

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, SEPTEMBER 26, 2016 @ 5:30 P.M.
CITY COMMISSION CHAMBERS, 214 S. LOVE STREET**

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

Present and answering roll call: Commissioner Trujillo, Commissioner Butcher, Commissioner Sanchez, Commissioner Gandy, and Mayor Campos

Also Present: City Manager James Williams, City Attorney Lewis Cox, Chief of Police David Rodriguez, EMS Coordinator Carl Christensen, Public Works Director Wyatt Duncan, Finance Director Gary Chapman, City Clerk Carol Ann Hogue, and Administrative Assistant Anna Juarez

Invocation: Commissioner Sanchez gave the invocation.

Pledge of Allegiance: Commissioner Sanchez led the pledge.

Approval of Agenda: Mayor Campos called for a motion. Commissioner Trujillo so moved to approve the agenda; Commissioner Gandy seconded. Motion carried unanimously.

Approval of the Regular Meeting Minutes of September 12, 2016: Mayor Campos called for a motion. Commissioner Trujillo so moved to approve the regular meeting minutes of September 12, 2016; Commissioner Gandy seconded. Motion carried unanimously.

COMMISSIONER AND STAFF REPORTS:

- Public Works Director Duncan stated culverts, ditches, and striping has been completed on Commercial Street.
- Finance Director Chapman updated Commissioners on Tyler Technologies Incode Software; Incode has been overall very cooperative and responsive.
- City Clerk Hogue thanked Commissioners for the flowers and prayers for the loss of her father.
- Commissioner Butcher asked Public Works Director Duncan if drainage is holding up after all the rain; Public Works Director Duncan stated on Commercial Street everything that was designed is doing what it was meant to do. Public Works Director Duncan stated there are some issues at the very end where it turns to Commercial and Avenue D with the flow.
- Commissioner Butcher thanked Chamber Commerce Director Stuart and City Staff for helping set up 40 year reunion.
- Mayor Campos asked if a County Forum will be hosted; EDC Director Holguin stated on Thursday the Board will decide if they will be able to host event.

- Commissioner Gandy asked what the holdup is on cleaning the property on Jackson and 2nd; City Manager Williams stated the property has been cleaned up and complies with current codes.
- Chief of Police Rodriguez updated Commissioners on shooting on Monroe, stating victim is stable in Lubbock; Police personnel did a photo array and they are pretty close to wrapping up the case, hopefully in 24 hours.
- City Manager Williams stated the surveyors seen on MainStreet are surveying for the Lovington MainStreet reconstruction project which Pettigrew and Associates and WH Pacific are currently a preliminary designing phase; tentative construction date is spring of 2018. City Manager Williams informed Commissioners of Youth Center Jami Bailey retirement party to be held tomorrow at the Commission Chamber from 2:30 – 4:30 pm; Staff is accepting applications until October 7, 2016.

PUBLIC COMMENT:

No public comment was made.

ACTION ITEMS:

Consider Approval of Ordinance No. 548: Amending Chapter 8.16 – Garbage, Refuse, and Weeds of the Lovington Municipal Code: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Approval of Ordinance No. 548: Amending Chapter 8.16 – Garbage, Refuse, and Weeds of the Lovington Municipal Code; Commissioner Gandy seconded. City Manager Williams stated that Ordinance 548 amends weed ordinance, has been advertised as required and is ready for final commission approval. City Manager Williams stated Ordinance will update and include the following:

- Require that sidewalks, curbs, and gutters be kept clear of all grass, weeds, dirt, or debris.
- Allow for citations to be immediately issued for weeds or grass that exceed 15 inches in height, without requiring a ten day written warning.
- All for repeat offenses to be issued an immediate citation, without requiring a ten day written warning

City Manager Williams stated this Ordinance is for all zones, owners of property, and owners of occupancy will be responsible for maintaining the sidewalks, curbs, and the gutters; this will help with facilitating drain issue. There being no further discussion; motion carried unanimously.

Consider Resolution 2016-90: Authorizing and approving submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority: Mayor Campos called for a motion. Commissioner Gandy so moved to consider Resolution 2016-90: Authorizing and approving submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority; Commissioner Butcher seconded. City Manager Williams stated this is a

planning grant the City is applying for with the New Mexico Finance Authority for an amount of \$50,000 to be matched with \$50,000 in LEDA Funding. City Manager Williams stated this plan will address site sizes, customer bases, street and road network, as well as water, sewer, and electrical needs; engineer estimates will be provided for the cost of installing the identified infrastructure. City Manager Williams stated the Industrial Park Site is located right off of West Stiles Road, about 800 acres which needs to be developed and is in the City limits. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-91: Authorizing execution of an agreement between the City and WDG Architects for the 17th Street Fire Station Engineering and Design: Mayor Campos called for a motion. Commissioner Butcher so moved to consider Resolution 2016-91: Authorizing execution of an agreement between the City and WDG Architects for the 17th Street Fire Station Engineering and Design; Commissioner Sanchez seconded. City Manager Williams addressed Commissioners of RFP for the Fire Station Design was awarded to WDG Architects. This contract will allow the City to start the fire station planning and design contract and other required documents between the City and WDG Architects. City Manager Williams stated this portion of the project is utilizing Capital Outlay appropriations, the contract has been reviewed and approved by our fiscal agent and the NM DFA. Commissioners and City Manager Williams discussed fire station location on 17th and Dogwood, cost of operations, additional personnel cost, and addition or transfer of apparatus. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-92: Adoption of NM PRC Transportation Division Statewide ambulance Tariff Rates effective October 1, 2016: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-92: Adoption of NM PRC Transportation Division Statewide ambulance Tariff Rates effective October 1, 2016; Commissioner Butcher seconded. City Manager Williams informed Commissioners of the ambulance rates that are governed or regulated by the New Mexico Public Regulation Commission; New Mexico Public Regulation Commission authorized the increase of approximately 22% for the new ambulance tariff rates, which will be effective October 1, 2016. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-93: Participation in Local Government Road Program administered by NMDOT: Mayor Campos called for a motion. Commissioner Butcher so moved to consider Resolution 2016-93: Participation in Local Government Road Program administered by NMDOT; Commissioner Sanchez seconded. City Manager Williams stated City has previously authorized road fund grant for Phase I of 17th Street; after consultation with NMDOT, they suggest that the City request an extension to the agreement in the event delays are experienced in regard to the proposed drainage plan. City Manager Williams stated if approved, this Resolution will accompany a letter to the

District II Engineer. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Approval of Accounts Payable: Mayor Campos called for a motion. Commissioner Sanchez so moved to approve the accounts payable; Commissioner Trujillo second. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

ADJOURNMENT: There being no further business, Mayor Campos adjourned the meeting at 5:57 p.m.

APPROVED: _____
PAUL CAMPOS, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK