

## **Regular Meeting - March 16, 2016**

The Mayor and the Board of Trustees of the Village of Tularosa met in a Regular Meeting on Wednesday, March 16, 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 Ronald Cooksey  
Trustee John 'Ray' Telles

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

At 7:02 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 State of New Mexico.

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

Trustee Patrick A. Garcia moved to consider the Agenda and the Consent Agenda removing both Items 8 and 10. Trustee John 'Ray' Telles 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.

### **2. Unscheduled Correspondence and Pubic Comments (3 Minutes)**

Police Chief Charles Wood was asked whether the mobile home on Marshall Street was moved or what the status was on that. Chief Wood responded that notice has been given to remove and he will follow-up on that.

### **3. Ray S. Cordova-Confirmation of names of persons to appointive offices: Charles Wood, Chief of Police; Dianna Brusuelas-Guilez, Village Clerk and confirmation of names of employees as per attached list**

Mayor Ray S. Cordova asked to confirm the appointive positions of Charles Wood as Chief of Police, Dianna Brusuelas-Guilez as Village Clerk, Village Attorney Jefferson Rhodes and employees as per attached list.

Trustee Patrick A. Garcia moved to approve with a second from 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.

### **4. Approval of Resolution 2015-2016-24 – Open Meetings Act Resolution**

Trustee Patrick A. Garcia moved to approve Resolution 2015-2016-24. Trustee Robert L. 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.

**5. Approval of Resolution 2015-2016-25 – Per Diem and Mileage Act, relating to the reimbursement of Public Officers and employees for travel expenses and attending meetings**

Trustee John 'Ray' Telles moved to approve Resolution 205-2016-25. Trustee Patrick A. 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.

**6. To publish Notice of Proposed Ordinance 256 providing for the protection of library materials and definitions and penalties**

Trustee Patrick A. Garcia moved to publish Notice of Proposed Ordinance 256 providing for the protection of library materials and definitions and penalties. Trustee Robert Sainz seconded the motion. It was mentioned that this would be a petty misdemeanor.

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

**7. To publish Notice of Proposed Ordinance 257 providing for the prohibition of Flea Markets as a public Nuisance and definitions and penalties**

After much discussion on not-for-profit programs such as schools, churches and youth activities Trustee Patrick A. Garcia moved to postpone with a second from Trustee John 'Ray' Telles

**8. For Discussion: amending Section 154.21(B)(1) and Section 154.22(C)(1) providing for setback of fences in Commercial Zones**

Removed.

**9. Jennifer Gaston – Permission to close roads for St. Francis Fiesta May 5-8, 2016 and request extra patrol**

Trustee John 'Ray' Telles moved to approve the road closure and extra patrol. 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.

It was advised to meet with the Chief on the times.

**10. Eric Gutierrez – Approval of Beer and Wine License for Grill 49**

Removed.

**11. Michael Gruger – Granado Street sidewalk repair-request to grind down high spots, eliminate trip hazards**

Mr. Michael Kruger said there was recently a trip on the sidewalk on Granada Street and the person sustained injuries. Mr. Kruger requested repairs to the sidewalk on both the North

and the South side of the Granada Street sidewalks. It was felt that the repairs could be done inexpensively.

Trustee Patrick Garcia moved to repair the sidewalks. Trustee John 'Ray' Telles seconded the motion. Mayor Cordova said he would have the field employees start tomorrow.

**12. Discussion: Draft amendment to limit fencing in Commercial Zones**

Discussion on fencing along the highway was discussed. Trustee Patrick Garcia said he did not want the type of fence that was placed at the old Well Fargo Bank building along the highway. After much discussion Village Attorney said he would re-write the Ordinance calling it Ordinance 257 and send a draft to the village clerk to send out to the Mayor and the Board for changes.

**13. New Business**

Trustee Patrick Garcia asked about the annexation of the 2<sup>nd</sup> Main Fire Station. Village Attorney Jefferson Rhodes told Richard Gutierrez to get with Alamotero and have them send him an annexation map then he will start the procedure.

Village Clerk Dianna Brusuelas-Guilez asked Attorney Jeff Rhodes about a public hearing for Grill 49, his response was after application is made the Gaming and Alcohol will notify the village as to what procedures to take next.

**14. Old Business**

It was asked if the village has to advertise for contractual employees. Village Attorney Jeff Rhodes said he would look into it because FLSA is strict on contract employees.

Trustee Patrick Garcia asked Chief Wood why our police department does not take care of meth houses and why there aren't any busts. Chief Wood responded that some of the meth houses are under active investigations, the village has no undercover officers and that you have to have the element of proof. It was asked if the Narcotics Enforcement Unit (NEU) still exists, the response was no but that there are several active units in the area.

**15. Adjourn**

Trustee John 'Ray' Telles moved to adjourn and was seconded by Trustee Ronald Cooksey.

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  
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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 April 20, 2016.