

MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL  
OF THE CITY OF RUIDOSO DOWNS  
MAY 28, 2003

The Council of the City of Ruidoso Downs met in regular session on May 28, 2003. Mayor Miller called the meeting to order at 5:30 p.m. and asked Cindy Scott to lead the Pledge of Allegiance. Upon roll call, the following were present:

Councilor Miller      Councilor Morales  
Councilor Olivo      Councilor Garrett

John Waters informed Mayor Miller there was a quorum.

Also present were:

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

APPROVAL OF AGENDA

Mayor Miller entertained a motion to approve the agenda. Motion was made by Councilor Miller and seconded by Councilor Olivo to approve the agenda. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

APPROVAL OF CONSENT AGENDA

Councilor Garrett moved to approve the Consent Agenda. Seconded by Councilor Morales. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

MINUTES

Motion was made by Councilor Garrett and seconded by Councilor Morales to approve the Minutes of the Regular Meeting of May 14, 2003. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Motion was made by Councilor Garrett and seconded by Councilor Morales to approve the Minutes of the Budget Workshop of May 21, 2003. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

### ACCOUNTS PAYABLE

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

### UNFINISHED BUSINESS

There was no unfinished business.

### BUDGET HEARING - FY 2003-2004 FINAL BUDGET

Administrator Waters said this is actually the interim budget to be submitted now to the State so they know we have the funding to go forward. The final budget approval doesn't actually come until September. I did present this budget at the workshops we had last Wednesday and Thursday. This budget is open to discussion and if there are any amendments, Council can consider them at this time. One of the things we did request for which you do not have an amendment, we had discussed salary for the planning, licensing and permits personnel set at a flat \$40,000 salary instead of \$38,000 with overtime. This essentially makes it a salaried, professional position. That is not on the documentation you have if you would like to write it in. If there are any questions my staff and I are here to answer them.

Councilor Miller said this is not set in stone then. If something does happen say in July our gross receipts tax is cut short because of what is happening in Santa Fe, we can change it. Administrator Waters answered yes; you have many opportunities during the year to change this. Not only do you have an opportunity at the final budget which is July 31st but then we have the quarterly adjustments. If something does happen particularly with the gross receipts towards the end of this year when the governor calls a Special Session, rest assured if it significantly impacts us I will bring back a modification for the mid-year adjustments that will pare down our general fund significantly. There are all kinds of things we can do.

Mayor Miller stated the Budget Hearing is for consideration of Resolution 2003-10 Fiscal Year 2003-2004 Final Budget. I hereby open this Public Hearing for comments. Interested persons must approach the podium one at a time, state their name, and present their testimony. A limit of three minutes will be allowed per person. Is there any person here to speak on the budget?

Bonnie Richardson said I would like to comment on your procedure this year for your budget and congratulate you on the manner in which it was handled. For at least the past two months every time I would either call City Hall or come down to City Hall there were a lot of people working on the budget, John and Carol especially. Because your workshops were actually two in number as compared to a couple of years ago when this whole procedure was total chaos you are to be commended. Thank you very much.

Mayor Miller thanked Bonnie Richardson for her comments and asked if there was anyone else. As there was no one else Mayor Miller closed the hearing and entertained a motion for approval.

Motion was made by Councilor Morales and seconded by Councilor Garrett to approve the Fiscal Year 2003-2004 Final Budget. Roll call being: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

### NEW BUSINESS

Mayor Miller stated next on the agenda, After School Program/Community Volunteerism, Ted Allen, Coordinator of Children, Youth and Families. Ted Allen introduced himself and said I am the training coordinator for New Mexico Commission of Community Volunteerism which is the state agency that organizes all of the Americorp programs around the state. I just wanted to spend a couple of minutes sharing some information and putting forward a little proposal. I work with young people all over the state and many communities are investing in their young people. If you look at this idea of a continuum of opportunities and I am going to expand on after school, after school is a piece of this larger picture. This idea you have punishment on one end and you have participation on the other end. What do we want for our young people? I will just read a little bit: The idea of youth action, youth contributing to communities where youth are actually giving something to the community and community supporting youth. The idea is that adults and young people work together to create the necessary conditions for the successful development of themselves, their peers, their families and communities. So again, how do we engage young people in meaningful participation in trying to minimize the other kinds of participation which are a drain on the community? I just want to ask a few questions and talk about a few opportunities and then get to a proposal. What is youth action and how does it relate to youth development and community change. What roles do community organizations play in supporting youth action? What examples do we have of efforts that blend youth development and community building? What does it take to support youth action? How do intentional strategies and widespread expectations affect youth action? What real evidence is there that youth can and do to have a positive impact on our communities and what about changes beyond the community. I will give you examples of some of the things I am working on now. With the commission we work with the Streams of Service so we work with Senior Corp where elders are helping other elders, bringing together Senior Corp, Americorp and Learn and Serve really to provide intergenerational partnerships around community problem solving. There is going to be a statewide training this summer where we are looking at volunteer mobilization, out reach to small community-based organizations, capacity building and sustainability, education success/tutoring and mentoring, homeland security, performance measures and accountability. We will be training Senior Corp program directors, Americorp program directors and other folks. Another thing we have been doing is a series of citizenship and democracy trainings again bringing together intergenerational groups, older young people and seniors

talking about what it means to be a citizen and how to bring our democracy more alive. As you know a lot of young people between the ages of 18 and 25 don't vote and what do we do about that. How do we begin to engage young people in wanting to participate in the process? The other organization that I am involved in is the New Mexico Forum for Youth in Community which is working with Children's Cabinet. The new administration has a Children's Cabinet that is the Department of Health, Children, Youth and Families, Department of Aging, Department of Labor and we are meeting together on a regular basis on how to better provide opportunities for young people and their families statewide. The group that I am working with is working with the Children's Cabinet. We are also looking at setting up a New Mexico Youth Advisory Council where young people would actually advise the Governor and Lt. Governor about policy issues and the legislature. Capacity building for youth and community development organizations; how do we make sure that organizations that work with young people are doing it well; what are the standard practices, how do we do youth worker training. Then there is support for statewide and local public/private partnership; how do these agencies work together better to model cooperation for our young people to provide better opportunities in partnership with them. How does this impact Ruidoso Downs; one of the things I worked with John Waters on was the proposal for the skateboard park to the Hubbard Foundation. I was really happy to provide assistance with that and hopefully we will get that grant. If not, we will look for others. I work with the Lincoln County Cooperative. Judy Miller went on the trip to Fort Worth and I think it was a successful event to looking at what other communities are doing to try and decrease juvenile delinquency and increase opportunities for young people to be involved in positive ways. I have a pool of many grants available for organizations, schools, teachers and adults that work with young people to do service. We will fund many projects for young people who are doing service in the community; we provide training and technical assistance. I think what I have seen is Ruidoso Downs is in a position to take a leadership position in terms of bringing young people to the table. What I am recommending and proposing is the idea of setting up something like a task force or youth advisory council for young people and adults together work with the Council on issues in creating a strategic plan around how to involve young people more in the life of your municipality. The city would offer physical space, a little bit of staff time, miscellaneous office supplies and help with that process. There would be a commitment to meet over a period of time; six months to a year that you would have a group of people that would be committed to do that. Young people and adults together and New Mexico Commission for Community Volunteerism and New Mexico Forum for Youth and Community would provide training and technical assistance and facilitation help with that. Let's invest in young people, but how do we actually do that? I think the idea of a strategic planning process which actually involves youth and key leaders in the community is one first step.

Councilor Miller said we really appreciate you coming here and doing this today. I am part of the YES group that is for this community center we want for Lincoln County. I did go to the county meeting and we were kind of turned down by the

county but that is not stopping us. We are going to the people that said no to the gross receipts tax out to the public. The public has not said no to this and I don't think they will. I think our responsibility as adults, parents, teachers, and community leaders are toward our children and give them every opportunity that we can in our area. We would save money in the long run. It has been shown to us over and over that every dollar spent on our youth save eight dollars down the line whether it is court cost or detention. That is a proven fact. What I saw in Fort Worth is amazing. The programs they have there for the youth, for kids that would probably go to jail actually because they do have detention for ten year olds to seventeen year olds. Rene and I both visited that center and as big as Fort Worth is, one and a half million people, that detention center of 88 beds was not full and I was so happy to see that. We did visit an alternative school that gives these kids every chance to keep them out of a detention center that have been kicked out of public schools and we have one here too. The way this one was run, I was totally amazed. These kids were ready to wear their own clothes and the way they had to do that is get points. The points worked for school work as well as being sociable and learning how to get along in the community the right way. The advocacies for the youth that we went to was amazing; they will send one person out to be an advocate for maybe two to three children that are in trouble trying to help them with their problems any way they can. We also visited a community center that had the senior center and the youth. You could just see the compassion for each other and the help there these kids were getting. It really opened my eyes to what Lincoln County needs for our youth. I think they have been left out for too long of time. I am for any program you have to offer us.

Mr. Allen said what I am proposing is that you think about the idea of actually setting up somewhat of a task force or a council that would address this issue, study it a little bit and work together over a period of time to outline a strategy. Mayor Miller asked are we talking about a local task force or a county task force. Mr. Allen said I think as a municipality to do it yourselves and set the precedent. Every municipality should have a Youth Advisory Council of young people that live in that community who are part of the business of the community and practice leadership. I think other folks could be invited from a broader region but I think taking lead on it where other folks haven't might be an opportunity.

Mayor Miller said we have a question, Mr. Bell. How can the local Chamber of Commerce get involved with your program? Mr. Allen said I think again if we had some task force established they could become a great partner. I am not saying that I have the answers myself but I have seen other communities develop projects like this. I am committed to help with the process but it really takes community members who are dedicated and are going to go through a period of time working together researching what other folks have done, looking at what works best for your community and then trying something. I think the chamber is key partner in that, the schools, Parks and Rec, local associations, civic organizations are all potential partners. As a municipality the council and mayor saying we support this and want to move on a process like this. I am not expecting an answer now; it is

something for you to think about. I will be happy to talk with you again at some point to get you more research about what other communities have done. There are lots of examples of how young people and adults have worked together to develop strategic plans around how to create more opportunities. Mayor Miller said we can give you an answer now. Council Miller said I will make a motion if we need a motion to start a youth council. Mayor Miller said we don't need a motion. I am going to appoint Councilor Miller and Councilor Olivo since they were schooled and ready for this to a task force and anyone you might need to appoint to the task force.

Councilor Miller said I was just amazed at our local little fundraiser that Bonnie Richardson was a big part of; so many youths were there and ready to help. We have a lot of youths already interested. You could tell by the May 3rd clean up we had youths from Ruidoso Downs are ready to participate.

Councilor Olivo said I come from a town in California that built a community center for kids out of school and the crime rate has dropped considerably.

Mr. Allen said you have an ideal location here. I don't know if there is a deal you could reach with the Senior Center because they are using the space but it seems like an ideal partnership to work together.

Ada Hendrix said I am the director for the Lincoln County Senior Centers and it would be my pleasure to work something out because it has been my hope and dream to get a mentoring program after school started at the center. I think it would be very beneficial not only to the seniors in the community but to the young people as well. Mayor Miller said we certainly appreciate that.

Mr. Allen said Councilor Miller we should make a time sometime soon to meet so we can map out a process. Mayor Miller said Councilor Miller will be the contact person.

Mayor Miller thanked Mr. Allen for coming.

Mayor Miller stated next on the agenda, consider approving Resolution 2003-11, Fire Restrictions and we will hear from Mr. Badjar. Administrator Waters stated that Jim Badjar pointed out after the last resolution was passed that he had some problems with the language. We would like Mr. Badjar to go over the modifications.

Mr. Badjar stated previously on the resolution it was worded that charcoal grills were allowed in designated areas. Somebody could designate their backyard as an area to have their charcoal grills. It has been reworded that there is no designated area, it has just been banned.

Administrator Waters said I believe this now conforms to other local bans.

Motion was made by Councilor Miller and seconded by Councilor Olivo to approve Resolution 2003-11 Fire Restrictions. Roll call: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next on the agenda, consider awarding RFP 03-06 Re-codification and Republication of the City of Ruidoso Downs 1988 Code of Ordinances and asked Carol Virden to comment.

Clerk Virden said I would recommend the Council award RFP 03-06 to American Legal Publishing Corporation. They were the only one that responded to the RFP for the budgeted amount. They sent two examples of the Code of Ordinance books and will also put it on a CD format as well as on the website. It is something that I cannot understand why it hasn't been done before now. If we have an ordinance come into play after it has already been codified, we send it off to them; they send us a supplemental within thirty days and that will be for a full year.

Councilor Garrett asked if it had ever been codified before. Clerk Virden said it has but I don't know who did it. It was in 1988 and it was not a very good job.

Motion was made by Councilor Morales and seconded by Councilor Miller to award RFP 03-06 Re-codification and Republication of the City of Ruidoso Downs 1988 Code of Ordinances to American Legal Publishing Corporation at a base bid of \$14,430.00. Roll call: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, consider awarding RFP 03-07 Professional Service - Audit for fiscal year ending June 30, 2003 and asked Carol Virden to comment.

Clerk Virden said we have placed RFP 03-07 for advertisement for fiscal year ending June 30, 2003. We did get two responses. The committee to evaluate ranked each proposal and we recommend Ronnie L. Hemphill for a one year term with an option to extend for two additional years.

Motion was made by Councilor Garrett and seconded by Councilor Olivo to award RFP 03-07 Professional Audit Service for fiscal year ending June 30, 2003 to Ronnie L. Hemphill with an option for extension for two additional years. Roll call: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

Mayor Miller stated next item on the agenda, consider approval of Personnel Recommendation - Police Officer position and asked Chief Logan to comment.

Chief Logan said we would like to recommend the hiring of Waynet Jo Turner as police officer. This will fill up all of our vacancies. Jo and her family came down last week and visited with us. She is very motivated and impressed everyone on the

interview board which also included the Mayor. Jo comes to us with fourteen years of law enforcement experience including five years in supervisory positions including corporal and sergeant. She has been trained in many aspects of law enforcement including advanced motor vehicle crash investigation, K-9 officer and evidence processing. Jo was a horse person who will work very well in Ruidoso Downs; I believe she said she had 28 horses. She has visited the area before in the past and really liked it. When she saw our ad on the internet, she jumped on it. She will be eligible for certification by waiver which means we have to send her to Santa Fe for three weeks instead of 22. We would like to recommend the hiring of Waynet Jo Turner for our police officer position.

Mayor Miller said we challenged her on if she is going to stay and she very emphatically decided she was going to stay. She scored the highest I have ever seen in an interview.

Motion was made by Councilor Miller and seconded by Councilor Morales to hire Waynet Jo Turner as police officer. Roll call: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

#### OTHER BUSINESS

Mayor Miller stated next on the agenda, announcement of 2004 CDBG Public Hearing Schedule. Administrator Waters said essentially we have this next year's CDBG Hearings coming up. We have a total of five hearings scheduled and they start on June 11th and run through the next couple of months. This is an opportunity once again like last time to bring forward things particularly infrastructure but there are also things that can be brought up like the community center which has been brought up in the past and other things we need for our city to function. Remember we have two grant opportunities; we have the Colonias grant which deals mainly with water and wastewater infrastructure projects that are for cities that are within 150 miles of the border which we are classified as. If you remember we got \$500,000 this year for our water line replacement that we are working on. Then we have a couple of other grants. There is an economic development grant available. There is a housing redevelopment type grant and then there is the regular community infrastructure grant. Last year we were also awarded the \$500,000 grant for community infrastructure and that is going towards the River Park Subdivision drainage and the Parker ditch. This is another opportunity for the city to have the folks come up. It will be a grassroots effort to have staff members, public, whoever has some input come forward and state what they believe they want. In addition to this, we will be starting our Master Plan as well. On June 10th we will have ASCG and Site Southwest who got the bid to do our City Master Plan and our Sewer Master Plan. They are going to have a couple of meetings in conjunction with the CDBG meetings because they are essentially the same thing except that the Master Plan is more encompassing. It talks about community character, growth, planning and zoning and extraterritorial zoning. It is definitely an opportunity where we can take our needs to the Federal Government. It worked last year; we did very well. We did the best in the state essentially. Be

very proud of your staff; they worked very hard for it. We certainly fought hard for it; we had to go through two allocation hearings. This is the first time I am aware that this ever happened and we are still waiting for some of the federal grant agreement money from HUD for the drainage project. We have the grant agreement signed for the Colonias project and we have published the release of funds for that project so it is only a matter of time before we get the engineer's contract signed and start moving on that project. This is a very good process for towns like Ruidoso Downs and I understand the regulations are going to change in such a way that smaller communities are actually going to get more points out of it. Not only can we compete with the bigger cities with our larger matches that we have but we also will have some type of premium because we are a smaller community with less than 5,000 people. That will make us even more competitive with these kinds of grants. Please participate and I invite not only the Council but the public to come with their input.

Mayor Miller stated next on the agenda, recognition of Parks & Maintenance Department - May 3, 2003 Clean-Up Day. Public Works Director Mosley said at the last meeting we talked a little bit about the clean-up day and participation and I neglected to mention the guy that actually ran the whole program, Steve Dunigan. He headed up the whole thing; he got it started and running really well. Bill Dunlap helped him and Rick DeVara, one of our other personnel helped pick up the bags. Sorry I didn't mention it at the last meeting; I felt extremely bad about it. Other participants were Tom Armstrong and Jim Badjar; they helped with the cooking. We appreciate it; you did a great job.

Administrator Waters said I would like to add that Steve did a heck of a lot of work helping get monies for donations for the projects. He hit up probably most of the businesses in Ruidoso Downs and even some in Ruidoso. He did a lot of legwork to get them to purchase the materials. In addition to all of the regular hard work that he already does for the City of Ruidoso Downs, he did do some very good administrative-type work. He is a great employee and an asset to the City of Ruidoso Downs. I personally want to thank him for the hard work that he and his crew have done.

Mayor Miller stated next on the agenda, City Council Meetings to be held on the 2nd and 4th Tuesday of each month beginning June 10, 2003 and asked Mr. Waters to comment. Administrator Waters said if you will remember at the beginning of the year due to one of our members needing to change the schedule around for some college classes, the Council was gracious enough to change the schedule to meet on Wednesdays. It is time now to go back to Tuesdays if you want to. I have heard some folks both from the public and from the Council and Mayor that they would be interested in staying on Wednesdays. It is the Council's decision if you wish to stay on Wednesday nights for the Council meetings and now is the time to determine this.

Attorney Bryant said I like Wednesdays because if we go to Tuesdays there are going to be some meetings of this Council that conflict with the new night meetings of the Otero County Commission. If you do it on Wednesday, I don't ever conflict.

After discussion, it was decided to vote on it at the next Council meeting. Clerk Virden said the Open Meetings Act states that we will meet on June 10, 2003 and at that time we will have a new Open Meetings Act ready for Wednesday Council meetings.

Councilor Garrett said there is just one thing I would like to bring up at this time. I just want to clarify something; I guess there has been some question about me appearing by telephone for the meeting last time. In January we approved that action. I called City Hall and requested that. I want to tell you something that really isn't necessary. I do have a broken leg but I also have spinal bifida so it is really hard for me to lift myself and move around, therefore, I have to be really careful. I can't bowl, I can't play golf and I can't lift weights; all of those things I am not allowed to do. For the first two weeks I felt I was very careful and I want to thank the Board for allowing me to appear by telephone. If you want to change that we need to put it on another agenda. I just wanted to clarify that I didn't ask for anything special; it is something we voted in last January.

Councilor Miller said I believe I am the one that questioned it. The reason I questioned it is because I read the whole ordinance and it said that the Council had to approve it.

Attorney Bryant said if I can get some guidance for drafting the new resolution because we are going to have to do a new one on June 10th anyway. The ordinance for the Open Meetings Act doesn't require the public body to approve the telephonic appearance each time it happens. It simply says that the circumstances requiring the telephonic appearance have to be extenuating circumstance or emergency, illness, had to be out of town for an illness and things of that nature. I can simplify this whole process in reworking the Open Meetings resolution and simply say telephonic appearances will be allowed in accordance with the Open Meetings Act or I can leave it so that the Council can vote to approve or disapprove whatever you want. Either way it is legal because the Open Meeting Act says if you have an emergency and you can't be there you can appear by phone. You don't have to do a vote to approve it each time. We can set the resolution up either way. Mayor Miller said we will decide and let you know.

Mayor Miller said we have another item and asked Mr. Waters to comment. Administrator Waters said I am very pleased to announce our next grant that we just received. We received \$55,275.46 towards the Turkey Canyon reconstruction. This is actually \$6,000 more than we got last year for our projects. We just received the award notification here day before yesterday so we are proud of that. On Wednesday, June 10th you will see the RFP for engineering services for both projects, the Allison project and the Turkey Canyon project at the same time so the

engineer will be able to do both projects. This isn't allowed under the CDBG but the State Highway Department does not mind so we will kill two birds with one stone and see if we can't get these going.

#### PUBLIC INPUT

Chief Logan said just yesterday I received an audit report of a recent audit conducted on our communications section. Santa Fe comes down on a periodic basis and goes through our records in our communications section very thoroughly. This is in compliance with National Crime Information Computer and New Mexico Law Enforcement Terminal System and I would like to report that they returned their report with no negative findings which means there were absolutely no problems they could find. I would like to credit Cindy Miller our Detention and Communications Supervisor for overall supervision of the communications section and also Amy Aragon who is our terminal administrative coordinator. They do a lot of hard working keeping those records up-to-date and it reflects in the report from Santa Fe.

Jim Burrow said I just want to say thank you to whoever is responsible. I am finally glad to get the Parker Bridge repaired where you can travel on it and not fear that you are going to drive off of it or fall through it. That has been an ongoing thing for some time. I hope it will last until we can get a new bridge put in. Mayor Miller said you can thank Mr. Mosley.

Tommy Hood said I just want to say thank you for the continued support of the Senior Center and John thank you to you and your staff for helping us out and everything you do for us.

Diane Carpenter said I would like to thank Mr. Waters for what you did when you went to that Ruidoso meeting. I am so glad to see someone stick up for Ruidoso Downs. Thank you, Mr. Waters.

Councilor Miller said I missed a meeting last night because of our traffic. I was supposed to go to a community meeting at our high school library. A group of people are getting into it about having a community center. I couldn't get there because the traffic was backed up all the way to the racetrack at 6:00 p.m. I came from Alamogordo and I couldn't turn into Ruidoso at the "Y" so I thought I could turn around but I couldn't because of the traffic. I had a call today because traffic was backed up and I told the lady to call City Hall. We need some traffic control up there and then it happened; someone started directing traffic. There is another meeting June 9th at 6:00 at the high school library about a community center and I urge everyone and the Councilors to attend. They are getting a group together for the financial planning for it and we are going to convince this county that we need one. So far the only thing I know is Ruidoso has some land right there by the school. I don't know if that is going to be the designation for sure but it is a start.

Mayor Miller said about the traffic, I have found it more convenient to go around Wood Lane. Attorney Bryant said Wood Lane will work until everybody figures it out.

Administrator Waters said we did receive through the Police Department dispatch at least twelve and probably more complaints. City Hall is not who you really need to send them to; that is the State's fault there. Ruidoso and Ruidoso Downs have been inundated with calls over this. It is a mess, we agree. I called the District Engineer in Roswell this morning and gave him an ear full trying to give him the highlights of the problems that we have. I was actually followed by two semi's up Wood Lane. He indicated to me he will offer monetary compensation for both police departments to help assist for traffic operations. The chief will be meeting next week with these individuals to work out a schedule to get us through until this is complete. It still is not going to be quick; it may cut it down from 45 minutes to 20 minutes.

#### EXECUTIVE SESSION

Mayor Miller said I would like to entertain a motion to go into Executive Session pursuant to Section 10-15-1(H)7, Threatening and or Pending Litigation and Section 10-15-1(H)8, Real Property and Water Rights.

Councilor Garrett so moved. Seconded by Councilor Miller. Roll call being: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

I would like to invite Administrator Waters, Attorney Bryant and Clerk Virden to attend the Executive Session and closed the regular meeting at 6:35.

Mayor Miller called for a motion to go back into Regular Session at 7:07 p.m. Councilor Morales made a motion to go back into regular session and declared that the only matter discussed was Threatening and or Pending Litigation and Real Property and Water Rights and no action was taken. Seconded by Councilor Miller.

Motion was made by Councilor Miller and seconded by Councilor Garrett to adjourn at 7:07 p.m. Motion passed unanimously.

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Bob A. Miller, Mayor

ATTEST:

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Carol Virden, City Clerk/Treasurer