



**AGENDA**  
**CITY COUNCIL MEETING**  
**JULY 9, 2019, 6:00 PM**  
**CITY HALL COUNCIL CHAMBERS**  
**405 N. PASEO DE OÑATE ESPAÑOLA, N.M.**

- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIANCE/ MOMENT OF MEDITATION/ INVOCATION**
- III. ROLL CALL/ DETERMINATION OF QUORUM**
- IV. APPROVAL OF AGENDA**
- V. CONSENT AGENDA**
  - a. [May 28, 2019 City Council meeting minutes](#)
  - b. [June 10, 2019 Budget Workshop meeting minutes](#)
  - c. [June 25, 2019 City Council meeting minutes](#)
- VI. PUBLIC COMMENTS**
- VII. COUNCILOR COMMENTS/ ANNOUNCEMENTS**
- VIII. MATTERS FROM THE MAYOR**
- IX. BUSINESS WITH VISITORS**
  - d. Presentation by Roger Montoya and Ralph Martinez regarding Pathways Shelter update
  - e. Presentation by Suzy Lawrence of NM Tourism Dept. regarding Española Lowrider Museum
  - f. Presentation by Fiesta del Valle de Española Corporation
- XI. PUBLIC HEARING**
  - g. City of Española, New Mexico: Resolution No. 2019-01, A Resolution requiring the prompt removal of ruined, damaged and dilapidated structures, materials, debris and abandoned vehicles to abate a menace to the public comfort, health, safety and welfare at the following locations: 506 E. Chamisa St., Apartments 1-4; 803 S. Riverside Dr.; 312 Carr Ln.; 750 N. Monterey Ln.; 1015 W. Bond St.; 1008 Calle Vigil; 112 Calle Suazo; 901 Calle Quintana; 601 Old Hospital Rd.; 906 E. Pueblo St.; 718 & 800 A Fairview Ln.; 516 C S. Riverside Dr.; 117 S. Coronado Ave, Apartments 1-6; 101 N. Riverside Dr.; 415 A & B N. Riverside Dr.; 804 A & B State Rd. 76; 2227 A & B N. McCurdy Rd.; 904 W. Don Filigonio; 1003 A & B Calle Lopez; 2119 A & B N. Riverside Dr.; 2004 N. McCurdy Rd., Española, NM 87532, In the City of Española, Santa Fe and/or Rio Arriba counties, New Mexico (the "properties"); requiring the owner or owners of the properties to promptly commence and complete the removal from the properties of all ruined, damaged and dilapidated structures, materials, debris and abandoned vehicles, including but not limited to structures, abandoned motor vehicles, manufactured or mobile residential/commercial structures, travel trailers, weeds, dead tree limbs, rubbish and other debris; provided that an owner, occupant or agent in charge of any individual property may file written objections to this resolution seeking a hearing before the governing body of the City of Española; authorizing the administration of the City of Española to cause removal of the ruined, damaged and dilapidated structures, materials, debris and abandoned vehicles if owners of an individual property do not timely undertake such removal and providing that the governing body of the City of Española ("City Council") authorizes the city administrator to take actions it deems necessary or convenient to lien the individual properties, pursue foreclosure of the property by any available legal remedy so as to recover its costs and expenses incurred in cleaning the property. – *Planning & Land Use Director, Alison Gillette*

1. City of Española, New Mexico: Resolution No. 2019-01 'Clean and Lien' update – *Planning & Land Use Director, Alison Gillette*

## **XI. ITEMS PROPOSED FOR COUNCIL CONSIDERATION/DISCUSSION ITEM(S)/ACTION ITEM(S)**

- h. [Planning & Zoning Commission Case 2019-02](#); Special Use Permit Request. Permit applicant Ed Hunter is appealing the Planning & Zoning Commission's denial of his request to operate a powder coating business on his property at 1621 N. McCurdy Rd., zoned R-6, Urban Residential. -*Planning Director Alison Gillette*
- i. [Resolution 2019-24](#); A Resolution of the City of Española acknowledging Participation in Local Government Road Fund Program Administered by New Mexico Department of Transportation -*Grants Manager Diahann Jacques*
- j. [RFP 2018-007](#); Administrative Services, Technical Assistance to comply with Community Development Block Grant (CDBG) and Architectural Services for Park design for Penny Garica-Roybal Pool and Ranchitos Park. -*Procurement Officer Josephine Velasquez*
- k. [Resolution 2019-25](#); A Resolution of the City of Española approving Municipal Records Retention Policy and Email Retention Guidelines -*City Clerk Melissa Velasquez*

## **XII. CLOSED SESSION**

1. Pursuant to New Mexico Open Meetings Act Section 10-15-1 (H) Subsection; (2) Limited personnel matters; provided that for purposes of the Open Meetings Act, "limited personnel matters" means the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee; provided further that this paragraph is not to be construed as to exempt final actions on personnel from being taken at open public meetings, nor does it preclude an aggrieved public employee from demanding a public hearing. Judicial candidates interviewed by any commission shall have the right to demand an open interview; City Manager David Valdez

## **XIII. ADJOURNMENT STATE LAW**

An Executive Session may be called at any time during the meeting. Pursuant to New Mexico Open Meetings Act Section 10-15-1 (H) Subsections; (1) Meetings pertaining to issuance, suspension, renewal or revocation of a license, except that a hearing at which evidence is offered or rebutted shall be open. All final actions on the issuance, suspension, renewal or revocation of a license shall be taken at an open meeting; (2) Limited personnel matters; provided that for purposes of the Open Meetings Act, "limited personnel matters" means the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee; provided further that this paragraph is not to be construed as to exempt final actions on personnel from being taken at open public meetings, nor does it preclude an aggrieved public employee from demanding a public hearing. Judicial candidates interviewed by any commission shall have the right to demand an open interview; (3) Deliberations by a public body in connection with an administrative adjudicatory proceedings For purposes of this paragraph, "administrative adjudicatory proceeding" means a proceeding brought by or against a person before a public body in which individual legal rights, duties or privileges are required by law to be determined by the public body after an opportunity for a trial-type hearing. Except as otherwise provided in this section, the actual administrative adjudicatory proceeding at which evidence is offered or rebutted and any final action taken as a result of the proceeding shall occur in an open meeting; (4) The discussion of personally identifiable information about any individual student, unless the student or the student's parent or guardian requests otherwise; (5) Meetings for the discussion of bargaining strategy preliminary to collective bargaining negotiations between the policymaking body and a bargaining unit representing the employees of that policymaking

body and collective bargaining sessions at which the policymaking body and the representatives of the collective bargaining unit are present; (6) that portion of meetings at which a decision concerning purchases in an amount exceeding two thousand five hundred dollars (\$2,500) that can be made only from one source is discussed and that portion of meetings at which the contents of competitive sealed proposals solicited pursuant to the Procurement Code are discussed during the contract negotiation process. (7) Meetings subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become participant; (8) Meetings for the discussion of the purchase, acquisition or disposal of real property or water rights by the public body. **DISABILITY:** 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; (505)747-6039 at least three days prior to the meeting.