A. CALL TO ORDER:

The meeting was called to order by Mayor Sandra Whitehead at 9:00 a.m., who presided and Renee Cantin, City Clerk-Treasurer, acted as Secretary of the meeting.

B. INTRODUCTION:

1. ROLL CALL

Upon calling the roll, the following Commissioners were reported present.

Hon. Sandra Whitehead, Mayor
Hon. Kathy Clark, Mayor Pro-Tem
Hon. Rolf Hechler, Commissioner
Hon. Paul Baca, Commissioner
Hon. George Szigeti, Commissioner

Also Present: Morris Madrid, City Manager
Renee Cantin, City Clerk-Treasurer

There being a quorum present, the Commission proceeded with the business at hand.

2. SILENT MEDITATION:

Mayor Whitehead called for fifteen seconds of silent meditation.

3. PLEDGE OF ALLEGIANCE:

Mayor Whitehead led the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

Mayor Pro-Tem Clark moved to approve the agenda as submitted. Commissioner Szigeti seconded the motion. Motion carried unanimously.

C. PRESENTATIONS:

1. Presentation of the Annual Film Report. Cary “Jagger” Gustin, T or C Film Liaison:

Cary “Jagger” Gustin, T or C Film Liaison updated the Commission on their recent activities which included:
• September 2018, Disney Studios “Firelight” filmed here for two days. We estimated 120 people worked here, and spent approximately $240,335.60.
• Netflix’ “Army of the Dead” is filming in Albuquerque with a crew of 500 people from New Mexico; 20 actors from New Mexico; and 2000 background talents. Netflix projects there to be 1000 production jobs annually here in New Mexico.
• NBC Universal has entered in a partnership with the City of Albuquerque for an empty warehouse. The build out will be a state of the art film/television studio and will create 330 jobs.
• Todd Christianson was made the head of the New Mexico Film Office. He has scouted and managed locations for all of the major studios, and has worked on 10 movies here in New Mexico.
• On July 1st the state adopted new incentives for film makers. It doubles the amount of money that can be paid and allows reimbursements up to 35% for certain expenses.
• The Film Office will host Liaisons at the yearly conference that will be held on September 27th and September 28th in Las Vegas, NM.
• He will request a small line item for travel expenses during next year’s budget. He will also request for entities in our area to help with the website hosting and maintenance, because the website is cutting edge and greatly benefits our area.

D. CONSENT CALENDAR:
2. Acknowledge the Public Utility Advisory Board Minutes, August 19, 2019.
3. Accepting into the minutes the final adoption of the FY 2019-2020 Budget as approved by the Department of Finance & Administration (DFA).

Commissioner Baca moved to approve Consent Calendar as noted. Commissioner Szigeti seconded the motion. Motion carried unanimously.

E. PUBLIC HEARINGS:
1. Public Hearing/Discussion/Action: Final Adoption of Ordinance No. 706 amending Section 11-16 of the Code of Ordinances pertaining to disposal fees for Residential/Commercial Haulers. City Manager Madrid:

City Manager Madrid stated this item was previously brought before you for publication, and it is now on the agenda for final adoption.

City Attorney Rubin added this is an ordinance amending Section 11-16. We deleted several of the subsections in this ordinance because those items are addressed in other portions of our Code of Ordinances.

Mayor Whitehead closed the Public Hearing.
Mayor Pro-Tem Clark moved to approve the Final Adoption of Ordinance No. 706 amending Section 11-16 of the Code of Ordinances pertaining to disposal fees for Residential/Commercial Haulers. Commissioner Hechler seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

F. ORDINANCES/RESOLUTIONS/ZONING:
   1. Discussion/Action: Ordinance No. 709 for publication authorizing the Sale of Real Property pursuant to §NMSA 1978 3-54-1. City Manager Madrid:

Mayor Pro-Tem Clark recused herself on this item and left the room.

City Manager Madrid called on Grant/Projects Coordinator & Designated Zoning Official Burnett to present the item.

Ms. Burnett began by reminding the Commission that we have quite a few city owned properties we’ve been working on. We've advertised some of the properties, and we've had people reach out to us who are interested in possibly purchasing some of those properties. When that happens, we pursue an appraisal on the property. This appraisal the said property came in at $26,000 and we received an offer to purchase for the appraised price. This is the next step in proceeding forward with the sale of that property.

City Attorney Rubin added, the proposed ordinance before you is allowing us to go through with the sale. What we are asking for today is to go to publication on the proposed ordinance. We are selling this property pursuant to the provision section 3-54-1. The appraised value on this property came in slightly above the $25,000 threshold, so we have to go through this procedure.

Commissioner Szigeti moved to approve Ordinance No. 709 for publication authorizing the Sale of Real Property pursuant to §NMSA 1978 3-54-1. Commissioner Baca seconded the motion. Motion carried 4-0-1. Mayor Pro-Tem Clark recused herself.

G. UNFINISHED BUSINESS:
   1. Discussion/Action: Live/Work in Downtown Buildings. City Manager Madrid and Kathy Clark, Mayor Pro-Tem:

Mayor Pro-Tem Clark gave an overview of the issue stating it's hard to come up with a determination of how we handle this. She wants to discuss whether or not they want to re-zone our downtown area to allow Live/Work, or not to allow Live/Work.

Commissioner Szigeti agreed and feels when a variance is requested, we should include the hours they plan to be open, and they need to hold those hours. He added there are a lot of buildings downtown that are being used for storage, or just left empty,
and they are not even trying to find a renter to occupy the building. If it is a commercial building downtown it should not be used as a storage building.

Mayor Whitehead said we are not the only community that goes through these crdeals. If we want to look into changing this we can’t go backwards. If we already allowed someone to have a Live/Work in their building then they are basically grandfathered in. We can only move forward from this point on. She also hopes that that the current renters/owners of these buildings will do what they can to make these buildings look nice and presentable.

Commissioner Szigeti mentioned in Old Mesilla, the landlords list in their leases that businesses are supposed to be open on certain days. It is very important that these downtown businesses have regular and consistent hours.

Mayor Pro-Tem Clark suggested we have a workshop on the issue to get some public input and guidance. She also suggested we do it during the City Manager’s Town Hall Meetings so more people can be available to attend the workshop.

**Mayor Pro-Tem Clark made a motion requesting that City Manager Madrid and City Clerk Cantin work out details of scheduling a workshop; invite the public; and the Commission put a moratorium Live-Work permits until they come up with an agreement on how they want to move forward on this item. Commissioner Szigeti seconded the motion. Motion carried unanimously.**

Commissioner Szigeti wanted to be sure to encourage those who have any concerns or cannot make the workshop to feel free to bring their thoughts, concerns or opinions to any of the Commissioners or City Manager Madrid.

**H. NEW BUSINESS:**

1. Discussion/Action: Consider the recommendation of the Library Advisory Board to appoint Angie Torres as a new member. City Manager Madrid:

City Manager Madrid said with the recommendation of the Library Advisory Board, he recommends approval of this item.

**Commissioner Baca moved to approve the recommendation of the Library Advisory Board to appoint Angie Torres as a new member. Commissioner Szigeti seconded the motion. Motion carried unanimously.**

**I. REPORTS:**

City Manager Madrid reported the following:

- As of October 1st Michael Apodaca will be our new Chief of Police. He also thanked Interim Chief Baker for her service. The Police Department is happy to have him back.
They are looking into converting our street lights to LED lights. They budgeted for a portion of that this year, and we are looking at different patterns and colors of lights.

He wanted to let the Commission know Bart River is working on his certification to become a Golf Professional, so we can have a Golf Pro at the Golf Course. Bart has also been holding youth golf lessons at the Municipal Golf Course.

In the next couple of weeks we will be implementing a new Human Resources application process using NEOGOV.

City Attorney Rubin reported the following:

- No report.

City Commission Reports:

Commissioner Szigeti reported the following:

- In the last couple of weeks, we’ve had some significant rain so he encourages everyone to be patient. Our departments have been working hard to take care of all of the issues.

Commissioner Hechler reported the following:

- He was tasked with putting together a scoring list for the City Manager’s evaluation. He then reviewed the scoring sheet with his fellow Commissioners. Mayor Whitehead added, she would like to have this done by January, and they would like to see it returned by the second meeting in October.

  Mayor Pro-Tem Clark asked that these questions and list of goals for our City Manager be available to the public so they can understand what we’re looking at when we do the evaluation.

Mayor Pro-Tem Clark reported the following:

- She thanked the Police Department for all that they do. She loves that they are so close and they back each other up.

- She thanked Mayor Whitehead and Manager Madrid for coming up with the idea of having Public Comment once a month in the evenings. She believes it has been an incredible asset to our community.

Commissioner Baca reported the following:

- He asked about the radios at the Police Department. City Manager Madrid responded that they are working on installing the system.

Mayor Whitehead reported the following:

- She touched on Mayor Pro-Tem Clark’s comment about Comments from the public.

- She thanked everyone who helped out in some way during the flooding.
J. EXECUTIVE SESSION:
   1. Real Property (various properties) Pursuant to 10-15-1(H.8)

   There was no need for Executive Session at this time.

K. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.

   No discussion or action was taken.

L. ADJOURNMENT:

   Commissioner Szigeti moved to adjourn at 10:11 a.m. Commissioner Hechler seconded the motion. Motion carried unanimously.

   Passed and Approved this 9th day of October, 2019.

Sandra Whitehead, Mayor

ATTEST:

Reneé L. Cantin, CMC, City Clerk