

**REGULAR MEETING OF THE CITY COMMISSION  
MONDAY, SEPTEMBER 25, 2017 @ 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 Butcher, Commissioner Sanchez, Commissioner Trujillo, and Mayor Campos

**Also Present:** City Manager James Williams, City Attorney Patrick McMahon, Finance Director Gary Chapman, Chief of Police David Rodriguez, Fire Chief Terrance Lizardo, Public Works Director Wyatt Duncan, City Clerk Anna Juarez, and Administrative Assistant Joanna Barrera.

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

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

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

**Approval of the Regular Meeting Minutes of September 11, 2017:** Mayor Campos called for a motion. Commissioner Sanchez so moved to approve the regular meeting minutes of September 11, 2017 as submitted; Commissioner Gandy seconded. Motion carried unanimously.

**COMMISSIONER AND STAFF REPORTS:**

- Public Works Director Duncan informed commissioners that the Polk Project Construction will begin on October 2, 2017. Completion date is set for January or February.
- Finance Director Chapman informed commissioners that accounts payables is not an action item in the agenda, due to being short staffed in the Accounting Department.
- Commissioner Butcher commended City Manager Williams on the organization of Movies by Moonlight.
- City Manager Williams informed commissioners that Movies at the Park Event will take place on October 19, 2017 for the Youth and October 26, 2017 a movie for Adult; a survey is taking place to let the community vote for a movie title.
- Carol Parish, Chairperson for the Lea County Memorial Committee, informed Commissioners that Commissioner Trujillo has offered a piece of land in City of Lovington to have a Veterans Memorial. Ms. Spears stated she is currently planning the memorial which will be a teaching memorial where veterans will share their stories with the community. Ms. Parish informed commissioners that all Soldiers and Veterans born, residing, or buried in Lea County will be honored in the memorial. Mayor Campos thanked Mrs. Spears for choosing City of Lovington to have the memorial.

- Lovington Chamber of Commerce Director Leslie introduced herself and informed commissioners that she looks forward to continue the work of the Chamber of Commerce and present new ideas for the City of Lovington and the Community. stated she looks forward to making an ambassador program and stated if anyone is interested in being an ambassador to go visit with her at the Chamber of Commerce.
- City Manager Williams informed commissioners that the Planning and Zoning Meeting on October 10, 2014 will be a joint Work Session with the City Commission and the Planning and Zoning Board; the meeting will take place at 5:30 p.m. in order to accommodate everyone's work schedule.
- City Manager Williams informed commissioners that NMDOT is hosting a meeting at the Lea County Museum on September 28, 2017 from 4:30 - 6:30 p.m. to discuss the ADA and sidewalk improvements that will take place in the fall of 2018 on Avenue D.
- City Manager Williams informed commissioners that appointments may be scheduled with Administrative Assistant Barrera for the Corporate Wellness Program.
- City Manager Williams informed Commissioners that City of Lovington was presented an award by MOA; with this award City of Lovington will be able to purchase a mosquito spraying unit through the Department of Health Grant.

**PUBLIC COMMENT:** No public comment was made.

**NON ACTION ITEMS:**

**Discussion of Police Department Retention, Salary and Benefits:** Chief of Police Rodriguez informed commissioners that in the last year and a half, nine Police Department officers have resigned from the Police Department to go work for other Lea County departments due to better pay and benefits. Chief of Police Rodriguez stated he would like to retain officers by offering a better salary and offering a better insurance plan. City Manager Williams presented other municipality's income, as well as retention options to commissioners. Commissioners discussed retention options presented by City Manager Williams. Mayor Campos thanked Chief of Police Rodriguez for his interest in the retention of Police Department Employees.

**ACTION ITEMS:**

**Consider approval of Ordinance No. 554: Amends Title 2, Division V Boards and Commissions, Chapter 2.90 Parks and Recreation Board to include additional ex-officio members:** Mayor Campos called for a motion. Commissioner Trujillo so moved to consider approval of Ordinance No. 554: Amends Title 2, Division V Boards and Commissions, Chapter 2.90 Parks and Recreation Board to include additional ex-officio members; Commissioner Gandy seconded. City Manager Williams informed commissioners that Ordinance 554 will amend the Lovington Municipal Code to allow for the designation of ex-officio members from recognized non-profit athletic leagues to the Parks and Recreation Board; this ordinance has been advertised and requires final Commission approval. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-109: Approval to advertise an Ordinance to create Title 2, Division VI Administration and Personnel, Chapter 2.94 Code of Conduct of the Lovington Municipal Code:** Mayor Campos called for a motion. Commissioner Butcher so moved to Consider Resolution 2017-109: Approval to advertise an Ordinance to create Title 2, Division VI Administration and Personnel, Chapter 2.94 Code of Conduct of the Lovington Municipal Code; Commissioner Sanchez seconded. City Manager Williams informed commissioners that Resolution 2017-109 authorizes the advertisement of the proposed Ordinance and sets the date for final consideration as October 30, 2017. City Manager Williams stated that staff has prepared a draft of Ordinance 555 which will create a new section of the LCM that includes Code of Conduct and meets or exceeds the requirements set forth in the State of NM Governmental Conduct Act. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-110: Approval of a lease agreement between the City and Stryker Medical:** Mayor Campos called for a motion. Commissioner Trujillo so moved to Consider Resolution 2017-110: Approval of a lease agreement between the City and Stryker Medical; Commissioner Sanchez seconded. City Manager Williams informed commissioners that Resolution 2017-110 will authorize the execution of lease equipment between the City and Stryker Medical. This lease will provide the Fire Department ambulances with ambulance stretchers and powerload systems. The current lease agreement has expired and the equipment is in need of replacement. City Manager Williams stated that this is a budgeted expense paid with the Ambulance Fund and EMS Grant. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-111: Installation of stop signs at Avenue K and 13<sup>th</sup> Street:** Mayor Campos called for a motion. Commissioner Sanchez so moved to Consider Resolution 2017-111: Installation of stop signs at Avenue K and 13<sup>th</sup> Street; Commissioner Butcher seconded. City Manager Williams informed commissioners that Resolution 2017-111 will authorize the placement of stop signs at the intersection of Avenue K and 13<sup>th</sup> Street. The signage is required due to the construction and development of Avenue K West of 13<sup>th</sup> Street. City Manager Williams stated this issue was presented to the Planning and Zoning Commission and they recommended the placement of the stop signs as presented on the attached aerial. Commissioner Sanchez asked if there are fire hydrants in the area. Public Works director Duncan stated that there is a fire hydrant on the corner of 11<sup>th</sup> Street and K Street and one on Avenue L and 17th Street, and that the placement of two fire hydrants is required in the new subdivision. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-112: Vacation of East Adams Avenue between Eddy Street and Chaves Street:** Mayor Campos called for a motion. Commissioner Butcher so moved to Consider Resolution 2017-112: Vacation of East Adams Avenue between Eddy Street and Chaves Street; Commissioner Sanchez seconded. City Manager Williams informed commissioners that Abel Cabello has requested the City to vacate a portion of East Adams Avenue, adjacent to his properties. The location of the requested vacation is East Adams Avenue from Eddy Street to the existing alley between Eddy and Chaves Streets. Both lots to the North and South of the portion of East Adams Avenue requested to be vacated are currently owned by Mr. Cabello. The

opposite side of E Adams Avenue was vacated on 1956. City Manager Williams explained the Vacation Exhibit and stated that the Planning and Zoning Board has recommended the approval of vacation of East Adams Avenue between Eddy Street and Chaves Street. Public Works Director Duncan stated that the City will be keeping the alley for access to run utilities. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-113: Approval to advertise an Ordinance to adopt the 2017 Uniform Traffic Ordinance Amendments:** Mayor Campos called for a motion. Commissioner Sanchez so moved to Consider Resolution 2017-113: Approval to advertise an Ordinance to adopt the 2017 Uniform Traffic Ordinance Amendments; Commissioner Gandy seconded. City Clerk Juarez informed commissioners that Resolution 2017-113 will authorize the advertisement of Ordinance 556 and update the Uniform Traffic Code. City Clerk Juarez informed commissioner of the changes to the Uniform Traffic Code. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-114: Street Closure Permit October 21, 2017 for October Fiesta:** Mayor Campos called for a motion. Commissioner Trujillo so moved Consider Resolution 2017-114: Street Closure Permit October 21, 2017 for October Fiesta; Commissioner Gandy seconded. City Manager Williams informed commissioners that Lovington MainStreet has requested the temporary closure of Main Street between Central and Washington, as well as Central Avenue and Washington Avenue between Main Street and Love Street. This is to accommodate the October Fiesta event on October 21, 2017; NMDOT approval is required for the closure of Main Street. Main Street Director Salcido informed commissioners that the October Fiesta will not be interfering with businesses hours; Quilt shop is the only business open on October 21, 2017 and signage for customer parking will be placed. Chief of Police Rodriguez stated that the street closure may cause traffic cluster and may limit emergency responses to calls. Commissioners discussed traffic concerns as well as options for traffic detour. Fire Chief Lizardo stated that the firefighters will use a different route for emergency responses. City Manager Williams suggested a detour accessing Commercial Street with a detour sign placed by Ferguson Construction and recommended omitting Item C from the resolution which will remove closure of Washington Avenue between Main Street and Love Street. Commissioner Trujillo amended motion to approve Resolution 2017-114 with the omission of Item C; Commissioner Sanchez seconded. A roll call vote was taken: Commissioner Sanchez - Yes, Commissioner Butcher - No; Commissioner Trujillo– Yes, Commissioner Gandy – Yes, and Mayor Campos - Yes. There being no further discussion; motion carried. EDC Director Evelyn Holguin informed commissioners that there will be activities, food vendors and music at the event.

**Consider Resolution 2017-115: Consider LGRF Grant Extension:** Mayor Campos called for a motion. Commissioner Trujillo so moved Consider Resolution 2017-115: consider LGRF Grant Extension; Commissioner Gandy seconded. City Manager Williams informed commissioners that due to the delays in land acquisition for drainage and the impact to the design, the phase II portion of the 17<sup>th</sup> reconstruction project cannot be completed within the time frame specified in our NMDOT LGRF grant agreement. Resolution 2017-115 will request and extension of time

to complete portions of the project. The extension is needed in order to preserve the \$37,500 in grant funding for the project. There being no further discussion; motion carried unanimously.

**Consider Resolution 2017-116: Consider MAP Grant Extension:** Mayor Campos called for a motion. Commissioner Sanchez so moved to Consider Resolution 2017-116: Consider MAP Grant Extension; Commissioner Butcher seconded. City Manager Williams informed commissioners that due to the delays in land acquisition for drainage and the impact to the design, the phase II portion of the 17th reconstruction project cannot be completed within the time frame specified in our NMDOT MAP grant agreement. Resolution 2017-116 will request and extension of time to complete portions of the project. The extension is needed in order to preserve the \$146,642 in grant funding for the project. There being no further discussion; motion carried unanimously.

**CLOSED SESSION:** At 6:31 p.m., Commissioner Trujillo moved to adjourn the Regular Session and convene in Closed Session Pursuant to Section 10-15-1 NMSA 1978, Subsection H-8, regarding the purchase, acquisition, or disposition of real property or water rights – Possible transfer or sale of vacant City property and grant of easement on City land; Commissioner Sanchez seconded. A roll call vote was taken: Commissioner Gandy - Yes, Commissioner Trujillo - Yes; Commissioner Butcher – Yes, Commissioner Sanchez – Yes, and Mayor Campos - Yes.

**OPEN SESSION:** At 6:49 p.m., Commissioner Gandy so moved to adjourn the 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 Butcher – Yes, Commissioner Trujillo - Yes; Commissioner Sanchez – Yes, Commissioner Gandy, and Mayor Campos – Yes.

**Consider Resolution 2017-117: Execution of Electric Power Line Easement between the City of Lovington and Southwestern Public Service Company:** Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2017-117: Execution of Electric Power Line Easement between the City of Lovington and Southwestern Public Service Company. Commissioner Trujillo seconded. There being no further discussion; motion carried unanimously.

**ADJOURNMENT:**

There being no further business, Mayor Campos called for a motion to adjourn. Commissioner Trujillo so moved to adjourn meeting; Commissioner Sanchez seconded. Meeting adjourned at 6:50 p.m.

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

**ATTEST:** \_\_\_\_\_  
**ANNA JUAREZ, CITY CLERK**