

**MINUTES
VILLAGE OF LOS LUNAS
THURSDAY, JULY 22, 2021**

The Board of Trustees of the Village of Los Lunas, County of Valencia, and State of New Mexico met virtually Thursday, July 22, 2021 in regular session at 6:00 PM. Roll call was taken and the following were present: Mayor Charles Griego, Councilman Phillip Jaramillo, Councilman Cruz Munoz, and Councilman Gino Romero. Meeting was conducted in person and recorded through Webex.com.

Mayor:	Charles Griego
Mayor Pro Tem:	Christopher Ortiz
Council:	Gino Romero Phillip Jaramillo Cruz Munoz

Also present were Gregory D. Martin, Debra Sanchez, Pauline Hernandez, Craig Donohoe, and Martin Callahan. In accordance with Ordinance 114A, the following agenda was prepared and circulated as required:

1. **2021 AND BEYOND: ALBUQUERQUE ECONOMIC DEVELOPMENT INC., STRATEGIC PLAN OVERVIEW AND UPDATE.**
 2. **DEDICATION OF INFRASTRUCTURE FOR MAINTENANCE FOR LEGACY AT SIERRA VISTA PHASE I.**
 3. **RESOLUTION 21-16 – SUBMIT FY 2022 AWARD FUNDING RESOLUTION.**
 4. **RESOLUTION 21-17 – SUBMIT FY 2022 AWARD FUNDING RESOLUTION.**
 5. **MEMORANDUM OF AGREEMENT (MOA) – REFUSE REMOVAL FOR LOS LUNAS SCHOOL DISTRICT.**
 6. **AMERICAN RESCUE PLAN ACT.**
 7. **PROPOSED REVISION TO MUNICIPAL CODE SECTION 2.28.120(L) – TUTION REIMBURSEMENT.**
 8. **RESOLUTION 21-18 - FY 2021 FINAL BUDGET ADJUSTMENTS.**
 9. **RESOLUTION 21-19 – FY 2021 FOURTH QUARTER FINANCIAL REPORT FOR PERIOD ENDING JUNE 30, 2021.**
 10. **RESOLUTION 21-20 – A RESOLUTION ADOPTING THE FY2022 REVENUE AND EXPENDITURE BUDGET FOR THE VILLAGE OF LOS LUNAS.**
 11. **EXCUTIVE SESSION:**
 - a) Hire FT Assistant Water/Sewer Supervisor – Water/Sewer Division / Public Works Department.
 - b) Discussion of offer made by the Phillips Family Trust to resolve the lawsuit of the Phillips Family Trust v. Village of Los Lunas, et. Al, Cause No. D-1314-CV-2018-01251. Approve, Disapprove or make a counteroffer to their offer.
 12. **APPROVAL OF MINUTES:**
 - a) Minutes from June 24, 2021 Council Meeting.
 13. **ADJOURNMENT.**
- **CALL MEETING TO ORDER.**

At 6:00 PM, Mayor Griego brought the meeting to order and welcomed the audience.

- **PLEDGE OF ALLEGIANCE.**

Mayor Griego asked Ruth Ann Huning-Gonzales to lead the Council and WebEx participants in the Pledge of Allegiance.

- **APPROVAL OF AGENDA.**

Mayor Griego asked if there were any changes to the agenda – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve council agenda.
MOVED: Councilman Ortiz
SECONDED: Councilman Romero
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.**

- **PUBLIC INPUT FORUM.**

Mayor Griego asked if there was anyone who wanted to speak to the Council regarding an item that was not on the agenda. There was no response – no one spoke.

1. **2021 AND BEYOND: ALBUQUERQUE ECONOMIC DEVELOPMENT INC., STRATEGIC PLAN OVERVIEW AND UPDATE.**

Ms. Danielle Casey presented item one. Albuquerque Economic Development Inc. has recently completed a five-year strategic plan for its work related to service of the four-county metropolitan statistical area. Ms. Casey presented the key elements of this strategy, the research and process behind its development and outline immediate and long-term plan implementation. Mayor Griego asked Council if they had

any questions – Councilman Romero asked what she thought were some of the Village of Los Lunas biggest challenges to bring some of the bigger corporations to this area. Ms. Casey commented that it was talent – do we have enough of it and are we training people in the right area. Also, what is growing and what has the opportunity to grow. Mayor Griego thanked her for visit.
(FOR INFORMATION PURPOSES ONLY)

2. DEDICATION OF INFRASTRUCTURE FOR MAINTENANCE FOR LEGACY AT SIERRA VISTA PHASE I.

Ms. Erin Callahan presented item two. This item is for a request for the Village to accept public infrastructure at Sierra Vista Legacy Subdivision Phase I. The punch list is complete and is ready for acceptance. Mayor Griego asked Council if they had any questions – there was none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve
MOVED: Councilman Ortiz
SECONDED: Councilman Romero
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.**

3. RESOLUTION 21-16 – SUBMIT FY 2022 AWARD FUNDING RESOLUTION.

Mr. Michael Jaramillo presented item three. Michael came before Council a few months back informing them that this item would be coming before Council. The NMDOT Cooperative Project award is for \$90,000.00. There is a 25% match required of the project (\$30,000.00) for the total project cost of \$120,000.00. Scope of the work is to improve the roadway condition of Entrada Drive between Camelot Blvd. and Gomez Drive (to be completed by December of 2022). Mayor Griego asked Michael, how much of this project would be done. Michael replied, about 75%-80% completed – may have to supplement a little. Mayor Griego asked Council for any comments – there was none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve resolution 21-16.
MOVED: Councilman Ortiz
SECONDED: Councilman Jaramillo
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.**

4. RESOLUTION 21-17 – SUBMIT FY 2022 MAP AWARD FUNDING RESOLUTION.

Mr. Michael Jaramillo presented item four. The NMDOT Municipal Arterial Project (MAP) award of \$395,229.00 with a match of 25% (\$131,743.00) from the Village. This project to be completed by December 2022 (same as COOP project). This project will be from Main Street to Aspen, then shortly after, Aspen to Morris Road – that will be advertised soon. Mayor Griego asked about Aspen to Helen Court – Mr. Jaramillo replied yes, that would be worked on as well. Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve resolution 21-17.
MOVED: Councilman Jaramillo
SECONDED: Councilman Munoz
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.**

5. MEMORANDUM OF AGREEMENT (MOA) – REFUSE REMOVAL FOR LOS LUNAS SCHOOL DISTRICT.

Mr. Michael Jaramillo presented item five. Los Lunas School District would like to continue refuse removal at the Los Lunas School sites for the 2021/2022 school year. The MOA agreement serves the school sites listed within the MOA for a period of one year. No change in tipping fees – they want to continue with the rate schedules and partner with the Village of Los Lunas. Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve MOA.
MOVED: Councilman Romero
SECONDED: Councilman Ortiz
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.**

6. AMERICAN RESCUE PLAN ACT.

Mr. Michael Jaramillo presented item six. The Village of Los Lunas has been awarded funding in the amount of \$3,971,806.00 the American Rescue Plan Act (ARP). This would provide relief to state and local governments, with \$130 billion going directly to cities and counties. These ARP funds would be allocated to help fund the Central NM Rail Park Sewer Line Extension (\$1.9 million) and the design and construction of Carson Park Phase II water, sewer, storm water and ADA sidewalks improvements (\$2.0 million).

Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve.
MOVED: Councilman Jaramillo
SECONDED: Councilman Munoz
CARRIED: Motion passed on a vote of 4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.

7. PROPOSED REVISION TO MUNICIPAL CODE SECTION 2.28.120(L) – TUITION REIMBURSEMENT.

Ms. Charlene Ashburn presented item seven. The Village currently offers a tuition reimbursement benefit to eligible employees for eligible tuition expenses. The current ordinance requires employees to repay a percentage of any tuition reimbursement they have received if they voluntarily leave their employment within one (1) year of the last date of reimbursement, according to a sliding scale. If eventually approved, this Ordinance revision will establish a two (2) year period for repayment of any tuition reimbursed instead of a one (1) year period, with appropriate percentages for repayment. If, within two (2) years of receiving tuition reimbursement pursuant to this Ordinance, the employee either quits their employment with the Village, or is terminated from their employment with the Village, in accordance with the approved schedule, the Village can deduct the percentage amount of the reimbursed tuition owed to the Village from the employee's final paycheck, and pursue other alternative methods of the collection of the percentage amount of the reimbursed tuition owed to the Village, or both. Mayor Griego asked if the Council had any questions – Councilman Jaramillo was concerned about the two years. Does not want to put obstacles in their way of obtaining an education. Mayor Griego questioned the amount the Village is paying for tuition. Employee should be pursuing education in the field they work in – they need to give something back / stay employed with the Village. Gregory Martin commented that the education they pursue has to be directly related to job. There is no guarantee that the degree would lead to additional compensation. Want to get a return on the investment. Move forward to amend ordinance per Mayor Griego.
FOR INFORMATIONAL PURPOSES ONLY.

8. RESOLUTION 21-18 - FY 2021 FINAL BUDGET ADJUSTMENTS.

Ms. Rebekah Klein presented item eight. Final budget review of expenditure and revenue accounts for FY 2021 requires budget increases due to additional revenues/expenses/changes. Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve resolution 21-18.
MOVED: Councilman Jaramillo
SECONDED: Councilman Romero
CARRIED: Motion passed on a vote of 4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.

9. RESOLUTION 21-19 – FY 2021 FOURTH QUARTER FINANCIAL REPORT FOR PERIOD ENDING JUNE 30, 2021.

Ms. Rebekah presented item nine. The fourth quarter financial report represents the actual revenue and expenditures on a cash balances of accounting as of June 30, 2021. The Village received \$58 million in revenue and \$45 million in purchases. The Department of Finance and Administration requires approval of the fourth quarter financial report for FY 2021 by way of resolution. Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve resolution 21-19.
MOVED: Councilman Romero
SECONDED: Councilman Ortiz
CARRIED: Motion passed on a vote of 4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.

10. RESOLUTION 21-20 – A RESOLUTION ADOPTING THE FY2022 REVENUE AND EXPENDITURE BUDGET FOR THE VILLAGE OF LOS LUNAS.

Ms. Rebekah Klein presented item ten. The proposed FY 2022 estimates that we will received \$68 million in revenue and will demonstrate how the Village will use its resources to deliver services and programs to Los Lunas residents, visitors and businesses. The proposed budget for FY 2022 expects expenditures of \$85 million, which are primarily made up of capital outlay projects. The final budget was developed through the cooperation of all user departments, elected officials, and the budget staff. The final budget has been developed in accordance with all state statues and guidelines developed and administered by the State of New Mexico Department of Finance and Administration. State law requires that budgets approved by DFA be made part of the minutes of the governing body. Mayor Griego asked if the Council had any questions – there were none. Mayor Griego asked for a motion from Council.

APPROVAL: Motion to approve resolution 21-20.
MOVED: Councilman Jaramillo
SECONDED: Councilman Munoz
CARRIED: Motion passed on a vote of 4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Jaramillo – yes; Councilman Munoz – yes) FOR AND 0 AGAINST.

11. EXECUTIVE SESSION.

Mayor Griego announced that the Council would be going into executive session pursuant to NMSA 1978 Section 10-15-1(H), the following matters may be discussed in closed session: hiring of a FT Assistant Water/Sewer Supervisor and discussion of offer made by the Phillips Family Trust to resolve the lawsuit of the Phillips Family Trust v. Village of Los Lunas, et. Al, Cause No. D-1314-CV-2018-01251. Approve, Disapprove or make a counteroffer to their offer.

APPROVAL: Motion to approve
MOVED: Councilman Ortiz
SECONDED: Councilman Munoz
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Munoz – yes; Councilman Jaramillo – yes) FOR AND 0 AGAINST.** 7:07PM

At 7:38PM, Mayor Griego asked for a motion from Council indicating that they discussed the hiring of a FT Assistant Water/Sewer Supervisor and discussion of offer made by the Phillips Family Trust to resolve the lawsuit of the Phillips Family Trust v. Village of Los Lunas, et. Al, Cause No. D-1314-CV-2018-01251. Approve, Disapprove or make a counteroffer to their offer.

APPROVAL: Motion to approve
MOVED: Councilman Ortiz
SECONDED: Councilman Romero
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Munoz – yes; Councilman Jaramillo – yes) FOR AND 0 AGAINST.**

Regarding the hiring of a FT Assistant Water/Sewer Supervisor, Mayor Griego announced that the position would go to Joseph Sanchez.

APPROVAL: Motion to approve
MOVED: Councilman Ortiz
SECONDED: Councilman Munoz
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Munoz – yes; Councilman Jaramillo – yes) FOR AND 0 AGAINST.**

Regarding the settlement agreement on the lawsuit that is pending on the dedication of a road – the settlement is for an agreement for the Village to accept the dedication of the road but not accept until the road is brought up to standards as required by the Village, which has to be done within two years or the Phillip’s Family has the option of paying the Village \$250,000.00 to maintain the road and bring up to Village standards. Does the council agree to accept the settlement agreement and direct the Village Attorney to sign the approval agreement And also the Mayor to sign the acceptance of the deed

APPROVAL: Motion to approve
MOVED: Councilman Ortiz
SECONDED: Councilman Romero
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Munoz – yes; Councilman Jaramillo – yes) FOR AND 0 AGAINST.**

12. MINUTES.

Mayor Griego asked if there were corrections to the council minutes of July 8, 2021 Council Meeting – there were none.

MOTION: Motion to approve.
MOVED: Councilman Munoz
SECONDED: Councilman Jaramillo
CARRIED: Motion passed on a vote of **4 (Councilman Romero – yes; Councilman Ortiz – yes; Councilman Munoz – yes; Councilman Jaramillo – yes) FOR AND 0 AGAINST.**

13. ADJOURNMENT.

Council meeting adjourned at 7:42PM.

Gregory D. Martin, Village Administrator

Charles Griego, Mayor