

**LINKED MINUTES OF REGULAR MEETING OF THE CITY COUNCIL OF THE
CITY OF CARLSBAD, NEW MEXICO, HELD IN THE MUNICIPAL BUILDING
ON JULY 12, 2016 AT 6:00 P.M.**

Present:	Dale Janway	Mayor
	Lisa A. Anaya Flores	Councilor
	Edward T. Rodriguez	Councilor
	J. R. Doporto	Councilor
	Wesley A. Carter	Councilor
	Jason Shirley	Councilor
	Richard Doss	Councilor
	Janell E. Whitlock	Councilor
Absent:	Ward 2	Vacancy
Also Present:	Steve McCutcheon	City Administrator
	Stephanie Shumsky	Deputy City Administrator
	Eileen P. Riordan	City Attorney
	Annette Barrick	City Clerk
	LaVelta Jenkins	City Treasurer
	Jeff Patterson	Planning, Eng., & Reg. Director
	Luis Camero	Public Works Utilities Director
	Thomas Carlson	Public Works Director
	Richard Lopez	Fire Chief
	Kent D. Waller	Police Chief
	Patsy Jackson-Christopher	Director of Arts & Culture
	Steve Hendley	Director of Parks & Recreation

Time Stamps and headings below correspond to recording of meeting and the recording is hereby made a part of the official record.

0:00:00 **Call Meeting to Order**

0:00:04 Invocation - Pledge of Allegiance

0:00:36 **1. APPROVAL OF AGENDA**

0:00:38 **Motion**

The motion was made by Councilor Doporto and seconded by Councilor Anaya Flores to approve the Agenda

0:00:43 **Vote**

The vote was as follows: Yes - Whitlock, Anaya Flores, Doporto, Doss, Rodriguez, Shirley, Carter; No - None; Absent- None; Ward 2 - Vacancy; The motion carried.

0:01:01 **2. ROUTINE AND REGULAR BUSINESS**

- A. Minutes of the Regular City Council Meeting held on June 28, 2016
- B. City Personnel Report
- C. Monthly Reports:
 - 1) Monthly Department Report, Municipal Court, June 2016
 - 2) Monthly Department Report, Personnel, June 2016
 - 3) Monthly Department Report, Planning, Engineering, Regulations, June 2016
- D. Board Appointments:
 - 1) Carlsbad Cemetery Advisory Board: Reappoint-Joanna Sieberg, Irene Rubio, Adan Rodriquez for 2-year terms
 - 2) Carlsbad Golf Course Advisory Board: Reappoint-Myrna Cournoyer, Bobbie Young for 4- year terms and Appoint-John Caraway for a 4-year term
 - 3) San Jose Sr. Recreation Center: Reappoint-Pat Jones, Franceal Lucia, Julia Williams for 4-year terms
 - 4) Walter Gerrells Performing Arts and Exhibition Center Advisory Board: Reappoint-Mark Barela, 4-year term, Appoint: Damian Capello for 4-year term
- E. Contracts and Agreements:
 - 1) Consider approval of agreement between the City and J. Wayne Bevers, dba: Chaparral Claims & Investigations, LLC, for Claims Administration and Adjustment Services
 - 2) Consider approval of the Memorandum of Understanding between the City of Carlsbad and the NM Law Enforcement Professional Standards Council for Accreditation Participation

0:01:44 **Mayor Janway asked Chief Waller to discuss item E.2 Consider approval of the Memorandum of Understanding between the City of Carlsbad and the NM Law Enforcement Professional Standards Council for Accreditation Participation.**

Chief Waller explained this item is an accreditation process through the New Mexico Municipal League (NMML). He said the NMML will review all the policies, procedures, and actions. He said there are 228 standards established for law enforcement agencies to meet in order to become accredited. He said he and staff will have two years to complete the process; once completed the NMML will audit the department and validate that the department has a policy and establish that the department complies with the policies. He said the accreditation assists with lawsuits, issues and will assist with insurance rates.

0:06:15 **Motion**

The motion was made by Councilor Shirley and seconded by Councilor Rodriguez to approve Routine and Regular Business

0:06:22 **Vote**

The vote was as follows: Yes - Whitlock, Anaya Flores, Doporto, Doss, Rodriguez, Shirley, Carter; No - None; Absent- None; Ward 2 - Vacancy; The motion carried.

0:06:34 **3. CONSIDER APPOINTMENT OF LEO B. ESTRADA, FOR CITY COUNCILOR WARD 2, TO REPLACE COUNCILOR SANDRA NUNLEY**

Mayor Janway said he has known Mr. Estrada for years and he is a great member of the community. He said he is highly involved in community athletics and many other civic activities. He said Councilor Sandra Nunley did an outstanding job serving the community and he was very sorry to see her go. He added before Councilor Nunley left she recommended Leo Estrada to replace her on the Council and he feels that was an excellent recommendation.

Councilor Rodriguez read a bio left by Councilor Nunley. Mr. Estrada was born and raised in Carlsbad and is employed at WIPP. He and his wife, Vicky have 2 children and 5 grandchildren who are all residents of Carlsbad. His father was an employee of the City of Carlsbad. He has spent many years coaching the youth of Carlsbad in baseball, soccer, and wrestling. He was an officer for National Little League baseball and has coached a church league softball team. He is an avid hunter and takes a stand and communicates with city officials with concerns he feels strongly about. **Mr. Rodriguez** added Mr. Estrada comes strongly recommended by Councilor Nunley.

Councilor Doporto said he has known Mr. Estrada and his wife for many years. He said Mr. Estrada has previously called him regarding agenda items and issues in Ward 2. He added he recommends Mr. Estrada to serve as Councilor for Ward 2.

0:08:56 **Motion**

The motion was made by Councilor Doporto and seconded by Councilor Doss to approve appointment of Leo B. Estrada, for City Councilor Ward 2, to replace Councilor Sandra Nunley

0:09:03 **Vote**

The vote was as follows: Yes - Whitlock, Anaya Flores, Doporto, Doss, Rodriguez, Shirley, Carter; No - None; Absent- None; Ward 2 - Vacancy; The motion carried.

0:09:17 **Mayor Janway welcomed Councilor Estrada and said the swearing in would be held on Wednesday, July 13, 2016 at 5:30 p.m. in Council Chambers.**

0:09:47 **4. CONSIDER APPROVAL OF RESOLUTION NO. 2016-31, A RESOLUTION FOR THE REQUIREMENTS FOR NOTICE OF PUBLIC MEETINGS OF THE GOVERNING BODY, BOARDS, COMMISSIONS, COMMITTEES, AGENCIES, AUTHORITIES OR OTHER POLICYMAKING BODIES OF THE CITY OF CARLSBAD**

Ms. Barrick explained this is an annual resolution that is required by the State. She said the resolution states the requirements for notice of all public meetings.

Councilor Whitlock asked if there were any changes to the Resolution. **Ms. Barrick** answered no, and said the last change was a few years ago when the Agenda requirement changed to 72 hours notification.

0:10:44 **Motion**

The motion was made by Councilor Doss and seconded by Councilor Rodriguez to approve Resolution No. 2016-31, a Resolution for the Requirements for Notice of Public Meetings of the Governing Body, Board, Commissions, Committees, Agencies, Authorities or other Policymaking Bodies of the City of Carlsbad

0:10:50 **Vote**

The vote was as follows: Yes - Whitlock, Anaya Flores, Doporto, Doss, Rodriguez, Shirley, Carter; No - None; Absent- None; Ward 2 - Vacancy; The motion carried.

0:11:04 **5. COUNCIL COMMITTEE REPORTS**

Chief Lopez said the 4th of July was very successful this year. He said this has been the best firework show ever, thanks to the assistance of Lodger's Tax. He explained it was about three weeks of work preparing for the 4th of July. He said there were only minor incidents that occurred, making the 4th very successful.

Chief Waller said he agrees that the 4th of July went extremely well. He said considering the crowds the traffic went well.

Mr. Steve Hendley said the waterpark has been wonderful. He said the first weekend open was the 4th of July weekend and it was very busy with over 3000 people. He said on Sunday the waterpark completed its first normal week and the park is still averaging over 400 people daily. He said the park had some problems with filters but the problem has been solved. He said there have been early closures due to lightning and an incident where a toddler dirtied the baby pool and it had to be cleared out. He said he cannot say enough about the manager and staff who are running the waterpark and taking care of the patrons. He said there have been a lot of people from out of town visiting. He said today there were two buses of school kids from Hagerman.

Councilor Doporto said the grand opening was awesome and the turnout was great. He said Mr. Alpers and his staff are doing a great job. He said on the Facebook page there has been great feedback. He said he has not heard any negative comments on the waterpark.

Mr. McCutcheon said one of the challenges is the construction site is currently dirt. He explained Mr. Carlson and his crews have been watering the area and are working hard to put sprinklers in to establish grass.

0:16:54 **6. ADJOURN**

0:16:56 **Motion**

The motion was made by Councilor Whitlock and seconded by Councilor Doporto to Adjourn

0:17:02 **Vote**

The vote was as follows: Yes - Whitlock, Anaya Flores, Doporto, Doss, Rodriguez, Shirley, Carter; No - None; Absent- None; Ward 2 - Vacancy; The motion carried.

0:17:32 **Adjourn**

There being no further business, the meeting was adjourned at 6:19 p.m.

_____/s/Dale Janway_____
Mayor

ATTEST:

_____/s/Annette Barrick_____
City Clerk