

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
November 9, 2021**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, November 9, 2021 at 5:00 p.m. in regular session with Mayor Raye Miller presiding, and the following present to wit:

Mayor Pro Tem Hill	Jarrod Moreau
Sam Hagelstein	Jeff Youtsey
Ignacio Mariscal	Raul Rodriguez
Kent Bratcher	

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

Absent:
Councilor George Mullen

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:

None.

City Departments and Employees

None.

Special Reports

None.

Consent Agenda

Councilor Rodriguez moved to approve the consent agenda as written. Second by Councilor Bratcher and upon vote, the motion carried 7-0.

**CONSENT AGENDA
November 9, 2021**

1. **Approval of Minutes** *October 26, 2021
2. **Consideration of Bids:**
3. **Contracts, Leases and Agreements:**
 - A. *Approval of Equipment Storage & Removal Agreement with Ranger Energy Services, LLC for the property located at 301 Commerce St. (Industrial Park) *Approval of agreement subject to review by attorney*
 - B. *Amendment to a hangar lease with Ross Duncan to include Hocker and Sons as Co-lessee
 - C. *Ratification of approval of the PY Foundation Grant Agreement for First Responder Recruiting & Retention Program
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. *Hire:

<u>Name</u>	<u>Department</u>	<u>Position</u>	<u>Rate of Pay</u>
1. <u>Rebecca Box</u>	Street	Equipment Operator II	\$2700 per month CA25
 - B. *Promote:

1. <u>Matthew Martinez</u>	Police	Cadet	\$22.36 per hour
----------------------------	--------	-------	------------------
 - C. Accept the resignation of Ramiro Granados, Water Technician, effective November 4, 2021
6. **Dates of Hearing:**
7. ***Travel and Training:**
 - A. Police – Permission for one (1) employee to attend the FBI LEEDA Internal Affairs training in Leauge, TX
 - B. F&A – Permission for one (1) employee to attend the NM Clerk’s Institute in Santa Fe, NM
 - C. Police – Permission for one (1) employee to attend the NM Law Enforcement conference and Executive Board meeting in Albuquerque, NM
8. **Routine Requests for City Facilities:**
9. ***Routine Resolutions (to be assigned a number by staff):**
 - A. Certifications and Commitments – **Resolution - 1766**
 - B. Fair Housing Required Elements – **Resolution - 1767**
 - C. Residential Anti-Displacement and Relocation Assistance – **Resolution - 1768**
 - D. Citizen Participation – **Resolution – Resolution 1769**
 - E. Purchasing Policy – **Resolution - 1770**
10. **Budgeted Items:**

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.

A. *Consideration and approval of an ordinance for redistricting

Aubrey stated that Mr. Adair was here from NM Demographics. Aubrey then stated that Plan B would change existing Council members from which they currently represent; that it was best to stay with Plan A that would move lines to the minimum which would allow the same Councilors in the district that they represent. Aubrey also stated that he had one citizen provide input; that they would like to stay as close as possible to the way it is now and would speak at the public hearing.

Mayor Miller asked if anyone any questions or would like to speak about the redistricting Plans.

Mr. Luis Flores greeted the Mayor and Council, then stated that he would personally support Plan A. Also, he thinks the Council duly elected should be able to complete their term. Additionally, that at a future date if Council were to decide something else then it could be revisited which is what he would support.

Mr. Adair greeted the Mayor and Council, then stated that Artesia has a population of 12,875 which is a new record and every city in NM that is over 10,000 can no longer have at large elections. Mr. Adair also stated that you would divide the city by the number of wards you have which is 4 and so you have an ideal population of 3,219 and everybody has exactly the same voice on City Council. Additionally, Plan A is the least changed plan that would move the fewest number of precincts around or census blocks and is simple. Plan B is what he calls the perfect plan that if people would want to see if everybody had the same amount of people would look like and is perfect in the sense that is based only on population which is not based on communities of interest, protecting minority voting rights or ethnicities. Mr. Adair asked if anyone had any questions.

Mayor Miller asked if anyone else had any questions. Councilor Rodriguez asked about redistricting. Mr. Adair stated that through statute you could have plus or minus 5 percent per district.

Councilor Rodriguez made a motion to approve and adopt Plan A for the redistricting option, O – 1090. Second by Councilor Hagelstein and upon rollcall vote, the motion passed 7-0.

ORDINANCE – 1090

Period for Hearing Visitors

None.

Comments from Public Officials and Contracted Services

None.

Committee Reports:

- A. Budget and Finance - None.
- B. Personnel – None.
- C. Police and Fire – None.
- D. Planning (*Project Management, Code Enforcement, Permits and Inspections*) – Councilor Rodriguez stated that they have a meeting Friday at Jim’s office at 4:30.
- E. Recreation – None.
- F. Infrastructure (Streets, Garage, Cemetery, Parks, Water, Wastewater, Solid Waste, Facility Maintenance) – Councilor Bratcher stated that they met last Thursday and that there was nothing out of the ordinary.
- G. Government – None.

Personnel

- A. *Consideration and approval of a resolution for the Pay Classification Plan
- B. *Safety stats

Human Resource Director Sandi Countryman presented the consideration and approval of resolution -1771 for the Pay Classification Plan and then presented the safety stats.

Councilor Bratcher made a motion to approve for Resolution – 1771 the Pay Classification Plan. Second by Councilor Rodriguez and upon vote, the motion passed 7-0.

RESOLUTION - 1771

Public Safety

Police Department:

- 1) *Stats

Police Chief Roberts greeted everyone and reported that crime stats are down. Also, that there was a significant number of canine euthanizations in the past couple of months. Chief Roberts then stood for questions.

Mayor Pro Tem Hill asked about the number of up-take with the euthanizations. Chief Roberts stated that they are taking a lot of dogs in, that having an unusual amount of rain might have to do with it and the canines coming from the County. Chief Roberts stated he will look into the agreement with the County to expand or retract.

Fire Department:

1) *Stats

Fire Chief Hope greeted the Mayor and Council then stated that the statistics were in the packet and call volume has been steady. Chief Hope then stood for questions.

Community Development

- A. * Consideration and approval of asbestos and lead paint abatement of the buildings at the old National Guard Armory at 409 W. Centre Ave.
- B. *Stats

Community Development Director Jim McGuire greeted the Mayor and Council. Jim brought up that Council and the Mayor had already approved and signed consent to access the property on 10th & Main or between 9th & Main; the NM Environment department has a contractor now so he will be the one pulling the application and working with the Fed's. Jim, then wanted to make sure Council was aware with the Mayor signing that application as well.

Jim then spoke on the update with the National Guard Armory; unfortunately, a lot of the metal trim has lead paint and they have not finished with their estimate because it was late and getting dark. It is around \$30,000 with the asbestos and they are thinking it is going to be over a \$100,000 on the lead paint.

Mayor Miller stated that we will wait to see what the final is before we bring this back to Council.

Jim then stated that he has the stats for building inspections and violations and asked if anyone has any questions.

Infrastructure

- A. *Consideration and approval for Mayor Miller or Mayor Pro Tem Hill to sign the Bulk Water Purchase Agreement with Navajo Refinery

Infrastructure Director Byron Landfair greeted the Mayor and Council. Byron then presented the consideration and approval for Mayor or Mayor Pro Tem Hill to sign the Bulk Water Purchase Agreement with Navajo Refinery. Byron stated the agreement was in the packet stating a minimum use agreement; the committee did review it in the last meeting and had no questions or qualms with it. Byron then stated he received the lawyer's edits sent it to Navajo for their lawyers to review and expects the agreement to be signed about the middle of next week. Byron then asked if there were any questions.

Councilor Bratcher made a motion for the Mayor or Mayor Pro Tem to sign the Bulk Water Purchase agreement with Navajo Refinery. Second by Councilor Youtsey and upon vote, the motion passed 7-0.

City Attorney

None.

City Clerk

- A. *Budget Adjustment Resolution/Non-first responder stipends
- B. *Budget Adjustment Resolution/First Responder stipends

Aubrey stated that we have two Resolutions - 1772 to be put into one for the adjustment of Non-first and First Responder stipends that was already approved and ratified. Aubrey then stood for questions.

Councilor Rodriguez made a motion to approve the Budget Adjustment Resolution – 1772 for Non-first and First Responder stipends. Second by Councilor Moreau and upon vote, the motion passed 7-0.

RESOLUTION - 1772

Mayor

- A. Executive session: In accordance with the State of New Mexico Open Meetings Act, Section 10-15-1-(H)(8):
 - 1. Purchase of Real Property

At 5:49 PM Councilor Rodriguez made a motion to go into executive session to discuss real property in accordance with the State of New Mexico Meetings Act. Second by Councilor Hagelstein and upon rollcall vote, the motion passed 7-0.

- B. Action as a result of executive session

At 5:51 PM Councilor Rodriguez made a motion to come out of executive session in accordance with the State of New Mexico Meetings Act; no action was taken. Second by Councilor Bratcher and upon vote, the motion passed 7-0.

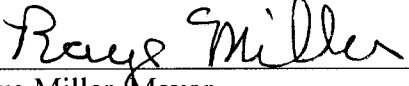
Councilor Rodriguez made a motion to approve the purchase of property at 82 & Crossbow. Second by Councilor Moreau and upon rollcall vote, the motion passed 6-0 with one abstention by Councilor Hagelstein.

New or other business from Councilors

None.

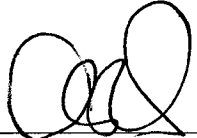
Adjournment

There being no further business, the meeting was adjourned at 6:01 p.m. On November 9, 2021.



Raye Miller, Mayor

ATTEST:



Aubrey Hobson - City Clerk