

CITY COUNCIL AGENDA

Mayor
Ken Miyagishima

Mayor Pro-Tem
Kasandra Gandara

Councilors
Tessa Abeyta-Stuve
Gabriel Vasquez
Johana Bencomo
Gill Sorg
Yvonne Flores



City of Las Cruces[®]
MOUNTAINS OF OPPORTUNITY

CITY HALL
P.O. BOX 20000
LAS CRUCES, NM 88004

700 N. Main St.
PHONE (575) 541-2067

Council Meets
1st & 3rd Mondays

The following Agenda will be considered at a **Regular Meeting** of the City Council of the City of Las Cruces, New Mexico to be held **Tuesday, February 18, 2020, at 1:00 p.m.** in the City Council Chambers, City Hall.

If you need an accommodation for a disability to enable you to fully participate in this event please contact us 72 hours before this event at [541-2115/V](tel:541-2115) or [541-2182/TTY](tel:541-2182).

The City of Las Cruces does not discriminate on the basis of race, color, national origin, sex, sexual orientation, gender identity, religion, age or disability in employment or the provision of services.

The agenda cover sheet and complete packet of information are on the web at: www.clctv.com. Copies of the agenda packet are available at the Branigan Library and City Clerk's Office.

CITIZEN PARTICIPATION

Attendees at City Council meetings are encouraged to pick up a copy of the City's "Public Participation at City Council Meetings" brochure that is available in the front lobby of City Hall. This brochure will answer the most often asked questions concerning citizen participation at these meetings.

CONSENT AGENDA

Items Marked with an Asterisk * Are Considered Routine Items and Will Be Voted on with One Motion Unless a Councilor Requests That a Specific Item Be Removed. There Will Be No Discussion. If You Wish to Have an Item Discussed, Contact Your District Councilor, the Mayor or the City Clerk Before the Beginning of the Meeting.

COUNCIL VOTES

This meeting will be conducted by a form of Robert's Rules of Order. It takes an 'Aye' vote of four members of the City Council to approve a Resolution or an Ordinance. A Councilor may make a motion for passage or second a vote for passage of an item yet vote "No" on the motion. A Councilor may vote in favor of an amendment to a motion, because of the contents of the amendments, and also vote "No" on the main motion.

COUNCIL APPOINTED BOARDS

All information from advisory boards must be submitted in writing and contained in the agenda package. This will ensure that all Council members have access to the same information.

Members of Council appointed boards/commissions will not publicly discuss any actions or discussions of their board at City Council meetings, unless requested by the City Council.

PROTOCOL

All Speakers are to conduct themselves in an orderly and law-abiding manner. Otherwise, a recess will be immediately declared until order and decorum are restored.

I. OPENING CEREMONIES

1. Pledge of Allegiance – Councilor Bencomo
2. Pet of the Week
3. Presentation of Certificates of Appreciation/Proclamations – Councilor Bencomo

II. CONFLICT OF INTEREST INQUIRY BY MAYOR AS REQUIRED BY LCMC SECTION 2-27(E)(2). *At the opening of each council meeting, the chairperson shall ask if any member of the city council, city manager, or any member of the city staff has any known conflict of interest with any item on the agenda.*

III. PUBLIC PARTICIPATION

IV. READ CLOSED MEETING STATEMENT

1. Read February 3, 2020, Closed Meeting Statement into the record.
2. Read February 10, 2020, Closed Meeting Statement into the record.

V. ACCEPTANCE OF AGENDA: THOSE ITEMS ON THE AGENDA INDICATED BY AN ASTERISK (*) ARE ON THE CONSENT AGENDA AND WILL BE VOTED ON BY ONE MOTION.

VI. CITY COUNCIL MINUTES

- * (1) Regular City Council Meeting of February 3, 2020.

VII. RESOLUTION(S) AND/OR ORDINANCE(S) FOR CONSENT AGENDA

- * (2) Resolution No. 20-098: A Resolution Authorizing the City of Las Cruces (City) to Accept Various Grant Awards for Various City Departments Through an Amendment to the City's Adopted FY2020 Budget and, as Applicable, the FY2020 Capital Improvement Plan (CIP) for the Month of February 2020.

- * (3) Resolution No. 20-099: A Resolution to Appoint Members to the Economic Development Policy Review Committee.

VIII. OLD BUSINESS

- (4) Resolution No. 20-090: A Resolution Authorizing the City of Las Cruces (City) to Accept Various Budget Adjustments for Various City Departments Through an Amendment to the City's Adopted FY2019-20 Budget and, as Applicable, the FY2019-20 Capital Improvement Plan (CIP).
- (5) Council Bill No. 20-008; Ordinance 2900: An Ordinance Approving a Zone Change from A-2 (Rural Agricultural District) to R-1A (Single-Family Medium Density) and R-4 (Multi-Dwelling High Density) for a Property Encompassing 20.48 ± Acres Located at 755 W. Boutz Road. Submitted by Alvarez Farms LTD Liability Co., Property Owner (19ZO0500090).

IX. RESOLUTION(S) AND/OR ORDINANCE(S) FOR DISCUSSION

- (6) **BEFORE CONSIDERATION OF THE FOLLOWING RESOLUTION NO. 20-100, A PUBLIC HEARING MUST BE HELD.** Resolution No. 20-100: A Resolution Approving the Issuance of a Small Brewer 2nd Off-Site Location Liquor License with On Premises Consumption and Package Sales to Icebox Brewing, LC, D/B/A Icebox Brewing Company, 139 North Main Street, Las Cruces, New Mexico.
- (7) Resolution No. 20-101: A Resolution Approving a Sole Source Professional Services Contract for Legal Services to Stevens Law, LLC for a One Year Term.
- (8) Resolution No. 20-102: A Resolution Authorizing the City of Las Cruces (City) to Submit a Grant Application and Approve a Cash Match Commitment for the Grant Award for the Following Project: City of Las Cruces Senior Programs; Granting Agency: Non-Metro Area Agency on Aging (NMAAA)-New Mexico Aging and Long-Term Services Department (NMALTS); Grant Application Due Date: February 21, 2020; Grant Request: Up to \$1,800,000; Cash Match Required: None; Local Commitment to Provide Services Up to \$700,000; and Local Program Income Up to \$185,000; Total Request Amount Up to \$2,685,000.
- (9) Resolution No. 20-103: A Resolution Approving a Contract Amount and Budget Increase for Financial Advisor Services to RBC Capital Markets via City of Clovis, New Mexico, Contract No. 2011016 in an Amount Not to Exceed \$110,000 and a Budget Increase for Bond Counsel Services to Modrall Sperling via City of Santa Fe New Mexico Contract #17-0057 in an Amount Not to Exceed \$290,000, for a Combined Fiscal Year Budget Adjustment of \$400,000.
- (10) Resolution No. 20-104: A Resolution Approving a Community Development Block Grant Agreement Between the City of Las Cruces and Mesilla Valley Community of Hope (MVCH) for the Sue's House Bathroom Improvement Project.

- (11) Resolution No. 20-105: A Resolution Approving a Community Development Block Grant (CDBG) Agreement Between the City of Las Cruces and Families and Youth Inc. (FYI) for the My Friends Place Shelter Improvement Project.
- (12) Resolution No. 20-106: A Resolution to Adopt the Comprehensive Plan, Elevate Las Cruces.
- (13) Council Bill No. 20-020; Ordinance No. 2912: An Ordinance Authorizing the Issuance and Sale of the City of Las Cruces, New Mexico State Shared Gross Receipts Tax Refunding Revenue Bonds, Series 2020 in an Aggregate Principal Amount Not to Exceed \$20,000,000 for the Refunding, Refinancing, Paying and Discharging the City's State Shared Gross Receipts Tax Revenue Bonds, Series 2010.

X. BOARD APPOINTMENTS

XI. NOTICE OF PROPOSED ORDINANCE(S) ----- 1.) *There will be no public discussion.* 2.) *A councillor may ask staff for clarification on the proposed ordinance(s).*

- (14) Council Bill No. 20-021; Ordinance No. 2913: An Ordinance Amending the Las Cruces Municipal Code 1997, as Amended (LCMC), Sections 2-1113 Through 2-1116 to Establish the Health; Housing; Quality of Life; and Transportation, Sustainability and Infrastructure Policy Review Committees, Respectively, Within Chapter 2, Article IV, Division 9, Policy Review Committees Division of the LCMC.
- (15) Council Bill No. 20-022; Ordinance No. 2914: An Ordinance Amending the Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 2, Art. IV, Div. 1, Section 2-186, to Revise the Definition of the Term, "Select Committee."
- (16) Council Bill No. 20-023; Ordinance No. 2915: An Ordinance to Repeal and Replace the Existing Las Cruces Municipal Code (LCMC) 1997, as Amended, Chapter 27, Art. VII, Sections 27-12-7-9 and 27-12-7-9.2, with New Versions to Permit the Use of Recreational Off-Highway Vehicles on City Owned Streets Pursuant to a State Law Exception.

XII. CITY COUNCIL MEMBER BOARD REPORTS AND COMMENT

XIII. CITY MANAGER REPORT