

A G E N D A

. . . for the Regular Meeting of the Farmington City Council to be held at 7:00 p.m., Tuesday, September 24, 2013 in the Council Chamber, City Hall, 800 Municipal Drive, Farmington, New Mexico. . .

1. Roll Call and Convening the Meeting:
2. Invocation: Reverend George Harris of Fellowship of Spirit church.
3. Pledge of Allegiance:
4. Acceptance of Consent Agenda: Those items on the agenda that are marked with an asterisk (\*) have been placed on the Consent Agenda and will be voted on without discussion with one motion. If any item proposed does not meet with approval of all Councilors or if a citizen so requests, that item will be heard under Business from the Floor.
5. \*Approval of Minutes for:
  - (a) the Regular Meeting of the City Council held September 10, 2013; and ----- 4
  - (b) the Regular Work Session of the City Council held September 3, 2013. ----- 5
6. \*Approval to Declare worn-out, unusable or obsolete property (Administrative Services, Central Warehouse, Electric Generation and Electric Transmission & Distribution) surplus to the needs of the City and not essential for municipal purposes, and to authorize the City Manager or his designee to dispose of such surplus property pursuant to State Statutes. ----- 1
7. \*Approval of Bid for the Regional Animal Shelter crematory (Parks, Recreation & Cultural Affairs) being awarded to B & L Cremation Systems as the lowest and best bidder (\$57,500) and to reject the bid received from Therm-Tec for being non-responsive. Bids opened September 11, 2013 with eight bidders participating. ----- 2
8. \*Approval of Recommendation from the Liquor Hearing Officer for approval of Application #876030 for a new restaurant license (beer and wine on-premise consumption only) from Conception Soto de Baca, doing business as La Hacienda Restaurant, 2501 E. 20<sup>th</sup> Street, Suite 12, Farmington, New Mexico. A waiver to the 300-foot separation requirement from a church was approved by the Council on September 17, 2013. (Hearing held September 18, 2013) ----- 3
9. \*Approval of Warrants up to and including September 21, 2013.

10. New Business:

- (a) Mayor
- (b) Councilors
- (c) City Manager
- (d) City Attorney
- (e) City Clerk

11. Business from the Floor:

- (1) Items removed from Consent Agenda for discussion.
- (2) Any other Business from the Floor.

12. Adjournment.

**AGENDA ITEM SUPPORT MATERIALS ARE AVAILABLE FOR INSPECTION AND/OR PURCHASE AT THE OFFICE OF THE CITY CLERK, 800 MUNICIPAL DRIVE, FARMINGTON, NEW MEXICO.**

**ATTENTION PERSONS WITH DISABILITIES: The meeting room and facilities are fully accessible to persons with mobility disabilities. If you plan to attend the meeting and will need an auxiliary aid or service, please contact the City Clerk's Office at 599-1106 or 599-1101 prior to the meeting so that arrangements can be made.**

CITY OF FARMINGTON  
INTER-OFFICE MEMORANDUM

TO: Mayor Roberts and City Council

FROM: Edward Smylie  
Purchasing Officer

DATE: 9/18/2013

SUBJECT: Declaration of Worn-Out, Unusable or Obsolete Property

USING DEPARTMENT: Administrative Services, Central Warehouse  
Electric, Generation  
Electric, Transmission & Distribution

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The Central Purchasing Division of the Administrative Services Department concurs with the recommendation from the Central Warehouse, Electric Generation and Electric Transmission and Distribution to declare the attached list of equipment as worn-out, unusable or obsolete.

If it is determined the best disposal method for this property is through the City's internet-based Public Surplus auction system, authorization is requested to grant the Warehouse Superintendent authority to issue an immediate e-mail award notification to the highest cash bid received meeting the bidding requirements set forth.

Edward Smylie (Presenter)  
Consent Agenda/Council Meeting September 24, 2013

xc: Eric Schlotthauer - Accounting, Controller  
Debi Dalton - Accounting, Staff Accountant – Fixed Assets  
Sarah Talley - Accounting, Staff Accountant – Grants Administration  
Mike Sims - Electric Utility Director  
Richard Miller - Electric Generation Superintendent  
Rodney Romero - Electric System Operations Manager  
Bob Schrag - Warehouse Superintendent

### **Animas Power Plant - Scrap Obsolete Equipment List**


- 1 Bleed Valve Assy.
- 2 Natural Gas Header Assy. w/ Misc. Valves.
- 3 Natural Gas Meter
- 4 Mercaptan Tank
- 5 Acid Tank
- 6 Bleed Valve Duct
- 7 Reheat Pumps
- 8 Animas 6 Gas Heater
- 9 (2) Air Receivers
- 10 Recalculating Pumps
- 11 Instrument Air Heat Exchanger
- 12 Headache Rack, 90's GM Product
- 13 Swamp Cooler
- 14 Cageless Ladder
- 15 (2) Free Standing Heat Exchangers
- 16 Flow Straightener Lifting Device
- 17 Gyroil
- 18 Misc. 4" Valves
- 19 Misc. Actuating Gearboxes
- 20 Gland Steam Desuperheater
- 21 Gate Assy.
- 22 Screen Wash Pump
- 23 Misc. Air System Valve

### **T&D Scrap Transformer – Bergen Substation**

- 1 GE 5 MVA Transformer, Serial #E691632

**CITY OF FARMINGTON  
INTER-OFFICE MEMORANDUM**

**TO:** Mayor Roberts and City Council

**FROM:** Edward Smylie, CPPO   
Purchasing Officer

**DATE:** September 19, 2013

**SUBJECT:** Regional Animal Shelter Crematory, Bid #14-100440

**USING DEPARTMENT:** Parks, Recreation and Cultural Affairs  
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A bid opening was held on September 11, 2013 for the Regional Animal Shelter Crematory. Eight (8) bidders responded with one (1) bidder submitting an alternate.

The Central Purchasing Department concurs with the recommendation from the Parks, Recreation and Cultural Affairs Department to reject the bid from Therm-Tec as non-responsive for not meeting specifications.

The Central Purchasing Department concurs with the recommendation from the Parks, Recreation and Cultural Affairs Department to award the bid to B & L Cremation Systems from Largo, FL, a responsible bidder submitting the lowest responsive bid meeting specifications for a total awarded amount of \$57,500.00.

Edward Smylie (Presenter)  
Consent Agenda/Council Meeting 9/24/13

xc: Andy Mason, Administrative Services Director  
Cory Styron, PRCA Director  
Julie Baird, General Services Director  
File - #14-100440/kr

THIS DOCUMENT IS SUBJECT TO FINAL REVIEW BY THE CENTRAL PURCHASING DEPARTMENT AND SUBJECT TO FINAL AWARD BY CITY COUNCIL.

CITY OF FARMINGTON - ABSTRACT SCHEDULE  
 REGIONAL ANIMAL SHELTER CREMATORY, BID #14-100440  
 Parks, Recreation and Cultural Affairs

OPENING DATE: September 11, 2013 @ 2:00P.M.

ITEM	QTY.	UOM	DESCRIPTION	B & L Cremation Systems Dr. Steve Looker 7205 114th Ave. N. Largo, FL 33773 (800) 622-5411	NCE - Crawford Angela Powers PO Box 2865 Conroe, TX 77305 (936) 521-1883	Therm-Tec Dean Robbins PO Box 1105 Tualatin, OR 97062 (503) 625-7575	Air Pollution Control Products Cris Traywick PO Box 6113 Ashland, VA 23005 (504) 550-2842	U.S. Cremation Equipment Luis Del Pino 598 Northlake Blvd. Ste 1016 Altamonte Springs, FL 32701 (321) 282-7357
A.	1	LS	<p>Similar unit to Model C700P NCE-Crawford Multiple Chambered Natural Gas random loaded Incinerator, or approved equal.</p> <p><b>To Include:</b></p> <ul style="list-style-type: none"> <li>•PLC based control system with operator touchscreen</li> <li>•Banner opacity sensor</li> <li>•Twelve (12) feet of refractory lined, high temperature exhaust stack (need 19' min from slab to top of stack)</li> <li>•Electric/hydraulic front loading door</li> <li>•Primary Chamber Viewport</li> <li>•One set of operator hardware/tools</li> <li>•Temperature Monitor &amp; Recorder</li> <li>•Rolling Primary Chamber Loading Cart</li> <li>•Freight to Farmington, NM</li> <li>•On-site start up, commissioning &amp; operator training</li> </ul>	<p>Yes</p> <p>No</p>	<p>Yes</p> <p>No</p>	<p>Yes</p> <p>No</p>	<p>Yes</p> <p>No</p>	<p>Yes</p> <p>No</p>
<b>TOTAL BID: X</b>				<b>\$57,500.00</b>	<b>\$62,100.00</b>	<b>\$63,435.00</b>	<b>\$67,560.00</b>	<b>\$70,900.00</b>
<b>BID SIGNED:</b>				Yes	Yes	Yes	Yes	Yes
<b>IN-STATE OR VETERANS PREFERENCE:</b>				No	No	No	No	No
<b>PAYMENT TERMS:</b>				Net 30	Net 30	35% w/ PO, 55% when shipped, 10% on start up	Net 30	Net 30
<b>DELIVERY (Calendar Days):</b>				90 Days	70 Days	90-120 Days	90 Days ARO	98 Days
<b>TWO ADDENDA ACKNOWLEDGED:</b>				Only One	Yes	Yes	Yes	Yes
<b>TAX FORM INITIALED (if applicable):</b>				Yes	No	No	Yes	Yes
<b>NO BIDS:</b>				Verified Acknowledgement of Addendum Two		Alternate Bid		

CITY OF FARMINGTON - ABSTRACT SCHEDULE  
**REGIONAL ANIMAL SHELTER CREMATORY, BID #14-100440**  
 Parks, Recreation and Cultural Affairs

OPENING DATE: September 11, 2013 @ 2:00P.M.

ITEM	QTY.	UOM	DESCRIPTION	Matthews Cremation Becky Leugers 2045 Sprint Blvd. Apopka, FL 32703 (800) 327-2831	Pennram Diversified Andrew Hooker PO Box 695 Williamsport, PA 17703 (570) 327-2802	Advanced Combustion Systems Micky Milnes 1999 Alpine Way Bellingham, WA 98226 (360) 676-6005	Therm-Tec Dean Robbins PO Box 1105 Tualatin, OR 97062 (503) 625-7575
A.	1	LS	Similar unit to Model C700P NCE-Crawford Multiple Chambered Natural Gas random loaded Incinerator, or approved equal. <b>To Include:</b> <ul style="list-style-type: none"> <li>•PLC based control system with operator touchscreen</li> <li>•Banner opacity sensor</li> <li>•Twelve (12) feet of refractory lined, high temperature exhaust stack (need 19' min from slab to top of stack)</li> <li>•Electric/hydraulic front loading door</li> <li>•Primary Chamber Viewport</li> <li>•One set of operator hardware/tools</li> <li>•Temperature Monitor &amp; Recorder</li> <li>•Rolling Primary Chamber Loading Cart</li> <li>•Freight to Farmington, NM</li> <li>•On-site start up, commissioning &amp; operator training</li> </ul>				
<b>TOTAL BID:</b>				<b>\$71,082.00</b>	<b>\$84,100.00</b>	<b>\$100,160.00</b>	<b>\$48,706.00</b>
BID SIGNED:				Yes	Yes	Yes	Yes
IN-STATE OR VETERANS PREFERENCE:				No	No	No	No
PAYMENT TERMS:				Net 30	Net 30	Net 30	35% w/ PO,
DELIVERY:				90 Days	70 Days	90 Days	55% when shipped,
ADDENDA ACKNOWLEDGED:				Only One	Yes	Yes	10% on start up
TAX FORM INITIALED (if applicable):				Yes	Yes	No	90-120 Days
NO BIDS:							Yes
							No
							Non-Responsive
							Does not meet specifications



**F. CHESTER MILLER III, P.C.**  
*Attorney At Law*  
*907 West Apache Street*  
*Farmington, New Mexico 87401*

Telephone (505) 327-0428

Facsimile(505) 327-0420

September 18, 2013

**\*\*\* SENT VIA FACSIMILE 505-599-1113 \*\*\***

Mayor Tommy Roberts  
and City Councilors of the City of Farmington  
800 Municipal Drive  
Farmington, New Mexico 87401

**RE: Application No.: 876030**  
**Liquor License No.: N/A**  
**Applicant Name: Conception Soto de Baca**  
**Business Name: La Hacienda Restaurant**  
**Location: 2501 E. 20<sup>th</sup> Street Suite 12, Farmington, New Mexico**  
**Application Type: New Beer and Wine Restaurant Liquor License**

Dear Mayor and Council Members:

A public hearing was held, pursuant to proper notice, on Wednesday, September 18, 2013 at 8:00 a.m. in the Executive Conference Room at the Municipal Building located at 800 Municipal Drive, Farmington, New Mexico concerning the above referenced new restaurant beer and wine license.

Present at the hearing were Conception Soto de Baca and Carlos Baca for the applicant. No one else from the public participated.

This application is for a new Beer and Wine Restaurant License for the restaurant at 2501 East 20<sup>th</sup> Street, Farmington, New Mexico.

The location is within 300 feet of a church, but a waiver was granted to the applicant by the City.

After reviewing the application; the reports from the City departments of police, zoning, fire and traffic; and hearing the comments from the applicant concerning the effect on health, safety, and welfare of the citizens of Farmington, it would be my recommendation to the City Council that the application be approved. The applicant spoke of the types of restaurant, training of employees, and practice of serving customers beer or wine.

If I can provide anything further, please let me know.

Respectfully Submitted,

  
F. Chester Miller III  
FCM:am





New Mexico Regulation and Licensing Department  
ALCOHOL AND GAMING DIVISION

Toney Anaya Building • 2550 Cerrillos Road • Santa Fe, New Mexico 87505  
(505) 476-4875 • Fax (505) 476-4595 • www.rld.state.nm.us/agd

July 31, 2013

Suzanna Martinez  
GOVERNOR

J. Dee Dennis, Jr.  
SUPERINTENDENT

Jennifer M. Anderson  
DIRECTOR

Certified Mail No: 7009 2820 0000 9386 7242

RECEIVED

AUG - 2 2013

City of Farmington  
City Clerk

City of Farmington  
Attn: Dianne Fuhrman  
Clerk  
800 Municipal Drive  
Farmington, NM 87401

Re: App. No. 876030  
Applicant Name: Conception Soto de Baca  
Doing Business As: La Hacienda Restaurant  
Proposed Location: 2501 E. 20<sup>th</sup> St. Ste. 12, Farmington, NM

ATTENTION: Department or person responsible for conducting or preparing the public hearing for liquor license transfers or issuance of new liquor licenses. **\*(Please review the revised instructions for approval or disapproval below.)**

Greetings:

The Director of the Alcohol and Gaming Division has granted Preliminary Approval for the referenced application and is being forwarded to you in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

Within forty-five days after receipt of a notice of preliminary approval from the Alcohol and Gaming Division, the governing body shall hold a public hearing in the question of whether the department should approve the proposed issuance or transfer. Notice of the public hearing required by the Liquor Control Act shall be given by the governing body by publishing a notice of the date, time and place of the hearing at least once a week for two consecutive weeks in a newspaper of general circulation within the territorial limits of the governing body, **which requires that two weeks of publication must be satisfied before a hearing can be conducted.** The notice shall include: (A) Name and address of the Applicant/Licensee; (B) The action proposed to be taken by the Alcohol and Gaming Division; (C) The location of the licensed premises. The governing body is required to send notice by certified mail to the applicant of the date, time and place of the public hearing. The governing body may designate a hearing officer to conduct the hearing. A record shall be made of the hearing.

**The applicant is requesting a Restaurant Liquor License:**

The governing body may disapprove the issuance or transfer of the license if:

The proposed location is within an area where the sale of alcoholic beverages is prohibited by the laws of New Mexico. (The governing body may disapprove if the proposed location is within 300 feet of a church or school unless the license has been located at this

- Alcohol and Gaming Division  
(505) 476-4875
- Boards and Commissions Division  
(505) 476-4600
- Construction Industries Division  
(505) 476-4700
- Financial Institutions Division  
(505) 476-4885
- Manufactured Housing Division  
(505) 476-4770
- Securities Division  
(505) 476-4580
- Administrative Services Division  
(505) 476-4800

location prior to 1981 or unless the applicant/licensee has obtained a waiver from the local option district governing body for the proposed licensed premises.)


The issuance or transfer would be in violation of a zoning or other ordinance of the governing body. The governing body may disapprove if the proposed location is not properly zoned. Because this office is in receipt of a zoning statement from the governing body, this is not a basis for disapproval.

The issuance would be detrimental to the public health, safety or morals of the residents of the local option district. Disapproval by the governing body on public health, safety or morals must be based on and supported by substantial evidence pertaining to the specific prospective transferee or location and a copy of the record must be submitted to the Alcohol and Gaming Division.

\*Within thirty (30) days after the public hearing, the governing body shall notify the Alcohol and Gaming Division *in writing* as to whether the local governing body has approved or disapproved the issuance of transfer of the license *and* by signing the enclosed original Page 1 of the application. *The letter of approval/disapproval and the Page 1 must be returned together with the notice of publication(s).* If the governing body fails to either approve or disapprove the issuance or transfer of the license within thirty days after the public hearing, the director *will* give final approval to the issuance or transfer of the license.

If the governing body disapproves the issuance or transfer of the license, it shall notify the Alcohol and Gaming Division within thirty (30) days setting forth the reasons for the disapproval. A copy of the minutes of the public hearing shall be submitted to the Alcohol and Gaming Division with the notice of disapproval (page 1 of the application page noting disapproval).

Sincerely,

  
Annette R. Brumley  
Hearing Officer

ENCLOSURES: Original Page 1 of Liquor License Application  
Copy of page 2 Premises, Location, Ownership & Description of Premises