

**LINKED MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE
CITY OF CARLSBAD, NEW MEXICO, HELD IN THE MUNICIPAL ANNEX
BUILDING ON JANUARY 28, 2020 AT 6:00 P.M.**

Present:	Dale Janway	Mayor	
	Lisa A. Anaya Flores	Councilor	
	Edward T. Rodriguez	Councilor	
	Leo B. Estrada	Councilor	
	Jason O. Chavez	Councilor	<i>via telephone</i>
	Jason Shirley	Councilor	<i>via telephone</i>
	Judith E. Waters	Councilor	
	Wesley A. Carter	Councilor	
	Mark C. Walterscheid	Councilor	

Absent:

Also Present:	Michael Hernandez	City Administrator
	John Lowe	Deputy City Administrator
	Eileen P. Riordan	City Attorney
	Nadine Mireles	City Clerk
	Ken Britt	Community Dev. Director
	Angie Barrios-Testa	Director of Municipal Services
	KC Cass	Director of Projects
	Ron Myers	Director of Utilities
	Wayne Hatfield	IT Director
	Brent Griffith	IT Technician
	Wendy Austin	Finance Director
	Richard Lopez	Fire Chief
	Jeff Patterson	Planning Director
	Trysha Ortiz	Deputy Planning Director
	Shane Skinner	Police Chief
	Patrick Cass	Public Works Director

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**

0:00:02 Invocation - Pledge of Allegiance

0:00:36 **Mayor Janway announced that Mike Hernandez, City Administrator is retiring from the city after 26 years of service on January 31, 2019.**

Mayor Janway said Mr. Hernandez has been an excellent example of someone who worked his way up through the ranks due to his capability and a strong work ethic. He added that Mr. Hernandez was well liked and respected by Council, the workforce, and by the community and did a great job during this busy growth period. **Mayor Janway** thanked Mike and congratulated him on a job well done. Councilors shared their appreciation and thanked Mr. Hernandez for all of his hard work.

0:05:18 **UPDATE ON BRINE WELL REMEDIATION BY JIM GRISWOLD**

Mr. Jim Griswold gave a brief update on the Brine Well Remediation. He said drilling began on schedule at the end of September 2019 and grouting began in early December. He said the drilling progressed from south to north and the southern portion of the cavern looked much better than anticipated and grouting in that area is complete. He explained moving north a significant void has been encountered beneath the surface where 20 years ago a portion of the cavern failed and 100 to 110 foot of roof has been lost in the area. **Mr. Griswold** said the void looks to be 100,000 cubic yards of void in the area. He explained initially the total estimated grout deployment for the project was 30,000 cubic yards. He said this void is more than three times the original estimate. He explained they have begun to deploy sand into the area and focus has been shifted to this area. He added they are still working very hard to stay within the cost estimate and this discovery may add an 4 additional weeks to complete. **Mr. Griswold** added that today they have reached 120 days of operational time on the site without a lost time accident while working 24/7 with multiple crews, large equipment, and through bad weather.

0:15:40 **1. APPROVAL OF AGENDA**

0:15:44 **Motion**

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

0:15:51 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:16:23 **2. CITY OF CARLSBAD FINANCIALS - DECEMBER 2019**

Ms. Salcido reviewed the revenues and expenditures as of December 2019 for the General Fund and selected Enterprise and Special Funds contained within the City Budget.

0:18:48 **3. ROUTINE AND REGULAR BUSINESS**

- A. Minutes of the Regular City Council Meeting held on January 14, 2020
- B. City Personnel Report
- C. Purchasing

- 1) Consider Approval to Award RFP 2020-21 to Chavez Golf Shop for Lessee/Operator for Alcohol Sales at Lake Carlsbad Municipal Golf Course
- D. Contracts and Agreements
 - 1) Consider Approval of Agreement between the City of Carlsbad and National Little Girls Softball for Sports Services at the Bob Forrest Sports Complex
 - 2) Consider Approval of Agreement between the City of Carlsbad and Carlsbad National Little League for Sports Services at the Bob Forrest Sports Complex
 - 3) Consider Approval of Agreement between the City of Carlsbad and Shorthorn Little League for Sports Services at the Bob Forrest Sports Complex
 - 4) Consider Approval of Amendment to Agreement between the City of Carlsbad and Chandler Aviation for Ground and Terminal Space Leases at the Cavern City Air Terminal
- E. Monthly Reports
 - 1) Community Development Department December 2019
 - 2) Municipal Services Department December 2019
 - 3) Utilities Department December 2019
- F. Board Appointments
 - 1) Golf Course Advisory Board Appoint Dean Bair remainder 4 year term
- G. Set the Date: March 10, 2020
 - 1) Consider Approval of Resolution regarding the renaming of 106 North Mesquite formerly known as the Reintegration Center to the Jeff and Evy Diamond Building
 - 2) Consider Approval of Ordinance rezoning part of "R-R" Rural Residential District to "I" Industrial District for an approximately 79.251 acre property located at Tract D-3, Danny Stafford Land Division #1
 - 3) Consider Approval of Ordinance rezoning part of "R-1" Residential 1 District to "C-2" Commercial 2 District for an approximately 0.375 acre property located at 818 Center Avenue

0:19:10 **Mayor Janway asked Mr. Britt to discuss Item C.1 Consider Approval to Award RFP 2020-21 to Chavez Golf Shop for Lessee/Operator for Alcohol Sales at Lake Carlsbad Municipal Golf Course; and Mr. Hernandez to discuss Item D.4 Consider Approval of Amendment to Agreement between the City of Carlsbad and Chandler Aviation for Ground and Terminal Space Leases at the Cavern City Air Terminal**

Mr. Britt explained the city received two proposals for lessee/operator for Alcohol Sales at Lake Carlsbad Municipal Golf Course. He explained the proposals were evaluated by a five member selection committee and Chavez's Golf Shop received the highest score. He said the committee's recommendation is to award the contract to Chavez's Golf Shop.

Mr. Hernandez explained Item D.4 is to consider an amendment to the current Chandler Aviation Agreement. He explained the amendment calls for eliminating Tract

7 from the original agreement and making the tract available for lease by another business at the airport.

0:20:54 **Motion**

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

0:21:00 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:21:33 **4. CONSIDER APPROVAL OF TEMPORARY USE APPLICATION TO ALLOW TEMPORARY HOUSING AS A TEMPORARY USE AT 2901 HIDALGO ROAD ZONED "R-R" RURAL RESIDENTIAL DISTRICT APPLICANT: LLOYD TILLER**

Mr. Patterson explained this item was brought before the Planning and Zoning Commission in December and tabled due to certain deficiencies that were communicated to the applicant. He explained the item appeared before the Planning and Zoning Commission in January and the applicant had met all the criteria communicated to him, therefore, the Commission is recommending approval.

0:23:26 **Motion**

The motion was made by Councilor Carter and seconded by Councilor Waters to approve the Temporary Use Application to allow temporary housing as a temporary use at 2901 Hidalgo Road zoned "R-R" Rural Residential District; Applicant: Lloyd Tiller

0:23:33 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:23:57 **5. CONSIDER APPROVAL OF RESOLUTION NO 2020-04, A RESOLUTION OPPOSING THE LEGALIZATION OF RECREATIONAL MARIJUANA USE IN THE STATE OF NEW MEXICO**

Mayor Janway explained the city has been asked to consider adopting a resolution voicing the Council's opposition to the legalization of recreational marijuana in the state of New Mexico.

Councilor Walterscheid read the Resolution which focuses on the adverse impacts marijuana use has on our community.

0:26:34 **Motion**

The motion was made by Councilor Walterscheid and seconded by Councilor Estrada to approve Resolution No. 2020-04, a Resolution opposing the legalization of recreational Marijuana use in the State of New Mexico

0:26:35 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:27:01 **6. CONSIDER APPROVAL OF RESOLUTION NO 2020-05, A RESOLUTION ADOPTING THE CITY OF CARLSBAD COMPREHENSIVE PLAN 2040**

Mr. Patterson explained a Comprehensive Plan is used as a guide for development, growth, and to move in an organized manner into the future. He explained the final draft of the Plan provides Carlsbad with guiding principles meant to provide avenues to fully implement the Plan and move forward.

0:31:07 **Motion**

The motion was made by Councilor Carter and seconded by Councilor Rodriguez to approve Resolution No. 2020-05, a Resolution adopting the City of Carlsbad Comprehensive Plan 2040

0:31:13 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:31:36 **7. COUNCIL COMMITTEE REPORTS**

Councilor Rodriguez said a census meeting was held on Monday and they are looking into utilizing social media to reach different age groups. He stated it is critical to count every person living in Carlsbad/Eddy County to receive funding for each person. He stressed that there is extreme confidentiality involved and the information gathered cannot be disseminated for 72 years.

0:39:22 **8. ADJOURN**

0:39:34 **Motion**

The motion was made by Councilor Anaya Flores and seconded by Councilor Estrada to Adjourn

0:39:42 **Vote**

The vote was as follows: Yes - Shirley, Waters, Walterscheid, Anaya Flores, Chavez, Carter, Estrada, Rodriguez; No - None; Absent - None; the motion carried.

0:40:06 **Adjourn**

There being no further business, the meeting was adjourned at 6:41 p.m.

_____/s/Dale Janway_____
Dale Janway, Mayor

ATTEST:

_____/s/Nadine Mireles_____
Nadine Mireles, City Clerk