

**REGULAR CITY COUNCIL MEETING**  
**November 7, 2011**  
**6:00 P.M.**

Mayor Rudy Jaramillo called the Regular Meeting of the Belen City Council to order at 6:00 P.M. Roll call taken by Leona Vigil, Deputy Clerk

PRESENT:                   Councilor Wayne Gallegos  
                                  Councilor Mary T. Aragon  
                                  Mayor Rudy Jaramillo  
                                  Mayor Pro-Tem Lorenzo Carrillo  
                                  Councilor Jerah Cordova

CITY STAFF:               Mary Lucy Baca, Interim City Manager  
                                  Leona Vigil, Deputy Clerk  
                                  Chief Dan Robb, Police Dept

REPORTER:                Abigail Ortiz, VC News Bulletin

OTHERS:                    See attached sign-in sheet

**PLEDGE OF ALLEGIANCE:**

Mayor Rudy Jaramillo led the Pledge of Allegiance.

**APPROVAL OF AGENDA:**

Mayor Rudy Jaramillo stated, before we approve tonight's Agenda he would like to mention that Robert Uecker couldn't be here tonight and he would like to have item VII removed from the Agenda. Councilor Jerah Cordova moved the approval of the Agenda striking item VII (1). Mayor Jaramillo asked if there was a second. Councilor Wayne Gallegos seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor Lorenzo Carrillo	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion carried

**APPROVAL OF THE MINUTES DATED OCTOBER 3, 17, & 24 OF 2011:**

Mayor Rudy Jaramillo asked for a motion to approve the minutes dated October 3<sup>rd</sup>, October 17<sup>th</sup>, and October 24<sup>th</sup> of 2011. Councilor Mary Aragon made a motion to approve the minutes dated October 3<sup>rd</sup>, October 17<sup>th</sup>, & October 24, 2011. Councilor Wayne Gallegos seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor Lorenzo Carrillo	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion carried

**PUBLIC COMMENTS:**

**Mike Wood:** stressed that the fact that the Mayor, of all people, was accused of drinking at a football game, really irritated him. He thanked the Mayor for what he does, and stated that the Mayor is a good man. Mayor Jaramillo clarified that what Mr. Wood was talking about was that someone undercover from the Los Lunas

Police Dept. accused the Mayor of being drunk at a game. However, he stated “he hasn’t consumed alcohol in 37 years, and I’m sure Mr. Wood knows”. He thanked Mr. Wood for the comment.

**Diane Griego:** suggested having the City of Belen present a gift to welcome Arnold Schwarzenegger and his crew to Belen, and thanking them for choosing Belen as their movie site. She will donate a bolo tie as the gift to present. She would like to go to City Businesses and ask for donations towards the gift. With the profits from the donations she would like to help a girl who is struggling. The girl has a 5.0 average, comes from a broken home, and has a second job. The bolo tie was given to her by the first Native American Indian in New Mexico that was a Fighter Pilot for the US Marines.

**Carolyn Huston:** wanted to let the Council know that the filming crew on Becker has been simply wonderful. They allow her to continue with her regular visit to the corner where her son died. Carolyn mentioned the movie has been great for Belen. Mayor Jaramillo stated that the filming crew has been very generous. They have hired 305 local employees to help with the movie. The filming crew also gave a \$5,000 donation to the high school plus \$500.00 to every club in the high school.

Mayor Rudy Jaramillo asked if there were any more comments. There were no other comments at this time and Mayor Jaramillo closed Public Comments.

#### **DISCUSSION OF THE PROPOSED AWARD CONTRACT FOR LEGAL SERVICES: Leona Vigil, Deputy Clerk**

Leona started out by advising the Council that they have a recommendation memo for Legal Services before them; a copy in which is attached hereto and made an integral part of these minutes by reference. She then went over her presentation for the recommendation of Legal Services. A copy of the presentation is attached hereto. Mayor Rudy Jaramillo asked if there were any questions. Councilor Lorenzo Carrillo mentioned that the Committee had the same exact rankings as we walked into our first meeting. Councilor Carrillo reported that we took the top two offerors and asked specific questions to each firm. They are under the understanding that they are on an “as need basis”. Councilor Carrillo believes that the selection is a good solid decision. He also mentioned that Leona put a lot of work into this; she spent a lot of time on the packets, and kept communication with the rest of the Committee. Councilor Mary Aragon also commended Leona for informing the rest of the Committee and knowing the answers. She reiterated on the fact that the Committee all ranked Robles, Rael & Anaya as their top pick. Councilor Mary Aragon asked if the contract was for one year. Leona answered yes. Councilor Jerah Cordova asked if the contract had any extension provisions. Leona answered that the contract does state the option for renewal per year thereafter. Councilor Wayne Gallegos asked if there were any local Legal Services that put in a RFP. Leona answered no, there were no local RFP’s turned in. Mayor Rudy Jaramillo stated for the record that our previous attorney on contract also charged \$150.00 an hour. Mayor Jaramillo stated he liked the fact that there is no charge for travel time. Councilor Carrillo stated that the Committee also discussed the fact of retainer fee vs. hourly. He mentioned that the retainer fee sounded good at first but after further review we concluded the City would benefit more on an hourly basis. Councilor Cordova asked if this Law Firm has worked with other municipalities. Leona answered yes they have, and advised that the RFP is in her office for review. Mayor asked how many members were in the Committee. She mentioned 5 members. Mayor closed the discussion.

#### **ACTION ITEMS:**

#### **APPROVAL OR DISAPPROVAL OF ORDINANCE 2011-16 GRANTING A FRANCHISE TO PLATEAU TELECOMMUNICATIONS, INC.: Lawrence Kaneshiro, IT Specialist**

Mayor Rudy Jaramillo asked if there were any questions in reference to the proposed Ordinance. There were no questions. Mayor Rudy Jaramillo then asked if he could entertain a motion to approve or disapprove Ordinance 2011-16. Councilor Jerah Cordova motioned to approve. Mayor Rudy Jaramillo asked if there was a second.

Councilor Mary Aragon seconds the motion: Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor Lorenzo Carrillo	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion Carries

**APPROVAL OR DISAPPROVAL OF THE AWARD/CONTRACT WITH THE CHOSEN LEGAL SERVICES; Leona Vigil, Deputy Clerk**

Mayor Rudy Jaramillo mentioned that the discussion on this item was held earlier. Mayor Jaramillo asked if there were any questions from the Council. There were no questions. Councilor Lorenzo Carrillo moved approval of the selection of the Robles, Rael & Anaya Law Firm. Mayor Rudy Jaramillo asked if there was a second. Councilor Mary Aragon seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor Lorenzo Carrillo	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion Carries

**INFORMATIONAL ITEMS**

**City Manager's Report:** A copy of the City Manager's report is attached hereto and made an integral part of these minutes by reference. She exclaimed that she is happy to be back. She thanked Lawrence Kaneshiro for taking her place in her absence. She advised that Michael Steininger resigned. She also publicly thanked Michael for his hard work. She stated he did a marvelous job in taking the City out of the red. The Chama Water Rights project went very well. An Employee Appreciation Day will be held Saturday, December 17<sup>th</sup>, from 11 AM to 3 PM; the Committee is asking for your participation and a donation toward the event. A truck from the Parks/Recreation garage was stole, along with the truck they took a welder. Andrew's truck was also broken into here in the City Hall parking lot. Cynthia & Gordon Smith backed out of the Airport Lease. She, Leona, and Annabelle Trujillo attended Election School last week, and she advised that we will be posting an ad for Precinct Workers. We had a Leadership Workshop on Friday for all of our Supervisors; it went great. The blueprints for the Judicial Building are still not in, and she approved a \$220.00 expense to expedite the cost study. The insurance will only cover restoration of the building not improvements. The application for the Water Trust Board was accepted and is under review. There will be a Winter Conference on November 30<sup>th</sup> thru December 2<sup>nd</sup> in Albuquerque. The MAP's monies for Phase V have come through, and the waiver did get approved; for that project we have \$259 thousand. Councilor Wayne Gallegos added that on Becker Street he met with Molzen Corbin on November 1, 2011. The phase we are concerned about right now is between 2<sup>nd</sup> and 3<sup>rd</sup> street, the design is intended to stay pretty much to where it is because the filming commission likes that area for filming. Councilor Gallegos reported that the MAP money available is \$286,881.00 for the project to help with drainage, the roadway, and sidewalks. We also thought about 1<sup>st</sup> and 2<sup>nd</sup> street, that is where the TPE monies that we were looking for in the amount of \$147,000.00 was to be used for, however, we are not going to be able to get those monies this year. With those monies we were going to be able to tie in our drainage for flooding on that part of the street to the pond on off of First Street. The backup plan is to use the monies from the \$286 thousand from the MAP funding. We need to lay the drainage line flat, and tie in with a 24" line to the 36" line existing line in front of the library. Mary Lucy and Councilor Gallegos also reported that there was \$250,000 left from last year's monies. There are also monies available for sidewalks that we have asked them to do along the study. There is a pre-bid for contractors on the 7<sup>th</sup> of November. The bid opening is November 14, 2011 at 10:00 AM. There will be a contractor on site by December. Councilor Cordova has a question in

reference to the infrastructure underneath the roadway. He asked if building the sidewalks would conflict with that. Councilor Gallegos answered no. Mary Lucy continued with her projects report which is attached to her City Manager's Report. Mary Lucy answered a concern that Councilor Jerah Cordova had in reference to not having any state transportation improvement plans on the list of projects. She stated that there were no improvement plans on the list because we were late in turning them in. These improvement plans are on the amended list. She reported that Dale, Utilities Director is working with the Wright Choice Daycare in trying to get them better water pressure. The other project Dale is working on is the sewer issue at David's Men Wear. Lucy will have Anita look into the ownership of the Doodle Bug. Councilor Lorenzo Carrillo asked for clarification on the Judicial Building, he asked if the architect asked for \$250.00 more to expedite the plans. Lucy answered no not more; the cost estimate cost \$220.00 which she paid for up front to expedite the project. We didn't want to wait for the approval process from the insurance to get the project going. The insurance may reimburse the City for that amount.

**Councilor Jerah Cordova:** had several complaints about the Christmas decorations going up too early. Also, some of the light bulbs are out on the decorations. He had a MainStreet meeting last week; they are in the process of looking into hiring a Manager. The Committee also came across a grant opportunity for the Community Gardens Group. At the Lodger's Tax Committee they approved money for the Police Department for overtime for Miracle on Main Street. He will be presenting on the hospital at the Consolidated School tomorrow at 6 PM. He is also working on the sign ordinance, and he would like it placed for discussion on the next agenda. He has also been working on a non-profit accountability ordinance. The ordinance would ensure accountability to any non profit that we are provided money to.

**Councilor Lorenzo Carrillo:** reported that Old River Rd. is still torn up from previous work that has been completed there. Mary Lucy added that Orchard Rd as well is torn up, and that Dale is applying for millings to place on those roads. He suggested recognizing a couple of citizens who cleaned up the alley between North Fifth and Sixth Streets. He does not have names at the moment, but he will find out and report it at a later time. Councilor Carrillo and Councilor Cordova suggested recognizing the cross country and soccer teams. Councilor Cordova mentioned that the football team and cheerleaders were part of the filming last Thursday.

**Mayor Rudy Jaramillo:** The Leadership Workshop on Friday went well. He went to meet with Senator Sanchez and the Filming Crew today in reference to renovating the Doodle Bug. This filming crew wants to make the park with shrubs, trees, benches and paint the Doodle Bug. However, right now the Doodle Bug belongs to the State. He attended an infrastructure workshop for 3 days. He assisted with serving the RSVP for their Halloween Party. He was asked to speak to the students at Dennis Chavez School. The students had several questions on what the duties of the Mayor are. He also presented to La Merced students from the Boys and Girls Club. The Mayor reported that he will be gone on Wednesday thru Friday of this week. He met with the Task Force along with Senator Sanchez which focuses on keeping jobs in New Mexico.

**Councilor Mary Aragon:** She also attended the Finance Infrastructure Workshop which was very informative. She also served at the RSVP Halloween Party. She helped the Mayor serve Indian tacos at the Fall Fest. She thanked Michael Steininger for all his help, and wishes him and his family the best. She knows that Roseann will do a good job in helping with Michael's duties.

**Councilor Wayne Gallegos:** mentioned that they received scholarships to attend the Infrastructure Workshop. The City did not have to pay anything out of pocket. The main focus of the workshop seems to be regionalization when asking for money. He also served the seniors at the Halloween Party. He had the opportunity to meet with Michael before he left to get hindsight of where we are. He met with the Library Board and went over the Library Circulation Policy for the City of Belen. They also talked about hosting a battle of the books. The Friends of the Library had a book sale and raised money for our Library. He mentioned that there has been a lot of theft and asked Dan Robb to let them know if there is anything they can

do to support you. Councilor Gallegos explained that we received from the State of California the required deed of gift transferring the title train car to the State of New Mexico. So it belongs to the State of NM. We are seeking a transfer of ownership from the NM History Museum to the City of Belen. On Ross Street, there is no more road left, between Gabaldon and Wisconsin. Aragon Road is getting torn up with all the traffic that goes thru there. He stated we need to come up with a contingency plan. Councilor Carrillo mentioned he would like to work with Councilor Gallegos on that.

**APPROVAL TO MOVE INTO EXECUTIVE SESSION TO DISCUSS LIMITED PERSONNEL MATTERS:**

ALL IN FAVOR

MOTION CARRIED

**APPROVAL TO RECONVENE INTO THE REGULAR CITY COUNCIL MEETING:**

ALL IN FAVOR

MOTION CARRIED

**ATTESTATION THAT THE EXECUTIVE SESSION WAS LIMITED TO PERSONNEL MATTER AND THAT NO ACTION WAS TAKEN:**

ALL IN FAVOR

MOTION CARRIED

**ADJOURNMENT:**

ALL IN FAVOR

MOTION CARRIED

/s/  
Rudy Jaramillo, Mayor

**ATTEST:**

/s/  
Mary Lucy Baca, Interim City Manager, CMC