

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
June 25th, 2019**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, June 25th, 2019, at 6:00 p.m. in regular session with Mayor Raye Miller presiding, and the following present to wit:

Luis Florez	Kent Bratcher
Bill Rogers	George G. Mullen
Terry Hill	Raul Rodriguez
Manuel Madrid Jr.	

The following were absent:
Jeff Youtsey

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

- A. Pregnancy Help Center and Artesia Chamber of Commerce request the use of Mahone Drive and JJ Clark Avenue from 7:00 am to 12:00 noon on Saturday, September 28, 2019 for the Walk for Life. Request use of city services and road closures as stated on application. Request waiver of fees.

City Clerk Aubrey Hobson reported the Pregnancy Help Center and Artesia Chamber of Commerce is requesting to use Mahone Drive & JJ Clark Ave.

Councilor Rodriguez moved to approve Pregnancy Help Center and Artesia Chamber of Commerce request the use of Mahone Drive and JJ Clark Avenue from 7:00 am to 12:00 noon on Saturday, September 28, 2019 for the Walk for Life. Councilor Hill provided a second and upon vote, the motion carried 7- 0.

City Departments and Employees

Community Development Director Jim McGuire recognized Code Enforcement Officer Jesse Dominguez for receiving a citizen commendation.

Special Reports

None.

Consent Agenda

Councilor Rodriguez moved to approve the consent agenda as written removing Item 5A for separate consideration. Councilor Hill provided a second and upon vote, the motion carried 7- 0.

**CONSENT AGENDA
June 25, 2019**

- 1. **Approval of Minutes** **June 11, 2019**

- 2. **Consideration of Bids:**

- 3. **Contracts, Leases and Agreements:**
 - A. *Approval of Memorandum of Understanding regarding Artesia Industry Learning Center

- 4. **Appointments:**

- 5. **Personnel Resignations, Hirings, Promotions, and Transfers: - Removed for separate consideration.**

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. <u>Robert Baeza</u>	Wastewater	WW Assistant	\$2482 per month CA22
2. <u>Chris Renteria</u>	Street	Equipment Operator I	\$2482 per month CA22
3. <u>Juan Becerra</u>	Museum	Maintenance Tech	\$1988 per month CA13
4. <u>Viveca Herrera</u>	Commission on Aging	Maintenance Tech	\$1988 per month CA13
5. <u>Tyler Heisler</u>	Cemetery	Equipment Operator	\$2482 per month CA22
6. <u>Jessica Caballero</u>	Recreation	Recreation Specialist	\$2305 per month CA19

B. Promote:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
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1. Lisa Smith Solid Waste Foreman \$3025 per month
CA30

6. Dates of Hearing:

7. *Travel and Training:

- A. Police – Permission for one (1) employee to attend the CJIS workgroup sessions in St. Louis, MO
- B. Fire – Permission for one (1) employee to attend the NAEMSE conference in Fort Worth, TX

8. Routine Requests for City Facilities:

- A. *Artesia Arts & Cultural District/Artesia Arts Council has requested the use of the Heritage Plaza and Walkway from Friday, August 23, 2019 thru Sunday, August 25, 2019 for the Red Dirt Black Gold Festival. Request use of city services and road closures as stated on application and waiver of fees. *Contingent upon proof of security and insurance*
- B. *Artesia Arts & Cultural District/Artesia Arts Council has requested the use of Eagle Draw between Roselawn and 7th Street on Saturday, August 24, 2019 for the Oilfield Olympics during the Red Dirt Black Gold Festival. Request use of city services and road closures as stated on application and waiver of fees. *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:

- A. Approval to pay bills through June 30, 2019

5. Personnel Resignations, Hirings, Promotions, and Transfers: - Removed for separate consideration.

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>
7.	<u>Robert Baeza</u>	Wastewater	WW Assistant	\$2482 per month CA22
8.	<u>Chris Renteria</u>	Street	Equipment Operator I	\$2482 per month CA22
9.	<u>Juan Becerra</u>	Museum	Maintenance Tech	\$1988 per month CA13
10.	<u>Viveca Herrera</u>	Commission on Aging	Maintenance Tech	\$1988 per month CA13
11.	<u>Tyler Heisler</u>	Cemetery	Equipment Operator	\$2482 per month CA22
12.	<u>Jessica Caballero</u>	Recreation	Recreation Specialist	\$2305 per month CA19

Councilor Rodriguez asked staff if there is an expected start date for the positions for hire.

Human Resource Director Sandie Countryman indicated if the positions are approved for hire then she will call them and ask which Monday the new hires would like to start.

Councilor Hill moved to approve Item 5A. Councilor Rodriguez provided a second and upon vote, the motion carried 7-0.

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 to opt in to the election of municipal officers of the City of Artesia in the regular local election (*postponed from June 11, 2019 meeting*)

Mayor Miller asked for public input.

There was none.

City Clerk Aubrey Hobson suggested the Council to consider option two which is allowing Eddy County to run the municipal election and extending the terms to November 2021.

Councilor Bratcher moved to opt in with option two with Eddy County. The motion was seconded by Councilor Madrid.

There was discussion regarding how other elections will be held with the County.

Upon vote with the following vote recorded:

Aye: Councilors Bratcher, Madrid, Rogers, Mullen.

Nay: Councilor Rodriguez. Mayor Pro tem Florez, Councilor Hill.

The motion failed 4-3.

B. Consideration and approval of an ordinance for a zone change from Single-family district "R-1B" to Business district "C"; for Subd: Gunter Redivision Block 9 Beg NE Cor S 207.7', W 584.21', N 12 Deg 49' E 208.24', N 87 Deg 44' 58" E 121.19', E 414.59' to POB; Located on the southwest corner of 20th St. and Grand Ave., 2001 W. Grand Ave.; Owner: Valley Christian Church of Artesia (Case No. 19-03)

Community Development Director Jim McGuire stated the owners are requesting a zone change from single family district to business district. Mr. McGuire stated there are prospective buyers for the property for an occupational and physical therapy clinic if the zone change is approved.

Mayor Miller opened for public input.

Joanne Clowe asked if they will be considering therapy session in the business. Mr. McGuire said yes.

Sarah Porte a therapist with the prospective buyers stated she is currently operating in a rental building and with the rezoning it will allow the business to grow.

Councilor Rogers moved to approve for a zone change from Single-family district "R-1B" to Business district "C"; for Subd: Gunter Redivision Block 9 Beg NE Cor S 207.7', W 584.21', N 12 Deg 49' E 208.24', N 87 Deg 44' 58" E 121.19', E 414.59' to POB; Located on the southwest corner of 20th St. and Grand Ave., 2001 W. Grand Ave (Case No. 19-03). Councilor Mullen provided a second.

Upon vote with the following vote recorded:

Aye: Councilor Rogers, Mayor Pro tem Florez, Councilors Mullen, Hill, Bratcher, Madrid, Rodriguez.

Nay: None.

The motion passed 7-0.

ORDINANCE 1053

C. Consideration and approval of an ordinance for a zone change from Suburban acreage, type 2 "SA-2" to Manufactured/mobile home district "MH"; for Lots 15, 16 and 17 of Block 1 of the Grand Heights Subdivision, and Lots 4, 5 and 6 of Block 2 of the Grand Heights Subdivision; Located on the north and south side of the 2300 block of Missouri Ave.; Owners: Mattie C. Newsom, Jr. and Joaquin T. Avila (Case No. 19-04)

Community Development Director Jim McGuire stated the property owners are requesting a change from suburban acreage type 2 to manufactured/mobile homes district. Mr. McGuire stated the property owners would like the option to install single-wide manufactured or mobile homes on the lots, and the Planning and Zoning Commission unanimously recommended for approval.

Councilor Rogers moved to approve zone change from Suburban acreage, type 2 "SA-2" to Manufactured/mobile home district "MH"; for Lots 15, 16 and 17 of Block 1 of the Grand Heights Subdivision, and Lots 4, 5 and 6 of Block 2 of the Grand Heights Subdivision; Located on the north and south side of the 2300 block of Missouri Ave (Case No. 19-04). Mayor Pro tem Florez provided a second.

Upon vote with the following vote recorded:

Aye: Councilors Rodriguez, Bratcher, Madrid, Rogers, Mayor Pro tem Florez, Councilors Mullen, Hill.

Nay: None.

The motion passed 7-0.

ORDINANCE 1054

D. Consideration and approval of an ordinance for a zone change from Manufactured/mobile home district "MH" to General residential district "R-2"; for Lot 4A of the Davis Addition No. 2, Block 11, Lots 4, 5, 6, 7, 8 Replat; Located at the northeast corner of the extensions of 38th St. and Dallas Ave.; Owner: The Bridge, Inc (Case No. 19-05)

Community Development Director Jim McGuire stated the property owner deeded the property to The Bridge Inc and the request is a zone change from home district MH to general residential district R-2 with the option to develop a short-term care facility.

Mayor Raye Miller opened for public input.

There was none.

Councilor Hill asked if the residents in the area were notified. Mr. McGuire stated that about nine letters were sent out and no feedback was received.

Councilor Rogers moved to approve zone change from Manufactured/mobile home district "MH" to General residential district "R-2"; for Lot 4A of the Davis Addition No. 2, Block 11, Lots 4, 5, 6, 7, 8 Replat; Located at the northeast corner of the extensions of 38th St. and Dallas Ave (Case No. 19-05). Councilor Rodriguez provided a second.

Upon vote with the following vote recorded:

Aye: Mayor Pro tem Florez, Councilors Bratcher, Madrid, Rogers, Rodriguez, Mullen, Hill.

Nay: None.

The motion passed 7-0.

ORDINANCE 1055

Period for Hearing Visitors

None.

Comments from Public Officials and Contracted Services

None.

Committee Reports

E. Recreation

Councilor Rodriguez informed the Council the Recreation Commission meeting was postponed to July 15th, 2019 at 5:30 p.m. in the City Hall Council Chambers.

Personnel

Human Resources Director Sandi Countryman stood for questions.

Public Safety

Police

Police Chief Kirk Roberts stood for questions.

Fire

Fire Marshall Brenden Harvey stood for questions.

Community Development

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

Infrastructure Department

Infrastructure Director Byron Landfair stood for questions.

City Attorney

City Attorney Matt Byers stood for questions.

City Clerk

- A. Submittal of the list of delinquent utility accounts and permission to begin the utility lien process.

City Clerk Aubrey Hobson presented Council with a list of the delinquent utility accounts.

Councilor Mullen moved to approve giving permission to begin the utility lien process. Mayor Pro tem Florez provided a second and upon vote, the motion carried 7- 0.

- B. Approval of a resolution amending the Woodbine Cemetery regulations.

City Clerk Aubrey Hobson stated the proposed change is allowing cremains per plot to be changed from four to two.

Councilor Mullen moved to approve the resolution amending the Woodbine Cemetery regulations. Councilor Rogers provided a second.

There was discussion regarding the number of cremains per grave space and maintenance.

Councilor Mullen moved to withdraw his motion. Councilor Rogers withdrew his motion.

Councilors requested to postpone item 16B until the July 9th, 2019 Council meeting and directed the Infrastructure Committee to discuss the item before the next Council meeting.

C. Report on the Artesia Labor Relations Board and Ordinance and possible action.

City Clerk Aubrey Hobson presented the Council with a letter from the State of New Mexico Labor Board. Mr. Hobson suggested to rescind the ordinance and let the State handle the Labor Relations Board.

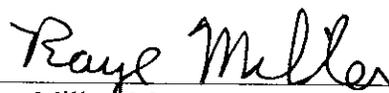
Mayor

A. Approval of the Consumer Energy Alliance - Energy Consumer Protection Pledge.

Mayor Raye Miller gave an update regarding the energy consumer protection pledge and asked the councils. There was no opposition.

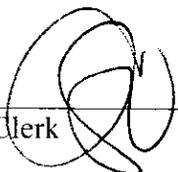
New or other business from Councilors

There being no further business, the meeting was adjourned at 7:02 p.m. on June 25^h, 2019.



Raye Miller, Mayor

ATTEST:



Aubrey Hobson - City Clerk