

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
DECEMBER 12, 2011
5:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on December 12, 2011. Mayor Armstrong called the meeting to order at 5:30 p.m. and asked Steve Dunigan 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:

Zack Cook, City Attorney
Terri Mosley, Finance Director
Cleatus Richards, Public Works Director
Steve Dunigan, Planning & Zoning Director
Jim Kofakis, Museum Director
Doug Babcock, Police Chief

APPROVAL OF AGENDA

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

Mayor Armstrong entertained a motion to approve the agenda.

Councilor Hood moved to approve the agenda. Seconded by Councilor Williams.

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 Olivo moved to approve the Consent Agenda. Seconded by Councilor Hood.

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

APPROVAL OF MINUTES OF REGULAR MEETING OF NOVEMBER 28, 2011.

Councilor Olivo moved to approve Minutes of Regular Meeting of November 28, 2011. Seconded by Councilor Hood.

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

APPROVAL OF ACCOUNTS PAYABLE

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

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

UNFINISHED BUSINESS

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

There was no Unfinished Business.

NEW BUSINESS

Mayor Armstrong stated next item on the agenda was New Business - Consider Approving Resolution No. 2011-16 Amending the Per Diem and Mileage Act of the City of Ruidoso Downs.

Councilor Williams moved to approve Resolution No. 2011-16 Amending the Per Diem and Mileage Act of the City of Ruidoso Downs. Seconded by Councilor Holman.

Councilor Williams asked for a clarification.

Terri Mosley, Finance Director said what they were changing was on page 7, Section 5 B1 and that was to reflect State Statutes 10-8-4 2B and that's on the private vehicle mileage.

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. 2011-17 A Concept Resolution to the New Mexico Department of Transportation.

Mayor Armstrong entertained a motion to approve Resolution No. 2011-17 A Concept Resolution to the New Mexico Department of Transportation.

Cleatus Richards, Public Works Director said this is to authorize filing an application to finish the sidewalk on Highway 70. The project is estimated at \$353,945. The normal funding requirement is 25% contribution for the part of the City. He said he was requesting a waiver for this project. He said the 25% contribution would be \$88,486 and we have a good chance of getting the waiver. If we don't get the waiver we probably can't proceed with this project. Cleatus said he will be meeting with the Department of Transportation on Dec. 21st on what they call a "feasibility inspection" of the project. This will allow him to continue with the application process. If the funding is approved there will be a further resolution by the council to authorize the project.

Councilor Williams asked what the process was with the waiver?

Cleatus Richards, Public Works Director said he wasn't very clear on what the process was but he would be pursuing that.

Councilor Williams moved to approve Resolution No. 2011-17 A Concept Resolution to the New Mexico Department of Transportation. Seconded by Councilor Olivo.

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. 2011-18 Establishing New Street Names.

Mayor Armstrong entertained a motion to approve Resolution No. 2011-18 Establishing New Street Names.

Steve Dunigan, Planning & Zoning Director said as part of the ongoing 911 Emergency street addressing there are several problems and there are some unnamed roads. Our goal is to assign an address and name to every property within our City. In naming these two streets we are making sure when an emergency call goes out they can be found. He said the recommendation that they have had to be cleared through the County to make sure there were no duplicates. One small road between Palo Verde and Reservoir will be named Pinto Lane and the other is located off of Turkey Canyon and up a drive and will be named Mars Court.

Councilor Williams asked if these two streets would be maintained by the City since they would now be City streets?

Steve Dunigan, Planning & Zoning Director said the way a street would be tied to the infrastructure would be through a dedication process. Right now this is simply for the 911 Emergency response. He said street signs would have to be ordered.

Councilor Williams moved to approve Resolution No. 2011-18 Establishing New Street Names. Seconded by Councilor Hood.

Roll call votes: Councilor Olivo, Abstained due to conflict of interest; Councilor Williams, Aye; Councilor Holman, Aye; Councilor Hood, Aye. Motion carried.

Mayor Armstrong stated next item on the agenda was – Consider approving Memorandum of Understanding Between the Village of Ruidoso and the City of Ruidoso Downs as the Administrative Authority for the Ruidoso Downs Police Department for DWI Enforcement Activities and Reimbursement of Costs.

Chief Babcock said this was the same basic MOU that they have had with the Village of Ruidoso over the years in conjunction with the DWI Council. The grant offers overtime to our police officers for DWI enforcement. They have a projected amount of \$1,000 that they can provide to our department between now and the end of May 2012.

Mayor Armstrong entertained a motion to approve Memorandum of Understanding Between the Village of Ruidoso and the City of Ruidoso Downs as the Administrative Authority for the Ruidoso Downs Police Department for DWI Enforcement Activities and Reimbursement of Costs.

Councilor Hood moved to approve Memorandum of Understanding Between the Village of Ruidoso and the City of Ruidoso Downs as the Administrative Authority for the Ruidoso Downs Police Department for DWI Enforcement Activities and Reimbursement of Costs. 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 Agenda Briefing Memorandum – Request Purchase of Equipment for Cope Learning Center – Hubbard Museum of the American West.

Jim Kofakis, Museum Director said as reported in July or August they got a grant for \$79,355 from the federal government and was written so they could do it through cooperative education services. They will do the bidding process for us and this will be to replace some very high-tech equipment in the Cope Center.

Councilor Holman asked if this would be funded by a grant?

Jim Kofakis said yes.

Councilor Williams asked what type of equipment this would be?

Jim Kofakis said the most expensive would be some webinar equipment and it allows you to go real time with the Smithsonian and would allow people to take a real time tour of the museum.

Councilor Holman moved to approve Agenda Briefing Memorandum-Request Purchase of Equipment for Cope Learning Center-Hubbard Museum of the American West. 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 Unauthorized Purchase - Rocky Mountain Supply - \$1,153.25.

Terri Mosley, Finance Director said they has an employee bring in some requisitions and had some equipment repairs made through Rocky Mountain supply but the approval was for use of a procurement card not to exceed \$500.00. The repairs cost more than we initially thought and through the employee for whatever reason the repairs were made without an actual requisition to Rocky Mountain Supply. Because of that it has to be brought to council for approval and the employee has been disciplined and understands the situation.

Councilor Holman asked what repairs were done and to what piece of equipment?

Terri Mosley, Finance Director said it was in Parks & Rec and was a weed eater and a mower.

Councilor Holman said so the situation was that it was our equipment that needed repair and so we aren't at a loss and have better equipment.

Terri Mosley, Finance Director said that is correct and a budget adjustment was made so now there is money in that line item.

Mayor Armstrong entertained a motion to approve Unauthorized Purchase-Rocky Mountain Supply - \$1,153.25.

Councilor Olivo moved to approve Unauthorized Purchase-Rocky Mountain Supply - \$1,153.25. Seconded by Councilor Williams.

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

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

Mayor Armstrong stated next item on the agenda was Other Business - Presentation of New Mexico Clean & Beautiful Affiliate Award, Beautification Committee - Judy Miller, Chairperson.

Judy Miller, Chairperson said she and Jean Proctor were here to present their first gold medal to go out in the display in the hallway from New Mexico Clean & Beautiful. She said they are proud of it and comes to them from meeting all of their goals. They have been getting their

grant through the Department of Tourism and it was all recorded very well by Kathy our secretary. She said we are one of the smallest communities to receive a gold and she attended to receive it on November 18th and Deb Dvorak went with her. She said Jean Proctor and Brenda Frost attended last year. She thanked Gary Williams for his cleanup efforts and thanked everybody who came together as a community. She also thanked the Lodgers' Tax Committee, American Legion, VFW, Parks & Rec, and Economic Development Board.

Jean Proctor said they would also like to thank all of the sponsors and volunteers.

Judy said Gary Williams helped tremendously with the Toss No Mas cleanup and handled the first Tire Amnesty held in the Downs and we collected 378 tires. This was held in conjunction with Greentree Solid Waste Authority. Judy said they certainly wanted to thank all of the volunteers and there were a lot more volunteers for the last two cleanups and it was noticeable.

Mayor Armstrong thanked Judy and all of the committee members and was proud too to have this show up.

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.

Pam Williams said it seems that you and the media seemed to misunderstand what she said at the previous City Council meeting. She said she did not object to the Holiday Schedule Resolution. Her objection was that the Resolution means nothing. You go through the motions making Resolutions and then don't follow them. Why is it the half days given to most employees excluding the police and museum included in the Resolution? The problem is paying 90% of the employee benefits where even larger cities pay only 40%. She said she thought they need to compare our benefits and wages to similar cities our size. This administration seems to be operating by its own rules failing to respect City policy. It seems we have lack of leadership directing day-to-day work activities and we are now heading toward dictatorship instead. What happened to the transparency promised to the citizens of the City? You shut the door in our face. I would like to think that smarter people than I are in the position to make good decisions. I would like to think that those same people have the citizens' best interests at heart. Believe it or not we expect honesty and truth from all of you. It is the citizens that pay your wages and if you cannot live by the truth and the rules then you need to resign.

Jim Burrow said he wanted to say something for Ruidoso Downs "Meals on Wheels." He said they are having a fundraiser and he put out some posters around the area. They are offering sugar cookies and gingerbread. He said to call him if you cannot pick them up and he will deliver them.

ADJOURNMENT

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

Councilor Hood moved to adjourn at 6:05 p.m. Seconded by Councilor Olivo.

All were in favor and motion passed.



Tom E. Armstrong
Tom E. Armstrong, Mayor

Carol Virden
Carol Virden, City Clerk/Treasurer