



**MINUTES OF THE REGULAR RATON CITY COMMISSION
MEETING HELD ON TUESDAY, JANUARY 12, 2021 AT 6PM**

I. CALL TO ORDER:

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

II. ROLL CALL/ATTENDANCE:

Answering roll call was: Mayor Neil Segotta, Mayor Pro-tem Linde' Schuster
Commissioners: Ronald Chavez, Donald Giacomo and Lori Chatterley. Also present were City Manager Scott Berry, Clerk/Treasurer Michael Anne Antonucci, Deputy Clerk Desire'e Trujillo and Public Works Director Jason Phillips, Police Chief John Garcia and 1 visitor.

III. MAYOR SEGOTTA LED EVERYONE IN THE PLEDGE OF ALLEGIANCE:

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, January 18th, 2021 in Observance of Martin Luther King, Jr. Day.
- Next Regular Commission Meeting Tuesday, January 26, 2021 at 6:00 p.m.
- Recognition to Leighton Moon for City Logo Design Award was read aloud by Commissioner Lori Chatterley.
- Mayor Neil Segotta also thanked Devin Barton and his group for the snowmen they placed around town this Christmas season and Raton Mainstreet for their effort as well.

V. COMMENTS FROM THE GENERAL PUBLIC:

None

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

A. *Approval of the December 8, 2020 Regular Commission Meeting Minutes and December 21, 2020 Special Meeting Minutes*

A motion was made by Commissioner Ronald Chavez to approve the December 8, 2020 Regular Commission Meeting Minutes and December 21, 2020 Special Meeting Minutes. The motion was seconded by Commissioner Donald Giacomo and carried 5-0 with all voting "aye".

B. *Deliberate and Act on Resolution 2021-01: Public Meeting Policy*

City Manager Scott Berry stated this is typically the 1st resolution every year, adopting policies from the State Attorney Generals Office, on Commission meetings being held the 2nd and 4th Tuesday of every month, which is in line with state requirements. Mayor Neil Segotta stated he thought they were going to address zoom meetings. City Clerk/Treasurer Michael Anne Antonucci stated she hasn't seen a new template but can amend if needed. A motion was made by Commissioner Lori Chatterley to approve Resolution 2021-01: Public Meeting Policy. The motion was seconded by Commissioner Donald Giacomo and carried 5-0 with all voting "aye".

C. *Public Hearing/Introduction of Ordinance Changes to Chapter 90: Animals*

City Manager Scott Berry stated that we spoke of these amendments several months ago to possibly place responsibility on dog owners if they are dangerous. He stated the City has had a couple recent incidents involving dangerous dogs. City Manager Berry stated the change to the ordinance will require the dog owner to get \$100,000 homeowners insurance and will cancel the \$150. registration with the City due to it not providing protection to the public. He stated he did get some information that it may not be possible for someone to get homeowners insurance so it can be in the form of a surety bond. City Manager Berry stated once the dog is identified as dangerous the owner would be required to get coverage. Commissioner Lori Chatterley stated she thinks it would be important to tighten the language and also that the information on the homeowners insurance and the surety bond are on the same page. Mayor Neil Segotta asked how often the City gets complaints on dangerous dogs? City Manager Berry directed the question to Police Chief John Garcia. Chief John Garcia stated the police department may get 1 to 2 calls a month but by the time ACO (animal control) is dispatched to the area the dog is sometimes already gone and it does take time to locate. A motion was made by Commissioner Lori Chatterley to introduce Ordinance Changes to Chapter 90: Animals as amended. The motion was seconded by Commissioner Donald Giacomo and carried 5-0 with all voting "aye".

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D. *Deliberate and Act on Appointments to the Labor Management Relations Board*

City Manager Scott Berry discussed certifications & recertifications due to the new state statute. He stated due to the changes the members need to be reappointed and that one of the members is appointed by City Commission. City Manager Berry stated that William H. Dailey has previously been on the board and has reapplied. He also stated that one of the board members is recommended by the Labor Management Organizations and that 3 of the 4 unions have requested Sara Kowalski who has also previously served on the board. City Manager Berry stated these two appointees if approved by the Commission would then recommend appointment of a third member which would then be brought to Commission for approval. A motion was made by Commissioner Ronald Chavez to approve the Appointments to the Labor Management Relations Board. The motion was seconded by Mayor Pro-tem Linde' Schuster and the motion carried 5-0 with all voting "aye".

E. *Deliberate and Act on Purchase of Police Vehicles and Equipment Utilizing State Price Agreements with Phil Long Ford of Raton, Code 3 Service LLC and Watch Guard*

City Manager Scott Berry stated the City of Raton requested \$300,000 Capital Outlay and was awarded \$226,525 in the State bond sale. He stated the Severance Tax Bonds were sold in October and the Grant Agreements were approved in December. City Manager Berry stated Public Works Supervisor Jason Phillips worked with the Department of Finance for approval and the Department of Finance will issue a notice of obligation. He also stated he was pleased that our local Phil Long Ford got the state price agreement and that it's fortunate to be able to support our local business. The City will also utilize state price agreements for the markings, lights, sirens, radios, watchguard cameras, etc totaling the amount of \$312,386.99. He also stated Police Chief John Garcia is present to answer any questions the Commission may have. Chief John Garcia stated he is pleased to be getting new vehicles and that they can't come fast enough. He stated the old vehicles will still be used as backup. Chief Garcia thanked Public Works Director Jason Phillips for all his help in the requisition process in obtaining the new police vehicles. He stated Public Works Director Phillips made it a very easy process. Mrs. Nancy Poe requested to make a few suggestions on item E. She first wanted to commend the Public Works Department and Public Works Director Jason Phillips for all their hard work, RPS for all their Christmas decorations, PD Officer Nicolina Martinez for a great job and the RWW for always working hard repairing broken pipes. Mrs. Nancy Poe had some very valuable information on the benefits of purchasing electric vehicles for the Police Department as well as the other City departments in the future. She stated they save on maintenance due to no oil changes, no filters or spark plugs, the battery life gives 3 times the miles per gallon, free electricity for the City, instant torque, 60% less pollution due to PD vehicles left idling, etc. Mayor Neil Segotta and Mayor Pro-tem Linde' Schuster both thanked Mrs. Poe for her extensive research and stated this is definitely something the City will be looking at in the future. Mayor Pro-tem Linde' Schuster also commended Mrs. Poe for all the community service she volunteers her time for, which she stated were too many to name. Commissioner Ronald Chavez stated he felt due to the Officers being the ones driving the vehicles we should get their opinions also. City

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Manager Scott Berry stated Phil Long Ford didn't have any Hybrids and he was wanting to help our local business but he stated he will address Mrs. Poe's very valid points in the future. A motion was made by Mayor Pro-tem Linde Schuster to approve the Purchase of Police Vehicles and Equipment Utilizing State Price Agreements with Phil Long Ford of Raton, Code 3 Service LLC and Watch Guard. The motion was seconded by Commissioner Lori Chatterley and carried 5-0 with all voting "aye".

F. *Deliberate and Act on JJS JJAC Short Cycle Applications for Additional Funding for Girls Circle and Restorative Justice Programs for FY21*

City Clerk/Treasurer Michael Anne Antonucci stated she found out there are additional funds available this year and that some of the funds were cut. She also stated anyone can apply and that the Boys Council isn't in need of any additional funds. Clerk/Treasurer Antonucci stated \$6,600 requested is for additional coordinator hours and \$10,395 is for the Restorative Justice Program. She also noted that the City of Raton, as the fiscal agent, will receive 5% of the awarded amount for providing program support. Clerk/Treasurer Antonucci stated the total amount being requested is \$33,000 due to the pandemic the programs are at a higher level of need for many of the Girls Circle Participants and that the changes are ongoing. A motion was made by Mayor Pro-tem Linde' Schuster to approve the JJS JJAC Short Cycle Applications for Additional Funding for Girls Circle and Restorative Justice Programs for FY21. The motion was seconded by Commissioner Lori Chatterley and carried 5-0 with all voting "aye".

G. *Deliberate and Act on Capital Outlay Request for Historic Building Renovation*

City Manager Scott Berry stated Geoff Peterson the Executive Director with Center for Community Innovation is present via conference call. Mayor Pro-tem Linde' Schuster stated several years ago the County Extension Office & NMSU had a toy lending library for daycare providers and she finds them very beneficial. She also stated she feels the Center for Community Innovation can easily run it. Executive Director Geoff Peterson stated he likes the track record in Raton so he feels positive it will work well. He also stated he feels this will be very easy to operate and that there is a vital need for this toy library in our community to help the daycare providers. City Manager Scott Berry stated the Coors building is a possibility with a little improvement work and that \$300,000 could go a long way to renovate. Commissioner Lori Chatterley stated she supports the downtown renovations but is concerned that adding a 6th Capital Outlay request could cut our funding. Commissioner Ronald Chavez stated he thinks it is better to request the money now and see the outcome. Mayor Pro-tem Linde' Schuster stated a colleague once told her the City didn't request enough Capital Outlay and she feels having targeted projects to request funding is beneficial. Mayor Neil Segotta stated this will be an interesting session as is. A motion was made by Commissioner Ronald Chavez to approve the Capital Outlay Request for Historic Building Renovation. The motion was seconded by Mayor Pro-tem Linde' Schuster and carried 5-0 with all voting "aye".

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H. *Deliberate and Act on Resolution 2021-02: Approval of November 2020 Financial Report*

City Clerk/Treasurer Michael Anne Antonucci reported the November 2020 Financial Reports are being presented at this commission meeting due to not having a regular 2nd commission meeting in December and the 2nd Quarter Financial Reports will be presented at the next commission meeting. She reported receiving a portion of the 1st half of property tax and expects another distribution sometime in January. Clerk/Treasurer Antonucci gave an overall review of the available cash in each fund as of November 30, 2020. She also stated that the collected General Fund GRT is 1.83% above year to date budgeted projections. Clerk/Treasurer Antonucci stated all the Grant Funds have been distributed to the eligible businesses and that the final reimbursement request has been submitted to DFA. A motion was made by Commissioner Donald Giacomo to approve Resolution 2021-02: Approval of November 2020 Financial Reports. The motion was seconded by Mayor Pro-tem Linde' Schuster and carried 5-0 with all voting "aye".

I. *Deliberate and Act on Resolution 2021-03: Budget Adjustment #5 FY21*

Clerk/Treasurer Michael Anne Antonucci stated the General Fund adjustments are the Insurance Recoveries to repair the 2019 Ford Ambulance that hit a deer, a temporary transfer to cover PD vehicles & equipment pending receipt of DFA Grant reimbursement and a temporary transfer for DOT Project Expenses pending FHWA Grant reimbursement. She also stated there is a transfer of funds back to the Fire Fund due to the Fire Equipment Fund being paid off early and NMFA rebated the excess debt service balance back and also the Police Grants Legislative Capital Outlay Grant in addition to the transfer. Clerk/Treasurer Antonucci also stated there is an adjustment to the Airport line item for the CARES Grant received in order to reimburse for utilities and also the Economic Development line item for the Legislative Capital Outlay Grant for construction of a pre-engineered steel building She also reported a transfer of funds in the Trust and Agency for the Fireworks and Toys-for-Tots donations as she thanked the community for their generosity towards those two events. A motion was made by Commissioner Lori Chatterley to approve Resolution 2021-03: Budget Adjustment #5 FY21. The motion was seconded by Commissioner Donald Giacomo and carried 5-0 with all voting "aye".

J. *Deliberate and Act on Resolution 2021-04: Designating Official Custodians of Record*

City Manager Scott Berry stated this is an annual resolution designating the personnel in the different departments as the official custodians of records for their respective departments per State Statute Chapter 14, Article 1, Article 2 and Article 3. A motion was made by Mayor Pro-tem Linde' Schuster to approve Resolution 2021-04: Designating Official Custodians of Record. The motion was seconded by Commissioner Ronald Chavez and carried 5-0 with all voting "aye".

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K. *City Manager Report*

- City Manager Berry reported the Legislative Session opens January 19th at 12:00 p.m., with no face to face contact, and will last until March 20th. He stated the NMML will report on several proposed and pre-filed legislation, which will have impact and that there will be webcasts to follow along. He also stated if anyone wanted to follow along to view what's being discussed and proposed they could go to virtualroundhousenm.com
- City Manager Berry reported he will be submitting the Capital Outlay discussed to our Senator and representative tomorrow at their home addresses to beat the chase.
- City Manager Berry reported he gave use of the Convention Center to the NM Public Health Department through the pandemic to provide vaccinations. He also stated there is also discussion on vaccinations being provided at the Senior Center but doesn't have much information to go on as of yet.
- City Manager Berry reported the Great Blocks is close to completion but is still needing street lighting and to plant trees. He also reported Rio Grande is now a one way street.
- City Manager Berry reported the Shuler Theater Hospitality Project is complete and he is very happy with the work. He reported they are still doing tile work and stage lighting work but he is wanting to take the Commission on a trip to view it.
- City Manager Berry reported the Environmental Assessment phase on the CDBG Project and the Depot is moving along.
- City Manager Berry reported exchanging information with the engineering firm Bohannon Huston for the 64/87 Interchange Project as to what's important to the City of Raton. He also reported soon there will be a meeting set so the public can have input.
- Mayor Neil Segotta wanted to reiterate the crucial importance of everyone's presence at the Legislative Session.

L. *Closed Session Pursuant to 10-15-1 H(5) Collective Bargaining: City of Raton and Raton Firefighters Local 2378*

Commissioner Lori Chatterley made a motion to go into Closed Session Pursuant to 10-15-1 H(5) Collective Bargaining: City of Raton and Raton Firefighters Local 2378. The motion was seconded by Mayor Pro-tem Linde Schuster and carried 5-0 with a unanimous roll call vote of "yes" by each Commissioner. The Commission took a 5 minute recess and then entered into closed session at 7:29 p.m.

M. *Certification of Closed Session*

The City Commission returned from closed session at 8:11 p.m. and Clerk/Treasurer Antonucci read the Certification of Closed Session stating the only business discussed was Collective Bargaining between the City of Raton and Raton Firefighters Local 2378 and no action was taken. Mayor Segotta, Mayor Pro-tem Schuster, Commissioner Chavez, Commissioner Giacomo and Commissioner Chatterley all agreed with the statement by signifying "yes".

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VII. ADJOURNMENT:

The meeting adjourned at 8:12 p.m.

CITY OF RATON



James Neil Segotta Jr., Mayor

ATTEST:


Michael Anne Antonucci, City Clerk