

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, SEPTEMBER 12, 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 Patrick McMahon, Chief of Police David Rodriguez, Chief of Fire Terrance Lizardo, Public Works Director Wyatt Duncan, Finance Director Gary Chapman, 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 Sanchez so moved to approve the agenda; Commissioner Trujillo seconded. Motion carried unanimously.

Approval of the Regular Meeting Minutes of August 22, 2016: Mayor Campos called for a motion. Commissioner Trujillo so moved to approve the regular meeting minutes of August 22, 2016; Commissioner Butcher seconded. Motion carried unanimously.

COMMISSIONER AND STAFF REPORTS:

- Finance Director Chapman updated Commissioners on Tyler Technologies scheduled date to go live on September 21, 2016. Finance Director Chapman informed Commissioners of Incode situations which have arisen. City Manager stated there has not been a breach of contract; just frustrating with the amount of work that Staff needs to do. Finance Director and Commissioners discussed challenges for data request, Incode's features, web base system, and amending contract.
- Commissioner Butcher thanked Staff for the bigger font on agenda
- Mayor Campos stated he enjoyed the 1st Responders event; it was fun and great to watch.
- Commissioner Gandy reported street light out on 13th and Yucca Drive.
- Chief of Police Rodriguez and Fire Chief Lizardo thanked Chamber Director RaeLynn for the 1st Responders Event; it was awesome.
- City Manager Williams reminded Commissioners of City Hall closure for the Tyler Technology software upgrade on September 22 & 23, 2016.

PUBLIC COMMENT:

Betty Price asked when the City will get the potholes fixed from 13th and 17th street; Public Works Director Duncan informed Mrs. Price that the Street Department is currently working on potholes; CDBG funds, which the City did receive, will help fund the reconstruction of 13th Street and 17th Street.

NON-ACTION ITEMS:

Proclamation 201603 - General Aviation Month: Mayor Campos read Proclamation for the General Aviation Appreciation Month.

ACTION ITEMS:

Consider Resolution 2016-82: 2018 – 2022 ICIP Approval: Mayor Campos called for a motion. Commissioner Gandy so moved to consider Resolution 2016-82: 2018 – 2022 ICIP Approval; Commissioner Trujillo seconded. City Manager Williams stated this resolution is a required document which will provide approval for the 2018-2022 Infrastructure Capital Improvement Plan. City Manager Williams stated two public meetings were conducted on August 14 and August 29, 2016 and no public comment was received. City Manager Williams explained the list of projects and programs compiled by the staff, including the “Top 5” priorities for the upcoming year:

1. North Commercial Street Bypass
2. Lovington Sport Plex
3. Industrial Park/Infrastructure Expansion
4. Aerial Fire Apparatus
5. Police Department Firing Range

City Manager Williams stated a tab for ICIP list will be posted on the City website, if list is approved as is. There being no further discussion; motion carried unanimously.

Consider Resolution 2016-83: Approval of Capital Outlay Agreement 16-A2269-STB – Radio Read Water Meters naming Official Representatives and Granting Administrative Authority: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-83: Approval of Capital Outlay Agreement 16-A2269-STB – Radio Read Water Meters naming Official Representatives and Granting Administrative Authority; Commissioner Gandy seconded. City Manager Williams stated resolution will approve the official representatives and grant administrative authority for Capital Outlay Project A2269, Radio Read Water Meters for the amount of \$220,000; resolution is presented in the required format by the State. City Manager James Williams and Mayor Paul Campos are named as Official Representatives and Dora Batista of SENMEDD is named as the Fiscal Agent. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-84: Approval of Capital Outlay Agreement 16-A4045-STB – Wells and Water System Improvements naming Official Representatives and Granting Administrative Authority: Mayor Campos called for a motion. Commissioner Butcher so moved to consider Resolution 2016-84: Approval of Capital Outlay Agreement 16-

A4045-STB – Wells and Water System Improvements naming Official Representatives and Granting Administrative Authority; Commissioner Sanchez seconded. City Manager Williams addressed Commissioners of Resolution 2016-84 which will name the Official Representatives and grant administrative authority to the COG for Capital Outlay Appropriation 16-A4045 – Water Wells and Water System Improvements for the amount of \$100,000; resolution is presented in the required format. City Manager James Williams and Mayor Paul Campos are named as Official Representatives and Dora Batista of SENMEDD is named as the Fiscal Agent. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-85: MOU between City of Lovington and SENEDD/COG for fiscal agent services for Capital Outlay agreement 16-A4045: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Resolution 2016-85: MOU between City of Lovington and SENMEDD/COG for fiscal agent services for Capital Outlay agreement 16-A4045; Commissioner Sanchez seconded. City Manager Williams addressed Commissioners of Resolution 2016-85 which will authorize the execution of an MOU between the City and the SENMEDD/COG for fiscal agent services in relation to the Water Well and Water System grant; requirement from the New Mexico Environment Department. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-86: Approval of Capital Outlay Agreement 16-A2447 – Evidence Storage and Impound Facility naming Official Representatives and Granting Administrative Authority: Mayor Campos called for a motion. Commissioner Gandy so moved to consider Resolution 2016-86: Approval of Capital Outlay Agreement 16-A2447 – Evidence Storage and Impound Facility naming Official Representatives and Granting Administrative Authority; Commissioner Butcher seconded. City Manager Williams informed Commissioners of \$150,000 grant funding for the Evidence Storage Facility to help complete project; Resolution 2016-86 will name Official Representatives and grant administrative authority to the COG for Grant A2447 – Evidence Storage and Impound Facility; resolution is presented in the State approved format. City Manager Williams stated once agreement is signed, the City can install security fencing, complete the dirt work, and construct garage for seized/impound vehicles. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-87: Community Health and Wellness Center Advisory Committee appointments: Mayor Campos called for a motion. Commissioner Trujillo so moved to consider Mayor Paul Campos to the Resolution 2016-87: Community Health and Wellness Center Advisory Committee appointments; Commissioner Sanchez seconded. Commissioner Gandy stepped down from committee due to timing of meetings. City Manager Williams volunteered to be added to the advisory committee. Commissioner Trujillo amended motion to appoint Mayor Paul Campos and City Manager James Williams to the Community Health and Wellness Center Advisory

Committee; Commissioner Sanchez seconded. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution 2016-88: Transfer of surplus equipment to the Town of Tatum: Mayor Campos called for a motion. Commissioner Sanchez so moved to consider Resolution 2016-88: Transfer of surplus equipment to the Town of Tatum; Commissioner Trujillo seconded. Fire Chief Lizardo addressed Commissioners of the surplus radios from the P25 upgrade the old radios were only Phase I upgradable. The Town of Tatum Fire Department has expressed interest in this surplus equipment, as it can still be utilized until the Phase II of the P25 upgrades; this transfer will include 10 handheld radios. This Resolution will authorize the disposal of the assets by transfer to the Town of Tatum. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously.

Consider Resolution for school zone signage at 4th and Avenue E: Mayor Campos called for a motion. Commissioner Gandy so moved to consider Resolution for school zone signage at 4th and Avenue E; Commissioner Butcher seconded. City Manager Williams stated Staff was contacted by resident in area of 4th and Avenue E with concerns with traffic control measures to be taken by a privately run daycare center. City Manager Williams stated Police Department did a speed study using a radio trailer; after evaluation Staff's recommendation is to establish a school zone. City Manager Williams stated following MUTC recommendations that a school zone be established within 200 feet of the school and the Planning and Zoning Board recommended approval, with the speed limit being 20 mph while children are present and have end of school zone markers. Chief of Police Rodriguez stated there are a lot of vehicles going through this area, more than anticipated; the highest speed was 40 mph later in the evenings. Commissioner Trujillo asked if crosswalks would be added; City Manager Williams stated no, it was not one of the recommendations. City Manager Williams stated a request could be sent to the State for the day care on Avenue D, since it is on a State highway; Commissioner Gandy stated let's try to extend it to bring it up to same code as the other daycares. There being no further discussion, Mayor Campos called for a vote. Motion carried unanimously to approve Resolution 2016-89 for school zone signage at 4th and Avenue E.

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.

Commissioner Trujillo thanked Ron and Marla Price for the coffee mugs.

CLOSED SESSION:

At 6:03 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 of property for economic development and quality of life, status of City owned lease property; Subsection H-2, regarding limited personnel matters – employee resignation or termination. Commissioner Sanchez seconded and a roll call vote was taken: Commissioner Sanchez - Yes; Commissioner Butcher - Yes; Commissioner Trujillo - Yes; Commissioner Gandy – Yes, and Mayor Campos - Yes.

At 6:23 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 Trujillo - Yes; Commissioner Butcher - Yes; Commissioner Sanchez – Yes; and Mayor Campos - Yes.

ADJOURNMENT: There being no further business, Mayor Campos adjourned the meeting at 6:24 p.m.

APPROVED: _____
PAUL CAMPOS, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK