

MINUTES OF THE JOINT SPECIAL MEETING  
OF THE CITY COUNCIL OF THE CITY OF RUIDOSO DOWNS,  
VILLAGE OF RUIDOSO, AND JOINT USE BOARD MAY 7, 2007  
AT 1:30 P.M.

The Council of the City of Ruidoso Downs met in Joint Special Meeting on May 7, 2007. Mayor Miller called the special meeting to order at 1:30 p.m. upon roll call, the following were present.

Councilor Garrett  
Councilor Holman

Councilor Hood  
Councilor Miller

John P. Waters, City Manager informed Mayor Miller there was a quorum.

Also present:                    John P. Waters, City Manager  
   Carol Virden, City Clerk  
   W. T. Martin, Jr., City Attorney

Others present:                    Mayor Lonnie R. Nunley  
   Councilor, Cory  
   Councilor Shaw  
   Councilor Williams  
   Don Higgins, Village Manager  
   Irma Nava, Village Clerk  
   John Underwood, Legal Counsel Village of Ruidoso  
   Dan Bryant, Village Attorney  
   John Ramos, Regional Wastewater Treatment Plant Operator  
   Del Archuleta, Molzen-Corbin & Associates  
   Jack Atkins, Atkins Engineering  
   Lonnie, R. Nunley, Joint Use Board Member  
   Dave Parks, Joint Use Board Member  
   Bob A. Miller, Joint Use Board Member  
   John P. Waters, Joint Use Board Member  
   Ned Kendrick, Legal Counsel Village of Ruidoso

CLOSED SESSION:

Mayor Miller entertained a motion to go into closed session for the discussion of Threatening and or Pending Litigation pursuant to the Open Meetings Act, Section 10-15-1 Subparagraph (H) 7.

Settlement Agreement with New Mexico Environment Department in WQCC 06-08(A) (In the Matter of the Petition for Review of State Certification NPDES Permit NM0029165) and Forest Guardians Case #05-00159MV/LFG.

Motion was made by Councilor Garrett to go into Executive Session for the discussion of Threatening and or Pending Litigation pursuant to the Open Meetings Act, Section 10-15-1 Subparagraph (H) 7; Settlement Agreement with New Mexico Environment Department in WQCC 06-08(A) (In the Matter of the Petition for Review of State Certification NPDES Permit NM0029165) and Forest Guardians Case #05-00159MV/LFG Seconded by Councilor Hood. Roll call votes: Councilor Garrett, Aye; Councilor Hood, Aye; Councilor Holman, Aye; Councilor Miller, Aye. Motion carried.

Mayor Miller closed the special meeting at 1:35 p.m.

Present in closed session were members of the Governing Bodies of the City of Ruidoso, Village of Ruidoso Downs and members of the Joint Use Board. Others present included W. T. Martin, Jr., City Attorney, John P. Waters, City Manager, Carol Virden, City Clerk, Ned Kendrick, JUAB Attorney, Del Archuleta, Molzen-Corbin & Associates, Dan Bryant, Village Attorney, Irma Nava Village Clerk, Jack Atkins, John Ramos, Wastewater Treatment Plant Operator, John H. Underwood, JUAB Attorney, Dan Higgins, and Village Manager.

Councilor Hood made a motion to go back into open session. Seconded by Councilor Holman. Roll call votes: Councilor Garrett, Aye; Councilor Hood, Aye, Councilor Holman, Aye; Councilor Miller, Aye. Motion carried.

Mayor Miller called the special meeting back to order at 4:00 pm and asked that a member of the Council attest to the fact that the only item discussed in executive session was that of Threatening and or Pending Litigation.

Councilor Garrett certified that nothing was discussed except Threatening and or Pending Litigation pursuant to the Open Meetings Act, Section 10-15-1 Subparagraph (H) 7; Settlement Agreement with New Mexico Environment Department in WQCC 06-08(A) (In the Matter of the Petition for Review of State Certification NPDES Permit NM0029165) and Forest Guardians Case #05-00159MV/LFG and no decisions were made.

Mayor Miller entertained a motion to adjourn. Councilor Garrett moved to adjourn at 4:01 p.m. Seconded by Councilor Hood.

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/s/ Bob A. Miller, Mayor

ATTEST:

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/s/ Carol Virden, City Clerk