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Call to Order

- Mayor Pro-tem Peggy Gutjahr called to order the city council regular business meeting at 6:00 pm.

Pledge of Allegiance

- Councilor Winters led the Pledge of Allegiance.

Roll Call

- Present: Mayor Pro-tem Peggy Gutjahr, Councilors; Bill Brown, Joshua Ramsell and Jim Winters.
Present: Municipal Clerk Lisa Adair.

Approval of Agenda

- Councilor Brown moved for the acceptance of the agenda as presented. The motion was second by Councilor Ramsell. With a 4-0 vote the agenda for the city council regular business meeting held on April 28, 2020 was approved as presented.

Approval of Workshop Minutes & Approval of City Council minutes

- Councilor Ramsell moved to approve workshop minutes of 4/14/2020 city council minutes of 3/25/2020 & 4/14/2020. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote ** the minutes for the workshop held on April 14, 2020, the city council regular business meeting held on March 25, 2020 and April 14, 2020 were approved as written.

Public Comment

- No public comments.

Accounts Payable approval

- Mayor Pro-tem Gutjahr mentioned that after they are approved tonight they will be uploaded to the city website to the area where the minutes so you can look at them and if you have calls please call and someone from finance or Council will answer your questions. She then mentioned that there is a large bill for Verizon this includes all the phones so the employees can work remotely as well as need phones for the COVID emergency and with the fire department.
- Councilor Ramsell moved to approve the accounts payable as presented. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote the accounts payable was approved to be paid.

Resolution 2020-XX 3rd Quarter Financial Report

- Mayor Pro-tem Gutjahr said that we went over the 3rd quarter report during the workshop with our Finance Officer and where we stand on the 3rd quarter.
- Councilor Ramsell mentioned that we are at roughly 45% of the budget on expenditures to date and revenues are at 94% to budget which is good.
- Councilor Ramsell moved to approve resolution 2020-171 3rd quarter financial report. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Ramsell-yes;

Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote Resolution 2020-171 3rd quarter financial report was passed, approved, adopted, and signed.

Resolution 2020-XX Public Employees Retirement Association (PERA)

- Mayor Pro-tem Gutjahr said last week we were approved with PERA last week, which allows us to move forward with our paid Fire Chief position as well and explained that we are doing tonight is accepting what plans we are working with and also the tax treatment.
- Councilor Ramsell said there were 3 different policy plans and sticking with plan 1 for all three, the employees, police, and fire fighters, looking at the percentages of what the employees and what the city would contribute. He further explained if we change our minds in the further, we can always bump up to the next PERA level.
- Councilor Brown explained that PERA stands for public employees' retirement association and it is available to all public employees in the State of New Mexico.
- Municipal Clerk Adair read into the minutes the resolution; general member Plan 1 municipal employer contributes 7.65% of the members salary to the State retirement fund and the general member employee contributes 8.5% of salary; Police plan 1 municipal employer contributes 10.65% of the members salary to the State retirement fund and the general member employee contributes 8.5% of salary; Fire Fighter plan 1 municipal employer contributes 11.65% of the members salary to the State retirement fund and the general member employee contributes 9.50% of salary.
- Councilor Ramsell moved to approve resolution 2020-172 affiliation with (PERA) public employee retirement association. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Brown-yes; Councilor Ramsell-yes and Councilor Gutjahr-yes. With a 4-0 vote Resolution 2020-172 Affiliation with PERA was passed, approved, adopted, and signed.
- Mayor Pro-tem Gutjahr explained along with the affiliation resolution is the tax treatment.
- Municipal Clerk read into the minutes resolution authorizing employer pickup of member contribution to determine tax treatment under the internal revenue code.
- Councilor Brown moved for the acceptance of Resolution 2020-173 the resolution authorizing employer pickup of member contributions for determining tax treatment under the internal revenue code. The motion was second by Councilor Ramsell. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote Resolution 2020-173 tax treatment regarding PERA was passed, approved, adopted, and signed.

Resolution 2020-XX Travel Policy

- Councilor Ramsell said this clarifies our current travel policy and is based around the States travel policy.
- Mayor Pro-tem Gutjahr said in the past we had some issues with our policy and our Finance Officer Finch had revised it and cleaned up those areas.
- Councilor Ramsell moved to approve resolution 2020-174 travel policy. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote Resolution 2020-174 Travel Policy was passed, approved, adopted, and signed.

Intergovernmental Agreement with Valencia County – Animal Control

- Mayor Pro-tem Gutjahr explained that we have had an agreement with them for the years that we have continued issues with us is that the animals that are running loose and is housed for 3 day that we pay for and if that animal that has not been picked up it is then listed as adoptable, the issues we are having is that the resident is possibly leaving the animal there for 3 days and then only paying for the adoption fee and all vet costs, but not for the 3 days they were housed.

We worked out a contract and we have a good relationship with them, they are driving around the City frequently and then said she has had far less complaints of loose dogs.

- Councilor Brown moved to accept the agreement between Valencia County and Rio Communities, for the purpose of providing housing and care for animals originated from the jurisdiction of the City of Rio Communities. The motion was second by Councilor Ramsell. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote the continuation of service agreement with Valencia County was passed, approved, and signed.

MOA – Valencia County – Sheriff

- Mayor Pro-tem Gutjahr explained that this agreement is with the Valencia County Sheriff department regarding the deputy and any future deputies we may have in the City.
- Municipal Clerk Adair read into the minutes the intergovernmental service agreement between the County of Valencia and the City of Rio Communities for law enforcement protection.
- Mayor Pro-tem Gutjahr explained the agreement details such as; the City will pay the County \$150,000 per deputy, \$120,000 for the assigned deputy includes their car, armaments, training, certifications, insurance, liabilities, salary and fringe benefits, \$30,000 covers outside of the assigned duties time/overtime as well. The agreement will stay in effect until 2023, at which time it will be renegotiated. The Sheriff department will continue to provide services when the officer is not present and backup services for the officer. The vehicle the sheriff has does have Rio Communities, explained the amount for assigning additional officers at \$36.00 an hour. There is also if we need another officer later in the year, this amount is per deputy and we can prorate that.
- Councilor Ramsell moved to approve MOA intergovernmental service agreement between the County of Valencia and the City of Rio Communities for law enforcement protection. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Ramsell-yes; Councilor Brown-yes and Councilor Gutjahr-yes. With a 4-0 vote the MOA Sheriff agreement between Valencia County, Valencia County Sheriff and Rio Communities was passed, approved, and signed.

Library Design

- Mayor Pro-tem Gutjahr explained that we received \$50,000 from Representative Matt McQueen through a junior bill last year for us to begin a library. She then explained where the library will be located.
- Councilor Brown said there has been a whole lot of good thoughts went into the layout of this, 6 computer stations as well as librarian station, bookshelves for all age group books.
- Councilor Ramsell said he likes how the children's section is setup and this design maximize the current space and allows us to use those funds and our staff did an amazing job on this.
- Councilor Winters said we had a very strict time limit, and this is an exceptional good plan.
- Mayor Pro-tem Gutjahr gave a lot of praise to the committee that have been working on this, Lisa, Gordon and Amy, Amy did the drawings.
- Councilor Ramsell moved to approve the library design as presented. The motion was second by Councilor Brown. Vote: Councilor Winters-yes; Councilor Brown-yes; Councilor Ramsell-yes and Councilor Gutjahr-yes. With a 4-0 vote Council approved the library design.

Council Reports

- Councilor Winters said we have 2 house that building permits have been issued, 1 house is at about the 80% completion and the other house has just started.

- Councilor Ramsell thanked the public workers for the road repairs that they were able to do and the trash they picked up out in the mesa, it a lot of work they have done.
- Councilor Brown no report.
- Mayor Pro-tem Gutjahr said our emergency manager Chad Good, had to step down and explained the position is now a combination of our Assistant Chief Andrew Tabet and Fire Chief Nate Gonzales; final stages of the flagpole, it looks like it will be closure to the front of the building. She then said there is a conference group that is working on resolving the issues that have come up with certain people within the community regarding trash service. Now that we have passed PERA and looking at health insurance we will be posting the position for the fire chief. We are also looking at virtual platforms for the City as we will be continuing with meetings like this and in the long run can have it be broadcast.

Adjourn

- Councilor Ramsell moved to adjourn. The motion was second by Councilor Brown. With a 4-0 vote the City Council regular business meeting was adjourned at 6:51 pm.

Respectfully submitted,

Elizabeth (Lisa) Adair, Municipal Clerk

Date: _____

Approved:

Mark Gwinn,
Mayor

Margaret (Peggy) Gutjahr,
Mayor Pro-tem

Bill Brown,
Councilor

Joshua Ramsell,
Councilor

Jim Winters,
Councilor