

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, NOVEMBER 23, 2015 @ 5:30 P.M.
CITY COMMISSION CHAMBERS, 214 S. LOVE STREET**

Call to Order: The meeting was called to order by Mayor Gandy at 5:30 p.m.

Present and answering roll call: Commissioner Bengé, Commissioner Trujillo, Commissioner Butcher, Commissioner Campos, and Mayor Gandy

Also Present: City Manager James Williams, City Attorney Patrick McMahon, Police Chief David Rodriguez, and Administrative Assistant Anna Juarez

Invocation: Commissioner Butcher gave the invocation.

Pledge of Allegiance: Commissioner Butcher led the pledge.

Approval of Agenda: Mayor Gandy called for a motion. Commissioner Trujillo so moved to approve the agenda. Commissioner Campos seconded and a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos - Yes, Commissioner Bengé – Yes, and Mayor Gandy – Yes.

Approval of the Regular Meeting Minutes of November 9, 2015: Mayor Gandy called for a motion. Commissioner Campos so moved to approve the regular meeting minutes of November 9, 2015; Commissioner Butcher seconded. Roll call was taken: Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, and Mayor Gandy – Yes.

COMMISSIONER AND STAFF REPORTS:

- City Manager Williams stated:
 - ½ the playground equipment has arrived, the other ½ should arrive on Wednesday. The construction will begin after the holidays; project will take about 2 weeks to complete depending on weather. Commissioner Bengé asked about cost of \$11,000 for engineered wood mulch; City Manager Williams stated cost is estimated in cost of project and might be replaced possible every fiscal year.
 - In reference to splash pad with vandalism in Hobbs; City of Hobbs stated they have not had issues with vandalism but have had issues with hard water stains on equipment.
 - SeeClickFix the City of Albuquerque stated they have not experienced issues with enormous complaints and concerning issues with staff time, staff will need to do the initial set up phase; request/complaints will be automatically routed to the various departments. City Manager Williams

stated he is still looking at other demos before City has a recommendation before approval.

- Announced Employee Award Banquet is December 3, 2015 at 6 p.m. at the Lovington Youth Center.
- Announced City Hall will be closing at 11:30 on Wednesday, November 25 for the Thanksgiving Holiday.
- Announced Lovington Light Parade is December 10, 2015
- Announced Lea County Light it UP is December 10, 2015
- Announced Chamber bought Christmas Wreath and garland to decorate lights on Avenue D and Main Street.
- Asked Commissioners to attend on December 2, 2015 New Mexico True Tour Workshop at Western Heritage Museum.
- A public hearing for request of a Liquor License from Pizza Hut needs to be scheduled for Tuesday, December 29, 2015 at 5:30 p.m.
- Update on Carol Ann Hogue is doing well; she had issues with electrolyte which has been corrected with medication.

NON-ACTION ITEMS:

Discussion of Memorandum of Agreement for the Operation and Maintenance of the P25 800 MHz Radio System: City Manager Williams informed Commissioners of 2007 Memorandum of Understanding between City of Lovington, Lea County and the City of Hobbs has been updated with the responsibility of operation, maintenance, and costs associated with operating the P25 800MHz Radio System. This system is used by the Fire and Police Departments. City Manager Williams stated MOA changes to the agreement include: addition of Jal, Eunice, and Tatum as contributing entities, update language to incorporate equipment now being used on the system, operation and programming of system components, and identifies percentage of cost for preventative maintenance agreements as well as specific site repair and monthly operational costs. The annual radio system cost is \$27,250 for the City of Lovington; life expectancy is 10 years. Chief Lizardo stated P25 has expanded capability to talk with dispatch throughout the County. Chief Rodriguez stated he does not have any issues with MOA. City Manager Williams asked Commissioners to review and address any changes or concerns to him, so concerns can be passed along to the County. Discussion only, no action was taken.

ACTION ITEMS:

Consider Approval of Ordinance 540: Authorizing the sale to Andres Arreola and Daniel Torres of a two-lot parcel of land located on the Southeast corner of Main Street and Jefferson Avenue: Mayor Gandy called for a motion. Commissioner Trujillo so moved to consider approval of Ordinance 540: Authorizing the sale to Andres Arreola and Daniel Torres of a two-lot parcel of land located on the Southeast corner of Main Street and Jefferson Avenue; Commissioner Campos seconded. City Manager Williams addressed Commissioners of approval of ordinance 540 allowing the sale of the two lot

parcel of land located at Main and Jefferson to Andres Arreola and Daniel Torres; ordinance has been advertised as required. There being no further discussion, a roll call was taken: Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-99: Approval of Agreement with NMDOT for Washington Avenue Streetscape: Mayor Gandy called for a motion. Commissioner Trujillo so moved to consider Resolution 2015-99: Approval of Agreement with NMDOT for Washington Avenue Streetscape; Commissioner Butcher seconded. City Manager Williams addressed Commissioners of approval of resolution which will authorize the Mayor to execute a grant agreement with NMDOT for the City of Lovington to receive \$20,000 to be used as part of the planning, design, and construction of Washington Avenue between Main Street and Love Street. There being no further discussion, a roll call was taken: Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-100: Signatory Authority for Sale of Real Property at Main Street and Jefferson: Mayor Gandy called for a motion. Commissioner Campos so moved to consider approving Resolution 2015-100: Signatory Authority for Sale of Real Property at Main Street and Jefferson; Commissioner Butcher seconded. City Manager Williams addressed Commissioners of resolution which will authorize the City Manager to sign all documents on behalf of the City of Lovington in regards to the sale of the City owned real property at Main and Jefferson; this document is required for closing. There being no further discussion, a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-101: Grant of Waiver for Beer and Wine License: Mayor Gandy called for a motion. Commissioner Butcher so moved to consider Resolution 2015-101: Grant of Waiver for Beer and Wine License; Commissioner Trujillo seconded. City Manager Williams addressed Commissioners of approving resolution to allow the operation of a restaurant selling beer and wine by Andres Areola and Daniel Torres at the Main and Jefferson Location. In addition, this resolution will allow the Mayor to submit this waiver to NM Alcohol and Gaming when the application is submitted; the Methodist Church has reviewed this request and has provided a letter of no objection. There being no further discussion, a roll call was taken: Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-102: Approval of Temporary Street Closure for Light up Lea County, December 10-12, 2015: Mayor Gandy called for a motion. Commissioner Butcher so moved to consider Resolution 2015-102: Approval of Temporary Street Closure for Light up Lea County, December 10-12, 2015; Commissioner Campos

seconded. City Manager Williams addressed Commissioners of request for approval of a Street Event/Block Party permit so the “Light Up Lea County!” event can be held. Lea County is requesting that Central Avenue, between Main Street and Love Street be closed from December 10, 2015 at 8:00 a.m. thru 12:00 p.m. December 12, 2015. Lyn Edwards, Director of Community Engagement, stated Light up Lea County is held in each community of the county; event is free. Ms. Edward stated event will have an ice castle slide, an artificial ice rink, and bouncers; County has coordinated with Lovington Chamber, Farmers Market and MainStreet. There being no further discussion, a roll call was taken: Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-103: Election Resolution: Mayor Gandy called for a motion. Commissioner Butcher so moved to consider Resolution 2015-103: Election Resolution; Commissioner Trujillo seconded. City Manager Williams addressed Commissioners of approving resolution which provides the notice of the 2016 Municipal Election to include filing dates, the date of election, absentee voting, early voting and polling places for Districts 1, 2, and 4. There being no further discussion, a roll call was taken: Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution 2015-104: Approval of Temporary Street Closure for Flowers of May Celebration, May 14, 2016: Mayor Gandy called for a motion. Commissioner Campos so moved to consider approval of Resolution 2015-104: Approval of Temporary Street Closure for Flowers of May Celebration, May 14, 2016; Commissioner Butcher seconded. City Manager Williams informed Commissioners of request from the Catholic Church to temporary close Central Avenue between Main Street and Love Street. Commissioner Trujillo stated the Catholic Church event will be focused around spring fest in May which will include a pageant, vendors, involve flowers shops, garden techniques and live music. There being no further discussion, a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Resolution Approving Variance for Multi-Generational Housing in the Accessory Dwelling at 1101 W Taylor: Mayor Gandy called for a motion. Commissioner Trujillo so moved to table Resolution Approving Variance for Multi-Generational Housing in the Accessory Dwelling at 1101 W Taylor; Commissioner Bengé seconded. There being no further discussion, a roll call was taken: Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Parks and Recreation Board Appointments: Mayor Gandy called for a motion. Commissioner Camps so moved to consider Parks and Recreation Board Appointments; Commissioner Butcher seconded. City Manager Williams stated positions were

advertised; Giselle Muruato stated interest to the Youth Representative between the age of 15 and 20. Parks and Recreation Vice-Chairman Evelyn Holguin stated she reached out to the Lovington High School; only one young woman, Victoria Garcia a member of the Key Club and a National Honor Student stated interest to serve on the board. Commissioner Campos amended motion to appoint Giselle Muruato and Victoria Garcia to the Parks and Recreation Board; Commissioner Butcher seconded. Parks and Recreation Board term is 3 years and will expire on February of 2018 to replace Lucrecia Rodriguez and Jonathon Rogers. There being no further discussion, a roll call was taken for the amendment: Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, and Mayor Gandy – Yes. Motion was approved. A roll call was taken for motion for consideration of Parks and Recreation Board Appointments: Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Award of Bid – Project No. SC-1115: South Commercial Shoulder Repair: Mayor Gandy called for a motion. Commissioner Bengé so moved to consider Award of Bid – Project No. SC-1115: South Commercial Shoulder Repair; Commissioner Butcher seconded. Public Works Director Wyatt Duncan informed Commissioners of shoulder repair on South Commercial; City received two sealed bids from Constructors Inc for \$98,902 (includes GRT and is for replacement of the entire 1900’ x 6’ shoulder) & Ramirez and Sons, Inc. for \$59,850 (plus GRT). The street repair and replacement of road that is approximately 1900’ of the West shoulder of South Commercial, beginning at the Street Yard and terminating at the Sheriff’s complex. Public Works Director Duncan stated repair will consist of digging 8 inches to redo base and add 4 inches of asphalt; some sections will be require more than patching. Commissioner Campos asked how the actual bid was advertised; City Manager Williams stated the legal notice requires for interested bidders to go to the website and bid documents state repair and or replacement; project budget was not given. Commissioner Bengé amended motion to award of Bid - Project No. SC-1115: South Commercial Shoulder Repair to Ramirez and Sons, Inc. for the spot repair of the 1900’; Commissioner Butcher seconded. There being no further discussion, a roll call was taken to award RFP SC-1115 to Ramirez and Sons, Inc. in the amount of \$59,850.00: Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, and Mayor Gandy – Yes. Motion was approved. A roll call was taken for motion to consider Award of Bid – Project No. SC-1115: South Commercial Shoulder Repair: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, and Mayor Gandy – Yes. Motion was approved.

Consider Approval of Accounts Payable: Mayor Gandy called for a motion. Commissioner Bengé so moved to approve the accounts payable; Commissioner Butcher second. There being no further discussion, a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé – Yes, and Mayor Gandy – Yes. Motion was approved.

PUBLIC COMMENT:

Lyn Edwards, Director of Community Engagement, invited Commissioners to attend True Tour from Santa Fe at the Town Hall at 12:30 p.m., December 1, 2015 for a lunch and on December 2, 2015 a workshop for New Mexico's business and growth of tourism will be held at the Western Heritage Museum from 9:00 a.m. to 12:00 p.m.

Andres Arreola thanked Commissioners for giving him an opportunity on sale of property and invited everyone to the new pizzeria in the summer of 2016.

Mayor Gandy & Commissioners wished a Happy Thanksgiving to Community and Staff.

ADJOURNMENT: There being no further business, Mayor Gandy adjourned, the meeting at 6:13 p.m.

APPROVED: _____
SCOTTY GANDY, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK