

**REGULAR MEETING OF THE CITY COMMISSION
MONDAY, NOVEMBER 25, 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 James Williams, Assistant City Manager Jared Cobb, Finance Director Mashell Stephens, City Clerk Carol Ann Hogue, Police Officer Gordon Bartlett, Administrative Assistant Imelda Gutierrez and City Attorney Patrick McMahon.

Not Present: Chief of Police Danny Bryant

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 Trujillo so moved to add a non-action item: Discussion of Personnel Board Reappointment. Commissioner Bengé seconded. Motion was approved.

Approval of the Regular Minutes of November 11, 2013: Mayor Drummond asked for a motion for approval of the regular minutes of November 11, 2013. Commissioner Trujillo so moved. Commissioner Granath seconded. Motion was approved.

NON-ACTION ITEMS:

Discussion of Personnel Board Reappointment: Mayor Drummond stated that the Personnel Board has recommended reappointing Jeanette Faris for a one year term. City Clerk Hogue stated that for an outside member the Board must reappoint every year. No action was taken.

Discussion of Lea Theatre LEDA Request: Randy Pettigrew and Richard Souter addressed the Commissioners requesting LEDA funding for the purchase of the Lea Theatre. The Lea Community Foundation for the Arts shall obtain a bank loan in the amount of \$400,000 for a term of 10 years, at a reasonable rate, to procure Theatre and initiate renovations. The bank loan needs to be secured via LEDA Funds. The Lovington EDC Board will make an initial one-time grant via LEDA Funding to cover the project's start-up/operational reserve of \$50,000 to be available to the Foundation immediately once established. The project description is for Lovington MainStreet, in partnership with the New Mexico MainStreet Program, to purchase the historic Lea Theatre. They will rehabilitate the facility and continue its use for public benefit. The rehabilitation efforts will include building improvements and digital upgrades to the projection and sound systems. A more permanent goal of Lovington MainStreet is to transform the Lea Theatre into a multi-purpose performing arts theatre that can offer feature films, theatre performances, concerts, variety shows, special events, community meetings and other entertainments. The theatre will seat 350 people. The estimated funding request is \$450,000. Connie Sevier addressed the Commissioners stating that the Joy Family owns the Lea Theatre and wanted \$450,000. The Joy Family agreed to come down to \$250,000 to Lovington MainStreet. The Commissioners will take action on the next regular meeting. No action was taken.

ACTION ITEMS:

Consideration of Amendment to Minutes of October 28, 2013 Regular Commission Meeting: Mayor Drummond called for a motion to amend the word "NMED" and change to "NMEDD" on the regular minutes of October 28, 2013. Commissioner Trujillo so moved. Commissioner Granath seconded. Motion was approved.

Consideration of Approval of Resolution 2013-7 - Election Resolutions: Mayor Drummond called for a motion to approve the Resolution 2013-7 – Election Resolution. The resolution sets the 2014 Municipal Election for March 4, 2014. The polls will open at 7:00 a.m. and close at 7:00 p.m. At this election, the District 3 and District 5 Commissioners will be selected as well as the Municipal Judge. Commissioner Granath so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Ordinance 516 – Solicitors, Canvassers, & Peddlers: Mayor Drummond called for a motion to approve Ordinance 516. This will omit Chapter 5.40 and amend Chapter 5.56 of the Lovington Municipal Code. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Ordinance 517 – Public Park Regulations: Mayor Drummond called for a motion to approve Ordinance 517. This ordinance establishes the Parks and Recreation Rules and Regulations. Commissioner Granath so moved. Commissioner Benge seconded. Motion was approved.

Consideration of Approval of Ordinance 518 – Amendments to Uniform Traffic Code: Mayor Drummond called for a motion to approve Ordinance 518. This ordinance addresses Sate changes to the Uniform Traffic Code. Commissioner Trujillo so moved. Commissioner Gandy seconded. Motion was approved.

Consideration of Approval of Street Light Installation – West Cottonwood: Mayor Drummond called for a motion to approve the street light installation on West Cottonwood. City Manager Williams stated that he has received a request to have street lights installed for residents on Cottonwood between 7th & 9th street. This area is a new housing development. The City recommends placing two additional street lights which will be approximately 300 feet apart. A residential light (150W) will cost about \$105.96 per year. Commissioner Gandy so moved. Commissioner Granath seconded. Motion was approved.

PUBLIC COMMENT:

John Graham addressed the Commissioners to carry over the Christmas Light funding of the amount of \$3,000 for next year. RaeLynn Stuart did mention that the funding has been set aside in a different account for the Christmas Lights.

CLOSED SESSION:

At 6:05 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 Gandy seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Benge, aye; Commissioner Granath, aye; and Commissioner Gandy, aye.

At 6:10 p.m., Commissioner Granath 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 Gandy seconded and a roll call vote was taken: Mayor Drummond, aye; Commissioner Trujillo, aye; Commissioner Benge, aye; Commissioner Granath, aye; and Commissioner Gandy, aye.

OPEN SESSION:

Consideration of Approval of Resolution 2013-08: 300 E. Ave D: Mayor Drummond called for a motion to approve the Resolution 2013-08: 300 E. Ave D. City Manager Williams addressed the Commissioners stating that Haarmeyer Electric has showed interest in purchasing a tract of land of 4.3 acres that the City currently owns. A 20 feet section on the land will be given to the City to be able to access the utilities. As of now there are no alley or utility easements. The selling value of the tract of land is \$9,200. Commissioner Gandy so moved to approve the resolution 2013-08 to allow the sale of real property at 300 E. Ave D. Commissioner Trujillo seconded. Motion was approved.

OTHER:

- Mayor Drummond mentioned that the stop signs at 13th and Avenue M & N were installed.
- John Graham addressed the Commissioners asking if they could use the Christmas Light Funds to decorate the courthouse and all the buildings with rope lighting in the courthouse square. No action was taken.
- Commissioner Granath asked if Ordinance 516 will affect the Farmer's Market. City Manager Williams stated that it will NOT affect it.
- Commissioner Bengé stated that she has finished the last three sessions of the Molly Training.
- Assistant City Manager Cobb wished the Commissioners a Happy Thanksgiving.
- City Manager Williams stated that the meeting with the Auditors went well. The Auditors assured that they will send the report on time. The City will be receiving a qualified opinion. The Annual Banquet will be December 5, 2013 at the Youth Center.
- Fire Chief Lizardo invited the Commissioners to the new Fire Cadets Graduation on December 6, 2013 at Gann Cafeteria.

ADJOURNMENT:

There being no further business the meeting adjourned at 6:20 p.m.

APPROVED: _____
DIXIE DRUMMOND, MAYOR

ATTEST: _____
CAROL ANN HOGUE, CITY CLERK