

Oscar Dominguez
City Manager

REGULAR MEETING
City of Anthony Board of Trustees
Conference Call
Wednesday, March 03rd, 2021
6:00 P.M.
MINUTES

Mayor Diana M. Trujillo
MPT Fernie Herrera
Trustee Elva Flores
Trustee Javier Silva
Trustee Gloria Gameros

You can join meeting using your phone by dialing.

United States: +1 (571) 317-3112

Access Code: 749-944-349

All members of the public entity participating remotely must identify themselves whenever they speak and must be clearly audible to the other members; public will be allowed 3 minutes presentation on agenda number 7.

1. CALL TO ORDER by Mayor Diana M. Trujillo

2. PLEDGE OF ALLEGIANCE led by Diana M. Trujillo

3. ROLL CALL	Present:	MPT Fernie Herrera	YES	NO
		Trustee Gloria Gameros	YES	NO
		Trustee Elva Flores	YES	NO
		Trustee Javier Silva	YES	NO
		Mayor Diana M. Trujillo	YES	NO
		Quorum Established	YES	NO

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

4. CONFLICT OF INTEREST

▪ **Mayor Trujillo:** *If any of the trustees has conflict of interest with any of the agenda items, please refrain from voting.*

5. APPROVAL OF AGENDA ORDER

1st Motion: Trustee Gameros

2nd Motion: MPT Herrera

ROLL CALL

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

6. APPROVAL OF MINUTES

a) Regular Meeting – 02/10/2021

1st Motion: Trustee Gameros

2nd Motion: Trustee Flores

ROLL CALL

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

7. ITEMS FROM THE FLOOR –

Mayor Trujillo: *Is there anyone who would like to present to the Board? You have 3 minutes, please state your name.*

a) **Jose Garcia Jr:** *Residents of City of Anthony are interested in joining Dos Lagos Champion Committee. Five more residents have requested to join the committee. They all want to work together to help the board of trustees move forward. Residents are ready whenever the City is ready.*

- **Mayor Trujillo:** *The City Manager and Mayor will contact residents about this meeting.*

b) **Projects Coordinator:** *Keep New Mexico Clean & Beautiful grant of \$2,000 was canceled. This project was to be used to clean up the city. Roll off containers would be offered for bulky items; Residents would drive through to drop their items. Dona Ana country is back in red with Covid-19 cases. State will reveal next report on 03/10/21. If county is still in red, staff will find a different project that would qualify for this grant.*

c) **Gabriel Holguin:** Running for office with democratic party with Dona Ana County, District 2 chair. Running for office to give the youth a voice with hope to bring much recognition to District Two. Requested all to register to vote through the county website.

8. CONSIDERATION AND ACTION

a. Consideration and action to approve **Resolution 2021-009** a resolution confirming the City of Anthony to participate in the New Mexico Department of Transportation Municipal Arterial Program (MAP) – LGRF program. **Presented by Projects Coordinator**

- **Projects Coordinator:** This is resolution is to allow staff to apply for Municipal Arterial Program Local Government Road Fund, for Church Street reconstruction and drainage improvements- Phase 1.
- **Trustee Gamos:** How much are we going for and what's the local match for this?
- **Projects Coordinator:** At the moment, the engineers did not give me an approximate amount.
- **Trustee Gamos:** The board need to know how much they plan on applying for. Motion to postpone this item until the board gets information.
- **Trustee Silva:** I agree with Trustee Gamos; It's hard to say yes to something that we're not familiar with. I second the motion.
- **MPT Herrera:** I don't see us saying yes to a resolution that we don't even know how much it's going to cost. Request from City Manager a list of all projects with the costs and matches.
- **Trustee Flores:** If we post pone this, do we still have time?
- **Projects Coordinator:** Yes, we still have time if we postpone.

1st Motion: **Trustee Gamos** 2nd Motion: **Trustee Silva**

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gamos	YES	NO	4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

b. Consideration and action to accept **\$500.11** grant increment for the Library State Grant FY 2021 to be spent towards Covid-19 expenses. **Presented by Head Librarian.**

- **Mary Hall:** This grant is state aid, which goes to the library. This year they added \$500.11 for COVID-19 related expenses. In January the board approved this grant. They sent 2 payments of \$1500 each. City already budgeted for the whole \$3000. Tonight, the board is approving the second part of the grant; For the \$1500 plus COVID-19 funds of \$500.11.

1st Motion: **Trustee Silva** 2nd Motion: **Trustee Gamos**

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gamos	YES	NO	4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

c. Consideration and action to approve an increase of **\$500.11** to GL: 251-10-61700. **Presented by City Manager**

- **City Manager:** This item is a continuation of the previous agenda item and its staff's request to formally increase line item 251-10-61700. The line item will be increased \$500 above the \$3000 that was already budgeted.

1st Motion: Trustee Gameros 2nd Motion: Trustee Flores

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

d. Consideration and action to approve City participation with FEMA for eligible COVID-19 related expenses. **Presented by Projects Coordinator**

- **Projects Coordinator:** This is an opportunity to get some eligible COVID-19 related items reimbursed back to the City through FEMA. According to new regulations in September 15, 2020, their guidelines changed to reimburse first responders 100%. Staff are to request reimbursement of items that were purchased with Amazon. We have a threshold to meet; If we eliminate the portable sinks we will be below the limit.

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

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

e. Consideration and action to approve City participation with FEMA for Covid-19 vaccine. **Presented by Projects Coordinator & Marc Morgan- Covid-19 State PDMG.**

- **Projects Coordinator:** Apologies Mr. Morgan could not attend the meeting. This is another funding opportunity to join forces with one of our local health care providers. Vaccines will be distributed by the federal government at no cost to the providers. The City may be reimbursed for costs associated with hosting the vaccine event; It is not guaranteed.
- **Trustee Gameros:** What would we would be approving here tonight? Would it be to have vaccinations in Anthony, with these providers?
- **Projects Coordinator:** Yes, ma'am.

1st Motion: Trustee Gameros 2nd Motion: Trustee Flores

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

f. Consideration and action to approve Neighborhood Services new employees for vacation and Sick accruals at the Police Department rate. **Presented by City Manager**

- **City Manager:** Staff confirmed that only police officers are eligible for PERA accruals at a higher rate. Current neighborhood supervisor is **not** getting retirement at officer's rate. He is, however, receiving vacation and sick hours at officer's rate. Staff needs direction on how to accrue the sick and vacation for the new officer in Neighborhood Services Department.
- **MPT Herrera:** They're not certified police officers, I don't believe that they should receive sick leave and anything else that pertains to the police department.
- **Trustee Gameros:** Agrees with MPT, it wouldn't be fair to all the other employees.

- **Alan Dahl:** *The primary concern I had with the existing position is just that public employees have a property right in their continued employment. However, the changing of sick leave accrual rates probably isn't going to rise to the level of a denial of property rights and so it would probably be okay to change the existing employee's accrual rate as long as that is consistent with what is in the handbook. For the new officer, the board can decide to grant them officers' rate or not, there are no legal concerns*
- **Trustee Gameros:** *We need to follow the policy in the handbook and not deviate from that. Once we start deviating from the handbook and we're not being consistent, we're not being fair to the other employees.*

1st Motion: Trustee Silva

2nd Motion: Trustee Flores

ROLL CALL Present:

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 No's to 0 Yes votes, motion did not pass.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

- g. Consideration and action to approve **Resolution 2021-010** a resolution of the board of trustees' findings and conclusions for variance request for 1109 Tierra Huichol. **Presented by City Manager**

- **City Manager:** *This is the formal adoption of the decision made by the board, the evening of January 29th, 2021.*
- **Trustee Gameros:** *Madam Mayor, I recuse myself from this vote. I was not present for the hearing.*

1st Motion: Trustee Silva

2nd Motion: Trustee Flores

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	- Recuse from voting
Trustee Elva Flores	YES	NO	3 to 0 votes, motion passed.
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

9. CLOSED SESSION:

- A. NOTICE IS HEREBY GIVEN that the City of Anthony Board of Trustees will meet in Executive Session Pursuant to NMSA 1978, Section 10-15-(H)(8) to discuss disposal and acquisition of real property.

1st Motion: Trustee Silva

2nd Motion: Trustee Gameros

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 to 0 votes, motion passed at 7:08 PM.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

B. OPEN SESSION

- **Mayor Trujillo:** *no decision was made during closed session.*
Motion to return to open session

1st Motion: MPT Herrera

2nd Motion: Trustee Gameros

ROLL CALL

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	4 to 0 votes, motion passed. 8:17P.M.
Trustee Elva Flores	YES	NO	
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

- **Alan Dahl:** *Trustees, I just wanted to convey thanks from Ben Young for allowing him to speak to you in closed session.*

10. ITEMS FROM THE CITY CLERK

- *City Clerk: Projects Coordinator emailed while Trustees were on closed session. She was able to get the cost of postponed MAP project estimated at \$1.1 million City Match of \$ 275,000. Deadline to submit application is 03/15/2021. Staff is requesting special meeting to vote for this item.*
Mayor Trujillo: all agreed to meet on March 10, 2021 at 1:00PM

11. ITEMS FROM THE CITY MANAGER - NONE

12. ITEMS FROM THE MAYOR AND TRUSTEES

- *Trustee Gameros: suggested to include P&Z Commission to the Dos Lagos committee. Committee can meet during P&Z meeting so that we can get commissioners input. P&Z were working on the subdivision ordinance.*
 - *Trustee Silva: I didn't volunteer for the committee regarding Dos logos in itself. I volunteered for the section regarding residential, my question was, while we're sitting here waiting for everything that happened, why aren't we making an attempt to try to sell some of the properties to a developer? Where are we on annexation?*
 - *Trustee Flores: Can attend the committee meeting. Annexation committee had a couple of meetings then stopped when COVID-19 came about. We have not really met for a few months.*
- *Trustee Silva: We talked about the park at the last meeting. Dona Ana County was in yellow then back to Red. If we're going to allow people to be in the park, then I think it needs to be monitored a little bit; Maybe sprayed down occasionally, or if we're going to close it up, we need to close it up. We can't just ignore it altogether.*
 - *We got to do one or the other because I'm starting to see more and more people at the park.*
 - *Mayor Trujillo: Requested City Manager to have a meeting on Monday to discuss opening of parks.*
 - *Trustee Flores: Governor Abbott and the State of Texas are going to be open mask and having 100% access. We're right here at the border. If we are on the red, does that mean maybe parks should be closed? I believe parks are open in Las Cruces*
- *Trustee Silva: Who is working on the little bridge by the baseball park on the Arroyo?*
- *City Manager: Our Public Works department began demolition in anticipation of Adams Park Project. Staff and our engineers are in the bidding process.*
- *Trustee Silva: I want to thank Chief Ordonez & Police Department for participating in the procession for Lieutenant Edwards. His daughter and my daughter were in the same class last year. The lieutenant was a great gentlemen. An excellent firefighter who basically gave his life in line of duty and we appreciate that. We appreciate Anthony Police Department for the fact that they hung up the flag as the procession came in. We appreciate what our officers do for City of Anthony.*
- *Chief Ordonez: Thank you, Madam Mayor and Trustees.*

13. ADJOURNMENT

1st Motion: Trustee Silva

2nd Motion: Trustee Gameros

ROLL CALL

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 votes, motion passed.
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

ATTEST:

Esther Motongo, City Clerk



Diana Murillo-Trujillo, Mayor