

**REGULAR MEETING OF THE CITY COMMISSION  
MONDAY, FEBRUARY 9, 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, Mayor Gandy, Commissioner Butcher, and Commissioner Campos

**Also Present:** City Manager Williams, Assistant City Manager Jared Cobb, City Finance Director Gary Chapman, City Clerk Carol Ann Hogue, City Attorney Patrick McMahon, Police Chief David Rodriguez, City Planner Merideth Hildreth, and Administrative Assistant Anna Juarez

**Invocation:** Commissioner Campos gave the invocation

**Pledge of Allegiance:** Commissioner Campos led the pledge

**Approval of Agenda:** Mayor Gandy called for a motion to approve the agenda. Commissioner Bengé so moved to approve the agenda with two changes; action item Consider Approval of Resolution 2015-12: Destruction and Disposal of Real Property to Personal Property and Remove Consider Approval of Resolution 2015-13: City of Lovington Consenting to the Expansion of Eastern Regional Housing Authority's Jurisdiction to Include Property within the Territorial Boundaries of the City of Lovington due to lack of paper work. Commissioner Campos seconded and a roll call was taken: Commissioner Bengé – Yes, Commissioner Campos – Yes, Commissioner Butcher – Yes, Commissioner Trujillo - Yes, and Mayor Gandy – Yes.

**Approval of the Regular Minutes of January 26, 2015:** Mayor Gandy called for a motion to approve the regular minutes of January 26, 2015. Commissioner Trujillo so moved. Commissioner Campos seconded and a roll call was taken: Commissioner Campos – Yes, Commissioner Trujillo – Yes, Commissioner Bengé – Yes, Commissioner Butcher – Yes, and Mayor Gandy – Yes.

**COMMISSIONER AND STAFF REPORTS:**

- City Planner Merideth Hildreth stated will charter the Toastmasters Club on February 14, 2015; Club meets every Tuesday at the Troy Harris Chamber, everyone is welcomed to join. Organization is dedicated to help improve public speaking skills and leadership skills.
- Commissioner Campos commended City Manager Williams on getting the temporary soccer fields set up
- Mayor Gandy asked City Manager Williams to share information on city streets. City Manager Williams stated Engineers calculated 108 miles of municipal roads; 90% of City's roads need to be reconstructed. Price is \$210 per foot with an estimate cost of \$119.7 million to reconstruct roads. Possibly consider to use capital improvement funds for road improvements
- Chief of Police Rodriguez stated body cams have arrived

- Assistant City Manager Cobb stated first draft of comprehensive plan will be reviewed by Steering Committee on February 10, 2015 at 3:30 P.M.; to be held at Troy Harris Center; public was invited
- City Manager Williams:
  - Informed Commissioners of documents received today for City to receive the \$100,000.00 for the Lea theater project; starting tomorrow ordinance 533 is being advertised; Ordinance 533 needs to be adopted and voted on by City Commission meeting on February 23, 2015.
  - Informed Commissioners of Leaco agreement to remove Library internet services; Leaco modified agreement added Animal Shelter and Motor Vehicle Department

**NON-ACTION ITEMS:**

**African American Month Proclamation 201501:** Mayor Gandy presented proclamation to Tueredia McBride.

**Discussion of Lea Theater Project State Grant:** City Manager stated Ordinance 533 is a Project Participation Agreement and Guaranty Document required documentation to the NM Economic Development Department so the process of securing the \$100,000 grant for the Lea Theater Project could begin; signed in next meeting.

**Discussion of Public Safety Radio Equipment –** City Manager Williams was informed by Lea County that the “Ferguson Tower” that holds the equipment for radio communications for the City and County’s public safety departments has failed its structural and safety inspection. City Manager Williams stated due to the age of the tower, it cannot be repaired or bought up to a safe condition and must be replaced. City Manager Williams stated after discussing issue with County Manager Gallagher, since County and city are the only two entities utilizing this tower on the network; each entity should have an equal fiscal responsibility of an estimated expenditure for the City of \$300,000.00. City Manager Williams stated future location by the County detention center; quote will be requested to include demolition of old tower.

**ACTION ITEMS:**

**Consideration Approval of Resolution 2015-11: Accepting the June 30, 2014 Audit Report and Financial Statements for the City of Lovington:** Mayor Gandy called for a motion to consider approval of Resolution 2015-11: accepting the June 30, 2014 Audit Report and Financial Statements for the City of Lovington. Finance Director Chapman addressed the Commissioners accept the audit report which has been approved by the Office of State Auditor. Commissioner Trujillo so moved. Commissioner Bengé second and a roll call was taken: Commissioner Bengé – Yes, Commissioner Butcher – Yes, Commissioner Trujillo - Yes, Commissioner Campos – Yes, and Mayor Gandy – Yes. Motion was approved.

**Consideration Approval of Resolution 2015-12: Destruction and Disposal of ~~Real~~ Personal Property:** Mayor Gandy called for a motion to approve consideration of Resolution 2015-12: Destruction and Disposal of Personal Property. Finance Director Chapman addressed Commissioners of 2007 Chevy Impala police unit that was involved in a collision and was subsequently totaled by the insurance company. Finance Director Chapman stated unit is classified as a capital asset and is on the City inventory; the resolution will authorize the disposal of the unit and its removal from City’s inventory for audit purposes. Finance Director Chapman

stated staff is requesting permission to sell the unit as scrap; tires will be reused. Commissioner Bengé so moved. Commissioner Trujillo seconded and a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Bengé – Yes, Commissioner Campos – Yes, and Mayor Gandy - Yes. Motion was approved.

**Removed: Consider Approval of Resolution 2015-13: City of Lovington Consenting to the Expansion of Eastern Regional Housing Authority's Jurisdiction to Include Property within the Territorial Boundaries of the City of Lovington**

**Consideration Resolution to Approve Replat of Property at 2010 N. Main Street, Drives Acres Subdivision, Lot 8 and North 55 feet of Lot 9:** Mayor Gandy called for a motion to approve consideration of Resolution to Approve Replat of Property at 2010 N. Main Street, Drives Acres Subdivision, Lot 8 and North 55 feet of Lot 9. City Planner Hildreth addressed Commissioners of replat was recommended by the Planning and Zoning Commission; the replat will create 5 lots out of one parcel, it is a mobile home subdivision. City Planner Hildreth stated replat includes a dedicated private easement and hammerhead for emergency vehicles. City Planner Hildreth stated if property is sold separately to consider for property to meet pavement standards at ownership expense; 911 addressing will inform City if property is sold. Robert Fierro asked Commissioners for their blessing to leave dedicated private road to remain caliche. City Manager Williams responded to Mr. Fierro request, City cannot make assurance with approving as is; City's does not assign addressing. City Manager Williams stated 911 addressing might assign a main street address or it could be another road. City Manager Williams stated if road is a public road; road will have to be brought up to standards. Commissioner Trujillo stated to Mr. Fierro to leave replat as is; but stated to explain to owner if sell or add property, owner will need to go back to go to board for approval. Commissioner Butcher so moved. Commissioner Campos seconded and a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos – Yes, Commissioner Bengé, and Mayor Gandy - Yes. Motion was approved.

**Consideration Approval of Planning and Zoning Commission Appointment:** Mayor Gandy called for a motion to approve of Planning and Zoning Commission Appointment. Commissioner Campos so moved. Commissioner Butcher seconded. City Manager Williams addressed Commissioners to consider: Gary Clemens, Dave Rowser, or Gus Vejil to the Planning and Zoning Commission to serve out the remainder of Linda Goff's term, which will expire in March of 2016. Commissioner Trujillo so moved to appoint Gus Vejil to the Planning and Zoning Commission. Commissioner Campos seconded and a roll call was taken: Commissioner Campos – Yes, Commissioner Bengé – Yes, Commissioner Trujillo – Yes, and Commissioner Butcher – Yes, and Mayor Gandy – Yes. Motion was approved.

**Consider Approval of ETZ Board Appointment:** Mayor Gandy called for a motion to approve appointment of ETZ Board Appointment. City Manager Williams addressed Commissioners to consider Raymond Moreno, Betty Price, and Randy Pettigrew to be reappointed for a one year term to the ETZ Board. Commissioner Bengé so moved. Commissioner Campos seconded and a roll call was taken: Commissioner Trujillo – Yes, Commissioner Bengé – Yes, Commissioner Butcher – Yes, Commissioner Campos, and Mayor Gandy - Yes. Motion was approved.

**Consider Approval of Parks and Recreation Board Appointments:** Mayor Gandy called for a motion to approve appointment of Parks and Recreation Board Appointments. City Manager

Williams addressed Commissioners of the request from City Resident to the Parks and Recreation Board: Junior Hernandez, Mara Salcido, and Rachel Gallagher. Commissioner Bengé so moved to appoint Rachel Gallagher as the City Resident to the Parks and Recreation Board for a three year term. Commissioner Butcher so moved and roll call was taken: Commissioner Bengé – Yes, Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Campos, and Mayor Gandy - Yes. Motion was approved. Commissioner Bengé so moved to appoint Youth Representative Jonathan Rogers and Lucrecia Rodriguez to the Parks and Recreation Board for a three year term. Commissioner Trujillo so moved and roll call was taken: Commissioner Campos – Yes, Commissioner Butcher – Yes, Commissioner Trujillo – Yes, Commissioner Bengé, and Mayor Gandy - Yes. Motion was approved.

**Consider Approval of Library Board Reappointments:** Mayor Gandy called for a motion to approve reappointment of Library Board. City Manager Williams addressed Commissioners of the request from Sharon Williams and Donna Bengé for reappointment to the Library Board. Commissioner Bengé so moved. Commissioner Trujillo seconded and a roll call was taken: Commissioner Bengé – Yes, Commissioner Campos – Yes, Commissioner Butcher – Yes, Commissioner Trujillo, and Mayor Gandy - Yes. Motion was approved

**Consider Appointment of Board Member to SNMEDD/COG:** Mayor Gandy called for a motion to consider appointment of Board Member to SNMEDD/COG. City Manager Williams addressed Commissioners of appointment to Board of Directors to SNMEDD/COG to continue to be filled by City Manager, James Williams. Commissioner Bengé so moved. Commissioner Campos seconded and a roll call was taken: Commissioner Campos – Yes, Commissioner Butcher – Yes, Commissioner Bengé – Yes, Commissioner Trujillo, and Mayor Gandy - Yes. Motion was approved

**Consider Approval of Accounts Payable:** Mayor Gandy called for a motion to approve the accounts payable. Commissioner Bengé so moved. Commissioner Butcher seconded and a roll call was taken: Commissioner Trujillo – Yes, Commissioner Butcher – Yes, Commissioner Bengé – Yes, Commissioner Campos, and Mayor Gandy - Yes. Motion was approved.

**PUBLIC COMMENT:**

Mike Gallagher County Manager, introduced Kevin Jolley from Global Spectrum. Mr. Jolley will be the general manager for the Lea County Fair Grounds and Event Center.

**CLOSED SESSION:**

At 6:12 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 or water rights. Commissioner Bengé seconded and a roll call vote was taken: Commissioner Bengé - Yes; Commissioner Trujillo - Yes; Commissioner Butcher – Yes; Commissioner Campos - Yes; and Mayor Gandy - Yes.

At 6:30 p.m., Commissioner Butcher 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 Campos seconded and a roll call

vote was taken: Commissioner Bengé - Yes; Commissioner Trujillo - Yes; Commissioner Campos - Yes; Commissioner Butcher - Yes; and Mayor Gandy - Yes.

**OTHER:**

Commissioner Trujillo asked City Manager Williams if the wrecked vehicles at the police department are permanent because neighbors are complaining of site and, if permanent, to consider a metal fence. City Manager Williams responded to Commissioner Trujillo inquiry stating vehicles are temporary.

**ADJOURNMENT:**

There being no further business the meeting adjourned at 6:32 p.m.

**APPROVED:** \_\_\_\_\_  
**SCOTTY GANDY, MAYOR**

**ATTEST:** \_\_\_\_\_  
**CAROL ANN HOGUE, CITY CLERK**