

**CITY COUNCIL MEETING  
JUNE 24, 2014, 6PM  
CITY HALL COUNCIL CHAMBERS  
405 N. PASEO DE OÑATE ESPAÑOLA, NM**

**A. CALL TO ORDER**

The meeting was called to order at 6:00pm by Mayor Alice A. Lucero.

**B. PLEDGE OF ALLEGIANCE**

Mayor Lucero led the Pledge of Allegiance.

**C. MOMENT OF MEDITATION/INVOCATION**

Mayor Pro-Tem Pedro Valdez led the Moment of Meditation/Invocation. Councilor Peggy Sue Martinez observed a moment of silence for departed member of the community- Mrs. Bertha Lucero.

**D. ROLL CALL/DETERMINATION OF QUORUM**

The following Governing Body Members were in attendance:

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

**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. Employee of the Month- Anna Squires, Deputy City Clerk
  - 2. Appointment of New Director of Public Safety
  - 3. Naming of New Recreation Complex
  - 4. Opening of New Recreation Complex
- I. BUSINESS WITH VISITORS**
  - 5. North Central Regional Transit District Update, Anthony Mortillaro, NCRTD Executive Director
- J. CONSENT AGENDA**
  - 6. 5.7.14 Española City Council/Rio Arriba County Commission Joint Work Session Minutes
  - 7. 5.13.14 City Council Meeting Minutes

8. 5.27.14 City Council Meeting Minutes

9. 6.2.14 City Council Meeting Minutes

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

10. Approval of Meter Relocation for 1002 Calle Loma

11. Approval of DFA Budget Resolution 2014-03 & Memorandum of Understanding with Santa Fe County for the Promotion of Reading & Literacy

12. Approval Of Resolution 2014-10: A Resolution to Accept New Mexico Department of Transportation Fiscal Year 2014-2015 Coop Award For The Amount Which Consists Of State Award \$50,370 (75%), With A Local Match Of \$16,790 (25%) For The Reconstruction, Pavement Rehabilitation/Improvements, and Miscellaneous Improvements Of Various Local Streets.

13. Approval of DFA Budget Resolution 2014-04 and Amendment to Professional Services Agreement with Stein & Brockmann, P.A.

14. Approval of Lodger's Tax Advisory Board Recommendations

15. Proposed Purchase Of Truck

16. Proposed Funding For Monterrey Lane Waterline Development

17. Proposed Funding For Mision Y Convento Roof Repairs

**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--

Mayor Lucero acknowledged State Senator Richard C. Martinez, who was present within Council Chambers. Mayor Lucero also acknowledged Española Fiesta Council President Antionette Vigil.

Española Fiesta Council President Vigil announced members of the Española Fiesta Royal Court. The following were mentioned: Tito Terrazas Jr. portraying Don Juan de Oñate, Vanessa Gonzales portraying La Reina de la Fiesta, Justin Salazar-Torrez 2013 Don Juan de Oñate and Kaitlynn Ortiz, daughter of Councilor Adrianna Ortiz, portraying a Royal Princessita.

Mayor Lucero stated that there was a request from Council to move Agenda Item No. 15 and Agenda Item No. 17 before Agenda Item No. 10.

***Motion by Councilor Lewis to approve the agenda as amended; seconded by Councilor Hernandez.***

***Motion Carried 7-0.***

**F. PUBLIC COMMENTS**

Moving Arts Española Director Roger Montoya stated that there was a "March for Peace" held in honor of sixteen year-old Victor Villalpando scheduled for Sunday, June 22, 2014. He reported that there were two hundred and fifty (250) participants from ages one (1) to eighty five (85) who walked four a half (4 ½) miles. Mr. Montoya continued that Victor Villalpando was a delightful gymnast and dance student within his program. He stated that Victor Villalpando had died tragically on June 8, 2014 and would be greatly missed. He thanked all that participated in the walk and acknowledged the family of Victor Villalpando.

Mr. Montoya stated that Victor Villalpando telephoned 911 on the morning of June 8, 2014 in an effort to call out for help. Mr. Montoya further stated that he believed emergency communication

(E-911) did not filter the call/discussion appropriately and Mr. Villalpando's death may have been prevented if additional details were relayed. Mr. Montoya acknowledged the pain and suffering of the Española Police Officers who responded to the call and tragically shot and killed Victor Villalpando. Mr. Montoya stated that the community needed to heal after the tragedy and re-examine ways of preventing similar occurrences.

Mr. Montoya thanked Interim Police Chief (IPC) Richard Gallegos and stated IPC Gallegos made a great effort to communicate honestly and gracefully about the tragic occurrence. Mr. Montoya then commended Mayor Lucero on her grace and ability to speak compassionately and strongly about the issues which face the community as well as the untimely death of Victor Villalpando. Mr. Montoya then read a letter which Victor Villalpando's mother wrote in memory of her departed son.

Rio Arriba County Director of Health and Human Services Lauren Riechelt stated that there were three (3) contributing factors within policy which, in her opinion, may have led to the untimely death of Victor Villalpando. Ms. Riechelt stated that due to Medicaid Health Insurance issues, the Rio Arriba County Behavioral Healthcare facility was closed and new facilities were not provided to the community until a year thereafter. She cited the new facilities as Valle Del Sol and Agave Health. Ms. Riechelt stated that although the new facilities had been open to the public, citizens were not fully aware of them.

Ms. Riechelt further stated that another factor in preventing behavioral problems from escalating would be the community knowledge of a prevention hotline or crisis number. She reported that the State of New Mexico had a Hotline Crisis number and, prior to the closing of the Rio Arriba County Behavioral Healthcare facility, there was a Prevention Task Force Committee that met and discussed how to handle behavioral health issues and crisis within the community. Ms. Riechelt expressed the hope of recruiting a new Prevention Task Force Committee within the near future.

Ms. Riechelt opined that the lack of gun control within the community was a major factor and remained a problem. She stated that gun policies needed to be reviewed, revised and implemented. Ms. Riechelt reported that her organization had reached out to a group called New Mexicans for Gun Safety, whose focus was to raise awareness of preventing guns accidentally getting into the hands of children. Ms. Riechelt expressed that the group stressed the importance of gun locks and was willing to advertise in the community.

Ms. Riechelt stated that she also believed that the training which police officers were provided with needed to be reviewed and revised. She discussed a grant from the State Human Services Department. Ms. Riechelt stated that a CIT training and/or comprehensive mandatory police training course emphasized crisis intervention and/or how to deescalate a potentially fatal crisis. Ms. Riechelt stated that the course was entitled Total Community Approach. Ms. Riechelt further explained that the course also taught officers how to deal with adolescent behavior versus adult behavior.

Mayor Lucero thanked Ms. Riechelt for her time and the information she provided.

Mayor Lucero announced that the NM Legislature Behavioral Health Subcommittee would be meeting on July 24, 2014 at Northern New Mexico College to discuss behavioral health issues facing the community. She encouraged Ms. Riechelt to attend the meeting. Ms. Riechelt replied that she would be in attendance and was on the agenda.

Councilor Adrianna Ortiz announced that the New Mexico Access Hotline-Crisis number was 1-855-662-7474.

Mr. Shel Neymark stated that he was a family friend of Victor Villalpando. Mr. Neymark sympathized with the difficult situations that police officers encountered and acknowledged that on the same day of Victor Villalpando's death, the shooting of two (2) police officers from Las Vegas NM took place. Mr. Neymark stated that he understood the response and action taken by City Police Officer Jeremy Apodaca.

Mr. Neymark commented that he believed the toy gun which Victor Villalpando possessed the day he was killed should have been distinguished prior to the officer's arrival and response. He expressed deep remorse and concern of public safety procedures. Mr. Neymark stated that he believed former Chief of Police Eric Garcia was not fully honest when he reported that Victor Villalpando had a weapon. Mr. Neymark further commented on the transparency and trust which needed to be developed between the public and Police Department.

Jina Brenneman, Art Curator of Collections and Exhibitions from the University of New Mexico, expressed her sympathy for the community's loss. She stated that a recent show entitled "*Spirit of Northern New Mexico*" embodied stories of some of Northern New Mexico's most interesting people. Ms. Brenneman stated that there were many examples of local artwork created by Northern New Mexicans as well as collections which highlighted important historic figures. She further stated that she had been in recent contact with City of Española Community Service Director Trujillo as well as local Artist Toby Morfin in an effort to collaborate on a future show. Ms. Brenneman stated that during the course of her travels between Santa Fe and Taos, she discovered that some of the most amazing and talented artists resided within Española and Rio Arriba County. She stated that she would like to see the community recognized for its amazing artistic talents, not its downfalls.

#### **G. COUNCILOR COMMENTS/ ANNOUNCEMENTS**

Councilor Peggy Sue Martinez thanked Ms. Brenneman for acknowledging the artistic talent within the community. She congratulated fellow Councilor Adrianna Ortiz on becoming the Chief Deputy Clerk of Los Alamos County. Councilor Peggy Sue Martinez acknowledged the public service of a recently departed member of the community, Mrs. Bertha Lucero. She explained that Mrs. Lucero had willingly and selflessly helped with food preparation and serving at the local Soup Kitchen and would be greatly missed.

Councilor Lewis recognized former City Councilor Alex Salazar.

Councilor Michelle R. Martinez reported that she had conducted another town hall meeting. She stated that although the meeting did not have a great number of people in attendance, she was able to speak with Community Services Director Trujillo about future community service ideas and concepts. Councilor Michelle R. Martinez announced that the first "*Family Movie Night*" was held at the old Española Post Office and was well attended. She thanked Community Services Director Trujillo and Senior Center Coordinator Velasquez for their collaborative work. She stated that it was the start of greater things to come.

Councilor Peggy Sue Martinez announced that the Española Community Arts Center offered Arts and Crafts classes for youth on Mondays, Wednesdays and Fridays from 10 am until 12 noon. She

stated that the Youth Choir, under the Direction of Brian Wingard, was also a part of the Española Community Arts Center. Councilor Peggy Sue Martinez explained that the Center held music, chorus classes and workshops on Tuesdays and Thursdays. She encouraged parents within the community to research the wonderful programs offered at NNMRAAC during the summer months.

Mayor Lucero stated that the Department of Finance and Administration Local Government Division had approved the FY15 Preliminary Budget. She reported that the FY 2011 Audit Exit Conference was scheduled for the following week. Mayor Lucero stated that she would be giving an update at the next City Council Meeting.

Interim City Manager Joe Duran announced that the National Guard had conducted a "Camp Day" on Saturday June 21, 2014. He reported that the event was well attended and received by families. ICM Duran stated that several youth camp activities were conducted during the course of "Camp Day," some of which included safety protocols and respect for public grounds. He encouraged the listening audience to read the local newspaper for future family events.

Interim City Manager Joe Duran announced that the Local Union 1188 would be sponsoring an Employee Appreciation Day on June 27, 2014, beginning at noon at Valdez Park. He stated that all City employees were invited to attend. ICM Duran further announced that the Lucero Center & Library facilities would be closed for four (4) hours on Saturday July 5, 2014 in observation of Independence Day.

## **H. MATTERS FROM THE MAYOR (ACTION ITEMS)**

### **1. Employee of the Month – Anna Squires, Deputy City Clerk**

City Clerk Mascareñas stated that she nominated Deputy City Clerk Anna Squires for Employee of the Month because she completed additional work duties during the past election. City Clerk Mascareñas explained that during the past election, her focus and time was required which took her away from day-to-day demands. She stated that Deputy City Clerk Squires had proven she could handle the duties and also considered Ms. Squires to be an integral part of the Department.

City Clerk Mascareñas stated that in addition to the Deputy City Clerk Squires proven abilities, she often worked past 5pm and had not yet taken a day of annual leave. City Clerk Mascareñas stated that she wanted to acknowledge the hardwork shown by Deputy City Clerk Squires by nominating her for Employee of the Month, further stating that her efforts would not be forgotten.

Mayor Lucero stated that Deputy City Clerk Squires had also taken on additional duties which included the City Newsletter as well as coordinating the Mayor's schedule. Mayor Lucero thanked Deputy City Clerk Squires for her valued efforts and presented her with a Certificate of Recognition for Employee of the Month for June 2014.

Deputy City Clerk Squires thanked Mayor Lucero and the City Council for recognizing her hard work. Deputy City Clerk Squires continued to thank Supervisor and Department Head City Clerk Mascareñas for acknowledging her competency and further expressed gratitude toward Mayor Pro-Tem Valdez for being an excellent example of a public servant.

### **2. Appointment of New Director of Public Safety**

Mayor Lucero stated that Deputy Chief Richard Gallegos had worked for the City of Española Department of Public Safety for over twenty (20) years. She stated that Deputy Chief Gallegos had proven to be an honest communicator in the most critical, dangerous and crucial times.

Mayor Lucero stated that Deputy Chief Richard Gallegos had recently held the title of Interim Director of Public Safety due to the recent departure of former Director of Public Safety Eric Garcia. Mayor Lucero stated that it was her honor and privilege to appoint Interim Director of Public Safety Richard Gallegos to the position of Director of Public Safety for the City of Española.

***Motion by Councilor Lewis to ratify the appointment of Richard Gallegos as Director of Public Safety for the City of Española; seconded by Councilor Salazar.***

***Motion Carried 7-0.***

Newly appointed Director of Public Safety Richard L. Gallegos recited the Oath of Office which was administered by Honorable Municipal Judge Stephen Salazar. Mayor Lucero thanked Director of Public Safety Gallegos and stated that he was a very compassionate and humble man who was very deserving of the position.

Director of Public Safety Gallegos thanked his wife and his family for their support and encouragement. He stated that he was a team player and believed that by working together, great things could be accomplished.

NM State Senator Richard Martinez thanked Mayor Lucero and the City Council for ratifying the appointment of Richard Gallegos as the new Director of Public Safety for the City of Española. Senator Martinez stated that he had served as a Public Official for thirty-two (32) years, fourteen (14) as a Magistrate Judge and fourteen (14) as a N.M. State Senator and two (2) terms as Rio Arriba County Treasurer. Senator Martinez stated that he had known Director of Public Safety Gallegos for over thirty (30) years, mostly while he was a Magistrate Judge for Rio Arriba County. He endorsed Director of Public Safety Gallegos and added that he demonstrated and exemplified honor, respect, professionalism and compassion within the Department of Public Safety.

NM State Senator Richard Martinez commended Mayor Lucero and the City Council for their progressive efforts on City audits. He stated that there was over one (1) million dollars in capital outlay appropriations which the City of Española in conjunction with Rio Arriba County would be acquiring. Senator Martinez stated that he would assist in every capacity feasible to ensure that the funds were dispersed appropriately. Senator Martinez expressed his pride in serving the communities within District 5 and pledged to continue to work hard. Mayor Lucero thanked NM State Senator Martinez for all his hard work and aid to the City of Española.

### **3. Naming of New Recreation Complex**

Mayor Lucero stated that the new Recreation Complex was made possible by the sale of City property in the amount of \$160,000 dollars to the Española Public Schools District. Mayor Lucero stated that Senator Martinez helped to appropriate \$50,000 of capital outlay money toward the new softball fields.

Mayor Lucero stated that the proposed name for the new Recreational Complex was "The City of Española Regional Sportsplex".

***Motion by Councilor Lewis to approve the name of the new Recreational Complex as The City of Española Regional Sportsplex; seconded by Councilor Peggy Sue Martinez.***

Mayor Lucero commended City Councilor Eric Radosevich on his efforts towards making the recreational complex a reality. She attributed the nomenclature of the new Recreational Complex partially to Councilor Radosevich, who chose the word “*Regional*”. Mayor Lucero stated that she chose the word “Sportsplex” because of the future plans for other types of sports activities.

***Motion Carried 7-0.***

#### **4. Opening of New Recreation Complex**

Mayor Lucero announced that a softball tournament was scheduled to kick-off the opening of the City of Española Regional Sportsplex. She stated that the tournament was scheduled for July 11<sup>th</sup>-13<sup>th</sup> and would be called the First Annual Fiesta de Española Softball Tournament. Mayor Lucero stated that the Ribbon-cutting Ceremony was scheduled on July 11, 2014 at 10am.

Community Services Director Trujillo stated that the entire Governing Body of the City of Española would be invited to attend the Ribbon-Cutting Ceremony. He stated that he would be announcing guest speakers Senator Richard Martinez, Mayor Alice A. Lucero and Rio Arriba County Commission Chairman Danny Garcia.

Community Services Director Trujillo stated that flyers had been created and disseminated regarding the upcoming softball tournament. He stated that cash and/or money order would only be accepted (no personal checks). Community Services Director Trujillo further stated that money orders should be made payable to The City of Española in the amount of \$225.00 dollars and added that if there were any further questions pertaining to the 1st Annual Fiesta de Española Softball Tournament, the public could contact him directly at (505) 927-9899. He encouraged the public to attend the tournament and support local growth and development.

### **I. BUSINESS WITH VISITORS**

#### **5. North Central Regional Transit District Update, Anthony Mortillaro, NCRTD Executive Director**

NCRTD Executive Director Anthony Mortillaro stated that he wanted to update Council with regard to the North Central Regional Transit District and what had transpired over the past year as well as aspirations for the year to come.

He reported that the NCRTD serviced approximately 10,000 square miles covering Santa Fe County, Los Alamos County, Rio Arriba County, and Taos County. Mr. Mortillaro stated that bus routes interconnected with the routes of neighboring counties and it would be possible to travel all the way to Albuquerque because there were NCRTD stops in Santa Fe in the vicinity of Railrunner stations. Mr. Mortillaro communicated that, within Rio Arriba County alone, NCRTD serviced over twenty (20) small communities. Mr. Mortillaro stated that seniors who did not have the means to drive were utilizing the NCRTD services to accommodate their needs. Mr. Mortillaro stated confidently that the NCRTD had contributed to the quality of life within the region.

***Councilor Lewis exited at 7:09pm.***

NCRTD Executive Director Mortillaro stated that during fiscal year (FY) 2008, NCRTD began with a ridership of approximately 48,000 people per year and ended with 93,000 plus. He attributed the spike to taking over City of Española Transit Systems as well as Los Valles within Rio Arriba County. NCRTD Executive Director Mortillaro stated that during FY14, ridership had increased to approximately 200,000 plus.

***Councilor Lewis re-entered in at 7:11pm.***

NCRTD Executive Director Mortillaro stated that the City of Española contributed to approximately 30% of overall ridership. He explained that, due to cut backs of LANL spending, the percentage of contributions from Los Alamos County to the NCRTD was approximately 5% with an average of \$1.1 million annually. Mr. Mortillaro continued that 25% of the contributed money came from Federal Funds and the Transit Tax was at approximately 70%. He reported that funding had dropped from approximately \$7 million dollars per year to \$6.7 million dollars per year, but was holding steady.

NCRTD Executive Director Mortillaro stated that the majority of the expenditures were capital expenditures, such as the new NCRTD Headquarters in Española in FY13. He explained that fleet replacement was the largest NCRTD expenditure but was a necessity to ensure that buses drove properly and were maintained adequately. Mr. Mortillaro stated that the Regional Transit Tax was allocated on a regional basis, but monies were shared appropriately.

NCRTD Executive Director Mortillaro further discussed grant funding for the expansion of the NCRTD Headquarters Maintenance Facility as well as the technology behind the ITS systems which would improve the overall efficiency and reliability of NCRTD. He reported that the NCRTD Headquarters Maintenance Facility would be constructed along the backend of the NCRTD Headquarters in Española. Councilor Peggy Sue Martinez asked NCRTD Executive Director Mortillaro how many jobs would come from the expansion. Mr. Mortillaro estimated that three (3) to five (5) fleet maintenance position(s) would be acquired.

Mr. Mortillaro asserted that bus stops alongside Industrial Park Road needed bus shelters. He explained that collaborative efforts needed to take place amongst the Planning & Zoning Department and the Department of Transportation which may allow for easements and safe bus run-offs along Riverside Drive. Mayor Pro-Tem Valdez suggested that perhaps the City could help by inquiring about easements for the much needed stops and safety bus run-offs. He further stated that he would bring the item up for discussion at the next Public Works Committee Meeting.

Mr. Mortillaro announced that September 16, 2014 marked the ten (10) Year Anniversary of NCRTD. He stated that Mayor Lucero and the City Council would be invited to attend a celebration. Mr. Mortillaro thanked Councilor Salazar for his hard work as well as Councilor Hernandez for his recent efforts. Mayor Lucero thanked NCRTD Executive Director Mortillaro for his time and informative presentation.

**J. CONSENT AGENDA**

6. 5.7.14 Española City Council/Rio Arriba County Commission Joint Work Session Minutes
7. 5.13.14 City Council Meeting Minutes
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*Motion by Mayor Pro-Tem Valdez to approve the Consent Agenda; seconded by Councilor Lewis.*

*Motion carried 7-0.*

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

**15. Proposed Purchase Of Truck**

Mayor Lucero stated that Head Mechanic Larry Wyman had worked for the City of Española for approximately twenty-two (22) years. She reported that Mr. Wyman had serviced and maintained vehicles for the City, including the City vehicle which was originally provided to Mr. Wyman- a 1985 Yellow Chevy truck. Mayor Lucero reported that the vehicle was still being used daily by Mr. Wyman.

General Services Director Juanito Maes stated that the purchase of the new truck for Head Mechanic Wyman was well deserved. He explained that a new truck would enable Mr. Wyman to carry tools and equipment as well as secure items transported by the vehicle. General Services Director Maes urged Council to vote in favor of the proposed purchase of the truck.

Mayor Pro-Tem Valdez stated that funding for the purchase of the vehicle was approved during a Finance Committee Meeting as well as a Public Works Committee Meeting. He reported that \$35,636 for the purchase would be taken from the Asset Replacement line item.

Councilor Lewis asked General Services Director Maes if they had obtained local bids prior to looking at other vehicle dealerships outside City limits. Councilor Lewis stated that shopping locally should be the objective of all City Departments. General Services Director Maes replied in the affirmative and stated that his department had acquired two (2) quotes locally and both did not amount to less than the provided quote.

Councilor Lewis stated that the Rio Rancho Don Chalmers Ford services and parts agreement may prohibit purchasing parts and maintenance of the vehicle for a period of time. Councilor Lewis stated that the money could be spent on local parts, local labor and local fuel. Councilor Lewis questioned General Services Director Maes about the other bids. Councilor Lewis stated that he did not have the information to review and could not make an informed decision. General Services Director Maes stated that the other two (2) bids were in his office.

Councilor Hernandez stated that in Los Alamos County, if a bid obtained from a local business did not exceed five (5%) percent more than an out of County bid, the local bid would be honored in order to contribute to local gross receipts taxes. Mayor Lucero replied that a similar policy was in place.

Councilor Peggy Sue Martinez echoed the comment of Councilor Lewis. She expressed dismay with the lack of information in the packet for the item under discussion. Councilor Michelle R. Martinez stated that the lack of information within packets was to root of the problem. She stated that if a Discussion/Action Item was on the Agenda and did not have adequate information, it should have been removed. Councilor Michelle R. Martinez stated that she believed indecisiveness was due in part to the lack of information provided to Council and further stressed that the matter should be

addressed immediately in order to make future appropriate decisions.

***Motion by Mayor Pro-Tem Valdez in favor of the purchase of the truck; seconded by Councilor Hernandez.***

**Roll Call Vote:**

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

***Motion Carried 4-3.***

**17. Proposed Funding For Mision Y Convento Roof Repairs**

General Services Director Maes stated that repairs for the Mision Y Convento were considered to be corrective. He explained that roof issues needed to be rectified at the penetration points. General Services Director Maes stated that corrective repairs equated to approximately \$13,420 whereas the estimate to replace the entire roof equaled to \$114,675. He further stated that the company RoofCARE was chosen to conduct the work and provided a comprehensive analysis of the building prior to the estimates provided.

***Motion by Mayor Pro-tem Valdez in favor the proposed funding for Mision Y Convento Roof Repairs in the amount of \$13,420; seconded Councilor Michelle R. Martinez.***

Mayor Pro-Tem Valdez stated that the Mision Y Convento had artwork estimated in excess of \$2 million and added that monies would need to be allocated in FY15 in an effort to fully replace the roof and protect the Mision Y Convento from future damage.

***Motion Carried 7-0.***

**10. Approval of Meter Relocation for 1002 Calle Loma**

Water Operations Supervisor Adrian Martinez stated that during the month of September 2013, a water leak occurred at 1002 Calle Loma. He stated that a flagstone wall belonging to the residents of 1002 Calle Loma was damaged in the aftermath of the leak.

Water Operations Supervisor Martinez stated that the residents of 1002 Calle Loma filed a claim against the City, but were denied by the City's insurance. He explained that the City's insurance conducted an investigation which concluded the City of Española did not cause the water line to break by direct action or activity, nor did the City receive notice of an immediate hazard to respond to the claim.

Water Operations Supervisor Martinez explained that in an effort to avoid future issues, it was determined during a Public Works Committee meeting that the meter be relocated to the outside of the flagstone wall although it was not considered to be common practice. He stated that a waterline would be installed by drilling a hole to avoid dismantling the flagstone wall. He concluded that it

would then be the responsibility of the residents or owners of the 1002 Calle Loma property to maintain future integrity of the water line.

***Motion by Mayor Pro-Tem Valdez to approve the meter relocation for 1002 Calle Loma; seconded by Councilor Peggy Sue Martinez.***

***Motion Carried 7-0.***

***Councilor Lewis exited at 7:57pm.***

**11. Approval of DFA Budget Resolution 2014-03 & Memorandum of Understanding with Santa Fe County for the Promotion of Reading & Literacy**

Grants Administrator Diahann Jacquez explained that a Memorandum of Understanding (MOU) between Santa Fe County and the City of Española was for the continued promotion of reading and literacy. She stated that funding in the amount of \$25,000 would be provided by Santa Fe County and must be approved by Council prior to the issuance. Grants Administrator Jacquez added that a budget adjustment increase was requested by the State Department of Finance and Administration and was required to be accounted for prior to being allocated to the City's Public Library.

***Motion by Councilor Peggy Sue Martinez to approve DFA Budget Resolution 2014-03 and Memorandum of Understanding with Santa Fe County for the Promotion of Reading & Literacy; seconded by Councilor Ortiz.***

***Motion Carried 6-0.***

***Councilor Lewis re-entered at 8:00pm.***

**12. Approval Of Resolution 2014-10: A Resolution to Accept New Mexico Department of Transportation Fiscal Year 2014-2015 Coop Award For The Amount Which Consists Of State Award \$50,370 (75%), With A Local Match Of \$16,790 (25%) For The Reconstruction, Pavement Rehabilitation/Improvements, and Miscellaneous Improvements of Various Local Streets.**

Grants Administrator Diahann Jacquez stated that the COOP award was issued by the Department of Transportation (DOT). She explained that the City of Española had sent a letter of intent to apply for and utilize funds from the Local Government Road Fund for pavement rehabilitation, improvements and miscellaneous improvements of various local streets within City of Española.

Grants Administrator Diahann Jacquez announced that the City of Española would be granted the State award, COOP Project Number SP-5-15(187) in the amount of \$58,155 and would be required to match \$16,790 (25%).

***Motion Mayor Pro-Tem Valdez in favor to approve Resolution 2014-10; seconded by Councilor Salazar.***

***Motion Carried 7-0.***

### **13. Approval of DFA Budget Resolution 2014-04 and Amendment to Professional Services Agreement with Stein & Brockmann, P.A.**

Attorney John Appel stated that the DFA Budget Resolution 2014-04 was an amendment to the existing Professional Services Agreement between Attorneys Stein & Brockmann, P.A., and the City of Española for legal work on the City's water rights cases. He stated that the current agreement was effective through June 30, 2014 and an amendment was required to cover any outstanding or anticipated billings for work on the Abbott adjudication for which negotiations were currently proceeding between the City and the Pueblo of Ohkay Owingeh. Attorney John Appel stated that the amendment also covered anticipated billings for the appeal of the entry of the Partial Final Decrees in the Navajo *Inter Se* phase of the San Juan River adjudication as well as its potential effects on the City's San Juan-Chama Project water.

*Motion by Councilor Peggy Sue Martinez to approve DFA Budget Resolution 2014-04 and Amendment to Professional Services Agreement with Stein & Brockmann, P.A.; seconded by Mayor Pro-Tem Valdez.*

*Motion Carried 7-0.*

### **14. Approval of Lodger's Tax Advisory Board Recommendations**

City Clerk Tessa Jo Mascareñas stated that the Lodgers Tax Board Advisory Committee met as a subcommittee due to the lack of a quorum on June 18, 2014. She reported that the Española Fiesta Council had been awarded a mini-grant in the amount of seven thousand five hundred (\$7,500) dollars and Cultura Promotions had been awarded four thousand (\$4,000) dollars. City Clerk Mascareñas clarified that both request were accepted by the Lodgers Tax Advisory Board Subcommittee and were recommendations by the consensus.

Councilor Peggy Sue Martinez asked City Clerk Tessa Jo Mascareñas about the balance of the Lodger's Tax fund. City Clerk Tessa Jo Mascareñas stated that the balance was approximately \$12,220.

*Motion by Mayor Pro-Tem Valdez to approve the Lodger's Tax Advisory Board Recommendations; seconded by Councilor Lewis.*

*Motion Carried 6-1, with Councilor Peggy Sue Martinez voting in the negative.*

### **16. Proposed Funding For Monterrey Lane Waterline Development**

Mayor Pro-Tem Valdez stated that the proposed monies to develop the Monterrey Lane Waterline would come from the 124 Fund in the amount of approximately \$100,000 and had been an ongoing discussion during Public Works Committee meetings.

Water Operations Supervisor Martinez stated that he and his crew understood the reallocation and resurfacing of the waterline. He stated that once the line was installed, the work would be 90% complete. He explained that the proposed funding for Monterrey Lane Waterline Development would help to complete the job.

ASD Sandoval stated that monies from the Gross Receipts Tax Infrastructure Fund would be used for the installation of corrected piping for the street.

Councilor Ortiz questioned the easement status. Interim City Manager Joe Duran replied that all easements had been obtained.

Councilor Peggy Sue Martinez stated that she was dismayed with the lack of information within the packet for the item under discussion and further stated that she felt very uncomfortable making an uninformed decision.

***Motion by Mayor Pro-Tem Valdez to approve the Proposed Funding for Monterrey Lane Waterline Development; seconded by Councilor Lewis.***

***Motion Carried 6-1, with Councilor Peggy Sue Martinez voting in the negative.***

**L. EXECUTIVE SESSION**

***There was no need to enter into Executive Session.***

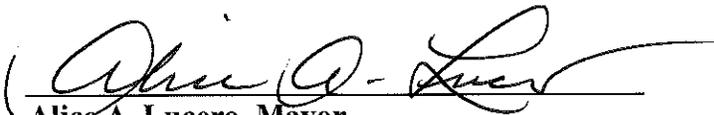
**M. ADJOURNMENT**

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

***Motion carried 7-0.***

***The meeting was adjourned at 8:32pm.***

APPROVED AND ADOPTED THIS 22<sup>nd</sup> DAY OF JULY, 2014.

  
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 Alice A. Lucero, Mayor

  
 ATTEST:  
  
 \_\_\_\_\_  
 Tessa Jo Mascareñas, City Clerk