

**REGULAR MEETING OF THE CITY COMMISSION  
MONDAY, APRIL 25, 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 Gandy, Commissioner Trujillo, Commissioner Butcher, Commissioner Sanchez, and Mayor Campos

**Also Present:** City Manager James Williams, City Attorney Patrick McMahon, Chief of Police David Rodriguez, City Clerk Carol Ann Hogue, Finance Director Gary Chapman, Planning and Zoning Coordinator Crystal Ball, and Administrative Assistant Anna Juarez

**Invocation:** Commissioner Butcher gave the invocation.

**Pledge of Allegiance:** Commissioner Butcher led the pledge.

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

**Approval of the Regular Meeting Minutes of April 11, 2016 and Called Meeting Minutes of April 20, 2016:** Mayor Campos called for a motion. Commissioner Trujillo so moved to approve the regular meeting minutes of April 11, 2016 and called meeting Minutes of April 20, 2016; Commissioner Gandy seconded. Motion carried unanimously.

**COMMISSIONER AND STAFF REPORTS:**

- City Manager Williams informed Commissioners of:
  - Beautification day on Saturday, April 30, 2016 at 8:00 a.m. to 12:00 p.m.; lunch will be served.
  - Commission meeting will be live streamed; can be viewed on Lovington.org or YouTube; Mayor Campos stated his appreciation to City Manager Williams on streaming of Commission Meeting.
  - City of Lovington was named the 30<sup>th</sup> safest City in America; City Manager Williams presented Chief Rodriguez with award for his department crime prevention efforts to the City of Lovington.

**NON-ACTION ITEMS: Discussion of FY 2016 -2017 Budget:** City Manager Williams asked Commissioners if they had anymore comments or questions to budget work session held on Wednesday, April 20, 2016. Commissioner Sanchez asked if meeting could be held at an earlier time and not be held on Wednesday. Mayor Campos asked for a scheduled work session to discuss retiree insurance. City Manager Williams stated Jim Harris would like for Commission to consider providing more funding to offset the funding not received from the County; item will be discussed in work session. Discussion only, no action was taken.

**Discussion of Quarterly Financial Report:** Finance Director Chapman reported to Commissioners of status of GRT, the projected revenues are below the budgeted GRT amount coming in than anticipated. Commissioners and staff discussed the reserve is above the 40% regulated by resolution, due to the combination of commitment of all departments cutting back on expenditures. Discussion only, no action was taken.

**Discussion of Municipal Water Supply:** Public Works Director Duncan updated Commissioners on the status of the municipal water supply and system. Public Works Director Duncan discussed recycling options to consider in conserving water. Discussion only, no action was taken.

**ACTION ITEMS: Resolution 2016-26: Addressing Concerns regarding the proposed Waste Prevention, Production Subject to Royalties, and Resource Conservation Rule published by the BLM on February 8, 2016:** Mayor Campos called for a motion. Commissioner Trujillo so moved to approve Resolution 2016-26: addressing concerns regarding the proposed Waste Prevention, Production Subject to Royalties, and Resource Conservation Rule published by the BLM on February 8, 2016; Commissioner Butcher seconded. City Manager Williams stated Commissioner Trujillo had requested to submit BLM resolution after attending oil and gas meeting. Commissioner Trujillo and Gandy explained the BLM is proposing new regulations to reduce waste of natural gas from venting, flaring, and leaks during oil and natural gas production activities; and when produced gas lost through venting, flaring or leaks is subject to royalties, and when oil and gas production used on site would be royalty-free. Commissioner Gandy stated this is going to cause for the lower producing wells to be plugged due to the extreme cost to implement the regulations. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

**Consider Resolution approving Eddy Madison Subdivision:** Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-27 approving Eddy Madison Subdivision; Commissioner Gandy seconded. City Manager Williams stated this was a previous subdivision request than at the request of the owners the item was tabled, so they can obtain a variance. City Manager Williams stated the variance request is to allow for mobile homes to be placed on the lots and for the corner lots side yard setback of 10'. Commissioners and staff discussed the setbacks and the lot dimensions. Planning and Zoning did recommended approval of subdivision. Estella Garcia addressed Commissioners about her concerns with the neighborhood looking raggedy, zoning regulations, type of mobile homes in property and going out of businesses around the neighborhood. Jerry Solórzano, nephew of land owner, stated they will comply with ordinances set in place for mobile homes. Mrs. Garcia addressed Commissioners with her concerns on how the utilities are affected on Madison Street and asked why all mobile homes are not set on a foundation. Planning and Zoning Coordinator Ball stated the property is zoned commercial, but can be used as residential; the architectural drawing shows where the utilities will be located, but how

they will be accessed at this time is unknown. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

**Consider Resolution approving variance for side yard setback and lot dimensions for mobile homes in Eddy Madison Subdivision:** Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-28 approving variance for side yard setback and lot dimensions for mobile homes in Eddy Madison Subdivision; Commissioner Sanchez seconded. Planning and Zoning Coordinator Ball stated resolution is for side yard setback on subdivision that was approved. 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 Gandy so moved to approve the accounts payable; Commissioner Butcher second. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

**PUBLIC COMMENT:** Estella Garcia addressed Commissioners with concerns of hazardous materials left behind from oil businesses going out of business. Mrs. Garcia stated her concerns with the mosquito season because of the 18 wheelers tires left behind are collecting water.

**CLOSED SESSION:** At 6:11 p.m., Commissioner Gandy moved to adjourn Regular Session and convene in Closed Session Pursuant to Section 10-15-1 NMSA 1978, Subsection H-2, regarding the purchase, acquisition, or disposition of real property or water rights – Sale or lease of City real property and Subsection H-2 regarding limited personnel matters. Commissioner Butcher seconded and a roll call vote was taken: Commissioner Gandy - Yes; Commissioner Trujillo - Yes; Commissioner Butcher - Yes; Commissioner Sanchez – Yes, and Mayor Campos – Yes.

At 6:36 p.m., Commissioner Gandy so 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: Commissioner Gandy - Yes; Commissioner Sanchez - Yes; Commissioner Trujillo - Yes; and Commissioner Butcher – Yes, and Mayor Campos – Yes.

**ADJOURNMENT:** There being no further business, Mayor Campos adjourned, the meeting at 6:36 p.m.

**APPROVED:** \_\_\_\_\_  
**PAUL CAMPOS, MAYOR**

**ATTEST:** \_\_\_\_\_  
**CAROL ANN HOGUE, CITY CLERK**