

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
June 25th, 2018**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, June 25th, 2018 at 6:00 p.m. in regular session with Mayor Miller presiding, and the following present, to wit:

Bill Rogers	Jeff Youtsey
Kent Bratcher	Raul Rodriguez
Terry Hill	George G. Mullen
Mayor Pro tem Florez	

The following were absent:
Manuel Madrid Jr.

Also, present:
Matt Byers, City Attorney
Aubrey Hobson, City Clerk

It was determined that a quorum was present. The invocation was given by Councilor Rodriguez and all joined in the Pledge of Allegiance.

New requests for City Facilities

None.

City Departments and Employees

Human Resources Director Sandi Countryman announced to the Council that Jeanie Garcia from the Recreational Center department is doing an outstanding job.

Special Reports

A. Discussion and possible action on recommendations from the Budget and Finance Committee.

1) Salaries for 2018-2019

Councilor Rogers reported on a budget and finance committee recommendation. Employee wages were cut 10% for a large portion of the 2016-2017 fiscal year because of budget constraints. For those employees who were cut 10%, and who are still with the City as of July 1, 2018, the City will pay them an amount equal to the amount they lost from their base salary during that time period. No Overtime pay will be reinstated. Their pay will be included in the July 20th, 2018 paycheck and will continue for 12 paydays ending with the December 22nd, 2018 paycheck.

Councilor Rogers moved to approve the adjusted salaries for 2018-2019. Councilor Bratcher provided a second and upon vote, the motion carried 7- 0.

2) Allocation of funds received from the property sale to Chase Energy Services.

Councilor Rogers reminded the Council at a previous Council meeting the Council approved the sale of property to Chase Energy Services and the proceeds were to be deposited in the Industrial Park Fund. Councilor Rogers recommended the funds received from the property be allocated to the General Fund in the amount of \$350,000 and \$500,000 be allocated to the Industrial Park fund.

Councilor Hill moved to approve the amended allocation of funds received from the property sale to Chase Energy Services. Councilor Bratcher provided a second and upon vote, the motion carried 7- 0.

B. Sale of Public Property

1) Private sale

City Clerk Aubrey Hobson informed the Council that the sale of public property is a private sale to Starbucks and it will be discussed at the next Council meeting.

Consent Agenda

Councilor Rodriguez moved to approve the consent agenda. Councilor Bratcher provided a second and upon vote, the motion carried 7- 0.

CONSENT AGENDA

June 25, 2018

- 1. Approval of Minutes**
 - June 12, 2018 – Special meeting
 - June 12, 2018 – Regular meeting

 - 2. Consideration of Bids:**

 - 3. Contracts, Leases and Agreements:**
 - A. *Approval of MOU with Eddy County DWI Program for DWI Offender Tracking Services
 - B. *Approval of the Sublease between Warren Development, LLC and Halliburton Energy Services, Inc. for Tract Z of the Amended Replat III Industrial Park of Artesia, – Phase III, less the western forty (40) feet of the tract, 203 Fletcher Road
 - C. *Approval of the First Amendment to Industrial Park Lease Agreement (Renewal for an Additional 10-Year Term) for HollyFrontier Asphalt Company LLC f/k/a NK Asphalt Partners, at 2705 N. Freeman Avenue, Lot 2A of the Navajo Refining Replat and Lots 3 and 4 of the Replat Industrial Park of Artesia – Phase III

 - 4. Appointments:**
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5. Personnel Resignations, Hirings, Promotions, and Transfers:

Upon recommendation of the Mayor, subject to successful completion of required pre-employment testing, permission to:

A. Hire:

	<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1.	Steve Chavez <i>(ratification of Mayor Miller's approval for item A1)</i>	Fire	Firefighter/EMT-I	\$3804 per month CA27
2.	Amador Amaya	Fire	Firefighter/EMT-B	\$2809 per month CA22
3.	Darcee Carlile	Fire	Firefighter/EMT-I	\$3329 per month CA27

6. Dates of Hearing:

A. *Ratification of Mayor Miller's approval to set a public hearing for July 24, 2018 on the question of whether the Alcohol and Gaming Division of the NM Regulation and Licensing Department should approve or disapprove the proposed transfer of ownership(s) of:

- 1) State Liquor License No. 4032/Application No. 1086990 Allsup's Convenience Stores, Inc. dba Allsup's #203, 1910 W. Main St., Artesia, NM. (Public hearing required by the State due to change of stockholders/ownership)
- 2) State Liquor License No. 0694/Application No. 1086931 Allsup's Convenience Stores, Inc. dba Allsup's #202, 800 S. First Street, Artesia, NM. (Public hearing required by the State due to change of stockholders/ownership)

B. Approval to set a public hearing for July 24, 2018 for consideration and approval of an ordinance for annexation and designation of Zoning Districts: (P & Z Case 18-03) Tract 2 of the L Bar L Ranch Boundary Survey Plat, being 225.28 acres, more or less. Located in a portion of the N1/2 of Section 5, T.17 S., R.26 E. between Thirteenth Street and U.S. 285, south of Mill Road. Proposed zoning designates; "R-2" General Residential District, "C" Commercial District, and "M-1" Light Industrial District. Owner- Caza Capital; Agent- Thompson Engineering Consultants Inc. *(contingent upon approval of Planning and Zoning Commission)*

7. Travel and Training:

- A. Solid Waste – Permission for one (1) employee to attend the Landfill Operator training in Carlsbad, NM
- B. Police – Permission for one (1) employee to attend the Supervising the Toxic Officer training in Rio Rancho, NM
- C. Police – Permission for two (2) employees to attend the Emotional Survival for Female Enforcers training in Amarillo, TX
- D. Police – Permission for one (1) employee to attend the Leadership for Women in Law Enforcement training in Artesia, NM
- E. Police – Permission for one (1) employee to attend the Highway Vehicle Stops and the Drug Trafficker Advanced training in Lovington, NM
- F. Police – Permission for one (1) employee to attend the ARIDE training in Albuquerque, NM

- G. Police – Permission for one (1) employee to attend the Glock Armorer training in Lubbock, TX
- H. Police – Permission for one (1) employee to attend the HB93 Train the Trainer course in Santa Fe, NM
- I. F&A – Ratification of Mayor Miller’s approval for one (1) employee to attend the NMML Policy meeting (GFOA Program meeting) in Albuquerque, NM
- J. Police – Permission for one (1) employee to attend the SFST Instructor refresher course in Hobbs, NM

8. Routine Requests for City Facilities:

9. Routine Resolutions (to be assigned a number by staff):

- A. *Approval of a Resolution Releasing the Housing Authority of the City of Artesia, NM from the Liability for Payment in Lieu of Taxes for the period from July 1, 2018 to June 30, 2019.

10. Budgeted Items:

11. Quarterly Journal Entries

12. Non-budgeted Items:

13. *Payment of Bills:

- A. Approval to pay Accounts Payable through June 30, 2018

6. Dates of Hearing:

- A. Approval to set a public hearing on July 10, 2018 for consideration and approval of an ordinance for the sale of City property
- B. *Ratification of Mayor Miller’s approval to set a public hearing for July 10, 2018 on the question of whether the Alcohol and Gaming Division of the NM Regulation and Licensing Department should approve or disapprove the proposed transfer of ownership of State Canopy Liquor License No. 1326 with on premise consumption, American Western Supply, Inc. dba Best Western Pecos Inn located at 2209 W. Main Street, Artesia, NM 88210 (Public hearing required by the State due to change of stockholders/ownership)

7. Travel and Training:

- A. Police – Permission for one (1) employee to attend the ICS-300 for Expanding Incidents training in Carlsbad, NM
 - B. Water – Permission for one (1) employee to attend the NMWWA workshop in Ruidoso, NM
 - C. Police – Permission for one (1) employee to attend the NMML Policy Committee meeting in Albuquerque, NM
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- D. F&A – Permission for one (1) employee to attend the NMML Policy Committee meeting in Albuquerque, NM
- E. Police – Permission for one (1) employee to attend the Legal Update training in Roswell, NM

8. Routine Requests for City Facilities:

- A. *Artesia Arts Council has requested the use of Central Park on October 19-20, 2018 from 9:00 am – 4:00 pm for Art in the Park. Use of City Services and road closures as stated on application. Request waiver of fees. *Contingent upon proof of insurance and security*
- B. *Artesia Chamber of Commerce and the Eddy County Fair Association have requested permission to hold their annual Fair Parade (*contingent on State approval*) on Monday, July 23, 2018 from 4 pm – 5 pm with the closure of Main Street from Bulldog Boulevard east to Roselawn Avenue during the parade. Request waiver of fees
- C. *Eddy County Fair Association has requested a standby ambulance for the rodeo to be held Friday, July 27, 2018 (7:30 pm – 9:30 pm) and Saturday, July 28, 2018 (7:30 pm – 9:30 pm). Request waiver of fees
- D. *Forever Free Fellowship – Use of Guadalupe Park from July 22, 2018 – July 29, 2018 from 5 pm – 10 pm each day for their annual Tent Revival. *Contingent upon proof of insurance*

9. Routine Resolutions (to be assigned a number by staff)

10. Budgeted Items:

11. Quarterly Journal Entries

12. Non-budgeted Items:

13. *Payment of Bills

Public Hearings

Including consideration of final passage of any ordinance as to which proper notice has been published.

- A. Consideration and approval of an ordinance for the sale of property to Chase Energy Services, LLC.

Councilor Rodriguez moved to approve the ordinance for the sale of property to Chase Energy Services, LLC. Councilor Mullen provided a second. Upon roll call vote, with the following votes recorded:

Yay – Councilors Hill, Bratcher, Mayor Pro tem Florez, Councilors Rodriguez, Rogers, Youtsey, Mullen.

Nay – None.

The motion carried 7-0.

ORDINANCE 1026

B. Approval of Real Estate Purchase Agreement with Chase Energy Services, LLC.

Councilor Hill moved to approve the Real Estate Purchase Agreement with Chase Energy Services, LLC. Councilor Rodriguez provided a second and upon vote, the motion carried 7- 0.

Period for Hearing Visitors

None.

Comments from Public Officials and Contracted Services

Mayor Miller encouraged the Council to attend the REDA meeting on June 26, 2018 at 3:00pm and the County Commission meeting at 6:00pm.

Committee Reports:

Councilor Bratcher informed the Council the Police & Fire committee has a meeting scheduled for June 27th, 2018 at 4:30pm.

Councilor Rodriguez thanked the City staff with the Recreational Center for hosting the children's football camp and the community partners Navajo Refining and Holly Frontier for sponsoring the event.

Councilor Hill informed the committee meet with Smith Engineering discussing the project on West Hermosa and 13th Street.

Personnel:

None.

Public Safety

Police

Commander Ricardo Huerta stood for questions.

Fire

Chief Kevin Hope gave updates and stood for questions.

Community Development

Community Development Director Jim McGuire gave updates on projects and stood for questions.

Infrastructure Department

Infrastructure Director Byron Landfair gave updates on projects and stood for questions.

City Attorney:

City Attorney Matt Byers stood for questions.

City Clerk:

- A. Consideration and approval of preliminary Utility Lien List.

City Clerk Aubrey Hobson discussed the process concerning the Utility Lien list. Several Councilors questioned the process, procedures and the amounts of the utility bills. City Clerk Hobson informed the Council there will be a public hearing for the individuals on the list to appeal.

Councilor Rogers moved to approve the Consideration and approval of the preliminary Utility Lien List and to direct the City Clerk to proceed. Councilor Mullen provided a second and upon vote, the motion carried 7- 0.

- B. Discuss the date(s) for Council Retreat.

City Clerk Aubrey Hobson suggested dates for the Council retreat. The Council Retreat will be held on July 27th, 2018 at 8:00am at the Public Safety Complex, and there will be a short regular meeting on July 24, 2018 at 6:00pm.

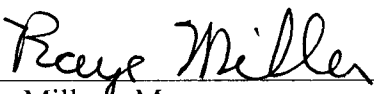
Councilor Rogers moved to approve the date(s) for the Council Retreat. Mayor Pro tem Florez provided a second and upon vote, the motion carried 7- 0.

Mayor:

None.

New or other business from Councilors

There being no further business, the meeting was adjourned at 6:56 pm on June 25th, 2018.



Raye Miller – Mayor

ATTEST:



Aubrey Hobson - City Clerk