

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
NOVEMBER 22, 2004

The Council of the City of Ruidoso Downs met in regular session on November 22, 2004. Mayor Miller called the meeting to order at 5:30 p.m. and asked Paul van Gulick to lead the Pledge of Allegiance. Upon roll call, the following were present:

Councilor Miller	Councilor Morales
Councilor Garrett	Councilor Olivo

Administrator Waters informed Mayor Miller there was a quorum.

Also present were:

Dan Bryant, City Attorney
John P. Waters, City Administrator
Carol Virden, City Clerk/Treasurer
Tom Armstrong, Planning, Licensing & Permits Supervisor

APPROVAL OF AGENDA

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

APPROVAL OF CONSENT AGENDA

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

APPROVAL OF MINUTES OF NOVEMBER 8, 2004 REGULAR MEETING

Motion was made by Councilor Garrett and seconded by Councilor Miller to approve the Minutes of the November 8, 2004 regular meeting. Roll call votes: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

ACCOUNTS PAYABLE

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

UNFINISHED BUSINESS

Mayor Miller stated next item on the agenda, consider appointment to Economic Development Board, At Large Member, D'Ann Dunigan.

Councilor Garrett moved to approve D'Ann Dunigan to fill the vacancy of Tomas Chavez on the Economic Development Board. Seconded by Councilor Miller. Roll call votes: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

OTHER BUSINESS

None

NEW BUSINESS

Mayor Miller stated next item on the agenda, consider approving Resolution No. 2004-27, Supporting application for funding for Multigenerational Community Center.

Administrator Waters said this is the resolution that allows us to go in with the Village of Capitan and the Village of Ruidoso for a joint application to get some funding to start our multigenerational community center in Lincoln County, New Mexico. The Village of Capitan has already passed this and I believe it is on Ruidoso's agenda for their next meeting. This allows us to go after capital outlay funding noting, of course, the priorities that the council has established for the water and sewer projects. They are still the top priority in our search for capital outlay funding. There were some additional monies that were recently identified through the Department of Economic Development. This particular item of a community center might qualify. Therefore, the taskforce on the community center has asked that we bring this to each of the municipalities and issue a joint application for funding to start work on a multigenerational community center.

Councilor Garrett moved to approve Resolution No. 2004-27, Supporting Application for funding for Multigenerational Community Center. Seconded by Councilor Olivo. Roll call votes: Councilor Miller, Aye; Councilor Olivo, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried.

PUBLIC INPUT

None

EXECUTIVE SESSION

Mayor Miller entertained a motion to go into Executive Session pursuant to Section 10-15-1(H)7, Threatening and or Pending Litigation.

Motion was made by Councilor Morales to go into Executive Session pursuant to Section 10-15-1(H)7, Threatening and or Pending Litigation.

Attorney Bryant said the purpose for the executive session will be for me to give the mayor and council updates on two causes of action, both of which are pending in the Federal District Court. The first one is No. 04-1121 and the second one is No. 02-1536.

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

Mayor Miller stated I would like to invite City Attorney Bryant, City Administrator Waters and City Clerk Virden to attend the Executive Session and closed the regular meeting at 5:36 p.m.

Motion was made by Councilor Morales to go back into open session. Seconded by Councilor Miller. Roll call votes: Councilor Olivo, Aye; Councilor Miller, Aye; Councilor Morales, Aye; Councilor Garrett, Aye. Motion carried. Mayor Miller called the regular meeting back in session at 6:15 p.m.

Councilor Morales declared that nothing was discussed in executive session except threatening and or pending litigation and no action was taken.

Mayor Miller entertained a motion to adjourn.

Motion was made by Councilor Miller and seconded by Councilor Garrett to adjourn at 6:16 p.m. Motion passed unanimously.

Bob A. Miller, Mayor

ATTEST:

Carol Virden, City Clerk/Treasurer