



Oscar Dominguez
City Manager

REGULAR MEETING
City of Anthony Board of Trustees
820 Highway 478, Anthony NM 88021
& Conference Call
Wednesday, April 21st, 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 (646) 749-3122

Access Code: 659-340-437

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

5. APPROVAL OF AGENDA ORDER

1ST Motion: Trustee Gameros 2ND Motion: Trustee Silva

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) Special Meeting – 03/29/2021
- b) Hearing Meeting – 01/29/2021
- c) Regular Meeting – 4/07/2021
- d) Budget Workshop – 4/7/2021

❖ **Trustee Flores:** Change minutes of 03/29/2021 heading to read “minutes” instead of “Agenda”. Change regular meeting to special meeting.

Motion to amend minutes.

1ST Motion: Trustee Flores 2ND Motion: Trustee Silva

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

Motion to approve regular Meeting minutes for 4/07/2021, Budget Workshop minutes for 4/7/2021, public hearing minutes for 01/29/2021 and minutes special meeting minutes for 03/29/2021 as amended.

1ST Motion: Trustee Silva 2ND Motion: MPT Herrera

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 – PUBLIC COMMENTS

❖ **Mr. Charles Wendler:** Requested governing board to adopt May 6th, 2021 as National Day of Prayer

8. CONSIDERATION AND ACTION

a. Consideration and Action to approve **Resolution 2021-016** a resolution to extend the termination date of the LGRF, MAP agreement, control number HW2 1100440 from June 30, 2021 to June 30, 2022. **Presented by Projects Coordinator/ Eric Hamilton**

❖ **Eric Hamilton:** This resolution is required together with a letter from the manager's office to receive an extension. This grant is tied to Adams park construction.

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

b. Consideration and Action to approve **Resolution 2021-017** a resolution to extend the termination date of the LGRF, MAP agreement, control number HW2 1100395 from June 30, 2021 to June 30, 2022. **Presented by Projects Coordinator/ Eric Hamilton**

❖ **Eric Hamilton:** This grant is also tied to Adams Park construction and requires a resolution and a letter from City Manager's office to extend agreement.

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

- c. Consideration and Action to amend **Resolution 2021-006 (Amendment 1)** readopting CDBG federal requirements to include Grantee section 3 plan chart and to add Exhibit 1-Z citizen participation elements. **Presented by Projects Coordinator/ Tiffany Goolsby**

- ❖ **Projects Coordinator:** This resolution was adopted recently. CDBG requested we add grantee Section 3 plan chart and Exhibit 1-Z citizen participation required element.
- ❖ **Tiffany Goolsby:** Trustees adopted exhibit 1-Z as separate resolutions to satisfy CDBG requirements. We need to combine resolutions and add the Section 3 table. Even though you're not hiring anybody and it's all zeros, it still needs to be in the resolution in order for the state to pass their audits with HUD.

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 rescind **Resolution 2021-007**, Exhibit 1-Z citizen participation elements will be placed in resolution 2021-006. **Presented by Projects Coordinator/ Tiffany Goolsby**

- ❖ **Tiffany Goolsby:** Since we have now moved Exhibit 1-Z to Resolution 2021-006, the City will not need resolution 2021-007.

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

- e. Consideration and Action to approve **Resolution 2021-015** a resolution accepting the completed audit report and findings FY 2020. **Presented by City Manager**

- ❖ **City Manager:** This is the Board's acceptance of the results and the findings of the audit. The resolution will be sent to DFA as soon as its signed by the board.

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 **Resolution 2021-003** a resolution approving budget adjustment. **Presented by City Manager**

- ❖ **City Manager:** Finance officer realized that there actually was an impact to the general fund, which is reflected in the language of the resolution.
- ❖ **MPT Herrera:** Some departments did not spend on wages majority of the time, why is there impact on general funds?
- ❖ **City Manager:** Estimates right now is that the City is operating at a \$400,000 surplus. There might have been some room to move some of those line items over from the wages. There was no line item for Neighborhood Services Supervisor computer. Supplies in that department was also under-budgeted.

- ❖ **Finance officer:** *There will be more changes in the last quarter. Rent expense makes majority of the difference.*
- ❖ **Trustee Gameros:** *That needs to come out; The board did not approve to pay rent.*

Motion: *I move to make amendment to the resolution 2021-003, remove extra zero on resolution number and change negative impact to general funds amount to \$20,162.88*

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

9. ORDINANCE FIRST AMENDMENT READING

- A. ORDINANCE 2021-001 an ordinance of the City of Anthony to Approving and amended franchise agreement with Charter Communications.

First reading: April 21st, 2021

Notice of publication date: April 8th, 2021

Public Comments/Discussion: April 21st, 2021 and May 5th, 2021

Consideration and Action to pass: May 5th, 2021

- ❖ **City Manager:** *There were very few material changes to the agreement. Charter Communications franchise fee remains the same. Alan, City attorney was able to review the agreement and he agreed to the proposed changes.*
 - *We asked Charter to consider deploying new services to some of the newly developed areas of the City. Charter retains the right to not necessarily deploy services, if it didn't make economic sense for the company. That was the only request that was made by the City, that was really denied by the company.*
- ❖ **Trustee Silva:** *For the record, I work for CenturyLink, I will refrain from voting. What services are they bringing in?*
- ❖ **City Manager:** *I can't speak to that Trustee. The original agreement was with Time Warner Cable. I believe that the idea is that they're deploying cable services and fiber.*
- ❖ **Alan Dahl:** *The issue was binding them to offer services to all future developments or annexed portions of the City. They were unwilling to commit to that, but are willing to commit to provide services to the city as it currently exists, which is defined as the geographic boundaries of the city.*

10. CLOSED SESSION:

NOTICE IS HEREBY GIVEN that the City of Anthony Board of Trustees will meet in Executive Session Pursuant to NMSA 1978, Section 10-15-1 (H)(7) to discuss threats of litigation by city employee concerning work injury.

1ST Motion: Trustee Silva 2ND Motion: Trustee Flores

Roll Call:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 votes, Motion passed at 7:22 PM
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

a) OPEN SESSION

Mayor Trujillo: No decisions were made during closed session, may I have a motion to go to back to open session, please.

1ST Motion: Trustee Silva 2ND Motion: MPT Herrera

Roll Call:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO 4 to 0 votes, motion passes at 7:54 PM
Trustee Elva Flores	YES	NO
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

11. ITEMS FROM THE CITY CLERK

- ❖ **City Clerk:** Presented capital outlay questionnaire. Projects coordinator was given a week to submit questionnaire which cannot wait till next board meeting. This is for **\$40,000** for police department safety equipment & speed awareness monitors, **\$70,000** for Anthony Parks and Recreation (construction of recreational facilities and restrooms at Adams Park), **\$100,000** for Duffer Lane & pedestrian access including safety street lighting and **\$650,000** Anthony Public building & facility (to acquire land, easements and construct building).
 - **MPT Herrera:** Request staff to contact Representative Gallegos staff, there was an additional \$50,000 for police department junior funds.
 - Sending thank you note to the anonymous person who submitted my name for NM Clerk of the Year award. Anthony clerk was nominated which is a great reward. I am humbled for consideration.
 - City Clerk has fulfilled all the requirements of the Certified Municipal Clerk (CMC) Program offered by the International Institute of Municipal Clerks (IIMC) and has earned CMC designation. I'm grateful to continue serving Anthony community.
 - NMML through Clerk school reminded clerks to send back information on notice of quorum. The board should try and avoid a meeting that created perception of public business discussion.
 - Attorney general staff trained clerks on OMA. Cities are to work with their attorneys to determine if committees selected by the board are subject to OMA (i.e. RFP committee meetings). Procurement code has to be followed.
 - OMA allows minutes to be adopted by the board in any of their meetings, workshops included.
 - Clerk has to attend final classes in fall semester. Requested board to move regular meetings from Wednesdays, Tuesdays or Fridays. City attorney and Mayor have other conflicting schedule on Tuesdays.
 - **Mayor Trujillo:** Requested clerk to add resolution for consideration and action on next meeting. If we chose Fridays, Mayor requested accommodation to attend meeting online.
 - A resident requested a copy of ordinance with qualifications to be a judge, mayor or trustee. Staff was able to find an ordinance with qualifications of a judge, but none for trustees or mayor.
 - **MPT Herrera:** Request NMML for State Statues. That is all we need to offer. All I remember is that they told us that we had to be over 18, a US citizen and living within city limits. We don't have to have any other qualifications at all.
 - **Trustee Flores:** I feel that for now, since that one person called and asked for information already, we should just leave it as it is. After these elections, then maybe we can think about changing them.
 - **Trustee Gameros:** I believe that we should look into the matter and get the written opinion from the municipal league in case something else comes up later on in the future. Check Section 3-12-2 NMSA 1978

12. ITEMS FROM THE CITY MANAGER

- ❖ **City Manager:** *One of the items that did not make the agenda this evening was a presentation from Wilson on Traffic Calming measures. Trustee Silva requested the study for streets with speeding problems, Wilson & Company conducted the study pro bono. Staff is really trying to adhere to our own policies around cutoffs for agenda items.*

13. ITEMS FROM THE MAYOR AND TRUSTEES

- ❖ **Trustee Flores:** *Requested update from City Clerk on the mail box for trustees.*
- **City Clerk:** *We found USPS style boxes for about \$310. Clerk budget is depleted. We were not able to purchase.*
- **City Manager:** *Recommended that public works build one box for items like resolutions and ordinances, things that need to be signed by everyone. All trustee and Mayor would have the key so that you all could come sign when available.*
- **City Clerk:** *Chief of police has some funds in police budget that she offered to issue clerk for this purchase.*

- ❖ **Trustee Silva:** *I support that individual who submitted city clerk name for the award. I really do appreciate the job that you do and it is definitely a nomination well deserved.*
- *Reminder to staff to put emphasis on the stop signs.*
- *Soccer field grass is dying, City put a lot of funds to that field to let it die. I've been to that field, maybe about six times already and one time it got saturated. It seems like there's always an excuse for not watering the grass and it's getting to the point where I'm going to start asking people to be reprimanded for not doing their job. We didn't put the money into the grass to have it look mediocre like that. I understand we're not under normal circumstances. There are things to take care of, you can see all the weeds growing up around the front of the building and on the sides. We are starting to have people come back in, we want to make sure that our first impression is a good one.*

- ❖ **MPT Herrera:** *What is the update on street lights?*
- *Request for copies of all the classes that the city manager has been taking, just to see if there pertain to the city or not.*
- *There are pot holes on Clark & Van Buren Street / Clark & Madison streets. There was no evidence of work done on Clark and Madison Street. Staff say they have been working on it. Residents say they have not seen this worked on.*
- **Trustee Silva:** *Public works filled those potholes on Van Buren. Water actually settles forming a puddle which washes everything out. In all fairness to public works staff, they patched it multiple times. That doesn't mean that we shouldn't go back until we resolve that issue. Maybe, we need to stop patching and look into long-term solutions.*
- **City Manager:** *Street lighting pricing was just received on Wednesday evening/Thursday of this past week, so I do have some information.*

I will give you all the details for my classes, these are mandated by the board for this position. Classes are for Certified Public Manager program.

As Trustee Silva explained, the intersection in question has been a problem because over time, water ponds there. Water district also discharges water from the fire hydrants and water collects creating potholes. I have brought this up to public works just like I did the grass and just like I did, everything else, including the sign that needs replacement. Public works is short staffed and we are trying to recruit

for those positions. We waived assessment tests for these positions. Public works is doing everything they can with regard to the intersection and with the grass.

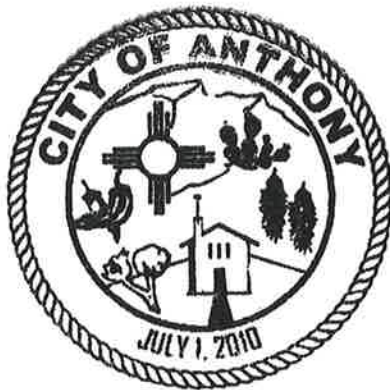
- **Trustee Flores:** Sometimes, when our public works fill in the potholes and some naughty kids or just people spin their tires to break the repair. We are very short with the public works staff, we need more people in that department.
- ❖ **Mayor Trujillo:** I just wanted to congratulate city clerk for your nomination and thank you for all you do.

14. ADJOURNMENT

1ST Motion: Trustee Silva 2ND Motion: Trustee Gameros

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

Mayor Trujillo: meeting is adjourned at 9:05 PM





Diana Murillo-Trujillo, Mayor

ATTEST:



Esther Motongo, City Clerk

REGULAR MEETING

City of Anthony Board of Trustees
820 Highway 478,
Anthony, NM 88021.
Wednesday, APRIL 21st, 2021.

6:00 PM

PLEASE SIGN IN ONLY IF YOU WOULD LIKE TO ADDRESS THE BOARD:

NOTE: THERE IS A 3 MINUTE LIMIT TO EACH PERSON

1. Charles Wenzler re: National Day of Prayer
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____