

Regular Meeting-August 20, 2014

The Mayor and the Board of Trustees of the Village of Tularosa met in a Regular Meeting on Wednesday, August 20, 2014 at 7:00 P. M. in the Court Conference room of the Public Safety Facility located at 609 St. Francis Drive, Tularosa, NM.

Present: Mayor Ray S. Cordova

Trustee Patrick Garcia

Trustee Ronald Cooksey

Trustee John 'Ray' Telles

Trustee Robert Sainz

Also present was Grants Coordinator Richard Gutierrez, Village Clerk Dianna Brusuelas-Guilez as well as Jefferson Rhodes the Village Attorney.

At 7:07 P. M. Mayor Ray S. Cordova called the meeting to order asking that all rise and join him in the Pledge of Allegiance to the Flag and the salute to the Flag of the State of New Mexico.

#### **Item 1. Consideration of Agenda and Consent Agenda**

Trustee Patrick Garcia asked to postpone Item 14 until the next Regular Meeting and moved to consider the agenda and consent agenda with the change. Trustee John 'Ray' Telles also asked to postpone Item 13 until the next meeting. Trustee Ronald Cooksey seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting aye.

#### **Item 2. Unscheduled Correspondence and Public Comments**

Mr. David Shields representing Bohannon-Houston gave an update on the Water Distribution Project, the Treatment Plant Project and the 2<sup>nd</sup> Main Fire Station Project stating that the designs are complete and moving as scheduled.

Christopher Cooksey asked if the Chief of Police made comment at the Workshop that a high percentage of the DWI's come out of the C & C and asked for clarification. Chief Charles Wood said that about a year ago he asked Lt. Chavez to conduct a survey and the majority of citations were served...s at that establishment. Mr. Cooksey said he would get together with Chief Wood to view the statistics.

Mr. Lee Trujillo, 12 Prairie Trail, Tularosa came before the Mayor and Board and said he wanted to file a formal complaint against Officer Zack Diaz requesting a full and independent investigation. Mr. Trujillo then informed the Board of his credentials. Mayor Ray Cordova suggested that if he has a request for an investigation to give it to the Chief. Mayor Cordova asked Village Attorney Jeff Rhodes if the village had to hire an independent investigation. Attorney Rhodes responded that it was withing the Mayor right to respond the way he sees fit but if the people feel a crime has been committed they can contact the state police or the district attorney. Mayor Cordova says he feels the head of the department should investigate and if there is no satisfaction with his findings then they can take it further to the District Attorney, State Police or Attorney General.

Mr. Tony Tafoya asked Mayor Cordova what relation Officer Zack Diaz was to him. Mayor Cordova responded that as far as he knew there was no relation. Mr. Tafoya then said he had heard a rumor that they were related. Mayor Cordova said yes, there are a lot of rumors going around.

Trustee Robert Sainz interrupted saying that they were going over the same items that were discussed in the workshop and to clarify, he believes none of the Board is related to anyone in the police department. Trustee Sainz again said to the complainant's go to the District Attorney or State Police as suggested earlier.

**Item 3. Approval of Adoption of Resolution 2014-2015-6 desiring the services of the Southeastern New Mexico Economic Development District**

Trustee Patrick Garcia moved to approve the Adoption of Resolution 2014-2015-6 desiring the services of the Southeastern NM Economic Development District. Trustee Robert Sainz seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with an affirmative vote by all.

**Item 4. Approval of Adoption of Resolution 2014-2015-7 authorizing Mayor Ray Cordova and Senior Center Director Prestina Chavez as signatories and to enter into a contract with the Non-Metro Area Agency on Aging**

Trustee Ronald Cooksey moved to approve the Adoption of Resolution 2014-2015-7 authorizing Mayor Ray Cordova and Senior Center Director Prestina Chavez as signatories and to enter into contract with the Non-Metro Area Agency on Aging. Trustee Patrick Garcia seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting aye.

**Item 5. Approval of Adoption of Resolution 2014-2015-8 adopting the Infrastructure Capital Improvement Plan (ICIP)**

Trustee Ronald Cooksey moved to approve the Adoption of Resolution 2014-2015-8 adopting the Infrastructure Capital Improvement Plan (ICIP). Trustee Patrick Garcia seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting aye.

**Item 6. Approval of Robert Sainz as the voting delegate and Monica Voorbach as alternate for the New Mexico Municipal League Annual Conference**

Trustee Patrick Garcia moved to approve Robert Sainz as the Voting Delegate and Monica Voorbach as the alternate for the NM Municipal League Annual Conference.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting aye.

**Item 7. To accept or reject the proposed changes with HELP-NM as presented by Gloria Lopez in the proposal dated June 26, 2014**

Trustee John 'Ray' Telles moved to reject the proposed changes with HELP-NM as presented by Gloria Lopez in the proposal dated June 26, 2014. Trustee Patrick Garcia seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye.

Trustee Telles, aye. Motion carried with all members voting aye.

**Item 8 Lance Spere (Tularosa Little League) request permission 1) to re-cut infield perimeter 2) level base lines 3) replace bases and level home plate 4) paint 5) cover bleachers 6) wood storage closets upstairs**

Mr. Lance Spere approached the Mayor and Board of Trustees asking permission to make certain improvements at the Little League Field such as leveling base lines, re-cutting the infield perimeter etc.

Trustee Patrick Garcia moved to approve the request by Mr. Spere. Motion was seconded by Trustee Robert Sainz.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye.

Trustee Telles, aye. Motion carried with all members voting aye.

**Item 9. Iris Ruiz-Excessive noise complaint against Tulie Cafe on Sunday, August 10, 2014 7:30-10:30 P.M.**

Ms. Ruiz presented her complaint to the Mayor and Board members at the Workshop the previous night. Trustee Patrick Garcia explained to the audience that members of the board along with the Chief, Mr. Ornelas and Ms. Ruiz would meet with the management of the Tulie Cafe.

**Item 10. Prestina Chavez-Request to move Diana Ortega to a Full-time Status and increase salary from \$9.00 to \$9.50 effective August 21, 2014**

Trustee Ronald Cooksey moved to approve Diana Ortega to a full-time status and increase her salary from \$9.00 to \$9.50 per hour effective August 21<sup>st</sup>. Trustee Patrick Garcia seconded that motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye.

Trustee Telles, aye. Motion carried with all members voting aye.

**Item 11. Michael Gaston-Maintenance on Solid Waste**

Trustee John 'Ray' Telles mentioned that he spoke to Mr. Tood Carlin and that he would talk to Dianna to set up a meeting with the Mayor.

**Item 12. Dianna Brusuelas-Guilez-Request to close on Friday, November 28, 2014, day after Thanksgiving and Friday, December 26, 2014, day after Christmas – everyone will use vacation**

Trustee Patrick Garcia moved to approve the request submitted by Village Clerk Dianna Brusuelas-Guilez to close the day after Thanksgiving and the day after Christmas. Trustee Robert Sainz seconded the motion.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye.

Trustee Telles, aye. Motion carried with all members voting aye.

**Item 13. Trustee John 'Ray' Telles 1) Request to put Michael Gaston on 8 hr/days Monday-Friday 2) Patrick Wooten to run Solid Waste when Mike is on vacation 3) Patrick Wooten to work with Ralph Momday-Friday excluding holidays**

Postponed until Regular Meeting of September 17, 2014.

**Item 14. Overtime issue-Choose Option 1; Option 2; Option 3**

Postoned until Regular Meeting of September 17, 2014.

**Item 15. Approval of Village of Tularosa Procurement Code**

Trustee Patrick Garcia asked if this Procurement Code was updated recently. Village Clerk Dianna Brusuelas-Guilez responded yes and that the last one was updated in 1990 Trustee Patrick Garcia moved to approve the Tularosa Procurement Code. The motion was seconded by Trustee John 'Ray' Telles.

**Roll Call Vote:** Trustee Cooksey, aye. Trustee Garcia, aye. Trustee Sainz, aye.

Trustee Telles, aye. Motion carried with all members voting aye.

**Item 16. Old Business**

Trustee Robert Sainz said that after last months meeting he was asked about the medians not being maintained and wondered what the process is to have the medians maintained. Trustee Telles had said he was going to check with Keep Tularosa Beautiful but didn't know if he had done so. Trustee Telles said he did speak to Susan Flores of Keep Tularosa Beautiful and said she would have some community service kid work on them but apparently hasn't had the work done.

Trustee John 'Ray' Telles asked the Chief if he could send the Code Enforcement Officer to make contact with the Mendez' on the highway to clean-up the area.

Trustee Patrick Garcia asked Mayor Cordova about work orders which have not been addressed. Trustee Garcia asked Mayor Cordova if he would talk to the Maintenance Supervisor about keeping the tractor running and cutting the weeds along the highway especially now that we have had so much rain the tractor should be running all the time. Mayor Cordova agreed and said he would pick up the incomplete work orders and go talk to the Field Supervisor.

**Item 17. New Business**

None

**Item 18. Adjourn**

Trustee John 'Ray' Telles moved to adjourn. Trustee Patrick Garcia seconded the motion.

The meeting adjourned at 7:55 P. M.

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Ray S. Cordova, Mayor

ATTEST:

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Dianna R. Brusuelas-Guilez, Village Clerk

The written minutes are the official minutes of the meeting. The recorded Compact Flash 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.

Minutes approved by The Board of Trustees at the Regular Meeting of September 17, 2014.