Regular Meeting of the City Council, City of Farmington, New Mexico, held in the Council Chamber at City Hall at 6:00 p.m. on Tuesday, May 14, 2019. The open regular session was held in full conformity with the laws and ordinances and rules of the Municipality.

Upon roll call, the following were found to be present, constituting a quorum:

MAYOR
Nate Duckett

COUNCILORS
Linda G. Rodgers
Sean E. Sharer
Jeanine Bingham-Kelly
Janis Jakino

constituting all members of said Governing Body.

Also present were:

CITY MANAGER
Rob Mayes

ASSISTANT CITY MANAGER
Julie Baird

CITY ATTORNEY
Jennifer Breakell

CITY CLERK
Dianne Smylie

The meeting was convened by the Mayor. Thereupon the following proceedings were duly had and taken:

INVOCATION: The invocation was offered by Senior Pastor Armando Grijalva of GC Harvest.

Museum Director Bart Wilsey led the Pledge of Allegiance.

CONSENT AGENDA: The Mayor announced that those items on the agenda marked with an asterisk (*) have been placed on the Consent Agenda and will be voted on without discussion by one motion. He stated that if any item did not meet with approval of all Councilors or if a citizen so requested, that item would be removed from the Consent Agenda and heard under Business from the Floor.

*MINUTES: The minutes of the Regular Meeting of the City Council held April 23, 2019 and the minutes of the Regular Work Session of the City Council held April 16, 2019.

*BID: The Contracts Administrator recommended that the bid for purchase of high mineral density bond surface treatment (Public Works) be awarded to Andale Construction, Inc. as the sole bid of $315,074.14 is fair and reasonable and in the best interest of the City. Bids opened April 17, 2019.

*BID: The Contracts Administrator recommended the bid for purchase of chipseal surface treatment (Public Works) be awarded to FNF Construction, Inc. on its low bid after application of five percent in-state preference of $569,000. Bids opened May 7, 2019 with three bidders participating.

*ADOPTION OF AN OBLIGOR RESOLUTION regarding the government obligation contract dated as of July 1, 2019 between the City and Fleetwood Finance Leasing LLC for leasing services for an in-car and body camera system for the Police Department.

*LEASE AGREEMENT between the City and Kysar Office Complex, LLC for lease of Lots 6 through 9 of Block Two of the Arrington Addition for public parking purposes [term to April 30, 2022].

*WARRANTS PAYABLE for the time period of April 20, 2019 through May 11, 2019, for current and prior years, in the amount of $8,934,431.57.

There being no requests to remove any items, a motion was made by Councilor Sharer, seconded by Councilor Rodgers to approve the Consent Agenda, as presented, and upon voice vote the motion carried unanimously.
RECOGNITION OF SALVATION ARMY/OPERATION OF THE ROOF WINTER SHELTER

Mayor Duckett presented Captain Darla Malone and Jeff Winters with a plaque honoring the Salvation Army for 18 years of dedicated service to The Roof winter shelter.

RESOLUTION NO. 2019-1712/POLICE OFFICERS MEMORIAL DAY/POLICE WEEK

Mayor Duckett read in full Resolution No. 2019-1712 designating May 12 through 18, 2019 as Police Week. The title of the resolution being:

A RESOLUTION DECLARING MAY 15, 2019 AS POLICE OFFICERS MEMORIAL DAY AND MAY 12 THRU 18, 2019 AS POLICE WEEK.

After consideration of Resolution No. 2019-1712, a motion was made by Councilor Rodgers, seconded by Councilor Jakino that said resolution be passed and adopted as presented. The roll was called with the following result:

Those voting aye: Linda G. Rodgers
Sean E. Sharer
Jeanine Bingham-Kelly
Janis Jakino

Those voting nay: None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Resolution No. 2019-1712 was duly passed and adopted.

RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION:

"CONSENT AGENDA: Acting Community Development Director David Sypher requested that the Planning and Zoning Commission recommendation marked with an asterisk (*) be placed on the Planning and Zoning Commission Consent Agenda and voted on without discussion by one motion. He asked that if the items proposed did not meet with approval of all Councilors or if a citizen so requested, the item would be removed from the Consent Agenda and heard in regular order.

*(1) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Action Summary to approve Petition No. ZC 19-27 from Randy Rogers requesting a zone change from the SF-7, Single-Family Residential, District to the GC, General Commercial, District for 0.25 acres of a 1.11-acre lot located behind 6007 East Main Street, east of Pryor Court and north of Pryor Lane.

There being no requests to remove the item, a motion was made by Councilor Sharer, seconded by Councilor Rodgers to approve the Planning and Zoning Commission Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

APPOINTMENTS TO THE PARKS, RECREATION & CULTURAL AFFAIRS COMMISSION

Mayor Duckett asked the Council's consideration of the appointment of Deborah Cutler (term to September 2021), George Golombowski (term to September 2020) and Richard Griffiths (term to September 2019) as members of the Parks, Recreation & Cultural Affairs Commission.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to confirm the appointments of Deborah Cutler, George Golombowski and Richard Griffiths as members of the Parks, Recreation & Cultural Affairs Commission, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

APPOINTMENT TO THE ADMINISTRATIVE REVIEW BOARD

Mayor Duckett asked the Council's consideration of the appointment of Brian Erickson as a member of the Administrative Review Board (term to October 2020).

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to confirm the appointment of Brian Erickson as a member
of the Administrative Review Board, as recommended by the Mayor, and upon
voice vote the motion carried unanimously.

COUNCIL BUSINESS

Proposed Ban on the Sale of Miniature Bottles of Alcohol

At the request of Mayor Duckett, it was the consensus of the
Council to direct the Legal Department to determine whether the City has
the authority to ban the sale of miniature bottles of alcohol.

Passing of Patrick Rodgers

Noting that she lost her husband to cancer on April 20, 2019,
Councilor Rodgers thanked the governing body, staff and the community as
a whole for their outpour of support during this difficult time.

PRESENTATION OF THE PROPOSED FISCAL YEAR 2020 BUDGET

Utilizing a PowerPoint presentation, City Manager Rob Mayes
presented, for the public's knowledge, the proposed Fiscal Year 2020
budget. Noting that this presentation is similar to the one made before
the Council on May 7, 2019, Mr. Mayes reviewed the economic trade area
for the City of Farmington; explained the geographical boundaries of the
Metropolitan Statistical Area (MSA); and noted the industry targets being
focused on by the City. He also reviewed the 40-year gross receipts tax
("GRT") revenue history and pointed out that the Consumer Price Index
("CPI") has increased by 24 percent since 2009 but that the City's GRT
revenue is 4 percent below that same year despite implementation of all
three authorized Hold Harmless gross receipts tax increments. Mr. Mayes
reviewed the aggregate GRT tax rates with regard to City, State and
County, noting that Farmington only receives 40 cents for each dollar of
GRT collected. Continuing with his presentation, Mr. Mayes reported that
the City also has relatively low property taxes and offers low electric
and water utility rates along with infrastructure that is well
maintained. He explained how the Hold Harmless GRT phase-out enforced by
the State Legislature is negatively impacting current and future services
and pointed out that staff has been deferring maintenance on City
facilities due to budget constraints. He reviewed two options that are
being considered in this year's budget to address these maintenance
concerns, noting that staff is recommending that the services being
offered by the Farmington Indian Center be relocated to the Bonnie Dallas
Senior Center and other Parks & Recreation facilities and that the E3
Children's Museum be relocated to the Farmington Museum at Gateway Park.
He explained that consolidation of services will eliminate redundancy and
help the City achieve financial sustainability.

Mayor Duckett asked for comments from the Council.

Councilor Sharer agreed that budgetary constraints are a concern,
but stated that he does not support the relocation of the E3 Children's
Museum to the Farmington Museum because he is unsure that there is
adequate space and is concerned about unsupervised children running
through the building. He agreed that a multi-generational facility is a
good idea but feels that more planning needs to be done.

There being no further comments from the Council, Mayor Duckett
asked for comments from the members of the audience.

Catalina Liles, 2606 Edgecliff Drive, stated that she believes that
the Farmington Museum is one of the community's "gems" and also voiced
concern for unsupervised children. She contended that both programs will
suffer if the services are consolidated.

In response to inquiry from Teresa Shultz, Mayor Duckett announced
that there are no plans in the proposed Fiscal Year 2020 budget to close
Lions Pool or the Recreation Center. He stated that this is only a rumor
that got started on social media.

Kate Dvorak, 3475 Highland View Drive, announced that she did not
live here when the water park was being proposed, but stated that she
would have opposed it. However, she did express her support for the
Farmington Museum and the Library and contended that the Farmington
Museum is not a place for children unless a separate wing is constructed.
Meghan Shea, 2902 La Napa Street, reported that she moved here 13 years ago and has "fallen in love with the services" that are offered. She urged the Council to retain the E3 Children's Museum at its current location.

Ken Kirschner, 2312 E. 12th Street, suggested that the City annex additional area in an effort to expand the tax base, similar to what was done in Manhattan to create what is now known as Greater New York.

Etta Arviso, 9 Road 5050, announced that she does volunteer work and annually organizes a benefit dinner at the Farmington Indian Center. She expressed her support for this facility and urged the Council not to consolidate its services.

Christine Wood, 3004 Crestridge Drive, stated that she is a middle school teacher and strongly believes that the various services being provided to the community's youth will help curtail mental health issues. She expressed her strong support for keeping the E3 Children's Museum at its current location.

Bobby Watchman, 5105 Largo Street, announced his support for the Farmington Indian Center, noting that the facility is often used by his friends and family.

Lilly Davis, 3513 Piedra Vista Drive, also expressed her support for keeping the E3 Children's Museum at its current location.

There was no further response to the Mayor's call for comments.

PROJECT SELECTION/LOCAL GOVERNMENT TRANSPORTATION PROJECT GRANT

Directing the Council's attention to pages 7.0 through 7.3 of the agenda materials, City Manager Rob Mayes reported that the State's Local Government Transportation Project ("LGTP") Fund has a budget of $50 million for Fiscal Year 2020 which will be divided equally (approximately $8 million) between the six districts. He noted that applications must be submitted to the Metropolitan Planning Organization by May 27 and recommended that Piñon Hills Boulevard Extension Phase 1, Foothills Drive Enhancement Phase 3 and San Juan Boulevard Resurfacing be submitted for funding consideration. He pointed out that if a project is selected the City will be required to contribute five percent, but noted that 95 percent of the cost will be grant funded.

Following brief discussion, a motion was made by Councilor Sharer, seconded by Councilor Jakino to direct staff to proceed with submitting a grant application for funding from the Local Government Transportation Project for the three projects listed above and that the City Manager be authorized to affirm that the City will provide the required five percent match, and upon voice vote the motion carried unanimously.

CLOSED MEETING

A motion was made by Councilor Rodgers, seconded by Councilor Sharer to close the meeting to discuss request for proposals for financial advisor services, pursuant to Section 10-15-1H(6) NMSA 1978, and to receive advice from the City's legal counsel regarding a matter of pending litigation (City of Bloomfield vs. City of Farmington), pursuant to Section 10-15-1H(7) NMSA 1978. The roll was called with the following result:

Those voting aye: Linda G. Rodgers
                    Sean E. Sharer
                    Jeanine Bingham-Kelly
                    Janis Jakino

Those voting nay: None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

The Mayor convened the closed meeting at 8:16 p.m. with all members of the Council being present.

Following the closed meeting, during which meeting the matters discussed were limited only to those specified in the motion for closure, a motion was made by Councilor Rodgers, seconded by Councilor Jakino to
open the meeting for further business, and upon voice vote the motion carried unanimously.

The open meeting was reconvened by the Mayor at 8:39 p.m. with all members of the Council being present.

REQUEST FOR PROPOSALS/FINANCIAL ADVISOR SERVICES

Chief Procurement Officer Kristi Benson reported that proposals for financial advisor services (Administrative Services) opened on April 2, 2019 with two offerors participating. She recommended that the proposal be awarded to RBC Capital Markets, LLC as the top evaluated firm based on the pricing schedule for services.

Thereupon, a motion was made by Councillor Rodgers, seconded by Councillor Sharer to award the proposal for financial advisor services to RBC Capital Markets, LLC, as recommended by the Chief Procurement Officer, and upon voice vote the motion carried unanimously.

There being no further business to come before the Council, a motion was made by Councillor Rodgers, seconded by Councillor Sharer to adjourn the meeting at 8:41 p.m., and upon voice vote the motion carried unanimously.

The Deputy City Clerk certified that notice of the foregoing meeting was given by posting pursuant to Resolution No. 2013-1466, et seq.

Approved this 28th day of May, 2019.

Entered in the permanent record book this 29th day of May, 2019.

Nate Ducket, Mayor

SEAL

ATTEST:

Andrea Jones, Deputy City Clerk