

**CITY OF ALAMOGORDO, NEW MEXICO
CITY COMMISSION REGULAR MEETING MINUTES
6:30 P.M., COMMISSION CHAMBERS
November 1, 2016**

**RICHARD BOSS, MAYOR
JASON BALDWIN, COMMISSIONER
NADIA SIKES, COMMISSIONER
JENNY TURNBULL, COMMISSIONER
SUSAN PAYNE, COMMISSIONER**

**AL HERNANDEZ, MAYOR PRO-TEM
ERICA MARTIN, COMMISSIONER
MAGGIE PALUCH, ACTING CITY MANAGER
LAUREN TRUITT, CITY ATTORNEY
RACHEL HUGHS, CITY CLERK**

CALL TO ORDER / ROLL CALL / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Boss called the meeting to order at 6:30 p.m. Roll Call was taken by the City Clerk. Commissioner Baldwin was absent. Clerk Hughs announced there was a quorum present. Invocation was given by Pastor Heithold and the Pledge of Allegiance and Pledge was led by Commissioner Martin.

APPROVAL OF AGENDA

Mayor Pro-Tem Hernandez moved to approve the agenda.
Commissioner Martin seconded the motion.
Motion carried with a vote of 6-0-0.

PUBLIC COMMENT

Lawrence Guidry commented on the following:

Lincoln Otero County Veterans Leadership Chairman, Mr. Guidry requested having three Purple Heart parking spaces in the City of Alamogordo. Acting City Manager Paluch assured him the City received his letter and they were working on it.

Eugene Downer commented on the following:

Mr. Downer spoke on a dead tree at the airport and paving the road to the airport. He thought it would be a good idea for department managers to do more funding for small grants.

CITY MANAGER'S REPORT

Acting City Manager Maggie Paluch made the following remarks:

1. She announced the next Family Fun Center meeting would be November 15, 2016 and at that time they would have 95 percent complete design. The ground breaking will be December 15, 2016 at 10 a.m. on site.
2. She said the Union Pacific tree planting grant was 50 percent complete of which 28 trees have been planted. They will be using the remainder of the grant on picnic tables at Alameda Park.
3. She stated the project of the zoo perimeter fencing was \$100,000 and it was all local funded.
4. She announced the bid opening for the First and Florida project was November 29, 2016 with the start date in the beginning of 2017. The project will be a nine month construction phase.
5. She said CDBG at COPE Center was 65 percent completed and will be complete December 2016.
6. She announced the Christmas Craft show was on Saturday, November 12, 2016 from 1 p.m. to 4 p.m. and Sunday from 12 p.m. to 4 p.m. She encouraged citizens to donate to Toys for Tots.
7. She said as of October 24, 2016, Lauren Truitt was the new City Attorney.

REMARKS AND INQUIRIES BY THE CITY COMMISSION

Commissioner Sikes made the following comments:

She thanked city staff who participated in the City Halloween contest.

CONSENT AGENDA

1. Approve the minutes for the September 27, 2016 Regular meeting. *(Rachel Hughs, City Clerk)*

2. Approve the statements related to the Executive Session held on September 27, 2016. *(Rachel Hughs, City Clerk)*

3. Consider, and act upon, award IFB No. 201609 to multiple vendors, in the amount not to exceed \$173,883.78 related to Miscellaneous Foods, Dairy Products & Items for the Alamogordo Senior Center Nutrition Program. *(Veronica Ortega, Community Services Director)*

Commissioner Turnbull asked to remove Item # 4 from the Consent Calendar.

Mayor Pro-Tem Hernandez moved to approve items of the consent calendar.

Commissioner Martin seconded the motion.

Motion carried with a vote of 6-0-0.

ITEMS REMOVED FROM CONSENT AGENDA

4. Consider and act upon, final adoption of Ordinance No. 1529 amending Chapter 24 of the *Code of Ordinances* to include Off Highway Motor Vehicles. *(Roll Call Required)*

Commissioner Turnbull wanted clarification on if 18 years old and over did not have to have a helmet. City Attorney Truitt answered the Game and Fish rules state that you need a helmet and eye protection if you were under 18.

Mayor Pro-Tem Hernandez moved to approve.

Commissioner Martin seconded the motion.

Roll call vote was taken.

Motion carried with a vote of 4-2-0.

Commissioner Turnbull and Commissioner Payne voted nay.

NEW BUSINESS

5. Hold a public hearing, and act upon a request for a map amendment to the official zoning map of the City of Alamogordo to rezone the property located at 1806 9th Street from C1– Neighborhood Business to R3 – Two Family Dwelling. *(Stella Rael, Planning and Zoning Administrator)*

Planning and Zoning Administrator Rael spoke on the map amendment and gave some history on the property. She said the owners were requesting to change the zoning to R3 - Two Family Dwelling and she recommended Commission approves it.

Mayor Pro-Tem Hernandez asked Planning and Zoning Administrator Rael for clarification if a Two Family Dwelling included apartments, she said yes. Commissioner Payne asked if someone was living there now, Planning and Zoning Administrator Rael answered yes there was.

Mayor Pro-Tem Hernandez moved to approve.

Commissioner Turnbull seconded the motion.

Roll call vote was taken.

Motion carried with a vote of 6-0-0.

6. Hold a public hearing, and act upon a variance to reduce the property rear setback from having a depth of not less than thirty (30) feet or twenty (20) percent of the depth of the entire lot, whichever amount is smaller, to five (5') feet. (Stella Rael; Planning and Zoning Administrator)

Planning and Zoning Administrator Rael said the reason the New Hope Baptist Church located on 800 Ninth Street was asking for a variance was because they wanted to add to their fellowship hall. She stated the Planning and Zoning Board recommended the variance.

Mayor Boss asked her if she approves of this variance, she said yes. Mayor Pro-Tem Hernandez asked if they had a parking plan. She said they had plenty for parking.

Mayor Pro-Tem Hernandez moved to approve.

Turnbull seconded the motion.

Motion carried with a vote of 6-0-0.

7. Consider, and act upon, the sale of equipment purchased for the Street Maintenance Department. (Brian Cesar, Public Works Director)

Public Works Director Cesar spoke on a paint stripper purchased in 2012 at a cost of \$58,565. He stated the piece of equipment had never been used by the street department. He had an appraised value of \$30,000 to \$35,000 for the paint stripper and requested to sell it.

Commissioner Payne asked Public Works Director Cesar why it had never been used. He said one of the previous city managers requested to purchase it but could not give more detail on it because he was not involved in the purchase. He said the interested party wanted to buy it from the city for \$30,000. Mayor Boss asked if the city will ever use the equipment. He answered he does not believe they ever will.

Mayor Pro-Tem stated they had two ways of selling the paint stripper, either selling it or auctioning it. He thought they would not get as much money for it if the auctioned it. He asked Public Works Director Cesar if the city would ever go back to paint stripping, he said no.

Commissioner Turnbull moved to approve.

Commissioner Martin seconded the motion.

Motion carried with a vote of 6-0-0.

8. Consider, and act upon, the sale of equipment purchased for the Street Maintenance Department. (Brian Cesar, Public Works Director)

Public Works Director Cesar Public Works Director Cesar said in 2008 a crack sealant machine with a pavement cutter and router was purchased for \$43,437. He said they were only used for 79 hours over the last eight years. The appraised value was \$22,336 and they received two notices of interest to purchase it.

Mayor Pro-Tem Hernandez moved to approve.

Commissioner Turnbull seconded the motion.

Motion carried with a vote of 6-0-0.

9. Consider, and act upon, Change Order No. 2, RFQ 201405, to Bohannon Huston, Inc. related to the engineering and design services for the Bonito Lake Restoration project, in an amount not to exceed \$168,514.75, including tax. (Brian Cesar, Public Works Director)

Public Works Director Cesar spoke on draining Bonito Lake and stated it was a FEMA project. He said one of the task orders was an assessment of the intake tower. He said the engineer had originally proposed a temporary dam in order to remove of debris from the lake.

Mayor Pro-Tem Hernandez asked Public Works Director Cesar when they were getting their lake back, he answered two to two and a half years.

Mayor Pro-Tem Hernandez moved to approve.
Commissioner Sikes seconded the motion.
Motion carried with a vote of 6-0-0.

EXECUTIVE SESSION (Roll Call Vote Required)

10. Recess into Executive Session in compliance with Section 10151(H), NMSA 1978 (as amended), to discuss: limited personnel matters and pending litigation. (Roll Call Vote required)

Mayor Pro-Tem Hernandez moved to recess into Executive Session to discuss limited personnel matters and pending litigations at 7:08 p.m.
Commissioner Turnbull seconded the motion.
Roll call vote was taken.
Motion carried with a vote of 6-0-0.

RECONVENE INTO OPEN SESSION

11. Action, if any, related to Limited Personnel Matters.

Reconvened at 8:14 p.m.
Motion to go back into Open Session.

Mayor Pro-Tem Hernandez moved to approve.
Commissioner Sikes seconded the motion.
Roll call vote was taken.
Motion carried with a vote of 6-0-0.

Statement by the Mayor: The Governing Body of the City of Alamogordo, New Mexico, hereby states that a Closed Executive Session was held and the matters discussed in the closed meeting were limited only to **Limited Personnel Matters and Pending Litigation.**

City Commission proposed to consider and act upon an increase in Acting City Manager Paluch annual salary. Her current base salary was \$88,400 and her new annual base salary will be \$100,000. Acting City Manager annual pay increase for Maggie Paluch is currently \$15,000 and will remain \$15,000 until a city manager is hired. Effective date of the base salary pay increase was November 7, 2016.

Commissioner Turnbull moved to approve.
Mayor Pro-Tem Hernandez seconded the motion.
Motion carried with a vote of 6-0-0.

ADJOURNMENT

Mayor Pro-Tem Hernandez moved to adjourn the meeting at 8:16 p.m.

Commissioner Sikes seconded the motion.

Roll call vote was taken.

Motion carried with a vote of 6-0-0.



ATTEST


Deputy City Clerk Rachel Hughs


Mayor Richard Boss

(Prepared by Rachel Hughs, City Clerk)

Approved at the Regular Meeting held on December 6, 2016.