

REGULAR MEETING
City of Anthony Board of Trustees
Venue: 820 Highway 478, Anthony NM 88021
& Conference Call
Wednesday, August 3, 2022
6:00 P.M.
MINUTES

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

You can join meeting using your phone by dialing.

United States: [+1 \(872\)240-3212](tel:+18722403212)

Access Code: [229-933-213](tel:229933213)

Please join meeting from your computer, tablet or smartphone.

<https://meet.goto.com/229933213>

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** led by 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
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Traduccion del ingles al español y del español al ingles esta disponible a petición.

4. **APPROVAL OF AGENDA ORDER**

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

Roll Call Vote:

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

5. **ITEMS FROM THE FLOOR – PUBLIC COMMENTS-** (public will be allowed 3 minutes presentation)

Rafael Leos

6. **PROCLAMATION**

a. Consideration and Action to approve Proclamation Recognizing August 4th as Sabina Lopez Day,
Presented by Mayor Murillo

Mayor Murillo: I have brought before you the Sabina Lopez 1890 Land Grant, this proclamation was passed 5 years ago. This grant documents when President Harrison granted what is now Anthony, NM to Sabina Lopez on August 4th, 1890.

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

Roll Call Vote:

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

7. **PRESENTATION**

a. Presentation regarding FEMA, Presented by Loretta Hatch, State Floodplain Coordinator

Loretta Hatch: To inform how to get involved as a community in the National Flood Insurance Program (NFIP), the three main goals is to insure, mitigate and understand the flood risk in your community. The basic concepts are that the NFIP is going to enter a mutual cooperative agreement with the City of the Anthony, in exchange for the City adopting flood plain regulations that meet the minimum NFIP standards, the residents have access to have the NFIP policies. That is something that will only be accessible to the community if you enter the program. Participation is fairly easy; you would adopt a resolution and flood plain regulation before submitting an application. This would open up another avenue if a resident that is in a flood zone would like to do away with their current flood insurance.

Interim City Manager: I would like direction from the Board if we move towards passing floor plain regulations to be part of our ordinance that is pending approval. Without the ordinance we cannot enforce it.

8. CONSENT AGENDA

Trustee Holguin: I will like to pull out 8a, b and c out for discussion.

To approve 8a 1st motion: Trustee Holguin 2nd Motion: Trustee Barreras

Roll Call Vote:

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

a. Approval to expend up to \$150,000.00 of second ARPA Distribution Funds for the Solid Waste Transfer Station Project Development and Financing Plan

b. Approval to negotiate a best and final offer, and procure via state price agreement, a 2015 ADA accessible Chevrolet Silverado and trade in of the 2014 Honda Odyssey, for a price not to exceed \$40,000, including Tax, Title and License

Trustee Holguin: I wanted to see how we came across this vehicle, how many vehicles did we look at? Was this the best priced one?

Interim City Manager: Bonnie, our procurement office, lead the process but we reached out to vendors that already had vehicles that were retrofitted, which lead us to used vehicles so we looked for reasonable mileage. We narrowed it down to two trucks, a 2013 and a 2015 model, we went with the lower mileage. We also took into consideration that in the future Mayor may or may not be here and looked ahead as to what we might do with the vehicle then.

1st motion: Trustee Barreras 2nd Motion: MPT Flores

Roll Call Vote:

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

c. Approval to enter into an annual CES procured contract with Spectrum for IT Full Management Services (FMS) for \$3,951.00/month, excluding New Mexico Gross Receipts Tax.

Trustee Holguin: I would like a clarify and compare items 8c and 8d.

Interim City Manager: Item 8c would be the day-to-day IT operations, they will primary be our IT department, I would look at them as an extension of our staff. The fundamental difference is that 8d is the structural component, it is the upfront capital cost, buying the network, bring in the fiber and enhance our internet.

Spectrum Representative: We will prove all the tools that are needed to maintain your system from a cyber security stand point. Also included in our agreement is security awareness training, help you understand what other municipalities are doing. In regards to D, it's more of infrastructure, we came in and did a survey to show where you stand today and guide you as to what needs to be put in place to set up a far safer network.

Trustee Silva: Any of the exiting equipment is any of that going to be able to be re-used or are we just doing away with it?

Spectrum: There is a lot of life left on the equipment and software perspective, on the network side, unfortunately what

cannot be used there isn't a big market for it.

1st motion: Trustee Silva 2nd Motion: Trustee Barreras

Roll Call Vote:

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

d. Approval to enter into a CES procured contract with Spectrum for IT Network Infrastructure for \$42,028.58, excluding New Mexico Gross Receipts Tax, using the second ARPA Distribution Funds

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

Roll Call Vote:

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

9. DISCUSSION

a. Discussion of Ordinance No. 2018-001, Amended December 19, 2018, An Ordinance Establishing A Park Commission Committee for Recreation and Beautification of Parks for the City of Anthony, New Mexico, **Presented by Trustee Silva**

Trustee Silva: We created this Ordinance back in 2018 as guidelines for our parks, with the opening of Adam's Park coming up, I believe it is necessary to create direction and not put it on the City Manager or other staff to allow community member to take responsibility of their parks. The way this works, the governing board appoints 3 commissioners, for a 3-, 2- and 1-year term when the one-year term is up, the two-year term moves to that position and so forth allowing a new 3-year term committee member joins. It would work as a buffer between the community and city.

MPT Flores: I would like to amend the resolution where it says seven members, where it says a Trustee, I would like that change that to two as a backup, I would also like it to mention that they will take minutes of their meetings and the City Clerk would be responsible for those minutes.

Trustee Holguin: I would like the Trustees more involved; I would like to suggest that each one of us selects a community member and bring it up for vote.

10. CONSIDERATION AND ACTION

a. Consideration and Action to approve \$160,000 budget for the Community Action Agency Portable Tenant Improvements, **Presented by Interim City Manager**

Interim City Manager: There is a need to support the community action agency and the programs they offer; they need to move in as soon as possible. Legislators do not feel that it's appropriate that the City bears the cost and what they are committing is that they city front's the money, there are willing to work together to secure the funding.

1st motion: Trustee Holguin 2nd Motion: MPT Flores

Roll Call Vote:

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

b. Consideration and Action to Resolution 2022-019, Grant Application Submission for the Adams Park Baseball Field Shade Structures and Recreational Amenities under the Regional Recreation Center/Quality of Life Grant, **Presented by Interim City Manager and Projects Coordinator**

Interim City Manager: The state has allocated \$45million for planning, designing, constructing, furnishing and equipping regional recreational centers and quality of life projects statewide. There are four resolutions being considered today, the first two pertain to Adam's Park and the last two are for the fishing lakes and the amphitheater.

We felt those are the strongest applications because we have fully designed shade structures and amenities. The applications are due on the 12th of this month and the announcement is made at the end of the month. The first two that are you are concerning, these projects will be done almost immediately, we'll start as soon as we get that money.

Original Motion: 1st motion: Trustee Silva 2nd Motion: MPT Flores

Motion for consent agent b, c, and d and f. 1st Motion: Trustee Silva 2nd Motion: Trustee Barreras

Roll Call Vote:

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

- c. Consideration and Action to Resolution 2022-020, Grant Application Submission for the Dos Lagos Amphitheatre and Fishing Lakes under the Regional Recreation Center/Quality of Life Grant, **Presented by Interim City Manager and Projects Coordinator**
- d. Consideration and Action to Resolution 2022-021, Grant Application Submission for the South Anthony Arroyo West Reach Multi-Purpose Recreational Linear Flood Control Park under the Regional Recreation Center/Quality of Life Grant, **Presented by Interim City Manager and Projects Coordinator**
- e. Consideration and Action to award the Adams Park Baseball Field Sport Lighting Project, **Presented by Interim City Manager**

Interim City Manager: We went out to bid for Phase two of Adam's Park, unfortunately we had to reject the bids, the one bid we received was well over our budgeted amount of roughly \$985,000. The request for tonight is to approve the award of Adam's Park Sports lighting to RCI Power, Inc. in the amount of \$451,685.43 which includes \$20,000 in contingency allowance. That allowance, we control as the City for the sake of efficiency because if there's any unknown that we run into we're not having to come back if we have a change order.

Trustee Silva: So by taking the \$451,000, it leaves us with the remainder for the restrooms and shading.

Interim City Manager: Restroom, concession and the fence. One of the resolutions up for consideration is targeting additional funding for that.

1st motion: Trustee Silva 2nd Motion: Trustee Barreras

Roll Call Vote:

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

- f. Consideration and Action to Resolution 2022-022, Grant Application Submission for the Soccer Field Sports Lighting under the Regional Recreation Center/Quality of Life Grant, **Presented by Interim City Manager and Projects Coordinator**
- g. Consideration and Action to approve ICIP FY2023-2027, **Presented by Projects Coordinator, and Tiffany Goolsby, SCCOG**

Projects Coordinator: It is the time of the year that we have to update the ICIP, there was a survey that was sent out for the residents. I was reminded by Ms. Goolsby that this must be passed by resolution and that will be up for consideration on August 17th, right now we can discuss and show the results what the residents replied as far as what they are looking for from the City. Number one is a parks and recreation committee, two is street improvements, three is public safety and NSD equipment, four walking path. At 25% we have economic development, public safety building and flood control improvement. Number six is public works equipment and lastly at 12.5% we have land acquisition.

Mayor Murillo: How many responses did you receive?

Project Coordinator: 66 responses. Would the board like to recommend any changes, Mr. Infante suggested we add Anthony Health and Wellness Development that includes the Solid Waste Transfer Station. I had as No. 1 Street Improvement, No. 2: Solid Waster Transfer Station, No. 3: Anthony Health and Wellness Development, No. 4: Anthony Parks and Rec...

Trustee Silva: I would ask to move Parks and Recs down because it is happening either way regardless of them

requesting or not.

Project Coordinator: No. 5: Anthony Flood Control Improvement.

MPT Flores: I would also like to see Public Works equipment on there too.

Trustee Holguin: How many are we sending?

Projects Coordinator: We can send as many as you like but most grantors will look at the top 5.

Interim City Manager: Our primary target to the federal and state agencies is our top 5, we can keep the list but prioritize your top 5. I would put No. 1: Street Improvements, No. 2: Transfer Station, No. 3: Health and Wellness, No. 4: Flood Control and No. 5: Economic Development.

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

Roll Call Vote:

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

Motion to amend ICIP FY2023-2027 to reflect on the new list presented: 1st motion: Trustee Silva 2nd Motion: Trustee Holguin

Roll Call Vote:

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

11. ORDINANCES

Notice of Intent to Amend Ordinance 2013-003 First Reading

An Ordinance of the City of Anthony, New Mexico Subdivision Regulations

First Reading: August 3, 2022

Notice of publication date: July 1, 2022

Public comments/ Discussion: August 3, 2022 and August 17, 2022

Consideration and Action to pass: August 17, 2022

Interim City Manager: One amendment to the overall subdivision regulation under fees the current ordinance it's listed that there is a 1/3 engineering fee, which was originally slated to be 3.5% back in 2013, that would be the first amendment and right below there is an addition for the construction management which was advised to be separated. For future subdivision when they come in, they would be responsible for paying those fees.

12. 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) Discussion of Limited Personnel Matters, to discuss Neighborhood Services Department

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

Roll Call Vote:

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

b. Motion to return to open session

1st motion: Trustee Holguin 2nd Motion: MPT Flores

Roll Call Vote:

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO – 4to 0 Vote, Motion Passes
Trustee Daniel Barreras	YES	NO
Trustee Gabriel I. Holguin	YES	NO

13. ITEMS FROM THE CITY CLERK- *NONE*

14. ITEMS FROM THE CITY MANAGER

We have municipal league coming up at the end of the month, which will take place in Albuquerque, I will send out the details tomorrow.

15. ITEMS FROM THE MAYOR AND TRUSTEES

MPT Flores: *NONE*

Trustee Barreras: *There is some potholes on the corner of San Andres and McDonalds.*

Trustee Silva: *Any modeling training for the newer trustees.*

Trustee Holguin: *Tagging is going up again, potholes.*

Mayor Murillo: *Remind the board to read Resolution 2019-013, City of Anthony Code of Conduct and Ethics Policy. Any personal agenda that any board member must be separated from the City, if it's an item for the City it must be decided as a whole.*

16. ADJOURNMENT

1st motion: Trustee Silva 2nd Motion: Trustee Barreras

Roll Call Vote:

MPT Elva Flores	YES	NO
Trustee Javier Silva	YES	NO - 4to 0 Vote, Motion Passes at 8:49PM
Trustee Daniel Barreras	YES	NO
Trustee Gabriel I. Holguin	YES	NO
Mayor Diana Murillo	YES	NO



Diana Murillo
Diana Murillo, Mayor

{SEAL}
Attest:

Ka

Karla Oropeza, City Clerk