

CITY COUNCIL MEETING
NOVEMBER 24TH, 2015, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER

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

B. PLEDGE OF ALLEGIANCE/ MOMENT OF MEDITATION/ INVOCATION

Mayor Lucero asked Councilor Dennis Tim Salazar to lead the pledge of Allegiance. Councilor John Hernandez led the moment of Mediation/Invocation.

C. ROLL CALL/ DETERMINATION OF QUORUM

The following in Attendance:

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

Absent: Adrianna Ortiz

- City Manager Kelly Duran -- *residing*
- City Attorney Frank Coppler -- *residing*
- City Clerk Anna Squires -- *residing*
- Deputy City Clerk Jeanne Bustos -- *residing*

D. APPROVAL OF AGENDA

Agenda as Presented:

- Begin -

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE/ MOMENT OF MEDITATION/ INVOCATION
- C. ROLL CALL/ DETERMINATION OF QUORUM
- D. APPROVAL OF AGENDA
- E. PUBLIC COMMENTS

PLEASE SIGN IN: *Print First Name and Last, including Affiliation and/or Address if Applicable. Please Keep Comments to a three (3) Minute Time Frame. Public Comment Log Sheet Located upon South East Entry near the City Clerk. Thank You.*

- F. COUNCILOR COMMENTS/ ANNOUNCEMENTS
- G. MATTERS FROM THE MAYOR
 - 1. Proclamation Recognizing Americans with Diabetes Month
- H. BUSINESS WITH VISITORS
 - 2. Presentation by Little League Coach Joe Ortega
- I. CONSENT AGENDA
 - 3. City Council Meeting Minutes 09-22-15
 - 4. Finance Board Meeting Minutes 10-22-15

5. City Council Meeting Minutes 10-27-15
6. Award of Contract to Roof Care of Santa Fe N.M., through C.E.S. for the repair of the Beatrice Martinez Senior Center Roof in the amount of \$92,471 to be funded through the Aging & Long Term Services Grant.

J. MATTER FROM THE CITY MANAGER

7. **City Department Reports** – *City Manager Kelly Duran*

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

8. **Consideration of Resolution 2015-16**, A Resolution Adopting the Annual Financial Audit Report for Fiscal Year Ending in June 30th, 2012. - *Accounting & Consulting Group, LLP & City Manager Kelly Duran*
9. **Consideration of Resolution 2015-17**, A Resolution Calling For the 2016 Municipal Election- (English & Spanish) - *City Clerk Anna Squires*
10. **Consideration of Resolution 2015-18; a.)** A Budget Adjustment Request (BAR) transferring funds from prior year cash in the amount of \$357,000 dollars for the purposes of 1.) New City Website in the amount of \$35,000 dollars; 2.) Software from Professional Document Systems to rectify past software problems in the amount of \$2,000 dollars; 3.) I.T. Work Order System & Customer Management System in the amount of \$20,000 dollars; 4.) Lucero Center Roof, H-VAC, Electrical and Painting in the amount of \$300,000 dollars; b.) A Budget Adjustment Request transferring funds from the Municipal Improvement Fund (124) of prior year cash in the amount of \$38,000 dollars for the purposes of 1.) Software, Hardware & License's Purchase from Professional Document Systems for the Purpose of Public Safety Record Upgrades in the Amount of \$8,000. 2.) Developing and Engineering Study for the Lucero Center Roof, H-VAC, Electrical in the amount of \$30,000. - *Grants Administrator Diahann Jacquez- City Manager Kelly Duran*
11. **Acceptance of Interlocal Agreement Between the City of Española and the County of Rio Arriba, 2015 BYRNE Justice Assistance Grant (JAG) Program Award & Budget Adjustment in the amount of \$21,778 dollars.** - *Grants Administrator Diahann Jacquez*
12. **Acceptance of State Grants-in-Aid to Public Libraries Agreement between the New Mexico State Library and the Española Public Library in accordance with NMSA 1978, Section 18-2-4 & Budget Adjustment in the amount of \$7,526.55 dollars.**
- *Grants Administrator Diahann Jacquez*
13. **Consideration of Award of Contract to La Mesilla Construction Española Public Library Renovations Construction in the amount of \$198,494.27 (Appropriatio(s) are \$297,000 dollars, any remaining funds will be used for additional amenities) to be funded through Legislative Appropriations-**
- *City Manager Kelly Duran & Grants Administrator Diahann Jacquez*
14. **Consideration of Agreement Between the City of Española and Walmart of Northern America dba Walmart Store #2656, Española, N.M. - Department of Public Safety Director Richard Gallegos and Deputy Chief Miguel Maez**
15. **Consideration of Memorandum of Understanding (MOU) Between Santa Fe County and the City of Española for the Terrain Mapping and Orthophotography**
- *Planning & Land Use Director Patrick Nicholson*
16. **Consideration of Contract between the United States of America Department of Interior, Bureau of Reclamation and the City of Española to Lease the Use of San Juan- Chama Project Water**
- *City Manager Kelly Duran & City Attorney Frank Coppler*
17. **Consideration of Twenty Foot (20ft) Utility Easement located at 1910 Lopez Lane, Española N.M. 87532 within the City of Española City Limits; Property owned by Robert Tafoya.**
- *City Manager Kelly Duran & Planning Technician Larry Valdez*

L. MATTER FROM THE CITY ATTORNEY

18. **EXECUTIVE SESSION** - *City Attorney Frank Coppler*

a.) Pending Litigation Discussion: AFSCME vs City of Española PROHIBITED PRACTICES COMPLAINT Under the State Public Employee Labor Relations Act.

b.) Discussion of a Personnel Matter Involving an Individual City Employee. - *City Manager Kelly Duran.*

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.

NOTE: New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross examination. Witnesses have the right to have an attorney present at the hearing.

M. ADJOURNMENT

- End -

Motion by Councilor Peggy Sue Martinez to approve City Council Agenda 11.24.15 as amended omitting item number (#17) seventeen; Consideration of Twenty Foot (20ft) Utility Easement located at 1910 Lopez Lane, Española N.M. 87532 within the City of Española City Limits; 2nd by Councilor Michelle Martinez

Councilor Pedro Valdez stated that he would like the item number (#17) seventeen; Consideration of Twenty Foot (20ft) Utility Easement located at 1910 Lopez Lane, Española N.M. 87532 within the City of Española City Limits to be discussed and acted upon during the next City Council Meeting and/ or heard at the next Public Works Committee Meeting.

Motion Carried 7-0

E. PUBLIC COMMENTS

-None-

F. COUNCILOR COMMENTS/ ANNOUNCEMENTS

Councilor Tania Sanchez stated that the 13th Annual Lord of Miracles Tour in Honor of Guru Ram Das would be hosted at the Plaza de Española at the Mision was held on Saturday, November 7th 2015. She expressed gratitude toward Singh Sahib Gurubachan Singh Khalsa and the Española Sikh communities, for sharing BREATHE with the greater public of Española. Sentiments were echoed by Councilor Michelle R. Martinez, Councilor Peggy Sue Martinez and Councilor John Hernandez.

G. MATTERS FROM THE MAYOR

1. Proclamation Recognizing Americans with Diabetes Month

Mr. Ron Guerrero and Ms. Patty Williams accepted the Proclamation recognizing American with Diabetes Month. Mr. Guerrero stated it was an honor to be present and receive the proclamation.

H. BUSINESS WITH VISITORS

2. Presentation by Little League Coach Joe Ortega

Mr. Ortega presented Mayor Lucero with a picture plaque of his Little League Team; he also expressed gratitude towards City Council and the City of Española at large.

I. CONSENT AGENDA

3. City Council Meeting Minutes 09-22-15
4. Finance Board Meeting Minutes 10-22-15
5. City Council Meeting Minutes 10-27-15
6. Award of Contract to Roof Care of Santa Fe N.M., through C.E.S. for the repair of the Beatrice Martinez Senior Center Roof in the amount of \$92,471 to be funded through the Aging & Long Term Services Grant.

Motion to approve the Consent Agenda made by Mayor Pro-Tem Pedro Valdez and 2nd by Councilor Dennis Tim Salazar

Motion Carried 7-0

J. MATTERS FROM THE CITY MANAGER

7. City Department Reports - City Manager Kelly Duran

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

8. Consideration of Resolution 2015-16, A Resolution Adopting the Annual Financial Audit Report for Fiscal Year Ending in June 30th, 2012. - City Manager Kelly Duran

Motion by Mayor Pro-Tem Pedro Valdez to approve Resolution 2015-16; A Resolution Adopting the Annual Financial Audit Report for Fiscal Year Ending in June 30th, 2012; 2nd by Councilor Michelle Martinez

Motion Carried 7-0

9. Consideration of Resolution 2015-17, A Resolution Calling For the 2016 Municipal Election- (English & Spanish) - City Clerk Anna Squires

City Clerk Anna Squires stated that in accordance with State Statute §3-8-26A, B, & C; The governing body must adopt the election resolution calling for the election which must state the date when the election will be held; the offices to be filled; questions (if any) to be submitted to the voters; the date and time of the closing of the registration books by the county clerk, as required by law (§1-4-8); the date and time for filing the declarations of candidacy; the dates and times for absentee voting; the manner of casting and recording votes for absentee voting; the location of polling places and consolidation of precincts (if any). She further stated that within 24 hours of adoption, post a copy of the Election Resolution in the Municipal Clerk's office and leave posted until Election Day.

City Clerk Squires stated that the First Baptist Church of Española located at; 913 La Joya St, had been determined to be the voting center in Santa Fe County as one of two counties that lie within City limits. She further explained that she was just notified one day prior to the City Council Meeting that the First Baptist Church of Española declined to provide the location to accommodate the Municipal Election. City Clerk Anna Squires stated that the secondary location confirmed was the Santa Cruz United Methodist Church Fellowship Center located at; 405 McCurdy Rd. located within Santa Fe County and City limits. She explained that the provided material would need to be amended.

Councilor John Hernandez stated that Resolution number (No) read as 2015-18 on the provided resolution material and was labeled as 2015-17 within the provided documentation. City Clerk Squires confirmed, stating that the numbering convention prior to adoption would need to be amended to reflect Resolution 2015-17.

City Clerk Squires explained that the proposed polling places (voting locations) would reflect as two (2) consolidated voter convenience centers rather than separated by precinct(s) as in years prior. She further stated that due to the City lying within two Counties, both Santa Fe and Rio Arriba, state law required at least (2) polling places (voting locations) be facilitated, one (1) per county. She further added that by allowing both locations to be *Voter Convenience Centers*, all residents and qualified electors in the City of Española may vote at the following locations, regardless of where they live in the City.

City Clerk Squires explained that the Beatrice V. Quintana-Martinez Senior Center located at; 735 Vietnam Veterans Road, Española N.M. 87532 within Rio Arriba County would be a polling location and the Santa Cruz United Methodist Church Fellowship Center located at; 405 McCurdy Rd. Espanola N.M.

87532 within Santa Fe County would be another. CC Squires stated that if the council was not comfortable with the proposed amendment(s), Resolution 2015-17 could be brought back for consideration for approval during the next City Council Meeting and considered for adoption.

Mayor Lucero stated that "if" for any reason there was not a quorum determined December 8th 2015 City Council Meeting the Municipal Election could not be held due to the lack of adopting the resolution as per §3-8-26A, B, & C.

Motion by Councilor Peggy Sue Martinez to approve Resolution 2015-17; A Resolution Calling For the 2016 Municipal Election with all discussed amendments; 2nd by Mayor Pro-Tem Pedro Valdez.

Council Peggy Sue Martinez expressed that she would feel more comfortable if all revisions were conducted, concluded, confirmed and brought back before the Governing Body during the December 8th 2015 City Council Meeting but did not want to risk the possibility of not having a quorum.

Motion Carried 7-0

10. Consideration of Resolution 2015-18; a.) A Budget Adjustment Request (BAR) transferring funds from prior year cash in the amount of **\$357,000** dollars for the purposes of **1.)** New City Website in the amount of \$35,000 dollars; **2.)** Software from Professional Document Systems to rectify past software problems in the amount of \$2,000 dollars; **3.)** I.T. Work Order System & Customer Management System in the amount of \$20,000 dollars; **4.)** Lucero Center Roof, H-VAC, Electrical and Painting in the amount of \$300,000 dollars; **b.)** A Budget Adjustment Request transferring funds from the Municipal Improvement Fund (124) of prior year cash in the amount of **\$38,000** dollars for the purposes of **1.)** Software, Hardware & License's Purchase from Professional Document Systems for the Purpose of Public Safety Record Upgrades in the Amount of \$8,000. **2.)** Developing and Engineering Study for the Lucero Center Roof, H-VAC, Electrical in the amount of \$30,000. - *City Manager Kelly Duran*

Motion to approve Consideration of Resolution 2015-18; a.) A Budget Adjustment Request (BAR) transferring funds from prior year cash in the amount of \$357,000 dollars and b.) A Budget Adjustment Request transferring funds from the Municipal Improvement Fund (124) of prior year cash in the amount of \$38,000 made by Mayor Pro-Tem Pedro Valdez and 2nd by Councilor John Hernandez

Councilor Peggy Sue Martinez stated that she did not recall item letter a. No. 2; Software from Professional Document Systems to rectify past software problems in the amount of \$2,000 dollars and letter b. No. 2; Developing and Engineering Study for the Lucero Center Roof, H-VAC, Electrical in the amount of \$30,000 dollars being fully discussed.

City Manager Kelly Duran stated that the matter was thoroughly discussed during the 11.10.5 Finance Board Meeting as addressed by City Clerk Anna Squires. He further stated that letter b. No. 2; Developing and Engineering Study for the Lucero Center Roof, H-VAC, and Electrical in the amount of \$30,000 were discussed by himself. Councilor Peggy Sue Martinez requested a draft of the 11.10.15 Finance Board Meeting meetings for reference purposes. CM Kelly Duran stated that letter *f*; *Other City Facility Improvements in the amount of \$100,000 dollars*, was removed from Discussion/Action Items during the 11.10.15 Finance Board Meeting and the amount was not to be considered within the original requested \$500,000.00 dollars.

Finance Analyst Jessica Ortiz confirmed that \$38,000.00 dollars from the Municipal Improvement Fund (124 FUND) of prior year cash would be transferred for the purpose of Software, Hardware & License's Purchase from Professional Document Systems for the Purpose of Public Safety Record Upgrades in the amount of \$8,000 dollars & Developing and Engineering Study for the Lucero Center Roof, H-VAC, Electrical in the amount of \$30,000 dollars. She further stated that that amount was discussed during the 11.10.15 Finance Board Meeting. She stated that the Municipal Improvement Fund (124 FUND) was different from Prior Year Unrestricted cash reserves and should not be factored into the same amount (\$500,000) that was referenced on the 11.10.15 Finance Board Meeting Agenda.

Motion Carried 7-0

11. Acceptance of Interlocal Agreement Between the City of Española and the County of Rio Arriba, 2015 BYRNE Justice Assistance Grant (JAG) Program Award & Budget Adjustment in the amount of \$21,778 dollars. - Grants Administrator Diahann Jacquez

Grants Administrator Diahann Jacquez stated the award will go to the City of Española and to the Rio Arriba County Sheriff's Department.

Grants Administrator Jacquez stated that this agreement was made under the authority of Section 37-1-23 NMSA 1978. She further stated that the agreement was in the best interests of both parties as the undertaking would benefit the public. She clarified, further explaining that the division of costs fairly compensates the performing party for the services or functions under this agreement.

Grants Administrator Jacquez stated that the agreement stipulated that the City would agree to provide the County with \$10,889 dollars from the JAG award for the purchase of ten (10) Taser X26P service weapons, holsters, batteries and Taser cartridges. She further explained that the County would be reimbursed from JAG award when the City was provided a copy of the invoice. She further explained that the City would then draw from the JAG award and the payment would be made to the County.

Motion to approve Acceptance of Interlocal agreement Between the City of Española and the County of Rio Arriba, 2015 BYRNE Justice Assistance Grant (JAG) Program to be included within Resolution 2015-18, made by Councilor Peggy Sue Martinez and 2nd by Councilor Michelle Martinez

Motion Carried 7-0

**12. Acceptance of State Grants-in-Aid to Public Libraries Agreement between the New Mexico State Library and the Española Public Library in accordance with NMSA 1978, Section 18-2-4 & Budget Adjustment in the amount of \$7,526.55 dollars.
- Grants Administrator Diahann Jacquez**

Motion to approve Acceptance of State Grants-in-Aid Public Libraries Agreement between the New Mexico State Library and the Española Public Library to be included within Resolution 2015-18, made by Councilor Peggy Sue Martinez and 2nd by Councilor John Hernandez

Motion Carried 7-0

*Councilor Tania Sanchez stepped out at 7:07 pm
Councilor Tania Sanchez back in at 7:08 pm*

- 13. Consideration of Award of Contract to La Mesilla Construction Española Public Library Renovations Construction in the amount of \$198,494.27 (Appropriations accumulative of \$297,000 dollars. Any remaining funds will be used for additional amenities) to be funded through Legislative Appropriations -City Manager Kelly Duran & Grants Administrator Diahann Jacquez**

Grants Administrator Diahann Jacquez affirmed that the amount of \$198,494.27 dollars, to be considered for the purpose of the Library Renovations and awarded to La Mesilla Construction, was funded through Legislative Appropriations of an approved amount of up to \$297,000 dollars.

Motion to approve consideration of Award of Contract to La Mesilla Construction Española Public Library Renovation made by Councilor John Hernandez and 2nd by Councilor Dennis Tim Salazar

Motion Carried 7-0

- 14. Consideration of Agreement Between the City of Española and Walmart of Northern America dba Walmart Store #2656, Española, N.M. - Department of Public Safety Director Richard Gallegos and Deputy Chief Miguel Maez**

Deputy Chief Miguel Maez stated that Walmart assumed liability and agreed to defend and indemnify the City, its agents, officers and employees from all claims arising out of the police presence at Store #2656 on Thanksgiving Day. He further state that the city assumed liability and agrees to defend and indemnify Walmart, Its agents, officers and employees for all claims arising out of its authorization of the police presence and acceptance of payment for services.

Deputy Chief Miguel Maez explained that by entering into this agreement, the parties did not intend to create any obligations express or implied. He further stated that Walmart's requested the officers would be assisting with crowd control in order to eliminate any conflict that may occur during the event.

Motion by Councilor Peggy Sue Martinez to accept the agreement between the City of Española and Walmart of Northern America dba Walmart Store #2656, Española, NM providing special police presence at store #2656 on Thanksgiving Day, Thursday 26th, 2015; 2nd by Councilor Tania Sanchez.

Motion Carried 7-0

- 15. Consideration of Memorandum of Understanding (MOU) Between Santa Fe County and the City of Española for the Terrain Mapping and Orthophotography - Planning & Land Use Director Patrick Nicholson**

Planning and Land Use Director Patrick Nicholson stated that Santa Fe County would be agent to providing the City with the 2014 LiDAR Project. Planning and Land Use Director Nicholson stated that the data would include: Classified LiDAR point clouds; Bare-earth DEM; Breaklines; Contours; Documentation of system calibration, collection and processing methods, survey methods, Quality Assurance (QA), Accuracy Testing and Reporting, and metadata Provide to the City Digital Ortho Imagery (DOI) of the 2014 Orthophotography Project. P&LU Director Nicholson further stated that

the 2014 Orthophotography Project would include; Photo index consisting of ESRI shapefiles of photo center points and “footprint” polygons; and Digital orthophotography which would be imperative mapping data for the City and would aid tremendously. P&LU Director Nicholson further stated that the DOI raster image data files would be provided in both ECW and TIFF file formats and associated world files and metadata file(s) for an external hard drive.

P&LU Director Nicholson further stated the City, if approving the MOU within sixty (60) days of the execution, provide funding in the amount of seven thousand five hundred dollars (\$7,500.00) to supplement the cost of the SF County’s 2014 LiDAR and DOI projects.

Motion to approve Consideration of Memorandum of Understanding (MOU) between Santa Fe County and the City of Espanola for the Terrain Mapping and Orthophotography made by Councilor Dennis Tim Salazar and 2nd by Councilor Peggy Sue Martinez

Motion Carried 7-0

Consideration of Contract between the United States of America Department of Interior, Bureau of Reclamation and the City of Española to Lease the Use of San Juan- Chama Project Water – City Manager Kelly Duran & City Attorney Frank Coppler

City Attorney Frank Coppler stated the Bureau of Reclamation (BOR) and Española’s understanding was that the Middle Rio Grande Conservancy District (District) intended to operate its irrigation and drainage system to meet required flow targets for minnow habitat with native Rio Grande water. City Attorney Coppler stated that the intended operation would likely result in a need for an additional water supply to meet the irrigation needs of its water users. He further stated that the Middle Rio Grande Conservancy District would need to lease up to 1,000 acre-feet of the City of Española’s remaining water allocation in the Heron Reservoir for the purpose of irrigation within the District.

Attorney Coppler stated that the contractual agreement allowed for the City of Española to lease the Bureau of Reclamation up to 500 acre-feet of its 2015 San Juan-Chama Project water and stored in Heron Reservoir. Coppler stated that within the agreement the City of Española would not assume liability accrued by the other party. He further stated that parties would also agree that the water leased pursuant to this agreement was not subject to evaporation losses until it was released from Heron Reservoir.

Attorney Frank Coppler stated that all previous contracts between the City of Española and the United States shall remain in full force and effect during the term of this contract. He stated that BOR would pay Española \$48.00 per acre-foot for a maximum of 500 acre-feet of water released from Heron Reservoir pursuant to this contract. Coppler stated that BOR would pay a non-refundable advance payment of \$2,400, 10% in advance of the total payment described under Article 3. a), upon execution of this Contract.

Motion to approve consideration of contract between the United States of America Department of Interior, Bureau of Reclamation and the City of Espanola to lease the use of San Juan-Chama Project Water made by Councilor Cory Lewis and 2nd by Councilor Dennis Tim Salazar

Motion Carried 7-0

~~16. Consideration of Twenty Foot (20ft) Utility Easement located at 1910 Lopez Lane, Española N.M. 87532 within the City of Española City Limits; Property owned by Robert Tafoya. —City Manager Kelly Duran & Planning Technician Larry Valdez (Item removed from the agenda, discussed and/or acted upon during the next City Council Meeting and/ or heard at the next Public Works Committee Meeting.)~~

L. MATTER FROM THE CITY ATTORNEY

17. EXECUTIVE SESSION - City Attorney Frank Coppler

a.) Pending Litigation Discussion: AFSCME vs City of Española PROHIBITED PRACTICES COMPLAINT Under the State Public Employee Labor Relations Act. b.) Discussion of a Personnel Matter Involving an Individual City Employee.-City Manager Kelly Duran.

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. **NOTE:** New Mexico law requires the following administrative procedures be followed when conducting "quasi-judicial" hearings. In a "quasi-judicial" hearing all witnesses must be sworn in, under oath, prior to testimony and will be subject to reasonable cross examination. Witnesses have the right to have an attorney present at the hearing.

Motion to enter into Executive Session made by Councilor Mayor Pro-Tem Pedro Valdez and 2nd by Councilor Michelle Martinez

Roll Call Vote:

Mayor Pro-Tem:	<i>Pedro Valdez</i>	<i>in Favor</i>
Councilors:	<i>Tania Sanchez</i>	<i>in Favor</i>
	<i>Michelle R. Martinez</i>	<i>in Favor</i>
	<i>Peggy Sue Martinez</i>	<i>not in favor</i>
	<i>John Hernandez</i>	<i>in Favor</i>
	<i>Cory Lewis</i>	<i>in favor</i>
	<i>Dennis Tim Salazar</i>	<i>in favor</i>

Motion Carried 6-1

The Governing Body entered into Executive Session at 7:20 pm

Councilor Peggy Sue Martinez made a motion to come out of Executive Session, Motion 2nd by Councilor Tania Sanchez

Roll Call Vote:

Mayor Pro-Tem:	<i>Pedro Valdez</i>	<i>in Favor</i>
Councilors:	<i>Tania Sanchez</i>	<i>in Favor</i>
	<i>Michelle R. Martinez</i>	<i>in Favor</i>
	<i>Peggy Sue Martinez</i>	<i>in Favor</i>
	<i>John Hernandez</i>	<i>in Favor</i>
	<i>Cory Lewis</i>	<i>in favor</i>
	<i>Dennis Tim Salazar</i>	<i>in favor</i>

Motion Carried 7-0

The Governing Body came out of Executive Session at 8:15 pm.

Mayor Alice A. Lucero stated that in accordance with the New Mexico Open Meetings Act Section 10-15-1 (H) (7) NMSA 1978, there was no action taken in Executive Session, only discussion pertaining to: a.) pending Litigation Discussion: AFSCME vs City of Espanola PROHIBITED PRACTICES COMPLAINT under the State Public Employee Labor Relations Act. b.) Discussion of a Personnel Matter Involving and Individual City Employee.

M. ADJOURNMENT

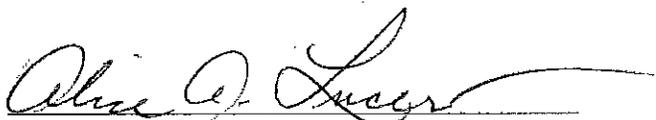
The Governing Body may revise the order of the agenda items considered at this Open Meeting. If you are an individual with a disability who is in need of an amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting,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

Motion to Adjourn made by Councilor Cory Lewis and 2nd by Councilor Michelle Martinez

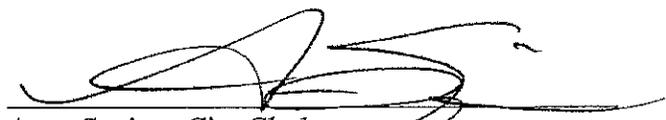
Motion Carried 7-0;

Meeting adjourned at 8:20 pm

ADOPTED AND APPROVED by the Governing Body of the City of Española this 12th day of January 2016.


Alice Alarid Lucero, Mayor, City of Española

ATTEST:


Anna Squires, City Clerk

