

Court Chambers
820 Highway 478
Anthony, NM 88021

City of Anthony, NM
Regular Board of Trustees Meeting
MINUTES
Wednesday, March 1st, 2023

Diana Murillo, Mayor
Elva Flores, MPT
Javier Silva, Trustee
Daniel Barreras, Trustee
Gabriel I. Holguin, Trustee

**You can join meeting using your phone
by dialing.**

United States: **+1 (312)757-3121**
Access Code: **721-028-741**

6:00PM

**Please join meeting from your
computer, tablet or smartphone.**

<https://meet.goto.com/721028741>

All members of the public entity participating remotely must identify themselves whenever they speak and must be clearly audible to the other members.

1. CALL TO ORDER by Mayor Diana Murillo

2. PLEDGE OF ALLEGIANCE by Mayor Diana Murillo

3. ROLL CALL

Present:

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Trustee Daniel Barreras	YES	NO
Trustee Gabriel I. Holguin	YES	NO
Mayor Diana Murillo	YES	NO
Quorum Established	YES	NO

Traduccion del ingles al español y del español al ingles esta disponible a petición.

Si necesita un traductor, informe la Secretaria de la Ciudad a más tardar una semana antes de la fecha programada de la reunión

4. APPROVAL OF AGENDA ORDER

To amend to move 6b to 7b 1st Motion: Trustee Holguin 2nd Motion: Trustee Silva

To amend 6h to discussion only 1st Motion: Trustee Silva 2nd Motion: Trustee Holguin

MPT Elva Flores **YES** NO

Trustee Daniel Barreras **YES** NO

Trustee Javier Silva **YES** NO 4 to 0 Vote, Motion Passes.

Trustee Gabriel I. Holguin **YES** NO

~~Mayor Diana Murillo~~ **YES** NO

5. ITEMS FROM THE FLOOR- public comments (public will be allowed a 3-minutes presentation)

Cecilia Acosta

Betty Gonzalez

Adrian Perez

Jose Garcia

Marty Gutierrez

Javier Barrios

Genaro Soriano

Chief Vanessa Ordoñez

6. CONSENT AGENDA *Items 6a, 6d, 6f, 6g were pulled out of consent for discussion

There was some confusion regarding the consent agenda items and pulling items from the consent agenda for discussion and individual vote, a recess between 6:53pm-7:14pm was taken, during this time the City Manager reached out to City Attorney for guidance.

Motion To rescind all motions/votes that were previously made regarding the Consent Agenda.

1st Motion: Trustee Silva 2nd Motion: Trustee Holguin

MPT Elva Flores **YES** NO

Trustee Daniel Barreras **YES** NO

Trustee Javier Silva	YES	NO	4 to 0 Vote, Motion Passes
Trustee Gabriel I. Holguin	YES	NO	
Mayor Diana Murillo	YES	NO	
Motion to approve Consent Agenda (6ai, 6c and 6e) 1 st Motion: <u>Trustee Silva</u> 2 nd Motion: <u>Trustee Holguin</u>			
MPT Elva Flores	YES	NO	
Trustee Daniel Barreras	YES	NO	
Trustee Javier Silva	YES	NO	4 to 0 Vote, Motion Passes
Trustee Gabriel I. Holguin	YES	NO	
Mayor Diana Murillo	YES	NO	

a. **APPROVAL OF MINUTES**

- i. Budget Workshop- 02/15/2023
- ii. Regular Meeting-02/15/2023

Trustee Holguin suggested a few changes for items 7b and 8b.

With Amendments 1 st Motion: <u>Trustee Holguin</u>	2 nd Motion: <u>Trustee Silva</u>
MPT Elva Flores	YES NO
Trustee Daniel Barreras	YES NO
Trustee Javier Silva	YES NO 4 to 0 Vote, Motion Passes
Trustee Gabriel I. Holguin	YES NO
Mayor Diana Murillo	YES NO

- b. Consideration and Action to approve a resolution adopting the CDBG federal requirements, ***Presented by Projects Coordinator and Tiffany Goolsby, Senior Planner-South Central Council of Governments.***

Trustee Holguin had some concerns over the requirements in the resolution, specifically under Citizen Participation, citizen complaints in Objective E and publication of hiring in Section 3. He is concerned that once approved, the City will be obliged to follow it such as posting the job openings in a local paper and questioned when that would start. The Project Coordinator explained that this is a federal requirement and unfortunately cannot be modified. Tiffany Goolsby, who is the Senior Planner for South Central Council of Governments further explained that these requirements must be readopt every year while there is an active CDBG funded project. These requirements have been previously adopted and cannot be modified except for adding the municipality's name. The City Manager assured the board he will reach out to the DFA on how they would recommend we proceed with this.

1 st Motion: <u>Trustee Holguin</u>	2 nd Motion: <u>Trustee Silva</u>
MPT Elva Flores	YES NO
Trustee Daniel Barreras	YES NO
Trustee Javier Silva	YES NO 4 to 0 Vote, Motion Passes
Trustee Gabriel I. Holguin	YES NO
Mayor Diana Murillo	YES NO

- c. Consideration and Action to approve grant agreement for project number 22-ZG1023-26, in the amount of \$486,685, for the Anthony Soccer Field, ***Presented by Projects Coordinator.***
- d. Consideration and Action to approve grant agreement for project number 22-ZG1023-11, in the amount of \$498,697, for the new amphitheater and Fishing Lakes at Dos Lagos, ***Presented by Projects Coordinator.***

1 st Motion: <u>Trustee Silva</u>	2 nd Motion: <u>Trustee Holguin</u>
MPT Elva Flores	YES NO
Trustee Daniel Barreras	YES NO
Trustee Javier Silva	YES NO 4 to 0 Vote, Motion Passes

Trustee Gabriel I. Holguin **YES** NO
~~Mayor Diana Murillo~~ ~~YES~~ ~~NO~~

- e. Consideration and Action to approve grant agreement for project number 22-G2823, in the amount of \$1,500,000, for phase 2 of the Multi-Generational Center, **Presented by Projects Coordinator.**
- f. Consideration and Action to approve grant agreement for project number 22-G2824, in the amount of \$150,000, for Police public safety equipment, **Presented by Projects Coordinator.**

Projects Coordinator explained this funding agreement for the amount of \$150,000 given from the Local Government Division for purchase, install and equip public safety equipment including radios, rifles for the Police Department. Trustee Holguin then asked Chief Ordoñez what her priorities are once these funding is received; Chief Ordoñez's focus is for police units and maintenance for the older units in the fleet. They're hoping to purchase at minimum two or three with this funding but also focus on newer radios and rifles as stated in the agreement.

1st Motion: Trustee Holguin 2nd Motion: Trustee Silva
MPT Elva Flores **YES** NO
Trustee Daniel Barreras **YES** NO
Trustee Javier Silva **YES** NO 4 to 0 Vote, Motion Passes
Trustee Gabriel I. Holguin **YES** NO
~~Mayor Diana Murillo~~ ~~YES~~ ~~NO~~

- g. Consideration and Action to approve a resolution approving budget adjustments, **Presented by Finance Director.**

The Finance Director explained that this resolution is required to submit to the State's Local Budget Management System and reflects the budget adjustments that were approved during the 02/15/2023 meeting.

1st Motion: Trustee Holguin 2nd Motion: Trustee Silva
MPT Elva Flores **YES** NO
Trustee Daniel Barreras **YES** NO
Trustee Javier Silva **YES** NO 3 to 1 Vote, Motion Passes
Trustee Gabriel I. Holguin **YES** **NO**
~~Mayor Diana Murillo~~ ~~YES~~ ~~NO~~

- h. Consideration and Action to approve a resolution approving the Dos Lagos Master Plan amendment, **Presented by Julie L Vetter, AIA, NCARB, Wilson & Co.**

**This item was not voted on but only presented as a discussion item.*

Architect Julie Vetter, addressed some of the concerns that were brought up by the Board. Julie then explained how the major amendments to the Master Plan are in the Municipal, Multi-generational and medical/educational districts. Two future districts that will be proposed are the residential and commercial districts, the commercial will include the grocery store or a Walmart that Trustee Silva wanted to see and perhaps future restaurants. Taking into consideration some of Trustee Silva's concerns, the ponding location has been updated; they will now be using one of the baseball fields as a retention field similar to that of Adams Ball Park.

7. DISCUSSION

- a. Discussion on establishing a Citizen Complaint Procedure, **Presented by HR.**

HR explained the process of when developing a policy/procedure, it is important to address all essential

components when the goal is to properly track and address resident issues. That would be mean being proactive and actively involved during the process. We want to ensure there is no deterrent towards the complainant but also ensure transparency and accessibility. There would be three phases, first would be acknowledgement upon receipt of the written complaint, which will reviewed by the City Manager, second could be to investigate and direct to the correct department while also initiating a plan of action. Lastly, would be to response and resolve which would be within 15 days. A resident would be able to go onto our website and fill out a citizen's complaint form and would submit via email provided on the form or obtain and turn in a copy at City Hall. No action would be taken for any complaint not filed in this manner. Trustee Holguin had some concerns with accessibility on the City's website, he would like for it to be more easily accessible when a resident visits the website. There will be a future renovation of the City website, the Interim City Manager agrees with the feedback provided and will push for the link to be more accessible.

8. CONSIDERATION AND ACTION

- a. Consideration and Action to approve the Lumen Fiber Internet Infrastructure quote in the amount of \$99,500, using GL:226, **Presented by Bob Burroughs, Lumen Account Manager.**

This Infrastructure will provide Wi-Fi/internet to the Multi-Generational Building and the future buildings in Dos Lagos. The quote includes bringing in a 500 Mbps, that will help with the visual and audio needs of the future buildings. The fibers will run underground, similar to a water pipe and will connect from Ohara into Dos Lagos. It will be less expensive when connecting to other buildings in the future since the fiber will already be in the ground. Trustee Silva asked why not use aerial if there is already some there but Mr. Burroughs informed that a Capital Improvement request was completed that tracked it all the way through and running it underground was still the best option. Trustee Holguin questioned where the funds were coming from since the City has been using a lot of funds for IT but for clarification GL: 226 is ARPA funds which have not been expensed and can be utilized things such as this project.

1st Motion: Trustee Holguin 2nd Motion: Trustee Barreras
MPT Elva Flores **YES** NO
Trustee Daniel Barreras **YES** NO 3 to 0 Vote, Motion Passes.
Trustee Javier Silva **YES** ~~NO~~ (Recused himself from voting)
Trustee Gabriel I. Holguin **YES** NO
Mayor Diana Murillo **YES** NO

- b. Consideration and Action to approve MOU with the Town of Anthony for vehicle maintenance, **Presented by Chief Ordoñez.**

Chief Ordoñez presented a Car Service contract between the City of Anthony and the Town of Anthony, the City currently does not a fleet mechanic and the need for a reliable mechanic with a fast turnover is needed. This would continue to grow the relationship with the Town of Anthony while also protecting the units in their secured lot. There are two funds in the PD budget that helps cover vehicle maintenance, the Law Enforcement Protection Fund and a budget set aside in the General Fund. Trustee Holguin had some uneasiness with the contract termination, that stated it would terminate 60 days after the initial termination date. Chief Ordoñez assured that both the City of Anthony Attorney and the Town of Anthony Attorney also reviewed the contract. This contract does not require the PD to use them for every maintenance needed and does not have any monthly service fee once the City decides to terminate the contract it would simply mean waiting out the 60 days but no additional funds will be provided.

1st Motion: Trustee Holguin 2nd Motion: MPT Flores
MPT Elva Flores **YES** NO

Trustee Daniel Barreras	YES	NO	
Trustee Javier Silva	YES	NO	4 to 0 Vote, Motion
Trustee Gabriel I. Holguin	YES	NO	
Mayor Diana Murillo	YES	NO	

- c. Consideration and Action to approve a resolution for the donation of miscellaneous classroom equipment in accordance with Chapter 3-Municipalities, Article 54-Sale or Lease of Property, Section 3-54-2-Sale, exchange and gift of property, **Presented by Interim City Manager.**

This resolution was presented to the Board on the February 15th meeting as a discussion item, this list included several items such as desks, chairs and bookcases. The resolution being presented identified the equipment that will be donated to South Central Regional Transit District. The SCRTD is a public transportation company that is dedicated to the community, the majority of their ridership are seniors and students. Sara Vasquez from SCRTD, has asked the City for the donation of the equipment and furniture that was left from the Charter School. SCRTD is in need of these sorts of furniture/equipment for their growing department. Trustee Silva asked if anything from the list they would specifically want, it was clarified up by Sara and Interim City Manager that the list provided is already the items that SCRTD has selected.

1 st Motion: <u>Trustee Silva</u>	2 nd Motion: <u>Trustee Barreras</u>		
MPT Elva Flores	YES	NO	
Trustee Daniel Barreras	YES	NO	3 to 1 vote, Motion Passes.
Trustee Javier Silva	YES	NO	
Trustee Gabriel I. Holguin	YES	NO	
Mayor Diana Murillo	YES	NO	

- d. Consideration and Action to approve MVD budget adjustment to accommodate a new MVD Clerk position, **Presented by MVD Manager.**

1 st Motion: <u>Trustee Silva</u>	2 nd Motion: <u>Trustee Barreras</u>		
MPT Elva Flores	YES	NO	
Trustee Daniel Barreras	YES	NO	
Trustee Javier Silva	YES	NO	4 to 0 Vote, Motion
Trustee Gabriel I. Holguin	YES	NO	
Mayor Diana Murillo	YES	NO	

Trustee Holguin, would like to know where the funds are coming from to pay for this position, it was understood that it would be from the Cannabis Tax. The Finance Director reiterated to the Board that we currently operating with a positive budget, meaning that our revenues surpass our expenses or our projected expenses. The Motor Vehicles Department is one of the few departments that bring in a revenue, this position would roughly be \$36,000, this type of expense will be self-paid from their future revenues by being able to provide additional services with an additional clerk. It would come out of the General Fund but the revenue the department will bring in will cover that expense. Trustee Holguin had some issues with tracking that sort of expense on the General Fund, he believes an expense is harder to track when it's coming from the General Fund as opposed to pulling it from a line item. Both the MVD Manager and Finance Director disagreed with that comment but Trustee Holguin had hoped that it would come out from the Cannabis Tax revenues. Trustee Barreras asked how many positions is the MVD requesting, MVD Manager stated that just one, there are currently four employees in the department.

9. CLOSED SESSION

- a. NOTICE IS HEREBY given that the City of Anthony Board of Trustee will meet in Executive Session Pursuant to NMSA 1978, section 10-15-1 (H)(2) the Board of Trustees will be meeting in closed session to discuss limited personnel matters within the City of Anthony Police Department.

1st Motion: Trustee Silva 2nd Motion: Trustee Holguin
MPT Elva Flores YES NO
Trustee Daniel Barreras YES NO
Trustee Javier Silva YES NO 4 to 0 vote, Motion Passes at 8:45 pm
Trustee Gabriel I. Holguin YES NO
~~Mayor Diana Murillo~~ YES NO

b. Return to Open Session

****MPT took over as presiding officer coming back from closed session.***

1st Motion: Trustee Silva 2nd Motion: Trustee Barreras
MPT Elva Flores YES NO
Trustee Daniel Barreras YES NO
Trustee Javier Silva YES NO 4 to 0 Vote, Motion Passes at 9:51pm
Trustee Gabriel I. Holguin YES NO
~~Mayor Diana Murillo~~ YES NO

10. CONSIDERATION AND ACTION

- a. Consideration and Action to approve postponing the hiring of a Lieutenant and approve two additional Sergeant positions, ***Presented by Chief Ordoñez.***

Chief Ordoñez is requesting additional sergeant position to have supervisor coverage during all hours.

1st Motion: Trustee Silva 2nd Motion: Trustee Barreras
MPT Elva Flores YES NO
Trustee Daniel Barreras YES NO
Trustee Javier Silva YES NO 3-1 Vote, Motion Passes.
Trustee Gabriel I. Holguin YES NO
~~Mayor Diana Murillo~~ YES NO

11. ITEMS FROM THE CITY CLERK - NONE

12. ITEMS FROM THE CITY MANAGER

Streets that are in the packet are scheduled for pothole repair for March, weather permitting. Provided a quote for speed humps, \$8,500/each done by On-Call Contractor Morrow Enterprises. Standard stop signs are quoted at about \$84/each, we have it on budget and in the process of ordering those. Informational flyer, was provided for an employer forum that is looking to provide workforce services to employers.

13. ITEMS FROM THE MAYOR AND TRUSTEES

Trustee Holguin: In regards to Lee Street, he would like the Interim City Manager make contact with Mr. Regalado in respects to repair. Add Charles, between Church and Grant, Grant and Van Burren Street to the list of street repairs. Would like to see the light post repaired by the Library, Church and Ruth. Update on Big Bend Loop, Javier Herrera has been working on that project, the sign that is currently there is not designed to work 24 hours. Move the radar to another location to get use of it and perhaps procure a different radar that is equipped for a heavily commuted street. Would like to see a plan for demolition, bring it up on the 15th. Would like crosswalks throughout the City repainting but specifically by the Post Office. He was able to get several senators to pledge \$125,000 for the Neighborhood Services Department vehicles.

Trustee Silva: Would like to know what type of speed bumps are going to be installed to be able to procure other quotes.

Trustee Barreras: Wanted to know if any of the crosswalks that Trustee Holguin is requesting to be repainted belong to NMDOT, Interim City Manager stated he will double check but anything within city limits would be our responsibility.

MPT Flores: NONE

14. ADJOURNMENT

1st Motion: Trustee Silva 2nd Motion: Trustee Holguin

MPT Elva Flores **YES** NO

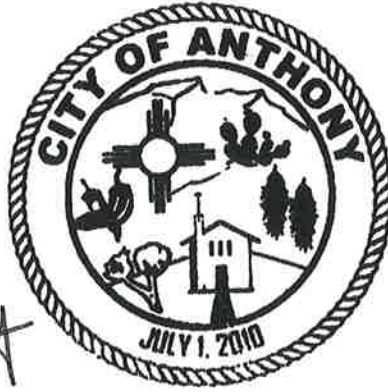
Trustee Daniel Barreras **YES** NO

Trustee Javier Silva **YES** NO

Trustee Gabriel I. Holguin **YES** NO

~~Mayor Diana Murillo~~ ~~YES~~ ~~NO~~

4 to 0 Vote, Motion Passes at 10:15pm





Diana Murillo, Mayor

{SEAL}

Attest:



Karla Oropeza, City Clerk