

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
September 8, 2015**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, September 8, 2015 at 6:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Jose Luis Aguilar	Bill Rogers
Kent Bratcher	Nora Sanchez
Terry Hill	Jeff Youtsey

The following were absent:

Manuel Madrid Jr.
Raul Rodriguez

Also present:

Aubrey Hobson, City Clerk-Treasurer
John Caraway, City Attorney

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

New Requests for City Facilities

City Clerk Aubrey Hobson presented a request from Michael James Aguilar to use Jaycee Park on Saturday, September 26, 2015 from 7:00 AM to 2:00 PM for the Marcos Morillon 5K Memorial Run (contingent upon proof of insurance). Councilor Bratcher moved to approve the request for the use of Jaycee Park, contingent upon proof of insurance. The motion was seconded by Councilor Aguilar and upon vote, the motion passed.

City Departments and Employees

Chief Raley introduced Ricardo Huerta, Pet Quinones and Jon Perez who will be promoted to Commander and Sergeant positions later on the agenda.

Consent Agenda

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

The Consent Agenda includes:

1. **Approval of Minutes:** *August 25, 2015
 *August 31, 2015

2. **Consideration of Bids:**
 - A. *Approval of award of bid to provide an indefinite quantity contract for wood grinding and chipping for the Solid Waste/Transfer Station Department to WLC Construction, Artesia, NM
 - B. *Approval of award of bid to provide an indefinite quantity contract for dumpster(s) for the Solid Waste/Transfer Station Department to Waste Systems, Roswell, NM
 - C. *Approval of award of bid to provide an indefinite quantity contract for meals and snacks for the Detention Center to Artesia General Hospital, Artesia, NM

3. Contracts, Leases and Agreements:
4. Appointments:
5. **Resignations:**
 - A. Accept the resignation of Aaron Fugate, Water Technician, effective September 7, 2015
 - B. Accept the resignation of Justin Cummings, Water Technician, effective September 11, 2015
6. Dates of Hearing:
7. ***Travel and Training:**
 - A. F&A – Permission for one (1) employee to attend the NMML Municipal Clerk Institute in Albuquerque, NM
 - B. Wastewater – Permission for one (1) employee to attend the NMWWA school in Albuquerque, NM
 - C. Police – Permission for one (1) employee to attend the Train the Trainer course in Santa Fe, NM
 - D. Police – Permission for two (2) employees to attend the Glock Armorers training in Pryor, OK
 - E. Fire – Permission for one (1) employee to attend the Rope Rescue Technician training in Cloudcroft, NM
 - F. F&A – Permission for two (2) employees to attend the NMML Clerk's Institute & Academy in Albuquerque, NM
 - G. F&A – Permission for one (1) employee to attend the NM Historic Records Advisory Board meetings in Santa Fe, NM
8. Routine Requests for City Facilities:
9. **Budgeted Items:**
 - A. *Approval of Lodger's Tax requests:
 - 1) Red Dirt Black Gold – August 29, 2015 – up to \$40,000
 - 2) Mack Select Golf Tournament – July 31, 2015 – up to \$1000
10. Non-budgeted Items:
11. *Payment of Bills

Public Hearing

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

1. Consideration and approval of an ordinance approving the Southwestern Public Service Company (Xcel) franchise.

Mayor Burch reported that the franchise fee had been discussed during the retreat and that the Council had decided to maintain the fee at 2%.

Ben Jaime, representing Xcel Energy, stated that while the franchise agreement is for 25 years, the Council may revisit the franchise fee at anytime, should they need to make a change.

Councilor Aguilar moved to approve the franchise agreement with a 3% franchise fee. The motion was seconded by Mayor Pro tem Hill.

City Attorney John Caraway stated for the record, that if this ordinance passes as presented, it would amend section 6-A of the franchise document.

Upon roll call vote, with the following votes recorded:

Aye: Aguilar

Nay: Bratcher, Hill, Rogers, Sanchez, Youtsey

the motion failed.

Councilor Bratcher moved to approve the franchise agreement maintaining the 2% franchise fee, Ordinance No. 974. The motion was seconded by Mayor Pro tem Hill and upon roll call vote, with the following votes recorded:

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

Nay: none

the motion passed.

ORDINANCE NO. 974

Personnel

Councilor Rogers moved, upon recommendation of the Mayor, to hire Jeremy Rodriguez to the position of IT Technician I, at a salary of \$3,100 per month (CA31), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Bratcher, and upon vote, the motion passed.

Councilor Rogers moved, upon recommendation of the Mayor, to hire James Hill to the position of Solid Waste Equipment Operator I, at a salary of \$2,482 per month (CA22), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Bratcher, and upon vote with Mayor Pro tem Hill abstaining, the motion passed.

Councilor Aguilar moved, upon recommendation of the Mayor, to promote Pete Quinones to the position of Police Commander, at a salary of \$5,854 per month (CA43), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Youtsey, and upon vote, the motion passed.

Councilor Rogers moved, upon recommendation of the Mayor, to promote Ricardo Huerta to the position of Police Commander, at a salary of \$5,786 per month (CA43), subject to the successful completion of required pre-employment testing. The motion was seconded by Mayor Pro tem Hill, and upon vote, the motion passed.

Councilor Rogers moved, upon recommendation of the Mayor, to promote Kirk Roberts to the position of Police Sergeant, at a salary of \$5,319 per month (CA39), subject to the successful completion of required pre-employment testing. The motion was seconded by Mayor Pro tem Hill, and upon vote, the motion passed.

Mayor Pro tem Hill moved, upon recommendation of the Mayor, to promote David Rodriguez to the position of Police Sergeant, at a salary of \$4,660 per month (CA39), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Rogers, and upon vote, the motion passed.

Mayor Pro tem Hill moved, upon recommendation of the Mayor, to promote Jon Perez to the position of Police Sergeant, at a salary of \$5,309 per month (CA39), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Rogers, and upon vote, the motion passed.

Councilor Rogers moved, upon recommendation of the Mayor, to promote Chantel Longway to the position of Police Sergeant, at a salary of \$4,524 per month (CA39), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Bratcher, and upon vote, the motion passed.

Councilor Rogers moved, upon recommendation of the Mayor, to promote Jesse Dominguez to the position of Planning Code Enforcement Officer I, at a salary of \$3,491 per month (CA25), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Youtsey, and upon vote, the motion passed.

The Safety statistics for August were presented.

Public Safety

Police

Chief Raley presented the department statistics for August.

Fire

Chief Hummingbird presented the department statistics for August.

Community Development

Community Development Director Jim McGuire presented the department statistics for August.

Infrastructure

Infrastructure Director Byron Landfair reported on projects.

City Clerk

City Clerk Aubrey Hobson presented a resolution to accept the FAA grant offer. Mayor Pro tem Hill moved to accept the FAA grant offer, Resolution No. 1587. The motion was seconded by Councilor Aguilar and upon vote, the motion passed.

RESOLUTION No. 1587

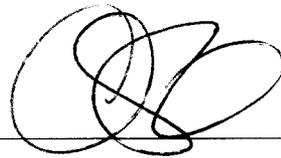
Mr. Hobson stated for the record that the City had received the approval of the 2015-16 budget from the Department of Finance and Administration (DFA).

There being no further business to come before the Council, the meeting adjourned at 7:04 p.m.
September 8, 2015.



Mayor

ATTEST:



City Clerk