

**COUNCIL BILL NO. 16-025**  
**ORDINANCE NO. 2784**

**AN ORDINANCE REPEALING LAS CRUCES MUNICIPAL CODE (LCMC), 1997, SECTION 2-977, MEMBERSHIP, PERTAINING TO THE VETERANS ADVISORY BOARD, AND ENACTING A NEW SECTION 2-977.**

The City Council is informed that:

**WHEREAS**, the City of Las Cruces has established a Veterans Advisory Board (VAB) for the purpose of advising City Council on matters affecting veterans and to propose solutions to alleviate or remedy the needs of local veterans; and

**WHEREAS**, the existing ordinance dictates the voting membership shall be made up of one member each from eleven veteran organizations and two members-at-large; and

**WHEREAS**, in an effort to broaden the representation of local veterans, a third member-at-large position who is affiliated with student veterans is being added; and

**WHEREAS**, to maintain the existing number of positions on the VAB the position identified as an established veteran organization as approved by the board members will be eliminated and the Veteran of Foreign Wars, Post 6917 will be replaced by the United Military Women of the South West.

**NOW, THEREFORE**, Be it ordained by the governing body of the City of Las Cruces:

**(I)**

**THAT** City Council hereby repeals LCMC, 1997, Section 2-977, Membership.

**(II)**

**THAT** a new LCMC, 1997, Section 2-977, Membership, is hereby enacted as shown in Exhibit "A" and attached hereto and made part of this Ordinance.

(III)

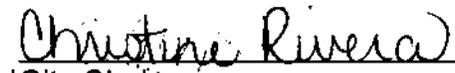
THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

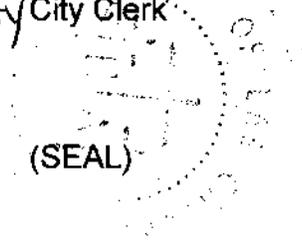
DONE AND APPROVED this 6 day of June, 2016.

APPROVED:

  
\_\_\_\_\_  
Mayor Pro Tem

ATTEST:

  
\_\_\_\_\_  
Deputy City Clerk



Moved by: Eakman

Seconded by: Gandara

VOTE:

Mayor Miyagishima:	<u>Absent</u>
Councillor Gandara:	<u>Aye</u>
Councillor Smith:	<u>Aye</u>
Councillor Pedroza:	<u>Aye</u>
Councillor Eakman:	<u>Aye</u>
Councillor Sorg:	<u>Aye</u>
Councillor Levatino:	<u>Aye</u>

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

**Sec. 2-977. Membership.**

The veterans advisory board shall be made up of 13 members. All members must be veterans residing in the county.

There shall be one voting member each who represents veterans' organizations. These organizations shall be the American Legion Post 10; Veterans of Foreign Wars Post 3242; United Military Women of the South West; Veterans of Foreign Wars Post 10124; Disabled American Veterans Chapter 10; Military Officers Association of America, Mesilla Valley Chapter; Marine Corps League, El Perro Diablo Chapter; Vietnam Veterans of America, Chapter 431; Special Forces Association, Chapter 80; and the Military Order of the Purple Heart Mesilla Valley #2004.

There will be three voting members designated as members-at-large. One member-at-large position shall be affiliated with student veterans.

White Sands Missile Range and a representative of the state department of veterans' service will be invited to provide an ex-officio nonvoting member on the board. Representatives of each local office of federal senators and congress members, and state legislators will be invited to attend meetings.

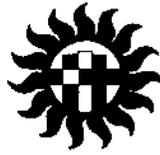
Sec. 2-977. Membership.

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There shall be one voting member each who represents veterans' organizations. These organizations shall be the American Legion Post 10, Veterans of Foreign Wars Post 3242, ~~Veterans of Foreign Wars Post 6917~~ **United Military Women of the South West**, Veterans of Foreign Wars Post 10124, Disabled American Veterans Chapter 10, Military Officers Association of America, Mesilla Valley Chapter, Marine Corps League, El Perro Diablo Chapter, Vietnam Veterans of America, Chapter 431, Special Forces Association, Chapter 80, **and the** Military Order of the Purple Heart Mesilla Valley #2004 ~~and an established veteran organization as approved by the board members.~~

There will be ~~two~~ **three** voting members designated as members-at-large. **One member-at-large position shall be affiliated with student veterans.**

White Sands Missile Range and a representative of the state department of veterans' service will be invited to provide an ex-officio nonvoting member on the board. Representatives of each local office of federal senators and congress members, and state legislators will be invited to attend meetings.



# City of Las Cruces®

PEOPLE HELPING PEOPLE

## Council Action and Executive Summary

Item # 10

Ordinance/Resolution# 2784

For Meeting of May 16, 2016  
(Ordinance First Reading Date)

For Meeting of June 6, 2016  
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL

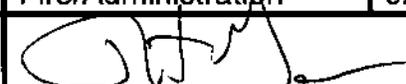
LEGISLATIVE

ADMINISTRATIVE

**TITLE:** AN ORDINANCE REPEALING LAS CRUCES MUNICIPAL CODE (LCMC), 1997, SECTION 2-977, MEMBERSHIP, PERTAINING TO THE VETERANS ADVISORY BOARD, AND ENACTING A NEW SECTION 2-977.

**PURPOSE(S) OF ACTION:**

Amend ordinance.

<b>COUNCIL DISTRICT: ALL</b>		
<b><u>Drafter/Staff Contact:</u></b> Travis A. Brown	<b><u>Department/Section:</u></b> Fire/Administration	<b><u>Phone:</u></b> 528-3473
<b><u>City Manager Signature:</u></b>		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

Ordinance No. 2512 which established the Veterans Advisory Board (VAB) specifies that membership will consist of eleven (11) positions representing veteran organizations and two (2) at-large seats. In an effort to broaden the representation of local veterans, specifically student and younger veterans, a third at-large position is being recommended. This additional at-large position is required to be affiliated with student veterans.

In order to maintain the existing number of thirteen (13) voting members, the new ordinance also seeks to remove one of the positions. The position being eliminated is identified as an established veteran organization as approved by the board members. The new ordinance will also replace the Veteran of Foreign Wars, Post 6917 with the United Military Women of the South West.

There is no change to the quorum requirements or total number of board members.

The Mayor, with the advice and consent of the City Council, will maintain authority to appoint all members of the VAB.

(Continue on additional sheets as required)

**SUPPORT INFORMATION:**

1. Ordinance.
2. Exhibit "A", Proposed New Section 2-977.
3. Attachment "A", Current Section 2-977 in legislative format.

**SOURCE OF FUNDING:**

Is this action already budgeted?  N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from:
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue?  N/A	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY _____.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

N/A
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**FUND EXPENDITURE SUMMARY:**

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will enact a new LCMC, 1997, Section 2-977, which will change the membership requirements for the Veterans Advisory Board by adding a third at-large member who is affiliated with student veterans, replace the Veterans of Foreign Wars, Post 6917 with the United Military Women of the South West and remove the established veteran organization as approved by the board members.
2. Vote "No"; this will not change the LCMC, 1997 Section 2-977. The membership for the Veterans Advisory Board will remain the same.

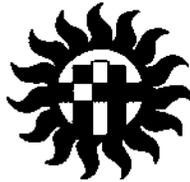
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3. Vote to "Amend"; this could change the existing ordinance in a manner acceptable to City Council.
4. Vote to "Table"; this could allow for additional information to be brought forward.

**REFERENCE INFORMATION:**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. Ordinance No. 2512.



# City of Las Cruces®

PEOPLE HELPING PEOPLE

15

## COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of May 16, 2016  
(Ordinance First Reading Date)

For Meeting of June 6, 2016  
(Adoption Date)

**TITLE:** AN ORDINANCE REPEALING LAS CRUCES MUNICIPAL CODE (LCMC), 1997, SECTION 2-977, MEMBERSHIP, PERTAINING TO THE VETERANS ADVISORY BOARD, AND ENACTING A NEW SECTION 2-977.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes  No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Tavis A. Brown</i>	528-3473	4/22/16
Department Director	<i>Tavis A. Brown</i>	528-3473	4/22/16
Other			
Assistant City Manager /CAO Management & Budget Manager	<i>David Allen</i>	541-2078 541-2107	4-27-2016 4-16-2016
Assistant City Manager/COO	<i>Daniel</i>		4-27-16
City Attorney	<i>W. J. [Signature]</i>	EXT 2128	27 April 2016
City Clerk	<i>[Signature]</i>	X2115	5-6-16

# LAS CRUCES SUN-NEWS

## PROOF OF PUBLICATION

I, being duly sworn, Maria Del Villar deposes and says that she is the Legal Coordinator of the Las Cruces Sun-News, a newspaper published daily in the county of Dona Ana, State of New Mexico; that the 1116043 is an exact duplicate of the notice that was published once a week/day in regular and entire issue of said newspaper and not in any supplement thereof for 1 consecutive week(s)/day(s), the first publication was in the issue dated May 15, 2016 the last publication was May 15, 2016 Despondent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.

Signed

Maria Del Villar

Legal Coordinator  
Official Position

STATE OF NEW MEXICO

ss.

County of Dona Ana

Subscribed and sworn before me this

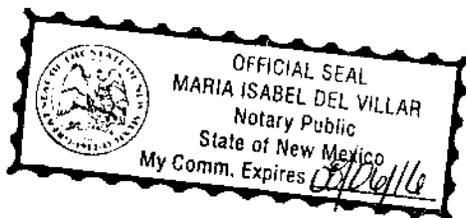
9<sup>th</sup> day of June 2016

Maria Isabel Del Villar

Notary Public in and for  
Dona Ana County, New Mexico

August 6, 2016

My Term Expires



## NOTICE OF INTENT TO ADOPT

The City Council of The City of Las Cruces, New Mexico, Hereby Gives Notice of Its Intent to Adopt The Following Ordinance(s) at a City Council Meeting to be Held on June 6, 2016:

- (1) Council Bill No. 16-023; Ordinance No. 2782: An Ordinance Approving a Zone Change from C-1 (Commercial Low Intensity) to C-1/R-2 (Commercial Low Intensity/Multi-Dwelling Low Density) for a 0.29+ Acre Parcel Located at 3899 Nemesh Drive. Submitted by Mark Stuve, Property Owner (62718).
- (2) Council Bill No. 16-024; Ordinance No. 2783: An Ordinance to Repeal and Replace in its Entirety Section 38.43 "CBD - Central Business District and Main Street Plaza Overlay Zone" of the Las Cruces Municipal Code (LCMC), 1997, as Amended to Adopt a New Section 38.43 "Downtown Development Code".
- (3) Council Bill No. 16-025; Ordinance No. 2784: An Ordinance Repealing Las Cruces Municipal Code (LCMC), 1997, Section 2-977, Membership, Pertaining to the Veterans Advisory Board, and Enacting a New Section 2-977.

Copies Are Available for Inspection During Working Hours at the Office of the City Clerk. Witness My Hand and Seal of the City of Las Cruces on this the 9th day of May 2016.

Linda

Lewis, CMC

City Clerk  
Pub#1116043  
Run Date: May 15,2016

## Order Confirmation

<b>Ad Order Number</b>	<b>Customer</b>	<b>Customer Account</b>	<b>Ordered By</b>	<b>PO Number</b>
0001116043	CITY OF LAS CRUCES	26484	Linda Lewis	
<b>Sales Rep.</b>	<b>Customer Address</b>	<b>Customer Phone #1</b>	<b>Customer Phone #2</b>	
djaramillo	PO BOX 20000, ATTN: CITY CLERK LAS CRUCES, NM, USA 88004	575-541-2118		
<b>Order Taker</b>	<b>Customer Fax</b>	<b>Customer Email</b>		
djaramillo				
<b>Order Source</b>	<b>Payor Customer</b>	<b>Payor Account</b>	<b>Special Pricing</b>	
Rep	CITY OF LAS CRUCES	26484	None	

<b>Tear Sheets</b>	1	<b>Proofs</b>	0	<b>Atfidevits</b>	0	<b>Blind Box</b>		<b>Promo Type</b>		<b>Materials</b>	
<b>Invoice Text</b>	notice of intent to adopt										
<b>Net Amount</b>	\$49.36	<b>Tax Amount</b>	\$4.10	<b>Total Amount</b>	\$53.46	<b>Payment Method</b>		<b>Payment Amount</b>	\$0.00	<b>Amount Due</b>	\$53.46

<b>Ad Number</b>	0001116043-01	<b>Ad Type</b>	CLS Legal liner	<b>Ad Size</b>	1.0 X 81 LI	<b>Color</b>	<NONE>	<b>Production</b>	AdBooker	<b>Production Notes</b>	
<b>Ad Attributes</b>	No										

<b>Product Information</b>	<b>Placement/Classification</b>
LC Sun-News:	Legal
<b>Run Schedule Invoice Text</b>	<b>Sort Text</b>
NOTICE OF INTENT TO ADOPT The City NOTICE OF INTENT TO ADOPT THE CITY COUNCIL OF THE	

<b>Product Information</b>	<b>Placement/Classification</b>	<b>Run Dates</b>	<b># Inserts</b>	<b>Cost</b>
LC Online:	Legal	5/15/2016	1	\$4.33
<b>Run Schedule Invoice Text</b>	<b>Sort Text</b>			
NOTICE OF INTENT TO ADOPT The City NOTICE OF INTENT TO ADOPT THE CITY COUNCIL OF THE				

# Legal Advertising Affidavit

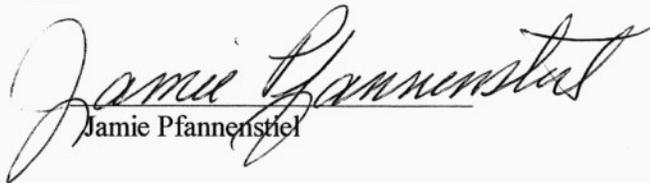
Jamie Pfannenstiel, who, being duly sworn as the Advertising Assistant of the Las Cruces BULLETIN, a weekly newspaper of general distribution published in the City of Las Cruces, County of Doña Ana, State of New Mexico, disposes and states that the legal advertising for

## CITY OF LAS CRUCES CITY ATTORNEY

In the matter of:

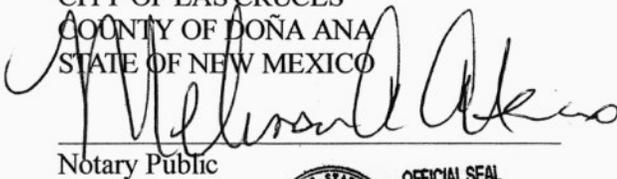
**NOTICE OF ADOPTION (1) Council Bill No. 16-023; Ordinance No. 2782; (2) Council Bill No. 16-024; Ordinance No. 2783; (3) Council Bill No. 16-025; Ordinance No. 2784:**

In accordance with the laws of the State of New Mexico, the attached was published in its entirety 1 time(s) in the Las Cruces BULLETIN, the first publication date being 06/17/2016 and subsequent publications being: , , .

  
Jamie Pfannenstiel

Sworn to and subscribed  
before me this day 06/17/2016  
in the

CITY OF LAS CRUCES  
COUNTY OF DOÑA ANA  
STATE OF NEW MEXICO

  
Notary Public



OFFICIAL SEAL  
MELISSA A. ATENCIO  
NOTARY PUBLIC - STATE OF NEW MEXICO

My commission expires: 5-12-20

Advertising Costs: \$66.89

## NOTICE OF ADOPTION

The City Council of the City of Las Cruces, New Mexico, Hereby Gives Notice of Its Adoption of the Following Ordinance(s) at the Regular City Council Meeting Held on June 6, 2016:

(1) Council Bill No. 16-023; Ordinance No. 2782: An Ordinance Approving a Zone Change from C-1 (Commercial Low Intensity) to C-1/R-2 (Commercial Low Intensity/Multi-Dwelling Low Density) for a 0.29± Acre Parcel Located at 3899 Nemesh Drive, Submitted by Mark Stuve, Property Owner (62718).

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Copies Are Available for Inspection During Working

Hours at the Office of the City Clerk, Witness My Hand and Seal of the City of Las Cruces on this the 8th day of June, 2016.

Linda Lewis, CMC  
City Clerk

Dates: 06/17, 2016



# LAS CRUCES SUN-NEWS

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I, being duly sworn, Maria Del Villar deposes and says that she is the Legal Coordinator of the Las Cruces Sun-News, a newspaper published daily in the county of Dona Ana, State of New Mexico; that the 1122177 is an exact duplicate of the notice that was published once a week/day in regular and entire issue of said newspaper and not in any supplement thereof for 1 consecutive week(s)/day(s), the first publication was in the issue dated June 19, 2016 the last publication was June 19, 2016 Despondent further states this newspaper is duly qualified to publish legal notice or advertisements within the meaning of Sec. Chapter 167, Laws of 1937.

Signed

*Maria Del Villar*

Legal Coordinator  
Official Position

STATE OF NEW MEXICO

ss.

County of Dona Ana

Subscribed and sworn before me this

7<sup>th</sup> day of July 2016

*Maria Isabel Del Villar*

Notary Public in and for  
Dona Ana County, New Mexico

August 6, 2016

My Term Expires

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Linda Lewis, CMC

City Clerk

Pub#1122177  
Run Date: June 19, 2016

