

City of Rio Communities Workshop Minutes
Tuesday, June 12, 2018

- Mayor Gwinn called to order the city council workshop at 9:47 am.
- Present: Mayor Mark Gwinn, Councilors; Bill Brown, Peggy Gutjahr, Arturo Sais and Joshua Ramsell. Present: City Manager Bob Skerry, Finance Officer/Treasurer Celina Benavidez, Municipal Clerk Lisa Adair and P&Z member Jim Winters.

Council reports & agenda items – 30 minutes

- Councilor Ramsell said he went on a trip recently, saw a couple of examples and took pictures on some city lights and he'll bring copies of them later this evening. He then said regarding the upgrade of the exterior of the fire department, a thought come to mind is the 4 older doors and could we update those to go along with the new exterior.
- Councilor Sais asked regarding the positions that have been posted and he is curious when the interview will commence, and have they been closed.
- Manager Skerry said they are opened until filled and then explained the process of sorting through the applications.
- Councilor Sais asked regarding the fire department he would like to see maybe a paid fire chief, a volunteer assistant chief and 3 paid EMT's.
- Councilor Brown said one of the items coming up is the Mayor and he to attend a policy committee meeting on June 23 at the Marriott and they have been nominated to be part of the Community, Economic Development, Governmental Operations & Human Resources.
- Councilor Brown said at the last meeting the City Manager recommend on the DFA webpage an item on budgeting and said this is a very good start of education for the residence on the process of what the governing body goes through.
- Councilor Gutjahr said she would like to see a policy on attending or participation from Council at commission meetings such as P&Z.
- Mayor Gwinn passed out some information on another community getting into a pickle while doing an annexation and they got in trouble by attending a meeting with P&Z. He then explained the separation of rolls between P&Z and Council.
- Councilor Gutjahr explained the Local Health Council puts on a CRUNCH that usually focus on one health issue and this coming Friday from 1-3 at Anna Becker Park is going to be on actual farm to table issues.
- Councilor Gutjahr asked if the City Manager might be addressing the medical care issue, what is happening with the Commission on the RFP.
- Manager Skerry said he is aware that the wellness committee found some issues and explained the committee he is involved with gave the County their concerns and they have given that to their attorneys and it has proceeded forward and specifically excluded certain medical professionals and then said the RFP is out and began a discussion on the reason that the RFP said it should except all insurances and the process of the RFP.
- Mayor Gwinn said the cleanup is this weekend and he will be out of town.
- Mayor Gwinn said he attended a couple of charity events over the weekend, the Mayor's on Strike by ARCA and the Goal was to raise \$200,000 and they fell a little short they were about \$186,000. He then said yesterday he was in a golf tournament for Life Quest and explained it was a group that is part of CYFD.

- Mayor Gwinn said something he was looking at Los Lunas ordinance regarding dumpsters and he asked could we adopt the need for commercial properties to have a block wall around their dumpster.
- Mayor Gwinn said he sent everyone a 2018-2019 public servant: how to be leaders in your community, this is a class that will explain what you can or can't do.
- Mayor Gwinn explained that several of our governing body are in the policy committee and further explained this will look at some of the concerns and resolutions to take up to the legislators.
- Councilor Sais said he met with Lupe from the senior meal program and explained the discussion.

Exempt Replat of Tracts A and B. Land of Leroy Stevenson, City of Rio Communities, New Mexico Re-plat Subdivision

- Manager Skerry explained the subdivision regs about splitting a single piece of property having an exemption and said the property is over at R&R automobile repair, Jaramillo old place and further explained what is being requested by the property owner to move the fence line.
- Mayor Gwinn said this will be on the agenda tonight for action and signatures.

Solid Waste Ordinance draft – Discussion

- P&Z member Jim Winters passed out P&Z's questions that they had already given to council and a draft of the current trash accumulation ordinance with red markings and began a discussion on the meeting between P&Z and the Governing Body and adding or amending the ordinance draft.
- Jim Winters explained that P&Z had questioned other municipalities that have similar ordinances on solid waste and found that many of them have their own water and sewer. He then said what he has done is looked at Cities similar to our situation like Elephant Butte. He then continued with the discussion of adding or amending the ordinance draft.
- Jim Winters asked who the primary contact would be if the customer has problems with the service from the trash hauler.
- Mayor Gwinn said wouldn't we write that up in the RFP.
- Jim Winters said he feels Council should make a choice of who you would want to use.
- Manager Skerry said P&Z had suggested was this is the individual haulers issue, but there should be an individual to oversee, so the customer can come into city hall to voice a complaint so there is a third party in the event that it can't be resolved by the hauler.
- Councilor Gutjahr said the procedure should be the customer would first go to the hauler and then if they don't get it resolved they can come to City Hall.

Public input/questions (3) minutes to address the Council

- Rheganne from UWS made a comment regarding customer complaints and how they handle them and also stated they have written in their contracts a component that they give the local governments a written report every quarter of complaints.
- Jim Winters said this is an issue we need to think about and how we will do it and continued the discussion on the draft changes.
- Mayor Gwinn said we need to address hoarders and said we do have a nuisance ordinance regarding this.
- Manager Skerry explained that he feels we need two separate ordinances one that is trash accumulations that would include dead animals and a separate solid waste ordinance that would be the normal curbside and commercial pickup.

- Jim Winters said maybe the haulers have a way of dealing with dead animals.

Public input/questions (3) minutes to address the Council

- Charles from AC said they do not accept in their trucks dead animals and explained that if they should see blood coming out of the trucks it becomes a concern because they think its from a dead body and becomes a bigger thing.
- Jim Winters said we need a statement in there somewhere the trash haulers doesn't allow dead animals.
- Manager Skerry said that would be on the haulers list of what they don't allow such as batteries, oil or tires and continued the discussion on a solid waste ordinance.
- Councilor Brown said he has concerns regarding mandatory pickup how would this relate to vacant houses, how are they billed if there is no service being provided and another concern is how do you help low income residents.
- Jim Winters said another group we might need to consider would be the total recyclers.
- Manager Skerry made a general comment that everyone thinks you will get 100% compliance and getting specific on what you do regarding this person or that person, but this is government and politics and if we get 80% compliance you are doing good and continued with the discussion.
- Councilor Brown said question is when is mandatory not mandatory and then said the bids from the hauler will have to service 2156 houses and base their fee structure on that many.
- Manager Skerry said mandatory is mandatory and the only solution if there is non-compliance is to take this to court and continued the discussion.
- Councilor Brown said how can you propose a set fee if mandatory is not mandatory.
- Manager Skerry said whether it is non-compliance to weeds or trash all we can do is the best we can do.
- Councilor Sais asked would mandatory be considered 95%.
- Councilor Gutjahr said she feels you make it mandatory and there are going to be times that the code enforcer will see that the individual is accumulating trash or not having it picked up but there is never going to be a 100% and continued the discussion.

Public input/questions (3) minutes to address the Council

- Charles explained with his company mandatory is mandatory and said there is going to be non-compliance and regarding the vacant homes the drivers and also the municipality will keep track of them when they are on routes to see when they notice occupancy.
- Councilor Gutjahr asked if it is billed to every resident.
- Charles explained how his company deals with Bosque Farms routes.
- Jim Winters said this is an issue that needs to be discussed with other community's and come back at another date to continue.

VALEO August agenda item – Discussion

- Mayor Gwinn said we are hosting VALEO on August 7th.
- Manager Skerry explained the biggest issues as far as the managers are concerned is thinking in terms of promoting the area not the individual entity and sell quality of life for all and began a discussion on items that might be considered for the agenda.
- Councilor Gutjahr asked if there is someone that can come here and talk on growth.

- Manager Skerry said yes there is, but there might be an issue because the other entities are not participating in VALEO and continued a discussion.
- Jim Winters suggested maybe getting the State Director of Economics Development because they all have similar problems.
- Councilor Gutjahr said she feels that the speaker should be able to lead a good discussion, should not be from this area and should be setting the stage to have dialogues from everyone.
- Mayor Gwinn explained he went to the Udall presentation in Los Lunas was going very well until he allowed Ralph Mims to speak and he looked around and there were some very upset people when Ralph was talking and continued the discussion.
- Councilor Sais said we are talking about agenda items for VALEO like illegal dumping or economic development, but he thinks that the hospital needs to be brought up again.
- Manager Skerry said the RFP has gone out and continued the discussion on the hospital RFP and possible agenda items.
- Mayor Gwinn said we have a County divided and need to come up with something that will bring everyone together.

Mayor Proclamation – Discussion

- Mayor Gwinn said if you watched the news last night; the Manzano, Sandia and Cibola the fire restriction come enforced on Friday.
- Councilor Brown said the last time we had talked about who is trying to mitigate in their area and then said the Santa Fe, Cibola and Bernalillo County are having a firework banned and began a discussion.
- Mayor Gwinn asked if the fire department is going to have personnel out to enforce the proclamation.
- Councilor Brown said yes, and this will be a 30-day proclamation.
- Councilor Gutjahr said she understands there are no citations to be issued.
- Clerk Adair explained the citations have been ordered and further explained how the citations look.
- Councilor Brown explained the County has issued a no open burn in the unincorporated areas and continued the discussion.

Public input/questions (3) minutes to address the Council

- No public input.

Manager Report

- Manager Skerry said the ICIP needs to be put in by September 4. He then said P&Z has been very active and the subdivisions are going forth.
- Manager Skerry said there needs to be a discussion on roles between Council and P&Z meetings and began a discussion.
- Councilor Sais asked when there is a presentation to P&Z is it wrong for him to be there.
- Manager Skerry said anything that could be a potential decision from Council's, you cannot be part of the discussion. He further explained that if it should become an action item it could preclude you from the vote and continued the discussion.
- Councilor Brown said he had attended the public hearing portion of the P&Z meeting and he was told previously that he needed to recuse himself on anything that come in front of council. He then said he heard three concerns from the public and then left right after. He then said when there was a public hearing in Council chambers regarding parks, he had attended along with other governing bodies.
- Mayor Gwinn said regarding the parks, we had advertised that there could be a possible quorum.

- Manager Skerry explained expatriate communication is when it comes to making decision you would have an advantage over the other members with more information then they do.
 - Councilor Brown said he heard only the three concerns and left before P&Z had their discussion or decisions.
 - Councilor Gutjahr said even listening to the concerns you have more information then the other Governing body and continued the discussion.
 - Manager Skerry explained we have an audit finding because of the fire department fire funds and the loan for the rescue vehicles. He then began a discussion on reason for the resolution that is on the agenda tonight.
- The City Council workshop was adjourned at 12:07 pm.

Respectfully submitted,

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