

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
SEPTEMBER 27, 2010
5:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on September 27, 2010. Mayor Armstrong called the meeting to order at 5:30 p.m. and asked Councilor Williams to lead the Pledge of Allegiance. Mayor Armstrong asked Carol Virden, City Clerk/Treasurer to take roll call. The following were present:

Councilor Olivo
Councilor Holman

Councilor Williams
Councilor Hood

Carol Virden, City Clerk/Treasurer informed Mayor Armstrong there was a quorum.

Also present:

Carol Virden, City Clerk/Treasurer
Terri Mosley, Finance Director
Steve Dunigan, Planning & Zoning Director
A.C. Ortiz, Chief of Police
Cleatus Richards, Public Works Director
H. John Underwood, City Attorney

APPROVAL OF AGENDA

Mayor Armstrong stated next item on the agenda was approval of the agenda.

Mayor Armstrong said he was going to pull Item #15 for the Closed Session.

Mayor Armstrong entertained a motion to approve the Agenda with that change.

Councilor Williams moved to approve the agenda with the change made by Mayor Armstrong. Seconded by Councilor Hood.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

APPROVAL OF CONSENT AGENDA

Mayor Armstrong stated next item on the agenda was approval of the Consent Agenda.

Mayor Armstrong entertained a motion to approve the Consent Agenda.

Councilor Williams moved to approve the Consent Agenda with a request to remove the Beautification Committee report so he could make a statement about it. Seconded by Councilor Olivo.

Mayor Armstrong asked if he wanted to give that report? Councilor Williams said yes.

Councilor Williams said they were meeting on Wednesday to confirm but they were intending to have an e-Waste program in the Downs on the same day they were having it up at IGA. He said it was mostly for our local residents so they could leave their e-Waste here instead of going up there and then we will get the e-Waste up to them. He said they also had the Trek for Trash coming up in October and they will set a date for that. America Recycles Day is November 15th and they will continue to have some kind of recycling event for that in our City in All American Park. He said they were looking forward to the All American Christmas in the Park event coming up. It is already October and things were closing in on us.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

APPROVAL OF MINUTES OF REGULAR MEETING OF SEPTEMBER 13, 2010

Councilor Williams moved to approve Minutes of Regular Meeting of September 13, 2010. Seconded by Councilor Olivo.

APPROVAL OF ACCOUNTS PAYABLES

Councilor Williams moved to approve Accounts Payables. Seconded by Councilor Olivo.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

PUBLIC HEARING

Mayor Armstrong said the purpose of the Public Hearing will be to receive public input on needs and suggestions for 2012-2016 Infrastructure Capital Improvement Plan (ICIP) projects.

Mayor Armstrong said I hereby open the Public Hearing for comments and would be accepting in the following order. He said 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.

Mayor Armstrong asked if there were any persons present to speak in opposition of the action?

There were no persons present to speak in opposition of the action.

Mayor Armstrong asked if there were any persons present to speak in support of the action?

Jim Burrow said he was in favor of it but he said he would like to know when and how they were going to go about getting the money for all these things they have put in for? They are going to have to have financing some way or another. He said they have it down to approve but they haven't got the money to approve it yet. Are we going to get grants? Can you answer that question?

Carol Virden, City Clerk/Treasurer said the Infrastructure Capital Improvement Plan is capital projects we have listed and we recognize that there are needed finances in order to start implementing the projects. She said we do have some resources that they were looking at. Some of them may be Community Development Block Grant projects; some of them may be local funding. She said she wanted to make them aware that the State of New Mexico does not have any extra resources to fund these Capital Improvement projects. The ICIP is a mechanism and tool that we have to provide the State of New Mexico every year regardless whether there is funding or not. This does go up to the legislators and again because the State doesn't have any extra funds they are just following the process under state statute that the municipality has to file an ICIP.

Jim Burrow asked if they could go elsewhere for grants?

Carol Virden, City Clerk/Treasurer said the grants that are listed are probably the most grants that would be available. There are different criteria to meet for the CDBG. She said we have an open project under the CDBG, which is North Central and River Lane. We have to complete that and close out the project before we can get another one.

Jim Burrow asked if they could apply for grants while that is being worked on?

Carol Virden, City Clerk/Treasurer said not the CDBG grant; it has to be completely closed.

Mayor Armstrong said they were out of time but invited Jim Burrow to come into City Hall at anytime to ask the same.

Mayor Armstrong asked if there were any other persons present to speak in support of the action?

There were no other persons present to speak in support of the action.

Mayor Armstrong said he hereby closed the Public Hearing.

UNFINISHED BUSINESS

Mayor Armstrong stated next item on the agenda was to Unfinished Business.

There was no Unfinished Business.

OTHER BUSINESS (items are for discussion only-no action will be taken)

Mayor Armstrong stated next item on the agenda was Other Business and no action would be taken.

Mayor Armstrong stated the next item was Introduction of Newly Hired Employees.

Chief Ortiz introduced one of the new Communications/Dispatcher Moirya Bach. He said she was doing a wonderful job and wished her the best.

NEW BUSINESS

Mayor Armstrong stated next item on the agenda was Consider Approving Resolution No. 2010-14 Infrastructure Capital Improvements Plan (ICIP).

Mayor Armstrong entertained a motion to approve Resolution No. 2010-14 Infrastructure Capital Improvements Plan (ICIP).

Councilor Olivo moved to approve Resolution No. 2010-14 Infrastructure Capital Improvements Plan (ICIP). Seconded by Councilor Williams.

Councilor Williams said there were a few things he wanted to point out. He said the Agua Fria water system is in four phases. Each phase is identified as 6000 linear feet of 6-inch water line, 20 hydrants, 10-gauge valves. He asked if that was in each phase being built? So were you looking at 80 hydrants? Having only 106 for the whole City that was quite an amount. He said his other question was the sewer. It was divided into phases and there were specific locations where the lines were going to be put but the water lines were not identified as to specific locations. If you are doing the sewer lines then obviously you are going to be doing the water lines also. If you are putting the sewer lines in then you can't put the road back together.

Cleatus Richards, Public Works Director said they would make road repairs as they go and roads would come later.

Councilor Williams said on Phase I of the sewer it was La Canada with 19 residents. The second phase was Parkway, Escalante, and Acequia and that combination is 30 residents. He said what he didn't understand on Phase III was the older part of Agua Fria should be taken care of first before going into the newer part and Griffith is not mentioned until Phase IV. Would it be possible to change to have Griffith placed with the older part of the subdivision?

Cleatus Richards, Public Works Director said it was possible depending on the gravity pull of the area. They will have to have a lift station to serve the east side of the subdivision.

Councilor Williams said he wanted to identify some corrections. On page 2 it doesn't have the numbers identified for the linear feet for 6000. That is on Phase II. He said on Phase I they have \$340,000 as engineering/architectural costs. He asked if that was for the whole water system or if it was just for this phase?

Councilor Williams said he didn't want to waste any more time and he would get with Carol Virden, City Clerk/Treasurer and the Mayor to make these corrections.

Mayor Armstrong said that would be acceptable.

Councilor Williams said the placement for the tanks for the water system improvement C2 to build the Turkey Canyon tank. Why so far down the road when they have an issue in this report stating that our flow from the spring is diminishing and they would need more capacity to store water if that spring continues to deteriorate. Why would they not move that tank further into 2013?

Carol Virden, City Clerk/Treasurer said the ICIP can be changed at any given time. On the project summaries they ranked 1 through 5. They can take from 2013 to 2016 in need of the project.

Councilor Williams said he would like the infrastructure needs to be reviewed as needed.

Carol Virden, City Clerk/Treasurer said they also need to meet their deadline, which is September 30th. Staff is recommending the Resolution as presented to them.

Councilor Williams asked Cleatus Richards, Public Works Director is any drainage was done on Highland Lane?

Cleatus Richards, Public Works Director said there was on parts of Highland but there was still more work to do.

Councilor Williams asked if the ranking was done by staff?

Carol Virden, City Clerk/Treasurer said yes and it was all done online.

Councilor Williams said Nevada was mentioned as two drainage improvements. It is mentioned as desirable not critical. It is mentioned as flooding of private property and it should be mentioned as critical. He said he would ask that it be changed.

Councilor Williams said his only other question is about the fire station. He said before it is sent out he would like the opportunity to discuss the changes.

Councilor Williams said he would like to change the fire station from 2012-05 and 2013-03 Nevada drainage system improvement.

Cleatus Richards, Public Works Director said he would like to keep Nevada where it is because they already have partial funding and it is important to have it completed and he needs more money to complete it. It is 2013-03.

Councilor Hood said it is classified as desirable and it should be critical need.

Carol Virden, City Clerk/Treasurer said they would change the wording from desirable to critical.

Carol Virden, City Clerk/Treasurer said they already have the design on the DiPalo Fire Station and has already been paid for.

Councilor Olivo amended his main motion to include approving Resolution No. 2010-14 with changes. Seconded by Councilor Williams.

Councilor Holman said they were approving with changes. He asked if this would still leave the Public Works Director the option to continue, as they need to?

Mayor Armstrong said the engineers would continue as they see fit.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

Mayor Armstrong stated next item on the agenda was Consider Approving Resolution No. 2010-15 Community Business Plan.

Mayor Armstrong entertained a motion to approve Resolution No. 2010-15 Community Business Plan.

Councilor Williams moved to approve Resolution No. 2010-15 Community Business Plan. Seconded by Councilor Hood.

Councilor Williams said he did not have the plan in front of him.

Carol Virden, City Clerk/Treasurer said the only change to the Community Business Plan is that when they make application to the Certified Communities Initiative they were required to develop a two-year business plan and now it is a three-year.

Councilor Williams said that should have been noted. He said after whereas, it should say the Community Business Plan.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

Mayor Armstrong stated next item on the agenda was Consider Approving Agenda Briefing Memorandum Requesting Additional Position-Full-Time Driver-Lincoln County Transit.

Patty DeSoto, Transit Manager said she is requesting another full-time driver and that she was having trouble-keeping drivers on. In order for them to continue with their duties and not us the dispatcher as a driver she needs another driver. It would reduce the cost of training and DOT physicals. It consumes a lot of time for her and administration at City Hall.

Mayor Armstrong entertained a motion to approve an additional position for a full-time driver for Lincoln County Transit.

Carol Virden, City Clerk said on the Agenda Briefing Memorandum said they have seven part-time on-call drivers and they have one position vacant and one position that has tendered her letter of resignation. They will have five on-call part-time drivers. If council approves they will have two full-time drivers.

Councilor Holman asked if they were factoring in the situation that seems to be evolving as far as the county?

Patty DeSoto said the County is supporting them for the fiscal year 2011 but have chosen to decline 2012. She said she did have a strategy to fill that gap that she wanted to present to the Mayor.

Councilor Holman asked if the full-time drivers have the full-time benefits of the City?

Patty DeSoto said yes.

Councilor Olivo moved to approve Agenda Briefing Memorandum Requesting Additional Position-Full-Time Driver-Lincoln County Transit. Seconded by Councilor Hood.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye; Councilor Holman, Nay; Councilor Hood, Aye. Motion carried.

Mayor Armstrong stated next item on the agenda was Consider Approving Agenda Briefing Memorandum-Extension of New Mexico Commercial Lease Agreement Between Laura Price Reynolds and Lincoln County Transit.

Patty DeSoto, Lincoln County Transit Manager said the lease was up at the end of this month and they would like to continue month-to-month due to the fact that they have received their stimulus funds to build the security fence to house their vehicles and they have property next to the Public Works Department. The plan is to move to that location. Hopefully they will have that fence done by the end of the year.

Councilor Holman asked when the site would be ready? Dale Graham is working on fencing prices for me. Councilor Holman said we should know pretty soon as we have to give a 90 day notice. I am working closely with Dale; it should not take too long to build a fence. Councilor Holman said maybe we should give the notice now. Patty said that is logical thinking and I will talk to the Mayor about that.

Councilor Williams moved to approve the month-to-month lease agreement between Laura Price Reynolds Trust and Lincoln County Transit. Seconded by Councilor Olivo.

Roll call votes: Councilor Olivo, Aye; Councilor Williams, Aye, Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

PUBLIC INPUT

(All concerns to be addressed only to the Governing Body as a Whole with a 3-minute Time Limit)

Mayor Armstrong stated next item on the agenda was Public Input.

Terri Mosley

From: John Underwood [junderwoodlaw@Windstream.net]

Sent: Tuesday, October 12, 2010 4:36 PM

To: Terri Melendy

Cc: Terri Mosley; Carol Virden; John Underwood

Subject: Meeting

Hi Terri:

This e-mail is to confirm that we have set up a meeting for October 27th @ 1:30 p.m., at the Ruidoso Downs City Hall with Angie Schneider-Cook, Debra Ingle, Carol Virden, Terri Mosley, Mayor Armstrong and John Underwood.

Margie

There was no public input.

There being no further business, Mayor Armstrong entertained a motion for adjournment. Councilor Hood moved to adjourn at 6:24 p.m. Seconded by Councilor Williams.

All were in favor and motion passed.


Tom E. Armstrong, Mayor

ATTEST:


Carol Virden, City Clerk/Treasurer