

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
JANUARY 10, 2011
5:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on January 10, 2011. Mayor Armstrong called the meeting to order at 5:30 p.m. and asked Joseph Bailey 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
Cleatus Richards, Public Works Director
Jim Kofakis, Interim Museum Director
Zach Cook, 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 out Item 6B which was the Approval of Minutes of Special Meeting of December 30, 2010 for further information and postponing until the next Council meeting on January 24, 2011.

Mayor Armstrong entertained a motion to approve the agenda with pulling out Item 6B which was the Approval of Minutes of Special Meeting of December 30, 2010 for further information and postponing until the next Council meeting on January 24, 2011.

Councilor Williams asked if that would be pulled from the Agenda or Consent Agenda?

Carol Virden, City Clerk/Treasurer said it would be from the Consent Agenda.

Councilor Williams moved to approve the agenda with pulling out Item 6B which was the Approval of Minutes of Special Meeting of December 30, 2010 for further information and

postponing until the next Council meeting on January 24, 2011. Seconded by Councilor Holman.

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 with pulling out Item 6B which was the Approval of Minutes of Special Meeting of December 30, 2010 for further information and postponing until the next Council meeting on January 24, 2011.

Councilor Holman moved to approve the Consent Agenda with pulling out Item 6B which was the Approval of Minutes of Special Meeting of December 30, 2010 for further information and postponing until the next Council meeting on January 24, 2011. Seconded by Councilor Williams.

Councilor Holman said he would like to make some additions that would not affect the approval or disapproval of the Consent Agenda. He said he would like to insert some information that concerns the Monthly Reports.

Carol Virden, City Clerk/Treasurer said he could pull the Monthly Department Report out at the same time when he was making the approval of December 30, 2010 Special Minutes. She asked Councilor Holman what he wanted to pull?

Councilor Holman said the Police Report and just to make some comments.

Councilor Williams said he would also like to pull the Beautification Report for information.

Councilor Holman said he would amend his motion to include pulling the Beautification Report. Seconded by Councilor Williams.

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

APPROVAL OF MINUTES OF REGULAR MEETING OF DECEMBER 13, 2010

Councilor Holman moved to approve Minutes of Regular Meeting of December 13, 2010. Seconded by Councilor Williams.

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

APPROVAL OF ACCOUNTS PAYABLES

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

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

APPROVAL OF MONTHLY REPORTS

Councilor Holman moved to approve Monthly Reports. Seconded by Councilor Williams.

Councilor Holman said he would like to refer to the Police Department Monthly Report on the 5th page. He said this was just additional information for what is already there. In the second paragraph the second sentence could have read that the Ruidoso Downs Police Department will continue to be diligent during the absence and selection of a new Police Chief. He said he noted that the Police Department was not fully staffed. He said this is signed by Joseph Bailey the Senior Patrol Officer. He said he would like to note at this time that Officer Bailey sure did step up on behalf of the City and showed his concern by filling in and doing extra duty and seeing that things continued to go as they should. He said we are not only short a Police Chief but there was some illness in the department. In addition to that he said he noted that Cindy Mattson also had signed this report and that the dispatchers were also very responsive and they also had a lot of illness. He said he would especially like to note that Bill Dunlap stepped in and filled in as dispatcher.

Councilor Williams said he would like to pass on for the Beautification Committee their thanks to the community and participants for a great Christmas in the Park event that was held on Saturday, December 18th. He said they didn't have the numbers that they had in previous years but the kids were enthusiastic and had fun. He said he would like to commend the members Judy Miller, Sebrina Lundquist, Brenda Frost, Deb Dvorak, and Jean Proctor. They did a great job. He thanked Mayor Armstrong and members of the governing body that were there. Councilor Williams thanked Kenny Ellard and his crew who happened to find Santa hitchhiking on the road and brought him over. He said the 1st Baptist Church kids did a great job with the Christmas songs.

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

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.

There was no Other Business.

Councilor Holman said he would like to add a suggestion to be considered. He said his suggestion would be about the selection committee for a new Police Chief and that would be to include or simply get input from our Police Department itself. Perhaps an officer, representative, or more added to that selection committee either as a voting delegate or if not that then to be able to give input. He said he thought the department would feel better about who was selected.

Mayor Armstrong said that would be considered.

Mayor Armstrong said there was going to be a "Ruidoso Day" in Santa Fe on February 2nd and asked if any of the councilors were going to attend so they could make arrangements to be there? He said he could not say how important it was in regards to the Hold Harmless Clause. It's going to mean more this year than any other time in the past.

Carol Virden, City Clerk/Treasurer said she would like to make the accommodations tomorrow.

Mayor Armstrong said another item is that there was going to be a Municipal League day on February 23rd. That would also be an important day because there are a lot of issues out there like the budget. He said he would like to see us there in numbers.

Mayor Armstrong said on the lines of what Councilor Holman was talking about he has just received several good remarks about Officer Bailey and how conducts himself out there.

NEW BUSINESS

Mayor Armstrong stated next item on the agenda was - Consider Approving Personnel Recommendations- (2) Positions-Communication Detention Officers.

Mayor Armstrong said these positions where what he had to do emergency hire for because they were down to one dispatcher. There was a sickness and another out for vacation.

Mayor Armstrong entertained a motion to approve Personnel Recommendations- (2) Positions-Communication Detention Officers.

Councilor Olivo moved to approve Personnel Recommendations- (2) Positions-Communication Detention Officers. Seconded by Councilor Hood.

Councilor Williams asked Mayor Armstrong to identify who they were.

Mayor Armstrong said one of them was Amelia Aragon and that she has worked here before. He said she is a certified dispatcher. The other one is Dixie Hipp and she had worked here for a while and was almost ready to go to dispatch training but had a family illness that took her out of the area for some time.

Councilor Olivo asked if they were still short?

Mayor Armstrong said they were up to par with dispatchers but they didn't have any part-time and down the road they were probably going to be looking at that in case someone gets sick.

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 - Confirm Appointment of Mark Doth as Member of the Lincoln County Commission to Joint Use Board by Joint Powers Agreement-As Approved and Adopted by the village of Ruidoso the 26th day of November 2002, and the City of Ruidoso Downs the 26th day of November 2002.

Mayor Armstrong entertained a motion to approve Appointment of Mark Doth as Member of the Lincoln County Commission to Joint Use Board by Joint Powers Agreement-As Approved and Adopted by the village of Ruidoso the 26th day of November 2002, and the City of Ruidoso Downs the 26th day of November 2002.

Councilor Williams moved to approve Appointment of Mark Doth as Member of the Lincoln County Commission to Joint Use Board by Joint Powers Agreement-As Approved and Adopted by the village of Ruidoso the 26th day of November 2002, and the City of Ruidoso Downs the 26th day of November 2002. Seconded by Councilor Holman.

Councilor Williams said the individual that they have put in front of them is Mark Doth, newly elected Commissioner in Lincoln County and the Joint Use Board is a very important board who make very important decisions and are vital when it comes to the Wastewater Treatment Plant. He said he thinks this individual who just go sworn in last week that he didn't agree with his name being presented to us tonight as a representative of the County. He said someone a little more experienced would be more to the liking of the committee as a whole. He said, as a member of the governing body that makes the approval of these selections would make his anxiety drop a little bit.

Mayor Armstrong said this name was given to us by the Commissioners as a whole to be on the JUB. He said it wasn't picked by anyone here.

Councilor Holman said he was glad Councilor Williams brought this up because it is a very delicate situation and he also was concerned for different reasons than Councilor Williams. He said his concern for a long time has been that the representative from the County, which a lot of the time is a tie-breaker, that individual on the Joint Use Board representing the County not be a resident also of the Village of Ruidoso. He said that they also not be resident of the City of Ruidoso Downs. He said they have two Commissioners that are County residents and didn't know why or for what reasoning the County presented this name and also an alternate backup. He said he just wasn't comfortable and never has been with people voting to break

those ties and being a resident of one of those two municipalities. He said the last representative for the Joint Use Board from the County Commission was very good. Eventually that pressure for people without a strong conviction is going to show. It's not only not fair to those two municipalities but also not fair to that individual. He said his preference was no to anyone from either of the two municipalities.

Councilor Williams asked if this person was a resident of Ruidoso?

Councilor Holman said yes.

Councilor Hood said it would be nice if they had a representative from the County.

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

Mayor Armstrong stated next item on the agenda was - Consider Mayor's Appointment to Planning and Zoning Commission.

Mayor Armstrong said Dale Perry was a longtime resident and also Luther Light. They have both given letters to him. It is a five-member board and they are down to three and it makes it hard to have a meeting. They have a meeting once a month.

Councilor Hood moved to approve Mayor's Appointment to Planning and Zoning Commission. Seconded by Councilor Williams.

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 Wastewater Treatment Plant Operating Invoice for December 2010.

Terri Mosley, Finance Director said she reviewed all of the invoices and the numbers appear to be correct.

Mayor Armstrong entertained a motion to Approve Wastewater Treatment Plant Operating Invoice for December 2010.

Councilor Williams moved to approve the Wastewater Treatment Plant Operating Invoice for December 2010. Seconded by Councilor Holman.

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.

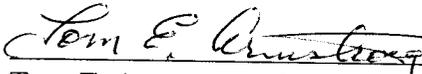
Wayne Williams said he would like to compliment the City Council and the governing body for expressing what he believes is their honest opinions on Item 12B. It is quite refreshing to see some honest forethought going into this. The other thing he wanted to say was in reading the minutes of the Special Meeting for the museum, the deal that is being made with the State was what little bit of information that he could dig out was that it sounds like a pretty good thing and he said he would like to give kudos to whoever started this deal with the State. It sounds real good and frees up a lot of our money and our time. He said he would like to make a suggestion that they have an outside legal firm look at this contract. He said the Underwood Firm has too close of ties to Hubbard for these people to give an honest view that would be strictly to protect the City. From what he could see in the minute's sounds real good but so did the agreement with the Senior Citizens about 20 years ago. The deal made with Hubbard in the first place sounded good too so he said he would like to suggest they have an outside firm look over it and confirm whether it's good or not.

ADJOURNMENT

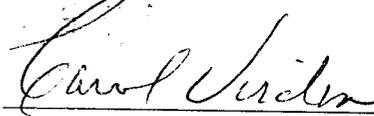
There being no further business, Mayor Armstrong entertained a motion for adjournment.

Councilor Olivo moved to adjourn at 6:03 p.m. Seconded by Councilor Holman.

All were in favor and motion passed.


Tom E. Armstrong, Mayor

ATTEST:


Carol Virden, City Clerk/Treasurer