

Regular Meeting-May 20, 2008

The Board of Trustees of the Village of Tularosa met in a Regular Meeting on Tuesday, May 20, 2008 at 7:00 P.M. in the Court/Conference Room of the Public Safety Facility located at 609 St. Francis Drive, Tularosa, New Mexico.

Present: Mayor Ray S. Cordova, Trustee Fred Tyler, Trustee Patrick Garcia, Trustee Gloria Sainz, Valarie Delgado, Finance Officer, Monica Voorbach, Purchasing Officer, Police Chief Virgil Mayberry as well as Dianna Brusuelas, Village Clerk.

Absent: Trustee Thomas McKean, Village Attorney Jefferson Rhodes.

Mayor Ray S. Cordova called the meeting to order at 7:15 P. M. asking all to stand and join in the Pledge of Allegiance.

Item 1. Consideration of Agenda and Consent Agenda

It was moved by Trustee Patrick Garcia and seconded by Trustee Fred Tyler to consider the agenda and the consent agenda. Mayor Ray Cordova reminded the members of the Board that Item 12 (Consider for Adoption Ordinance 229 regulating and restricting the drilling of Domestic Water Wells within the exterior boundaries of the Village of Tularosa) was to be removed from the agenda. Village Clerk Dianna Brusuelas informed the Board that she had attended the Rotary meeting at noon and was asked by Machele Lackey to also remove her from the agenda and place her on the agenda for the next regular meeting. Trustee Patrick Garcia restated his motion removing Item's 5 and 12 from the agenda and was seconded by Trustee Fred Tyler.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Items on the consent agenda consisted of Minutes of April 14, 2008 Special Meeting, Minutes of April 14, 2008 Workshop, Minutes of April 15, 2008 Regular Meeting, Minutes of May 6, 2008 Special Meeting and Budget Hearing, Village Bills, Business Registrations for April 2008 and the announcement of the next Regular Meeting for June 17, 2008.

Item 2. Unscheduled Correspondence and Public Comments

First to come before the Mayor and Board of Trustees was Mr. Alex Candelaria who invited the Governing Body to the Veterans Memorial Day Observance at the Memorial Park on Monday, May 26th at 11:30 A. M.

Ms. Cynthia Riedlinger also invited everyone for refreshments and hot dogs after the Memorial Day services. Ms. Riedlinger commended the Tularosa Rotary Club for their help year after year, she also said the fencing at the memorial has been vandalized and asked the community to help in keeping an eye out and report vandalism if they see it. Discussion ensued about installing

cameras at the Community Center park. Announcement of the Essay Contest winners was made, the two were from Mescalero Apache Middle School and their names are Claudia Morgan and Audrey Chavez.

Next was Ray Chavez who works at Tularosa Basin Telephone Company and Virginia Padilla Lee who were inadvertently left off the agenda, they were looking for direction from the Mayor and the Board on a variance on a site permit. Ms. Lee is building an addition to her home and is requesting a variance on a backyard setback. Mr. Chavez and Ms. Lee were advised to attend the Planning & Zoning meeting which will be held June 5, 2008.

Mr. Ray Chavez informed the Board about Tularosa Basin Telephone Company installing Fiber Optic lines throughout the village and thought they might be able to help in installing cameras, he asked for someone to make contact with his office.

Item 3. Approval of Resolution 2007- 08-24 / 2008-2009 Recommended Budget

Trustee Fred Tyler moved to approve Resolution 2007-08-24 / 2008-2009 proposed Recommended Budget with the exception that the original Senior Center budget be used and pay raises for all Village employees be given at 3% effective the first pay period in July and an additional 2% raise be given in November provided if the Gross Receipts income stays at anticipated levels; and changing the general fund transfer from \$55,000.00 to \$35,685.00. Village Clerk Dianna Brusuelas stated that the staff at the Senior Center talked to the Trustees and wanted to go back to their original figures, Mayor Cordova questioned the 5% increase and Trustee Tyler stated that the 5% would be budgeted now, in November if the General Fund holds through and the additional 2% is given the Senior Center will also receive the additional 2%. Trustee Patrick Garcia seconded the motion.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 4. Mayor Cordova-Approval of appointment of Margaret Trujillo to the Planning & Zoning Commission

Trustee Patrick Garcia proceeded to approve the appointment of Margaret Trujillo to the Planning & Zoning Commission and was seconded by Trustee Gloria Sainz.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 5. (Removed) Rachele Lackey-Rotary Club of Tularosa-Information & Club History

Item 6. Dawn Sanchez-Department of Health-Approval of Memorandum of Agreement between NM Department of Health & Village of Tularosa

Mayor Cordova asked if Ms. Sanchez was in the audience to make a presentation, Village Clerk Dianna Brusuelas stated no, that the Memorandum of Agreement was the same as the previous year. Trustee Gloria Sainz asked if this was just a renewal, the response was yes.

Trustee Gloria Sainz then moved to approve the MOA between NM Department of Health and the Village of Tularosa, motion was seconded by Trustee Fred Tyler.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 7. Approval of Lease of Real Property and Improvements between Presbyterian Medical Services & Village of Tularosa

Village Clerk Dianna Brusuelas explained that the First Amendment would be an attachment to the original lease and reminded the Board about changing item 3 from 10 years to 5 years as per the Village Ordinance. Trustee Fred Tyler asked if it had to sent back to Presbyterian for approval, the response was yes but it could still be approved with the stipulated change.

Trustee Fred Tyler then proceeded to move to approve the First Amendment to the Lease of Real Property between Presbyterian Medical Services and the Village of Tularosa reducing the terms from 10 years to 5 years and deleting 'Dental' from said contract. Trustee Gloria Sainz seconded the motion.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Stephanie DuBois stated that her father worked to get the medical clinic in Tularosa and it was supposed to have a dentist. Trustee Gloria Sainz responded that at the time it started a dentist was supposed to go in because there were not dentist in the area that accepted the Medicaid but now, that is not a problem because there are several dentist in the area who take medicaid, also there is not a dentist who is willing to relocate here so that had also been an issue.

Item 8. Monica Voorbach-Award bid for Survey of Village Limits to Alamotero Land Surveys

Trustee Patrick Garcia moved to award the bid for the survey of the Village Limits to Alamotero Land Survey and to ask them to provide 12 copies; Trustee Gloria Sainz seconded the motion.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 9. Monica Voorbach-Award bid for drug screening

There being two companies bidding and making a presentation and some confusion in the pricing Trustee Fred Tyler moved to table the item until the June meeting. Motion was seconded by Trustee Patrick Garcia.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 10. Monica Voorbach-Award bid for Audit Year 2007-2008 to De'Aun Willoughby, CPA, PC

Trustee Patrick Garcia moved to award the bid for Audit Year 2007-2008 to De'Aun Willoughby and was seconded by Trustee Gloria Sainz. Village Clerk Dianna Brusuelas asked to specify if it would be for a single year or a multi-year contract. Trustee Patrick Garcia amended his motion to include Multi-Year and was seconded by Trustee Gloria Sainz.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 11. Chief Mayberry-Request an additional \$35,000 for the Police Department salaries and operating costs

Chief Mayberry asked that this item be removed.

Item 12. (Removed) Consider for Adoption Ordinance 229 regulating and restricting the drilling of Domestic Water Wells within the exterior boundaries of the Village of Tularosa

Item 13. Trustee Fred Tyler-Resolution between Village of Tularosa & Tularosa Community Ditch Corporation to repair 1st Street areas damaged by digging, water, trees etc.

Trustee Fred Tyler stated that after talking with all the entities involved there is one consensus, that the street needs to be fixed and is requesting a start date. Mr. Norvil Bookout questioned concrete vs. bentonite and felt that cutting the root would have no effect on the tree. Mayor Ray Cordova advised Mr. Norvil Bookout that the village would

furnish labor and village equipment but did not feel he has staff on board that knows about bentonite and that is why the village had proposed concrete. Mr. Bookout stated that they would have to go to HydroTech or StateWide Drilling if bentonite was going to be used. Mayor Cordova asked if there would be a warranty of some kind. Mr. Bookout said he would check with both companies and get back with the village. The Mayor asked if the Ditch Corporation still wanted the village to furnish labor and the response was yes, labor and the backhoe.

Mr. Robert Baca stated that there are other problems within the village and felt that it was the water or sewer line going through the ditch bank. Mayor Ray Cordova asked him to meet with the yard personnel to determine what the problems are.

Trustee Fred Tyler moved that the Village and the Ditch Corporation have come to an agreement that the village furnish labor and equipment and the Ditch Corporation will furnish materials to get 1st Street repaired as soon as possible and that Robert, the Ditch Boss will visit with village yard personnel to review other lines and it be done in the next 60 days.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 14. Trustee Fred Tyler-Recommendation that Solid Waste Contract with Casa del Sol Enterprises not be renewed at expiration of current contract

Trustee Fred Tyler moved to table the matter until the Village Attorney looks at the contract. Motion was seconded by Trustee Patrick Garcia.

Roll Call Vote: Trustee Garcia, aye. Trustee Sainz, aye. Trustee Tyler, aye. Motion carried with all members present voting aye.

Item 15. Trustee Thomas McKean-Request Mayor nominate three members to the Tularosa Planning & Zoning Commission

Mayor Cordova stated that the Planning & Zoning only had two vacancies and was drawing up a couple of letters to fill the vacancies.

Item 16. Old Business: Trustee Thomas McKean

- 1. Latest status of Prairie subdivision in streets, curbs, gutters IAW our sub-division ordinance**
- 2. Latest status of Muffin valve refunds?**
- 3. Status of village limits being surveyed?**
- 4. What is the latest status in Water Rights with the State Engineer (Jeff)?**
- 5. What is latest status in water rights certificates with Tularosa Ditch Corporation?**
- 6. What is latest status in moving crosswalk with Highway Department?**
- 7. What is latest status in sidewalk to meet EPA approval along Highway 70?**
- 8. What is latest update in sedimentation pond? (design etc.)**
- 9. Have Veterans Park cleaned up for Memorial Day**
- 10. Don't forget fire hydrant repair list, how many have been done?**
- 11. What happen to the idea of having Video Cameras installed at Community Center?**
- 12. What is the status of 2006 and 2007 Audit Report?**

Mayor Cordova advised that Trustee McKean's items were discussed at the workshop.

Ms. Joan Price questioned Item 4 and asked what the step would be if the village needed emergency water as part of the Alamogordo Regional Water Plan the reason being that there will be Environmental Impact Statement Hearings soon. Mayor Cordova asked

Ms. Price to please put the request in writing and he would turn it over to the attorney.

Ms. Cynthia Riedlinger requested that the Veterans Park be cleaned for the celebration and that the bermuda grass be sprayed and killed before the landscaping starts. Ms. Riedlinger also asked how many Fire Hydrant were working.

Item 17. New Business: Trustee Thomas McKean

1. Renewal of contract with (PMS) Presbyterian Medical Services, Tularosa Medical Center

2. Review contract with Casa Del Sol Enterprises (Alamo Disposal)

3. Possible go for bid for a new Solid Waste disposal contract

Item 18. Adjourn

Trustee Fred Tyler moved to adjourn and was seconded by Trustee Gloria Sainz. Motion carried with all members signifying aye.

The written minutes are the official minutes of the meeting. The recorded tapes are part of the minutes only for interpreting any ambiguity in the written minutes. When the minutes are approved and signed the written minutes are the official minutes of the meeting.

Ray S. Cordova, Mayor

ATTEST:

Dianna R. Brusuelas, Village Clerk

Minutes approved at the Regular Meeting of July 15, 2008

