

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, MAY 13, 2013 @ 5:30 P.M.
CITY COMMISSION CHAMBERS, 214 S. LOVE STREET**

Present and answering roll call: Mayor Drummond, Commissioners Trujillo, Gandy, Granath and Bengé.

Also present: City Manager Williams, Assistant City Manager Cobb, Chief of Police Bryant, Finance Director Stephens, Administrative Assistant Gutierrez, and City Attorney McMahon

Not Present: City Clerk Hogue,

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

Invocation: Commissioner Trujillo gave the invocation

Pledge of Allegiance: Commissioner Trujillo led the pledge

Approval of Agenda: Mayor Drummond asked for a motion to approve the agenda as submitted. Commissioner Gandy so moved to amend the agenda and add the Proclamation 051313-01- National Hospital Week to the first action item, move the Engineering Services Contract for Water Wells to the second action item and the Resolution 051313-01 – Judicial Complex Location to the third action item. Commissioner Trujillo seconded. Motion was approved.

Approval of the Regular Minutes of April 22 & Called Minutes of May 7, 2013: Mayor Drummond asked for a motion for approval of the regular minutes of April 22 & called minutes of May 7, 2013. Commissioner Trujillo so moved. Commissioner Bengé seconded. Motion was approved.

NON-ACTION ITEMS:

Discussion of Tax Incentive for Prospective New Business: City Manager Williams addressed the Commissioners about a proposal from Hibbett Sports who wish to open a location in Lovington. They are in the process of lease negotiations and are requesting a rebate of the City's portion of the sales tax collected. The City collects 1.3% of the 6.8% taxes. Commissioner Trujillo stated that at least 10 employees or more to be considered. Evelyn Holguin stated that the property owner Tom Pyle would pick up the cost of improvements at this property. Commissioner Gandy did mention that it would not be fair for our local businesses, which did not get a tax break. No action was taken.

PROCLAMATION:

Consideration of Approval of Proclamation 051313-01 – National Hospital Week: Mayor Drummond called for a motion to approve the Proclamation 051313-01 – National Hospital Week. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

ACTION ITEMS:

Consideration of Approval of Engineering Services Contract for Water Wells:

Mayor Drummond called for a motion to approve the contract for water wells. Pettigrew & Associates submitted the contract for approval. The project was awarded \$400,000 last year and is being funded through a Capital Outlay Appropriation. The contract was provided by the State of New Mexico Environmental Department. The contract will be sent off to the State for approval. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Resolution 051313-01 – Judicial Complex Location:

Mayor Drummond called for a motion to approve the resolution 051313-01. Staff prepared the resolution which specifies the desire to see the old Detention Facility demolished and the new Judicial Complex be built on that site. It also expresses that the City will provide any reasonable support to the County to ensure that this site is chosen. Lovington was awarded \$500,000 for the Judicial Complex and would like to award this to the County for this project. Commissioner Trujillo so moved. Commissioner Granath seconded. Motion was approved.

Consideration of Approval of OMI Trucking Land Lease: Mayor Drummond called for a motion to approve the land lease agreement. Iram Ochoa of OMI Trucking is interested in leasing 5 acres of land in the industrial park. This area is south of Key Energy building. The first year will be \$7,500 each additional year is \$9,000 income. Commissioner Bengé so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of the 4th Annual Smokin' on the Plaza Event: Mayor Drummond called for a motion to approve the event. Connie Sevier and Tabatha Lawson addressed the Commissioners requesting permission to proceed with the map layout and add other events such as the beer garden, stunt show, motorcycle show, motorcycle games, and kids barbecue contest. The cash prize award will be \$10,000 to the winner this year. Commissioner Gandy stated his concerns about having enough garbage cans and if the business owners are being informed about the street closures. He suggested that advanced notice be sent to all businesses in a timely manner. Elaine Vejil stated that Curtis Fort will be showing his art work at the Lister building as well. Commissioner Granath so moved. Commissioner Bengé seconded. Motion was approved.

Consideration of Approval of Dean Addition Final Plat: Mayor Drummond called for a motion to approve the plat. Harold Lawson addressed the Commissioners to request the final approval of the plat. Commissioner Bengé so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Sunrise Addition Final Plat: Mayor Drummond called for a motion to approve the plat. David Gallegos addressed the Commissioners to request the final approval of the plat. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Dimsha Addition Final Plat: Mayor Drummond called for a motion to approve the plat. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Accounts Payables: Mayor Drummond called for a motion to approve the accounts payables. Commissioner Gandy so moved. Commissioner Granath seconded. Motion was approved.

PUBLIC COMMENT:

Clint Laughrin addressed the Commissioners about his concerns regarding the general poor conditions at the chaparral park. He is more concerned about the safety of the playground equipment, electrical wiring left out of the electric boxes, no grills at the picnic areas, not enough equipment at any parks, grass and bouncers not being permitted at the parks. Mayor Drummond mentioned to him that the City is working on these areas. City Manager Williams also stated that the department is working on the irrigation system and have purchased more fertilizer to make it better for the community. Commissioner Bengé mentioned to Mr. Laughrin that the City is creating a Parks & Recreation Board and did invite him to be part of the board.

CLOSED SESSION:

At 6:20 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-Discussion of the purchase, acquisition, or disposal of real property or water rights and subsection H-7 regarding pending litigation. Commissioner Gandy seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Bengé, aye; Commissioner Gandy, aye; and Commissioner Granath, aye.

At 6:32 p.m., Commissioner Granath 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 Gandy seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Bengé, aye; Commissioner Gandy, aye; and Commissioner Granath, aye.

OTHER:

- Commissioner Gandy stated that the baseball fields on Love Street did not have handicap signs.
- Commissioner Bengé stated that the City should show support at our community events.
- City Manager Williams stated that the new street sweeper was in and that he also spoke to Vicki Cooper, the Lobbyist and she said there is a potential for grants for the City.

ADJOURNMENT:

There being no further business the meeting adjourned at 6:40 p.m.

APPROVED: _____

DIXIE DRUMMOND, MAYOR

ATTEST: _____

JAMES R. WILLIAMS, CITY MANAGER