

Regular Meeting-July 17, 2007

The Board of Trustees of the Village of Tularosa met in a Regular Meeting on Tuesday, July 17, 2007 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 Patrick Garcia, Trustee Margaret Trujillo, Trustee Gloria Sainz as well as Dianna Brusuelas Village Clerk, Valarie Delgado Finance Officer and Village Attorney Jefferson Rhodes.

**Absent:** Trustee Thomas McKean

Mayor Ray S. Cordova called the meeting to order asking that all rise and join in the Pledge of Allegiance.

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

Trustee Patrick Garcia moved to consider the Agenda and Consent Agenda, motion was seconded by Trustee Margaret Trujillo.

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

Items on the consent agenda included minutes of the June 7, 2007 Workshop, minutes of the June 18, 2007 Workshop, minutes of the June 19, 2007 Regular Meeting, Village Bills, Business Registrations for June 2007, Site & Sign Permits for June 2007 and announcement of the next Regular Meeting for August 21, 2007.

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

Ms. Jean Kiler-Dan announced the plans for the Wine Festival which will be held at the Catholic church schoolyard on September 15th and 16th from noon to 6:00.

Trustee Patrick Garcia had some positive feedback on the Summer Food Service Program, commended the clean up of the medians and the repairs of the fire hydrant at N. Bookout.

Mayor Ray Cordova informed the Board that the well North of Tularosa is coming along real well, the well is in place and they are installing the shed that will house the chlorination pack and then we will have a back up to our water system. Trustee Margaret Trujillo asked if the inspector, Mr. Childress, had been in and the Mayor's response was that he had been sick and had not come in.

### **Item 3. Selection of 2007 Annual conference Voting Delegates**

Mayor Cordova asked all the Members of the Board if they would be interested in being the voting delegate. There being no interest from the Members of the Board Mayor Cordova suggested appointing Dianna Brusuelas to represent the Village of Tularosa as the voting delegate.

Trustee Margaret Trujillo moved to approve the appointment of Dianna Brusuelas and was seconded by Trustee Gloria Sainz.

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

### **Item 4. Approval of Adoption of Resolution 2007-08-01 Agreement with the New Mexico State Highway & Transportation**

Page 2-Regular Meeting 7/17/2007

Mayor Cordova explained that the agreement would include Village matching funds of approximately \$20,000.00.

Trustee Patrick Garcia moved to approve the agreement and was seconded by Trustee Gloria Sainz.

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

voting aye.

**Item 5. Approval of Adoption of Resolution 2007-08-02 Agreement for services of the Southeastern New Mexico Economic Development District/COG and pay the membership contribution for 2007-2008 of \$876.00**

Trustee Margaret Trujillo moved to approve and Trustee Patrick Garcia seconded the motion.

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

**Item 6. Approval of Adoption of Resolution 2007-08-03 Budget Increase to Library Fund of \$4,010.00**

Trustee Margaret Trujillo asked if this had been done before. Village Clerk Dianna Brusuelas explained yes, but this was new money from the Daniels Fund for this fiscal year.

Trustee Margaret Trujillo moved to approve the Adoption of Resolution 2007-08-03 to the Library Fund. Motion was seconded by Trustee Gloria Sainz.

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

**Item 7. Approval of Adoption of Resolution 2007-08-04 Final 2007-2008 Operating Budget**

Trustee Patrick Garcia moved to approve adoption of Resolution 2007-08-04. Trustee Gloria Sainz seconded the motion.

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

**Item 8. Stephen Nash, Wendy Nash, Modesto Ramos Removal of No Parking Signs from 612 Central**

Mr. Nash felt that it was illegal to post "No Parking" signs on the highway and making accommodations for just one person. Trustee Margaret Trujillo asked Mr. Nash what made him say it was illegal. Mr. Nash responded that anything under 10 miles per hour cannot be on a state highway. Mayor Cordova explained that the American's with Disabilities Act personnel, State Highway Department and the Village are all involved in trying to come to a solution.

**Item 9. Rick Gutierrez Adopt Community Development Block Grant**

Page 3-Regular Meeting 7/17/2007

**policies**

Trustee Patrick Garcia moved to approve and was seconded by Trustee Gloria Sainz.

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

**Item 10. Rick Gutierrez Revisit and discuss ICIP List**

Mayor Ray Cordova asked Village Clerk Dianna Brusuelas to read off the list as revised: (1) Sedimentation Pond (2) Recreation Program (3) Village Security System (4) Animal Shelter-furnishings, equipment, vehicle (5) Police Department-Equipment & Cars (6) Maintenance Yard-furnishings & equipment (7) Senior Center (8) Water & Sewer Lines (9) Street Improvements (10) Baseball/Softball Fields (11) Traffic Signs (12) Vehicles-Village Hall & Recreation

(13) Community Center.

Trustee Margaret Trujillo moved to approve the revised ICIP List and was seconded by Trustee Patrick Garcia.

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

**Item 11. Rick Gutierrez 2007 \$50,000.00 Park Appropriation: request of Skate Board Park equipment to development of Skate Park**

Mayor Ray Cordova informed the Board that the money had to be spent before the new Recreation Center would be finished. Trustee Patrick Garcia stated that hopefully the ramps would be mobile and could be moved at a later date.

Trustee Margaret Trujillo moved to approve and was seconded by Trustee Patrick Garcia.

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

**Item 12. Rick Gutierrez Request increase to Stand Pipe Water Fees**

Trustee Margaret Trujillo moved to increase the Stand Pipe Water fees to \$10.00 per 1,000 gallons; .50¢ per 100 gallons; .05¢ per 1 gallon. Motion was seconded by Trustee Patrick Garcia.

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

**Item 13. Mayor Cordova-Confirmation of Jennifer Jones as Dispatcher, Date of Hire: June 21, 2007, Probationary employee with 6 months probation at \$7.00 per hour**

Trustee Patrick Garcia moved to approve the confirmation of Jennifer Jones and was seconded by Trustee Gloria Sainz.

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

Page 4-Regular Meeting 7/17/2007

**Item 14. Consideration of Adoption of Ordinance 220 amending part of Section 51.01 (A) and (B), to publish by Title with a summary of the Subject Matter**

Village Clerk Dianna Brusuelas read off the changes: On page 3 remove 'or unoccupied' on One Meter-trailer park; remove 'per occupied or unoccupied space at any time during the billing period' on One Meter-recreational; remove 'or unoccupied' on Each Metered space, trailer park or recreational vehicle park. On page 5 under One Meter-remove 'or unoccupied' and on page 6, section (B) change the word 'ninth' to 'fifteenth'.

Trustee Margaret Trujillo moved to approve the adoption of Ordinance 220 amending parts of Section 50.01 (A) and (B) to publish by title with a summary of the subject matter. Motion was seconded by Trustee Gloria Sainz. Village Clerk Dianna Brusuelas then asked Trustee Trujillo to amend the motion to say section 51.01 instead of 50.01 as she had inadvertently typed in the wrong section.

Trustee Margaret Trujillo then moved to amend her motion that the section be 51.01 instead of 50.01, Trustee Patrick Garcia seconded the amendment.

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

**Item 15. Executive Session as per Section 10-15-1(H) of the Open Meetings Act, to discuss the Agreement with the City of Alamogordo**

Trustee Margaret Trujillo moved to go into executive session as per Section 10-15-1(H) of the open meetings act to

discuss the Agreement with the City of Alamogordo. Motion was seconded by Trustee Patrick Garcia.

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

The Board of Trustees adjourned into executive session at 7:55 P. M.

At 8:37 P. M. the Mayor called the meeting to order stating that the matters discussed in the closed session were limited only to those specified in the motion for closure.

Trustee Patrick Garcia moved to postpone signing the agreement with the City of Alamogordo and was seconded by Trustee Margaret Trujillo.

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

**Item 16. Trustee Thomas McKean-Request proposed Ordinance Dog Act and changes to section**

Trustee Margaret Trujillo said that she was going to work on the ordinance but was waiting for the minutes to be completed before making the changes and moved to postpone and was seconded by Trustee Patrick Garcia.

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

**Item 17. Trustee Thomas McKean-Proposed Ordinance on Fireworks**

Page 5-Regular Meeting 7/17/2007

Trustee Margaret Trujillo moved to postpone indefinitely and was seconded by Trustee Patrick Garcia.

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

**Item 18. Trustee Thomas McKean-Statute of Proposed Ordinance on Clean Indoor Act**

Trustee Margaret Trujillo moved to postpone until Village Attorney Jeff Rhodes prepares the ordinance and follows the New Mexico Municipal Leagues Model Ordinance. Motion was seconded by Trustee Gloria Sainz.

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

**Item 19. Old Business:**

Trustee Margaret Trujillo asked if there was a decision on a meeting with the Tularosa Community Ditch Corporation. It was recalled that a workshop with the Village Board would take place on the 23rd at 6 o'clock.

**Item 20. New Business:**

None

**Item 21. Adjourn**

Trustee Margaret Trujillo moved to adjourn and was seconded by Trustee Patrick Garcia. There being no further business the meeting adjourned at 8:47 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:

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Dianna R. Brusuelas, Village Clerk