

**City of Tukumcari  
City Commission Meeting Minutes  
January 14, 2016**

The Tukumcari City Commission met in a regular meeting on Thursday, January 14, 2016 at 6:00 p.m. in the City Commission Chambers, Members present constituting a quorum were: John Mihm, Ruth Ann Litchfield Robert Lumpkin, Amy Gutierrez and Rick Haymaker

City Staff members present were: Jared Langenegger, City Manager; Dennis Dysart, Finance Director; Ralph Lopez, Project Manager; Mark Martinez, Project Manager; Jason Braziel, Police Chief; Shane Warner, Fire Chief; and Angelica Gray, City Clerk.

Invocation presented by Rick Haymaker and Mayor Lumpkin led the Pledge of Allegiance.

**Public Hearing**

**Ordinance 1132, Second Reading, an Ordinance of the City of Tukumcari authorizing the execution of an Intergovernmental Agreement and a Project Participation Agreement accepting from the New Mexico Economic Development Department \$50,000.00 for economic assistance for the Odeon Theater-** Commissioner Haymaker stated that he was glad this was happening, Robert and Christy Lopez provide a service to the community and there are a lot of events that take place at the Odeon Theater. Rawhide Dayz is coming up and they are planning to show three full seasons of the show Rawhide for free. They open the theatre to the community for all kinds of different events.

Mayor Lumpkin stated that Odeon Theatre has participated in different events in Tukumcari by showing free movies or offering their assistance in other ways.

Mayor Lumpkin welcomed the audience to speak and stated that the City applied for a \$50,000 grant from the State of New Mexico to help fix the roof on the Odeon Theater. This money came from the State of New Mexico and not from the city budget.

Commissioner Haymaker made the motion to approve the second reading of Ordinance 1132 and Commissioner Gutierrez seconded the motion. Roll call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**Consideration of Changes or Deletions to Agenda**

Mayor Pro Tem Litchfield made the motion to accept the agenda as is and Commissioner Mihm seconded the motion. Roll call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

**Items from Commissioners**

Commissioner Gutierrez welcomed everyone in attendance and the listening audience. She thanked all City employees for their hard work and the New Mexico DOT for cleaning up the streets after the bad snow storm however there are some people that did defer but there was a lot of snow and it was a lot of work but she applauds the efforts that were made. We generally do not get that kind of snow, so thank you to all City employees for their hard work.

Commissioner Haymaker thanked everyone for coming and thanked Thomas with Quay County Sun for being in attendance. He stated that he was able to be at the Convention Center when some motorists were stranded and the consensus was Tucumcari was quite a place to land under the circumstances. There were gentlemen from Japan, Canada and all over and they were all happy that they landed here. He thanked the City employees and fire and rescue for diligently doing what they do even in hazardous circumstances.

Commissioner Mihm welcomed everyone and the listening audience, the newspaper and the radio station. He wished everyone a Happy New Year and stated that 2016 is going to be an exciting year; he is looking forward to it and Spring.

Mayor Pro Tem Litchfield stated it was good to see everyone. She stated she wasn't here for the storm but she has heard good things, kudos to the City employees and to the fire and rescue. Don't forget the Rattlers play at home Saturday at 3:00 p.m.

Mayor Lumpkin stated that we were a little short on equipment with that much snow but the staff did a bang up job with what they had. When we did have people stranded anytime we asked somebody to cook food there wasn't anybody that turned us down so people at the Convention Center were fed and had a place to stay. They were so thankful. It was quite a different type of snow than we're used to, there wasn't only a lot of snow but there was a big wind that came along with it and it was difficult to work with. He thanked everyone for coming and stated he has asked for a special meeting for the commission to review the nuisance ordinance. The nuisance ordinance is necessary and feels it could be talked about and amended in certain areas. There are things that it does do that Tucumcari needs to do, basically to turn us back into the blue ribbon city that we use to be and clean it up as best as we can but there needs to be some discussion and maybe we can make changes if necessary.

**Approval of Minutes**

Commissioner Mihm made the motion to approve the December 10, 2015 Commission Meeting Notes and Commissioner Haymaker seconded the motion. Roll call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

Mayor Pro Tem Litchfield made the motion to approve the December 17, 2015 Special Commission Meeting Minutes and Commissioner Mihm seconded the motion. Roll call:

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
Yes	Yes	Yes	Yes	Yes

**Resolutions**

**Resolution 2016-01, NMDOT Surplus Vehicle Auction Hardship-**Ralph Lopez presented this item to the Commission. He stated the New Mexico Department of Transportation has an annual auction every year to auction off their surplus vehicles to communities that show hardship. A requirement to apply for this is that we pass a resolution stating our intent and to show that we have hardship as far as purchasing equipment.

Mr. Langenegger stated that this is a good opportunity for the City. If we are approved for this they give us \$25,000. Last year we to the auction with the \$25,000 they gave us and \$8,000 from the City and we came back with a good quality used dump truck, some pickup trucks and a small dump truck for the cemetery. You aren't going to get good quality used equipment at a better price and with \$25,000 for free to go shopping with is an excellent deal. He stated that he appreciated the fact that the Department of Transportation does this for small communities every year. It is an excellent opportunity for us.

Mayor Lumpkin thanked Mr. Lopez for taking the effort to discover something that gives us the chance to pick up \$25,000 to purchase vehicles with.

Commissioner Gutierrez made the motion to approve Resolution 2016-01 NMDOT Surplus Vehicle Auction Hardship and Commissioner Mihm seconded the motion. Roll call:

Mihm	Litchfield	Lumpkin	Gutierrez	Haymaker
Yes	Yes	Yes	Yes	Yes

**Resolution 2016-02, Recount/Recheck Costs for the March 1, 2016 Regular Municipal Election-** Ms. Gray presented this item to the Commission. She stated that the purpose of this resolution is to determine the estimated actual cost of a recount or recheck of the election in the event one is requested by application to the district court. On March 15, 2014 Governor Susana Martinez approved the estimated actual costs of an election at approximately \$670 to \$1,020. Additional costs would be assessed if the recount/recheck proceedings extend beyond one day. The only person who is qualified to apply for a recount/recheck is an unsuccessful candidate.

Commissioner Haymaker made the motion to approve Resolution 2016-02 and Commissioner Mihm seconded the motion. Roll call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**City Manager's Report**

Blizzard – I want to thank our streets crews, EMS, Fire Department, and Police Department for all of their hard work during the blizzard that we experienced after Christmas. They put in a lot of hard hours and did a great job keeping things clean with minimal equipment. I also want to thank the First Baptist Church, and the County for their assistance with the emergency shelters. They provided a safe warm place for stranded motorists. Finally I want to thank the Citizens of Tucumcari. We sent out a request for food donations for the shelters and within less than an hour,

we had more than enough to feed everyone. It really makes me proud to know that I live in a place where people take care of one another.

Water Break – On Tuesday of this week, while doing construction on the new water main from 5 mile park to the City, our contractors hit the existing water transmission line causing a break. This break caused a water outage for many people that live west of the Cemetery on QR 62.9, 63, and 64. Our water department did an excellent job working with the contractors to get the repairs made in a timely manner and restore service. They spent a long night restoring the lines and ensuring that there was water for our customers the next day. We often don't think about or appreciate our water department until the water is not on. So I want to say thank you to them as they do a great job.

Capital Outlay Local Option Gross Receipts Tax – As you all have heard, we will be having a question on the ballot on March 1<sup>st</sup> as to whether the City should expand the use of our Capital Outlay Local Option Gross Receipts Tax to allow for infrastructure repairs. I want to remind everyone that this is not a new tax, but an existing tax that we would like to utilize for infrastructure projects. This will mean that we can make more repairs to streets, waterlines, and other infrastructure in a timelier manner. Residents should be receiving a flier with their water bill explaining the question. We will also be having two public meetings to discuss among other things the LOGRT question. Those meetings will be held at the Del Norte on February 2<sup>ND</sup> AT 5:20 P.M. and at the Convention Center on February 9<sup>th</sup> at 5:30 p.m. We encourage interested citizens to attend.

Workforce Connections – Workforce Connections and the Department of Veterans Services will have office hours tomorrow at the Railroad Depot in the Mainstreet Conference room. They will be providing employment services to veterans including resume assistance, application and job search assistance, and WorkKeys testing. The Department of Veterans Services officer will be available to assist veterans with benefits questions. This will be a regularly scheduled office in Tucumcari. Please let those who may need this service know and encourage them to attend. It will be open from 10:00 a.m. to 3:00 p.m. at the Railroad Depot.

Today I had the opportunity to go to Portales and attend a workshop on waste water reuse. This workshop was to outline and give out information on waste water reuse. With all the water issues we have living in the desert southwest and with the lack of water resources we have every drop is precious. This was a very good workshop that talked about reusing the water from the effluent from the waste water plant for not only irrigation but also treating it for drinking water or injecting it into the underground aquifers. There was a lot of really good information available and with us looking at redoing our waste water plant to 100% reuse it is good information to use in future planning for that process.

Mayor Lumpkin thanked Mr. Langenegger and stated that during the blizzard we didn't have a problem getting enough food for those stranded, the problem was getting to their houses to pick up the food. Mr. Langenegger picked up the food from these people. Mr. Langenegger and two fire department members gave up their night to help. Fifty-six people were at the Convention Center and the First Baptist Church took care of more than one hundred-fifty people. It was an effort but no one complained about what they had to do to take care of these people. He stated that he was very proud to be from Tucumcari and to be a part of the City of Tucumcari. As far as the reuse of water, we

have been working on the reuse treatment plant and the reuse of that water can give us another way to have water available especially for irrigation. There are also several federal funds available to help us with that action. He thanked Mr. Langenegger for attending the meeting in Portales.

**Bids & Contracts**

**Requesting Approval of Contract between City of Tucumcari and Paws and Claws-** Mr. Langenegger presented this item to the Commission. He stated that in a Commission meeting in November Paws and Claws came to discuss the animal overpopulation issue in Quay County. They do quite a bit of work with our shelter and with our kennel trying to find homes for the animals that are picked up but we still have a good number that have to be euthanized because there is no place for them or no one to adopt them. One of the things that the Paws and Claws Rescue is trying to do is have an affordable way for people to have their pets spayed or neutered to help prevent the overpopulation problem before it gets to the point where we have to decide whether to euthanize an animal or not. They came to the Commission and asked for assistance with that, at that point we said we would look into it. Since then he has spoken to the attorney and he has drafted a contract for us. This contract commits the City to cover \$2,500 of the cost for the spay/neuter van which will cover a day of them being here. One day is enough to get at least twenty-five pets spayed or neutered. The contract is written for four years so every year the City and Paws and Claws will meet and if for that year that don't need the City's assistance we won't have to do this but if they need assistance then it commits the City for up to \$2,500 for the next four years. The amount of money we save in kennel fees and kennel costs and having to euthanize the animals is well worth the amount that we are paying to have a little bit of prevention.

Mayor Lumpkin thanked Ms. McClelland for her efforts and for saving the City money.

Ms. McClelland stated that they are very close to be being a non-profit their application has been sent in.

Mayor Pro Tem Litchfield made the motion to approve the contract between the City and Paws and Claws and Commissioner Mihm seconded the motion. Roll call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

**New Business**

**Requesting approval to reschedule January 28, 2016 Housing Authority Meeting and Commission Meeting to attend Municipal Day-** Mr. Langenegger presented this item to the Commission. He stated that every year at the Legislator the New Mexico Municipal League puts on Municipal Day. It is a day where all municipalities go and are represented. They have a meet and greet with all the Legislators, it is a very good networking opportunity and also a very good opportunity for us to be there and work with our Legislators and thank them for what they do. Here in the City and the County we rely on our Legislators to get a lot done, one of the big things people think about immediately is capital outlay. We ask for capital outlay every year to fund big

purchases, equipment, repairs and things like that. They also do a lot of other things for us as well. Our Mayor is working on some green energy projects that there is some legislation coming up for. We have asked them in the past to support us when we had our armory .He stated he thinks it's important for us to let them know we support them as much as they support us. This year's Municipal Day is scheduled for Thursday January 28<sup>th</sup> and Friday the 29<sup>th</sup>. There is a regular scheduled Commission meeting for the 28<sup>th</sup> as well as a Housing Authority meeting. In order to not conflict we would have to schedule them for a different day.

Ms. Gray suggested Monday the 25<sup>th</sup> and Tuesday January 26<sup>th</sup>. Mayor Lumpkin and Mayor Pro Tem Litchfield stated they were both available either day. Commissioner Gutierrez stated that Tuesday worked best for her.

The Commission agreed on Tuesday January 26<sup>th</sup> at 6:00 p.m and 5:00 p.m. for Housing Authority meeting.

Mayor Pro Tem Litchfield made the motion to reschedule the January 28<sup>th</sup> Housing Authority and Commission Meeting to January 26<sup>th</sup> and Commissioner Gutierrez seconded the motion. Roll call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

**Notice of Name of Candidates for Office, Designation of Polling Place, Precinct Board Members, and Election School-** Ms. Gray presented this item to the Commission. She stated that this notice will inform the citizens of the positions that are open, who the candidates are, who are as follows: Commissioner for a four year term for District One Rickey Alan Haymaker and Ralph L. Moya. Commissioner for a four year term for District Two Jonathan R. Brito and Amy J. Gutierrez. Commissioner for a four year term for District Three Ruth A. Litchfield. This notice also includes the question about Municipal Capital Outlay Gross Receipts that will be on the ballot. It also states that the voting center will be at the Convention Center, the absent voter precinct will be at City Hall. Your precinct board consists of citizens from districts one, two, three, four and five who are James Kleinsasser who will be the Presiding Judge. Doris King, Christine A. Otero and Sylvia A. Wampler as Election Judge/Clerk/Translator and Angelina Dominguez as Election Judge/Clerk. The absentee board will be at City Hall at 5:00 p.m. on March 1<sup>st</sup> and consist of Gloria Donovan who will be the Presiding Judge, Edward Perea and Lucinda Nials as Election Judge/Clerk. The two alternates are Irma Zacharis and Sally Maestas. We will have a Precinct Board Election Training that will be held on February 24, 2016 at City Hall beginning at 10:00 a.m. this training is open to the public. Also, absentee voting and early voting dates will be added to the notice. Absentee ballots can be asked for January 26<sup>th</sup> and early voting starts February 10<sup>th</sup> at City Hall.

Mayor Lumpkin asked Ms. Gray to restate where the election was being held. Ms. Gray stated the polling place would be at the Convention Center starting at 7:00 A.M. to 7:00 P.M on March 1<sup>st</sup>. Early voting takes place at City Hall beginning February 10<sup>th</sup> until February 26<sup>th</sup> from 8:00 a.m. until 5:00 p.m. All voters from all districts will be able to vote in this election because of the question on the ballot but only district one, two and three will be voting for Commissioner.

Commissioner Haymaker made the motion to approve the notice of names of candidates and Commissioner Gutierrez seconded the motion. Roll call:

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
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Yes                      Yes                      Yes                      Yes                      Yes

**Tumbleweeds 4-H requesting waiver of Convention Center fees for Valentine’s Ball on February 12, 2016-**Debbie Kenapilly presented this item to the Commission. She stated that there has been a change in the host. Tumbleweeds 4-H is longer able to host it because the San Jon Pee Wee basketball tournament will be conflicting so Logan’s Play Day will be taking over the event. She is here representing the Logan Play Days who would like to put on a 2016 Valentine’s Ball for Quay County and other surrounding areas. It will be a dinner and a dance held Friday night February 12<sup>th</sup>. Tickets for the event will be sold to raise money. Dinner will be provided by the Annex. Colby Carter and 5 Miles West will be performing. This is going to be a family event, there will be no alcohol because it is hosted by a youth organization. We are here to ask the City Commission to waive the rental fee of \$400 to help cover the cost.

Mayor Lumpkin thanked Ms. Kenapilly for considering Tucumcari and the Convention Center for this event. You are bringing people to town and furnishing a wholesome family activity. He stated if the Commission could legally waive the fee he believes the event will bring in enough people to make up what the City would lose in that fee, even if not it is a very good function.

Mayor pro Tem Litchfield made the motion to waive the fee for the Logan Play Days Valentines Ball and Commissioner Mihm seconded the motion. Roll call:

Mihm	Litchfield	Lumpkin	Gutierrez	Haymaker
Yes	Yes	Yes	Yes	Yes

**Chamber of Commerce requesting waiver of Convention Center fees for Chamber Annual Event on April 9, 2016-** Gail Sanders from the Chamber of Commerce presented this item to the Commission. She stated that Tucumcari is featured in the New Mexico Adventure Guide and the Chamber of Commerce did not pay for it. The Chamber of Commerce will also be passing out bags to Legislative Days the bags include cheese from Tucumcari Mountain Cheese, a water bottle from Mesalands Community College, pens, business cards and mural maps these will be delivered January 20, 2016. She stated that Tucumcari Quay County Chamber of Commerce annual fundraiser would be held April 9, 2016 at the Tucumcari Convention Center. They will be having a shrimp boil and entertainment will be provided by Chad Prather. There will also be a silent auction. Tickets will be \$35 per person and there will be a special rate for purchasing a table. Chad Prather is a nationally known entertainer and storyteller, he uses comedy in his motivational speaking along with a positive attitude to inspire his audiences. Gail stated she is here to ask the City Commission to waive the fee for the Tucumcari Convention Center for the event. By waiving the fees for the Chamber of Commerce their dollars will go much further in their efforts to promote and improve Quay County and Tucumcari. The Chamber is involved in events that cost us but do not return a profit, for example the Christmas parade and home lighting contest, which cost \$1,200. The chamber is putting together a goody bag to take to the legislators, just the cost of the bags was \$525 and the final cost will be substantially more. The Chamber will be sponsoring a booth for Rawhide Dayz, which will be the informational booth. One of the biggest projects has been spraying the town murals with a clear coat the cost of the clear coat was paid by Lodger’s Tax but the work has been done by the Chamber Board. The Chamber exists on membership fees, Lodger’s Tax and City and County Funding. Membership fees have not increased for many years.

Mayor Lumpkin thanked Ms. Sanders for all her work and stated that the Chamber does a good job for the City of Tucumcari.

Commissioner Mihm made the motion to waive the fees for the Convention Center for the Chamber Annual Event on April 9th and Commissioner Haymaker seconded the motion. Roll call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**Requesting approval for Lodger’s Tax Board’s recommendation to fund Rawhide Dayz for \$6,500.00-** Mayor Lumpkin stated that the \$6,500 would come out of the promotional side of the Lodger’s Tax. There are basically two budgets in the Lodger’s Tax money which are promotional and executive. The executive fund had over \$300,000 but that money is needed to maintain the Convention Center and if something comes up at the Convention Center then we have that money. Rawhide Dayz asked for \$13,500 but we only had so much in the promotional side’s budget.

Commissioner Mihm made the motion to approve the Lodger’s Tax Board’s recommendation to fund Rawhide Dayz for \$6,500 and Commissioner Haymaker seconded the motion. Roll call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

**Discussion and Action on Transferring \$7,500 from Lodger’s Tax Executive Fund to Promotional for purposes of funding Rawhide Dayz-** Karen Alarcon stated that Rawhide Dayz is going to be a big event she is working on getting some advertisements in the newspapers in Amarillo which would be \$5,000. Roswell will be doing fifty radio spots for \$500 plus free live mentions, she is still waiting to hear from Albuquerque and Santa Fe but advertising will cost quite a bit but the event will be worth it. She stated that they are a New Mexico True event as chosen by the Tourism Board but are still unsure of the funds but it can be anything up to \$5,000 and that can be used in any way.

Mayor Lumpkin asked her to mention a few of the major events they have planned. She stated that Friday the 15<sup>th</sup> Russell Tiner from San Antonio would be down with at least two longhorns, you will be able to sit on the longhorns and get pictures taken with them. West Sanders out of Oklahoma will be coming with his cattle drive that will be used for a parade. Sheb Willey’s daughter from Nashville, Tennessee will be coming as well she is a part of the Sons and Daughters of Country Legend Band. We have also acquired Hank William’s daughter. Rawhide Dayz is scheduled for April 15<sup>th</sup> and 16<sup>th</sup> and there is many things happening. She stated Lodger’s Tax money will be used for advertising.

Mayor Lumpkin stated that they will be having brochures listing all the events. He stated that the Lodger’s Tax money would be used for promotion but some of the money is coming from the executive side of the budget and it may not have the same restrictions. He thanked Ms. Alarcon for all her work and stated that he is looking forward to Rawhide Dayz. It is an exciting event and one that will bring people to town.

Commissioner Haymaker made the motion to approve the transfer of \$7,500 from Lodger's Tax Executive Fund to Promotional for purposes of funding Rawhide Dayz and Commissioner Gutierrez seconded the motion.

Ms. Gray stated that she needed to make the clarification that their application was for \$13,500 and the \$6,500 requested from promotional and the \$7,500 brings it to \$14,000 so letter F should be for \$7,000 not \$7,500.

Commissioner Haymaker made the motion to transfer \$7,000 from Lodger's Tax Executive Fund to Promotional for purposes of Funding Rawhide Dayz and Commissioner Gutierrez seconded the motion. Roll call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

**Requesting Approval for Expenditure of Infrastructure Gross Receipts Tax -** Mr. Langenegger presented this item to the Commission. He stated that there is a developer capital growth that visited with the Economic Development Director and they are developing a site within Tucumcari to lease to a retailer and the site they're looking at is on the corner of 54 and the boulevard where the old Pony Soldier Motel was. Their development is basically building from the ground up, the parking lot the building, water, sewer and everything else. Being that this is for a retail project LEDA does not apply so it cannot be funded through LEDA but they did ask for assistance with infrastructure costs. Initially they had asked for assistance with water, sewer, electric, fire hydrants and paving at about \$86,200. As he worked with Mr. Powers and Community Development we looked at their plans and what they were trying to do and the paving and striping isn't really what the City would like to see but the reason they want that street paved is because their delivery trucks would be making their deliveries. The design they had in place wouldn't meet those standards. In addition, under the street there is a sewer line that is at least four years old. Before we have heavy traffic over that road we would like to replace the sewer line. Mr. Powers gave them a rough estimate to put in the water, sewer and to repave the street to standard which is required to handle that truck traffic which came out to \$160,000. Our infrastructure tax doesn't necessarily have a huge amount of money in it maybe \$272,000 so if we spent \$160,000 on one project we might not have enough money for the next project that comes in. We visited with the developer about using the \$86,000 that they requested to get the sewer and water lines done and to temporarily fix the road and next year when we apply for the Co-op grant from the State, which is usually used to pave streets, we can apply for the grant and utilize the money and redo the street. The developer seems to be okay with that option and appreciates any assistance the City can provide. The development that they are looking at is going to be a \$4.5 million project so that would be a good development for the City. They are also looking at fifteen to twenty jobs with a third being full time jobs. If they are going to develop there we need to take care of our infrastructure and we need to make sure the street can handle the heavy traffic, by dedicating the \$86,000 from our infrastructure tax it will give us a good start next year by applying for the Co-op grant and finishing the project.

Mayor Pro Tem Litchfield stated this would be a fifteen year lease.

Mayor Lumpkin stated the effort that Mr. Langenegger and Mr. Powers have put in to work around the difficulties, is appreciated. He stated that he always looks forward to any new development that can help Tucumcari and also bring in jobs and he feels this will be every good for Tucumcari.

Commissioner Haymaker stated to be plain Shopko wants to come to Tucumcari and we are looking at infrastructure and the City's participation in helping them. The location is where the old Pony Soldier Motel used to be. Mr. Langenegger stated that Shopko is a retailer similar to Target and they have name brand clothes and groceries. Commissioner Haymaker commented that they are looking to employ at least fifteen people and that is good news. Mr. Langenegger stated that this is the developer and they will lease the site to Shopko so it is not a 100% done deal. They are still developing the site then will lease it out but it is something we are working with them on and looks promising.

Commissioner Haymaker made the motion to approve expenditure of infrastructure gross receipts tax and Commissioner Gutierrez seconded the motion. Roll call:

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
Yes	Yes	Yes	Yes	Yes

**Requesting Approval to appoint board members to the Senior Advisory Board (Phyllis Garcia, Mary Garcia, Ricci Johnson, and Malik Muhammad Tafail)-** Mayor Lumpkin stated that there were four positions open and four people applied. He stated that he'd like to thank all who applied for the positions. The Senior Advisory Board is a very active committee and does a very good job.

Ms. Gray added that it was been brought to the commission's attention and this item is on the Senior Board's recommendation.

Mayor Pro Tem Litchfield made the motion to approve Senior Board members and Commissioner Gutierrez seconded the motion. Roll call:

Mihm	Litchfield	Lumpkin	Gutierrez	Haymaker
Yes	Yes	Yes	Yes	Yes

**Discussion and Action regarding the renewal of contract with Kyle Hardwood, Water Attorney-** Mayor Lumpkin stated the Commission had discussed this in their work session and basically the contract with the water attorney is expired but at the moment we don't really have a need for a water attorney and if we need one it wouldn't take very long to put together an RFP to get one. The Commission talked about the possibility of not extending this contract. He stated that the Harwood associates have been very helpful in the past but we no longer have the activities that we need a water attorney for.

Mayor Pro Tem Litchfield made the motion not to renew the contract with Kyle Harwood and Commissioner Mihm seconded the motion. Roll call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**Requesting Approval of 2017 EMS Fund Act Application-** Shane Warner presented this item to the Commission. He stated that he was asking for application approval for fire and EMS at the same time. The EMS Fund Act is a fund that the state puts together for operating costs that both the fire

and EMS can apply for. He is asking for \$26,000 which would help replace some outdated equipment.

Mayor Lumpkin stated that Mr. Warner is asking for permission to apply for \$26,000 grant. He stated he thinks this is a great idea and thanked Mr. Warner for his efforts.

Commissioner Mihm made the motion to approve the 2017 EMS Fund Act Application and Commissioner Gutierrez seconded the motion. Roll call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

**Requesting Approval to Accept Change Order #2 for Metro Well Field Water Transmission-** Mark Martinez presented this item to the Commission. He stated that the change order is for an increase in time for up to eight days for substantial completion. The reason for the time increase is due to weather delays as well as holidays to make sure the workers were home with their families. There is also a cost increase of \$132 not including New Mexico Gross Receipts Tax. The increase is due to additional back field dirt due to rock excavation; they didn't run into as much rock as they thought. There is also an extension of three quarters inch service lines and two inch service lines along Quay Road 62.9. The reason being the way it was originally bid was to only tie in these existing service lines onto the new transmission line with that it would stop in the middle of the road and we would like to complete it to avoid possible leaks.

Mayor Lumpkin asked if any of the cost would come from the budget. Mr. Martinez stated that it would come from the grant.

Commissioner Gutierrez made the motion to accept Change Order #2 for Metro Well Field Water Transmission and Commissioner Haymaker seconded the motion. Roll call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

**Public Comments**

**Kathi McClelland-** She stated she wanted to thank the Commission for supporting Paws and Claws and the spay/neuter van. She hopes to have the van in town in early Spring but they are not making appointments until the end of February or beginning of March.

**Items From Commissioners**

Commissioner Mihm thanked everyone for coming and wished everyone a good evening.

Mayor Pro Tem Litchfield thanked everyone for coming and stated it was a good meeting.

Commissioner Haymaker thanked everyone for coming and also thanked the listening audience. Artspace has a drum circle scheduled for Friday January 22, 2016 at 6:30 p.m. and they have had great turn outs. Everyone is welcome and drums and shakers are available. He stated that the Commission is going to have a meeting at the Del Norte February 2 and at the Convention Center

February 9 at 5:30 p.m. these are two very important town meetings and encourages everyone to get the word out and to please attend.

Mayor Lumpkin stated that he wanted to reiterate that these are two important meetings and they will be discussing a ballot item that is not going to be a new tax but the meeting is going to be very informative and explain what this money can be used for. The tax was originally made for Ute Lake Water only and we have been using it for engineering and legal purpose to maintain Ute Lake Water allocation possibilities however, this is not changing the objective if we need the money it would still be available but we will be able to utilize the money to help Tucumcari. He stated he would like to see a lot of people at the meetings and not to forget the election is coming up March 1<sup>st</sup> 7:00 a.m. to 7:00 p.m. at the Convention Center.

Commissioner Gutierrez stated that FNB New Mexico will be selling tickets for the Valentine’s Day Ball, she isn’t sure when they will get the tickets but they are available for purchase at the Tucumcari and Logan branch.

Mayor Lumpkin stated that Friday the 15<sup>th</sup> at the Railroad Depot from 9:00 a.m. to 3 p.m. a representative from the Veterans Services will be available to speak to Veterans about any items that would like to discuss. If there is a good turnout this department can come more often.

**Adjournment**

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

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
Yes	Yes	Yes	Yes	Yes

Meeting adjourned at 7:21 p.m.

\_\_\_\_\_  
Robert C. Lumpkin, Mayor

ATTEST:

\_\_\_\_\_  
Angelica M. Gray, City Clerk