



**MINUTES OF THE REGULAR RATON CITY COMMISSION
MEETING HELD ON TUESDAY, FEBRUARY 11, 2020 AT 6PM**

I. CALL TO ORDER:

Mayor Segotta called the meeting of the Raton City Commission to order at 6:00 p.m.

II. ROLL CALL/ATTENDANCE:

Answering roll call was Mayor Neil Segotta, Mayor Pro-tem Linde' Schuster, Commissioners: Lori Chatterley, Ron Chavez and Don Giacomo. Also present were City Manager Scott Berry, City Clerk/Treasurer Michael Anne Antonucci and approximately 6 visitors.

III. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

IV. RECOGNITION OF VISITORS, CITIZEN OF THE MONTH AND/OR PRESENTATION OF PROCLAMATION, SERVICE AWARD, CONGRATULATIONS, CONDOLENCES, HOLIDAY SCHEDULES AND CITY/MUNICIPAL EVENTS:

- All City Offices will be closed on Monday, February 17, 2020 in observance of President's Day.
- Next Regular Commission Meeting Tuesday, February 25, 2020 at 6:00 p.m.

V. COMMENTS FROM THE GENERAL PUBLIC:

None.

VI. ACTION ITEMS/PUBLIC HEARINGS/ ORDINANCES/ RESOLUTIONS/ CITY MANAGERS REPORT – The City Commission may discuss and/or take actions on the following agenda items:

A. Approval of the January 28, 2020 Regular Commission Meeting Minutes.

A motion was made by Commissioner Chavez to approve the January 28, 2020 Regular Commission Meeting Minutes. The motion was seconded by Commissioner Giacomo and carried 4-0 with a vote of "aye". Commissioner Chatterley abstained since she was not present at the meeting.

B. Public Hearing/Deliberate and Act on Left Turn Inc dba Gate City Craft Bar Application for a Wine Grower 1st Off-Site Location Liquor License and a Craft Distiller 1st Off-Site Location Liquor License at 244 South First Street.

City Manager Berry gave an overview of the liquor license applications for a new business that will be locating in the old Corner Bar Property at 244 S. 1st Street. Jim Stearns, owner of the Colfax Ale Cellar, had questions regarding

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ownership or possible co-owners. He also voiced concern that he was told this business would also be selling beer from Colfax Ale Cellar but nobody had approached him about this. City Manager Berry stated that, according to the applications submitted, the owner is Brian Langwell and the building owner is Jason Bennett. Mayor Segotta stated that the City of Raton does not have control over what the business sells and that the Commission only reviews and approves the application for them to obtain the liquor licenses. Jason Bennett from Gate City Craft Bar was present and said there are plans for a package store and that Colfax Ale Cellar could have their product sold at the store. A motion was made by Mayor Pro-tem Schuster to approve the Left Turn Inc dba Gate City Craft Bar Applications for a Wine Grower 1st Off-site Location Liquor License and a Craft Distiller 1st Off-Site Location Liquor License at 244 South First Street. The motion was seconded by Commissioner Chatterley and carried 5-0 with all voting "aye".

- C. Public Hearing/Deliberate and Act on Ordinance No. 1007: Authorizing the Issuance of the City of Raton, New Mexico Joint Utility System Improvement Revenue Bonds, Series 2020, In the Principal Amount of One-Million Seven Hundred Fifty-Four Thousand Dollars (\$1,754,000) for the Purpose of Acquiring, Exchanging, Enlarging, Bettering, Repairing or otherwise Improving the City's Joint Utility System; Providing for the Issuance and Sale of the Bonds; providing that the Bonds will be Payable and Collectible Solely from Net Revenues to be Derived from the Operation of the City's Joint Utility System; Providing for the Terms and Conditions of the Bonds, the Manner of Their Execution, the Method of Paying the Bonds and Other Details Concerning the Bonds and Such System, Including but not limited to Covenants and Agreements in Connection Therewith; Ratifying Action Previously Taken in Connection Therewith and Appertaining Thereto.**

City Manager Berry stated that the item was brought to the Commission at a previous meeting for introduction. He also noted that the project is 80% complete and that the cost of the project has been financed with a combination of loan, grant and local funds. The total project cost according to Mr. Berry is \$3 million. City Manager Berry stated that the City is past the interim financing stage and that the long-term financing will be with USDA. He also stated that General Manager Terry Sykes was present if there were any questions. There was no further discussion and a motion was made by Commissioner Chatterley to adopt Ordinance No. 1007 Authorizing the Issuance of the Joint Utility System Improvement Revenue Bonds in the Principal Amount of \$1,754,000. The motion was seconded by Commissioner Giacomo. Commissioner Chavez asked if he could vote since he is also on the water board. Clerk/Treasurer Antonucci responded "yes". A roll call vote was taken and the motion passed 5-0 with each Commissioner voting "yes".

- D. Public Hearing/Deliberate and Act on Ordinance No. 1008: Enacting and Adopting a Supplement to the Raton Code of Ordinances.**

City Manager Berry gave a brief overview of the ordinance that was introduced at a previous meeting. A legal notice was also published with regards to the public hearing and consideration to adopt Supplement #10 to the Raton Code of ordinances which includes codification of Ordinances No. 997-1005. There were no comments from the public. A motion was made by Commissioner

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Chatterley to adopt Ordinance No. 1008: Enacting and Adopting a Supplement to the Raton Code of Ordinances. The motion was seconded by Mayor Pro-tem Schuster. A roll call vote was taken and the motion carried 5-0 with each Commissioner voting "yes".

E. *Deliberate and Act on Grant Agreement between the City of Raton and the Department of Finance and Administration for CDBG Project No. 19-C-NR-OI-G-16.*

City Manager Berry gave a brief introduction and then turned the item over to Public Works Director Jason Phillips who explained that the grant agreement is for \$750,000 with a required 10% match of \$75,000 for a total project amount of \$825,000. The project will include the plan design and improvements to South Third Street and the avenues of Cook, Park, Clark and Parsons from North 3rd to North 2nd Street. A motion was made by Mayor Pro-tem Schuster to approve the Grant Agreement between the City of Raton and the Department of Finance and Administration for CDBG Project NO. 19-C-NR-OI-G-16. The motion was seconded by Commissioner Chatterley and carried 5-0 with all voting "aye".

F. *Deliberate and Act on Recommendation of Award: Engineering Services for CDBG Downtown Infrastructure Project*

Public Works Director Jason Phillips gave an overview of the RFP process and reported that sealed proposals were received from Bohannon Houston and Engineering Analytics. He then reviewed the ranking by the evaluation committee and noted that the firm with the highest ranking was Engineering Analytics. He further noted that an award of the contract would be made contingent upon approval from the New Mexico Department of Finance and Administration and would be brought to the Commission for approval at a future meeting. A motion was made by Commissioner Chatterley to approve the Recommendation of Award to Engineering Analytics for Engineering Services for the CDBG Downtown Infrastructure Project. The motion was seconded by Commissioner Chavez and carried 5-0 with all voting "aye".

G. *Deliberate and Act on Resolution 2020-07: 2020/2021 LGRF Cooperative Application*

City Manager Berry introduced the resolution and discussed the annual process to apply for COOP and MAP funding which will be due in March. He stated that the City has not received the letter from NMDOT for the MAP but anticipates having it on the next agenda. City Manager Berry stated that he is proposing a \$150,000 request for reconstruction of Kearney Avenue. The state portion would be (75%) \$112,500 and the City match would be (25%) \$37,500. City Manager Berry stated that the City applied for Kearney Avenue last year but did not receive enough funds to do that project therefore a scope change was done. Commissioner Chatterley asked if there is a limit on the amount that can be requested. City Manager Berry stated there is no limit but looking back at previous awards is a good indication of the amount that NMDOT typically funds for these types of projects. He also noted that there is additional funding available through another program "Call for Projects" that funds 95%-100%. There was no further discussion. A motion was made by Commissioner Giacomo to approve Resolution 2020-07: 2020/2021

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LGRF Cooperative Application. The motion was seconded by Mayor Pro-tem Schuster and carried 5-0 with all voting "aye".

H. ***Deliberate and Act on Professional Services Proposal from Keers Remediation for Asbestos Abatement and Disposal for Vacant City Building located at 220 S. 2nd Street.***

City Manager Berry explained that this is a vacant building that the owners recently deeded to the City of Raton. He also noted that it is an environmental liability, there are back property taxes owed and may be other possible liens that will need to be researched. He further stated that the building needs to be removed and will be good for downtown. The proposal amount including NMGRT for asbestos abatement, disposal and limited demolition is \$26,799.38. City Manager Berry reported that the sampling and testing was already done and that the remediation expense is budgeted in the General Fund. A brief discussion followed regarding the past due taxes and whether the proposal amount included transport to a landfill. City Manager Berry stated that he will discuss the past due taxes with NM Tax and Revenue and that transport to a landfill was included in the cost proposal. A motion was made by Commissioner Chatterley to approve the proposal from Keers Remediation for Asbestos Abatement and Disposal for Vacant City Building located at 220 S. 2nd Street. The motion was seconded by Commissioner Giacomo and carried 5-0 with all voting "aye".

I. ***Deliberate and Act on Defibrillators for Fire Dept & Various City Buildings.***

Fire Chief Chris Espinoza was present and reported to the Commission that the Fire Department is trying to standardize the defibrillators on the fire vehicles and in the City buildings so that they will only have to keep in stock one type of battery and pads that will work with all of the defibrillators. Quotes were received from 3 vendors and Stryker had the lowest price to purchase 20 defibrillators for a total cost of \$26,817.50. A brief discussion followed regarding the need to have a defibrillator at the Senior Center. A motion was made by Commissioner Chatterley to approve the purchase of the defibrillators for the Fire Department and Various City Buildings with the addition of another defibrillator for the Raton Senior Center. Mayor Segotta stated that the Senior Center would be willing to reimburse the City a portion of the expense. The motion was seconded by Mayor Pro-tem Schuster and carried 5-0 with all voting "aye".

J. ***Deliberate and Act on Resolution 2020-08: FY2020 Budget Adjustment #7***

Clerk/Treasurer Antonucci gave an overview of the budget adjustment that consisted of line item adjustments to uniforms, Fire Fund capital outlay equipment for purchase of a new copier approved by the State Fire Marshal and an increase in the Lodgers' Tax Non-Promo fund budget utilizing reserve funds for the Shuler Office renovations based on estimated costs pending opening of bids in March. A motion was made by Mayor Pro-tem Schuster to approve Resolution 2020-08: FY2020 Budget Adjustment #7. The motion was seconded by Commissioner Giacomo and carried 5-0 with all voting "aye".

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K. *City Manager's Report*

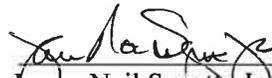
City Manager Berry acknowledged the efforts of the Public Works Department during the recent snowstorms and noted there has been an increase in expenses due to overtime and equipment repairs. He also reported that the drainage system project on Emerson is progressing and that there was a kick-off meeting today for the 3rd Street Waterline Project. City Manager Berry reported that there was also a meeting recently on the Comprehensive Plan update and that a citizens advisory committee has been formed. It is anticipated that a public meeting will also be held in March at the Convention Center. City Manager Berry reported that the Affordable Housing Plan has been started. He also reported that 3 Commissioners attended Municipal Day in Santa Fe and that the Legislative Session adjourns on February 20th. City Manager Berry announced that the NM Municipal League District Meeting will be held in Raton on March 25th at the Raton Museum.

Mayor Segotta reported that Senator John Arthur Smith was recognized by the NM Municipal League, at Municipal Day, for his 31 years of service.

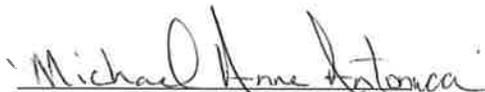
VII. ADJOURNMENT:

The meeting adjourned at 6:48 p.m.

CITY OF RATON


James Neil Segotta Jr., Mayor

ATTEST:


Michael Anne Antonucci, City Clerk