



City of Rio Communities Council Regular Business Meeting
City Council Chambers - 360 Rio Communities Blvd
Rio Communities, NM 87002
Monday, June 13, 2022 6:00 PM
Minutes

Please silence all electronic devices.

Call to Order

- Mayor Joshua Ramsell called to order the City Council Regular Business meeting at 6:08 pm.

Pledge of Allegiance

- Councilor Gutjahr led the Pledge of Allegiance.

Roll Call

- PRESENT: Mayor Joshua Ramsell, Mayor Pro-tem Margaret R. Gutjahr, Councilor Arthur Apodaca, Councilor Lawrence Gordon, Councilor Jimmie Winters.
 - Manager Dr. Martin Moore, Municipal Clerk Elizabeth Adair, Fire Chief/Code Enforcement Director Andrew Tabet, City Attorney Chris DeFillippo, Valencia County News-Bulletin Editor Clara Garcia.

Approval of Agenda

- Motion made by Councilor Apodaca to approve the agenda. Seconded by Councilor Winters. With a 4-0 vote the agenda for the Regular Business meeting was approved as presented.

Approval of Minutes, City Council Special Workshop (5/12/2022), Special Business Meeting Minutes (5/16/2022), City Council Workshop & Regular Business Meeting (05/23/22)

- Motion made by Mayor Pro-tem Gutjahr to approve the special workshop minutes of 5/12/2022, the special business meeting minutes of 5/16/2022 and the regular workshop and regular business meeting minutes of 5/23/2022. Seconded by Councilor Winters. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote the minutes for the special workshop held on May 12, 2022, the special business meeting held on May 16, 2022, the regular workshop held on May 23, 2022 and the regular business meeting held on May 23, 2022 were approved as written.

Mayoral Proclamation – Fireworks

Please see agenda packet

- Municipal Clerk Adair read into the minutes of the Proclamation “Regarding Firework Ban and Restricted use During Severe Drought.”
- Mayor Ramsell signed the Proclamation.

Public Comment

- No public Comments.

Manager Report

a) Architect firms

- Manager Dr. Moore said we are close when it comes to RFPs for architectural services and will be working with financial staff to get them prepared and ready to go.

b) State of the City (deadline)

- He then said we are working with homeland security splitting the project grants into two parts and not having contractors getting in the way of each other. He continued by saying, the application is in regarding the grant on Goodman Avenue has been submitted, and the other grant we are waiting on the bonds. As far as the internal build at City Hall we are waiting on FBT architects to move from demolition phase. He finished by saying the flag poles are tentatively scheduled to arrive in a couple of weeks, as well as there have been some issues with compliance, but we are waiting for demolition quotes for 503 Hermosa St.

c) Municipal Court Department

- Court Clerk Adair gave the court report. (Please see agenda packet).

d) Code Enforcement Department

- Fire Chief/Code Enforcement Director stated as far as code enforcement they have been continuing to grid the city, block by block, as well as summing people to court and the court letter of corrective actions as well.
- Councilor Apodaca asked how is the reception from the City.
- Code Enforcement Director stated so far it is going fine but have had issues. He continued by saying we have been following up and have been doing great on resolving the issues without law enforcement.
- Councilor Gutjahr said she is very grateful especially like the grid, so we know where you have been.
- Councilor Winters said he is very happy this is happening and that it is moving forward.
- Councilor Gordon said he is glad this is actually happening.

Approval of Accounts Payable

- Motion made by Councilor Winters to approve to pay the accounts payable as presented. Seconded by Councilor Apodaca. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote Council approved accounts payable to be paid.

Ordinance 2022 - xx Personnel Policy - 14-day public review

- Councilor Gutjahr said she still has questions regarding the section of drug testing and identification of people under the influence.
- Manager Dr, Moore said he spoke with the attorney and they both are happy to discuss the policy with her.
- Motion made by Mayor Pro-tem Gutjahr to put out Ordinance 2022-xx Personnel Policy out for a 14-day review. Seconded by Councilor Winters. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote the 14-day public review of the ordinance was approved.

MOU with Valencia County – the Housing of Municipal Detainees

- Councilor Gutjahr said we are going to look into the area, page 3-H, and since we never had that guidance from the county will be needed.
- Manager Dr. Moore said talking with our attorney, the Sherriff office has a procedure that they have to follow and so under the contract with the Sheriff's office he doesn't know what the procedure is but he can find out.

- Mayor Ramsell said the most notable change was the cost increase per day going from \$95 to \$120.
- Motion made by Mayor Pro-tem Gutjahr to approve the MOU with Valencia County for the Housing of Municipal Detainees. Seconded by Councilor Apodaca. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote the MOU with Valencia County for the Housing of Municipal Detainees was passed, approved, and signed.

Traffic Calming Plan

- Manager Dr. Moore said we initially looked at concerns with citizens want speed bumps, stop signs and then said his office will make a traffic calming plan for helping to reduce the speed in residential streets and bring that to council for approval which will cost up to \$50k for the project.
- Councilor Gutjahr asked if this will implement the City-wide speed limit.
- Manager Dr. Moore said yes.
- Motion made by Councilor Apodaca to move forward with the traffic calming plan. Seconded by Councilor Winters. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote council approved the moving forward with the traffic calming plan.

Council Discussion

- Councilor Gordon said he would like to look into the electric charging station.
- Councilor Winters said the only thing is tumble weeds. He continued by saying he read an NMDOT article that is doing research on devices to shred tumbleweeds on site and was wondering if there is any way to check and see if they had these devices.
- Councilor Apodaca asked if there has been anything on how to approach the water board so he can contact them.
- Manager Dr. Moore said he has been continually made attempts to contact them and send Councilor Apodaca the agenda.
- Councilor Gutjahr had nothing to report.
- Mayor Ramsell had nothing to report.

Executive Session - For the purpose of Pending litigation pursuant to NMSA 10-15-1(H)(7) – AC Disposal v. City of Rio Communities and for the discussion of the purchase, addition or disposal of real property or water rights by the public body pursuant to NMSA 10-15-1(H)(8)

Motion and roll call vote to go into close session

- Motion made by Mayor Pro-tem Gutjahr with a roll call vote to go into executive Session - For the purpose of Pending litigation pursuant to NMSA 10-15-1(H)(7) – AC Disposal v. City of Rio Communities and for the discussion of the purchase, addition or disposal of real property or water rights by the public body pursuant to NMSA 10-15-1(H)(8). Seconded by Councilor Apodaca. Voting Yea: Mayor Pro-tem Gutjahr, Councilor Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote Council went into a closed session at 6:39 pm.

Motion and roll call vote to go back into the regular business meeting session

- Motion made by Mayor Pro-tem Gutjahr with a roll call to go back into the regular business meeting session. Seconded by Councilor Winters. Voting Yea: Mayor Pro-tem Gutjahr, Councilor

Apodaca, Councilor Gordon, Councilor Winters. With a 4-0 vote Council went back into the regular business meeting session at 7:20 pm.

Welcome everyone back and statement by the Mayor:

- Mayor Ramsell stated: The Governing Body of the City of Rio Communities, New Mexico, hereby states that on June 13, 2022 a Closed Executive Session was held and the matters discussed were the Pending litigation pursuant to NMSA 10-15-1(H)(7) – AC Disposal v. City of Rio Communities and for the discussion of the purchase, addition or disposal of real property or water rights by the public body pursuant to NMSA 10-15-1(H)(8)

Action Items - Consideration & Decision – Mayor recommendation regarding pending litigation AC Disposal v. City of Rio Communities and the purchase, addition or disposal of real property or water rights by the public body

- Mayor Ramsell stated there are no actions taken.

Adjourn

- Motion made by Councilor Winters to adjourn. Seconded by Councilor Apodaca. With a unanimous vote the City Council regular business meeting was adjourned at 7:21 pm.

Respectfully submitted,

Elizabeth F. Adair, Municipal Clerk
(Transcribed Cheyenne Sullivan, Assistant Clerk)

Date: _____

Approved:

Joshua Ramsell,
Mayor

Margaret R. Gutjahr,
Mayor Pro-tem/Councilor

Arthur Apodaca,
Councilor

Lawrence R. Gordon,
Councilor

Jimmie Winters,
Councilor