



City of Moriarty Civic Center, City Council Chambers
202 Broadway Street South, Moriarty, NM 87035

CITY COUNCIL AGENDA

Wednesday, March 26, 2025, 7:30 PM

Mayor, Brandon S. Webb

Council Mayor Pro Tem, Bobby Ortiz

Council At Large, Steve Anaya - Council At Large, Kim Garcia - Council At Large, Jeremy Trujillo

- a) Welcome / Pledge of Allegiance
 - b) Call to Order / Roll Call
 - c) Approval of the Agenda
 - d) Matters from the Governing Body
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CONSENT AGENDA

1. CONSIDERATION AND APPROVAL OF CONSENT AGENDA ITEMS

- i. Monthly Bills
- ii. Minutes from the City Council Meeting of February 26, 2025
- iii. Visitor Totals for the Moriarty Historical Society and Museum for January 2025
- iv. Visitor Totals for the Moriarty Historical Society and Museum for February 2025
- v. Utility Billing Adjustments:
 - # 7080700 – Schwebach - \$13.78
 - # 4271101 -Ortiz-Kocharoff - \$23.90
 - (System Error – Penalty)
 - # 2098701- Barela - \$5.19
 - # 1092323 - Fivestar - \$15.48
 - # 1096702 – Kelsey -\$14.03
 - # 1102503 – Soledad - \$9.02
 - # 2020000 – Miranda - \$15.40
 - # 2041001 – Thompson -\$19.34
 - # 2084401 – Anaya - \$9.02
 - # 2091503 – Encinias - \$9.02
 - #2100606 – Rhodes - \$9.02
 - # 2103204 – Davis - \$7.84
 - # 2130900 – Breckinridge - \$10.74
 - # 4006602 – Insurance - \$9.85
 - # 1026601 – Our Lady - \$17.22
 - # 1051603 – Rosner-\$9.02
 - #1070101 – Moya - \$8.76
 - # 1084201 Eyster - \$11.37
 - # 1084501 – Sanchez - \$9.80
 - Refund for Error in Meter Reading July
 - #41001010 – Holly Energy - \$3,041.52

Motion _____ Second _____ Action _____

FOR DISCUSSION / ACTION

2. Subject: **PUBLIC HEARING FOR ORDINANCE # 0-2024-07**
REQUEST APPROVAL TO AMMEND THE ZONING ORDINANCE TO
ALLOW A ZONE CHANGE FROM C-1 AND R-2 AND R-2 TO R-3 FOR
LOT SIZE THAT WOULD ALLOW FOR CONTINUITY BETWEEN VILLA
ENCANTADA PHASE 1 AND 2.

From: Planning and Zoning – Maria Martinez
Clearbrooke Investments – Scott Henry

Recommendation: REQUEST APPROVAL FOR THE AMENDMENT TO THE ZONE ORDINANCE.

Motion _____ Second _____ Roll Call _____ Action _____

3. Subject: **PUBLIC HEARING FOR ORDINANCE # 0-2024-08**
REQUEST APPROVAL FOR THE AMENDMENT TO THE TABLE OF
LAND USE TO ALLOW THE SALE AND STORAGE OF BIODIESEL IN
A C-2 ZONE.

From: Planning and Zoning – Maria Martinez
Travel Centers of America – Larae Deagen

Recommendation: TRAVEL CENTERS OF AMERICA REQUESTS APPROVAL TO AMMEND THE TABLE OF LAND USE TO ALLOW BIODIESEL SALE AND STORAGE.

Motion _____ Second _____ Action _____

4. Subject: **REQUEST APPROVAL FOR THE MID-REGION COUNCIL OF**
GOVERNMENTS (MRCOG) TO ASSIST THE CITY OF MORIARTY
WITH UPDATING THE CITY COMPREHENSIVE PLAN WITH AN
INVESTMENT TO NOT EXCEED \$5,000

From: Planning and Zoning – Maria Martinez
Mid-Region Council of Governments – Bianca Borg

Recommendation: MRCOG REQUESTS APPROVAL TO ASSIST THE CITY WITH UPDATING THE CITY'S COMPREHENSIVE PLAN WITH A COST NOT TO EXCEED \$5,000.

Motion _____ Second _____ Action _____

5. Subject: **REQUEST APPROVAL TO AUTHORIZE PLANNING AND**
ZONING MANAGER IN ADDITION TO THREE (3) PLANNING AND
ZONING COMMISSIONERS TO ATTEND THE NM LEAGUE OF
ZONING CONFERENCE IN TAOS, NM ON MAY 20-23, 2025, WITH A
TOTAL COST OF \$3,724.56

From: Planning and Zoning – Maria Martinez

Recommendation: REQUEST APPROVAL TO ATTEND THE NM LEAGUE OF ZONING CONFERENCE WITH A ONE TIME REGISTRATION, 4-DAY HOTEL ACCOMODATION AND ROUNTRIP FUEL FOR A TOTAL EVENT COST OF \$931.14 PER PERSON. FUNDS FOR

EMPLOYEE AND COMMISSIONER TRAINING ARE AVAILABLE IN THE PLANNING AND ZONING DEPARTMENT BUDGET VIA A LINE TRANSFER FROM ACCOUNT 110-2012-55030 (MOLZEN CORBIN DEV REVIEW) TO ACCOUNT 110-2012-55999 (PLANNING AND ZONING BOARD EXP) OF \$1,503.42, AND A LINE TRANSFER FROM ACCOUNT 110-2012-55030 (MOLZEN CORBIN DEV REVIEW) TO ACCOUNT 110-2012-57050 (EMPLOYEE TRAINING) OF \$217.64

Motion _____ Second _____ Action _____

6. Subject: **PLANNING AND ZONING DEPARTMENT UPDATE**
From: Planning and Zoning – Maria Martinez

7. Subject: **REQUEST APPROVAL FOR SPECTRASITE COMMUNICATIONS, LLC'S CELL TOWER EXTENDED LEASE AMENDMENT**
From: Mayor - Brandon Webb
Acquisition Manager – Jeff Sayegh

Recommendation: REQUEST APPROVAL TO DELEGATE AUTHORITY TO MAYOR WEBB TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE LEASE AMENDMENT WHICH PROVIDES SPECTRASITE COMMUNICATIONS, LLC WITH THE OPTION TO EXTEND THE LEASE FOR EACH OF EIGHT (8) ADDITIONAL FIVE (5) YEAR RENEWAL TERMS TO A SCHEDULE EXPIRATION OF APRIL 1, 2065. THE CURRENT RATE PAYABLE FROM SPECTRASITE COMMUNICATIONS, LLC, TO THE CITY UNDER THE LEASE IS \$900.41 PER MONTH. COMMENCING APRIL 2, 2025, AND ON EACH SUCCESSIVE ANNUAL ANNIVERSARY THEREOF, RENT DUE UNDER THE LEASE, AS MODIFIED BY THIS AMENDMENT, SHALL INCREASE BY AN AMOUNT EQUAL TO THREE (3) PERCENT OF THE THEN CURRENT PRICE. THE PRICE IS COMPARABLE TO THE MARKET RATE WHICH AVERAGES \$900 TO \$1200 BASED ON LOCALITY AND NUMBER OF CLIENTS RENTING THE CELL TOWER. THE CITY OF MORIARTY'S CELL TOWER HAS ONE (1) TENANT.

Motion _____ Second _____ Action _____

8. Subject: **LIBRARY DEPARTMENT UPDATE**
From: Library Director – Natalie Bott

9. Subject: **REQUEST APPROVAL FOR PURCHASE ABOVE \$5,000**
From: Public Works Director – Jeff Tapia

Recommendation: REQUEST APPROVAL TO PURCHASE AND RE-STOCK THE MOTOR ON WELL #4 DUE TO PUMP AND MOTOR GIVING OUT FOR AN ESTIMATED COST OF \$8,779.00

Motion _____ Second _____ Action _____

10. Subject: **PUBLIC WORKS UPDATE**
From: Public Works Director – Jeff Tapia

11. Subject: **REQUEST APPROVAL TO RE-APPOINT THE CURRENT MORIARTY DIRECTOR TO THE E.M.W. GAS ASSOCIATION FOR ANOTHER THREE (3) YEAR TERM**
From: Mayor – Brandon Webb

Recommendation: THE GENERAL MANAGER OF THE E.M.W. GAS ASSOCIATION REQUESTS THE CITY COUNCIL TO RE-APPOINT MR. JIM SCHWEBACH, CURRENT MORIARTY DIRECTOR, TO THE E.M.W. GAS ASSOCIATION FOR ANOTHER THREE (3) YEAR TERM AS A DIRECTOR. A COPY OF THE MINUTES REFLECTING THIS APPOINTMENT, OR THE DESIGNATION OF A NEW APOINTEE, AND A LETTER ADDRESSING THE OFFICIAL APOINTEE ARE REQUESTED BY MARCH 31, 2025.

Motion _____ Second _____ Action _____

12. Subject: **REQUEST APPROVAL FOR PURCHASE ABOVE \$5,000**
From: Fire Department Chief – Todd Hart

Recommendation: REQUEST APPROVAL TO PURCHASE AN ESTIMATED \$8,997.21 IN ADDITIONAL FIRE EQUIPMENT, HGAC CONTRACT, FUNDS AVAILABLE FROM ACCOUNT # 209 (FIRE PROTECTION FUNDS).

Motion _____ Second _____ Action _____

13. Subject: **REQUEST APPROVAL FOR PURCHASE ABOVE \$5,000**
From: Fire Department Chief – Todd Hart

Recommendation: REQUEST APPROVAL TO PURCHASE A TOTAL OF \$8,186.61 IN A RADIO AND ITS INSTALL ON NEW UNIT "SQUAD 9" THROUGH CODE 3, UNDER STATE CONTRACT #10-00000-20-00048. FUNDS AVAILABLE IN ACCOUNT # 209-3002-56090.

Motion _____ Second _____ Action _____

14. Subject: **REQUEST APPROVAL FOR LINE-ITEM TRANSFER OF \$100.00**
From: Fire Department Chief – Todd Hart

Recommendation: REQUEST APPROVAL TO TRANSFER FROM ACCOUNT # 206-3003-57050 (TRAINING) TO ACCOUNT # 206-3003-53030 (TRANSPORTATION COST) THE AMOUNT OF \$100.00 TO ALLOCATE ADDITIONAL FUNDING FOR A PREVIOUS EXPENSE.

Motion _____ Second _____ Action _____

15. Subject: **REQUEST APPROVAL FOR FUND REIMBURSEMENT**
From: Fire Department Chief – Todd Hart

Recommendation: REQUEST APPROVAL TO RECEIVE A REIMBURSEMENT BACK TO FIRE DEPARTMENT BUDGET LINES FOR THE COST OF UTILITIES CHARGED AT THE FORMER FIRE DEPARTMENT STATION. TRANSFER FROM E.M.W. GAS BILL THE AMOUNT OF \$2,589.12 TO ACCOUNT # 209-3002-57171 AND FROM CENTRAL NEW MEXICO ELECTRIC BILLS THE AMOUNT OF \$1,087.64 TO ACCOUNT #209-3002-57170 FOR THE STATEMENT OF JULY 1, 2024, TO FEBRUARY 2025.

Motion _____ Second _____ Action _____

16. Subject: **FIRE DEPARTMENT UPDATE**
From: Fire Department Chief - Todd Hart
17. Subject: **POLICE DEPARTMENT UPDATE**
From: Police Department Chief - Adan Urbina
18. Subject: **CONSIDERATION OF RESOLUTION NO. 24-25-15**
ACKNOWLEDGING THE FY22 AUDIT FINDINGS AND ACCEPTING
MANAGEMENT'S RESPONSES FOR CORRECTING THE FINDINGS.
From: Mayor - Brandon Webb
- Motion _____ Second _____ Action _____
19. Subject: **UPDATE REGARDING CITY FINANCES: QUARTERLY STATE**
REPORT, AUDITS, CITY CLERK OFFICE RESTRUCTURE
From: Mayor - Brandon Webb
20. **Adjournment**