

**MINUTES OF CITY COUNCIL MEETING  
ARTESIA, NEW MEXICO  
March 24, 2015**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, February 10, 2015 at 6:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Jose Luis Aguilar	Raul Rodriguez
Kent Bratcher	Bill Rogers
Terry Hill	Nora Sanchez
Manuel Madrid, Jr.	Jeff Youtsey

The following were absent:  
None

Also present:  
Aubrey Hobson, City Clerk-Treasurer  
John Caraway, City Attorney

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

Councilor Bratcher made a motion to move Item 10B to this point in the meeting. The motion was seconded by Mayor Pro Tem Hill and upon vote, the motion passed.

**Personnel**

Councilor Bratcher moved to approve, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, permission to promote Eric Nunez to the position of Captain-P, at a salary of \$5169 per month (CA 37). The motion was seconded by Mayor Pro Tem Hill and upon vote, the motion passed.

Councilor Bratcher moved to approve, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, permission to promote David Watson to the position of Lieutenant-P, at a salary of \$3899 per month (CA 33). The motion was seconded by Councilor Rogers and upon vote, the motion passed.

Councilor Rodriguez moved to approve, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, permission to promote Rafael Zamarron to the position of Detention Supervisor, at a salary of \$3042 per month (CA25). The motion was seconded by Councilor Madrid and upon vote, the motion passed.

**City Departments and Employees**

Jim McGuire introduced Miriam Kramer to the Council as the new Recreation Specialist.

## Consent Agenda

Councilor Rodriguez moved to approve the Consent Agenda as written. The motion was seconded by Mayor Pro Tem Hill and upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: March 10, 2015 – Regular meeting
2. Consideration of Bids:
3. Contracts, Leases and Agreements:
  - A. MOA with the Chamber of Commerce for the 2015 Washington DC Delegation trip
4. Appointments:
5. Resignations:
  - A. Accept the resignation of David Crow, Street Department Equipment Operator, effective March 28, 2015
  - B. Accept the resignation of Robert Munday, Street Department Equipment Operator, effective April 4, 2015
6. Dates of Hearing:
  - A. Approval to set a public hearing on April 14, 2015 for consideration of an Ordinance approving Case No. 15-10, Subdivision Plat (West Acres #9) 2400 and 2500 block of West Bullock Avenue; being a portion of Tract A of West Acres #8; Owner- Westacres LLC; Agent- Smith Engineering
  - B. Approval to set a public hearing on April 14, 2015 for consideration of an Ordinance approving Case No.15-12, Street Name Plat (Private Streets) Permian Pavilion Street North, Permian Pavilion Street South, and 25<sup>th</sup> Street; located in Permian Pavilion Subdivision; Owners- Permian Pavilion LLC
  - C. Approval to set a public hearing on April 14, 2015 for consideration of an Ordinance approving Case No.15-13, Street Name Plat (Private Street) 25<sup>th</sup> Street; Victus Fountain Plat; Owners- Victus Fountain LLC, Fountaingates Investment Group LLC, and Minority Business Enterprise LLC
  - D. Approval to set a public hearing on April 14, 2015 for consideration of an Ordinance approving Case No. 15-14, Summary Re-plat Subdivision, 2606 W. Mann Avenue; being Lots 3 and 4 of West Acres #8 Subdivision; Owners- Mike and Anita Shannon; Agent-Harcrow Surveying LLC.
7. \*Travel and Training:
  - A. Fire – Permission for two (2) employees to attend The Essentials of Microsoft SharePoint training in Albuquerque, NM
  - B. Legislative and Executive – Permission to attend the NMML District meeting in Artesia, NM
  - C. Police – Permission for two (2) employees to attend the TEEX-Forensic Technician training in Lufkin, TX
  - D. Police – Permission for one (1) employee to attend the AC-Armor's course in Artesia, NM
  - E. F&A – Permission for one (1) employee to attend the NMML Airport meeting in Ruidoso, NM
  - F. F&A – Permission for one (1) employee to attend the Clerks and Finance officers Spring meeting in Clovis, NM
  - G. F&A – Permission for one (1) employee to attend the NMML District meeting in Artesia, NM
  - H. Police – Permission for one (1) employee to attend the SFST Instructor training in Las Cruces, NM
  - I. Executive – Permission to participate in the Chamber of Commerce's 2015 Washington DC Delegation trip
  - J. F&A – Permission for one (1) employee to attend the NM State Audit rule meeting in Albuquerque, NM
  - K. Police – Permission for one (1) employee to attend the Instructor Development course in Roswell, NM

- L. Police – Permission for one (1) employee to attend Leadership Management for Challenging Times in Rio Rancho, NM
  - M. Executive – Permission to attend the NLC Congress of Cities in Nashville, TN
  - N. Planning – Permission for one (1) employee to attend the NMFMA Spring 2015 workshop in Albuquerque, NM
8. Routine Requests for City Facilities:
9. Budgeted Items:
- A. \*Approval of Lodger's Tax Requests:
    - 1) Artesia Chamber's Fourth of July Celebration – July 4, 2015: \$12,300
    - 2) Artesia Chamber's Clays Crusher Sporting Clays Fun Shoot – Sept. 18-19, 2015: \$16,750
    - 3) Balloons & Tunes (co-hosted by ACOC, AMS & AAC) – Nov. 7-8, 2015: \$10,470
    - 4) AHS Lady Dog Softball Invitational – April 3-4, 2015: \$4,700
    - 5) Conquistador Boy Scout Council Fun Shoot – May 2, 2015: \$500
    - 6) Smokin' on the Pecos NM State BBQ Championship – June 26-27, 2015: \$27,200
    - 7) Kickin' It Under the Lights 3-on3 Soccer Tournament – July 10-11, 2015: \$2,000
    - 8) Eddy County Fair – July 20-25: \$19,025
    - 9) Artesia Arts & Cultural District's Red Dirt Black Gold Festival – August 29, 2015: \$21,625
    - 10) Artesia Horse Council High School Rodeo – Oct. 2-4, 2015: \$4,100
    - 11) Artesia Car Enthusiasts' SENM Regional Swap Meet – Oct 8-10, 2015: \$1,500
    - 12) AHS City of Champions Classic Basketball Invitational – Dec. 10-12, 2015: \$7,500
10. Non-budgeted Items:
11. \*Payment of Bills

### **Public Hearings**

Mayor Burch declared the meeting open for public hearing for the following:

- A. Consideration and approval of an ordinance for Case No. 15-08, Summary Re-plat Subdivision, 610-620 J J Clark Road; being Lots 2 and 3 of Block 1 of Thompson Subdivision.; Owners- Mr. and Mrs. Joe Ornelas; Agent-Harcrow Surveying LLC

Jim McGuire stated this is combining two lots.

No public comment was received.

Councilor Rodriguez moved to approve Summary Re-plat Subdivision, 610-620 J.J. Clark Drive, being Lots 2 and 3 of Block 1 of Thompson Subdivision. The motion was seconded by Councilor Youtsey and upon roll call vote, with the following votes recorded

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey  
 Nay: none  
 the motion passed.

### **Ordinance No. 958**

- B. Consideration and approval of an ordinance for Case No. 15-09, Zone Change from SU-1 and SA-2 to Commercial District, 2507-2513 W. Missouri Ave. and 2506-2514 W. Dallas St.; Lots 37 thru 42 of Grand Heights Subdivision; Owners- Ben Hernandez and JD Hot Shot Services LLC

Jim McGuire stated the Planning and Zoning Committee approved this zone change.

Mr. Ben Hernandez came before the Council to explain what he will be using the property for.

Councilor Rodriguez moved to approve the Zone Change from SU-1 and SA-2 to Commercial District, 2507-2513 W. Missouri Ave. and 2506-2514 W. Dallas St.; Lots 37 thru 42 of Grand Heights Subdivision. The motion was seconded by Councilor Sanchez and upon roll call vote, with the following votes recorded:

Aye: Aguilar, Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: none

the motion passed.

#### **Ordinance No. 959**

- C. Consideration and approval of an ordinance Imposing a Hold Harmless Gross Receipts Tax

Councilor Rogers explained to the Council the different options the Budget and Finance Committee had discussed in their last meeting. They felt that the option to impose an excise tax equal to one-fourth of one percent (0.25%) of the gross receipts reported or required to be reported, and eliminate the City's portion of property tax for residents was the best option to keep the City whole after losing \$1.3 million annually from the State.

No public comment was received.

Councilor Rogers moved to approve the Hold Harmless Gross Receipts Tax. The motion was seconded by Mayor Pro Tem Hill and upon roll call vote, with the following votes recorded:

Aye: Bratcher, Hill, Madrid, Rodriguez, Rogers, Sanchez, Youtsey

Nay: Aguilar

the motion passed.

#### **Ordinance No. 960**

#### **Period for Hearing Visitors**

Sofia Munoz came before the Council representing her family that resides at 1006 W. Washington. The family wants to know what they need to do in order to get back into the home.

Code Enforcement Officer Cheryl Hinkle reported that the home owner per the deed on the house, John Hernandez, would be in Artesia this weekend or next and she would sit down with him to discuss their options.

Mayor Burch declared a short recess at 7:29 p.m.  
Council reconvened the meeting at 7:42 p.m.

**Comments from Public Officials and Contracted Services**

Sara Mitchell from the Artesia Drug and Crime Coalition gave an update to the Council.

**Personnel**

Mayor Pro Tem Hill moved to hire, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, Justin Coburn to the position of Equipment Operator I at a salary of \$2482 per month (CA 22). The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Councilor Rodriguez moved to hire, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, Tiaz Johnson to the position of Detention Officer I at a salary of \$2750 per month (CA 20). The motion was seconded by Councilor Bratcher and upon vote, the motion passed.

Councilor Rodriguez moved to hire, upon recommendation of the Mayor, and subject to successful completion of required pre-employment testing, Ryan Hagedorn to the position of Community Service Officer I at a salary of \$2037 per month (CA 14). The motion was seconded by Mayor Pro Tem Hill and upon vote, the motion passed.

**Public Safety**

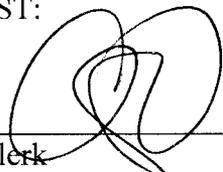
**Police**

Councilor Aguilar moved to approve donation of two (2) Police cars to Vaughn Police Department; Unit 14 – 2008 Ford Crown Victoria approx. 93,000 miles VIN xx4427 and Unit 30 – 2007 Ford Crown Victoria approx. 100,000 miles VIN xx5201. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

There being no further business to come before the Council, the meeting adjourned at 8:35 p.m.  
March 24, 2015.

  
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Mayor

ATTEST:

  
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City Clerk