

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
ORGANIZATIONAL AND
REGULAR MEETING
MARCH 26, 2012
5:30 P.M.

Mayor Gary L. Williams called the meeting to order at 5:30 p.m. and stated the first item was:

ORGANIZATIONAL MEETING OF THE GOVERNING BODY FOR THE CITY OF
RUIDOSO DOWNS, NEW MEXICO

Reading of Rules of Debates from the City of Ruidoso Downs Municipal Code of Ordinances 31.02 (E) Rules of debate 1 through 7.

Mayor Williams read Rules of Debates from the City of Ruidoso Downs Municipal Code of Ordinances 31.02 (E) Rules of debate 1 through 7.

Pursuant to Chapter 32: CITY officials Section 32.002 Appointments; Terms. Appointed officers and appointed special committee members serve at the pleasure of the Mayor and City Council. At an organizational meeting of the City Council, which shall be held every two years following the March general election, the Mayor shall immediately submit, for confirmation by the City Council, the names of persons who shall fill the various appointive offices of the City or shall serve as members of the various special boards, commissions, or committees of the City.

Pursuant to Chapter 32: City Officials Section 32.001 Appointive Officers: The Mayor shall submit, for confirmation by the Governing Body, the names of persons who shall be employed to fill the Appointive officers of City Administrator, City Clerk/Treasurer, Chief of Police and City Attorney.

Mayor Williams submitted the name of Doug Babcock for Chief of Police.

Councilor Hood moved to accept the name of Doug Babcock for Chief of Police. Seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Mayor Williams submitted the name of H. John Underwood as City Attorney.

Councilor Miller moved to accept the name of H. John Underwood as City Attorney. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Appointment of City of Ruidoso Downs Special Boards, Commissions, or Committees.

- a. Lodgers' Tax Board
- b. Planning and Zoning Commission
- c. Economic Development Board
- d. Greentree Solid Waste Council Liaison
- e. Budget and Finance Council - Subcommittee
- f. Beautification/Tourism Event Committee
- g. DWI Council-Ruidoso Downs Council-Liaison
- h. Ruidoso River Restoration Committee/Alternate

Mayor Williams submitted the following names for each Special Board, Commission, or Committee for confirmation by the Governing Body:

Lodgers' Tax Board

L. Dale Perry, Councilor-Mayor's Representative
Faith Smith, Chairperson
Shamie Mills
Jesus Figueroa
Judy Van Winkle
VACANT

Mayor Williams entertained a motion to approve the names submitted for the Lodgers' Tax Board.

Councilor Hood moved to approve the names for the Lodgers' Tax Board. Seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Planning & Zoning Commission

L. Dale Perry, Councilor-Mayor's Representative
Jim Burrow, Chairman
Windsor Lacewell
Robert Gustafson
Luther Light
VACANT

Mayor Williams entertained a motion to approve the names submitted for the Planning & Zoning commission.

Councilor Hood moved to approve the names for the Planning & Zoning Commission. Seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Economic Development Board

Tommy Hood, Councilor-Mayor's Representative
C.F. "Pappy" Bell, Chairman
Harold Oakes
Beth Miller
Susan Garrett
VACANT
VACANT
VACANT

Mayor Williams entertained a motion to approve the names submitted for the Economic Development Board.

Councilor Perry moved to approve the names for the Economic Development Board. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Nay; Councilor Hood, Aye; Councilor Miller, Nay; Councilor Perry, Aye. Motion carried.

Mayor Williams voted Aye to break the tie vote. Motion carried.

Greentree Solid Waste Council

L. Dale Perry, Councilor - Primary Representative
Dean Holman, Councilor - Alternate Representative

Mayor Williams entertained a motion for the approval of names as submitted to Greentree Solid Waste.

Councilor Hood moved to approve the names for the Greentree Solid Waste: Seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Mayor Williams said at the previous meeting the members of the Waste Water Treatment Plant Joint Use Board were approved. The Mayor was named and the Mayor Pro Tem, Dean Holman as his Alternate. Judy Miller was named as the Citizen/Councilor.

Budget and Finance Sub-Committee

Tommy Hood, Councilor

Judy R. Miller, Councilor

Mayor Williams entertained a motion for the approval of names submitted to Budget and Finance Committee.

Councilor Perry moved to approve the names for the Budget and Finance Council Subcommittee. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Beautification Committee

Judy R. Miller, Councilor-Mayor's Representative
Sebrina Lundquist
Jean Proctor
Brenda Frost
Deb Dvorak

Mayor Williams entertained a motion for approval of names submitted for Beautification Committee.

Councilor Hood moved to approve the names for the Beautification Committee. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

DWI Council-Ruidoso Downs Council-Liaison

Dean Holman, Councilor

Mayor Williams entertained a motion for the approval of DWI Liaison as submitted.

Councilor Miller moved to approve the name for the DWI Council-Ruidoso Downs Council-Liaison. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Ruidoso River Restoration Committee/Alternate

Cleatus Richards, Public Works Director - Primary
Ken Mosley, Public Works Department - Alternate

Mayor Williams entertained a motion for the approval of names as submitted for the RRRC.

Councilor Miller moved to approve the names for Ruidoso River Restoration Committee: seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

CALL TO ORDER Mayor Williams called the Organizational/Regular meeting of Monday, March 26, 2012 to order.

PLEDGE OF ALLEGIANCE Mayor Williams asked Joe Blaney to lead in the Pledge of Allegiance.

ROLL CALL Mayor Williams asked Carol Virden, City Clerk/Treasurer to take Roll Call.

The following were present:

Councilor Holman

Councilor Hood

Councilor Miller

Councilor Perry

Quorum was met.

Department Heads present:

Zack Cook, City Attorney

Terri Mosley, Finance Director

Steve Dunigan, Planning & Zoning Director

Jim Kofakis, Museum Director

Doug Babcock, Chief of Police

Absent: Cleatus Richard, Public Works Director

APPROVAL OF AGENDA

Mayor Williams entertained a motion to approve the Agenda.

Councilor Hood moved to approve the Agenda. Seconded by Councilor Miller.

Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

APPROVAL OF CONSENT AGENDA

Mayor Williams entertained a motion to approve the Consent Agenda.

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

Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

APPROVAL OF MINUTES OF THE ORGANIZATIONAL/REGULAR MEETING OF MARCH 12, 2012

Councilor Miller moved to approve the Minutes of the Organizational/Regular Meeting of March 12, 2012. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

APPROVAL OF ACCOUNTS PAYABLE

Councilor Miller moved to approve Accounts Payable. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

APPROVAL OF MONTHLY REPORTS

Councilor Miller moved to approve the Monthly Reports. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

APPROVAL OF COMMITTEE REPORTS

Councilor Miller moved to approve the Committee Reports. Seconded by Councilor Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

UNFINISHED BUSINESS

- A. Discussion and Possible Action on Request to Pledge funds to Boys and Girls Club of Sierra Blanca.

Tim Coughlin said he was here to represent the Boys and Girls Club of Sierra Blanca. They came a while back and made a presentation here and since then the doors have opened. This morning he printed a report but forgot to bring but said when he called for the numbers they said the numbers were different anyway because the numbers change everyday. Right now we have 137 members and is far more than they had anticipated and have added two more staff members. The club came to be by way of the Community Youth Warehouse. Last year there was a meeting set between the Youth Warehouse and a representative of the Boys and Girls Club and they were invited to have two people attend the Southwest Leadership Development Conference in August of last year. After that meeting he said he realized that the program was so much more than a glorified daycare program. It provides leadership training to the kids and scholarship opportunities. To get a Boys and Girls Club open it is usually a 12-18 month process and they got theirs open in 6 months. That happened with the partnerships and relationships with the schools. The attendance numbers change daily because the youth are encouraged to also participate in the many sports activities in town. Through a partnership with the Village of Ruidoso some of the sports leagues and the municipal schools they will meet every quarter in a group called "ASK" Alliance for Successful Kids. We want to get these kids involved in other activities. At the Boys and Girls Club we take our security very seriously and there is one door that everyone enters and exits through. At that door we have purchased a computer system where the number comes in and if they can't remember their number we can look them up under their last name. He said he was currently working on the Summer Food Program and there was about 40 to 50 meals a day served at All American Park. This year they will be able to serve a hot breakfast and a hot lunch at the Boys and Girls Club. He said they come to the City of Ruidoso Downs to ask for

help because they are able to provide a service for Ruidoso Downs that Ruidoso Downs can't provide right now.

Councilor Miller said it was a wonderful program and was a needed program. She asked if they came up with a number of how many were from Ruidoso Downs?

Tim Coughlin said they were running pretty much according to the Ruidoso School population and that was about 25% from Ruidoso Downs.

Councilor Miller said the City Attorney had some questions about this and asked if he found out anything?

Zack Cook, City Attorney said John was looking at this before he left town and the Anti-Donation Clause had been looked at so they just need an accounting of the services they are getting.

Councilor Hood asked how many kids from Ruidoso Downs were coming to the program right now?

Tim Coughlin said there are about 137 members right now so it would be 25% of that.

Councilor Miller asked about the Summer Program?

Tim Coughlin said it will be open and other than about six days and weekends they will be open the rest of the time.

Councilor Miller asked how much they were asking for?

Tim Coughlin said they were asking for \$15,000 and that Ruidoso has given them \$10,000 plus the opportunity to come back in May to ask for additional funds.

Councilor Hood said he would like to wait until they get into the new budget.

Councilor Perry said he thought the Boys and Girls Club was a great thing but that they needed more time to look at this.

Mayor Williams said the budget for this fiscal year was already set and they will be meeting soon on the committee to review the next budget and will be meeting with their staff and directors in the coming weeks.

Councilor Miller asked where in the budget would that money come from?

Mayor Williams requested that Councilor Miller have that conversation with Terri Mosley, Finance Director in private.

Councilor Perry asked to be notified if they have that conversation so that he could be in on the information.

Mayor Williams entertained a motion to postpone Item 12A until the FY 2012-2013 Budget Workshops of the Governing Body.

Councilor Hood moved to postpone Item 12A until the FY 2012-2013 Budget Workshops of the Governing Body. Seconded by Councilor Miller but that she would like to amend it that they do make sure that they will pledge funds.

Zack Cook, City Attorney said he understood the motion that they were making a commitment ahead of time. He said they might want to restate the motion to consider it.

Councilor Hood amended the motion that they postpone and consider it until after the new fiscal year budget of July 2012.

Carol Virden, City Clerk/Treasurer said it might behoove the Council to consider postponing until such time as Fiscal Year 2012-2013 Budget Workshops are in session by the Governing Body so you can take action during the preliminary hearings and that will be in May sometime.

Carol Virden, City Clerk/Treasurer said they could amend their motion

Councilor Hood and Councilor Miller said they would amend the motion until after the Budget Workshops.

Mayor Williams asked Carol Virden, City Clerk/Treasurer to read the amended motion.

Carol Virden, City Clerk/Treasurer said the motion was Councilor Hood amended his motion to postpone Item 12A until the fiscal 2012-2013 Budget Workshops of the Governing Body and it was seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Mayor Williams told Mr. Coughlin that they apologized for the delay but felt the need to be prudent on their funding but would be considered during the Budget Hearings.

Tim Coughlin said he would be available at anytime.

NEW BUSINESS

A. Mayor's comments.

Mayor Williams said he and the Museum Director met with the Robert Donaldson of the Hubbard Foundation to discuss the support for the museum. Robert Donaldson of the Hubbard Foundation handed them a check in the amount of \$25,000.00 for support of the museum. He said he would like to thank the Hubbard Foundation for their support and the check for \$25,000.00.

Mayor Williams said he would also like the community involved if they have comments about their health, safety, and welfare. He asked that they bring any comments and concerns to City Hall and they would address the correct department.

B. City Councilors comments.

Councilor Perry said he had no comments.

Councilor Hood said he had no comments.

Councilor Miller said she has enjoyed being on the Planning & Zoning and Beautification Committee and would continue with the Beautification Committee. She said they were going to meet at the park on April 7th for the Easter Egg Hunt and were also planning the cleanup for April 28th. She said they were calling for any volunteers to help.

Councilor Holman said he had no comments.

Consider Approving City of Ruidoso Downs Designee to Southeastern New Mexico Development District as Board Member.

Mayor Williams entertained a motion to Designate to Southeastern New Mexico Development District as Board Member.

Councilor Miller moved to designate Councilor Hood as the Designee to Southeastern New Mexico Development District as Board Member. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Mayor Williams said it does not state the need for an alternate but should there be need one would be named from the mayor's office.

Consider Approving Official Representative to South Central Mountain RC & D Council.

Councilor Miller asked what this council has to do?

Carol Virden, City Clerk/Treasurer said they have provided the City in the past with much information and assistance in the past and especially during the flood of 2008. They helped with the cleanup up and down the Rio Ruidoso.

Mayor Williams entertained a motion to approve an Official Representative to South Central Mountain RC & D Council.

Councilor Hood asked where they meet?

Mayor Williams said it states here that it is the fourth Thursday of the month except November and December and begins at 10 a.m. and meets at the Smokey B RV Fire Ops Building in Ruidoso. The meetings are monthly.

Councilor Hood moved to approve Councilor Miller as Official Representative to South Central Mountain RC & D Council. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Consider Approving Resolution No. 2012-03 Budget Adjustment FY 2011-2012.

Mayor Williams entertained a motion to approve Resolution No. 2012-03 Budget Adjustment FY 2011-2012.

Councilor Hood moved to approve Resolution No. 2012-03 Budget Adjustment FY 2011-2012. Seconded by Councilor Miller. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Consider Approving Personnel Recommendation(s) – Lincoln County Transit-Part Time Drivers.

Mayor Williams entertained a motion to approve Personnel Recommendations(s) – Lincoln County Transit-Part Time Drivers.

Councilor Hood moved to approve Personnel Recommendations(s) – Lincoln County Transit-Part time Drivers. Seconded by Councilor Perry. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

Consider Approving Agenda Briefing Memorandum – Radio & Audio Recording Equipment for Ruidoso Downs Police Department. Mayor Williams entertained a motion to approve Agenda Briefing Memorandum – Radio & Audio Recording Equipment for Ruidoso Downs Police Department.

Councilor Miller moved to approve Agenda Briefing Memorandum – Radio & Audio Recording Equipment for Ruidoso Downs Police Department. Seconded by Councilor

Hood. Roll call votes: Councilor Holman, Aye; Councilor Hood, Aye; Councilor Miller, Aye; Councilor Perry, Aye. Motion carried.

OTHER BUSINESS

(Items are for discussion only - no action will be taken)

There was no Other Business.

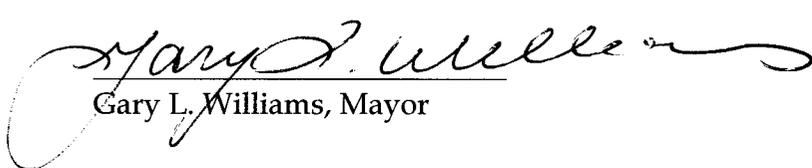
PUBLIC INPUT

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

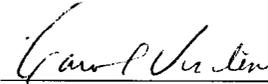
There was no Public Input.

ADJOURNMENT There being no further business, Mayor Williams adjourned the Organizational/Regular meeting at 6:25 p.m.





Gary L. Williams, Mayor



Carol Virden, City Clerk/Treasurer