

RUIDOSO DOWNS CITY COUNCIL
SPECIAL JOINT MEETING OF THE CITY OF RUIDOSO DOWNS GOVERNING BODY;
VILLAGE OF RUIDOSO GOVERNING BODY AND REGIONAL WASTEWATER
TREATMENT PLANT JOINT USE BOARD
FRIDAY, MARCH 28, 2014
10:00 A.M.
VILLAGE OF RUIDOSO ADMINISTRATIVE CENTER
COUNCIL CHAMBERS
313 CREE MEADOEWS DRIVE
RUIDOSO, NEW MEXICO

The Council of the City of Ruidoso Downs met in a Special Joint Meeting on March 28, 2014. Mayor Williams called the meeting to order at 10:00 a.m. Mayor Williams asked Carol Virden, City Clerk/Treasurer to take roll call. The following were present:

Councilor Miller
Councilor Morales

Councilor Perry
Councilor Hood (absent)

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

Also present:

H. John Underwood, City Attorney
Cleatus Richards, Public Works Director
Dale Graham, Public Works Project Manager

CLOSED SESSION

Discussion subject to the attorney-client privileged pertaining to threatening and/or pending litigation in which the City of Ruidoso Downs is or may become a participant. Pursuant to §10-15-1 (H)7, NMSA 1978.

- Working on implementation of the Special Master's Report in the Village of Ruidoso v. City of Ruidoso Downs; Cause No. CV-10-353, also known as the Merritt case; Including discussion on cost by Mediator Frank R. Coppler.
- Discussion of the purchase, acquisition, and/or disposal of real property and/or water rights by the Village of Ruidoso, Pursuant to §10-15-1 (H)8, NMSA 1978.
- Discussion and Possible Action on Corrected Deeds into the Regional Wastewater Treatment Plant Joint Use Board.

Any action taken as a result of the Closed Session will be brought back into Open Session.

Mayor Williams entertained a motion to go into Closed Session for discussion subject to the attorney-client privileged pertaining to threatening and/or pending litigation pursuant to §10-15-1 (H7) NMSA 1978.

- Working on implementation of the Special Master's Report in the Village of Ruidoso v. City of Ruidoso Downs; Cause No. CV-10-353, also known as the Merritt case; Including discussion on cost by Mediator Frank R. Coppler.
- Discussion of the purchase, acquisition and/or disposal of real property and/or water rights by the Village of Ruidoso, Pursuant to §10-15-1 (H)8, NMSA 1978.
- Discussion and Possible Action on Corrected Deeds into the Regional Wastewater Treatment Plant Joint Use Board.

Councilor Miller moved to approve to go into Closed Session for the discussion subject to the attorney-client privileged pertaining to threatening and/or pending litigation pursuant to §10-15-1 (H7) NMSA 1978 Working on implementation of the Special Master's Report in the Village of Ruidoso v. City of Ruidoso Downs; Cause No. CV-10-353, also known as the Merritt case. Seconded by Councilor Perry.

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

Mayor Williams closed the Joint meeting at 10:03 a.m. and invited H. John Underwood, City Attorney, Cleatus Richards, Public Works Director, Dale Graham, Public Works Project Manager and Carol Virden, City Clerk/Treasurer.

Mayor Williams entertained a motion to go back into Special Session.

Councilor Morales moved to go back into Special Session. Seconded by Councilor Perry.

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

Mayor Williams called the Special Joint Meeting back to order at 12:10 p.m. and asked that a member of the City Council attest to the fact that the only items discussed in Closed Session were that of discussion subject to the attorney-client privileged pertaining to threatening and/or pending litigation pursuant to §10-15-1 (H7) NMSA 1978.

Councilor Morales attested to the fact that the only items discussed in Closed Session were that of discussion subject to the attorney-client privileged pertaining to threatening and/or pending litigation pursuant to §10-15-1 (H7) NMSA 1978 and no action was taken.

Councilor Morales moved that we authorize the Mayor of the City of Ruidoso Downs to execute a correction quitclaim deed for the portion of the Wastewater Treatment Plant real property deeded by a warranty deed on November 29, 1979, and by a correction warranty deed on December 16, 1981, from Frances Fritz, Hale, General Partner, Lazy "H" Limited, a Limited Partnership to "The Joint Use Board for regional control of wastewater treatment facilities" to reflect ownership in "The Village of Ruidoso and the City of Ruidoso Downs" (aka Ruidoso Joint Use Board). Seconded by Councilor Miller.

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

ADJOURNMENT

There being no further business to attend to Mayor Williams adjourned the Special Joint Meeting of the City of Ruidoso Downs and Village of Ruidoso meeting at 12:25 p.m.



Gary L. Williams

Gary L. Williams, Mayor

ATTEST:

Carol Virden

Carol Virden, City Clerk/Treasurer