

**REGULAR MEETING OF THE CITY COMMISSION**  
**MONDAY, AUGUST 26, 2013 @ 5:30 P.M.**  
**CITY COMMISSION CHAMBERS, 214 S. LOVE STREET**

**Present and answering roll call:** Mayor Drummond, Commissioners Trujillo, Gandy, Granath, and Bengé.

**Also present:** City Manager James Williams, Assistant City Manager Jared Cobb, Finance Director Mashell Stephens, City Clerk Carol Ann Hogue, Administrative Assistant Imelda Gutierrez, Chief of Police Danny Bryant and City Attorney Patrick McMahon.

**Call to Order:** The meeting was called to order by Mayor Drummond at 5:30 p.m.

**Invocation:** Commissioner Granath gave the invocation

**Pledge of Allegiance:** Commissioner Granath led the pledge

**Approval of Agenda:** Mayor Drummond asked for a motion to approve the agenda as submitted. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

**Approval of the Regular Minutes of August 12, 2013:** Mayor Drummond asked for a motion for approval of the regular minutes of August 12, 2013. Commissioner Granath so moved. Commissioner Trujillo seconded. Motion was approved.

**NON-ACTION ITEMS:**

**Discussion of Lovington Chamber of Commerce Report:** Director RaeLynn Stuart presented to the Commissioners the events they have coordinated in the last 12 months. Some the events are listed: Upkeep of the Visitor Center, Home & Garden Show, Party in the Park, World's Greatest Lizard Race, Fall Arts & Crafts Show, and Christmas Light Parade. No action was taken.

**Discussion of Lovington MainStreet Report:** Director Tabatha Lawson presented to the Commissioners the businesses and events they have performed or coordinated in the last 12 months. The events are listed: Smokin' on the Plaza, Halloween on the Plaza, Christmas on the Plaza, Light Up Lea County, Beautification Day, Façade Squad, Farmer's Market and obtaining grants from Hubbard Foundation, JF Maddox Foundation, NM Economic Development Department and Department of Transportation. MainStreet awarded 2 local businesses grants to help upgrade and beautify the facades of their buildings. OB Home Furnishings & Art Gallery, The Cornerstone Coffeehouse and Treasures Antiques & Collectibles are new businesses in the downtown area. No action was taken.

**Discussion of 2015 – 2019 ICIP:** Assistant City Manager Jared Cobb presented to the Commissioners about the Infrastructure Capital Improvement Plan (ICIP) which the Department of Finance and Administration strongly encourages the municipalities to develop a 5 year plan. The plan provides an orderly process for the replacement, repair, acquisition and improvement of equipment and infrastructure. An ICIP is also critical to receive state capital outlay funds, grants, and loans. The project titles and estimated cost that rank in the first five top are: Water Rights/Well Construction \$6,100,000; Replace Water Meters \$1,300,000; Central Plaza Project \$1,694,000; Irrigation System Chaparral Park \$800,000; 17<sup>th</sup> Street North Bypass Repair \$1,010,000. No action taken.

**ACTION ITEMS:**

**Consideration of Approval of Resolution 082613-01- NMFA Planning Grant:** Mayor Drummond called for a motion to approve the resolution 082613-01-NMFA Planning Grant. The grant will provide \$50,000 to update the Lovington Comprehensive Plan, which is estimated to cost \$60,000 - \$75,000. The LEDC has proposed to cover the \$25,000 match equally between their general fund and Local Economic Development Act (LEDA) funds. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

**Consideration of Approval of Acceptance of Land Donation for Park:** Mayor Drummond called for a motion to approve the acceptance of land donation for park. Commissioner Trujillo so moved. Commissioner Granath seconded. Pat Wise on behalf of Lovington First United Methodist Church Board of Trustees is considering donating land for a City Park. The area is immediately to the west of the church. The proposal of donating the land is if the City agrees to maintain the park. The Church will handle the asbestos, abatement and demolishing of the house structure on the premises. Motion was withdrawn. This item will be brought forward to the Parks & Recreation Board for consideration. Commissioner Granath so moved to table until the next regular meeting. Commissioner Gandy seconded. Motion was approved.

**Consideration of Approval of Stop Sign Installation – 13<sup>th</sup> & Ave M:** Mayor Drummond called for a motion to approve of Stop Sign Installation. The cost for signage would be \$300. Commissioner Trujillo so moved to do more research of the area and reevaluate. Commissioner Granath seconded. Mayor Drummond called for approval: Mayor Drummond, aye; and for opposing: Commissioner Trujillo, nay; Commissioner Bengé, nay; Commissioner Granath, nay; and Commissioner Gandy, nay. Motion was not approved.

**Consideration of Approval of Final Adoption of Water Turn Off Policy:** Mayor Drummond called for a motion to approve the final adoption of water turn off policy. If approved, the policy will go in effect on September 1, 2013. Commissioner Bengé so moved. Commissioner Trujillo seconded. Motion was approved.

**Consideration of Approval of Adoption of Water Connection Fees:** Mayor Drummond called for a motion to approve of water connection fees. The current charge for a 1” water meter is \$520. If approved, the new charge will be \$1,000 for a 1” water meter effective August 27, 2013. This will allow for recapture of funds expended for materials, equipment use and staff time. Commissioner Bengé so moved. Commissioner Gandy seconded. Motion was approved.

**Consideration of Approval of Street Closures – Judicial Complex:** Mayor Drummond called for a motion to approve of street closures – Judicial Complex. Mayor Drummond wants lots of “if’s” if they do agreed to close the streets. Commissioner Trujillo so moved. Commissioner Granath seconded and a roll call was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Bengé, aye; Commissioner Granath, nay; Commissioner Gandy, nay. Motion was approved.

**Consideration of Approval of Sale of Surplus Property:** Mayor Drummond called for a motion to approve of sale of surplus property. The list of vehicles and equipment are no longer in use. Commissioner Gandy so moved. Commissioner Trujillo seconded. Motion was approved.

**Consideration of Approval of Housing Production Incentive Awards:** Mayor Drummond called for a motion to approve of housing production incentive awards. The city has received 3 responses from the Housing Production Services RFP 011513.

- Sunrise Addition- Ramirez & Sons
- Cottonwood Avenue- Goldcreek Homes
- Jackson Avenue- Goldcreek Homes

Reimbursement to City from Lea County Agreement: \$177,900. Commissioner Gandy so moved. Commissioner Granath seconded. Motion was approved.

**Consideration of Approval of Setback Variance – College Addition, Block A, Lot 12, Block 15, - 405 N. Commercial:** Mayor Drummond called for a motion to approve the setback variance – 405 N. Commercial. Commissioner Trujillo so moved. Commissioner Gandy seconded. City Manager James Williams addressed the Commissioners about other document issues with the property and would like to table this until the next regular meeting. Motion was withdrawn. Commissioner Gandy so moved to table until issues with documents was resolved. Commissioner Trujillo seconded. Motion was approved.

**Consideration of Approval of Simpson Subdivision Final Plat:** Mayor Drummond called for a motion to approve the Simpson Subdivision Final Plat. Commissioner Bengé so moved. Commissioner Trujillo seconded. Motion was approved.

**PUBLIC COMMENT:**

Wilma Kimbell addressed the Commissioners about a warning issued by Code Enforcement about a tree limb at her property.

**CLOSED SESSION:**

At 7:15 p.m., Commissioner Trujillo moved to adjourn Regular Session and convene in Closed Session Pursuant to Section 10-15-1 NMSA 1978, Subsection H-8-Regarding the purchase, acquisition, or disposal of real property or water rights. Commissioner Gandy seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Bengé, aye; Commissioner Granath, aye; and Commissioner Gandy, aye.

At 7:38 p.m., Commissioner Gandy moved to adjourn Closed Session and reconvene in Regular Session stating that matters discussed were limited only to those specified in the motion and no action was taken. Commissioner Trujillo seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Bengé, aye; Commissioner Granath, aye; and Commissioner Gandy, aye.

**OTHER:** Commissioner Gandy stated about a street sign at 17<sup>th</sup> Street & Ave L. Commissioner Bengé stated that Code Enforcement has worse issues to worry about around town other than a tree limb at Mrs. Kimbell’s property.

**ADJOURNMENT:**

There being no further business the meeting adjourned at 7:47 p.m.

**APPROVED:** \_\_\_\_\_

**DIXIE DRUMMOND, MAYOR**

**ATTEST:** \_\_\_\_\_

**CAROL ANN HOGUE, CITY CLERK**