



METROPOLITAN PLANNING ORGANIZATION

SERVING LAS CRUCES, DOÑA ANA, AND MESILLA

P.O. BOX 20000 | LAS CRUCES NM | 88004
PHONE (575) 528-3222 | FAX (575) 528-3155
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LAS CRUCES METROPOLITAN PLANNING ORGANIZATION POLICY COMMITTEE AMENDED AGENDA

The following is the amended Agenda for a meeting of the Policy Committee of the Las Cruces Metropolitan Planning Organization (MPO) to be held **January 9, 2013 at 5 PM.**, in the **Dona Ana County Commission Chambers**, 845 Motel Blvd., Las Cruces, New Mexico. Meeting packets are available on the Las Cruces MPO website at <http://lcmpoweb.las-cruces.org>.

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1. **CALL TO ORDER** _____ Chair
2. **ELECTION OF OFFICERS** _____ Chair
3. **CONFLICT OF INTEREST INQUIRY.** The Chair shall ask if any member of the Committee has any known conflict of interest with any item on the agenda. _____ Chair
4. **PUBLIC COMMENT** _____ Chair
5. **ACTION ITEMS** _____
 - 5.1. * Resolution 13-01: A Resolution Certifying Compliance with the Open Meetings Act for the 2013 Calendar Year by the Las Cruces Metropolitan Planning Organization. _____ MPO Staff
6. **WORK Session** _____
 - 6.1. IMIP of Cd. Juarez. _____ all
7. **COMMITTEE and STAFF COMMENTS** _____ Chair
8. **PUBLIC COMMENT** _____ Chair
9. **ADJOURNMENT** _____ Chair

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**LAS CRUCES METROPOLITAN PLANNING ORGANIZATION
POLICY COMMITTEE
ACTION FORM FOR THE MEETING OF January 9, 2013**

AGENDA ITEM:

5.1 Resolution No. 13-01: A Resolution Certifying Compliance with the Open Meetings Act for the 2013 Calendar Year by the Las Cruces Metropolitan Planning Organization.

ACTION REQUESTED:

Review and adoption of Resolution 13-01 (Open Meetings Resolution)

SUPPORT INFORMATION:

1. Copy of Resolution 13-01

DISCUSSION:

Annually, the Las Cruces Metropolitan Planning Organization is required to adopt an Open Meetings Resolution pursuant to the State of New Mexico's Open Meetings Act (NMSA 1978, Article 10, Chapter 15). This resolution affirms the Policy Committees intent to follow the Open Meetings Act. The Open Meetings Act specifies how meetings that formulate and adopt public policy are to be conducted. In addition, it also identifies the notice requirements of regular meetings, special meetings, and emergency meetings.

OPTIONS:

1. Vote "aye" to approve Resolution 13-01 approving the 2013 Las Cruces Metropolitan Planning Organization Open Meetings Resolution.
2. Vote "aye" to approve Resolution 13-01 with additional amendments or modifications.
3. Vote "nay" and do not approve Resolution 13-01 as presented. This action would result in the Open Meetings Resolution being denied by the Policy Committee and would result in the MPO's committees being in violation of the State's Open Meetings Act.

LAS CRUCES METROPOLITAN PLANNING ORGANIZATION

RESOLUTION NO. 13-01

A RESOLUTION CERTIFYING COMPLIANCE WITH THE OPEN MEETINGS ACT FOR THE 2013 CALENDAR YEAR BY THE LAS CRUCES METROPOLITAN PLANNING ORGANIZATION.

The Las Cruces Metropolitan Planning Organization (MPO) Policy Committee is informed that:

WHEREAS, Section 10-15-1(B) of the Open Meetings Act (NMSA 1978, Sections 10-15-1 to 4) states that, except as may be otherwise provided in the Constitution or the provisions for the Open Meetings Act, all meets of a quorum of members of any board, council, commission or other policy-making body of a state or local public agency held for the purpose of formulating public policy, discussing public business or for the purpose of taking any action within the authority of, or the delegated authority, of such body, are declared to be public meetings open to the public at all times; and

WHEREAS, meetings subject to the Open Meetings Act at which the discussion or adoption of a proposed resolution, rule, regulation, or formal action occurs and shall be held only after reasonable notice to the public; and

WHEREAS, Section 10-15-1(C) of the Open Meetings Act requires the Metropolitan Planning Organization (MPO) to determine annually what constitutes reasonable notice of its public meetings; and

WHEREAS, the Policy Committee has determined that it is in the best interest of the MPO for the Resolution certifying compliance with the Open Meetings Act for the 2013 calendar year for all MPO Committees to be approved.

NOW, THEREFORE, be it resolved by the Policy Committee of the Las Cruces Metropolitan Planning Organization:

(I)

THAT all meetings of the Committees of the Las Cruces Metropolitan Planning Organization shall be held in accordance with the provisions contained in the MPO Bylaws and the Public Participation Plan, as amended.

(II)

THAT staff is directed to take appropriate and legal actions to implement this Resolution.

DONE and APPROVED this 9th day of January, 2013.

APPROVED:

Chair

ATTEST:

Recording Secretary

VOTE:

Chair: _____
Vice-Chair: _____
Councilor Pedroza: _____
Councilor Sorg: _____
Councilor Thomas _____
Commissioner Garrett: _____
Commissioner Perez: _____
Commissioner Duarte-Benavidez _____
Mayor Barraza: _____
Trustee Bernal: _____
Trustee Flores: _____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:

City Attorney