

**LINKED MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE
CITY OF CARLSBAD, NEW MEXICO, HELD IN THE MUNICIPAL ANNEX
BUILDING ON JANUARY 12, 2021 AT 6:00 P.M.**

Present:	Dale Janway	Mayor
	Edward T. Rodriguez	Councilor
	Leo B. Estrada	Councilor <i>per telephone</i>
	Jason O. Chavez	Councilor
	Jason Shirley	Councilor
	Judith E. Waters	Councilor
	Wesley A. Carter	Councilor
	Mark C. Walterscheid	Councilor
	Lisa A. Anaya-Flores	Councilor

Absent:

Also Present:	John Lowe	City Administrator
	Denise Madrid-Boyea	City Attorney
	Nadine Mireles	City Clerk
	Ron Myers	Director of Utilities
	Wayne Hatfield	IT Director
	Chief Skinner	Police Chief
	Melissa Salcido	Director of Finance
	Mike Smith	Current Argus
	Charlie Garcia	Police Officer
	Ashley Key	Carlsbad MainStreet
	Kat Davis	Carlsbad MainStreet
	Jim Waters	
	Tony Baca	

Time Stamps and headings below correspond to recording of meeting and the recording is hereby made a part of the official record.

0:00:00 **Call Meeting to Order**

0:00:02 Invocation - Pledge of Allegiance

0:00:42 **1. APPROVAL OF AGENDA**

0:00:43 **Motion**

The motion was made by Councilor Carter and seconded by Councilor Anaya-Flores to approve the Agenda

0:00:48 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:01:02 **2. CONSIDER APPROVAL OF RESOLUTION 2021-02, A RESOLUTION MAKING CERTAIN BUDGETARY ADJUSTMENTS TO THE 2020-21 FISCAL YEAR BUDGET**

Mrs. Salcido reviewed the revenue and expenditures making certain Budgetary Adjustments to the 2020-2021 Fiscal Year Budget highlighting the General Fund and the Water and Sewer Fund.

0:02:36 **Motion**

The motion was made by Councilor Rodriguez and seconded by Councilor Waters to approve Resolution 2021-02, a Resolution making certain budgetary adjustments to the 2020-21 Fiscal Year Budget

0:02:48 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:03:11 **3. CITY OF CARLSBAD FINANCIALS - NOVEMBER 2020**

Mrs. Salcido reviewed the revenues and expenditures as of November 2020 for the General Fund and selected Enterprise and Special Funds contained within the City Budget.

0:04:40 **4. ROUTINE AND REGULAR BUSINESS**

- A. Minutes of the Regular City Council Meeting held on December 8, 2020
- B. Minutes of the Special City Council Meeting held on December 17, 2020
- C. City Personnel Report
- D. Contracts and Agreements
 - 1) Consider Approval of Renewal to Agreement between the City of Carlsbad and Garden Mart Inc. for Grounds Keeping and Maintenance Services of City Wide Landscapes, Medians, Gateways and Properties
 - 2) Consider Approval of Agreement between the City of Carlsbad and NM Department of Finance accepting a grant for the purchase of a Rescue Truck for the Carlsbad Fire Department
 - 3) Consider Approval of Agreement between the City of Carlsbad and NM Department of Finance for the purchase of vehicles for the Carlsbad Police Department
- E. Monthly Reports
 - 1) Community Development Department November 2020
 - 2) Human Resources Department December 2020
 - 3) Municipal Court Department December 2020
 - 4) Municipal Services Department November 2020
 - 5) Utilities Department November 2020

F. Set the Date: February 9, 2021

1) Ordinance rezoning part of "R-2" Residential 2 District to "C-2" Commercial 2 District for an approximately 0.168 acre property located at 501 South Alameda Street

2) Ordinance rezoning part of "C-2" Commercial 2 District to "C-1" Commercial 1 District for an approximately 0.167 acre property located at 511 South Alameda Street

0:05:10 **Mayor Janway asked Mr. Lowe to discuss D.2 Consider Approval of Agreement between the City of Carlsbad and NM Department of Finance accepting a grant for the purchase of a Rescue Truck for the Carlsbad Fire Department**
Mayor Janway asked Chief Skinner to discuss D.3 Consider Approval of Agreement between the City of Carlsbad and NM Department of Finance for the purchase of vehicles for the Carlsbad Police Department

Mr. Lowe explained the Fire Department was awarded funds from the Capital outlay project from the New Mexico Department of Finance to purchase a new rescue truck in the amount of \$1,000,000.00. He said Chief Lopez assured him the truck would come in below budget.

Chief Skinner explained the Police Department has entered an agreement with New Mexico Department of Finance for \$200,000.00 to purchase and equip new police vehicles. He said he feels the Police Department will come in ahead of schedule and on budget. He said as long as the City is comfortable with the terms of the agreement, this is much needed. He said it is a welcome and needed expense that the State of New Mexico has been generous to offer the Carlsbad Police Department.

0:07:03 **Motion**

The motion was made by Councilor Rodriguez and seconded by Councilor Waters to approve Routine and Regular Business

0:07:09 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:07:32 **5. CONSIDER APPROVAL OF REQUEST FROM CLEMENTE VASQUEZ FOR WATER SERVICE OUTSIDE CITY LIMITS FOR PROPERTY LOCATED AT 603 SANDSTONE LANE**

Mr. Lowe explained this request was presented to the Water and Sewer Commission at the meeting on December 17, 2020 and was approved. He said the applicant would like to build a new residence at this location.

Councilor Walterscheid asked if the lines near this location have the capacity to support this request. **Mr. Lowe** stated this line does have the capacity to support more

users and before this is approved by the Water and Sewer Commission, an application is submitted and reviewed to make sure the lines will meet the needs of the applicant.

0:08:33 **Motion**

The motion was made by Councilor Rodriguez and seconded by Councilor Chavez to approve Request from Clemente Vasquez for Water Service Outside City Limits for property located at 603 Sandstone Lane

0:08:37 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:09:00 **6. CONSIDER APPROVAL OF RESOLUTION 2021-03, A RESOLUTION AUTHORIZING THE ACCEPTANCE OF CAPITAL OUTLAY GRANT AGREEMENT FROM THE DEPARTMENT OF ENVIRONMENT FOR CARLSBAD NATIONAL PARKS HWY SEWER LINE PROJECT**

Mr. Myers explained this grant is in the amount of \$500,000.00. He said the City plans on using this money for the planning and engineering work for a sewer line extension on National Parks Highway from approximately Chapman Road to Derrick Road. He said it would open up about 200-300 acres of land for sewer access, plus provide a connection point for the properties south of Derrick Road for future development. Mr. Myers asked the Council for their support in adopting this resolution for this grant application.

Councilor Walterscheid stated there is a big development south of Derrick Road starting at Molinar Road. He asked if the sewerline will ever extend to Molinar Road. Mr. Myers answered that at some point the City will need to look at options to extend the sewer line further south and this would be a step in that direction. Councilor Walterscheid asked if there is capacity to do that. Mr. Myers stated there will be capacity, and that this is an ongoing project.

0:11:05 **Motion**

The motion was made by Councilor Carter and seconded by Councilor Shirley to approve Resolution 2021-03, a Resolution authorizing the acceptance of Capital Outlay Grant Agreement from the Department of Environment for Carlsbad National Parks Hwy Sewer Line Project

0:11:09 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:11:30 **7. CONSIDER APPROVAL OF RESOLUTION 2021-04, A RESOLUTION AUTHORIZING THE CITY OF CARLSBAD TO OPEN AND**

MAINTAIN BANK ACCOUNTS WITH JAMES POLK STONE COMMUNITY BANK LOCATED IN CARLSBAD, NM

Mr. Lowe explained State Statute requires interest bearing accounts be distributed among all banks. He said this was presented to the Budget Committee at the December 18, 2020 meeting and was recommended for approval.

0:12:27 Motion

The motion was made by Councilor Rodriguez and seconded by Councilor Anaya-Flores to approve Resolution 2021-04, a Resolution authorizing the City of Carlsbad to open and maintain bank accounts with James Polk Stone Community Bank located in Carlsbad, NM

0:12:32 Vote

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:12:52 8. CONSIDER APPROVAL OF RESOLUTION 2021-05, A RESOLUTION SUPPORTING A PUBLIC-PRIVATE ECONOMIC DEVELOPMENT MAINSTREET PROJECT

Mr. Lowe explained this is an agreement between the City of Carlsbad and Carlsbad MainStreet and the Pearl of the Pecos Arts and Cultural District. He said this agreement has been in place for several years and would like to move forward with this resolution.

Ashley Key Director of MainStreet, stated the support from the City is appreciated. She said she is looking forward to great things in the future.

0:14:18 Motion

The motion was made by Councilor Shirley and seconded by Councilor Rodriguez to approve Approval of Resolution 2021-05, a Resolution supporting a Public-Private Economic Development Mainstreet Project

0:14:30 Vote

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

0:14:49 9. COUNCIL COMMITTEE REPORTS

0:14:57 Mayor Janway asked if anyone in the audience would like to address the Council.

Jim Waters said he has been a resident in Carlsbad for about 45 years and has worked with Mayor Janway for many years. He stated he and his wife have been very active in supporting youth activities. He said he has been attending meetings regarding trying to

open up the state and to get kids back in school. He said a school board member spoke with them and said 80% of children in the Carlsbad school system are failing. **Mr. Waters** feels this comes close to being criminal with the youth. He asked Mayor Janway and the City Council to speak with other Mayors in the surrounding area and to put together a bi-partisan group to go to Santa Fe and address the Governor to open up the schools and small businesses. He asked for Mayor Janway and the City Council to take a stand and try to develop a dialogue with the state to help us move forward. He thanked Mayor Janway and the City Council for allowing him to speak.

Mayor Janway asked if anyone had questions for Mr. Waters, there were none. **Mayor Janway** thanked Mr. Waters and stated he would see what could be done.

Mr. Richard Williams approached the podium and thanked Mayor Janway and the City Council for allowing him to speak. He said he is part of an organization of concerned citizens of New Mexico. He stated the organization is concerned about the failure rate of the students and the businesses. He feels the Governor is trying to destroy this state. He feels Mr. Waters has a point and we need a backup plan, the Governor is not listening to us. He said we should open up whether the Governor allows it or not. He said we need to stand up against the Governor.

Mayor Janway asked if anyone had any questions for Mr. Williams, there were none. **Mayor Janway** thanked Mr. Williams

0:20:01 **10. ADJOURN**

0:20:03 **Motion**

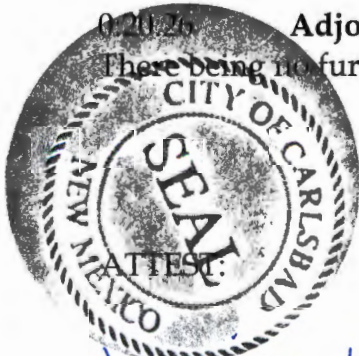
The motion was made by Councilor Anaya-Flores and seconded by Councilor Waters to Adjourn


0:20:09 **Vote**

The vote was as follows: Yes - Chavez, Waters, Carter, Rodriguez, Estrada, Shirley, Walterscheid, Anaya-Flores; No - None; Absent- None; the motion carried.

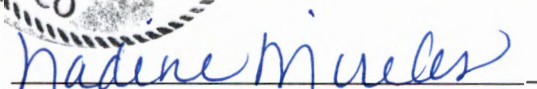
0:20:26 **Adjourn**

There being no further business, the meeting was adjourned at 6:20 p.m.





Dale Janway, Mayor



Nadine Mireles, City Clerk