

**City of Tucumcari
City Commission Meeting Minutes
April 10, 2014**

The Tucumcari City Commission met in a regular meeting on Thursday, April 10, 2014, at 6:00 p.m. in the City Commission Chambers, Members present constituting a quorum were, Ruth Ann Litchfield, Robert Lumpkin, Amy Gutierrez, and John Mihm.

City Staff members present were; Doug Powers, City Manager; Angelica Gray, City Clerk; Dennis Dysart, Finance Director; Vicki Strand, Community Development Director; Jason Braziel, Chief of Police; and Larry Rigdon, Fire Department Manager.

Rick Haymaker led the invocation and Chief of Police, Jason Braziel led the group in the Pledge of Allegiance.

Consideration of Changes for Deletions to the Agenda

Commissioner Mihm made the motion to approve the agenda as written and Commissioner Gutierrez seconded the motion. Roll Call:

Lumpkin	Gutierrez	Litchfield	Mihm
Yes	Yes	Yes	Yes

Items from Commissioners

Commissioner Gutierrez stated the work session was very informative. The City's auditor, Griego Professional Services, was present at the meeting.

Commissioner Mihm thanked everyone for coming tonight. He thanked all the volunteers along with Chamber of Commerce.

Commissioner Litchfield stated she appreciates Mr. Haymaker for the prayer.

Mayor Lumpkin thanked everyone for coming. In addition, Mesalands Community College is putting on the Cinco de Mayo fiesta at the Wind Turbine Center on May 5th.

In addition, he welcomed Ungie Davila who is the editor of La Loca Magazine. She has worked hard to promote the Rockabilly on the Route.

Mayor Lumpkin stated his friend Tito Terrazas, passed away on March 31, 2014. He was a Tucumcari High School graduate who lettered in three sports. He was in Vietnam and received two bronze stars, silver stars, and received three purple hearts.

Approval of Minutes

Commissioner Mihm made the motion to approve the March 24, 2014, Commission Meeting minutes as written and Commissioner Litchfield seconded the motion. Roll Call:

Litchfield	Lumpkin	Mihm	Gutierrez
Yes	Yes	Yes	Abstain*

*Commissioner Gutierrez was absent at the March 24, 2014 meeting.

Ordinances & Resolutions

Ordinance 1111, Second Reading, Amending the Zoning District Map – Ms. Evans stated this ordinance is to amend a single lot in the Russell Addition which is located on the corner of Jackson and High Street. This would change the zoning from an R-2 to a Commercial area.

Ms. Evans stated that letters were sent to neighbors within 100 feet and they did not have any issues in changing the zoning location.

Commissioner Mihm made the motion to approve the second and final reading of Ordinance 1111 and Commissioner Litchfield seconded the motion. Roll Call:

Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes

City Manager’s Report

Mr. Powers stated that he and Mr. Dysart attended the depositions in Portales for the RAD lawsuit.

Mr. Powers spent time at the airport on Monday and Tuesday because Mr. Stephenson, Airport Manager has suffered an injury and hurt his rotary cup. He will be out for awhile. The other two employees have stepped up. Mr. Baker will be working an extra day and Mr. Sewell will be able to use his annual time. We have set up a fuel report. He has asked for an airplane schedule. They are running a daily log that will inform Mr. Powers of what is going on at the airport.

He congratulated Mr. Sandoval and his crew for the new tank.

He stated that the final lay at the old landfill is coming along.

He stated that the new personnel manual was sent out for comments to our department head. The comments have been reviewed and sent to our personnel attorney. He hopes to have a draft to the commission real soon.

He stated that both Ms. Gray and Mr. Knudson have worked hard on the \$2.2 mil Water Trust Board project. The attorney for New Mexico Finance Authority suggested a resolution process. However, after research by Ms. Gray and Mr. Knudson having several conversations with the

New Mexico Finance Authority attorney, Mr. Knudson has given his recommendation that the City proceed with an ordinance. He hopes to have the first reading within the next month.

He and the Mayor attended the EDC meeting last week. They discussed a few projects including the Hockaday project and the Tucumcari Cheese Factory expansion.

Mr. Powers stated that about 12 years the City leased property to Plateau on Eleventh Street where the two water tanks are located. Plateau then sold the tower to American Tower who is leasing part of that to AT&T. They have asked Mr. Powers to sign off on the construction of the building. He has visited with Mr. Knudson regarding this.

Mr. Powers concern is that this property is on solid rock. We have two tanks on that location directly across from our elementary school. We need to have some guarantee. Mr. Powers stated we do not receive any monies for the lease.

He stated our Federal Aviation Administration projects include a new parking lot and a new generator, which will begin within the next year.

Mr. Powers thinks the new meter reader will be a fantastic system. It has already detected a water leak.

Bids and Contracts

Request for Approval of Governmental Services Agreements for 2014 Youth Conservation Corps. Project – Ms. Strand stated this agreement is a grant for the YCC Project. Every summer the City hires students who complete certain projects. This summer the group will complete a project at the baseball field.

Mayor Lumpkin stated that last summer the YCC group worked hard and cleaned up the Veteran’s Park.

Commissioner Litchfield made the motion to approve the 2014 Agreement for YCC Project and Commissioner Mihm seconded the motion. Roll Call:

Gutierrez	Mihm	Litchfield	Lumpkin
Yes	Yes	Yes	Yes

New Tucumcari Landfill Proposal for 2014 Environmental Monitoring/Reporting Services (216.01.09) – Mr. Powers stated that as part of our landfill permit we are required to test our samples twice a year. They have reduced the perimeter for testing. Mr. Powers stated this is a state mandate.

Commissioner Litchfield made the motion to approve the New Landfill Proposal for 2014 Environmental Monitoring/Reporting Services and Commissioner Gutierrez seconded the motion. Roll Call:

Litchfield	Lumpkin	Gutierrez	Mihm
Yes	Yes	Yes	Yes

Old Tucumcari Landfill Proposal for 2014 Environmental Monitoring/Reporting Services (216.02.07) Mr. Powers stated this is also a twice a year testing. We will be mandated to test these wells for the next 30 years. The cost for this monitoring is \$19,500.00.

Commissioner Mihm made the motion to approve the Old Landfill Proposal for 2014 Environmental Monitoring/Reporting Services and Commissioner Litchfield seconded the motion. Roll Call:

Lumpkin	Gutierrez	Litchfield	Mihm
Yes	Yes	Yes	Yes

New Business

Discussion & Approval for replacement of Commissioner District 1 – Mayor Lumpkin stated this item was discussed during the work session. The commission will be asking citizens from District 1 to submit their names with a letter of interest by April 21 at 12:00 p.m. During the May 8th work session, the applicants will give a brief answer on why they would like to be a commission and what they have to offer. On that same day, the commission will appoint one of the applicants at the regular scheduled commission meeting.

Commissioner Litchfield made the motion to interview candidates on May 8th during the regular scheduled work session and the final appointment will take place on May 8th at the regular scheduled commission meeting and Commissioner Gutierrez seconded the motion. Roll Call:

Litchfield	Lumpkin	Mihm	Gutierrez
Yes	Yes	Yes	Yes

Request for Approval of 2015 Municipal Fire Protection Fund Distribution Application – Larry Rigdon stated this application is for maintaining equipment, buildings and they also buy fire apparatus. The grant is for a minimum of \$185,001.

Commissioner Mihm made the motion to approve the 2015 Municipal Fire Protection Fund Distribution Application and Commissioner Gutierrez seconded the motion. Roll Call:

Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes

Request from Rockabilly on the Route – Mayor Lumpkin stated that at the last Rockabilly event there were 600 to 1,000 people participated in the event. He hopes to see a lot of people coming to this event and people going home and saying positive things about Tucumcari.

Mayor Lumpkin stated they are asking that the waiver of the convention center rental. It has been discussed with our attorney. Mayor Lumpkin stated this is a one-time thing.

Commissioner Mihm made the motion to approve waiving the fee for the convention center rental for the Rockabilly event and Commissioner Litchfield seconded the motion. Roll Call:

Gutierrez	Mihm	Litchfield	Lumpkin
Yes	Yes	Yes	Yes

Public Comments

Don Schutte – He stated he sat through the work session because he is interested in the public comment policy that the city commission may be setting. He acknowledges and agrees that there have been some abuses and there have been some people who have been outraged. In that regard he does believe there should be some control. The City commission charter requires that town hall meetings be held are to take place four times a year. He has never seen a town hall meeting be held. Therefore, the only opportunity for the citizens to address the governing body is at the commission meetings. He thinks the commission should allow the citizens of this community the opportunity to express their views.

He stated he is a rockabilly fan. But frankly he is offended the City is giving away money for another agency to make money. He stated he pays gross receipts tax however, he never gets anything for free. He stated he cannot even get the City to tear down the eye sore next to his building.

Ungie Davila – She stated that Rockabilly would like to thank the City of Tucumcari for opening the City to them. She invited everyone out to the Rockabilly event.

Patsy Gresham – She stated the annual fundraiser banquet on May 2, 2014. They will have an informal dinner. Will Bannister who is an up and coming young country singer has done 6 tours in Europe will perform

She stated the Tin Lizzies will be in town on May 2nd. This is a group of Model T automobiles. They will be here for three days.

She stated they had the opportunity to bid on the Crella Renewal Energy Expo. She stated it is in November. This gives her and Ms. Nelson time to bring this expo back to Tucumcari.

Items from Commissioners

Commissioner Mihm thanked everyone for coming.

Commissioner Litchfield stated she attended a meeting with Route 66 Museum and Ruth Nelson at the convention center. She is excited about the prospects for the Museum. She thanked all the volunteers.

Commissioner Gutierrez thanked Mr. Schutte for voicing his opinion. She hopes the Rockabilly is a great success. She thanked Ms. Gresham for the invite to the events. She also thanked the community for their support.

Mayor Lumpkin addressed concerns stated during the public comments. He stated the commission would like the comments always available. He thinks this could be looked at a town hall situation. There will be rules which are still being discussed. They would like to have a proper decorum at these meetings.

He stated he sees how the Route 66 Museum could bring people to the convention center. However, we have always had concerns about it because it is a very expensive building to maintain and this could help offset this expense. The convention center is a great building and he thanks Ms. Nelson for the work she is doing out there.

As for the Sands Dorsey, there is a unique set of problems with this building. The cost for the contamination disposal is very expensive.

Executive Session

Mayor Lumpkin asked for a motion to convene into executive session pursuant to the Open Meetings Act §10-15-1(H)(2) Limited Personnel Matters and §10-15-1(H)(7) Threatened or Pending Litigation in which the public body is or may become a participant. Commissioner Mihm made the motion and Commissioner Gutierrez seconded the motion. Roll Call:

Litchfield	Lumpkin	Gutierrez	Mihm
Yes	Yes	Yes	Yes

Convened at 6:53 p.m.

Mayor Lumpkin asked for a motion to reconvene from executive session noting that no action was taken. Commissioner Mihm made the motion and Commissioner Gutierrez seconded the motion. Roll Call:

Lumpkin	Gutierrez	Litchfield	Mihm
Yes	Yes	Yes	Yes

Reconvened at 8:02 p.m.

Adjournment

Mayor Lumpkin asked for a motion to Adjourn. Commissioner Litchfield made a motion to adjourn and Commissioner Mihm seconded the motion. Roll Call:

Litchfield	Lumpkin	Mihm	Gutierrez
Yes	Yes	Yes	Yes

Meeting adjourned at 8:03 p.m.

Robert Lumpkin, Mayor

ATTEST:

Angelica M. Gray, City Clerk