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, June 11, 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:

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 Pastor Gary McMillan of Providence Presbyterian Church.

Farmington High School Salutatorian Kaleb Herman 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 May 28, 2019 and the minutes of the Regular Work Session of the City Council held May 21, 2019.

*DECLARATION OF SURPLUS PROPERTY: The Chief Procurement Officer recommended that worn-out, unusable or obsolete vehicles (General Services) be declared surplus to the needs of the City and not essential for municipal purposes, and that the City Manager or his designee be authorized to dispose of such surplus property pursuant to State Statutes.

*DWI GRANT AGREEMENT NO. 20-X-G-24 between the City and the State of New Mexico Department of Finance and Administration, Local Government Division, providing for funding in the amount of $300,000 for alcohol treatment and detoxification programs (expiration June 30, 2020).

*MEMORANDUM OF AGREEMENT between the Cities of Aztec, Bloomfield and Farmington and San Juan County authorizing a joint application to the New Mexico Highway and Transportation Department, Traffic Safety Bureau, for funding of a comprehensive Community DWI (CDWI) Program for Fiscal Year 2019/2020 (funding amount of $19,741).

*WARRANTS PAYABLE for the time period of May 26, 2019 through June 8, 2019, for current and prior years, in the amount of $10,253,061.34.

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/VALEDICTORIANS, SALUTATORIANS & STATE CHAMPIONS

Mayor Duckett recognized the Class of 2019 Valedictorians and Salutatorians from Navajo Preparatory School ("Navajo Prep"), Farmington High School ("FHS"), Piedra Vista High School ("PVHS") and Rocinante High School. He presented Navajo Prep Valedictorian Xander Jones and Salutatorian Irvilinda Bahe, FHS Valedictorian Emily Nguyen and Salutatorian Kaleb Herman, PVHS Valedictorian Reagan Schmidt and Salutatorian Corbyn Foster and Rocinante Valedictorian Aline Garcia and Salutatorian Elizabeth Walsh with the Mayor's Outstanding Achievement Award.

He also presented various teams, athletes and coaches from Farmington and Piedra Vista High Schools with the Mayor's Outstanding Achievement Award for winning State championships. The presentations were concluded with a hearty round of applause.

RECOMMENDATIONS FROM THE PLANNING AND ZONING COMMISSION:

*CONSENT AGENDA: Public Works/Community Development Director David Sypher requested that the Planning and Zoning Commission recommendations 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 Petition Report to approve Petition No. PP 19-35 from Stonetown Animas Lender, LLC, represented by Cheney-Walters-Echols, requesting preliminary plan approval for Sunset Ridge Subdivision, Phase I, a 17-lot subdivision on 64.17 acres located at the intersection of County Road 3000 and County Road 3950 subject to all technical corrective changes to the plat being completed and approved by the City prior to submission of the final plat for approval.

*(2) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 19-37 from Nguyen Duc Chi Vuong, represented by Anita Graciano, requesting a zone change from the SF-7, Single-Family Residential, District to the MF-L, Multi-Family Low Density, District for property located at 1212 Smith Lane subject to:

(a) the property maintaining the Special Mobile Home Area Overlay (SMHAO) designation;
(b) all manufactured housing and other accessory structures, including those on adjacent properties, maintaining a minimum distance of 10 feet from each other; and
(c) sidewalks being required as part of any building or mobile home parking permit.

*(3) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ZC 19-38 from Sagebrush Community Church, represented by Derald Polston, requesting a zone change from the MF-L, Multi-Family Low Density, District on the west side of the lot to the MF-M, Multi-Family Medium Density, District for the entire lot for property located at 1501 Sunrise Parkway and to approve Petition No. SUP 19-39 to allow a 4,000 square foot sanctuary on the property subject to:

(a) the petitioner combining the two existing property tax accounts into one; and
(b) all zoning, building and fire codes being met prior to the issuance of a building permit.

There being no requests to remove any items, 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.
SAN JUAN COUNTY TRASH REPORTER MOBILE APP

Utilizing a PowerPoint presentation, San Juan County GIS Manager Sherice Snell reported that illegal dumping was a major concern expressed by local residents during an outdoor recreation industry initiative public meeting held in April, 2018. As a result, she proudly reported that San Juan County developed a free mobile app that is now available on Google Play and iTunes whereby citizens can report illegal dumping. She noted that, to date, 112 sites have been reported with 41 of those sites being cleaned-up by either San Juan County or the City of Farmington with seven sites being transferred to the San Juan County Sheriff's Office for investigation of poaching and other concerns. In closing, she reported that 34.5 tons of trash have been removed from public lands in just over six months at a cost of approximately $1,311 in landfill fees.

In response to inquiry from Mayor Duckett, Ms. Snell confirmed that there are sites where illegal dumping is a constant problem with the Glade Run Area being the primary spot. Mayor Duckett contended that illegal dumping is a deterrent to the growth of the outdoor recreation industry. He suggested that signs and/or cameras be installed at the entrance to Glade Run and questioned whether the household bulk item/hazardous materials pickup service proposed by Waste Management would help deter the problems.

Following further discussion, it was the consensus of the Council to direct staff to identify the most common illegal dumping sites and to recommend to the Council whether a "No Dumping" and/or "Under Surveillance" sign should be erected.

SAN JUAN COLLEGE HARVEST FOOD HUB AND KITCHEN

Utilizing a PowerPoint presentation, ORII/Economic Development Director Warren Unsicker reported that San Juan College is proposing to utilize the former "Roof" facility located at 310 West Animas Street for a Harvest Kitchen and Food Hub. He explained that a food hub is a business or organization that actively manages the aggregation, distribution and marketing of source-identified food products, primarily from local and regional producers, for the purpose of strengthening capacity and access to wholesale, retail and institutional markets. He reported that food hubs generally have a positive economic, social and environmental impact on a community and fulfills a critical gap in the regional food system. He also reported that it catalyzes entrepreneurship and enhances the outdoor recreation industry initiative. Mr. Unsicker pointed out that San Juan College has applied for grant funding for the purpose of purchasing commercial-grade kitchen equipment for the facility and noted that the City's contribution to the project is the use of the building. Assistant City Manager Julie Baird noted that staff is continuing to negotiate with San Juan College with regard to the cost of the renovations of the facility, but pointed out that there are no loadbearing walls and that the proposed improvements are minor in nature.

Mayor Duckett expressed his full support of the program.

In response to inquiry from Councilor Rodgers, San Juan College Project Manager Erin Havens reported that most food hubs across the country charge a 20 percent markup to the farmers to pay for distribution and storage costs, but pointed out that they keep the source identification which is a benefit. She also noted that the kitchen will be available for rent at a cost of $15 to $25 per hour. Responding to a question from Councilor Sharer, Ms. Havens confirmed that the foods being offered for sale at the facility will be prepackaged and that food will not be consumed on-site. She also noted that a truck has been purchased with grant funds for the purpose of selling local produce at the Farmers Market and other venues, such as the Bonnie Dallas Senior Center.

Following further consideration, it was the consensus of the Council to direct staff to continue negotiations on the renovations of the building at 310 West Animas Street for development of the San Juan College Harvest Food Hub and Kitchen.

RESOLUTION NO. 2019-1716/COMMUNITY DEVELOPMENT BLOCK GRANT CITIZEN PARTICIPATION PLAN FOR THE 2019-2023 CONSOLIDATED PLAN

The Mayor convened the public hearing for the purpose of receiving comments on the Community Development Block Grant ("CDBG") Citizen Participation Plan for the 2019-2023 Consolidated Plan.
Utilizing a PowerPoint presentation, Associate Planner Francisco Alvarado explained the goals of the Citizen Participation Plan and the steps that were taken to make the draft plan available to the public. He also noted that the proposed plan increases the threshold for substantial amendments to avoid timeliness issues and deletes the need for a public hearing on the Consolidated Annual Performance and Evaluation Report (CAPER) since this is a financial report and not a plan. He requested adoption of Resolution No. 2019-1716 adopting the Community Development Block Grant Citizen Participation Plan for the 2019-2023 Consolidated Plan.

There being no response to the Mayor’s call for comment, the public hearing was closed.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to adopt Resolution No. 2019-1716 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. 2019-1716 was duly passed and adopted.

APPOINTMENT TO THE NORTHWEST NEW MEXICO SENIORS BOARD OF DIRECTORS

The Mayor asked the Council’s consideration of the appointment of Assistant Parks, Recreation & Cultural Affairs Director Natalie Spruell as a member of the Northwest New Mexico Seniors Board of Directors.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to confirm the appointment of Natalie Spruell as a member of the Northwest New Mexico Seniors Board of Directors, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

APPOINTMENTS TO THE FARMINGTON CONVENTION & VISITORS BUREAU BOARD OF DIRECTORS

The Mayor asked the Council’s consideration of the appointment of Acting Administrative Services Director Teresa Emrich as the primary member and Parks, Recreation & Cultural Affairs Director Shaña Reeves as the alternate member of the Farmington Convention & Visitors Bureau Board of Directors.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to confirm the appointments of Teresa Emrich and Shaña Reeves as members of the Farmington Convention & Visitors Bureau Board of Directors, as recommended by the Mayor, and upon voice vote the motion carried unanimously.

COUNCIL BUSINESS

Northwest New Mexico Council of Governments Representation

Mayor Duckett announced that staff is seeking interest from the Council regarding the Northwest New Mexico Council of Governments Board of Directors, noting that this position has been filled by staff following the passing of long-term member Dr. William Hall last year. He noted that the meetings are held quarterly in Gallup, New Mexico and he asked the Council for their interest in filling either the primary member or the alternate position.

Senior Citizen Rate at Lions Pool

At the request of several of his constituents, Councilor Sharer asked staff to consider implementing a Senior Citizen’s rate at Lions Pool.
CITY MANAGER BUSINESS

Cancellation of the June 18, 2019 City Council Work Session

Assistant City Manager Julie Baird requested that the June 18, 2019 City Council Work Session be canceled due to the Mayor and several key personnel attending the Outdoor Retailer Summer Market in Denver, Colorado.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Jakino to cancel the June 18, 2019 City Council Work Session, and upon voice vote the motion carried unanimously.

City Clerk Dianne Smylie presented for discussion a proposed ordinance dealing with the Local Election Act. The title of such ordinance being:

AN ORDINANCE OPTING-INTO THE ELECTION OF THE CITY’S MUNICIPAL OFFICERS IN THE REGULAR LOCAL ELECTION PURSUANT TO SECTION 1-22-3.1(B) NMSA 1978.

Providing a brief overview, Ms. Smylie reiterated that staff is recommending that the City opt-in to the Local Election Act which will change the election cycle from March of even numbered years to November of odd numbered years and that the terms for the seated governing body be extended to December 31, 2021 for Councilors in Districts 1 and 2 and December 31, 2023 for the Mayor, Councilors in Districts 3 and 4 and the municipal judges. She asked for direction from the Council on how to proceed.

In response to inquiry from Councilor Rodgers, Ms. Smylie confirmed that the fee assessment was removed in House Bill 407 which will result in a cost savings of approximately $40,000 in Fiscal Year 2020 if the Council chooses the Regular Local Election cycle.

Mayor Duckett announced that he is favorable to opting-in and Councilor Sharer stated that he has not received any negative feedback on the proposed term extensions.

There being no further discussion, Ms. Smylie announced that the proposed ordinance will be presented for final action at the June 25, 2019 regular City Council meeting.

BUSINESS FROM THE FLOOR

Red Apple Transit

Addressing the Council on behalf of the National Federation of the Blind, Karen Carter, 404 W. 30th Street, questioned whether the hours of operation for the Red Apple Transit could be extended into the evening hours and whether the bus stops could be expanded. In response, General Services Director Eddie Emylie offered to meet with Ms. Carter in private to discuss her concerns.

There being no further business to come before the Council, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to adjourn the meeting at 7:34 p.m., and upon voice vote the motion carried unanimously.

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

Approved this 25th day of June, 2019.

Entered in the permanent record book this 26th day of June, 2019.

Nate Duckett, Mayor

SEAL

ATTEST:

Dianne Smylie, City Clerk