

Call to Order

- Mayor Mark Gwinn called to order the city council regular business meeting at 6:00 pm.

Pledge of Allegiance

- Jody Skelton led the Pledge of Allegiance.

Roll Call

- Present: Mayor Mark Gwinn, Councilors; Bill Brown, Peggy Gutjahr, Arturo Sais and Joshua Ramsell.
Present: Municipal Clerk Lisa Adair and Finance Officer/Treasurer Celina Benavidez.

Approval of Agenda

- Mayor Gwinn asked to table resolution 2019-__ 2nd quarter financial report until February 12 regular business meeting.
- Councilor Gutjahr moved to approve the agenda for the business meeting of Tuesday January 22, 2019 6:00 pm as amended. The motion was second by Councilor Brown. With a 4-0 vote the agenda for the regular city council business meeting was approved as amended.

Approval of Workshop Minutes

- Councilor Brown moved for the approval of the workshop minutes of December 11, 2018 as written. The motion was second by Councilor Sais. With a 4-0 vote the minutes for the workshop held on December 11, 2018 was approved as written.

Approval of City Council Minutes

- No minutes to approve.

Approval of Special Minutes

- Councilor Ramsell moved to approve the special business meeting minutes of December 17, 2018. The motion was second by Councilor Gutjahr. With a 4-0 vote the minutes for the city council special business meeting held on December 17, 2018 was approved as written.

Public Hearing

- Mayor Gwinn asked for a motion to go into the public hearing.
- **Motion and roll call vote to recess Regular Business Meeting session and to go into Public Hearing:**
 - Councilor Gutjahr made a motion with a roll call vote to recess the regular business meeting and go into the public hearing for ordinances 2019-__ uniform traffic ordinance and ordinance 2019-__ UTO penalty assessment program. The motion was second by Councilor Brown. Vote: Councilor Ramsell-yes; Councilor Sais-yes; Councilor Gutjahr-yes and Councilor Brown-yes. With a 4-0 vote Council recessed the regular business meeting session and went into the public hearing at 6:07pm.
 - **Ordinance 2019-__ Uniform Traffic Ordinance**
 - Mayor Gwinn explained we have to adopt each year when legislation meets and makes changes to the Traffic codes and that is what our law enforcement officers' enforcer.
 - Councilor Sais said it is standard and goes along with the State.

- **Ordinance 2019-__ UTO Penalty Assessment Program**
 - Councilor Gutjahr explained our Court Clerk told council today that it has been hard to know what the penalties are but now it has been setup no matter where you are in the State it is known exactly how much it costs for everything and will it not vary from community to community.
 - Mayor Gwinn said some have said they were pretty good, but others have said they are not strict enough.
 - Court Clerk Adair explained further that this is a penalty assessment and the person that is pulled over they have the choice to either pay the penalty assessment, which is a guilty plea or go to court.
- **Motion and roll call to go back into Regular Business Meeting session**
 - Councilor Sais motioned to go back into the regular business meeting after the public hearing regarding ordinance 2019-__ uniform traffic ordinance and ordinance 2019-__ UTO penalty assessment program by roll call vote. The motion was second by Councilor Ramsell. Vote: Councilor Brown-yes; Councilor Gutjahr-yes; Councilor Sais-yes and Councilor Ramsell-yes. With a 4-0 vote Council went back into the regular business meeting session at 6:11 pm.

Public Comment

- Jody Skelton, Brown Drive Rio Communities; said there has been several more people put in jail in the last few weeks. She then said she is aware of others still out there but at least we got these folks off the streets.
- Betty Reeves, Horizon Vista, Rio Communities; said asked in the future what is going to happen regarding the weeds around the town and then asked if there is any ordinance or anything to do to cleanup. She then asked if there is a marketing program to help attract business to help our City grow.
- Mayor Gwinn said we will address these issues during our comment section at the end of the meeting.
- Bill Card, Zamora Ct, Rio Communities; said regarding the dogs he noticed that they were not gone on Sunday they were still barking, if they have been taken somewhere else since then that is good and then asked regarding that address is there something being done to clean that place up.
- Ross Harms, Rio Communities; thanked the City and the Code enforcer because he has noticed a change when going around the City that things are being addressed. He then said that Councilors; Gutjahr and Ramsell talked to the Sheriff this afternoon and said he is sure they will be addressing that later as he would like to stay informed about the citizens patrol, the repair of the City vehicle and began the program as soon as possible.

Appointment of EDC Member

- Mayor Gwinn explained this gentleman has been visiting with EDC and is willing to work with the commission and introduced Tom Zanotti.
- Tom Zanotti said he is looking forward to working with EDC and said he has worked in the past in the public sector, also moving here in 1995 they had a restaurant which has since closed and said he is looking forward of getting more big and small business to assist our tax base.
- Councilors; Gutjahr and Brown both thanked Mr. Zanotti and feels he would be a wonderful asset.
- Councilor Brown moved for the appointment of Tom Zanotti as a new member to the Economic Development Commission of Rio Communities. The motion was second by Councilor Gutjahr.

Vote: Councilor Ramsell-yes; Councilor Sais-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote Council approved the appointment of Thomas Zanotti to the Economic Development Commission.

Ordinance 2019-__ Uniform Traffic Ordinance

- Councilor Sais moved to approve ordinance 2019-67 uniform traffic ordinance. The motion was second by Councilor Ramsell. Vote: Councilor Gutjahr-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Sais-yes. With a 4-0 vote Ordinance 2019-67 Uniform Traffic Ordinance was passed, approved, adopted and signed.

Ordinance 2019-__ UTO Penalty Assessment Program

- Councilor Gutjahr moved to approve ordinance 2019-68 UTO penalty assessment program. The motion was second by Councilor Brown. Vote: Councilor Sais-yes; Councilor Gutjahr-yes; Councilor Ramsell-yes and Councilor Brown-yes. With a 4-0 vote Ordinance 2019-68 UTO Penalty Assessment Program was passed, approved, adopted and signed.

Accounts Payable

- Treasurer Benavidez gave the City’s accounts payable report.

Valencia County (animal control)	\$ 3,743.25	Gusto (WK 30 reg payroll)	\$ 4,838.36
Gusto (WK 30 reg liabilities)	\$ 1,572.32	CES (building construction)	\$ 69,833.40
Amazon (office supplies)	\$ 51.86	TLC Plumbing	\$ 731.39
Secretary of State (election fees)	\$ 250.00	Number Nine Media (CM ad)	\$ 198.01
Card Service Center	\$ 774.26		

- Councilor Sais asked regarding the election cost is that for the fiscal year.
- Clerk Adair explained that this is an annual payment regardless we are running an election that year or not.
- Councilor Sais asked every calendar year.
- Clerk Adair said yes every year by January 30.
- Treasurer Benavidez gave the Fire Department’s accounts payable report.

Plateau	\$ 468.22	Century Link	\$ 59.80
Craig Tires	\$ 973.72	Ortega and Son’s Propane	\$ 356.40
TLC Plumbing & Heating	\$ 454.88	TLC Plumbing & Heating	\$ 226.54
Card Service Center	\$ 1,378.19	Nominal Fee Payment	\$ 7,500.00
Zoll Medical Corp	\$ 1,605.00	Windsor Door Sales	\$ 2,662.55
The Floor Store	\$ 7,196.84		

- Councilor Gutjahr asked regarding the nominal fee payment is this broken down between the members
- Treasure Benavidez explained how it was broken down.
- Councilor Sais asked regarding Craig tires, do they go out for bid on that or is that standard.
- Treasurer Benavidez explained they have a State purchasing contract and further explained how that State General Purchasing office signs off on it.

- Councilor Gutjahr asked regarding the two TLC charges in question are we going to hold on them or go ahead and pay them.
- Mayor Gwinn said they will check and verify the contract and make sure it is supported, it then will get paid.
- Treasurer Benavidez explained in the past we have never paid TLC this way it was an annual contract not a quarterly charge.
- Councilor Gutjahr moved to pay the Fire Department and the City accounts payable bills with the caveat of checking into TLC and correcting the errors of moving the fire department expenses from the City's expenses. The motion was second by Councilor Ramsell. Vote: Councilor Brown-yes; Councilor Ramsell-yes; Councilor Gutjahr-yes and Councilor Sais-y. With a 4-0 vote the Fire Department and City's accounts payable and journal entries were approved for payment as amended.

Resolution 2019-__ 2nd Quarter Financial Report

- Tabled until February 12, 2019 meeting.

Resolution 2019-__ Open Meetings Act

- Mayor Gwinn explained the only change from last year's resolution was in the posting of agendas.
- Clerk Adair explained the change was from MyBank to United Business Bank.
- Councilor Gutjahr asked for the public to know where we post.
- Mayor Gwinn read the posting locations.
- Councilor Sais moved to accept the resolution 2019-146 open meetings act. The motion was second by Councilor Gutjahr. Vote: Councilor Ramsell-yes; Councilor Sais-yes; Councilor Gutjahr-yes and Councilor Brown-yes. With a 4-0 vote Resolution 2019-146 Open Meetings Act was passed, approved, adopted and signed.

Re-adopt the Code of Conduct & Ethics Policy and the Social Media Policy

- Mayor Gwinn explained that not just the Council has to sign off on but all departments, including all commissions, fire department and volunteers and those signed documents will be on file.
- Councilor Gutjahr further explained you can find the policies on the website and we are all held up to these policies.
- Councilor Gutjahr moved to re-adopt the code of conduct & ethics policy as well as the social media policy. The motion was second by Councilor Ramsell. Vote: Councilor Brown-yes; Councilor Gutjahr-yes; Councilor Sais-yes and Councilor Ramsell-yes. With a 4-0 vote Council re-adopted the Code of Conduct & Ethics Policy and the Social Media Policy.

PNM Letter of Support – Public input/questions (3) minutes to address the Council

- Mayor Gwinn explained we have a letter of support from PNM and said basically it is support for renewable energy, which will be going up to the legislatures.
- Councilor Gutjahr read the letter to the residence.
- Councilor Gutjahr moved to approve the PNM letter of support for the Energy Transition Act as written. The motion was second by Councilor Brown. Vote: Councilor Ramsell-yes; Councilor

Brown-yes; Councilor Sais-yes and Councilor Gutjahr-yes. With a 4-0 vote Council approved and signed the PNM support letter for the Energy Transition Act.

Valencia County letter requesting early voting place in Rio Communities

- Mayor Gwinn explained this is a letter to Valencia County requesting the early voting place to be in the City of Rio Communities at our next election which is in November.
- Councilor Sais asked if this cost the City anything.
- Mayor Gwinn explained that is why we paid the \$250.00 to the State for the County to run the elections.
- Clerk Adair read the letter to the Valencia County Clerk Peggy Carbajal to the residents.
- Councilor Sais moved to approve this letter as written to Valencia County Clerk from Rio Communities. The motion was second by Councilor Ramsell. Vote: Councilor Gutjahr-yes; Councilor Sais-yes; Councilor Ramsell-yes and Councilor Brown-yes. With a 4-0 vote Council approved the letter to be signed by the City Clerk and sent to the County Clerk of Valencia County requesting early voting to take place in the office of the City Clerk in Rio Communities City Hall.

Council Reports

- Councilor Ramsell said he and Councilor Gutjahr met with the new Sheriff, the under Sheriff and a member that runs their community patrol program from Bosque Farms police department and explained they were pleased and liked how we had put the research into our program, and they all went over different ideas, rules, safety issues and how to keep the community as safe as possible.
- Councilor Sais asked if the speeding signs are being repaired or will they be replaced.
- Mayor Gwinn explained he and Jim Winters went over all the signs that need to be replaced and will be ordering about \$4900 worth of signs and then after they receive all the signs they'll contact Leana at the County to have them install them.
- Councilor Sais asked once again for the solar speed signs.
- Mayor Gwinn explained the solar speed signs will be replaced and we will be ordering 4.
- Councilor Brown asked regarding the emergency training program is this opened to the public.
- Mayor Gwinn explained this is an emergency response training that we have co-hosted with the water department and further explained who will be at the training from the City, Water company and the Fire Department.
- Councilor Gutjahr added to what Councilor Ramsell said about the meeting today with the Sheriff and the Sheriff made it really clear that yes you do have an officer, but they are here too and if he cannot be there, they are here and there is always someone covering the city and they are never alone.
- Councilor Gutjahr said they ironed out some more details and went over the whole program of what we are needing to begin and how to get the training, insurance, who oversees the program, what kind of forms and getting the car fixed.
- Councilor Gutjahr also said the Sheriff also said that sometimes people take pictures with their cameras but that they really can't use this unless a crime is in process but this something that will be discussed in training.
- Mayor Gwinn asked how many volunteers will be needed.
- Councilor Gutjahr explained there will be 2 trained people per shift. She further explained the do's and don'ts of being a trained person. She further explained the reason to having the public

informed of the citizen patrol because they can never assume we have a duty to act, because the minute the patrol persons gets out of their car to help they have created a duty to act and that could be a liability to the City.

- Resident said you are telling us we cannot get out of the car.
- Councilor Gutjahr replied yes you cannot get out of the car at all.
- Councilor Sais asked who had the t-shirts at one time.
- Councilor Gutjahr said Bosque Farms did, but we will have to decide if that is what we want to do.
- Councilor Sais said at one time we had an auxiliary location for an officer, can we now have an auxiliary office for the Citizen patrol.
- Councilor Gutjahr said as we move along those are questions we will have to answers also, who holds the keys and how many people. She then said that people that signup, they could become a target to the criminal element.
- Councilor Gutjahr explained the health fair will be on the 27th of April.
- Mayor Gwinn said Valencia Day at the State Capital is on February 15, so if you are up in the Santa Fe area, Los Lunas and Belen will be putting on a matanza.
- Mayor Gwinn explained that the cleanup this past Saturday was different, usually there is a ton of trucks this time they just filtered in, but they still filled up 2 dumpsters at 10:30.
- Mayor Gwinn said the municipal league will be holding a municipal meeting in Santa Fe on February 20 and several our Councilors and himself will be attending.
- Mayor Gwinn said regarding safety, we have another person taking over Cole's position while he is out on medical leave, but we have 2 or 3 officers in and out of the community all the time.
- Mayor Gwinn explained regarding the weeds, we do have ordinances in place and further explained the Code Enforcer has been out getting people aware of our ordinances and getting things cleaned up.
- Mayor Gwinn said regarding marketing EDC has completed their brochures and they will be showcasing the City and explained that our EDC has partnered up with Albuquerque Economic Development as well as the State Economic Development.
- Mayor Gwinn explained that he spoke to the Manager at the animal shelter regarding those two dogs in particular and the vicious dogs even with their ordinance should have been picked up, but they are taking those owners of the dogs to court and the Judge is to determine what is done to the dogs.
 - Resident said another issue besides the dogs is what the site looks like.
- Mayor Gwinn said that issue is with the Code Enforcer and he will be working on that.
- Mayor Gwinn said he and Jim Winters will be out looking at the roads and will be getting ready to put our 2020 DOT grant.
- Councilor Gutjahr said regarding marketing it is critical that not only EDC, but everybody needs to be out there selling our City and not putting it down.
 - Resident asked about the weeds by the Dollar General are bad.
- Mayor Gwinn explained regarding the weeds are in the DOT right-of-way and he will be meeting with them in Belen and he will bring it up to them.

Adjourn

- Councilor Ramsell moved to adjourn. The motion was second by Councilor Sais. With a 4-0 vote the City Council regular business meeting was adjourned at 7:19 pm.

Respectfully submitted,

Elizabeth (Lisa) Adair, Municipal Clerk

Date: _____

Approved:

Mark Gwinn,
Mayor

Margaret (Peggy) Gutjahr,
Councilor Mayor Pro-tem

Bill Brown,
Councilor

Joshua Ramsell,
Councilor

Arturo R. Sais,
Councilor