MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
DECEMBER 8, 2014
4:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on December 8, 2014. Mayor Williams called the meeting to order at 4:30 p.m. and asked Chief Rupp to lead the Pledge of Allegiance. Mayor Williams asked Carol Virden, City Clerk/Treasurer to take roll call. The following were present:

Councilor Miller
Councilor Morales
Councilor Perry

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

Also present:

Alexandra Bobbit, City Attorney
Mary Castaneda, Finance Director
Christopher Rupp, Police Chief
Steve Dunigan, Planning & Zoning Director

APPROVAL OF AGENDA
Mayor Williams stated the next item on the agenda was Approval of Agenda.

Mayor Williams entertained a motion for Approval of Agenda.

Councilor Miller moved to approve the agenda. Seconded by Councilor Morales.

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

APPROVAL OF CONSENT AGENDA
Mayor Williams stated the next item on the agenda was Approval of the Consent Agenda.

Mayor Williams entertained a motion for Approval of the Consent Agenda.

Councilor Morales moved to approve the Consent Agenda. Seconded by Councilor Perry.

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

APPROVAL OF MINUTES OF REGULAR MEETING OF NOVEMBER 24, 2014
Councilor Morales moved to approve Minutes of the Regular Meeting of November 24, 2014. Seconded by Councilor Perry.

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

APPROVAL OF ACCOUNTS PAYABLES
Councilor Morales moved to approve Accounts Payables. Seconded by Councilor Perry.

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

UNFINISHED BUSINESS
There was no Unfinished Business.

NEW BUSINESS
Mayor Williams stated the next item on the agenda was – Mayor's Comments.

Mayor Williams said he and Fay would like to wish everyone a good holiday season coming up. Have fun and enjoy.

Mayor Williams stated the next item on the agenda was – Councilor's Comments.

Councilor Miller said there will be an Open House. The Beautification and the museum are going to have a Holiday Community Open House on Saturday, December 20th. She said the museum will be open their regular hours but we'll be there from 10:00 to 2:00. Mr. and Mrs. Santa plus Father Christmas will join us. You can shop in the Gift Shop. We're going to have gift bags for the kids. We'll have Christmas cookies, coffee and punch and activities for the children and Karaoke. Hopefully, and I didn't hear back about any of the children's choirs. All of you that came last year please come back.

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Resolution No. 2014-22 Open Meetings Act 2015.

Carol Virden, City Clerk/Treasurer said the Resolution No. 2014-22 is a resolution for providing for determination of reasonable notice of meeting of the City of Ruidoso Downs Governing Body and it's boards and committees. This is in compliance with the Open Meetings Act of 2009 as well as the amended in 2012 giving the 72 hour notice of the agenda to be available for copies and/or inspections.

Mayor Williams entertained a motion to approve - Resolution No. 2014-22 Open Meetings Act 2015.

Councilor Miller moved to approve - Resolution No. 2014-22 Open Meetings Act 2015. Seconded by Councilor Perry.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Resolution No. 2014-23 City of Ruidoso Downs Official Holidays 2015.

Carol Virden, City Clerk/Treasurer said Resolution No. 2014-23 are the Official Holidays for the City of Ruidoso Downs for 2015 which also coincides with the County of Lincoln excluding that the County does give Good Friday off where the City of Ruidoso Downs Governing Body does not.

Councilor Morales said only the County gets off and I'm not sure about State but Federal doesn't. That may be something to look at.

Mayor Williams entertained a motion to approve - Resolution No. 2014-23 City of Ruidoso Downs Official Holidays 2015.

Councilor Morales moved to approve - Resolution No. 2014-23 City of Ruidoso Downs Official Holidays 2015. Seconded by Councilor Miller.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Mayor's Recommendation - Planning & Zoning Appointments - Two (2) Vacancies William R. Dunlap and Billy Parker.

Mayor Williams said both of them submitted their letter to the Mayor's office.

Mayor Williams entertained a motion to approve - Mayor's Recommendation - Planning & Zoning Appointments - Two (2) Vacancies William R. Dunlap and Billy Parker.

Councilor Morales said I realize that these appointments to these boards whether they be P & Z, Economic Development, or Beautification, I realize that there is a difficulty getting members to serve on these boards. It takes up their time. I do have a problem with the Planning & Zoning Director approaching anyone to be on this board. Not just Planning & Zoning but any board. That being said, I think that we should have people approach any board if they want to serve on it. I don't think we ought to be soliciting coming on. I think it gives the appearance of a biased board. I think you know where I'm coming from Steve. You're going to have people saying yea, well, you got Bill Dunlap on there. You asked him to sign on and he's going to vote for whatever you want. I just want that very clear and I think it needs to not happen again for any board. We need to get the word out there and tell people to please sign on and we need members for whatever. That's my comment.

Councilor Miller said I wouldn't have known anything about it except the applicant mentioned it in his letter.

Councilor Morales said it was in the letter and I just don't want us to set a precedence that's going to bite us at some point later down the road.

Councilor Morales moved to approve - Mayor's Recommendation - Planning & Zoning Appointments - Two (2) Vacancies William R. Dunlap and Billy Parker with my observation noted. Seconded by Councilor Miller.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Direction of City Council - Associate Director Position - Hubbard Museum of the American West.

Carol Virden, City Clerk/Treasurer said we were made aware on November 24th during the Hubbard Museum Advisory Board meeting by Mr. Donaldson that Janis Rowe would be retiring at the end of January on the 31st which kind of put us in a bind. This note wasn't given to Human Resources. Since then she has submitted a letter extending her retirement until the end of February. As we all know the Associate Museum Director is at an hourly rate of $17.50. In looking at the funds available at this time the City cannot and it's not feasible to hire a Director for the Hubbard Museum of the American West. I ask that we continue the Associate Museum Director at $17.50 an hour and what we've done is we've taken some of the responsibilities and duties of the Directors job description and inserted them into the Associate Museum Director. We made another revision that the Associate Museum Director will report to the Mayor and City Council and not to a Director and/or just the Mayor. We have the advertisement ready to go with the job description changed if that is the direction the City Council wants to go.

Councilor Morales asked where are you going to advertise?

Carol Virden, City Clerk/Treasurer we are certainly going to advertise in Ruidoso but I think we're going to go out to Roswell and the Las Cruces area. We really need to extend further than Ruidoso. We're going to give it about a month advertising notice. If we start this month then sometime around the middle of January whatever we get in and we'll review it.

Councilor Perry said this job then won't start until after February.

Carol Virden, City Clerk/Treasurer said sometime in March.

Councilor Miller asked if we can hire them before that so they can work alongside Janis?

Carol Virden, City Clerk/Treasurer said when we get all the applications we'll review them and then go through the process of interviewing them and then bring it back to the Council for recommendations because they will report to the City Council and the Mayor.

Councilor Miller said in my mind I thought that was why she was staying longer was to train somebody.

Carol Virden, City Clerk/Treasurer said we're trying to get someone in before she leaves at the end of February.

Mayor Williams said to Council that I ask for you ask for permission to speak when you are asking questions so you don't overlap each other.

Mayor Williams entertained a motion - Direction of City Council - Associate Director Position - Hubbard Museum of the American West.

Councilor Miller moved to approve staff's recommendation to move forward with advertising for Associate Museum Director with added duties and reporting to the Mayor and Council at the rate of $17.50 an hour. Seconded by Councilor Perry.

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

OTHER BUSINESS

Mayor Williams stated the next item on the agenda was - Updated Financial Status Reports - Hubbard Museum of the American West and Lincoln County Transit.

Mary Castaneda, Finance Director said Lincoln County Transit has a beginning cash balance of $7,359.64. We had revenues of $1,041.00. I had talked about reimbursements coming in from the State and we have yet to receive them. It will be over $10,000 on that. We had expenditures of $6,422.61. The ending cash balance was $937.03. The museum had

a beginning cash balance of $29,372.53 with revenues of $9,067.04 and expenditures of $27,922.73 leaving them an ending cash balance of $1,449.80.

Mayor Williams said obviously you have $10,000 reimbursement coming from the State and then the museum's second half of the installment should be coming at the beginning of next year.

Carol Virden, City Clerk/Treasurer said that will be coming in the next quarter. I do want to make the Council aware that there is still a transfer to be made of $50,000 from Lodgers' Tax into the museum. On the Lincoln County Transit the Mayor and I are going to attend the Ruidoso Village Council meeting at 3:00 on Tuesday to report what we've done in order to move forward on the transit and any type of improvements. They do have in the Service Agreement for the $28,000 for their participation in the Lincoln County Transit fund. I did meet with Mayor Battin and the Village Manager Debi Lee, their Finance Director, and their Senior Citizens Director on November 4th. On Friday I met with Councilor Eby and Councilor Crawford. They asked the same questions that we answered on November 4th and we will be repeating ourselves again tomorrow at 3:00.

Councilor Morales asked when we are supposed to get that money from Ruidoso?

Carol Virden, City Clerk/Treasurer said after July.

Councilor Morales said and now we are in December and still haven't gotten it and you've had these meetings and have to go before their Council.

Carol Virden, City Clerk/Treasurer said on our part this is standard. It's just like the Lincoln County Humane Society. They come in and ask and discuss during the Budget Workshops and request funds and the Council approves those during the Budget and all contracts that we have. Once we do that all we ask is for an invoice for those and the turn around is within days. We can't answer for the Village.

Councilor Morales said it seems like an awful long time and it's something that benefits not just Ruidoso Downs but the citizens of Ruidoso also use the service.

Mayor Williams said I, from a personal standpoint, and that the City Clerk had to present to Council. When you have meetings with discussions you have questions that need to be answered. This is the first time we've ever had to do this going up in front of the public. I'm not real pleased with that. I think it's unprofessional and not well taken from my standpoint. We will make that presentation and it's unfortunate that we have to do this. I'm voicing my displeasure publicly.

Councilor Miller said our staff has taken over the duties of that transit since we cannot afford a Director there and they have gone overboard to have meetings and whatever. We need to actually show them that they are using it more than Ruidoso Downs and the fiscal

agent is putting up more money, more time and everything. They need to jump on board and help us more than that because we are putting in more than they are and have less residents using it. The people all over the County know this. The Aging group really needs this. It's beneficial for a lot of people and they need to help a little more.

PUBLIC INPUT
There was no Public Input.

Wayne Williams said first of all I would like to thank the two ladies that are doing the transit system including the financial report. The other thing I'd like to say is my compliments to the City for the lighting at the museum.

ADJOURNMENT
There being no further business to Mayor Williams entertained a motion and a second to adjourn.

Councilor Morales moved to adjourn at 4:54 p.m. Seconded by Councilor Perry.

Gary L. Williams, Mayor

CITY OF RUIDOSO DOWNS CORPORATE SEAL NEW MEXICO

ATTEST:

Carol Virden, City Clerk/Treasurer