

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
July 13, 2021**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, July 13, 2021 at 5:00 p.m. in regular session with Mayor Raye Miller presiding, and the following present to wit:

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

Also, present:
Aubrey Hobson, City Clerk/Treasurer
Summer Valverde, City Assistant Clerk/Treasurer

Absent:
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.

New Requests for City Facilities:

A. *Artesia Arts Council – Request the use of Jaycee Park for Art in the Park from 9:00 am, Friday, October 22, 2021 thru 6:00 pm, Saturday, October 23, 2021. Request use of city services and road closures as stated on application and waiver of fees. Contingent upon proof of security and insurance.

Candace Green spoke on Art in the Park of a two- day event.

Councilor Rodriguez made a motion to approve the request of Art in the Park at JC Park. Second by Councilor Hagelstein and upon vote, the motion passed 8-0.

City Departments and Employees

None.

Special Reports

None.

Consent Agenda

Councilor Rodriguez moved to approve the consent agenda as written. Councilor Youtsey provided a second. Councilor Moreau moved to remove item 10 A. Lodger's Tax requests as a

friendly amendment. Councilor Rodriguez accepted the friendly amendment and Councilor Youtsey concurred for his second. Councilor Moreau discussed the transparency of the Lodger's Tax Board's decisions and recommendations. Mayor Miller stated the minutes of the meetings were available from Hayley at the Chamber and that the meetings were open to the public.

Mayor Pro Tem Hill made a motion to approve the Lodger's Tax budgeted items. Second by Councilor Mullen and upon vote, the motion passed 7-1. Councilor Moreau - Nay.

CONSENT AGENDA July 13, 2021

1. **Approval of Minutes** *June 22, 2021
2. **Consideration of Bids:**
3. **Contracts, Leases and Agreements:**
 - A. *Approval of Memorandum of Understanding with Eddy County DWI Program for reimbursement at overtime rate pay for Artesia Municipal Court Clerks to provide DWI offender information out of court records
 - B. *Approval of Agreement with NM Demographic Research, LLC for Redistricting Services
 - C. *Approval of Agreement with the Southeastern NM Economic Development District/COG
 - D. *Approval of Amendment 2 to Lease Agreement with NM Corrections Department, Adult Probation and Parole Division for 3300 W. Main St., Suite B, Artesia, NM
4. **Appointments:**
 - A. Approval of appointment of Linda Barnett to the Library Board of Trustees (term to expire June 2024)
 - B. Approval of re-appointment of Danny Parker to the Library Board of Trustees (term to expire June 2024)
 - C. Approval of re-appointment of Rae Aaron to the Library Board of Trustees (term to expire June 2024)
 - D. Approval of re-appointment of Beth Walker to the Library Board of Trustees (term to expire June 2024)
5. **Personnel Resignations, Hirings, Promotions, and Transfers:**
Upon recommendation of the Mayor, subject to successful completion of required pre-employment testing, permission to:

A. *Ratification of Hire:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1. <u>Valerie Martin</u>	Library	Supervisor	\$5166 per month CA43
2. <u>Patricia Cruz</u>	Commission on Aging	Van Driver	\$1820 per month CA8
3. <u>Hector Guzman</u>	Streets	Equipment Operator	\$2482 per month CA22

B. *Ratification of Promotion:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
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1. Amber Bell Police Evidence Tech \$2692 per month
CA18

C. Hire:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1. <u>Rudolfo Dominguez</u>	Recreation	Maintenance Tech/Rec Worker	\$1988 per month CA13

D. Accept the resignation of George Peterson, Wastewater Lead Operator, effective July 19, 2021

E. Adjust salary schedule to reflect Evidence Tech I at CA18 and Evidence Tech II at CA21

6. Dates of Hearing:

7. *Travel and Training:

- A. Police – Permission for one (1) employee to attend the National Animal Cruelty Investigations Part 2 training in Conroe, TX
- B. Police – Permission for one (1) employee to attend the FBI LEEDA Supervisor Leadership Institute in Carlsbad, NM
- C. Police – Permission for three (3) employees to attend the BowMac Interview and Interrogation training in Artesia, NM

8. Routine Requests for City Facilities:

- A. *Forever Free Fellowship has requested the use of Guadalupe Park from Saturday, July 24, 2021 thru Sunday, August 1, 2021 from 6 pm – 10 pm each evening for their annual Tent Revival. Access to the electrical supply requested.

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

- A. *Approval of SENMEDD/COG resolution

10. Budgeted Items:

- A. *Lodger's Tax Board – Approval for the following:
 - 1) Artesia Historical Museum – FY22 – \$35,000
 - 2) Smokin' on the Pecos – November 5-7, 2021 – \$31,000
 - 3) Artesia Arts & Cultural District Mural Project – FY22 – \$23,000

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.

None.

Period for Hearing Visitors

Hayley from the Chamber of Commerce spoke about the request of money for Smokin on the Pecos.

A representative from Dynamic Disc spoke on the request of permission for use of JC Park land for the installation of a disk park; stating that they have received all the funds necessary for the installation. He was told that would be discussed further down the agenda.

Comments from Public Officials and Contracted Services

None.

Committee Reports:

- A. Budget and Finance —There is a budget and finance committee meeting at 3 pm on Thursday which has been advertised as a potential quorum allowing all Governing Body members to attend
- B. Personnel – None.
- C. Police and Fire – None.
- D. Planning (*Project Management, Code Enforcement, Permits and Inspections*) – None.
- E. Recreation – None.
- F. Infrastructure (Streets, Garage, Cemetery, Parks, Water, Wastewater, Solid Waste, Facility Maintenance) – None.
- G. Government – None.

Personnel

- A. Pre-employment Physicals – discussion and possible direction
- B. *Safety stats

Human Resources Director Sandi Countryman greeted everyone and stated that the personnel committee met and discussed a number of different things, stats are in the packet and then stood for questions. She also removed item A from the agenda until she received more information.

Public Safety

Police Department:

Police Chief Roberts greeted everyone stating stats are in the agenda, property crimes are up a bit and then stood for questions.

Fire Department:

Fire Chief Hope greeted everyone and stated stats are in the packet, annual calls are up by about 100 calls. In about 16 weeks they will have four new fire fighters. Chief Hope then stood for questions.

Community Development

- A. Discussion and approval of the Greater Artesia Foundation Fee Schedule and Proposed Allocation of Funds

Community Development Director Jim McGuire spoke on the Greater Artesia Foundation and stated that the previous Council meeting already approved the MOU.

Rocky Hocker with the City of Champions foundation spoke on the soccer and football fields.

Councilor Bratcher made a motion for the City of Champions to transfer 25% of fees received to the restoration fund and approving the fee schedule; then to look again in six months. Second by Councilor Rodriguez and upon vote, the motion passed 8-0.

- B. Discussion and possible approval of a Memorandum of Understanding with Dynamic Disc NM LLC for a Disc Golf Course at Jaycee Park

Jim stated that Dynamic Disc is not requesting any funding from the City.

Mayor Raye Miller asked Bryon if there are any additional cost to the city by way of maintenance because of the installation.

Byron stated that it would go around the trees where there would be no additional costs.

Mayor Miller stated we still need to have the attorney review the MOU.

Councilor Rodriguez made a motion to postpone the MOU until the City Attorney reviews the agreement. Second by Councilor Moreau and upon vote, the motion passed 8-0.

- C. Recreational marijuana update

Jim stated that next Wednesday will be a meeting with the NMML Cannabis workshop.

- D. Stats

Jim stated that stats are in the packet and then stood for questions.

Infrastructure

- A. *Eddy County Declaration of Local Flooding Disaster

Infrastructure Director Byron Landfair greeted the Mayor and Council and discussed the local flooding disaster with there being no damages to major roads or structures in the City of Artesia. Byron stated that stats are in the packet and then stood for questions.

City Attorney

None.

City Clerk

- A. Report on Utility Liens

City Clerk/Treasurer Aubrey Hobson presented the packet list of delinquent utility accounts for this year which were in the packets. The process will continue with verification of the owners of the properties, sending out a letter (which is not required) and bringing the final list to the council for filing around October 1st.

Mayor

The Mayor reported there was no need for an executive session because the personnel matter had been taken care of and there was no update on the litigation.

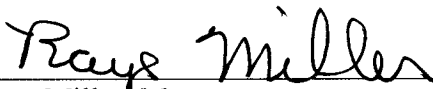
- A. Executive session: In accordance with the State of New Mexico Open Meetings Act, Section 10-15-1-(H)(2)(7):
 - 1. Limited personnel matters – Infrastructure Department - None.
 - 2. Pending litigation – None.
- B. Action as a result of executive session – None.

New or other business from Councilors

None.


Adjournment

There being no further business, the meeting was adjourned at 7:27 p.m. On July 13, 2021.



Raye Miller, Mayor

ATTEST:



Aubrey Hobson - City Clerk