CITY COUNCIL MEETING
APRIL 8, 2014, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER

Mayor Lucero called the meeting to order at 6:02pm.

B. PLEDGE OF ALLEGIANCE/MOMENT OF MEDITATION

Mayor Lucero led the Pledge of Allegiance and Mayor Pro-Tem Valdez led the Moment of Meditation.

C. ROLL CALL/ DETERMINATION OF QUORUM

The following Governing Body members were in attendance:

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

D. APPROVAL OF AGENDA

The agenda was presented as follows:

---Begin---

AGENDA
CITY COUNCIL MEETING
APRIL 8, 2014, 6PM
CITY HALL COUNCIL CHAMBERS
405 N. PASEO DE OÑATE ESPAÑOLA, NM

A. CALL TO ORDER
B. PLEDGE OF ALLEGIANCE/MOMENT OF MEDITATION
C. ROLL CALL/ DETERMINATION OF QUORUM
D. APPROVAL OF AGENDA
E. PUBLIC COMMENTS
F. COUNCILOR COMMENTS/ANNOUNCEMENTS
G. MATTERS FROM THE MAYOR
   1. Certificate of Recognition- Olivama Martinez
   2. Employee of the Month- Madeline Baca, Utility Billing Head Cashier
   3. Appointment of Councilor Michelle R. Martinez to Council Committees
   4. Proclamation- Declaring National Telecommunicator Week
   5. Appointment of Lodger's Tax Board

H. REPORTS

6. **Council Appointed Liaisons** (NCSWA, NCRTD, E911, Beautification Committee, Veteran's Commission, Regional Coalition of LANL Communities, Redi-Net)
7. **Staff Reports**

I. Consent Agenda

8. 1.21.14 Finance Board Meeting Minutes
9. 2.25.14 City Council Meeting Minutes
10. 3.20.14 City Council Organizational Meeting Minutes

J. ITEMS PROPOSED FOR COUNCIL CONSIDERATION AND/OR DISCUSSION – ACTION ITEMS

11. Approval of Mural Rendering and Plaster Work at Hunter Ford Building- Roger Montoya
12. Approval of Out Of State Travel for Senior Citizens Annual Mother's Day Trip to Cripple Creek, CO
13. Approval of Resolution 2014-06: A Resolution Declaring Surplus Property and Authorizing Transfer
14. Approval of DFA Budget Adjustment Resolution 2014-02: Acceptance of 2012 Edward Byrne Memorial Justice Assistance Grant Award
15. Approval of Out of State Travel Request for Deputy Fire Chief Eric Tafoya to Pagosa Springs, CO
16. Approval of Memorandum of Understanding (MOU) with LoJack
17. Approval of Joint Powers Agreement (JPA) with Rio Arriba County regarding State Projects

K. EXECUTIVE SESSION

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

L. ADJOURNMENT

---End---

Mayor Lucero request that Item # 17 be deleted as pertinent information had not been submitted by the Department of Finance & Administration (DFA).

Motion by Mayor Pro-Tem Valdez to approved the agenda as amended; seconded by Councilor Peggy Sue Martinez.

Motion carried 7-0.

E. PUBLIC COMMENTS

Ms. Janette Beesley stated that she would like to express her hope that the Governing Body would all hold true to working together and getting along. She expressed the belief that there was enough ability on the City Council to move the City forward. She stated that she would like to see the City beautified. She stated that if the public saw the efforts by the Governing Body members and other leaders in the community, they would follow suit.

Ms. Beesley thanked City Clerk Tessa Jo Mascareñas for the confidence she placed in each of the election workers. She stated that the discrepancies that occurred during the election had been out of City Clerk Mascarenas' control. Ms. Beesley stated that the City Clerk had a duty to administer the election and City Clerk Mascareñas had never compromised the ethics that she lived by. Ms. Beesley stated that the City should be proud to have an employee of City Clerk Mascareñas' caliber.

Ms. Beesley encouraged those who would run for office in the future to thoroughly educate themselves about the election process. She asked that they respect the responsibility that the City Clerk had for administering the election as it was to secure the secrecy of the ballot with purity. She opined that if everyone understood the many facets of elections, they would have a greater appreciation for the election workers as elections are difficult. Ms. Beesley highly recommended that the City install video cameras throughout City Hall.

F. COUNCILOR COMMENTS/ANNOUNCEMENTS

Mayor Pro-Tem Valdez thanked City employees for keeping the City clean. He stated that he recognized the work being done and that anyone who stated that the City was not clean was incorrect. He observed that the street sweeper had been going through town.

Mayor Lucero reported that she had received compliments from people who had come into Española regarding the cleanliness and lack of graffiti. She stated that she must give credit to the employees that worked very hard on this.

Councilor Peggy Sue Martinez asked the date of the City Clean-Up Day. Mayor Pro-Tem Valdez replied that it would be held on April 26, 2014. He added that the Northern New Mexico Regional Arts Center (NNMRAC) Santo Niño event would also take place on that date.

Councilor Salazar yielded the floor to Recreation Coordinator Andrew Herrera. Recreation Coordinator Herrera announced that there would be an Easter Egg Hunt at Valdez Park on Saturday, April 12, 2014 beginning at noon. He stated that they had made a slight change in that the age groups would have staggered hunts allowing parents with children of different ages to be present for each hunt. Recreation Coordinator Herrera stated that the Annual Easter Egg hunt was sponsored by the City of Española and AFSCME Local 1188. He added that the Española Fiesta Council and Española Valley Arts Festival Committee would be having a poster contest on April 25th at the Nick Salazar Center for the Arts.

Councilor Michelle Martinez stated that she would be holding a Community Forum for District 2 on April 16, 2014. Mayor Lucero thanked Councilor Michelle Martinez for leading this endeavor.

G. MATTERS FROM THE MAYOR

1. Certificate of Recognition- Olivama Martinez

Mayor Lucero stated that she had known Ms. Martinez for many years. She stated that Ms. Martinez had been one of her mentors. Mayor Lucero thanked Ms. Martinez for continuing to serve on the library board.

Mayor Lucero presented the proclamation.

2. Employee of the Month- Madeline Baca, Utility Billing Head Cashier

Administrative Services Director Joyce Sandoval read a statement prepared by Utility Billing Supervisor Billie Jo Martinez as Ms. Martinez voice was diminishing.

Mayor Lucero presented Ms. Madeline Baca with the award for Employee of the Month for April 2014.

3. Appointment of Councilor Michelle R. Martinez to Council Committees

Mayor Lucero stated that she would like to appoint Councilor Michelle R. Martinez to the Public Works Committee and the Finance Committee.

Motion by Councilor Peggy Sue Martinez to ratify the appointments; seconded by Mayor Pro-Tem Valdez.

Motion carried 7-0.

4. Proclamation- Declaring National Telecommunicator Week

Mayor Lucero stated this proclamation was issued annually to express appreciation for the many employees of the E-911 Center. She stated that people often forgot all of the good work they difd behind the scenes.

Mayor Lucero presented the proclamation.

E-911 Director Marti Griego stated that the E-911 Center could not do the work they do without the support of the Mayor, City Council, City Manager and E-911 Board. She reported that they were working to get the E-911 Center accredited which would qualify them for several different funding sources. She added that they would also like to implement the capability of E-911 to receive text messages.

5. Appointment of Lodger's Tax Board

Mayor Lucero stated that she would like to appoint Mr. Marlo Martinez, Mr. Tony Valerio and Ms. Angela Archuleta to the Lodger's Tax Board.

Motion by Councilor Salazar to ratify the appointment of the Lodger's Tax Board; seconded by Mayor Pro-Tem Valdez.

Motion carried 7-0.

H. REPORTS

6. **Council Appointed Liaisons** (NCSWA, NCRTD, E911, Beautification Committee, Veteran's Commission, Regional Coalition of LANL Communities, Redi-Net)

Mayor Pro-Tem Valdez stated that he would report on North Central Solid Waste at the April 22, 2014 meeting.

Councilor Salazar thanked Mayor Lucero for reappointing him to the North Central Regional Transit District (NCRTD) Board. He reported that during their election of officers, Taos Mayor Daniel Barrone was elected Chairman, Santa Fe County Commissioner Miguel Chavez was elected as Vice-Chairman and Councilor Salazar was elected Secretary/Treasurer.

Interim City Manager Joe Duran stated that there was no report for E-911. He commended the E-911 employees for their great work.

Councilor Hernandez stated that he did not have a report for the Beautification Committee.

Interim City Manager Duran stated that the Veteran's Commission would hold their monthly meeting the following night.

Mayor Lucero stated that the Regional Coalition of LANL Communities Executive Director Darian Cabral would present in the near future regarding recent initiatives. She noted that she had been appointed Chair of the Coalition.

IT Manager Joaquin Maestas stated that Redi-Net was in the process of expanding the network. He reported that they were hoping to locate grant funding for that purpose. He stated that he spoken with Congressman Ben Ray Lujan and requested assistance. IT Manager Maestas stated that there continued to be confusion about Redi-Net being a middle mile provider rather than a last mile provider.

He reported that he had been working with some ISP vendors who would like to place radio antennae at the Hunter Building. He added that Kit Carson was considering moving into the area; however, many of the future initiatives could be limited by budget.

Councilor Hernandez asked what percentage of the City had access to a last mile connection. IT Manager Maestas replied that the question was difficult to answer as it depended heavily on the ability of the ISPs to deliver the service. He stated that the City could consider being a last mile provider itself. He curbed his remarks by stating that it was a significant undertaking and would need further study.

Councilor Hernandez asked if the ISPs had to lay hard lines or if it was wireless. IT Manager Maestas responded that they had been allowed to use wireless because it was cheaper, more convenient and secure.

Councilor Peggy Sue Martinez stated that she had been to a meeting where the Kit Carson CEO had served as the guest speaker. She stated that 5% faster internet service was only of value to the citizens if it actually got into homes. She stated that she had encountered problems as her personal internet service was difficult to manipulate.

7. **Staff Reports**

Interim City Manager Joe Duran stated that three (3) department reports had been submitted.

He announced that the Library had been holding several different free classes. He stated that 4,000 people had visited the library.

Mayor Lucero stated that she expected to see reports from the other departments for the next meeting.

I. Consent Agenda

8. 1.21.14 Finance Board Meeting Minutes
9. 2.25.14 City Council Meeting Minutes
10. 3.20.14 City Council Organizational Meeting Minutes

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

Councilor Peggy Sue Martinez pointed out a typographical error with regard to the Council Committee Appointments. City Clerk Mascareñas stated that she would make the necessary correction.

Councilor Peggy Sue Martinez stated that she would not vote on the Finance Board Meeting minutes as she was not present for that meeting. Mayor Lucero stated that Councilor Peggy Sue Martinez could vote on the minutes even though she had been unable to attend; however, it was her choice.

Motion carried 7-0.

J. ITEMS PROPOSED FOR COUNCIL CONSIDERATION AND/OR DISCUSSION – ACTION ITEMS

11. Approval of Mural Rendering and Plaster Work at Hunter Ford Building- Roger Montoya

Mr. Roger Montoya introduced Mr. Alejandro Lopez. Mr. Montoya recalled that after the use of the Hunter Ford space had been approved for Moving Arts, they had realized that they had to return to Council and develop a more realistic plan. He stated that Moving Arts had joined forces with Siete del Norte. He expressed that the group had been at risk of losing momentum so they had solicited a sizable amount of money for a mural project. He noted that the New Mexico Environmental Department (NMED) was in the process of a Phase one (1) evaluation.

Mr. Montoya explained that they had come up with the idea of a mural project to coalesce with the surrounding community. He stated that they would present renderings that would showcase the Valley. He added that there were many artists in the Valley that could and should participate in the project.

Mr. Montoya announced that Mr. Alejandro Lopez would be the main artist for the project and would lead and teach younger generations. He reported that they had all agreed to do some light remediation of the walls which would require some plaster work; however, Siete del Norte would pay for the cost to the City for the work.

Mr. Lopez stated that the first rendering was of the corn mother. He stated that corn was central to the food of the people of the Americas. He explained that to the right of the painting there would be a young mestiza woman holding an arm of

corn. Mr. Lopez called attention to a portion of the sun in the picture where he had discovered what looked like corn which was the purpose of the picture. He stated that they would execute the moral in acrylic paint.

Councilor Radosevich exited at 7:05pm.

Mr. Lopez stated that the patterns would grow and dissect throughout the exterior of the building for additional murals. Mr. Montoya stated that once the first mural was completed, they would buy some scaffolding and continue the other murals.

Mr. Montoya displayed the second image and described it as a young boy working in the fields with his grandfather in the distance. He stated that the reason for this mural was that some believe that men and boys had lost their way. He stated that the purposed was to remind them that "la tierra" (the land) was where they should be. He added that tones in the background would be a very lush green.

Mr. Montoya stated that the third image would be of a mestiza and corn and the fourth image would showcase another young boy working with a shovel. He stated that they would start with images that were based in hope and it would have a European expression. He explained that the images could provide a communal celebration of healing based in paint.

Mr. Montoya stated that he would like to invite the public to participate.

Mr. Lopez stated that there had been some murals painted on Paseo de Oñate and it seemed to be developing into a corridor for murals. He expressed that they would like to explore the many facets of the interesting Valley. Mr. Lopez reported that he had painted four (4) murals in the community and had discovered that while he painted, people would approach him and share anecdotes. He expressed the belief that there was a need for such activities.

Councilor Radosevich re-entered at 7:13pm.

Mr. Montoya stated that Española had a new vision and people were interested in what was going on. He reported that they had secured their first $10,000 from the NM Community Foundation. He introduced Mr. Tomas Romero, Executive Director of Northern Rio Grande National Heritage Area. Mr. Romero provided the Council with summaries of the Northern Rio Grande Heritage Area's Management Plan.

Motion by Councilor Peggy Sue Martinez to approve project as presented; seconded by Mayor Pro-Tem Valdez.

Councilor Peggy Sue Martinez stated that Mr. Lopez had mentioned that something new was happening. She stated that people were reverting back to the agriculture. She recalled that her grandfather had farmed the area on the west side. She suggested that Mr. Lopez enter one of his drawings in the Fiesta Council/Arts Festival Poster Contest. He stated that it would help their cause and would help to lead people back to that part of the local heritage.

Motion carried 7-0.

Mayor Lucero told Mr. Montoya and Mr. Lopez to be prepared because the Governing Body would all be present and would want to paint.

12. Approval of Out Of State Travel for Senior Citizens Annual Mother's Day Trip to Cripple Creek, CO

Senior Center Coordinator Josephine Velasquez stated that the annual trip was scheduled from May 11, 2014 to May 13, 2014. She reported that they would stay at the Double Eagle Hotel & Casino. Mayor Lucero asked what vehicle they would be taking. Senior Center Coordinator Velasquez stated that they hoped to take the large, 25 passenger bus; however, they wanted to make sure they had enough people signed up. Mayor Lucero requested that General Services Director Juanito Maes have the vehicle maintenanced prior to the trip as there had been a breakdown the previous year.

Motion by Mayor Pro-Tem Valdez to approve the Out Of State Travel for Senior Citizens Annual Mother's Day Trip to Cripple Creek, CO; seconded by Councilor Radosevich.

Motion carried 7-0.

1. Approval of Resolution 2014-06: A Resolution Declaring Surplus Property and Authorizing Transfer

Interim City Manager Duran explained that there were several outdated and broken water meters. He stated that through approval of the measure, the City could sell the meters to local scrap metal yards and receive funding in return.

Motion by Mayor Pro-Tem Valdez to approve Resolution 2014-06: A Resolution Declaring Surplus Property and Authorizing Transfer; seconded by Councilor Radosevich.

Mayor Pro-Tem Valdez confirmed that the item had been passed by the Public Works Committee.

Motion carried 7-0.

2. Approval of DFA Budget Adjustment Resolution 2014-02: Acceptance of 2012 Edward Byrne Memorial Justice Assistance Grant Award

Councilor Radosevich exited at 7:26pm.

Grants Administrator Diahann Jacquez explained that the City had received an award from the Department of Justice and approval of the measure would accept the award.

Motion by Councilor Peggy Sue Martinez to approve DFA Budget Adjustment Resolution 2014-02: Acceptance of 2012 Edward Byrne Memorial Justice Assistance Grant Award; seconded by Councilor Michelle Martinez.

Motion carried 6-0.

Director of Public Safety Garcia stated that the City insisted on a positive working environment for employees.

Councilor Hernandez asked Director of Public Safety Garcia to announce what the purpose of the grant was. Director of Public Safety Garcia replied that it was to replace outdated equipment at the Police Department. He explained that they had out-of-date VHS recording devices and they needed to catch up technologically.

3. Approval of Out of State Travel Request for Deputy Fire Chief Eric Tafoya to Pagosa Springs, CO

Director of Public Safety Garcia reported that each Firefighter was required to obtain sixteen (16) hours of tower training and they were interested in possibly purchasing a tower and having it placed in Northern New Mexico. He stated that the department was hoping to expand and hold a training academy in the future in order to boost the economy.

Mayor Lucero asked what the cost of the tower would be. Deputy Fire Chief Tafoya stated that it would cost $100,000, but the City would only have to pay 20%. Director of Public Safety Garcia reported that they had already spoken with the State Fire Marshall and State Fire Marshall Fire Funds could be used for this purpose.

Motion by Mayor Pro-Tem Valdez to approve the Out of State Travel Request for Deputy Fire Chief Eric Tafoya to Pagosa Springs, CO; seconded by Councilor Salazar.

Mayor Pro-Tem Valdez stated that he had noticed that there were three (3) items for $30 and asked what they were for. Deputy Chief Tafoya stated that this was per diem for each person for one (1) day.

Mayor Pro-Tem Valdez stated that a project like this had been attempted in the past and the City would have to examine actual costs. He recalled that there had been discussion about placing a tower on City property behind Washington Federal Bank.

Mayor Lucero asked what the cost of installation could be. Deputy Chief Tafoya stated that it was included in the $100,000 estimate. He reported that he had spoken with Interim City Manager Duran who informed him that the City owned property by the Police Department. Mayor Lucero suggested bringing in different options because the pods on Industrial Park Road had been identified for a specific purpose.

Motion carried 6-0.

4. Approval of Memorandum of Understanding (MOU) with LoJack

Director of Public Safety Garcia stated that he had negotiated an MOU with LoJack that would encompass a tracking mechanism. He explained that the MOU, with the exception of his time, would be of no cost to the City. Mayor Lucero asked where the equipment was installed. Chief Garcia explained that equipment was installed by auto dealerships into vehicles. The tracking system would alert the Española Police Department when a stolen vehicle with the LoJack system moved through the area.

Motion by Mayor Pro-Tem Valdez to approve the Memorandum of Understanding with LoJack; seconded by Councilor Peggy Sue Martinez.

Mayor Pro-Tem Valdez verified that this MOU would not require any additional employees. Director of Public Safety Garcia replied that this was just another tool in the law enforcement arsenal. He added that the only other cities in the State of New Mexico with this capability were Albuquerque and Santa Fe.

Motion carried 6-0.

K. EXECUTIVE SESSION

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

Mayor Lucero stated that there was a need to enter Executive Session in order to discuss pending litigation in which the public body was or may become a participant.

Motion by Councilor Hernandez to enter into Executive Session; seconded by Mayor Pro-Tem Valdez.

Councilor Radosevich re-entered at 7:29pm.

Roll Call Vote:

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

Motion carried 7-0.

The Governing Body entered into Executive Session at 7:29pm.

Councilor Peggy Sue Martinez exited at 7:51pm.

Motion by Councilor Radosevich to exit Executive Session; seconded by Mayor Pro-Tem Valdez.

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
	Eric Radosevich	In Favor

Motion carried 6-0.

The Governing Body exited Executive Session at 8:03pm.

No action was taken in Executive Session.

L. ADJOURNMENT

Motion by Councilor Ortiz to adjourn; seconded by Councilor Radosevich.

Motion carried 6-0.

The meeting was adjourned at 8:04pm.

PASSED, APPROVED and ADOPTED this 22nd day of April, 2014.

Alice A. Lucero
Mayor

Attest:

Tessa J. Mascareñas
City Clerk