

Regular Meeting-May 23, 2006

The Board of Trustees of the Village of Tularosa met in a Regular Meeting on Tuesday, May 23, 2006 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 Thomas McKean and Trustee Gloria Sainz. Also present were Village Clerk Dianna Brusuelas, Finance Officer Valarie Delgado and Village Attorney Jeff Rhodes.

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

Item 1. Consideration of Agenda and Consent Agenda

Trustee Thomas McKean moved to approve the consent agenda and the agenda with the minutes corrections for April 18, 2006 and was seconded by Trustee Gloria Sainz. Trustee Margaret Trujillo asked Mayor Ray Cordova if item 5 needed to be removed. Mayor Ray Cordova stated that item 5 (Approve appointment of Candice Guy to position of Dispatcher) did need to be removed because Ms. Guy was no longer interested.

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.

Items on the Consent Agenda included minutes of April 18, 2006 Regular Meeting, minutes of April 24, 2006 Special Meeting, Village Bills, Business Registrations, Site and Sign Permits and announcement of the next Regular Meeting for June 20, 2006.

Item 2. Approval of Adoption of Resolution 2005-06-25 as approved at the Regular Meeting of April 18, 2006

Trustee Margaret Trujillo moved to approve Resolution 2005-06-25 and was seconded by Trustee Thomas McKean.

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.

Item 3. Approval of Budget Adjustment Request 2005-06-3 for adjustment to Older American Program line items and Animal Control line

Items

Trustee Thomas McKean move to approve Budget Adjustment Request 2005-06-3 and 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.

Item 4. Kelly Lawrence-Permission to begin project immediately once contract is fully executed and received

Mayor Ray Cordova inquired about the presence of Kelly Lawrence. Village Clerk Dianna Brusuelas informed Mayor Cordova that Prestina Chavez, Older American Director and Kelly were both out of town. Rick Gutierrez Grants

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Coordinator informed the board that there was no contract yet and felt that it was for information only. The Board of Trustees decided to take no action.

Item 5. Approve appointment of Candice Guy to the position of Dispatcher with 6 months probation. Date of hire 5/13/06 at \$7.00 per hour

Item deleted.

Item 6. Chief Sackman-Approve promotion of Patrick Maturino as Dispatch Supervisor at \$13.00 per hour

Lt. Chris Rupp representing Chief Sackman stated that Mr. Maturino was an excellent Dispatcher with 13+ years and felt he warranted the increase.

Trustee Thomas McKean said he felt Mr. Patrick Maturino deserved the increase and that he saw no problem in giving Mr. Maturino \$12.00 per hour until the salary cap is looked at and proceeded to move to amend the request and give Mr. Patrick Maturino \$12.00 per hour and was seconded by Trustee Patrick Garcia. Mayor Ray Cordova explained that the reason for that was that the \$13.00 exceeds the limit for the position and felt that at some point the limit would have to be increased.

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.

Item 7. Chief Sackman-Request Village to purchase "Tasers" for the Police Department

Mr. Dan Ryan from Taser International made a presentation on the tasers and recommended the X26 model. After much discussion and several questions and answers Trustee Thomas McKean felt the village needed a policy first. Lt. Chris Rupp stated that there was already a policy in place. Trustee Thomas McKean moved to postpone until the Board can review the policy on Tasers and the police department receives the capital outlay money. Trustee Margaret Trujillo seconded the motion.

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.

Item 8. Rick Gutierrez/Bob Chavez-Request Village to pay \$18,569.63 the difference of the bid amount that was short when the Board first accepted the Fire Department bid

After an explanation that the appropriation did not take care of all the base bid and this was the balance Trustee Margaret Trujillo moved to pay the \$18,569.63. Trustee Thomas McKean asked where the money would be coming from and amended the motion to say that the payment would be taken from cash balance in the General Fund. Trustee Patrick Garcia seconded the motion.

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.

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Item 9. Southwest Disposal (Rex McCourt) Request for price increase & extension of existing Solid Waste Management Agreement

Mr. Rex McCourt explained that the contract with Southwest Disposal would expire on July 31, 2006 and requested a 3.5% increase and a 3-year extension. Mr. McCourt stated that the contract did not specify whether an extension could be granted or not.

Trustee Thomas McKean wondered if the increase would be for everyone across the board, the response was yes.

Mayor Ray Cordova asked about going out for bid once the contract is over and the board agreed. Mayor Ray Cordova recommended to start advertising for bids as quickly as possible

Trustee Thomas McKean moved to postpone and go out for bids and was seconded by Trustee Patrick Garcia.

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.

Item 10. Rick Gutierrez-Accept Planning Fund Grant (75/25) for \$25,000.00 to prepare Engineering Report and pay the 25% of \$6,250.00

It was explained that the project would be to prepare a preliminary engineering report to put a 50 million gallon reservoir at the water plant, the village is looking into purchasing 20 acres of property on the south side of the plant which now belongs to the Wimberly's.

Trustee Thomas McKean moved to submit the application under New Mexico Finance Authority and 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.

Item 11. Rick Gutierrez-Veterans Assembly Area, Approval to award to Gentry Construction

Mr. Rick Gutierrez explained that two bids were received, one from Gentry Construction and one from Mesa Verde both from Alamogordo. A letter from ASA Architects who went over the bids recommended the acceptance of Gentry Construction's bid as the low bid for a total of \$89,892.00 for Bid Lot No. 1 (Base Bid). Trustee Margaret Trujillo moved to accept the recommendation and include the Gross Receipts Tax and was seconded by Trustee Thomas McKean.

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.

Item 12. Larry Dolan-Tularosa Springs Golf & Saddle Club-to reconsider the previous vote on the annexation of 586.67 acres of land in section 17, 18, 19 & 20 Otero County, NM

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Mr. Larry Dolan made a presentation to the Board of Trustees reminding them that he had petitioned the village for annexation. Spokesmen for Mr. Dolan answered some questions and stated that they would treat their own Wastewater.

Trustee Margaret Trujillo stated she had one hang-up and did not like the flagpole annexation.

Mayor Ray Cordova asked Mr. Larry Dolan if they were asking for water or not. Mr. Dolan responded no, that they would have a desalinization plant. No action was taken as it had been voted on prior to this meeting.

Item 13. Reynaldo Guilez-Revisit Comp Time

Mr. Reynaldo Guilez, Field Supervisor, commented that he was having a problem with comp time and requested that the Board ok paying overtime. The problem being that if some of his staff is off sick or vacation plus another using comp time he is left short handed.

Trustee Patrick Garcia felt that in the best interest of the village going back to the old system of paying overtime was the best thing and proceeded to make a motion to go back to the old system. Trustee Gloria Sainz seconded the motion.

Trustee Margaret Trujillo asked if this applied to everyone. Village Clerk Dianna Brusuelas explained that each Department Head worked the overtime different.

Trustee Thomas McKean asked what the old policy said. Field Supervisor Reynaldo Guilez said standby time was one day off for every two days worked.

Trustee Thomas McKean also felt that the “standby time” on the policy needed to be readdressed.

Roll Call Vote: Trustee Garcia, aye. Trustee McKean, nay. Trustee Sainz, aye. Trustee Trujillo, aye. Motion carried with three members of the board voting aye and one member voting nay.

Item 14. Don Ogden-Request closure of Granado Street from 1st to 4th from 6:00 A. M. to 2:30 P. M.

Mr. Don Ogden requested the closure of the streets for June 3, 2006.

Trustee Thomas McKean moved to grant the closure and was seconded by Trustee Patrick Garcia. Motion carried with all members of the Board voting aye.

Item 15. Don Ogden-Planing & Zoning start-up status (Information Only)

Mr. Don Ogden informed the Board that there would be an organizational meeting this Thursday, May 25, 2006 in which they will be sworn in, elect officers, adopt the 2006-2007 calendar and determine member terms and the next meeting would be July 7, 2006 from then they would be on the 1st Thursday of the month.

Item 16. Unscheduled Correspondence & Public Comments

A member of the audience told the Board about a fall event the New Mexico Wine & Dine Festival to be held October 7th and October 8th to promote Tularosa

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and wine growing.

Item 17. Old Business

Attorney Jeff Rhodes informed the Board that the Judge ruled in our favor in the case previously discussed on Jason Green.

Trustee Thomas McKean asked about the water rights for Mia Estates. Attorney Jeff Rhodes said he would check. Trustee Margaret Trujillo said they were brought in on the annexation only. Trustee Thomas McKean said they had subdivided into ten 5 acre lots.

Trustee Thomas McKean asked when the streets would get done, information was towards the end of June.

Trustee Thomas McKean asked what the status was on Bill Hill. Attorney Jeff Rhodes stated that the Hill's were asked for a plat of the property and that it was not yet provided.

Item 18. New Business

None

Item 19. Adjourn

There being not further business, Trustee Thomas McKean moved to adjourn.

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.

Ray S. Cordova, Mayor

ATTEST:

Dianna R. Brusuelas, Village Clerk