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, October 11, 2016. 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:

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| MAYOR | Tommy Roberts |
| COUNCILORS | Linda G. Rodgers<br>Sean E. Sharer<br>Gayla A. McCulloch<br>Nate Duckett |

constituting all members of said Governing Body.

Also present were:

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| CITY MANAGER | Rob Mayes |
| ASSISTANT CITY MANAGER | Julie Baird |
| ASSISTANT CITY ATTORNEY | Russel Frost |
| 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 Pastor Ken Weisheit of Aztec Church of the Nazarene.

Councilor Sharer led the Pledge of Allegiance.

RECOGNITION OF BOY SCOUT TROOP 321

Mayor Roberts recognized the scout leaders and troop members of Boy Scout Troop 321 who were present in the audience.

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 September 27, 2016; the minutes of the Special Meeting of the City Council held September 22, 2016; and the minutes of the Regular Work Session of the City Council held September 20, 2016.

*GRANT AGREEMENT between the City and the New Mexico Department of Transportation for funding for the following projects: 1) End Driving While Impaired (No. 17-AL-64-035) in the amount of $79,000; 2) Buckle Up/Click It or Ticket (No. 17-OP-RF-035) in the amount of $12,400; and 3) Selective Traffic Enforcement Program/100 Days and Nights of Summer (No. 17-ST-02-035) in the amount of $31,000. Project terms expire September 30, 2017.

*ADOPTION OF RESOLUTION NO. 2016-1607 for sponsorship for a Transportation Alternatives Program application and maintenance commitment declaring the eligibility and intent of the City to submit an application to the New Mexico Department of Transportation for funding from the Federal Fiscal Year 2016/2017 Transportation Alternatives Program (TAP) for the Downtown Farmington Revitalization - Complete Streets project.

*ADOPTION OF RESOLUTION NO. 2016-1608 for sponsorship for a Transportation Alternatives Program application and maintenance commitment declaring the eligibility and intent of the City to submit an application to the New Mexico

Department of Transportation for funding from the Federal Fiscal Year 2017/2018 Transportation Alternatives Program (TAP) for the Anesi Park - Trail Development and Connections project.

*ADOPTION OF RESOLUTION NO. 2016-1609 for sponsorship for a Transportation Alternatives Program application and maintenance commitment declaring the eligibility and intent of the City to submit an application to the New Mexico Department of Transportation for funding from the Federal Fiscal Year 2018/2019 Transportation Alternatives Program (TAP) for the 20th Street Pedestrian Enhancement Project, Phase III (north side of Sullivan Avenue to Dustin Avenue).

*ADOPTION OF RESOLUTION NO. 2016-1610 for sponsorship for a Transportation Alternatives Program application and maintenance commitment declaring the eligibility and intent of the City to submit an application to the New Mexico Department of Transportation for funding from the Federal Fiscal Year 2018/2019 Transportation Alternatives Program (TAP) for the Foothills Drive Enhancement Project, Phase II (Rinconada Street to Mesa Del Oso).

*WARRANTS PAYABLE for the time period of September 25, 2016 through October 8, 2016, for current and prior years, in the amount of $6,729,259.93.

There being no requests to remove any items, a motion was made by Councilor Duckett, seconded by Councilor Sharer to approve the Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

DESK AND DERRICK DAY PROCLAMTION

Mayor Roberts presented Desk and Derrick Club President Philana Thompson with a Proclamation declaring October 13, 2016 as "Desk and Derrick Day."

COUNCIL BUSINESS

Warrants Payable Approval Process

At the suggestion of Councilor McCulloch, it was the consensus of the Council to direct the City Attorney to research the reasons why the Council is asked to approve the warrants and sign the book since the expenditures have already occurred.

Donation of Property by Greg Anesi for Riverine Trail Purposes

In response to an article that was published in today's edition of the *Daily Times*, Councilor McCulloch pointed out that Greg Anesi donated a portion of the land that is being used to extend the riverine trail system. City Manager Rob Mayes confirmed that the City did, in fact, purchase a portion of the property (approximately 2/3) and that Mr. Anesi donated the remainder (approximately 1/3). Councilor McCulloch extended her sincere appreciation to Mr. Anesi for his generosity.

CITY MANAGER BUSINESS

City Manager Rob Mayes presented for discussion a proposed ordinance authorizing the 2016 Convention Center Improvement Revenue Bonds. The title of such proposed ordinance being:

AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF THE CITY OF FARMINGTON, NEW MEXICO GROSS RECEIPTS TAX CONVENTION CENTER IMPROVEMENT REVENUE BONDS, SERIES 2016 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $17,500,000 FOR THE PURPOSE OF DEFRAYING THE COST OF DESIGNING, CONSTRUCTING, INSTALLING, EQUIPPING AND IMPROVING CONVENTION CENTER FACILITIES OWNED BY THE CITY; PROVIDING THAT THE BONDS WILL BE PAYABLE FROM STATE SHARED GROSS RECEIPTS TAX REVENUES DISTRIBUTED TO THE CITY PURSUANT TO SECTION 7-1-6.4 NMSA 1978, HOLD HARMLESS GROSS RECEIPTS TAX REVENUES DISTRIBUTED TO THE CITY PURSUANT TO SECTION 7-1-6.12 NMSA 1978, AND CONVENTION CENTER FEE REVENUES COLLECTED BY THE CITY PURSUANT TO SECTIONS 5-13-1 THROUGH 5-13-15 NMSA 1978 AND CITY ORDINANCE NO. 2014-1272; PROVIDING THAT THE MATURITY DATES, PRINCIPAL AMOUNTS, INTEREST RATES, REDEMPTION PROVISIONS AND OTHER

DETAILS OF THE BONDS WILL BE ESTABLISHED IN A SUPPLEMENTAL RESOLUTION; PROVIDING FOR THE EXECUTION OF THE BONDS AND OTHER DOCUMENTS AND AGREEMENTS RELATING TO THE BONDS BY AUTHORIZED OFFICERS OF THE CITY; RATIFYING ACTION PREVIOUSLY TAKEN IN CONNECTION THEREWITH; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Mr. Mayes reminded the Council that authorization to publish the proposed ordinance was granted on August 23, 2016 when the Council approved Resolution No. 2016-1604 granting approval of the loan agreements for renovation of the Civic Center and the energy efficiency improvements to various City buildings. He noted that on September 22, 2016, Assistant City Manager Julie Baird presented the projects before the New Mexico Finance Authority Board and happily noted that the projects have both received preliminary approval. Mr. Mayes pointed out that on October 18, Ms. Baird will address the New Mexico Board of Finance regarding the Qualified Energy Conservation Bonds ("QECB") which will allow the City to receive an annual rebate through a federal program that is administered through the State of New Mexico. He noted that tonight's ordinance combines both the Civic Center improvements ($12 million) and the QECB ($5.5 million) projects in the off-chance that the QECB projects are not approved by the New Mexico Board of Finance next week. Continuing with his presentation, Mr. Mayes announced that Peter Franklin, the City's outside bond counsel, confirmed this morning that when he drafted the proposed ordinance he neglected to include verbiage explaining that it covered both projects, but suggested that the minutes simply reflect the oversight and that the ordinance be amended prior to final action to reflect the decision of the New Mexico Board of Finance.

There being no discussion, Mr. Mayes announced that the proposed ordinance will be presented for final action at the October 25, 2016 regular City Council meeting.

CLOSED MEETING

A motion was made by Councilor Duckett, seconded by Councilor Rodgers to close the meeting to discuss request for proposals for a high definition laser scanning survey bundle, pursuant to Section 10-15-1H(6). The roll was called with the following result:

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| Those voting aye: | Linda G. Rodgers<br>Sean E. Sharer<br>Gayla A. McCulloch<br>Nate Duckett |
| Those voting nay: | None |

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

The Mayor convened the closed meeting at 6:14 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 McCulloch, seconded by Councilor Rodgers to open the meeting for further business, and upon voice vote the motion carried unanimously.

The open meeting was reconvened by the Mayor at 6:16 p.m. with all members of the Council being present.

REQUEST FOR PROPOSALS/HIGH DEFINITION LASER SCANNING SURVEY BUNDLE

Chief Procurement Officer Kristi Benson reported that proposals for a high definition laser scanning survey bundle (Electric) opened on September 7, 2016. She recommended that negotiations be commenced with Vectors, Inc. as the sole proposal is deemed to be advantageous and in the best interest of the City.

Thereupon, a motion was made by Councilor Rodgers, seconded by Councilor Duckett to direct staff to commence negotiations on the proposal for a high definition laser scanning survey bundle with Vectors, Inc., as recommended by the Chief Procurement Officer, and upon voice vote the motion carried unanimously.

There being no further business to come before the Council, the meeting was adjourned at 6:17 p.m.

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

Approved this 25th day of October, 2016.

Entered in the permanent record book this 26th day of October, 2016.

Tommy Roberts

Tommy Roberts, Mayor

SEAL

ATTEST:

Dianne Smylie

Dianne Smylie, City Clerk