

CITY OF ESPAÑOLA
CITY COUNCIL MEETING
MONDAY, APRIL 9, 2007
CITY HALL, 405 PASEO DE OÑATE
ESPAÑOLA, NEW MEXICO

This meeting was called to order at 6:06 p.m. With the following present:

Mayor: Joseph M. Maestas
Mayor Pro Tem: Alice D. Lucero
Councilors: Danielle Duran
Rosario "Chayo" Garcia
Alfred Herrera
Helen Kain-Salazar
Eddie Maestas
Dennis Tim Salazar
Cecilia Lujan (absent)

City Manager: Gustavo "Gus" Cordova

City Clerk's Office: Veronica Martinez
Lucas Gauthier

City Attorney: Angela "Spence" Pacheco

Staff: Josie Lujan
Berlinda Trujillo
Russell Naranjo
Ivan Guillen

Approval of Agenda

Call to order, Pledge of Allegiance, and Invocation

Approval of Agenda

Business with Visitors

1. FIRST BORN PROGRAM PRESENTATION [[PATRICIA ALVARADO/SUSAN HERRERA](#)]

Approval of Minutes

2. MARCH 12, 2007 [[MAYOR MAESTAS](#)]

PROCLAMATIONS AND AWARDS OF MERIT

3. Employee of the Month [[Mayor Maestas](#)]
4. Proclamation - Tribute to Teacher Excellence Day [[Mayor Maestas](#)]
5. Proclamation - Congratulations EVHS Cheerleaders [[Mayor Maestas](#)]
6. Proclamation - Hepatitis C Awareness Day [[Mayor Maestas](#)]
7. Proclamation - Parkinson's Disease Awareness Month [[Councilor Garcia](#)]
8. Proclamation - Española Clean Up Day [[Mayor Maestas](#)]
9. Proclamation - Municipal Clerks Week [[Mayor Maestas](#)]

PUBLIC COMMENTS

COUNCILOR COMMENTS

MATTERS FROM THE MAYOR

10. Appointment of North Central Solid Waste Board Representative [[Mayor Maestas](#)]

Items for Discussion

11. REPORT ON LEGISLATIVE OUTCOME [[BRYON PAEZ](#)]
12. Report on Washington DC Trip [[Gus Cordova](#)]
13. Discussion of Ordinance 488, the Imposition of a Municipal Infrastructure GRT [[Mayor Maestas](#)]
14. Discussion of Imposition of New ¼% GRT for Municipal General Purposes Per HB981 [[Mayor Maestas](#)]

Items for Consideration of Approval

15. MOLZEN-CORBIN & ASSOCIATES TASK ORDER FOR WELL 4 & 7 BLENDING PLAN [[ROBERT FOWLIE, MOLZEN-CORBIN & ASSOCIATES](#)]
16. Molzen-Corbin & Associates Task Order for Installation of Utility Lines in Conjunction with the US 84/285 Reconstruction Project [[Doug Albin, Molzen & Corbin & Associates](#)]
17. Artes Sin Fronteras Request for Use of City Facility for Summer Programs [[Ivan Guillen](#)]
18. Rental Agreement with Rock Christian Fellowship for Use of Lucero Center [[Ivan Guillen](#)]
19. Addendum 1 to the 2006 Audit Contract with Hinkle & Landers [[Gus Cordova](#)]

Resolutions

20. RESOLUTION 2007-24 - AUTHORIZING THE DESTRUCTION OF PUBLIC RECORDS [[VERONICA MARTINEZ](#)]

Committee Reports

21. Public Works – [[Mayor Pro Tem Lucero](#)]
22. Community Development [[Councilor Garcia](#)]
23. Public Safety [[Councilor Salazar](#)]
24. Public Housing Update [[Councilor Maestas](#)]

Executive Session

25. PURSUANT TO SECTION 10-15-1(H)(2) OF THE OPEN MEETINGS ACT TO DISCUSS PERSONNEL MATTERS [[GUS CORDOVA](#)]

Announcements

Adjournment

Mayor Maestas presented the agenda for approval. Mayor Maestas suggested the following amendments; added proclamation after item 1, second item to be a gazebo update by Robert Baclawski, and under Matters from Mayor discussion of an Open Meetings Act issue. Mayor Maestas stated that he was advised by Staff to pull Agenda items 18 and 25.

Councilor Salazar made a motion to approve the Agenda as Amended, seconded by Councilor Herrera.

Motion passed 7/0.

Mayor Maestas recognized members of his family in attendance his brother Ben and his niece Melanie.

BUSINESS WITH VISITORS

First Born Program

Patricia Alvarado, Susan Herrera presented this item. Ms. Herrera of the Los Alamos National Laboratory (LANL) Foundation described the First Born program. Ms. Herrera stated that the First Born Program is a subsidiary of the LANL Foundation, and that the new program was developed with parenting in mind. Ms. Herrera stated that the program was modeled to maximize a child's potential during the first three years of life. She further stated that the program covered the areas of Rio Arriba County, Taos County and Los Alamos County. Ms. Herrera introduced Patsy Alvarado Staff Director of the Rio Arriba County branch of the program.

Ms. Herrera gave a short video presentation on the program. Ms. Alvarado stated that the program was geared at helping first-time parents and that there are no criteria for participation. Ms. Alvarado stated that the program provided support and education to new parents and could act as a liaison to parents and the community resources. Ms. Alvarado stated that the program was working through the Española Hospital and the Newborns in Need to celebrate newborns. Ms. Alvarado introduced Jamie Espinoza, RN, Georgianne Bird, Home Visitor, Nancy Cole, Home Visitor, and Diane Dominguez-Robles, all members of the First Born program.

Councilor Salazar stated that as a parent he had an appreciation for the program and wished them the best with the program.

Mayor Maestas stated that the program had been successful for 10 years in Silver City and that studies had shown a decrease in infant mortality, and an increase in quality of life there. Mayor Maestas stated that the program was vitally needed in this valley.

Councilor Salazar read the proclamation for "Newborns in Need"

Gazebo Update

Mr. Baclawski presented an update on the gazebo installation and placement on the plaza. Mr. Baclawski stated that the final review would be done by Thursday and would go out to bid for construction on Thursday. Mr. Baclawski asked if there were any questions.

Mayor Maestas stated that landscaping, trees and sidewalks would be constructed as well.

Approval of Minutes

Mayor Maestas presented the Minutes of the March 12, 2007 meeting. Councilor Kain-Salazar asked to change on page 5, to correct spelling of the name Belen Marquez instead of Lillian.

Councilor Kain-Salazar made the motion to approve the Minutes of March 12, 2007, as amended, seconded by Councilor Maestas. The motion passed 7/0.

Proclamations and Award of Merit

Employee of the Month

Mayor Maestas recognized Berlinda Trujillo of the Planning & Zoning Department, Code Enforcement Division. Russell Naranjo presented a certificate to Ms. Trujillo. Mr. Naranjo stated that Ms. Trujillo performed an important role and priority of the City to continually improve the look of the City.

Proclamation for Española Spring Clean Up

Mayor Maestas presented Connie Benvenue with a certificate of proclamation. Ms. Benvenue stated that a Task Force had been built and that Amantes de Flores had increased their effort every year and was able to make a difference in the City in what they had done in 34 years. Mayor Maestas recognized Councilor Salazar for his work with the Public Safety Committee and the graffiti task force. Mayor Maestas read the proclamation. Ms. Benvenue stated that the program had received more supporters every day. She listed current sponsors as El Paragua Restaurant, Century Bank and Sombrillo area participation. Ms. Benvenue welcomed all to participate on April 28. Mayor Pro Tem Lucero urged participation as well.

Proclamation for EVHS Cheerleaders

Mayor Maestas invited all of the cheerleaders and their parents to accept the proclamation. Leo Jaramillo, the Cheerleader's Coach, spoke about the Cheerleader's accomplishments and how proud they were to represent the City of Española and the Valley. Mr. Jaramillo offered thanks to the Assistant Coach Anita Gallegos for her hard work and dedication.

Mayor Maestas read the proclamation.

Proclamation for Teacher Excellence Day

Councilor Duran read the Proclamation into the record, announcing that most of her family were teachers and was very proud to read this proclamation.

Proclamation Hepatitis C Awareness

Mayor Pro Tem Lucero read the Proclamation into the record.

Proclamation for Municipal Clerks Week

Mayor Pro Tem Lucero read this proclamation into the record, and thanked the City Clerk for her hard work.

Proclamation Parkinson's Disease Awareness Month

Councilor Garcia read the proclamation, stating that it was very personal to her, as her grandmother had died of the disease.

Mayor Maestas assisted Councilor Garcia in the reading of the proclamation.

Citizen Comments

Citizen Joe Maestas spoke, stating he had spoken with Councilor Kain-Salazar about cleanup day. Mr. Maestas stated that after clean up day things just go back to normal with trash everywhere. Mr. Maestas stated that he has had comments from visitors that Española is the dirtiest city they'd ever seen. Mr. Maestas stated he thought there should be an education factor, beginning in the elementary schools, and suggested that as during the elections, people should go knocking door to door to get volunteers all the time. Mr. Maestas stated that more people needed to be involved in order to make it work. Mr. Maestas stated that people needed to be more educated about cleaning up trash.

Councilor Comments

Councilor Kain-Salazar commented that the City should talk to the fast food restaurants and that the restaurants should help to educate the public to be more responsible about littering. Councilor Kain-Salazar stated that there is a Democratic District meeting at 5:30 at the Senior Center.

Councilor Duran offered thanks to Mayor, Council and the City Manager for holding down the fort while she was gone. Councilor Duran stated that it was wonderful to see how active city council was with all the communication she received during her absence.

Matters from the Mayor

Mayor Maestas asked for the ratification of Gus Cordova to the North Central Solid Waste Authority (NCSWA).

Mayor Pro Tem Lucero made a motion to ratify the appointment of Gus Cordova to the NCSWA, seconded by Councilor Kain-Salazar.

Under Discussion Councilor Duran asked if Mr. Cordova had the time to go to the meetings stating that Mr. Cordova had already appeared to be extremely busy. Mayor Maestas stated that the Authority met monthly and there are very important issues coming up that may require his presence regarding the GRT transfer of monies. Mayor Maestas stated that since the Authority was still in transition, Mr. Cordova would be valuable in the role.

Motion passed 7/0.

Mayor Maestas discussed a letter he had received from the Attorney General's office which stated that the City was not in violation of the Open Meetings Act as filed by the Rio Grande Sun. Mayor Maestas suggested that the City offer an olive branch to the media in representation that the City is trying to have an open government.

Items For Discussion

Report on Legislative Outcome

Mr. Bryon Paez was present to provide a wrap up of the Legislative Session. Mr. Paez provided a written report of the outcome of the signed legislation by the Governor. Mr. Paez asked if there were any questions. Mayor Maestas asked about the Special Session. Mr. Paez stated that the GRIP II project passed and Española had a project in that legislation. Councilor Herrera asked about the GRIP II funding and whether it was

adjusted. Mr. Paez stated that it went from \$2M to \$1.8M in order to accommodate the shortage from GRIP I, it was shared among all of the awards to different communities to cover the shortage. Councilor Herrera asked if the legislation required matching funds. Mayor Maestas stated that because it was not yet determined, he had sent a letter to the DOT stating that this may be a possible future need and there could be hardship monies available, and the City should be able to qualify for that matching funding. Mayor Maestas stated that there could still be a 25% match, but that the City may qualify depending on the criteria provided. Mr. Paez commented that the DOT had also managed to find \$60M of general fund monies to fund the program.

Councilor Duran asked since the session was over and there were some big priorities not passed would council look to revive them for the next year's legislation and what was the plan to work on their priorities for the next legislative session.

Mayor Maestas stated that part of the legislation shortcomings would be addressed in the update on the report to Washington, stating that the City should be receiving Federal Funds. Mayor Maestas stated that there was a plan. Mayor Maestas also stated that Senate Joint Memorials 49 and 181 were still viable, but that the City could establish a report with the tax finance committees and show them the needs of the City. Mayor Maestas stated that there is a lot of work to do and it would take all of the council to do it. Councilor Herrera stated that the capital outlay issue needed to be addressed. Councilor Herrera stated he was concerned since there could be reform to require better management of capital outlay projects.

Mr. Paez stated that in talking with the Governor, that \$1M had been put into the DOT fund for Española, and Mr. Paez would try and track it down. Mr. Paez stated that that funds were unusable by the City of Albuquerque but had been transferred to the City of Española.

Mayor Maestas stated that Legislative Committees would be traveling throughout New Mexico and urged council to attend the meetings to educate the members about the City's unique needs. Mayor Maestas suggested the NNMIF, stating it may be more viable since it has the support of the counties and cities as part of the coalition. Mayor Maestas stated that during a conversation the Governor stated that we had successfully planted a seed with the legislature and made an impression. Mayor Maestas stated that Senator Cisneros visited the Senior Center and recommended the Senior Center ask for appropriations, Councilor Kain-Salazar made contact with Senator Martinez and Representative Rodella, and the city made three capital outlay requests that were funded for the Senior Center.

Report on Washington DC Trip

City Manager Gus Cordova reported on the recent travel by the Mayor, Mayor Pro Tem and himself to Washington, DC, summarizing that it was very productive and that they were well received. Mr. Cordova stated that the Title II reauthorization was discussed, met with Michael Connors, who was drafting the legislation. Mr. Cordova stated that Mr. Connors advised them that he was willing to insert the \$2M appropriation into the legislation while they were there. Mr. Cordova stated that they also asked to change the 25/75 matches to a reverse 75/25 match or possibly to a 50/50 match. Mr. Cordova stated that he would continue to work on that, stating he felt it would go through. Mr. Cordova stated that they had also provided a request for \$3M for diversion and that he needed to hear if funding should be sought through the U.S Army Corp of Engineers or Bureau of Reclamation. Mr. Cordova stated that the Corp would be a better approach to amend the Title II to include the \$3M stating he would not know until it actually happened. Mr. Cordova stated they submitted \$2.3M request for arsenic abatement, but his only concern was that there are so many communities that have the same need. Mr. Cordova stated that it is a National problem as well, and probably would not hear on a plan of action on the standard until October of this year. Mayor Maestas had asked if there might be an extension on the compliance of the standard. It was answered that the 2009 deadline was already an extension of an initial deadline. Mr. Cordova stated that the fourth issue brought to the delegation was the possible acquisition of BLM property that adjoins the

city and what process would be necessary. Mr. Cordova stated that Linda Rondell would meet with them, but first Sam DesGeorges would see how the City fit into their update of their management plan.

Mayor Pro Tem Lucero stated that the visit was very productive and well worth the efforts. Mayor Maestas added that the staffers know the ins and outs and that it was good to meet face to face with them as well as the Representatives. Mayor Maestas stated that the City received no funding, but got a memorial stating that we do need help to comply with the arsenic standard.

Councilor Herrera requested that the City, either the Mayor or the City Manager, communicate with the tribes about the Title II money, stating he was concerned that there can be money given to the tribes that would make them players in the utilization of the money and at least let them know what the City has done. Mayor Maestas stated that he knows the legislature has the language of the law, and the pueblos are mentioned that they could be a future component. Mayor Maestas agreed to inform the pueblos about what is progressing. Mayor Maestas stated that the City also needed to consult with the acequias since the City has changed some plans regarding the diversion as well as the Chimayo water association, so that the City and all involved are on the same page and communicating the same thing to the delegation. Mr. Cordova stated that there was a press release from Senator Domenici allocating \$1.2M in STAG monies for arsenic abatement.

Discussion of Ordinance 488, Imposition of a Municipal Infrastructure GRT

Mayor Maestas stated that State statute allows the first 1/8% to be enacted by ordinance and not referendum, and can be reauthorized for current priorities. Mayor Maestas stated that the GRT had not been dedicated to any long term debt, and would like the Council to consider earmarking it for “general purposes” to focus on immediate priorities such as public safety and streets. Mayor Maestas asked the Council to take it and look at it and consider repealing and replacing it to better use the City resources for its present priorities.

Councilor Herrera asked when the GRT was enacted and where it had been going since then. Susan Trujillo Administrative Services Director stated she did not know but had to go get her budget book to find out. Councilor Herrera asked since it is not dedicated and pledged to any long-term debt from 1993 to now, were these monies devoted to the intended purpose. Mayor Maestas stated that in the current budget it is being deposited into the utility replacement fund. Mayor Maestas asked for the flexibility to maximize the use of the funds for general purposes and current priorities, including short-term priorities. Councilor Herrera stated that flexibility was okay, but wanted to make sure it was used appropriately in the past, stating that he doesn't want to change it and then find out it was not used for what it was intended at the outset. Councilor Herrera stated he was concerned that this revenue stream could be used to provide infrastructure for annexed citizens without utilities or it could be used for bonding and maximizing the use of the funds. Councilor Herrera asked if there was a timeline on the issue. Mayor Maestas answered yes, and it was just the introduction of the idea. Mayor Maestas stated that he would like it to happen before the end of the budget session. Mayor Maestas stated that the city would have to carry four officer's salaries whose funding is ending at the end of the year, adding that Public Safety was a priority and that this was an example of the priorities being reflected in the budget. Mayor Maestas stated that it was a tool for the city to have flexibility in its budget process.

Mayor Pro Tem Lucero stated that if the City decided to put infrastructure in streets that the City may need to widen them and may need this money for that purpose, for example, and the flexibility would be ideal for a situation like that. Mayor Maestas asked for councilors to work on amendments and to prepare for further discussion at a later date.

City Manager Gus Cordova stated that about \$375K came from the GRT in the current fiscal year, and that there was approximately \$616K in carry-over but \$291K of that had been earmarked for utility replacement costs and \$50K earmarked for debt on Valley

National Bank loans, adding that the Valley National Bank debt is now gone and that those were the only specific earmarks listed in the budget. Mr. Cordova stated that it would be a value to change the designation to general purpose due to the change of priorities year to year by the council.

Discussion of Imposition of New ¼% GRT for Municipal General Purposes

Mayor Maestas provided a description of House Bill 981 providing for the local option GRT, adding that the revenue could be used for General Purposes. Mayor Maestas stated that the information, he provided to council, outlined the potential GRT revenue for the City of Española. Mayor Maestas stated that he would like the Governing Body to consider imposing the GRT, adding that since the population is below 10,000 residents and over 10,000 would hold harmless for groceries, is gone. Mayor Maestas stated that the City could benefit from that in the meantime. Mayor Maestas added that the City had currently topped out on local options and needed new revenue sources for operations without acquiring any additional debt. Councilor Garcia asked if the City followed through on plans for annexation and went over 10,000, would the City lose the hold-harmless. Mayor Maestas answered no, adding that the Bill based population from the census and that the City would be safe until after the 2010 census. Mayor Maestas stated that he wanted to introduce the idea of imposing the GRT to create a new revenue source.

Councilor Herrera asked if Ordinance 488 was designated as general purposes would be necessary for the proposed GRT be designated for general purposes as well. Mayor Maestas answered that the proposed GRT could be enacted by negative referendum.

Items for Consideration of Approval

Task Order for Wells 4 & 7 Blending Plan

Robert Fowlie and Doug Albin from Molzen~Corbin and Associates were present to present this item. Mr. Fowlie explained the Task Order, stating that it had been discussed in the Public Works Committee and would allow the City to put Wells No. 4 & 7 back on line by constructing a line from well no. 7 to tank no. 4 and blending the water to reduce contaminate levels. Mr. Fowlie added that the City would benefit by adding 400-500 gallons per minute to the system and put both wells back on line. Mr. Fowlie stated that the blending would make the water below the maximum contaminant levels for arsenic, nitrates and fluoride.

Mayor Pro Tem Lucero made the motion to approve Task Order for Wells No. 4 and 7 Blending, seconded by Councilor Duran.

Motion passed 7/0.

Task Order 56-A for Installation of Utility Lines

Mr. Doug Albin presented this item. Mr. Albin stated that this item was also discussed in the Public Works Committee, adding that the city had been considering this program for some time. Mr. Albin stated that Molzen-Corbin and Associates had planned and designed the system 3 to 4 years prior but the project had been dropped due to a lack of funding and permitting issues. Mr. Albin added that the DOT is going to reconstruct US84/285, and that the City had received a letter recommending the City consider doing their project at the same time. Mr. Albin stated that there were several issues as to why the City needed to make a move quickly on the project, one being the schedule of the project. He reported that the DOT would go out to bid either in August or November. He stated that the second issue was the permitting; adding that the right of way belongs to Santa Clara Pueblo and the City would need to get an easement from them to install the utilities in the right of way. Mr. Albin stated that the third issue was a repayment plan with the DOT to pay for the project now and put the city on a payment plan for about \$660K, stating that the project only affects the utilities inside the project of the 84/285. Mr. Albin stated that working with the DOT allows part of the original project to happen

now and looping SR106 and SR76 could be completed at a later date after the completion of US84/285. Mr. Albin stated that he could not meet with the DOT yet, adding that he would be a part of a coordination meeting to finalize the schedule. Mr. Albin stated that the City needed to talk to pueblo about the permit to use the right away. Councilor Herrera stated it was a good idea to capitalize on the DOT project, but unsure which way to go with this project. Mr. Albin stated that there are a couple of options:

1. An extension of a line from the Dandy Burger to Dream Catcher Theater and eventually serve the Sombrillo area, does not allow for sewer due to elevation issues.
2. Constructing a line along the river and gravity works with that option, which would allow for both water and sewer.

Councilor Herrera stated that he was not sure as a councilor which way to go with this project, stating that he did not want to put the line all the way to the Dreamcatcher and only service the Motel, whether it was worth it.

Mayor Maestas stated that at the last meeting with DOT, it was suggested that the City may have an opportunity to apply for a hardship and may have the entire project paid for by the DOT. Mayor Maestas stated that the City will have to upgrade and enlarge the lines along the road anyway, and going through Santa Clara Pueblo and the river would be risky and require EIP statement, etc. Mayor Maestas stated that he was still unsure as to who was the lead organization in the project, stating that the DOT should be in charge of clearing the right of way and clearing the utilities. Mr. Albin stated he would do what is necessary to participate, adding that right of way issues should have been resolved by now. Mayor Maestas stated that he was concerned that the DOT may scrap the utility project.

Mayor Pro Tem Lucero stated that the issues were discussed at the Public Works Committee, and remembers that there were alternatives regarding the dip in the road. Mr. Albin explained that this task order was for just the water line, not the sewer line because there are no customers to service.

Mayor Pro Tem Lucero made the motion to approve Task Order 56-A, seconded by Councilor Duran.

Under discussion, Councilor Duran clarified that the discussion with Santa Fe County and Santa Clara Pueblo were talking about wastewater issues not the water lines, adding that this would probably not be affected in the project. Councilor Duran stated that she and Councilor Herrera would be meeting with the CDC on the 16th and would be representing the City as a supporting role. Mayor Maestas stated that it was implied that the line would go to Dream Catcher, but map showed only to go up to Walnut Drive. Mr. Albin explained that staff recommended turning onto the County Road instead. Mayor Maestas asked if the Highway Dept would pay for it, asking if the City should consider doing both water and sewer lines. Mayor Maestas asked why the City was paying for the design and not just the construction, stating that the City should look into that option.

Councilor Garcia asked Mr. Albin why services would be on the east side of the street only. Mr. Albin stated that it was yet to be determined by the DOT. Councilor Garcia added that the looping would also be important if the City did annex Sombrillo.

Councilor Herrera suggested that the water be extended to the Dream Catcher and forget the wastewater line on the road.

Mr. Cordova stated that he had spoke with the DOT and that it was implied that the DOT did not think of the City as qualified for a hardship case, adding that the City should not bank on that. Mayor Maestas asked Mr. Cordova if the City should just apply anyway. Mr. Cordova stated that it should if the City had a viable project. Mr. Cordova added that as he understood it the City would be responsible for both engineering and construction for repayment cost. Mr. Cordova stated that the City needed to move forward post haste,

and could negotiate the rights of way in the meantime, adding that the City does not assume the hardship route.

Mayor Maestas stated that the Western Holiday Motel was under EPA compliance issues adding that the City needed to expedite the hardship request.

Mr. Albin stated that with regard to the School was whether the line would go up to the Dream Catcher or through Walnut Dr., adding that the school could be serviced either way and reduce the amount of piping required. Mr. Albin stated that the task order allowed for sanitary sewer crossings across the road for future services regardless of where it is eventually built.

Motion passed 7/0.

Artes Sin Fronteras Request

Ivan Guillen Community Services Director presented this item, stating that it was a request to use the middle section of the Youth Technology Center building for two three week summer programs, beginning in June. Mr. Guillen stated that the activities would include dancing, tumbling, arts, and a community garden, adding the program comes to council with a favorable recommendation from the Community Development Committee.

Roger Montoya spoke, thanking Mr. Guillen and Councilor Kain-Salazar, he stated that he was under the understanding that the Youth Technology Center was constructed to give children a place to work, adding that the building had so much potential for non-profits and government to work together. Mr. Montoya offered his thanks for consideration to council.

Mayor Maestas asked for City Manager Gus Cordova's recommendation. Mr. Cordova stated that there were no resources needed, adding that it is a great program that could make use of the space just sitting there. Mayor Maestas stated that considering the state legislative funds and community services and contributions he would hate to offend anyone by not having a formal grand opening, adding it could be considered a soft opening and later have a grand opening later.

Stephanie Martinez, Weed and Seed Program Director, stated that she was working on funding to get the true purpose of the Youth Technology Center open, adding that Mr. Guillen stated it could be done for about \$50k. Councilor Duran stated that Community Development Committee did not ignore the original purpose of the Center, adding that the Center would still be empty during the summer and would not affect the Youth Technology Center and its opening when fully funded. Councilor Duran further stated that the center would still be used for community development purposes.

Mayor Maestas asked what the status was of the computers. Mr. Guillen stated that the computers were still at warehouse in Los Alamos, adding that the center required some finishing but that security, fire, wiring, carpet, and paint were all complete. Stephanie Martinez stated that she supports the programs use of the facility because it is youth oriented and by using the usable space for youth programs shows good intent.

Councilor Garcia asked if insurance was an issue, asking who was liable and if the program was insured. Mr. Montoya answered yes stating that the program had a \$3M policy.

Councilor Kain-Salazar stated that she had spoke to Angela Pacheco City Attorney. Ms. Pacheco stated that they do have insurance and that issue has been resolved. Ms. Pacheco stated that the only question left is what the cost would be for the use of the building.

Councilor Kain-Salazar made the motion to approve the use of the Youth Technology Center by Artes Sin Fronteras for their (2) Three-week summer programs, seconded by Councilor Garcia.

Mayor Pro Tem Lucero commented that this type of program was needed in the City and would be valuable to the community, adding that it was a win-win situation.

Motion passed 7/0.

Addendum 1 to the 2006 Audit Contract with Hinkle & Landers

City Manager Gus Cordova stated that he had been presented with a request from Hinkle & Landers to increase compensation to the contract for the 2006 Audit due to items added that went beyond the original scope.

Mayor Maestas stated he would entertain a motion.

Councilor Duran made a motion to approve the Addendum as presented, seconded by Councilor Herrera.

Motion passed 6/1. Councilor Garcia voted against the motion.

Under discussion, Councilor Herrera asked when the 2005 audit findings would be presented to council. Susan Trujillo stated that it could be done at any time because the audit had been released.

Councilor Garcia asked if it was the same auditor that got sick and could not locate another auditor.

City Manager Gus Cordova stated that it was the same auditor but that the city had trouble soliciting bids.

Councilor Maestas asked if it would be the same auditor who would conduct the audit for the Housing Authority.

Bruce stated that it legislative funding to fund the 2007 audit.

Mayor Maestas stated that \$47k was the base cost, and asked why was scope expanded. Mr. Cordova stated that council expanded scope to 06 audit that is why the funds are requested. Councilor Duran commented that the quality of the audit was good.

Resolutions

Resolution 2007-24 Authorizing the Destruction of Public Records

City Clerk Veronica Martinez stated that the resolution was a request for that destruction of 67 boxes of records whose retention period had expired.

**Mayor Pro Tem Lucero made the motion to approve Resolution 2007-24 as presented, seconded by Councilor Duran.
Motion passed 7/0.**

Committee Reports

Public Works Committee

Mayor Pro Tem Lucero stated that the next Public Works Committee was postponed to April 16, 2007.

Community Development Committee

Councilor Duran stated that there was no update.

Public Safety Committee

Councilor Salazar stated that the next meeting would be April 26, 2007.

Housing

Councilor Maestas stated that staff and volunteers asked him to extend an invitation to Council and Mayor to attend the Chile Bowl contest. Councilor Maestas stated that the Soup Kitchen is partnering with LANL and will fund a walk in refrigerator/freezer, adding that the proceeds of this event would go to funding that project. Councilor Maestas stated that the vacancy on the board was still open and that only one person has stepped forward, adding that he would bring it forward to council when they have more than one candidate.

Councilor Herrera made a motion to adjourn, seconded by Councilor Kain-Salazar.

Motion passed 7/0.

Adjourned at 9:11 p.m.

PASSED, APPROVED AND ADOPTED ON MAY 14, 2007.

Joseph M. Maestas, Mayor

Attest:

Veronica Martinez, City Clerk

*Transcribed by,
Lucas Gauthier
Deputy Clerk*