

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, AUGUST 8, 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 (Phone Conference), Commissioner Sanchez, and Mayor Campos

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

Invocation: Commissioner Trujillo gave the invocation.

Pledge of Allegiance: Commissioner Trujillo led the pledge.

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

Approval of the Regular Meeting Minutes of July 25, 2016: Mayor Campos called for a motion. Commissioner Gandy so moved to approve the regular meeting minutes of July 25, 2016; Commissioner Sanchez seconded. Motion carried unanimously.

COMMISSIONER AND STAFF REPORTS:

- Commissioner Butcher stated Commercial Street looks awesome.
- Commissioner Gandy asked City Manager to look at some streets lights on the north side of the road on Avenue L, before concrete is poured.
- Mayor Campos asked City Manager to thank the Ramirez and Son's for completing project on scheduled time.
- City Manager Williams updated Commissioners on:
 - Fair & Rodeo is on Wednesday, starts at 4:00 pm
 - NMML Conference will be held in Hobbs, August 31 – September 2, 2016; registrations will need to be turned in before August 12, 2016
 - Public town hall meetings for 2017-2021 ICIP, will be held City Hall Chamber on August 15 and 29 from 5:30 – 6:30 pm; meeting will be informal just to get comments from the public.
 - MVD will be closed tomorrow at noon and not re-open until Friday, so they can attend training in Las Cruces for a State mandated training

PUBLIC COMMENT:

Evelyn Holguin, Director of EDC, invited everyone to the Fair and Rodeo Parade on Wednesday at 4:00 pm.

ACTION ITEMS:

Consider approval of Ordinance 545 – 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 approval of Ordinance 545 – 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 Butcher seconded. City Manager Williams stated this Ordinance 545 has been discussed two meetings ago, which will amend the personnel code to allow the City Commission to enact a Section K exemption for the Police Department should municipal revenues decline. This action is identified in the Revenue Reduction Contingency Plan and will cause an estimated savings of over \$20,000 per year. This Ordinance has been advertised and is ready for final adoption by Commission. There being no further discussion; motion carried unanimously.

Consider approval of Ordinance 546 – Amending Chapter 15.04 – Uniform Building code to adopt the most current New Mexico State Building Code by reference: Mayor Campos called for a motion. Commissioner Gandy so moved to consider approval of Ordinance 546 – Amending Chapter 15.04 – Uniform Building code to adopt the most current New Mexico State Building Code by reference; Commissioner Trujillo seconded. City Manager Williams stated this Ordinance 546, previously discussed and advertised, will amend the Uniform Building Code section of the LMC; the amendment will allow the City to adopt the most current edition in use by the State of New Mexico. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-67: Approval to extend sewer line within public utility easement in the area of 1st and Juniper: Mayor Campos called for a motion. Commissioner Sanchez so moved to consider Resolution 2016-67: Approval to extend sewer line within public utility easement in the area of 1st and Juniper; Commissioner Butcher seconded. Public Works Director Duncan addressed Commissioners of owners of 4 residential lots located in the area of Juniper and 1st street are currently in need to connect to the public sewer system. However, the closest connection is well over 100 feet away on a dead end alley and until recently, public utility easements did not exist. All of the owners of the aforementioned properties have recorded public utility easements that will facilitate placement of a public sewer line. Public Works Director Duncan stated staff is requesting authorization from the City Commission to have the easement surveyed and staked; upon completion of the surveying, approximately 260 feet of sewer main will be installed. City Manager Williams stated funding will come out of utilities fund which has 67% reserves. Public Works Director stated this will be a utility

easement and timeframe for install will take about 4 days; water is already available to residents. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-68: Approval of Change Order 6 for Commercial Street Project: Mayor Campos called for a motion. Commissioner Butcher so moved to consider Resolution 2016-68: Approval of Change Order 6 for Commercial Street Project; Commissioner Trujillo seconded. Public Works Director Duncan addressed Commissioners after further review by staff, the project engineer has come to the conclusion that the complete filling in of the drainage ditches and culvert extensions on the Commercial Street project is more cost effective in the long term as compared to the drive pad widening only. Long term maintenance will cost less with this measure. In addition, this method will reduce erosion control and enhance public safety. Change order number 6 will delete Change Order No. 5 and increase this project \$13,082. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Award of RFP 2016FSD: Fire Station Engineering and Design Services: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Award of RFP 2016FSD: Fire Station Engineering and Design Services; Commissioner Gandy seconded. Fire Chief Lizardo stated RFP 2016FSD was released in order to obtain engineering and design services for the second main Fire Station, which will house 4 personnel and 4 to 6 apparatus. Fire Chief Lizardo stated three responses were received and scored as such:

- Durham Mackay Architects: 132.00
- NPSR Architects, Inc.: 156.00
- WDG Architects: 162.75

Fire Chief Lizardo stated the City Staff is recommending award of this RFP to WDG Architects. City Manager Williams stated this project is evaluated by 4 staff personnel using the State procurement RFP template which is utilized to evaluate each response. 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 Gandy second. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

CLOSED SESSION:

At 5:49 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 disposition of real property – potential purchase of property for drainage, economic development, and quality of life. Commissioner Sanchez seconded and a roll call vote was taken: Commissioner Sanchez - Yes; Commissioner

Trujillo - Yes; Commissioner Gandy - Yes; Commissioner Butcher – Yes; and Mayor Campos - Yes.

At 6:17 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 Sanchez seconded and a roll call vote was taken: Commissioner Gandy - Yes; Commissioner Sanchez - Yes; Commissioner Trujillo - Yes; Commissioner Butcher – Yes; and Mayor Campos - Yes.

ADJOURNMENT: There being no further business, Mayor Campos adjourned the meeting at 6:17 p.m.

APPROVED: _____
PAUL CAMPOS, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK