

Oscar Dominguez
City Manager

REGULAR MEETING
City of Anthony Board of Trustees
820 Highway 478, Anthony NM 88021
& Conference Call
Wednesday, June 16, 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 \(646\) 749-3335](tel:+16467493335)

Access Code: 594-958-429

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 – <i>Joined at 6:07 pm</i>
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 trustee has conflict of interest with items on agenda, please recuse yourself.*
5. **APPROVAL OF AGENDA ORDER**

Motion to delete item 9a

1st Motion: MPT Herrera 2nd Motion: Trustee Flores

Roll Call:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO <i>Absent</i>
Trustee Elva Flores	YES	NO <i>3 to 0 vote, motion pass.</i>
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

Motion to approve agenda order

1st Motion: Trustee Flores 2nd Motion: MPT Herrera

Roll Call:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO - <i>joined at 6:07 pm</i>
Trustee Elva Flores	YES	NO <i>3 to 0 vote, motion pass.</i>
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

6. APPROVAL OF MINUTES

- a) Special Meeting – 05/25/2021
- b) Special Meeting – 06/3/2021

1st Motion: Trustee Flores 2nd Motion: MPT Herrera

Roll Call:

MPT Fernie Herrera	YES	NO
Trustee Gloria Gameros	YES	NO - <i>joined at 6:07 pm</i>
Trustee Elva Flores	YES	NO <i>4 to 0 vote, motion pass.</i>
Trustee Javier Silva	YES	NO
Mayor Diana M. Trujillo	YES	NO

7. ITEMS FROM THE FLOOR – PUBLIC COMMENTS - *None*

8. PRESENTATION

a) Presentation of changes to Public Employees Retirement Association (PERA) for year 2021/2022.

Presented by City-Clerk

- *City clerk: Governor Lujan Grisham signed Senate Bill 90 (SB 90). SB 90 mandates employers to now report all mandatory overtime hours, in addition to their current reported FLSA hours, for all Municipal Police Plans. Currently we report only 86 hours calculated with PERA Rate.*
 - *Chief of police advised that officers chose to work overtime. None of their overtime hours are mandated.*
 - *City manager provided official memo stating there was no maximum mandatory overtime hours from the City for police department.*
 - *Trustee Gameros: Do we need to budget for this?*
 - *City Clerk: No, we already have PERA in our budget. Overtime is offered but not mandated and therefore will not be reported. This does not apply to any other department but Police.*
 - *Chief Ordoñez: Our policy and the SOP requires we give the officers at least a 24-hour notice of request for overtime. Essentially that doesn't make it mandatory if we give them that much notice in advance of their schedule change. Projects are all voluntary. If there's a project that is posted, officers voluntarily sign up for it. It's not mandatory that they have to come in and work. When staff go on vacation or if they're out on sick leave, in those situations, Chief puts it on a schedule ahead of time. If they want to sign up to get the overtime, they can and it's on a first come first serve basis. It's very rare that I have officers mandated for OT.*
 - *Mayor Trujillo: Will the rates go up for officers?*
 - *City Clerk: After speaking to PERA staff, we realized officer rate was issued based on hire date and will be paid out at that same rate after retirement. Rate change is permanent and cannot be reversed by the City. It was not fiscally viable to change rate since a step-up would have made little impact to staff and high cost to City. State mandated increase by .50% each fiscal year to begin the first full pay period after July 1, 2022. Contributions for employees earning less than \$25,000 will not increase.*

9. CONSIDERATION AND ACTION

a. ~~Consideration and action to approve firework display agreement for 4th of July. *Presented by City Manager*~~
Item deleted

b. Consideration and action to accept Capital appropriation 21-ZF9125 of \$50,000 for public safety equipment, including speed awareness monitors and trailers, for the Anthony police department *Presented by Projects Coordinator*

- **Projects Coordinator:** This is Junior funds of \$50,000 for public safety equipment, including speed awareness, monitors and trailers for the police department. Funds unexpended by June 30th, 2022 will be reverted to the State of New Mexico's general fund.
- **MPT Herrera:** Spoke to Representative Gallegos and her staff. They said funds will be available July 1, 2021. City Staff should use Junior funds before Capital Outlay.

1st Motion: MPT Herrera 2nd Motion: Trustee Silva

Roll Call:

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

c. Consideration and action to approve **Resolution 2021-023** a resolution approving preliminary budget for year 2021-2022. **Presented by City Manager**

- **City Manager:** This was placed on the agenda as a placeholder, I strongly suspect that the board is not ready to consider this resolution. We do have another hearing scheduled for Friday. This item will be brought back to the board.

Motion: I ask that we postpone this item till further date.

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

Roll Call:

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

10. ORDINANCE FIRST READING

A. Ordinance 2021-002 an ordinance for the lease of land by the city of Anthony, New Mexico to the community action agency of Southern New Mexico.

First reading: June 16, 2021

Notice of publication date: June 9th, 2021

Public Comments/Discussion: June 16, 2021 and July 7, 2021

Consideration and Action to pass: July 7th, 2021

- **Mayor Trujillo:** Requested the board to review ordinance and agreement. City Manager and I spoke to Ms. Soto regarding this lease. To have them here is an asset.
- **MPT Herrera:** I want to make sure that we inventory of equipment in the property. Requested city manager to make sure everything is cleared out safely and put away.

11. 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 10-15-1 (H)(2) to discuss dismissal of MVD clerk.

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

Roll Call:

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	
Trustee Elva Flores	YES	NO	4 to 0 vote, motion pass at 6:36pm
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

b) OPEN SESSION

Motion to go into open session

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

Roll Call:

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	
Trustee Elva Flores	YES	NO	4 to 0 vote, motion pass at 7:14 pm
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	

12. ITEMS FROM THE CITY CLERK

- *City Clerk: Requested special meeting for next budget meeting*
 - *NMML sent joint Powers agreement is due June 25, 2021.*
 - *Meeting set for 6/24/2021 at 5:00pm*

13. ITEMS FROM THE CITY MANAGER - None

14. ITEMS FROM THE MAYOR AND TRUSTEES

- *Trustee Flores: I just would like to thank you for conducting these meetings in a very professional way. It's really appreciated. You really conduct these meetings and make everyone feel welcomed. It is great. So, thank you and I hope you continue for many more years.*
- *Trustee Silva: Requested update of irrigation system on Onate. Mr. Scott had a grant to plant the trees, residents have been maintaining them. This week there was a puddle all the way to the Charter school. I understand city manager is working with staff to fix that.*
 - *Second of all, I want to ask the city manager or mayor, whoever, to relay the message to public works that, I appreciate it. As I'm sure some of the other trustees noticed, I have seen the grass at the soccer field looks amazing.*
 - *Mayor Trujillo: I did speak to city manager regarding the median on Onate. I suggested maybe to add some guardrails because there's the certain people that keep parking cars over the landscaping.*
- *Trustee Gameros: No item.*
- *MPT Herrera: Town of Anthony, TX, Police Department issued tickets to the construction workers on Adams Park projects for using Franklin Street. I called Eric- Wilson & Co. They informed me that they changed construction route and that they reached out to Anthony, TX via e-mails, phone calls with no response.*
 - *Mayor Trujillo: I contacted Mayor of Anthony, Texas to inform him that city engineer was trying to contact them. Eric called them. Anthony, Texas didn't answer. I called again there was no answer.*
- *MPT Herrera: Second item: Over the weekend there was a large party. People were parking on the sidewalks. Ten to 12 cars parked there, creating a hazard on the street. One of our police officers did stop by and tell*

them that it was illegal for them to park on the street. He could not enforce as residents said a city official told them that it was okay for them to park on the sidewalk. City manager, inform staff to please enforce those laws even if somebody from the board tells them it's okay.

- **MPT Herrera:** Third item, are we going to allow games on soccer field?
 - **City Manager:** I have not received any inquiries yet; The use of the soccer field and the fee schedule is still pending.
- **Mayor Trujillo:** Application to hold National Night Out has been submitted. Staff will begin planning for this event.
 - There will be funding to pay student interns through the county for six weeks.
 - **MPT Herrera:** Will the county/sheriff's partner in an MOU with our police department?
 - **Mayor Trujillo:** I was advocating for more time. Sherriff is under the assumption that City has been incorporated for 20 years. Compared to the other municipalities, like Hatch & Sunland Park they have helped them for many more years. We asked to revisit this next year, to give us time.

15. ADJOURNMENT

1st Motion: Trustee Silva 2nd Motion: MPT Herrera

Roll Call:

MPT Fernie Herrera	YES	NO	
Trustee Gloria Gameros	YES	NO	
Trustee Elva Flores	YES	NO	4 to 0 vote, motion pass at 7:14 pm
Trustee Javier Silva	YES	NO	
Mayor Diana M. Trujillo	YES	NO	



[Handwritten Signature]
 Diana Murillo-Trujillo, Mayor

{SEAL}

ATTEST:

[Handwritten Signature]

Esther Motongo, City Clerk