

## **Regular Meeting – July 20, 2016**

The Mayor and the Board of Trustees of the Village of Tularosa met in a Regular Meeting on Wednesday, July 20, 2016 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 A. Garcia  
Trustee Robert L. Sainz  
Trustee John 'Ray' Telles  
One vacant position

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

At 7:05 P. M. Mayor Ray S. Cordova called the meeting to order asking that all rise and join him in the Pledge of Allegiance and the Salute to the Flag of the Stat of New Mexico.

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

Trustee Patrick A. Garcia asked to combine items 7, 8, 9 and 9A and make them part of the Consent Agenda.

Trustee Robert L. Sainz moved to consider the agenda and the consent agenda with the changes request by Trustee Garcia.

Trustee John 'Ray' Telles seconded the motion.

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

### **1A. Approval of Deanna Montoya as Trustee for the remainder of the term vacated by Trustee Ronald Cooksey**

Trustee Patrick A. Garcia moved to approve the appointment of Deanna Montoya as Trustee. Trustee Robert L. Sainz seconded the motion.

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

Village Clerk Dianna Brusuelas-Guilez proceeded to ask Ms. Montoya to approach and was sworn in with the Oath of Office. Trustee Deanna Montoya was congratulated by the Mayor and members of the Board and took her seat as part of the Board of Trustees.

### **2. Unscheduled Correspondence and Public Comments (3 minutes)**

Trustee John 'Ray' Telles said he received a call from the Fire Chief John Montoya requesting that someone maintain the fire hydrants. Mayor Ray S. Cordova said he would call Manuel Reyes into the office and speak to him since he was the one who maintained them last time.

### **3. Announcement of Raenna Hobson as the "2016 State Champion" in Javelin**

**Recognizing Shacie Marr, Shaden Marr, Traiton Griffin, Tadd Dictson, and Owen Pruitt for competing in the 'National Junior High Finals Rodeo'**

Mayor Ray S. Cordova appraised all the students and mentioned how nice that students were

letting other states know that Tularosa is out there.

**4. Information: Approval of Interim Budget for Fiscal Year 2017  
Liability dividend credit was \$19,393.00**

Mayor Ray S. Cordova mentioned that the Interim Budget has been approved and the Final budget approval should be forthcoming.

Mayor Ray S. Cordova also announced that the Village received a credit of \$19,393.00 on the insurance because of the attendance of the Safety meetings.

**5. Approval of Temporary Employment Agreement with Marissa Delgado from July 5 to September 2, 2016 as per Chapter II, Section 20.01(E) of the Village of Tularosa Personnel Policy at \$7.50 per hour**

Trustee Robert Sainz moved to accept the Temporary Employment Agreement with Marissa Delgado and was seconded by Trustee Patrick A. Garcia.

Mayor Cordova stated that the employment would be for no more than 32 hours per week.

**Roll Call Vote:** Trustee Garcia, aye. Trustee Montoya, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting in the affirmative.

**6. Approval of Temporary Employment Agreement with Ronald Borden from July 5 to September 2, 2016 as per Chapter II, Section 20.01(E) of the Village of Tularosa Personnel Policy at \$7.75 per hour**

Trustee Patrick A. Garcia asked the status of the actual cook. Mayor Ray S. Cordova said he feels the original cook is trying to leave as he has medical issues.

Trustee Robert Sainz moved to approve the Temporary Employment Agreement.

Trustee Patrick A. Garcia seconded the motion

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

**7. Adoption of Resolution 2016-2017-01 approving the 2017 Final Operating Budget**

Approved as part of the Agenda and Consent Agenda.

**8. Adoption of Resolution 2016-2017-02 approving the Final Quarter Year End Financial Report ending June 30, 2016**

Approved as part of the Agenda and Consent Agenda.

**9. Adoption of Resolution 2016-2017-03 authorizing adoption of the completed Asset Management Plan and adoption of a Reserve Policy**

Approved as part of the Agenda and Consent Agenda.

**9A. Adoption of Resolution 2016-2017-04 Clean-Up Resolution for Fiscal Year 2015-2016**

Approved as part of the Agenda and Consent Agenda.

**10. Approval of Audit services from De'Aun Willoughby CPA, PC for year ended June 30, 2016 in the amount of \$12,488.00**

Trustee Patrick A. Garcia moved to approve the audit services agreement with De'Aun Willoughby CPA, PC.

Trustee Deanna Montoya seconded the motion.

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

**11. Approval of Contract No. 2016-17-64021 Nutrition Service Incentive Program (NSIP) and Direct Purchase of Services Vendor Agreement**

Trustee Patrick A. Garcia moved to approve Contract no 2016-17-64021.

Trustee Robert L. Sainz seconded the motion

**Roll Call Vote:** Trustee Garcia, aye. Trustee Montoya, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members voting in the affirmative.

**12. Approval of Alex Medina as Solid Waste Tech-Probationary Employee with 6 months probation effective June 13, 2016 at \$13.00 per hour**

Trustee Robert L. Sainz moved to approve Alex Medina as Solid Waste Tech with 6 months probation at \$13.00 per hour, effective June 13, 2016.

Trustee John 'Ray' Telles seconded the motion.

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

**13. Dianna Brusuelas-Guilez (Rotary Club of Tularosa) request to close Granado St. from St. Francis to 2<sup>nd</sup> Street, Friday, September 16<sup>th</sup> and Saturday, September 17, 2016 for a 'Wine & Art Festival'**

Trustee John 'Ray' Telles moved to allow the closure of Granado Street from St. Francis to 2<sup>nd</sup> Street on Friday, September 16<sup>th</sup> and Saturday, September 17<sup>th</sup> for a Wine & Art Festival

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

Mayor Montoya said to be sure and let the field personnel know so they can set barriers and the Chief of Police for extra patrol.

**14. Approval of Adoption of Ordinance 259 annexing 6.867 acres more or less, east of the present Village limits along U. S. Highway 70 and to Publish by Title and Subject Matter**

Village Attorney Jefferson Rhodes suggested postponing the Adoption of Ordinance 259 until

the village receives an approval letter from the State Highway Department. Mr. Rhodes said he spoke to Mr. Archuleta from Santa Fe who said the approval has to go through proper channels before it is sent to us.

Trustee Patrick A. Garcia then proceeded to make a motion to postpone item 14 until the approval letter is received.

Trustee Deanna Montoya seconded the motion.

**Roll Call Vote:** Trustee Garcia, aye. Trustee Montoya, aye. Trustee Sainz, aye. Trustee Telles, aye. Motion carried with all members of the Board voting aye.

**15. For Discussion: An Ordinance amending Section 95.04 providing for unlawful restraint of dogs, definitions, penalties and permit process to allow tethering of dogs.**

Discussion on amending Section 95.04 of the ordinance for unlawful restraint of dogs ensued. Chief Wood asked for the ban of tethering dogs altogether. It was decided that Village Attorney Jeff Rhodes and Chief of Police Chuck Wood would discuss and present a rewritten ordinance for the next meeting for discussion. Trustee Garcia said he is not totally against tethering because not everyone has fencing in their yards, as long as the animal has access to shade, has water and food. Trustee Sainz asked how humane was it to have a dog in a cage rather than have him tethered, at least by being tethered he can run but in a 4 x 8 cage, depending on the size of the dog, how much exercise can he get.

**16. Old Business**

Trustee John 'Ray' Telles asked Mayor Cordova if he could get a hold of Susan in reference to moving the building that is next to the court offices. Mayor Cordova said he would talk to Susan.

Trustee Robert L. Sainz asked about the work on Hagee Lane and Clayton Lane. Mr. Richard Gutierrez said they were opening bids on the 28<sup>th</sup>.

Trustee Patrick A. Garcia asked about the water line on Pilar Chavez Lane. Mr. Richard Gutierrez mentioned that Steve and Liz Chavez were hesitant to give an easement to run the line.

**17. New Business**

Village Clerk Dianna Brusuelas-Guilez mentioned to the Mayor and the members of the Board that she has received several complaints about the sewer smell. It was mentioned that the sewer plant needs aerators which run about \$40,000.00 a piece.

A question arose about the driveway at the south side of the driveway at the Community Center on Bookout Road. Mayor Ray S. Cordova asked Richard Gutierrez to talk to the field personnel to see if they could take care of it.

Trustee Robert Sainz asked about the sink hole on Marin Drive. It was mentioned that the construction company was Cherokee Construction out of Alamogordo. The Board of Trustees asked village attorney Jefferson Rhodes to write a letter to the owners of the subdivision Marin and Paul Jones. Village Clerk Dianna Brusuelas-Guilez told Mr. Rhodes she had a file on the Mia Estates and would forward it to him.

**18. Adjourn**

Trustee John 'Ray' Telles moved to adjourn and Trustee Deanna Montoya seconded the motion.

There being no further business the meeting adjourned at 8:00 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 August 17, 2016.