meter it would then eliminate potential problems with the meter.

Mr. Adrian Martinez stated that he was concerned with what appeared to be a private well on the property which posed a water connection from City's water line to the structure adjacent to what appears to be a private line from a private well. Mr. Martinez recommended that the line be relocated where repairs could be made without having to go underneath the future house or structure.

Mayor Pro-Tem Valdez stated that the city would have to absorb the cost because the line was a city line.

Motion made by Mayor Pro-Tem Valdez to approve the meter relocation for Jerry Rodriguez at 812 Spruce Street; Motion 2nd by Councilor Michelle R. Martinez.

Motion Carried 7-0

13. Approval of Reimbursement Request for Lodging for Joyce Sandoval at Continuing Education Conference.

City Finance Department Analyst Jessica Ortiz stated that during the last Finance Committee Meeting held September 18, 2014, ASD Sandoval presented a request for reimbursement for lodging for September 22nd and 23rd, 2014 at the Denver Marriott City Center in Denver Colorado.

City Finance Analyst Ortiz stated that in order for ASD Sandoval to maintain her CPA she was required to

attend the AICPA Governmental Accounting and Auditing Continuing Education Program which was held annually. City Finance Analyst Ortiz explained that in years past, the City had always paid for the course but had never opted to pay for ASD Sandoval's lodging. Mrs. Ortiz further explained that in years past ASD Sandoval absorbed the cost of lodging pocket in order to maintain her CPA. She stated that the total amount requested to be reimburse to ASD Sandoval including taxes was $1,200 dollars.

Councilor Michelle R. Martinez stated that she recalled during the Finance Committee Meeting, ASD Sandoval specified that the AICPA Continuing Education Program was held in Las Vegas Nevada and ASD Sandoval had friends to accommodate her which aided with her travels. Councilor Michelle R. Martinez further stated that this year the venue had changed to the state of Colorado where ASD Sandoval did not have the same accommodation convince.

Motion made by Mayor Pro-Tem Valdez to approve the Reimbursement Request for Lodging for ASD Joyce Sandoval at Continuing Education Conference in the amount of $1,200.00 dollars; Motion 2nd by Councilor Adrianna Ortiz.

L. EXECUTIVE SESSION

Mayor Alice A. Lucero state that there was need to go into Executive Session because of pending threats made by Jemez Mountains Electric Cooperative to extract existing electrical poles within City limits which posed potential litigation.

Motion made by Councilor Cory Lewis to enter into Executive Session, 2nd by Councilor Michelle R. Martinez.

Roll Call Vote:

Mayor Pro-Tem:	***Pedro Valdez***	***In Favor***
Councilors:	***John Hernandez***	***In Favor***
	Adrianna Ortiz	***In Favor***
	Dennis Tim Salazar	***In Favor***
	Michelle R. Martinez	***In Favor***
	Cory Lewis	***In Favor***
	Eric Radosevich	***Not in Favor***

Motion Carried 6-1
Entered into Executive Session at 7:12pm
Councilor Peggy Sue Martinez was present during Executive Session 7:12pm

Motion made by Councilor Cory Lewis to exit Executive Session, 2nd by Councilor Michelle R. Martinez.

Roll Call Vote:

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

Motion Carried 8-0

Mayor Alice A. Lucero state that no action was taken during executive session only discussion regarding the extraction of existing electrical poles within City limits from Jemez Mountains Electric Cooperative Inc.

M. ADJOURNMENT

Motion to adjourn made by Councilor Cory Lewis; Motion 2nd by Councilor Eric Radosevich.
Motion carried 8-0
Meeting Adjourned at 7:32 pm

SIGNED, ADOPTED AND APPROVED THIS 14th DAY OF OCTOBER 2014.

Alice A. Lucero, Mayor

Attest:

Tessa Jo Mascareñas, City Clerk