

City of Rio Communities Council Minutes  
Regular Business Meeting  
September 24, 2019

**Call to Order**

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

**Pledge of Allegiance**

- Jim Winters led the Pledge of Allegiance.

**Roll Call**

- Present: Mayor Mark Gwinn, Councilors; Bill Brown, Arturo Sais and Joshua Ramsell.  
Absent: Councilor Peggy Gutjahr.  
Present: City Manager Leisa Haynes, Municipal Clerk Lisa Adair, Finance Clerk Angela Valadez and Attorney Chris DeFillippo.

**Approval of Agenda**

- Councilor Sais moved to approve the agenda as written. The motion was second by Councilor Brown. With a 3-0 vote the agenda for the regular business meeting of September 24, 2019 was approved as presented.

**Approval of Workshop Minutes**

- Councilor Brown moved for the approval of the workshop minutes of August 26, 2019. The motion was second by Councilor Ramsell. With a 3-0 vote the minutes for the workshop held on August 26, 2019 was approved as written.

**Approval of City Council Minutes**

- Councilor Sais moved to approve the minutes of 8/26/2019. The motion was second by Councilor Ramsell. With a 3-0 vote the minutes for the city council meeting held on August 26, 2019 was approved as written.

**Public Hearing**

- Mayor Gwinn asked for a motion with a roll call vote to go into closed session.
- **Motion and roll call vote to recess Regular Business Meeting session and to go into Public Hearing:**
  - Councilor Ramsell made a motion by roll call vote to recess the regular business meeting session and to go into a public hearing. The motion was second by Councilor Brown. Vote: Councilor Sais-yes; Councilor Brown-yes and Councilor Ramsell-yes. With a 3-0 vote Council recessed the regular business meeting session and went into public hearing at 6:04 pm.
    - **Ordinance 2019-\_\_ Chapter 4; Zoning**
    - **Ordinance 2019-\_\_ Chapter 6; Subdivisions**
      - P&Z member Jim Winters explained the zoning ordinance changes and updates for both the zoning and subdivision ordinance
      - There was no testimony's for the public hearing.
  - **Motion and roll call to go back into Regular Business Meeting session**  
Councilor Brown moved with a roll call vote to go back into the regular business meeting session. The motion was second by Councilor Sais. Vote: Councilor Ramsell-yes; Councilor Sais-yes and Councilor Brown-yes. With a 3-0 vote Council went back into the regular business meeting session at 6:09 pm

## **Public Comment**

- No public comments.

## **Manager Report**

- Manager Leisa Haynes explained all she has been working on, the park study that was granted for \$25,000 is in the works and will be presented on November 12 here at Council; a grant for \$190,000 to build a park and will be doing a presentation in December to the Board; the Vista del Rio meeting for the mobile home park went well but the owners did not show up; the Solid Waste RFP is almost completed and all the others are in the works; Christmas decorations have been ordered and she will be attending the international Managers conference in Nashville.
- Manager Haynes said if you are a group that is requesting to meet within City Hall you need to be reserved at least one week in advance. She then explained that we have turned in our ICIP and submitted 9 proposals and no corrections came back to us and further explained another City had mentioned they had over 100.
- Manager Haynes said she will be scheduling a breakfast meeting with all the ministers in Belen and Rio Communities to talk to them about the census.
- Councilor Sais mentioned that there are 15 trailers that have been impacted.
- Manager Haynes explained the circumstances around these 15 homes.

## **Ordinance 2019-xx Chapter 4 Zoning**

- Councilor Ramsell made a motion to approve Ordinance 2019-70 Chapter 4 Zoning. The motion was second by Councilor Brown. Vote: Councilor Brown-yes; Councilor Ramsell-yes and Councilor Sais-yes. With a 3-0 vote Ordinance 2019- 70 Chapter 4 Zoning was passed, approved, adopted and signed.

## **Ordinance 2019-xx Chapter 6 Subdivision**

- Councilor Sais made a motion to approve Ordinance 2019-71 Chapter 6 Subdivision. The motion was second by Councilor Brown. Vote: Councilor Ramsell-yes; Councilor Sais-yes and Councilor Brown-yes. With a 3-0 vote Ordinance 2019-71 Chapter 6 Subdivision was passed, approved, adopted and signed.

## **Accounts Payable approval**

- Finance Clerk Angela Valadez asked for permission to pay accounts payable.
- Councilor Sais asked if there will be a meeting with Valencia County regarding the animal control.
- Councilor Ramsell moved to pay our accounts payable. The motion was second by Councilor Sais. Vote: Councilor Sais-yes; Councilor Brown-yes and Councilor Ramsell-yes. With a 3-0 vote the accounts payable for the Fire Department and the City were approved for payment.

## **Charging Stations**

- Mayor Gwinn said we have been covering this in our workshop and said we would like to move forward.
- Councilor Ramsell made a motion to approve the charging station application. The motion was second by Councilor Sais.

- Councilor Brown explained how Volkswagen falsified their reports on emissions and was fined a considerable amount of money and that amount of money is being presented in a grant and further explained the deadline to apply is November 15<sup>th</sup> and this is a one-time deal.
- Councilor Sais explained there are 10 units in Albuquerque that are already in place.
- City Manager Haynes said this could be helpful in recruiting.
- Councilor Ramsell said that some major car manufacturers are setting hard target dates for March for their lineup to be fully electric.
  - Resident asked would the City be charging for this service.
- Mayor Gwinn said yes and explained how much could possibly be charged.
- Council Vote: Councilor Ramsell-yes; Councilor Sais-yes and Councilor Brown-yes. With a 3-0 vote Council approved to move forward with the application process.

### **Council Reports**

- Councilor Ramsell said he just got back from the MOLI training and it was very educational, and more learning came out of just discussion with other councilors, mayors and presenters.
- Manager Haynes asked how many attended.
- Councilor Ramsell said there was 20.
- Councilor Sais asked if there was any response from DOT possibly putting a traffic light in front of City Hall.
- Mayor Gwinn said they have not had their next meeting.
- Councilor Sais explained he made a request to contact the County Manager to donate the flagpole in front of the senior center.
- Councilor Brown asked about a few emails going back and forth regarding the cleanup from the Belen Chamber of Commerce.
- Manager Haynes said was from the Pilot Club.
- Mayor Gwinn said he explained to them that we can coincide with our cleanup date but has not heard back.
- Councilor Brown passed out a job description for the fire and EMS Chief and explained that the fire department had marked different standards of training then what is on the City's job description.
- Councilor Brown said there are several rumors going around that the City job description by comparison by the counter job description seems to be catered around a specific person to their estimation.
- Councilor Sais asked you said this is a rumor and we will take it as a rumor.
- Councilor Ramsell asked the City Manager when the State Fire Marshal was here did he happen to look at the City's job description and was he in favor of it.
- Manager Haynes as well as the Mayor they both said yes. Manager Haynes then said she took everything that the fire department had already put together and just shifted it around a little bit.
- Mayor Gwinn also said during a conference call with the Fire Marshal and they thought everything in the job description is covered by the State Fire Marshal officer.
- Manager Haynes said the concern from the Fire Marshal's office the fire funds are coming under fire and they are pushing to make sure our fire department is spending money right.

- Mayor Gwinn said the State Fire Marshal has been looking at some of the PO's, how they are being processed and what they are being spent on. He further explained the process of executing all PO's.
- Mayor Gwinn said we had our meeting with our Legislators last week and we had 3 of the 5 here and explained what was talked about.
- Manager Haynes said she likes that all 5 legislators work together for the benefit of Rio Communities.
- Mayor Gwinn said this last weekend was our cleanup and we only had one dumpster and then said many brought their fall cuttings but not really any items of household trash.
- Manager Haynes said she has heard that there is good comments regarding potholes being filled.
  - Resident said there is big pothole where Cindy use to live.
- Mayor Gwinn said he will go look at it.

**Executive Session subject to the attorney/client privilege pertaining to possible litigation. NM Section 10-15-1(B)(H)(7)**

- Mayor Gwinn asked for a motion to go into executive session.
  - **Motion and roll call vote to go into close session**
    - Councilor Ramsell made a motion to go into executive session subject to the attorney/client privilege pertaining to possible litigation. NM Section 10-15-1(B)(H)(7) by roll call vote. The motion was second by Councilor Brown. Vote: Councilor Sais-yes; Councilor Ramsell-yes and Councilor Brown-yes. With a 3-0 vote Council went into executive session subject to the attorney/client privilege pertaining to possible litigation. NM Section 10-15-1(B)(H)(7) at 6:45 pm.
  - **Motion and roll call to go back into regular business meeting session**
    - Councilor Sais moved to go back into regular session by roll call vote. The motion was second by Councilor Ramsell. Vote: Councilor Brown-yes; Councilor Sais-yes and Councilor Ramsell-yes. With a 3-0 vote Council went back into the regular business meeting session at 7:30 pm.
  - **Welcome everyone back and statement by the Mayor: The Governing Body of the City of Rio Communities, New Mexico, hereby states that on September 24, 2019 a Closed Executive Session was held and the matters discussed in the closed meeting was on attorney/client privilege pertaining to possible litigation as posted on the agenda**
- Mayor Gwinn read into the minutes the statement above.

**Action results from Executive Session**

- Mayor Gwinn said there was no action at this time, we have a marching instructions from the Attorney and we will go with that.

## Adjourn

- Councilor Ramsell moved to adjourn. The motion was second by Councilor Brown. With a 3-0 vote the City Council regular business meeting was adjourned at 7:31 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