

**City of Tucumcari  
City Commission Meeting Minutes  
December 18, 2014**

The Tucumcari City Commission met in a regular meeting on Thursday, December 18, 2014 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; Mercedes Rudisill, Human Resources Specialist; Pete Rivera, Deputy Chief of Police; and Angelica Gray, City Clerk.

Invocation was presented by Amy Pospichal, First Presbyterian Church. Mayor Robert Lumpkin led us in the Pledge of Allegiance.

**Consideration of Changes for Deletions to the Agenda**

Ms. Gray requested that Item 4A be removed from the agenda. Commissioner Mihm made the motion to approve the agenda as amended and Commissioner Gutierrez seconded the motion. Roll Call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**Items from Commissioners**

Commissioner Mihm welcomed everyone tonight. He wishes everyone a Happy and safe Holiday.

Mayor Pro Tem Litchfield wished everyone a Merry Christmas. She also welcomed everyone on the radio along with everyone in person. She welcomed back Mayor Lumpkin.

Commissioner Gutierrez also welcomed the Mayor back. She also welcomed everyone in attendance tonight. She also extended an invitation to the Christmas Cantada at the Center United Methodist Church at 7:00 p.m.

Commissioner Haymaker also welcomed the Mayor back. He wished John Mihm a happy birthday.

Mayor Lumpkin thanked everyone for coming tonight. He stated it is nice to be back. He thanked the City of Tucumcari for their support. He announced that on Tuesday morning at 9:00 a.m. in front of City Hall, Pastor McGill will be hand carrying an American flag across the United States.

He also stated Raymond Mondragon is the executive director for EPCOG and sent us a letter wishing the commission a Merry Christmas. He also congratulated the entries in the parade of lights and the residential and commercial light contest. He was not here for the contest however, he has been around town and the lights look good.

## Approval of Minutes

Commissioner Haymaker made the motion to approve the commission meeting minutes on December 11, 2014 and Mayor Pro Tem Litchfield seconded the motion. Roll Call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

## Ordinances and Resolutions

**Ordinance 1118, First Reading, Approval of Application for LEDA Assistance establishing a manufacturing facility (Rugged, Inc.) and Authorizing the execution of a Project Participation Agreement** – Mr. Vanderpool, Executive Director of Economic Development Corp. presented this item to the commission. He stated EDC is excited about this application for assistance. This application is for a manufacturing project for a product called The Firelight. It is a first responder multi-purpose tool. Mr. Vanderpool stated that the owners are Adam and Kim Nichols. The request is for \$50,000 which would be used for purchase of equipment, parts and inventory and some marketing. EDC is pleased with the city manager's work with EDC to get the City attorney's approval, which we have. This was presented to the EDC board last week for approval, which was recommended to be presented to the commission.

Mayor Lumpkin asked that Mr. Vanderpool to explain what LEDA means. Mr. Vanderpool answered that it means the Local Economic Development Act, which is the lead ordinance, which EDC operates from.

Commissioner Mihm made the motion approve the first reading of Ordinance 1118 and Mayor Pro Tem Litchfield seconded the motion. Roll Call:

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
Yes	Yes	Yes	Yes	Yes

**Ordinance 1119, First Reading, Approval of Application for LEDA Assistance establishing a manufacturing facility (Mariposa Herbs) and Authorizing the execution of a Project Participation Agreement** – Mr. Vanderpool presented this matter to the commission. He stated Dale Harap is the owner of Mariposa Herbs and is a doctor of naturopathy and has been in operation in Las Vegas, NM for 15 years and is expanding his business to Tucumcari. He stated this project is for \$10,000 and the funds will be used for lease and improvements to the property. He plans to be open by February 1<sup>st</sup>.

Mr. Vanderpool added that the location of Mariposa Herbs will be at 1023 West Tucumcari Blvd.

Commissioner Gutierrez made the motion to approve the first reading of Ordinance 1119 and Commissioner Haymaker seconded the motion. Roll Call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

**Resolution 2014-39, Approval to authorize the City Manager to Approve Agreements & Contracts on behalf of the City, less than \$10,000** – Mr. Langenegger presented this item to the commission. He stated this gives him authorization to sign contracts less than \$10,000. He stated in discussion with NMML and other municipalities, the city manager is not the authorized signatory for the City, which is the commission or their designee. He stated this Resolution designates him to allow him to sign contracts that are less than \$10,000. He stated the main reason for this is; at the last meeting the commission approved the contract for work service agreement. He stated we expect several more of these and it would be nice to have the ability to sign off on these without having to go before the commission every time because these individuals are looking at getting their community service in as soon as possible. He stated the reason he added the \$10,000 is because there are small contracts that come up and it would be beneficial to not have to wait for a commission meeting. He stated for example, the contract with Clara Rey which is for less than \$10,000.

Mayor Pro Tem Litchfield made the motion to approve Resolution 2014-39 and Commissioner Gutierrez seconded the motion. Roll Call:

Mihm	Litchfield	Lumpkin	Gutierrez	Haymaker
Yes	Yes	Yes	Yes	Yes

**City Manager’s Report**

Mr. Langenegger stated that on December 13<sup>th</sup> this last weekend, there was an accident on US 54 involving a semi truck. The semi caught fire and required response from several fire departments. He thanked all fire departments and EMS personnel who responded to the scene. He stated that prior to fire fighters and EMS personnel arriving to the scene, two young ladies stopped to offer assistance, Rebecca Trujillo and Angelica Gonzales acted quickly to help the driver from his vehicle. They provided safety and first aid while waiting on EMS. He stated that upon EMS arrival, Ms. Trujillo and Ms. Gonzales continued to provide assistance until the driver was loaded into the ambulance. He offered his sincere appreciation to these heroes. He stated their bravery and selflessness is to be commended. He stated he will be drafting a proclamation for the commission’s approval to recognize these two individuals.

Mr. Langenegger thanked the City staff for their work for putting out the Christmas decorations. He stated the office staff also decorated the office. In addition, the parks department has decorated the Museum and the depot. He stated while they were working on putting out the banners the bucket truck broke down and we were unable to get the banners out. He stated that hopefully we will be working together with Chamber of Commerce and Mainstreet to find funding to put up more decorations. He has heard several concerns about not having the decorations. He stated we had a work group where this was discussed and we are working on getting better decorations next year.

**New Business**

**Requesting Approval of Committees Recommendation for Integrated, Hosted, Municipal Financial Software System pending Contract Terms and Conditions negotiations** – Ms. Gray stated the city went out for a request for proposal in November with a deadline of December 2, 2014. We received proposals from Caselle, Inc. and Tyler Technologies. Upon

review of the proposals it is recommendation from the committee to proceed with Tyler Technologies.

Mayor Pro Tem Litchfield made the motion to approve the recommendation of the committee to proceed with Tyler Technologies and Commissioner Gutierrez seconded the motion. Roll Call:

Haymaker	Mihm	Litchfield	Lumpkin	Gutierrez
Yes	Yes	Yes	Yes	Yes

**Requesting Approval for the 2015 Employee Calendar** – Ms. Rudisill presented this matter to the commission. She stated this is a yearly calendar that points out the pay periods, and the holidays observed by the City. We based the holidays on the personnel policy, which was approved in August, 2014.

Mr. Langenegger pointed out there is one discrepancy between this calendar and our policy. He stated the policy has Veteran’s Day as the second Monday of November, however; it was corrected on the calendar to make Veteran’s Day on November 11 and we will be asking for a policy amendment to reflect that.

Commissioner Haymaker made the motion to approve the 2105 Employee Calendar and Commissioner Mihm seconded the motion. Roll Call:

Litchfield	Haymaker	Gutierrez	Mihm	Lumpkin
Yes	Yes	Yes	Yes	Yes

**Public Comments**

**Pat Vanderpool** – He stated the LEDA project, which was approved for the Tucumcari Mountain Cheese Factory has been significantly leveraged. He stated that today the New Mexico Finance Authority met in Santa Fe and approved a new tax credit application for further financing for their expansion of \$1 mil for \$4.5 mil expansion, which is significant. He thanked Mark Roper for his assistance, who is our regional local economic development representative from Roswell.

He expressed his appreciation to the city manager for his help in the two projects approved today.

**Bob Beaulieu** – He wanted to wish everyone a Merry Christmas and a Happy New Year. He also commended the commission in their unanimous decision in hiring Mr. Langenegger. It seems to him Mr. Langenegger is doing an exceptional job for Tucumcari.

**Jamie Barrs** – She also came to show her appreciation to the commission for hiring the new city manager. She is impressed that they hired someone who is very qualified. He has made himself available to the staff and he also attended our board meetings, which is impressive. She added that his goal is to improve the City and not just benefit himself or his friends. She appreciates that he has made difficult decisions regarding City business. She hopes the commission, as a whole, continues to support him during this time of transition he will have to go through because improvement is sometimes painful.

## **Items from Commissioners**

Commissioner Gutierrez thanked everyone again for attending tonight's meetings. She wishes everyone a Merry Christmas and a Happy New Year. All traveling, she hopes they have a safe travel. She also thanked Ms. Barrs and Mr. Beaulieu for expressing their opinions tonight, she also echoes their opinion and she thinks Mr. Langenegger's doing a great job.

Commissioner Haymaker thanked everyone for coming out tonight and everyone for tuning in. He also thanked KTNM for putting us out there in homes. He wished everyone a Merry Christmas and a Happy New Year.

Commissioner Mihm stated he hopes everyone has a safe and happy holiday.

Mayor Pro Tem Litchfield wished everyone a Merry Christmas and Happy New Year. She hopes everyone enjoys their families. She thanked KTNM and Quay County Sun for being here to represent us. She also thanked the citizens for their opinions. She also thinks they have done a good job in hiring the new city manager. She thanked Mr. Langenegger for his hard work.

Mayor Lumpkin thanked everybody in Tucumcari for their support and help to him. He reiterated Pastor Pospichal's invocation. He thanked her for coming. He also wished everyone a Merry Christmas and Happy New Year.

## **Executive Session**

Mayor Lumpkin asked for motion to convene into executive session pursuant to the Open Meeting Act §10-15-1 (H)(3), deliberations by a public body in connection with an administrative adjudicatory proceeding; §10-15-1 (H)(7), meetings subject to the attorney-client privilege pertaining to threatened or pending litigation; and §10-15-1 (H)(8) meetings for the discussion of the purchases, acquisition of the purchase, acquisition or disposal of real property or water rights by the public body regarding the Lopez Well Protest. Commission Haymaker made the motion to go into executive session and Commission Gutierrez seconded the motion. Roll Call:

Lumpkin	Gutierrez	Litchfield	Haymaker	Mihm
Yes	Yes	Yes	Yes	Yes

Commission went into executive session at 6:29 p.m.

Commission reconvened from executive session into regular session at 7:17 p.m.

Mayor Pro Tem Litchfield made the motion to reconvene into regular session pursuant to §10-15-1 (H)(3); §10-15-1 (H)(7); and §10-15-1 (H)(8) noting that nothing else was discussed other than the Lopez Well Protest and Commissioner Mihm seconded the motion. Roll Call:

Haymaker	Lumpkin	Mihm	Gutierrez	Litchfield
Yes	Yes	Yes	Yes	Yes

Mayor Lumpkin stated there is an executive session scheduled for Monday, December 22; however, he does not believe it is no longer needed.

Mr. Langenegger stated that he does not believe he addressed all of Mayor Lumpkin's concerns and he does not want there to be any concerns go unanswered. He understands it has been difficult with the Mayor being gone, and he would be more than glad to go into the executive session and answer any questions.

Mayor Lumpkin stated he left this morning's meeting with all his concerns answered.

### **Adjournment**

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

Mihm	Litchfield	Lumpkin	Gutierrez	Haymaker
Yes	Yes	Yes	Yes	Yes

Meeting adjourned at 7:20 p.m.

---

Robert C. Lumpkin, Mayor

ATTEST:

---

Angelica M. Gray, City Clerk