

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
April 27, 2021**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, April 27, 2021 at 1:00 p.m. in regular session with Mayor Raye Miller presiding, and the following present to wit:

Mayor Pro Tem Terry Hill	Ignacio Mariscal
Sam Hagelstein	Raul Rodriguez
George G. Mullen	Jeff Youtsey
Kent Bratcher	Jarrold Moreau

Also, present:
Aubrey Hobson, City Clerk/Treasurer
Attorney Jay Francis

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

Councilor Rodriguez made a motion to approve the amendment of the agenda and remove items 3, 4, 7, 8, 9,10, 11, 12 (A) & (B), 13, 14, 15 & 16. Second by Councilor Hagelstein and upon vote, the motion carried 8-0.

Special Reports

A. *Presentation of the 2019-2020 audit and approval of resulting resolution

A presentation of the 2019-2020 audit was given and reviewed.

Mayor Pro Tem Hill made a motion to approve the 2019-2020 audit for Resolution 1753. Second by Councilor Rodriguez. Upon vote, the motion passed 8-0.

RESOLUTION 1753

Consent Agenda

Councilor Rodriguez moved to approve the consent agenda as written. Second by Councilor Hagelstein and upon vote, the motion carried 8-0.

**CONSENT AGENDA
April 27, 2021**

1. **Approval of Minutes**

*April 13, 2021

2. **Consideration of Bids:**
A. *Approval of award of bid for the Transfer Station Truck Shed to WestCon Commercial Industries, Ltd. Co.

3. **Contracts, Leases and Agreements:**

4. **Appointments:**

5. **Personnel Resignations, Hirings, Promotions, and Transfers:**

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

A. *Promote:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1. <u>Jose Zamarron</u>	Streets	Equipment Operator I	\$2520 per month CA22

B. *Hire:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1. <u>Alyssa Samora</u>	Infrastructure	Administrative Assistant I	\$2673 per month CA25
2. <u>Jose Rodriguez</u>	Water	Technician	\$2482 per month CA22

- C. Accept the resignation of Tanner Berry, Firefighter, effective April 17, 2021
D. Advise of the promotion of Amber Klontz to Court Administrator \$3281 (CA25) per month

6. **Dates of Hearing:**

- A. Permission to set a public hearing on May 25, 2021 to consider an ordinance for Case No. 21-03: Final Plat of Artesia Industrial Park North Replat. Lots 4, 8, 12 and 14 and Tracts A, C and D of Artesia Industrial Park North Subdivision; Located east of Freeman Avenue on the east ends of the Morrow Street, Delaware Street and Grayburg Street alignments; Owner: City of Artesia
- B. Permission to set a public hearing on May 25, 2021 to consider an ordinance for Case No. 21-04: Zone Change from Public use district "P" to Business district "C". Legal: The north 350 feet of the west 339 feet of Block 26A and the south 49.5 feet of the west 339 feet of Block 17B of Fairview Addition to the City of Artesia; Location: 612 N. Roselawn Avenue; Owner: City of Artesia
- C. Permission to set a public hearing on May 25, 2021 to consider an ordinance for Case No. 21-05: Final Plat of Sherrell Acres #6 Summary Subdivision (County). A Replat of Tract A-1 of Sherrell Acres #5 as Filed September 28, 2020 in Cabinet 8, Slide 24-1 in Section 32, Township 17 South, Range 26 East, N.M.P.M., Eddy County, State of New Mexico; Located east of 12th Street and south of Crystal Street; Owner: C. Jerry Sherrell

7. ***Travel and Training:**

- A. Police – Permission for one (1) employee to attend the Taser Instructor refresher course in Alamogordo, NM

8. **Routine Requests for City Facilities:**

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

Mayor

A. *Discussion of County Lobbyist and possible action

Councilor Bratcher made a motion pertaining to participation in the funding of the County Lobbyist whereby the City of Artesia would follow what the City of Carlsbad decides. Second by Councilor Rodriguez and upon vote the motion passed 8-0.

B. Executive session: In accordance with the State of New Mexico Open Meetings Act, Section 10-15-1-(H)(2):

1. Limited personnel matters – Infrastructure Department

Councilor Rodriguez made a motion at 1:40 p.m. to go into executive session to discuss personnel matters. Second by Mayor Pro Tem Hill and upon vote, the motion passed 8-0.

C. Action as a result of executive session

Councilor Rodriguez made a motion to come out of executive session at 1:49 p.m., no action taken. Second by Councilor Mariscal and upon vote, the motion passed 8-0.

Motion by Councilor Rodriguez to ratify the termination of Israel Rodriguez. Second by Councilor Bratcher and upon vote, the motion passed 8-0.

New or other business from Councilors

A. Budget workshop

There was an overview and discussion of the proposed budget focusing on the General Fund and Enterprise Funds. The preliminary budget submitted included some expense cuts and the Mayor suggested putting levels back to last year's levels. He advised the Councilors and Department heads to review and get with Mayor Pro Tem Hill or Clerk Hobson to express their concerns. The Budget and Finance Committee will continue to work on the budget.

During the discussion of Election expenditures, the Mayor asked to discuss whether the Council wanted to have the opt-in provision of the State Election Code put on the next agenda. It was reported that the new County Clerk had polled 6 of the 8 Councilors on whether the Council would like to discuss the option. Because the Council had addressed the issue at least twice and both times declined, and because there is an issue on the timing of census information for redistricting, the Council directed staff not to place the discussion on the next agenda.

B. Discussion of legislation signed by the Governor

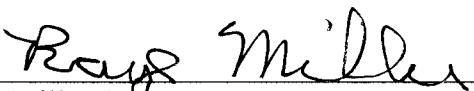
There was discussion and review of legislation signed by the Governor. Most of the discussion was on HB2 special session concerning recreational marijuana. Chief Roberts expressed his concern for his Department as well as the personnel department in formulating policies

concerning the matter. Community Development Director also commented there will have to be new zoning laws adopted.

There was an acknowledgement of SB 90 which affected PERA on OT which is included in Municipal employee work schedules. At this time it is believed the Fire Department is the only one affected.

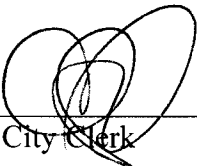
Adjournment

There being no further business, the meeting was adjourned at 5:02. On April 27, 2021.



Raye Miller, Mayor

ATTEST:



Aubrey Hobson - City Clerk