Regular Meeting of the City Council, City of Farmington, New Mexico, held in the Council Chamber at City Hall at 6:00 p.m. on Tuesday, July 9, 2019. The 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**
Nate Dukett

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

constituting all members of said Governing Body.

Also present were:

**ASSISTANT CITY MANAGER**
Julie Baird

**CITY ATTORNEY**
Jennifer Breakell

**CITY CLERK**
Dianne Smylie

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

**INVOCATION:** The invocation was offered by Senior Pastor Armando Grijalva of GC Harvest church.

Deputy Police Chief Jessica Tyler led the Pledge of Allegiance.

**CONSENT AGENDA:** The Mayor 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 under business from the floor.

*MINUTES:* The minutes of the Regular Meeting of the City Council held June 25, 2019.

*BID:* The Chief Procurement Officer recommended that the bid for safety area improvements on Runways 5/23 and 7/25 at the Four Corners Regional Airport be awarded to Oldcastle SW Group, Inc. as the sole bid of $3,367,866 is deemed to be fair and reasonable and meets specifications. Bids opened June 26, 2019. [Award is contingent upon approval by the Federal Aviation Administration and upon receipt of funding.]

*2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM (18-JAG-8802-500120) for funding in the amount of $203,910 for the Region II Narcotics Task Force (term to June 15, 2020).*

*STOP VIOLENCE AGAINST WOMEN FORMULA GRANT NO. 2018-WF-AX-0051 (Subgrant #2020-WF-610) for funding in the amount of $21,425 for advocacy services for victims of domestic violence, sexual assault and stalking (term to June 30, 2020).*

*WARRANTS PAYABLE for the time period of June 24, 2019 through June 6, 2019, for current and prior years, in the amount of $6,701,709.75.*

Mayor Dukett announced that staff has requested that the bid for safety area improvements on Runways 5/23 and 7/25 at the Four Corners Regional Airport be removed from tonight’s agenda.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to approve the Consent Agenda, with the exception of the bid for safety area improvements on Runways 5/23 and 7/25 at the Four Corners Regional Airport, and upon voice vote the motion carried unanimously.
RECOMMENDATION FROM THE PLANNING AND ZONING COMMISSION:

"CONSENT AGENDA: Public Works Director David Sypher requested that the Planning and Zoning Commission recommendation marked with an asterisk (*) be placed on the Planning and Zoning Commission Consent Agenda and be voted on without discussion. He asked that if the item proposed did not meet with approval of all Councilors or if a citizen so requested, the item would be removed from the Consent Agenda and heard in regular order.

*(1) Adoption of the recommendation from the Planning and Zoning Commission as contained within the Community Development Department Petition Report to approve Petition No. ABD 19-51 from the property owners on Hillcrest Place, represented by Ricky Wenzel, requesting abandonment of City property beginning at the residential property line and ending five feet behind the back of the curb of a cul-de-sac on Hillcrest Place in the Country Club Manor Replat E Subdivision located in the SF-10, Single-Family Residential, District.

There being no requests to remove the item, a motion was made by Councilor Sharer, seconded by Councilor Jakino to approve the Planning and Zoning Commission Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

RESOLUTION NO. 2019-1719/HERSHEL "WOODY" WILLIAMS AND GOLD STAR FAMILIES OF SAN JUAN COUNTY

Noting that the Council had previously authorized the Mayor to read Resolution No. 2019-1719 at the Stand In Honor Banquet held on June 27, 2019 in recognition of Hershel "Woody" Williams and Gold Star Families of San Juan County, Mayor Duckett asked the Council to formally adopt the resolution as presented.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to pass and adopt Resolution No. 2019-1719, 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 and Resolution No. 2019-1719 was duly passed and adopted.

COUNCIL BUSINESS

Interactive Map for Construction Projects

At the request of Mayor Duckett, Public Works Director David Sypher provided an update on the status of ongoing and upcoming street and utility projects and he showed the Council how to access and utilize the interactive map located on the City's webpage. He proudly reported that this map receives about 1200 hits per month and provides the public with up-to-date information about ongoing and upcoming construction projects.

CITY ATTORNEY BUSINESS

City Attorney Jennifer Breakell presented and read by title Resolution No. 2019-1720 relating to the natural gas supply agreement between the City and the New Mexico Municipal Energy Acquisition Authority. The title of the resolution being:

A RESOLUTION SUPPLEMENTING RESOLUTION NO. 2019-1710 RELATING TO THE NATURAL GAS SUPPLY AGREEMENT BETWEEN THE CITY OF FARMINGTON AND THE NEW MEXICO MUNICIPAL ENERGY ACQUISITION AUTHORITY, AS AMENDED BY A FIRST AMENDMENT AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDMENT TO THE NATURAL GAS SUPPLY AGREEMENT AND OTHER ACTION NECESSARY OR ADVISABLE TO OBTAIN A GAS DISCOUNT PURSUANT TO THE SUPPLY AGREEMENT, AS AMENDED, INCLUDING THE EXECUTION AND DELIVERY OF CERTIFICATES AND AGREEMENTS RELATING TO THE FOREGOING; RATIFYING, APPROVING AND CONFIRMING PRIOR ACTION
TAKEN RELATED TO THE FOREGOING; AND REPEALING ACTION INCONSISTENT HEREWITH.

She explained that the purpose for the proposed resolution is to authorize members of the New Mexico Municipal Energy Acquisition Authority the ability to purchase larger gas supplies at a lower price.

Following consideration of Resolution No. 2019-1720, a motion was made by Councilor Sharer, seconded by Councilor Jakino that said resolution be passed and adopted 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 and Resolution No. 2019-1720 was duly passed and adopted.

Ms. Breakell also presented for discussion a proposed ordinance increasing the sanitation charges for residential and commercial customers. The title of such proposed ordinance being:

AN ORDINANCE AMENDING SECTION 23-2-7 OF THE CITY CODE TO PROVIDE FOR AN INCREASE IN RESIDENTIAL AND COMMERCIAL CHARGES FOR SANITATION SERVICE.

There being no discussion, Ms. Breakell announced that the proposed ordinance will be presented for final action at the July 23, 2019 regular City Council meeting.

CITY CLERK BUSINESS

Recommendation from the Liquor Hearing Officer/Lauter Haus Brewing Co.

Directing the Council's attention to the recommendation letter for approval, City Clerk Dianne Smylie reported that earlier today the City's Liquor Hearing Officer considered the request from BCB Ventures, LLC for a new Small Brewer License (Application No. 1124663) to operate Lauter Haus Brewing Co. at 1806 E. 20th Street.

At the request of Councilor Rodgers, Brandon Beard, owner of Lauter Haus Brewing Co., reported that he plans to open the business in September; offer eight on-tap beers and serve New Mexico wines; produce 750 barrels of beer the first year; increase the barrels to 1500 the next year; start production by year three; coordinate league nights and tournaments for cornhole and pinball; and provide space for food truck vendors on a rotating basis.

There being no further discussion, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to approve the recommendation from the Liquor Hearing Officer to approve Application No. 1124663 for a new Small Brewer License from BCB Ventures, LLC to do business as Lauter Haus Brewing Co. at 1806 E. 20th Street, and upon voice vote the motion carried unanimously.

CLOSED/OPEN MEETING - 115KV UPGRADE FOR THE HARE TO DWIGHT ARTHUR SUBSTAION

Mayor Duckett reported that staff has requested that the closed meeting and subsequent open meeting related to the proposal for the 115kV upgrade for the Hare to Dwight Arthur Substation be removed from tonight's agenda and heard at a later date.

There being no further business to come before the Council, a motion was made by Councilor Rodgers, seconded by Councilor Sharer to adjourn the meeting at 6:28 p.m., and upon voice vote the motion carried unanimously.
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 July, 2019.

Entered in the permanent record book this 24th day of July, 2019.

Nate Duckett, Mayor

SEAL

ATTEST:

Dianne Smylie, City Clerk