

Workshop - October 20, 2008

The Board of Trustees of the Village of Tularosa met in a Workshop setting on Monday, October 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 Thomas McKean, Monica Voorbach Payroll and Village Clerk Dianna Brusuelas.

Absent: Trustee Gloria Sainz, Finance Officer Valarie Delgado and Grants Coordinator Rick Gutierrez.

Mayor Ray S. Cordova asked that all rise and join in the Pledge of Allegiance.

Items presented at the Workshop were items that will be presented at the Regular Meeting of October 21, 2008 which include:

Consideration of Agenda and Consent Agenda

Unscheduled correspondence and Public Comments

Approval of Adoption of Resolution 2008-09-05 entering into an agreement with the NM Environment Department (08-1269-GF) Federal Clean Water Regulation Implementation for \$22,500.00 and authorizing Mayor Ray S. Cordova & Village Clerk Dianna Brusuelas as signatory authorities and Richard Gutierrez as Grantee Representative

Approval of Adoption of Resolution 2008-09-08 Budget Increases for Older American Program and Capital Projects

Approval of Adoption of Resolution 2008-09-09 Budget Increases for Keep Tularosa Beautiful and Tularosa Library

Approval of Adoption of Resolution 2008-09-10 Supporting the effort of R. D. Hubbard & the Ruidoso Downs Race Track & Casino to achieve equal statutory treatment for the Ruidoso Downs Race Track & Casino

Approval of Adoption of Resolution 2008-09-11 supporting the Keep Tularosa Beautiful organization in Tularosa, NM and establishing a Keep Tularosa Beautiful Advisory Council

Consideration of Adoption of Ordinance 230 amending Section 31.01 of the Tularosa Municipal Code setting the salary of the Municipal Judge & enacting a new Section 30.02 setting salaries for the Mayor and Trustees

Dianna Brusuelas-Requesting the following days off: November 28, 2008 (day after Thanksgiving); December 26, 2008 (day after Christmas) & January 2, 2009 (day after New Years)

Bryce Anderson-Presentation of the State of New Mexico Deferred Compensation Plan and to adopt the State of NM Deferred Comp Plan

Information: Susan Flores travel expense of \$1,091.75 in July was reimbursed \$350.28 on August 5, 2008

Chief Virgil Mayberry-Approval of hiring Matthew Mirabal as a Probationary Employee at \$8.00 per hour as PT Dispatcher effective 9/25/2008

Eric-Split property within three miles of village limits (Sun Valley)

Pam Clarke-Otero Habitat for Humanity-Approval of Site Plans for 2 Single Family Homes in Blk 28, Lots 11 & 12 Monterrey Addition

Pam Clarke-Otero Habitat for Humanity-Request for variance for access to homes

Gary & Sharon Miller-(1) Information request-What discussion has taken place and has any action plan been established to prevent flooding of homes by sewer backup? (2) What financial assistance will be available for repair of damages resulting from the sewer backup into homes

Joan Price-Listen to presentation & provide the Municipal Court Room

Cynthia Riedlinger-Reimbursement for cost to have garbage liquid tested

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L. B. Beardslee-Report my findings regarding Waste Disposal Residue currently being distributed throughout the village

The Prairie Subdivision-Mr. Morel, Mr. Scott & Mr. Zimmerle

Possible Executive Session as per 10-15-1 (H) of the Open Meetings Act subject to the attorney-client privilege pertaining to the Prairie Subdivision

Executive Session as per 10-15-1 (H) of the Open Meetings Act subject to the attorney client privilege pertaining to threatened or pending litigation in the matter of the Application by David & Julia Christopher OSE File No. SP-4896

Trustee Pat Garcia-What is the status with Carl Kelley Construction and the Waste Water Plant

Trustee Fred Tyler-Ordinance to allow abatement of Water Bills

Trustee Thomas McKean-Executive Session as per 10-15-1 (H) of the Open Meetings Act subject to Attorney-Client privilege pertaining to threatened or pending litigation: Re: Enforcement of Alamo Disposal Waste Collection contract, including the right to terminate under Default paragraph of contract

Trustee Thomas McKean-Consideration of termination of Alamo Disposal Waste Collection Contract

Trustee Thomas McKean-Would like to have three more street lights installed on utility poles at Veterans Park

Old Business

New Business

Adjourn

Discussion ensued on Resolution 2008-09-05 the NMED Federal Clean Water Regulation Implementation for \$22,500.00 and it was explained that resolution 5 was for authorizing signatory authorities and grantee representative.

Trustee Thomas McKean questioned the budget increase of \$6,800.00 for Keep Tularosa Beautiful. Village Clerk Dianna Brusuelas explained that the \$6,800.00 is the amount of that was in the grant agreement and right now they are just entering the Budget of \$6,800.00 into the village books.

Monica Voorbach explained the New Mexico Deferred Compensation Plan and answered the questions posed to her by the members of the board.

Trustee Patrick Garcia asked about the status of the issue with Carl Kelley the contractor from the Wastewater Plant. Mayor Ray Cordova explained that the Village needed to get permits from the State Environment Department to operate the old plant before it can be used. The village contracted SamCon to do monitoring wells at the new plant to determine if there are leaks and SamCon determined that there are leaks; now we have to determine where the leaks are, but the pond needs to be drained in order to do so. Mayor Cordova mentioned that the contractor was currently in litigation with Capitan and said they might talk to Jeff Rhodes to possibly turn him into the Construction Industries Division so that other communities don't get into the same predicament as us.

Trustee Fred Tyler brought up the idea of abatement of water bills in the case where someone has a water leak, for instance charging for water on tier one.

Trustee Thomas McKean expressed concern for lighting at the Veterans Park and all were in agreement.

The Workshop adjourned at 8:50 P. M.

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.

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Ray S. Cordova, Mayor

ATTEST:

Dianna R. Brusuelas, Village Clerk

Minutes approved by The Board of Trustees at the Regular Meeting of November 18, 2008.