

**MINUTES OF CITY COUNCIL MEETING
ARTESIA, NEW MEXICO
June 9, 2009**

The City Council of the City of Artesia, New Mexico met in the City Council Chambers at City Hall on Tuesday, June 9, 2009, at 7:00 p.m. in regular session with Mayor Phillip Burch presiding, and the following present to wit:

Manuel Barragan	Raul Rodriguez
George Holmes	Nora Sanchez
Raye Miller	J.B. Smith

The following were absent:

Terry Hill
Antonio Torrez (*joined the meeting at 7:08 p.m.)

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.

Request for City Facilities

City Clerk Aubrey Hobson presented the request of Artesia Chamber of Commerce to close portions of Main Street on Saturday, July 4, 2009 at 9:00 a.m. for the Annual Fourth of July Parade. Mr. Hobson reported that the parade route will begin at Bulldog Boulevard and head east on Main Street to South 2nd Street. Mayor Pro tem Holmes moved to approve the July 4th parade on Main Street. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Mr. Hobson presented the request of the Eddy County Fair to close portions of Main Street on Monday, July 27, 2009 at 4:00 p.m. for the Eddy County Fair Parade. Mr. Hobson reported that the parade route will begin at 2nd Street and head west on Main to Bulldog Boulevard. Mayor Pro tem Holmes moved to approve the Fair Parade on July 27, 2009.. The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Mr. Hobson presented the request of Artesia MainStreet to close Texas Avenue from 1st to 3rd Street, 2nd Street from Main to Chisum, along with alleyways in the area on July 4, 2009 from 5:00 a.m. to 11:30 a.m. for the unveiling of the third bronze statue "The Rustler". Councilor Rodriguez moved to approve the street closures for the unveiling of "The Rustler". The motion was seconded by Mayor Pro tem Holmes and upon vote, the motion passed.

Consent Agenda

Mayor Pro tem Holmes requested that item 3-B be pulled for separate consideration. Councilor Barragan requested that items 2-A, 3-C, 7-C and 7-D be pulled for separate consideration. Councilor Miller moved to approve the Consent Agenda, minus items 2-A, 3-B, 3-C, 7-C and 7-D. The motion was seconded by Mayor Pro tem Holmes and upon vote, the motion passed.

The Consent Agenda includes:

1. Approval of Minutes: * May 26, 2009 - Special meeting
 * May 26, 2009 – Regular meeting
2. Consideration of Bids:
A. *pulled for separate consideration.
3. Contracts, Leases and Agreements:
A. *Approval of contract for water connection at 1615 N. 1st Street with Eddie E. Arnett
B. pulled for separate consideration
C. *pulled for separate consideration.
4. Appointments:
5. Resignations:
6. Dates of Hearing:
7. *Travel and Training:
A. Water – Permission for one (1) employee to attend the SW Section Jake Hands Memorial workshop in Ruidoso, NM. Request actual expenses.
B. Wastewater – Permission for one (1) employee to attend the Jake Hands Memorial workshop in Ruidoso, NM. Request actual expenses.
C. pulled for separate consideration
D. pulled for separate consideration
E. Police – Permission for one (1) employee to attend the Basic Data Recovery and Acquisition course in Lake Ozark, MO. Request actual expenses.
F. Police – Permission for one (1) employee to attend the Intermediate Data Recovery and Acquisition course in Lake Ozark, MO. Request actual expenses.
G. Police – Permission for two (2) employees to attend SFST Instructor Update training in Las Cruces, NM. Request actual expenses.
H. Police – Permission for one (1) employee to attend High Risk Warrant Service training in Ruidoso, NM. Request actual expenses.
I. F&A – Permission for one (1) employee to attend the Society of American Archivists Annual meeting in Austin, TX. Request actual expenses and mileage.
8. Use of Facilities (*approval contingent upon receipt of all applicable fees, license(s) and dept approvals*):
A. Sal Saiz has requested use of the Band Shell at Roberts Park on Saturday, June 27, 2009 from 4 pm – 9 pm for a family gathering.
B. Carmen Saiz has requested use of the Band Shell at Roberts Park on Saturday, July 25, 2009 from 2 pm – 7 pm for a family birthday party.
C. Staci Guy has requested use of the gazebo at Central Park on Saturday, July 18, 2009 from 2 pm – 4 pm for a birthday party.
9. Budgeted Items:
10. Non-budgeted Items:
11. *Payment of Bills

Councilor Miller moved to approve Consent Agenda Items 2-A (A. **Approval of award of bid to provide an indefinite quantity contract for asphalt, concrete and related supplies to American Aggregate and Constructors, Inc.) The motion was seconded by Mayor Pro tem Holmes and upon vote, with Councilor Barragan voting “nay”, the motion passed.

Mayor Pro tem Holmes moved to approve Consent Agenda Items 3-B (B. * Approval of airport ground lease with Frank Yates) The motion was seconded by Councilor Miller and upon vote, the motion passed.

Councilor Miller moved to approve Consent Agenda Items 3-C (C. * Approval of lease for Police Department office space at 611 W. Mahone Suite A). The motion was seconded by Councilor Rodriguez and upon vote, the motion passed.

Councilor Rodriguez moved to approve Consent Agenda Items 7-C (C. * Police – Permission for two (2) employees to attend the School Emergency Preparedness training in Las Cruces, NM. Request actual expenses). The motion was seconded by Councilor Smith and upon vote, the motion passed.

Councilor Rodriguez moved to approve Consent Agenda Items 7-C (C. * Police – Permission for one (1) employee to attend the John Giduck Campus Safety and Security training in Las Cruces, NM. Request actual expenses.). The motion was seconded by Councilor Smith and upon vote, the motion passed.

Personnel

Mayor Pro tem Holmes moved, upon recommendation of the Mayor, to hire Terry Colwell to the position of Police Officer, Un-Certified, at \$2,544 per month (CA23), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Torrez and upon vote, the motion passed.

Mayor Pro tem Holmes moved, upon recommendation of the Mayor, to hire Terry Gallagher to the position of Police Corporal, at \$3,809 per month (CA26), subject to the successful completion of required pre-employment testing. The motion was seconded by Councilor Miller and upon vote, the motion passed.

Councilor Rodriguez moved to ratify Mayor Burch's approval to hire Sheri Mullins and Chris Wiles for the positions of temporary Recreation Aides in the Tennis program at \$7.50 per hour, subject to successful completion of required pre-employment testing.

Human Resources Director Bill Thalman distributed Safety statistics for May 2009.

Public Safety

Police

Councilor Miller moved to approve a 90-day professional services for Animal Shelter operation and Animal Care Services with Paws and Claws. The motion was seconded by Councilor Torrez and upon vote, the motion passed.

Fire

Chief Hummingbird distributed the statistics for May 2009.

Community Development Director

Community Development Director Tina Torres distributed the department statistics for May, 2009.

Code Enforcement Officer Cheryl Hinkle presented several properties for consideration of condemnation of structure.

Mayor Pro tem Holmes moved to adopt a resolution of condemnation for the structure at 2706 W. Grand Ave., Resolution No. 1343. The motion was seconded by Councilor Smith and upon vote, the motion passed.

RESOLUTION NO. 1343

Councilor Torrez moved to adopt a resolution of condemnation for the structure at 805 W. Washington Ave., Resolution No. 1344. The motion was seconded by Mayor Pro tem Holmes and upon vote, the motion passed.

RESOLUTION NO. 1344

Councilor Miller moved to adopt a resolution of condemnation for the structure at 1408 W. Merchant, Resolution No. 1345. The motion was seconded by Mayor Pro tem Holmes and upon vote, with Councilor Barragan voting “nay”, the motion passed.

RESOLUTION NO. 1345

Councilor Miller moved to adopt a resolution of condemnation for the structure at 811 W. Richardson, Resolution No. 1346. The motion was seconded by Councilor Torrez and upon vote, the motion passed.

RESOLUTION NO. 1346

Mayor Burch requested that Code Enforcement Officer Cheryl Hinkle contact Artesia Schools and request to tour Lomita School to verify whether the structure is sound and can continue to be used as a storage facility.

Infrastructure

Infrastructure Director Robert Forrest reported on current public work projects and department activities.

City Clerk

City Clerk Aubrey Hobson reported that the approval for the interim budget is expected from the Department of Finance and Administration (DFA) at the end of the week.

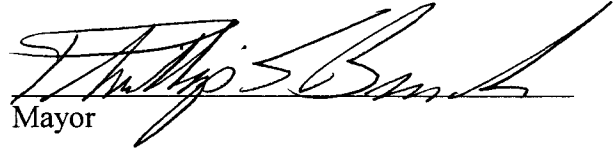
Mayor

Councilor Torrez moved that in accordance with 10-15-1-H(6), the Council and Mayor go into executive session regarding the purchase of real property. The motion was seconded by Mayor Pro tem Holmes and upon vote, the motion passed.

Council recessed to executive session at 8:03 p.m.
Council reconvened at 8:20 p.m.

Councilor Torrez moved that the only matters discussed in executive session pertained to the purchase of real property, and no action was taken. 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., June 9, 2009.



Mayor

ATTEST:

City Clerk

