

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
MAY 14, 2003

The Council of the City of Ruidoso Downs met in regular session on May 14, 2003. Mayor Miller called the meeting to order at 5:30 p.m. and asked Joe Blaney to lead the Pledge of Allegiance. Mayor Miller asked for a moment of silence for our Armed Forces. Upon roll call, the following were present:

Councilor Miller Councilor Morales
Councilor Olivo Councilor Garrett, by telephone

Clerk Virden informed Mayor Miller there was a quorum.

Also present were:

Dan Bryant, City Attorney
Carol Virden, City Clerk/Treasurer
Tom Armstrong, Licenses/Permits Supervisor
Ken Mosley, Public Works Director
Robert Logan, Chief of Police

APPROVAL OF AGENDA

Attorney Bryant asked that Item 11.E. Condemnation Resolution 2003-08 be removed from the agenda. Motion was made by Councilor Morales and seconded by Councilor Olivo to approve the Agenda with Item 11.E. removed. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

APPROVAL OF CONSENT AGENDA

Councilor Morales moved to approve the Consent Agenda with Accounts Payable being pulled for discussion. Seconded by Councilor Miller. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

MINUTES

Motion was made by Councilor Morales and seconded by Councilor Miller to approve the Minutes of the Regular Meeting of April 23, 2003. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

ACCOUNTS PAYABLE

Councilor Miller asked if City Hall paid for the T-shirts for the All American Clean-Up Day or if they came from donations. Mr. Mosley stated that there was a line item for the donations and the T-shirts were paid out of that fund. Councilor Miller said

there is \$867 for training in Santa Fe. Mr. Mosley said that was week long training for water school that Dale Graham and Ricky DeVara attended. Councilor Miller asked is this for certification. Mr. Mosley said it could be if they pass the test. Councilor Morales said she had a question about the computer purchased for \$2,809. Clerk Virden said that is a new laptop for Mr. Waters. The original laptop that was purchased by Ruidoso Downs is not operable; it cuts in and out. The Chief used the old one during his training in Virginia. We have purchased Mr. Waters another one because that is the only computer he uses. Councilor Morales said can you explain to me why we have a \$410 water bill. Clerk Virden said that is for the parks. Mr. Mosley said it is for the new sod. Councilor Morales said about a year ago I suggested that we look into putting the city on a different long-distance carrier with NTS and we haven't done it yet. Councilor Olivo said that was brought up during our workshop on the budget and Clerk Virden is going to check on it. Clerk Virden said we are checking into that. Councilor Morales said there is quite a bit of difference between AT&T and NTS and we need to save it.

Motion was made by Councilor Miller and seconded by Councilor Olivo to approve the Accounts Payables. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

MONTHLY REPORTS

Motion was made by Councilor Morales and seconded by Councilor Miller to approve the following reports:

Fire Report	Animal Control Report	Maintenance Report
Court Report	Code Enforcement Report	Public Works Report
Police Report	Planning & Zoning Report	

Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Mayor Miller explained that Ted Allen, Coordinator of Children, Youth and Families after School Program could not attend tonight due to a conflicting schedule but asked to be on the May 28, 2003 agenda. Motion was made by Councilor Morales and seconded by Councilor Olivo to postpone Ted Allen's visit until the next council meeting on May 28, 2003. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next on the agenda, Item B. consider approval to hold Budget Workshop 2003-2004 on Wednesday, May 21, 2003 at 3:00 p.m. After discussion, motion was made by Councilor Morales to have two workshops. The first on May 20th to discuss income and one on Wednesday, May 21st to discuss expenditures at

5:30 p.m. Councilor Olivo seconded. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next on the agenda, consider approval of Lodgers' Tax Committee recommendations. Barbara Green said I am representing the lodgers' tax and these are our recommendations. Mountain of Blues Festival, \$1,000, to be held June 14, 15 and 16th; Dean Fowler told us that one dollar of each ticket sold would go to the Ruidoso Downs Fire Department. Also the Fire Department would be able to have their own concessions and keep all of the money. The Golden Aspen Rally, \$1,500. This is held September 17-21st at the Sports Theatre. Oktoberfest, we recommend \$750; this is held October 17th and 18th and Laura Doth said the proceeds go back to charities. Christmas Jubilee, \$500; this is held November 14, 15 and 16th and this is just for Lincoln County businesses. Ruidoso Valley Chamber of Commerce, this is just for staff, \$3,500. All American Arts & Crafts Fair, \$4,000, is put on by the Ruidoso Downs Auxiliary held August 30, 31 and September 1st at the Senior Center. Summer Concert Series, five concerts, and we recommend \$5,000. The Hubbard Museum Exhibit Marketing and Promotion, \$2,550; The Hubbard Museum Cowboy Symposium, October 9-12, \$5,500; Rip van Winkle, RV Park advertising, \$1,000; Tim Keithley, radio advertising, \$7,500; Billy the Kid Scenic Byways, \$3,200. That comes to \$36,000 and that is the amount we had to work with. Councilor Morales asked is that the total amount of lodgers' tax. Mrs. Green said my understanding is that there might be some more but at this point, this is all we had to work with. Councilor Miller asked can others come back if there is more. Mrs. Green said last year when there was more money available, they went back and allocated more. Councilor Miller asked are these all that requested money. Mrs. Green said no, this is who we decided to allocate the money. Councilor Miller said the ones on this list are all the ones that requested funds and Mrs. Green answered yes.

Mayor Miller asked for a motion to accept. Motion was made by Councilor Olivo and seconded by Councilor Miller to accept the recommendations of the Lodgers' Tax Committee. Councilor Garrett said I think Barbara should mention that they are going to request that the Ruidoso Downs' logo be added and if possible, paid for in part by Ruidoso Downs Lodgers' Tax so that people know where the money is coming from to do that advertising. Mrs. Green said we did request that and a lot of them said they already do without us asking. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, consider appointment of C.E. "Pappy" Bell to serve on the Lodgers' Tax Committee to replace Charlie Dillard. It is my recommendation that we appoint Pappy Bell to serve on that committee.

Motion was made by Councilor Miller and seconded by Councilor Garrett to approve the appointment of Pappy Bell to serve on the Lodgers' Tax Committee.

Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller thanked Mr. Bell for serving on this committee.

Mayor Miller stated next item on the agenda, status of Water Conservation Ordinance 2002-06. It is Phase II and we would like it to remain on Phase II. Motion was made by Councilor Morales and seconded by Councilor Miller to advertise RFP 03-07 Professional Services, audit for fiscal year ending June 30, 2003. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Motion was made by Councilor Morales and seconded by Councilor Miller to advertise Bid No. 03-015, completion of All American Park Basketball Court. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Motion was made by Councilor Morales and seconded by Councilor Miller to approve purchase of Repeater Equipment, State Contract Nos. 10-000-00-00148 and 10-0000-00-00078 for the Police Department in the amount of \$12,436. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, consider approving Destruction of Records Phase VI. Clerk Virden stated this is the last Phase VI for City Hall to destroy public records. There is approximately 80 to 85 cubic feet of paper work. Again, we are using Total Destruction to destroy the public documents.

Motion was made by Councilor Morales and seconded by Councilor Olivo to approve Destruction of Records, Phase VI. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, consider Resolution 2003-09 Fire Restrictions and asked Jim Badgar to comment. Mr. Badgar said I am Assistant Fire Chief in Ruidoso Downs. What we are asking for is to go into fire restrictions for all outdoor burning, restrict outdoor smoking to open areas where they have an accessible water source available; at no time are fireworks allowed here. Right now it would just be barbequing and the outdoor smoking in a restricted area. Councilor Morales said so people can charcoal grill and Mr. Badgar answered no; charcoal would be banned completely. Attorney Bryant said I don't see charcoal grills listed so we need to redo the resolution to include it. Clerk Virden said this is the same resolution we used last year but there is another that is more restrictive. Attorney Bryant said you can amend this to include charcoal grills by action tonight.

Councilor Morales made a motion to adopt Resolution 2003-09 Fire Restrictions and amend it to include charcoal grills. Councilor Garrett seconded. Councilor Miller said I do want the people to get information on this. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, Jim Badjar with the Fire Department to give a demonstration of the night camera. Jim Badjar said this is a thermal vision camera. We can look through smoke to find someone trapped in a house fire we are entering. If we pull up on a tanker that has flipped over and the vessel has been breached, we can look at it to see the discoloration of the liquid coming out so we can see the heat difference and tell if it is a hazmat spill. Mr. Badjar passed it around for the councilors to see. Everything you are looking at through the camera as you see as white is heat. If you look at the pitcher of water, you can see the dark which is the actual coolness. If the Police Department has a robbery and the person gets away before they get there and it is after dark, they can use the camera to track them through the trees. The price of these cameras normally average between \$15,000 and \$30,000. I am really good friends with the vendor on this and we picked this one up for \$5,000. The next camera we are looking at is \$7,500 and the difference is that one has a pyrometer where you can actually look at the light and it will tell you what the temperature is. If you have a fire in the ceiling and you start picking up heat, you can see the temperature rise. Mayor Miller thanked Mr. Badjar for the demonstration.

OTHER BUSINESS

Mayor Miller stated next item on the agenda is Other Business, report on All American Clean-up Day on May 3, 2003 and asked Ken Mosley to address it. Mr. Mosley said we had a great turnout. Mr. Armstrong has some numbers on how much trash we picked up. We would like to thank all the businesses and people that contributed to the fund and door prizes. We really appreciate your support. Mr. Armstrong said we had 51 people that came out on May 3rd and that is 31 more people than we had last year. We picked up 154 bags of trash. The prizes were great. Jim Badjar was good enough to cook some hotdogs for us afterwards. We picked up old tires, batteries, sign posts, dead animals, wooden fences, wire fences, car parts, and wooden pallets. We had several groups from the churches, the gymnastics group was there. We had a lot of younger people there than we did before and we thank them for their help. We cleaned up a lot of stuff that was along the highway. Everyone had their safety gear on and we didn't have anyone get hurt. That is something to be proud of but this is an ongoing problem. Bonnie Richardson said one little area was missed along the highway and Betty Faircloth picked up that area this morning. Councilor Miller said I would like to see this done once a month, not the prizes and all but people getting out with their friends and picking up garbage. I want to commend our children that came out. Speaking about children, our new park is wonderful and I see a lot of children there but I see a need for signs for both ways saying "Children are playing, slow down".

Councilor Morales said going back to once a month, I think we would see the same people doing it all of the time. I would like to see us doing another one maybe in July so people won't get burned out. Councilor Miller said I think Lincoln County Solid Waste is open the second Saturday of the month and we have to plan it around when they are open.

Ken Mosley said I would also like to thank Parks and Recreation personnel from Ruidoso; they loaned us a few of their vests.

Councilor Morales suggested we have block parties to help clean up their own block.

Councilor Garrett said I want to thank the Fire Department for putting out that fire in Turkey Canyon a week ago Saturday and if they hadn't put that out, we wouldn't be here. Mr. Armstrong said the fire was started by a campfire, abandoned it. You could tell they had put it out with water but the winds had driven their ashes out. It was in the forest, about one-quarter acre.

PUBLIC INPUT

Bonnie Richardson said I am with the Parks & Rec Committee and I want to remind you that this Saturday from 11:00 a.m. to 3:00 p.m. at the Senior Citizens Center at the All American Park is our fundraising effort for the Skateboard Park. It is a barbeque plate and Bradley D's is cooking the brisket, potato salad, beans, tea or coffee. We will have optional desserts. If you have a chance to come out and help us launch this fundraising effort, we would certainly appreciate it. We have tickets that are being sold in advance from the Parks & Rec Committee and the skateboarders. We are hoping that we get a few motorcyclists too. We have flyers out all over town and we will have some banners up.

Motion was made by Councilor Miller and seconded by Councilor Morales to adjourn at 6:23 p.m. Motion passed unanimously.

Bob A. Miller, Mayor

ATTEST:

Carol Virden, City Clerk/Treasurer