

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, JULY 11, 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, Fire Chief Terrance Lizardo, Planning and Zoning Coordinator Crystal Ball, and Administrative Assistant Anna Juarez

Invocation: Commissioner Gandy gave the invocation.

Pledge of Allegiance: Commissioner Gandy 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 June 27, 2016: Mayor Campos called for a motion. Commissioner Sanchez so moved to approve the regular meeting minutes of June 27, 2016; Commissioner Trujillo seconded. Motion carried unanimously.

COMMISSIONER AND STAFF REPORTS:

- Mayor Campos suggested for Staff to look into some sort of sensor in place for the Splash Pad to prevent injuries in case of lightning; City Manager Williams will look into this concern. Mayor Campos thanked Chief Lizardo for a successful Lizard Race Event. Chamber Director Raelynn Stuart suggested to Commissioners to consider shade structures for the playground equipment; Mrs. Stuart stated July 4th event went well, kids were happy, and lots of prizes were handed out. Mrs. Stuart thanked Fire Department, Police Department and City Staff for their help.
- City Manager Williams updated Commissioners on:
 - Lea County Fair and Rodeo and Live on Love Concerts Beer Garden applications have been approved.
 - Former City Manager Michael Leighton passed away last Saturday.

NON-ACTION ITEMS:

Discussion of Parks and Recreation Board Appointment: City Manager Williams addressed Commissioners of opening in the Parks and Recreation Board for a resident

who lives in the City limits; this will be an action item for July 25, 2016 Commission meeting. Discussion only, no action was taken.

Discussion of Athletic Field Use Policy: City Manager Williams informed Commissioners of Travelers Insurance visit concerning athletic fields; insurance company recommended to develop a policy. This policy was presented to the Parks and Recreation Board and they provided a recommendation to approve the policy. City Manager reviewed with Commissioners the draft of the Athletic Field Use Policy. Discussion only, no action was taken.

PUBLIC COMMENT:

No comments were made.

ACTION ITEMS:

Consider Approval of Ordinance 544: Zoning change from Zone D – Industrial to Zone C – Commercial for County Fair Addition, Blocks 5, 6, 7, and 8: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Approval of Ordinance 544: Zoning change from Zone D – Industrial to Zone C – Commercial for County Fair Addition, Blocks 5, 6, 7, and 8; Commissioner Butcher seconded. City Manager Williams stated this Ordinance has been advertised as required; Ordinance 544 will change the zoning of Blocks 5, 6, 7, and 8 of the County Fair Addition from Zone D – Industrial to Zone C – Commercial. There being no further discussion; motion carried unanimously.

Consider Resolution 2016-44: Nor Lea Hospital Wellness Center Agreement: Mayor Campos called for a motion. Commissioner Butcher so moved to consider Resolution 2016-44: Nor Lea Hospital Wellness Center Agreement; Commissioner Trujillo seconded. City Manager Williams stated this item was tabled in the previous two meetings to have additional time to prepare agreement between the City of Lovington and Nor Lea Hospital; this is the final document with one typo correction on page 2, the first sentence references the County, instead of the Nor Lea Hospital. City Manager Williams stated the agreement is ready for Commission and hospital approval; the school will have their own separate agreement with the hospital, since they have a different type of agreement. David Shaw, CEO of Nor Lea Hospital, stated City of Lovington agreement will be presented to board on July 27, 2016 for approval. Commissioner Butcher asked about the Lea County funding coming from a different source, is the Lea County pulling out or are they still in this? Mr. Shaw stated the County is partnered on a number of projects throughout the County and they provide funding to hospital district to offset hospital expenses; Lea County is very supportive of wellness project. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-55: Approval to advertise and Ordinance amending Chapter 2.92 of the Lovington Municipal Code to include changes to hours worked definition and allowing a Section K exemption for the Police Department should Municipal revenues decline: Mayor Campos called for a motion. Commissioner Trujillo so moved

to consider Resolution 2016-55: Approval to advertise and Ordinance amending Chapter 2.92 of the Lovington Municipal Code to include changes to hours worked definition and allowing a Section K exemption for the Police Department should Municipal revenues decline; Commissioner Gandy seconded. City Manager Williams stated as discussed previously in the budget work sessions with our City's Revenue Reduction Contingency Plan; one of the options is the Section K exemption for the Police Department. City Manager Williams stated this resolution will authorize the advertisement of an ordinance that will amend the personnel code for the City of Lovington to allow for the enactment of a Section K exemption for the Lovington Police Department. City Manager Williams stated in the event the revenues decline, this will allow the City Commission to enact this exemption. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-56: Approval to advertise an Ordinance amending Chapter 15.04 – Uniform Building Code to adopt most current New Mexico State Building Code by reference: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-56: Approval to advertise an Ordinance amending Chapter 15.04 – Uniform Building Code to adopt most current New Mexico State Building Code by reference; Commissioner Gandy seconded. Planning and Zoning Coordinator Ball stated the ordinance will adopt the most current edition in use by the State of New Mexico by reference. Planning and Zoning Coordinator Ball stated State Inspector Skip Connolly is aware of change. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-57: Housing Incentive Agreement with M&L Development for Sunrise Addition Phase II: Mayor Campos called for a motion. Commissioner Gandy so moved to consider Resolution 2016-57: Housing Incentive Agreement with M&L Development for Sunrise Addition Phase II; Commissioner Sanchez seconded. City Manager Williams stated this project has been previously approved in September 2015, however, contractor delays have not allowed the project to progress. City Manager Williams stated housing funding is through the LEDA; a new contractor has been secured and the developers, M&L Development, have requested a new housing incentive agreement for the 2nd phase of their project. City Manager Williams stated agreement is similar to previous agreement, but will require landscaping, fence, ADA compliant sidewalks, and street pavement. City Manager Williams stated this RFP will help in effort to increase the supply of additional family housing units; after completion of every four units, each home completed is eligible for up to six thousand dollars of actual costs for off-site infrastructure improvements. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-58: 2016 – 2017 Budget Adoption: Mayor Campos called for a motion. Commissioner Sanchez so moved to consider 2016-58: 2016 – 2017 Budget Adoption; Commissioner Gandy seconded. Finance Director Chapman stated staying in compliance with State laws; the City of Lovington is required to submit a final budget

after it is approved by Commission. Finance Director Chapman stated some changes have been made to the interim budget and these are detailed on the Summary of Budget Changes. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider approval of Lodger Tax Board funding recommendations: Mayor Campos called for a motion. Commissioner Sanchez so moved to consider approval of Lodger Tax Board funding recommendations; Commissioner Butcher seconded. City Manager Williams stated Lodger’s Tax Board convened for 3rd quarter on June 30, 2016 with over \$60,000 of request. City Manager Williams stated after review of financial report the Board recommended providing the \$3,000 dollar allocation to the Chamber and not funding any of the additional \$67,732.02 requests due to the downturn in the economy. City Attorney McMahon and Commissioner Trujillo discussed reviewing the original agreement/MOU with auxiliary entities terms and conditions to identify employee and employer relationship; item will be discussed in next Commission meeting. 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 6:14 p.m.

APPROVED: _____
PAUL CAMPOS, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK