

**REGULAR CITY COUNCIL MEETING**

**January 7, 2013**

**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  
Mayor Pro-Tem Mary Aragon  
Mayor Rudy Jaramillo  
Councilor David Carter  
Councilor Jerah Cordova

CITY STAFF: Mary Lucy Baca, City Manager  
Leona Vigil, Deputy Clerk  
Steve Tomita, P & Z Director  
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 Jaramillo asked for a motion to approve tonight's Agenda. Councilor Mary Aragon made a motion to approve the Agenda. Mayor Jaramillo asked if there was a second. Councilor Wayne Gallegos seconds the motion. Roll Call Vote:

Councilor Jerah Cordova Yes  
Councilor David Carter Yes  
Councilor Mary Aragon Yes  
Councilor Wayne Gallegos Yes Motion carried

**APPROVAL OF THE MINUTES DATED DECEMBER 10, 2012**

Mayor Rudy Jaramillo asked for a motion to approve the minutes dated December 10, 2012. Councilor Wayne Gallegos moved to approve the minutes. Mayor Jaramillo asked if there was a second. Councilor David Carter seconds the motion. Roll Call Vote:

Councilor Jerah Cordova Yes  
Councilor David Carter Yes  
Councilor Mary Aragon Yes  
Councilor Wayne Gallegos Yes Motion carried

**APPROVAL OF THE MINUTES DATED DECEMBER 17, 2012**

Mayor Rudy Jaramillo asked for a motion to approve the minutes dated December 17, 2012. Councilor Wayne Gallegos moved to approve the minutes. Mayor Jaramillo asked if there was a second. Councilor Mary Aragon seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor David Carter	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion carried

**APPROVAL OF THE MINUTES DATED DECEMBER 26, 2012**

Mayor Rudy Jaramillo asked for a motion to approve the minutes dated December 26, 2012. Councilor Mary Aragon moved to approve the minutes. Mayor Jaramillo asked if there was a second. Councilor David Carter seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Abstained	
Councilor David Carter	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Abstained	
Mayor Rudy Jaramillo	Yes	Motion carried

**PUBLIC COMMENTS**

Mayor Rudy Jaramillo asked if there was anyone with public comment. There were no public comments at tonight's meeting. Mayor Jaramillo closed Public Comments.

**PUBLIC HEARING**

**ADOPTION OF THE PROPOSED VACANT OR FORECLOSED STRUCTURE REGISTRATION ORDINANCE: Steve Tomita, P & Z Director**

Mr. Steve Tomita brought forth the proposed ordinance. He advised that the P & Z Commission added a clause to the third page, and pretty much kept the same rate fee schedule. There will be a \$300.00 fine for non registration, and the fee will go up to the next structured tier fee. Mayor Jaramillo suggested adding the administration fee to the registration fee; that way there is only one fee. After several questions and concerns, Mary Lucy Baca, City Manager and the Council all agreed that the ordinance needs some clarification and defining. It was decided that the Rate's Committee would meet to work on the ordinance and will bring it back to the Council for a Public Hearing at a later time. A copy of the proposed ordinance is attached hereto and made an integral part of these minutes by reference.

**DISCUSSIONS WITH ACTION REQUIRED**

**APPROVAL OR DISAPPROVAL OF THE PROPOSED RESOLUTION TO ALLOW FOR AN APPLICATION SUBMITTAL THROUGH THE MID-REGION RURAL TRANSPORTATION IMPROVEMENT PROGRAM (TAP) FOR THE BELEN SCHOOL CROSSING PROJECT: John Best, Engineer**

Mr. Steve Tomita presented for John Best. Mr. Tomita reported that the TAP process has been cancelled; however, he can submit this project under the TIP program. Even though the TIP deadline has passed, Dave Pennella told Steve that he would accept the application and consider it for the 2013 funds under the TIP program as a TAP. John Best is applying for a school cross-walk project. The project will include the relocation of the existing cross walk from Aragon Road to Esperanza Drive to in between West and East Ross. The project will include safety walkthrough islands/medians. A copy of the resolution is attached hereto and made an integral part of these minutes by reference.

Mayor Rudy Jaramillo asked for a motion to approve or disapprove the proposed resolution to submit the TAP application. Councilor Wayne Gallegos moved approval of the submittal of the TAP application for the school crossing project. Mayor Rudy Jaramillo asked for a second. Councilor David Carter seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor David Carter	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion Carries

**APPROVAL OF DISAPPROVAL OF THE PROPOSED RESOLUTION TO ALLOW FOR AN APPLICATION SUBMITTAL TO MID-REGION RURAL TRANSPORTATION IMPROVEMENT PROGRAM (TAP) FOR THE DELGADO ROAD SIDEWALK PROJECT: John Best, Engineer**

Mr. Steve Tomita advised the Council since the TAP application deadline is passed due, and the project is too big for them to incorporate into the TIP program the City will not be moving forward with this application. Councilor Jerah Cordova asked if the Safe Roads to School be able to help fund this project. Steve answered that there is a deadline of February 1, 2013, and he would rather focus on one application and be sufficient than to work on two and not be sufficient at either.

Mayor Rudy Jaramillo asked for a motion. There was no motion. Proposal dies.

**LEGAL CONTRACT SERVICES FOR THE PROPOSED HOSPITAL FACILITY: STEVE TOMITA, P & Z DIRECTOR**

Steve explained that under the JPA with the County, the County is responsible for issuing a Facilities Contract Agreement. The Agreement is for the maintenance and operation of the hospital and for the disbursement of the mill levy funds. Steve reported that the County has asked Belen to move forward and have the contract prepared. Steve mentioned that the City has spent \$41,450.00 on legal fees to include the JPA and RFQ. Steve stated that it was suggested that the City consider working with John Salazar to prepare the contract; however, John Salazar and the Rodey Firm have recused themselves in preparing the document because Lovelace happens to be one of their clients. Robles, Rael, and Anaya are prepared to draft the contract. Steve emphasized that the question is does the City want to take this next step. Councilor David Carter asked whom from the County asked Belen to move forward. Steve believes it was Commissioner Anderson. Councilor Jerah Cordova emphasized that the City needs to make a decision on whether or not we are going to take it to the next and final step. Councilor Cordova advised that the cost of the contract should be 3 to 4 thousand dollars at the most. Councilor Mary Aragon stressed that the City needs to set a time limit for the contract/agreement to be complete.

Councilor Wayne Gallegos made a motion to approve to move forward with the Facilities Contract Agreement using Robles, Rael, and Anaya. Mayor Rudy Jaramillo stated there was a motion, and asked if there was second. Councilor Jerah Cordova seconds the motion. Roll Call Vote:

Councilor Jerah Cordova	Yes	
Councilor David Carter	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion Carries

**INFORMATIONAL ITEMS**

**City Manager’s Report:** Mary Lucy Baca went over the City Manager’s, Public Works and Projects Reports. A copy of these reports are attached hereto and made an integral part of these minutes by reference. Mary Lucy reminded everyone that the Martin Luther King Celebration will be on February 21<sup>st</sup>. At that celebration, the City will be honoring Geneva Nixon with a key to the City. She reported that due to the holiday, the next Council Meeting will be on Tuesday the 22<sup>nd</sup>. February 5, 2013 is Valencia County Day at the Legislature.

Affordable Housing will present on January 22<sup>nd</sup>. There were 3 proposals for Legal Services; the opening will be on January 8, 2013 at 1:00 PM. The temporary school crossing project will begin in 2 weeks. NMDOT is willing to provide traffic control. TLC will do the ADA ramps and NMDOT will stripe when complete. Lisa is working on resolution to bring down the home on 1023 W. Chavez. Councilor David Carter asked where the City was with the recovery of the demolition on the freeway Inn. Lucy answered that we just received our final invoice from our Attorney's, and Leona will prepare tomorrow. The Annual Municipal Day is on February 20<sup>th</sup> and the Council will need to register by February 6th. The City Council and County Commission plan on holding a workshop. Mary Lucy gave her condolences to Councilor Cordova for his grandfather's passing. Councilor Jerah Cordova reported that some of the boards have fallen off the old City Hall Building. Lucy reported that the City submitted an insurance claim for the mast lighting. Councilor Mary Aragon asked if Mary Lucy had heard back from Domestic Violence. Mary Lucy answered that they wanted to stay with the same contract from before, and Lucy advised them that we could not do that. Steve Tomita reported that the City is putting out an RFP for the City's empty buildings.

**Councilor Wayne Gallegos:** He is working on holding a joint workshop between the City, County and the Schools. He should know the date of the workshop by January 9th. At the Workshop, Councilor Gallegos will find out the status of the former school transportation building. The Schools has offered to lease the vacant building to the City to use for the Fire Dept. He mentioned that the Door Contest and the Employee Luncheon was great. He also mentioned that the City's Police Sgt. Jose Natividad made National News. Sgt. Natividad saved a father and daughter from drowning while he was on vacation.

**Mayor Rudy Jaramillo:** He wanted to mention that the employees did the majority of all the cooking for the Employee Luncheon. He exclaimed that the recognition of the employees at the luncheon was great. He attended the Workforce Solution Meeting with COG today. He announced that there will be a Benefit for Ignacio Ortega at the K.C. Hall Saturday at 11:00 AM. Rutilios had a grand reopening with a turn-out of about 300 people.

**Councilor Mary Aragon:** She participated in the Christmas Luncheon for the employees. She has tickets for the Chamber of Commerce Gala Event to be held on January 19<sup>th</sup> at the Holiday Inn Express at 6:00 PM. Tickets are \$40 individual and \$75 for two.

**Councilor Jerah Cordova:** He attended the Staff Luncheon for Christmas. He announced that there will be a Hispano Meeting Wednesday for preparation of the Matanza. The Hispano Chamber Committee would like to establish a separate entity and fund for the Matanza. He has been keeping public officials informed on the hospital.

**Councilor David Carter:** Councilor Carter reported that the Belen Public Schools will be providing transportation from Calvary and the Railrunner to the Matanza. They will also provide rides from the lot west of Taco Bell to the Matanza. The Schools is also storing the pork for the event in a refrigerated truck. They will be meeting with the Engineer to iron out some details on the bus traffic on Christopher. Sixth grade Basketball continues this Saturday.

**ADJOURNMENT:**

Mayor Rudy Jaramillo asked for a motion to adjourn tonight's meeting. Councilor David Carter motioned to adjourn the meeting. Councilor Wayne Gallegos seconds the motion.

Councilor Jerah Cordova	Yes	
Councilor David Carter	Yes	
Councilor Mary Aragon	Yes	
Councilor Wayne Gallegos	Yes	Motion Carries

/s/ \_\_\_\_\_  
Rudy Jaramillo, Mayor

**ATTEST:**

/s/ \_\_\_\_\_  
Mary Lucy Baca, City Manager, CMC