

REGULAR CITY COUNCIL MEETING
September 19, 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, CMC
Leona Vigil, Deputy Clerk
Lt. Robert Miller, Police Dept.
Manny Garcia, Fire Chief
Joe Saiz, Fire 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 asked for a motion to approve tonight's Agenda. Councilor Wayne Gallegos made a motion to approve tonight's agenda. Councilor Lorenzo Carrillo 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 AUGUST 15 & AUGUST 25, 2011:

Councilor Jerah Cordova had a comment/suggestion for August 15, 2011 minutes, we need to include wording under the public hearing section, opening and closing public comment, and those being in favor and those opposed. Mayor Rudy Jaramillo said, with that noted is there a motion to approve the minutes dated August 15, & August 25, 2011. Councilor Mary Aragon made a motion to approve the minutes dated August 15 & August 25, 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:

Sue Moran: was wondering if there was an opportunity for the people to ask questions following the Hospital Feasibility Study. Mayor Rudy Jaramillo stated the Presentation is just to know what the City is moving forward with. Sue then asked who commissioned the feasibility study. Mayor Jaramillo explained that public comment is just that “public comment” it is not for discussion. She then rephrased her question to a statement; she hopes her following questions are answered in the presentation. She would like to have answered, who commissioned the feasibility study, is it Belen’s intention to build a hospital, how is the project being funded, is the hospital only for Belen residents, are you working with Ameris, and what kind of a time frame are we looking at to begin and end this project.

Clark Metcalf: saw in the News Bulletin that the City was planning a feasibility study completion. He thought that the Council should be aware that Ameris study should not be completed. The study should be completely redone. He stated that the study presented to the City Council has serious flaws. He gave a packet to the Mayor which documents the true colors of Ameris Management Services. He wanted to give the City fair warning that to connect to Ameris would almost guarantee the failure of the hospital within five years, and leave it in serious debt. The biggest question he and the tax payers have is how much Ameris is being paid for this study, and who is writing the check.

Mike Wood: stated he is confused. The Mayor, he is sure, has the right to change the Agenda in a split second. Item Eight (8) No. Three (3) says Discussions. He would like to know, what is the difference between presentations and discussions. Councilor Cordova answered as far as he understands the delineation between a presentation and a discussion is that the presentation is when somebody comes in and provides information to the Council. Discussion, the Councilor, the Mayor and the Presenter would engage in an active discussion of an item which would then be brought back to the Council for Action.

Chief Dan Robb: The Executive Board of Chief of Police met in July and reaccredited the Belen Police Department. Chief Robb showed the reward that his Department received at the Municipal League Conference. Mayor Jaramillo added that this certification of accreditation was only issued to three departments in the State.

Presentation of a Proclamation for “Constitution Week” presented to Kay Bonny from the Daughters of the American Revolution: Rudy Jaramillo, Mayor

A Proclamation was presented to Kay Bonny by Mayor Rudy Jaramillo who proclaimed September 17 thru September 23 “Constitution Week”. A copy of the Proclamation is attached hereto and made an integral part of these minutes by reference.

Little League Presentation: Paula Romero, President

She introduced the Board of Little League: Lila Major, New Player Agent; Christine Ward, Concession Manager; Jacob Ward, Equipment Manager. Her number one concern was Eagle Park. She wanted to know if Little League was still able to use Eagle Park to practice and play. Paula mentioned that there may have been some kind of agreement between the City of Belen and the Former President of Little League. Mayor Jaramillo stated that Anthony had approached him and asked if he could use the fields for USSSA. As of right now he does not know, however he stated that there is a Multi-Purpose Committee that Little League should be involved in. Paula was told that they would have to pay a utility bill and a usage fee to use the Eagle Park. Councilor Lorenzo Carrillo stated that issues about the fees are true. They are going to be assessed for every user. “The City can no longer bear the burden”. She had several more questions and concerns; Councilor Carrillo replied that once she starts attending the meeting they could all work those issues out. Ralph DeBaca came to the podium and stated he would like to get involved in that committee also.

Mike Wood came back to the Podium and mentioned that he would like to meet with Councilor Cordova after the Council Meeting in reference to the definition of Presentation and Discussion.

Presentation of the Boundaries Committee Update: Jay Peters, Chairman

Jay Peters was not in attendance. Mayor Rudy Jaramillo asked Lisa Miller, P & Z Code Enforcer to come up to the podium and give the public an update on the committee. Lisa reported that the Boundaries Committee has set goals as to high priorities. The Committee has started in the North West quadrant of Belen, to find properties that they would like to present to the Council for annexation consideration. Lisa has found some businesses that need to be coded correctly. Lisa explained that the committee is looking to catch properties that are coded for County but yet are in the City Limits. The Committee is also looking at businesses and homes that have City services yet are in the County limits. They would like to have those businesses and homes annexed into the City. Mayor Rudy Jaramillo added that he wanted the people to know that the committee is working on forming boundaries and squaring off our City instead of zig zags. Councilor Mary Aragon added that the committee is only for advisory and any action will be taken to the Council.

Discussion of Brass letters and numbers for auction approval: Mary Lucy Baca, Interim City Manager

Mary Lucy Baca proposed the auction items of brass letters and numbers taken from Becker Ave. She mentioned that the auction item is up for approval as required by State Statute. Councilor Cordova asked how many letters there were. Mary Lucy answered approximately 54 with various sizes, letters, and numbers. She mentioned that a committee is still looking at quotes to replace those letters on Becker Avenue.

Application for CDBG Grant: Andrew DiCamillo, Planning & Economic Director

Mr. DiCamillo asked for the physical participation and support from the Council to submit a Community Development Block Grant to help update our comprehensive plan. The comprehensive plan is a sound document that is a good reference for what the city is composed of, and the plans for its future. The plan is also important for the City to apply for funding. There is a \$5,000 match. Andrew stated that the money was budgeted last year. The grant is \$50,000.00. On October 3rd he will present a Resolution of support that will accompany an application to the Department of Finance Administration. Andrew emphasized that public participation, and the process to complete the plan using citizen resources through a subcommittee is imperative. “We need to know what the citizens are wanting”. Councilor Wayne Gallegos asked Andrew who was going to take the lead on the CDBG process. Andrew answered that it would be up to the Council to come together. He believes MRCOG should be the facilitator.

Completion of the Ameris hospital feasibility study: Andrew DiCamillo, Planning & Economic Director

Ameris was here 3 months ago to discuss the feasibility study that they had initiated. There was a much better representation of the need and the hospital at that time. Wednesday will be the second time that the County Commission is going to entertain a motion to suspend the mill levy. It is of great urgency that we as a community take the lead. The City of Belen, since day one has been involved with this hospital, from the initial site selection process 5 years ago. “The City is not stepping in this game at the last minute, we have been involved”. Today the City issued a press-release in reference to the Ameris feasibility hospital study. “Belen steps forward to save the hospital.” The City of Belen today announced the new collaboration for the hospital developer for the completion of the hospital feasibility study; the next step to building a hospital in Valencia County. A final report is expected around the first of the year. The City is stepping forward to save the hospital. Andrew stated that the City needs to make sure it is feasible. The study will assess the feasibility of the publicly owned site along Christopher Rd. near I-25. The site is ready with infrastructure and located among other health care facilities. Ameris presented a draft of its feasibility study to Belen City Council three months ago, at that time Ameris determined a hospital is feasible in Valencia County, but he hospital developer needed more time to confirm the results and issue a follow up report. The completion of the feasibility study is being funded by the City of Belen and will cost approximately \$45,000.00. Once the feasibility is finished it will be presented to the County Commission and may be verified by independent third party chosen by the

County Commission. The details of the independent verification will be determined at that time. Construction of the hospital is estimated to take up to 18 months. “The independent third party is going make or break this hospital.” Andrew reported that we are the largest or one of the largest counties in the Country that does not have a hospital. There has been two studies done prior, and it has been proven that it is viable to have a hospital in Valencia County. Now, it is time to focus on a site. Councilor Wayne Gallegos stated that the yes or no question for economic development has always bothered him. When companies apply to come to Valencia County, the first question is, do you have a hospital? If the answer is no, they will move on. Councilor Lorenzo Carrillo added that this is the first step that is being taken. We don’t have a lot of information to give at this time, but we will inform the public on every step that we take on this road to building the hospital. We will be public. This is not a Belen hospital it is a County hospital and with that we expect the County Commission to be fully involved. Mayor Jaramillo stated that he has been involved with the hospital since the beginning. The Mayor thinks the hospital can be built at a place that is viable to all of the County residents

ACTION ITEMS:

Choosing a name for the Community Gardens Park located on Dalies Avenue. The choices are; Dalies Park, Dalies Garden Park, Dalies Community Garden Park, El Corazon de Belen Garden Park: Dubra Karnes-Padilla, Member of Community Gardens

Dubra mentioned that her preference for the park on Dalies is El Corazon de Belen Garden Park. Councilor Mary Aragon made a motion to accept El Corazon de Belen Garden Park. 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

Approval of Disapproval of Ordinance No. 2011-12 to repeal Ordinance No. 351 entitled “Dances”; Jerah Cordova, Councilor

Councilor Jerah Cordova reminded the public that Ordinance No. 351 was to provide police protection for dances. Mayor Rudy Jaramillo asked if there were any questions. There were no questions. He then asked for a motion to approve or disapprove Ordinance No. 2011-12. Councilor Wayne Gallegos made a motion to approve Ordinance No. 2011-12. 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

Approval or Disapproval of Ordinance No. 2011-13 to repeal Ordinance No. 1997-13 entitled “Smoking in Municipal Buildings”; Jerah Cordova, Councilor

Councilor Cordova reminded the public that Ordinance No. 1997-13 bans smoking in public buildings; however state law covers this law. Mayor Jaramillo asked for motion to approve or disapproved Ordinance No. 2011-13. Councilor Lorenzo Carrillo motioned the approval of adopting Ordinance No. 2011-13. 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

**Approval or Disapproval of Ordinance No. 2011-14 to repeal Ordinance No. 251 entitled “Bicycles”;
Jerah Cordova, Councilor**

Mayor Rudy Jaramillo advised that this repeal has been in a prior discussion, and asked if there were any questions. There were no questions. Mayor Jaramillo then asked for a motion to approve or disapproved Ordinance No. 2011-14. Councilor Mary Aragon made a motion to approve Ordinance No. 2011-14. 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

**Approval or Disapproval of the Brass Letters and Numbers for auction approval: Mary Lucy Baca,
Interim City Manager, CMC**

Mayor asked if he entertained a motion to approve or disapprove the auction of the brass letters. Councilor Mary Aragon made a motion to approve the auction of brass letters. 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

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. Mary Lucy Baca reported that the City’s GRT were down. She stated that the City is operating on a bit of a shortage. Councilor Jerah Cordova asked didn’t the City budget for \$380,000. Mary Lucy stated they have been trying to stay at 400 at least. She reminded the public and Council to be at the Library on the 22nd for the Rancho Cielo Announcement at 1:00 PM. She advised the Council that the City is renting the “Old City Hall” to the filming crew at a \$1,000 per month, and they will leave any improvements they make. There is a meeting on Friday with Jeff from the Clean Water Drinking Bureau. Rio Abajo Festival is this Saturday. 9/11 Memorial went really well, thanks to our Police & Fire Departments, and Gloria Sanchez. She thanked and congratulated Chief Dan Robb on doing a great job with recertification. The Attorney RFP has gone out, and the deadline is the 21st and so far two people have called for specs. The end of September is the end for Attorney McDonald. Department Head Minutes are being distributed. A committee for the end of the year employee appreciation has been formed. The Judicial Building will be turned over to the City on the 23rd. There is a Valencia County Meeting on Tuesday Sept. 27, 2011. Valencia County Inter-Governmental Task Group Meeting on the 28th at 1:30 PM. Wednesday the 28th is the Recreation Committee Meeting. There was another theft at well 5 on Aragon Rd. Dale Tafoya; Utilities Director recommended following an Ordinance that Santa Fe has passed in reference to Core-Recyclers. The recyclers would require Identification, and will be obligated to keep record of the description of the person doing the recycling. She has asked Leona to start researching the Ordinance and present it to the Council for consideration. She went over the Current City Projects Handout, which is attached hereto and made an integral part of these minutes by reference. Councilor Cordova asked Lucy if the lease of the old city hall had followed procedure. Lucy stated that it is temporary however she will bring it to the Council for approval. Councilor Cordova asked if anyone has addressed the

“home store” business on South Main Street that is painted purple. Lucy answered that she would look into it. Councilor Cordova said that his preference would be that we do away with that aspect of the Ordinance. Lucy asked if he would be in favor of amending that ordinance. Councilor Cordova answered yes, colors should be recommendations not forced upon.

Councilor Jerah Cordova: He would like to have Belen Mainstreet Partnership on the next Agenda. The Mainstreet and Lodger’s Tax Committees are working on a tourism plan grant that was submitted to the State of NM. He attended a Personnel Committee Meeting this morning on whether or not the City is going to allow its employees to run for political office. He has also attended endless hospital meetings.

Councilor Lorenzo Carrillo: He attended the 9/11 Memorial event. He is excited about the opportunity for the hospital.

Mayor Rudy Jaramillo: Rio Abajo is on Saturday, and the Mayors will compete in arm wrestling. He attended the “Taste of Belen” at the First Baptist Church. There were around 250 people in attendance, and several restaurants participated. He had a meeting at Rio Metro on Friday for an update on the Rail Runner. He attended Tome Fiestas which were held on Sunday. He attended the Mayor’s caucus, which occur once a month, and are real informative; It’s a time to interact with other municipalities. Mayor Jaramillo finished by requesting the Rate’s Committee move quicker and place a fee for “Vacant Buildings” as a priority.

Councilor Mary Aragon: Attended the Miracle on Main Street Meeting; the event will take place on November 26, 2011. She attended the 9/11 Ceremony, very well attended. She helped RSVP at the Fred Luna Center on the 7th. There was an Airport Commission meeting Thursday night; there was finally a quorum. Tammy Wiggins took her seat on the Commission. On Friday she helped “Our Older American’s” at the center for Ageless Living where they were honoring seniors that were 85 and older and our senior Olympians. On Saturday Boy Scouts came to help paint the roof at the Community Gardens and they also pulled weeds.

Councilor Wayne Gallegos: The 9/11 Ceremony went really well. He thanked everyone involved in preparing for the ceremony. Flooding has been working out, but we still have a ways to go with that. Ageless Living went great. Still continues to meet with the Boundaries Committee. He attended the LaJoya Fiestas, where a lot of people attended.

EXECUTIVE SESSION:

Mayor Rudy Jaramillo asked for a motion to go into Executive Session to discuss land acquisition. Councilor Jerah Cordova motioned to move into executive session. Councilor Mary Aragon seconds the motion.

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

ATTESTATION THAT NO ACTION TAKEN: Mayor asked for a motion that the executive session was restricted to land acquisition, and that no action was taken. Councilor Mary Aragon made a motion that only land acquisition issues were discussed, and no action was taken in the executive session. Councilor Lorenzo Carrillo seconds the motion. Roll call vote:

Councilor Jerah R. Cordova	Yes
Councilor Lorenzo Carrillo	Yes
Councilor Mary T. Aragon	Yes

Councilor Wayne Gallegos Yes Motion carried.

ADJOURNMENT

Mayor Rudy Jaramillo asked for a motion to adjourn tonight's meeting. Councilor Lorenzo Carrillo made a motion to adjourn. 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 carried

/s/
Rudy Jaramillo, Mayor

ATTEST:

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