

Village of Tularosa-Special Meeting-June 12, 2006

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The Board of Trustees of the Village of Tularosa met in a Special Meeting on Monday, June 12, 2006 at 5:00 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 Thomas McKean and Trustee Gloria Sainz. Also present were Village Clerk Dianna Brusuelas, Finance Officer Valarie Delgado and Field Supervisor Reynaldo Guilez.

Mayor Ray Cordova called the meeting to order and led the Pledge of Allegiance.

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

Trustee Margaret Trujillo moved to approve the Agenda and was seconded by Trustee Thomas McKean. Motion carried with all members of the Board voting aye.

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#### **Item 2. Approve adoption of Resolution 2005-06-27 '2006-2007 Budget Approval'**

The members of the Board and the Mayor discussed at length salary increases for the employees. A 3% across the Board was discussed followed by giving the employees that did not get an increase in 2005 an increase. The final agreement was \$1.00 per employee that did not get an increase in 2005 and include Eusebio Duran on a list presented by Trustee Thomas McKean.

Trustee Margaret Trujillo then moved to table the discussion in order to allow Mr. Don Ogden (Planning & Zoning) to give a recap on the Prairie Subdivision. Motion was seconded by Trustee Patrick Garcia. Motion carried with all members of the Board voting aye.

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#### **Item 2A. Prairie Subdivision-Confirm Final Approval**

Mr. Don Ogden gave a brief history of the Prairie Subdivision explaining that in 1994 Mr. Ernest Stogden bought the property from a Mr. Hust. In 2003 the village completed buying the well on Mr. Stogden's property along with water rights. In March of 2003 Mr. Stogden was holding back 18 water rights this was filed in December of 2003. An application for the transfer of 104.15 water rights from Stogden to the Village was submitted. The State Engineer gave approval for 86.3 water rights. On March 21, 2006 the village approved the final plat for 90 lots with a resolution of the water to Mr. Scott. The original plat submitted by Mr. Stogden from for 11-52 and all were sold to Mr. Scott except lot 91 where Mr. Stogden currently lives. Currently a plat has been submitted for approval with 77 lots in lieu of the 90 lots. On May 6, 2006 the plat submitted included the area north of the ditch diversion. Originally there were 52 lots, 33 lots in the north part, Mr. Scott divided them to 77 lots adding 44 lots to the 33. Mr. Scott got 18 water rights from Mr. Stogden and an additional 5 from Gary Stallings. When the well was purchased that would satisfy the first 52 lots as 1 water right=approximately 2 lots. The 86.3 plus the 18 from Mr. Stogden plus 5 from Mr. Stallings more than handles the 104.15. Trustee Thomas McKean asked Mr. Don Ogden if they owe the village water rights or not. Mr. Don Ogden's response was no, the 23

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the village got gives us for the additional 44 lots. Mr. Ogden asked the Board if it was ok to sign the plat. Some of the Board members felt that the record with the State Engineer needed to be cleared up first. Mr. Ogden felt Mr. Scott is giving us the water rights in good faith. Trustee Margaret Trujillo felt that the village was still owed 18 water rights because in the beginning of the well purchase it came with 104.15 water rights and the State Engineer only approved 86.3. Trustee Thomas McKean asked if the village has the water rights for Mr. Scott's subdivision. Mr. Don Ogden replied, yes. Trustee Thomas McKean stated the village has two choices (1) not to approve (2) approve and apply to the State Engineer for the 18 water rights. Mr. Don Ogden recommended approval of Mr. Scott's application of resubmitted plat since he has complied and ask Jeff Rhodes to reapply for the 18 water rights or verify with the State Engineer as to whether there are any other water rights available at that well. Mayor Ray Cordova asked Mr. Don Ogden to draft up a letter referencing the water rights to well T-20 and we would put it on letterhead.

Trustee Thomas McKean then moved to approve the Final Plat of the Prairie Subdivision of 77 lots with all discrepancies listed on the March 21, 2006 meeting taken care of and the transfer of the 23 additional water rights. Motion was seconded by Trustee Gloria Sainz.

**Roll Call Vote:** Trustee Garcia, aye. Trustee McKean, aye. Trustee Sainz, aye. Trustee Trujillo, aye. Motion

carried with all members of the Board voting aye.

Trustee Thomas McKean proceeded to move back to Item 2 and continue with the budget and was seconded by Trustee Margaret Trujillo. A consensus of the Board was given to change employee increases across the board to \$1.00 per hour for the employees who did not receive a raise in 2005 and include Eusebio Duran, change the utilities line item in the Recreation area, Community Center area and the Senior Center area to all be \$9,000.00 since they all split the utilities, to include all capital projects and summer food program budget. Item 2 was not approved until all the figures are changed. All Board Members voted aye on Item 2.

It was asked for Rick Gutierrez to apply for 'Keep America Beautiful' funding.

**Item 3. Adjourn**

There being no further business meeting adjourned at 7:51 P. M. with Trustee Thomas McKean moving to adjourn and Trustee Gloria Sainz seconding the motion.

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

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Minutes approved by the Board of Trustees at the Regular Meeting of July 19, 2006.