

Regular Meeting of the City Council, City of Farmington, New Mexico, held virtually using Zoom at <https://us02web.zoom.us/j/83269664650> at 6:00 p.m. on Tuesday, June 9, 2020. The virtually open regular session was held in full conformity with the laws and ordinances and rules of the Municipality.

Upon roll call, the following were found to be present, constituting a quorum:

MAYOR PRO TEM	Sean E. Sharer
COUNCILORS	Linda G. Rodgers Jeanine Bingham-Kelly Janis Jakino
ABSENT	Nate Duckett, Mayor

constituting all members of said Governing Body.

Also present were:

ASSISTANT CITY MANAGER	Julie Baird
CITY ATTORNEY	Jennifer Breakell
CITY CLERK	Andrea Jones

The meeting was convened by the Mayor Pro Tem. Thereupon the following proceedings were duly had and taken:

City Attorney Jennifer Breakell led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Pro Tem Sharer asked those in attendance of tonight's meeting to observe a moment of silence in lieu of a prayer.

CONSENT AGENDA: The Mayor Pro Tem announced that those items on the agenda marked with an asterisk (*) have been placed on the Consent Agenda and will be voted on without discussion by one motion. He stated that if any item did not meet with approval of all Councilors or if a citizen so requested, that item would be removed from the Consent Agenda and heard.

*MINUTES: The minutes of the Regular Meeting of the City Council held May 26, 2020.

*DONATION CONTRACT between the City and Mountain Vista II for donation to the City of 3,445 square feet of property located on East 20th Street (Parcel TCP-3) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.

*DONATION CONTRACT between the City and 20th Street Professional Offices for donation to the City of 1,289 square feet of property located on East 20th Street (Parcel TCP-4) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.

*DONATION CONTRACT between the City, Lakeview Concepts LLC (fee owner) and David Schritter and Pamela Schritter (contract purchaser) for donation to the City of 962 square feet of property located on East 20th Street (Parcel TCP-5) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.

*DONATION CONTRACT between the City and Cornerstone Holdings, Inc. for donation to the City of 2,245 square feet of property located on East 20th Street (Parcel TCP-6) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.

*DONATION CONTRACT between the City and James R. J. Strickler and Marie R. Strickler for donation to the City of 2,019 square feet of property located on East 20th Street (Parcel TCP-11)

for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.

- *DONATION CONTRACT between the City and Bobby J. Merritt and Betty L. Merritt, Dale S. Benda and Michelle Benda, John Naith Hill and Barbara A. Stammer for donation to the City of 3,138 square feet of property located on East 20th Street (Parcel TCP-17) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.
- *DONATION CONTRACT between the City and Spirit Master Funding X, LLC for donation to the City of 7,147 square feet of property located on East 20th Street (Parcel TCP-19) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.
- *DONATION CONTRACT between the City and Eric Tai-Sen Hsu and Anita Yea-Chun Hsu, Trustees of the Eric Tai-Sen and Anita Yea-Chun Hsu Living Trust, for donation to the City of 4,094 square feet of property located on East 20th Street (Parcel TCP-20) for a temporary construction permit for Phase 3 of the 20th Street Sidewalks project.
- *RECOMMENDATION FROM THE LIQUOR HEARING OFFICER for approval of the transfer of ownership and location of Lottery Liquor License No. 2006 from B.N. Strunk, formerly doing business as Circle S Grocery, 3000 Bloomfield Highway, Farmington, New Mexico to Trattoria Di Bernardone, Inc., to do business as Trattoria Di Bernardone, 933 West Main Street, Farmington, New Mexico. (Hearing held May 27, 2020)
- *CANCELLATION of the June 16, 2020 regular City Council Work Session.
- *ADOPTION OF RESOLUTION NO. 2020-1755 removing uncollectible and unsecured utility accounts from the City's list of accounts receivable.
- *WARRANTS PAYABLE for the time period of May 24, 2020 through June 6, 2020, for current and prior years, in the amount of \$10,615,669.68.

There being no requests to remove any items, a motion was made by Councilor Rodgers, seconded by Councilor Jakino to approve the Consent Agenda, as presented. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Jeanine Bingham-Kelly Janis Jakino
Those voting nay:	None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

UNFINISHED BUSINESS:

- (1) Adoption of Resolution No. 2020-1754 enacting a Stage 1 - Water Shortage Advisory to be in effect and urging all citizens to comply with the water use restrictions described within the resolution

Noting that this item was tabled at the May 26, 2020 regular City Council meeting, Mayor Pro Tem Sharer announced that staff has requested that this item be tabled indefinitely as immediate implementation of a Stage 1 - Water Shortage Advisory is not being recommended at this time.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Jakino to table indefinitely the approval of Resolution No. 2020-1754. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Jeanine Bingham-Kelly Janis Jakino
-------------------	---

Those voting nay:

None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion was duly passed and adopted.

PUBLIC HEARING TO CONSIDER ISSUING A PROCLAMATION IMPOSING RESTRICTIONS ON THE USE OF FIREWORKS DUE TO SEVERE DROUGHT CONDITIONS

Fire Chief David Burke explained that the purpose for tonight's public hearing is to determine whether additional measures should be taken to restrict the use of permissible fireworks to areas that are paved or barren or have a readily available water source. He noted that the Council will also determine whether public displays should be prohibited except for the single public display sponsored by the City and scheduled to occur on the evening of July 3, 2020. He advised the Council that the U.S. Drought Monitor index for New Mexico supports further restriction on the use of fireworks since we are currently in severe drought conditions and noted that the City of Farmington has imposed the strictest restrictions on fireworks allowed by state law.

There being no response to the Mayor Pro Tem's call for public comment, the public hearing was closed.

PROCLAMATION DECLARING THAT EXTREME OR SEVERE DROUGHT CONDITIONS EXIST WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF FARMINGTON AND PLACING ADDITIONAL RESTRICTIONS ON THE USE OF FIREWORKS EFFECTIVE JUNE 9 THROUGH JULY 8, 2020

Mayor Pro Tem Sharer introduced and read in full a proclamation declaring that extreme or severe drought conditions exist and placing additional restrictions on the use of fireworks, noting that permissible fireworks will only be allowed in areas that are paved or barren or have a readily available source of water for a period of 30 days from tonight.

There was no response to the Mayor Pro Tem's call for discussion.

Chief Burke read by title Resolution No. 2020-1756 urging citizens of the City of Farmington to abstain from using fire sources during periods of extreme drought. The title of the resolution being:

A RESOLUTION URGING CITIZENS OF THE CITY OF FARMINGTON TO ABSTAIN FROM USING FIRE SOURCES THAT COULD LEAD TO DEADLY AND/OR DESTRUCTIVE CONSEQUENCES DURING PERIODS OF EXTREME DROUGHT

Following brief consideration, a motion was made by Councilor Jakino, seconded by Councilor Rodgers to adopt Resolution No. 2020-1756. The roll was called with the following result:

Those voting aye:

Linda G. Rodgers
Sean E. Sharer
Jeanine Bingham-Kelly
Janis Jakino

Those voting nay:

None

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried and Resolution No. 2020-1756 was duly passed and adopted.

COUNCIL BUSINESS

Defunding the Police Department

Mayor Pro Tem Sharer read in full a statement submitted by a constituent, Sam Ribakoff, requesting that the Council consider cutting the Police Department's budget and reallocating those funds to community and social service programs that provide assistance to the young, poor and unhoused. Noting that he is compassionate toward the recent events that have taken place surrounding George Floyd's death, Mayor Pro Tem Sharer expressed his support for the City's well-funded and well-trained Police Department.

Councilors Rodgers and Jakino voiced their gratitude and support of the City's public safety services (Police and Fire Departments) and all first responders.

CLOSED MEETING

A motion was made by Councilor Rodgers, seconded by Councilor Jakino to close the meeting to discuss disposition of real property (Wildflower Mesa), pursuant to Section 10-15-1H(8) NMSA 1978. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Jeanine Bingham-Kelly Janis Jakino
-------------------	---

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

The Mayor Pro Tem convened the closed meeting at 6:21 p.m. with all members of the Council being present.

Following the closed meeting, during which meeting the matter discussed was limited only to that specified in the motion for closure, a motion was made by Councilor Rodgers, seconded by Councilor Jakino to open the meeting for further business. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Jeanine Bingham-Kelly Janis Jakino
-------------------	---

Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

The open meeting was reconvened by the Mayor Pro Tem at 6:29 p.m. with all members of the Council being present.

There being no further business to come before the Council, a motion was made by Councilor Jakino, seconded by Councilor Rodgers to adjourn the meeting at 6:30 p.m. The roll was called with the following result:

Those voting aye:	Linda G. Rodgers Sean E. Sharer Jeanine Bingham-Kelly Janis Jakino
-------------------	---

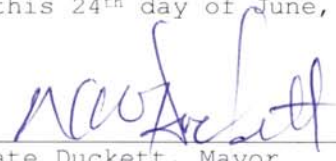
Those voting nay:	None
-------------------	------

The presiding officer thereupon declared that four Councilors having voted in favor thereof, the said motion carried.

The City Clerk certified that notice of the foregoing meeting was given by posting pursuant to Resolution No. 2013-1466, et seq.

Approved this 23rd day of June, 2020.


Entered in the permanent record book this 24th day of June, 2020.



Nate Duckett, Mayor

SEAL

ATTEST:



Andrea Jones, City Clerk