

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
AUGUST 24, 2015
4:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on August 24, 2015. Mayor Williams called the meeting to order at 4:30 p.m. and asked Avril Coakley 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
Councilor Ritter

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
Dale Graham, Project Manager
Dakota Crouch, HMAW Associate Director

APPROVAL OF AGENDA

Mayor Williams stated the next item on the agenda was - Approval of Agenda with the removal indefinitely of Item A, C, and D under Unfinished Business and to postpone Item B until the regular meeting of September 28, 2015.

Alexandra said Item A was what we call the PSAP Agreement and we had a meeting with the Village of Ruidoso not last Wednesday but the Wednesday before and we discussed the current contract between the Village of Ruidoso and the City of Ruidoso Downs which was a utilization of their PSAP equipment at \$24,000.00 a year. It has been agreed to that we are all in favor for a consolidated dispatch so I have already gone ahead and sent a letter to Mr. Alan Morel trying to get the County's input on that. At that meeting it was voiced that was the direction the City and the Village wanted to go in and so the next step that they are looking to was instead of focusing on the PSAP agreement is to focus on getting a

consolidated dispatch together. With that it was agreed that the PSAP agreement wasn't necessary at the time and they're not going to be looking for that to be put in place.

Mayor Williams said we are still covered by 911.

Councilor Miller moved to – Approve the Agenda with the removal indefinitely of Item A, C, and D under Unfinished Business and to postpone Item B until the regular meeting of September 28, 2015. Seconded by Councilor Ritter.

Roll call votes: Councilor Ritter, Aye; 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 Miller.

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

APPROVAL OF MINUTES OF WORK SESSION OF AUGUST 3, 2015

APPROVAL OF MINUTES OF WORK SESSION OF AUGUST 4, 2015

APPROVAL OF MINUTES OF REGULAR MEETING OF AUGUST 10, 2015.

Councilor Morales moved to approve minutes of Work Session of August 3, 2015, Work Session of August 4, 2015, and Regular Meeting of August 10, 2015. Seconded by Councilor Miller.

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

APPROVAL OF ACCOUNTS PAYABLES

Councilor Morales moved to approve Accounts Payables. Seconded by Councilor Miller.

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

APPROVAL OF MONTHLY REPORTS

Councilor Morales moved to approve Monthly Reports. Seconded by Councilor Miller.

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

APPROVAL OF COMMITTEE REPORTS

Councilor Morales moved to approve Committee Reports. Seconded by Councilor Miller.

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

UNFINISHED BUSINESS

Mayor Williams stated the next item on the agenda was 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 we had a lot of activity in the City this last weekend. I don't think we got as many people as we wanted at All American Park because the people weren't aware and it's unfortunate we didn't get as much support from our neighbors with the advertising. This was the Farmer's Market, motorcycle rally, and the Mountain Festival. There were also the two car sales at Avalon. He said to be careful out there with the road project still going on.

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

Councilor Miller said I just want to let everyone know that the chairman for the Beautification Committee passed away last week, Ellen Bizzell. I would like to have a little moment of silence.

There was a moment of silence.

Mayor Williams stated the next item on the agenda was - Presentation - Avril Coakley - Ruidoso Athletic Club (RAC).

Avril Coakley said I am the owner of the Ruidoso Athletic Club and I don't know if any of you have been in there but every year we try to do something new to service our members. In September we are going 24/7 and this will give people the opportunity to be mindful of the fitness and their health when they say oh, I don't have the time. Just to let you know that police and fire, first responders, we really are the victims of the number one heart disease. Unfortunately the mechanisms in our body are very short term survival and physical exercise is the only thing that metabolizes the hormones of stress. When first responders don't get rid of those they build up and after twenty or twenty-five years of this build up what happens is fifty percent of those firefighters die within five years of their retirement which is really sad. The buildup of those hormones attracts plaque and over time clogs the arteries. At our club we have an indoor swimming pool, saunas, group fitness, and personal training. We have a body composition machine and it shows the

breakdown of body fat, protein and minerals. Most people are walking around dehydrated and especially at this altitude and climate. Rule of thumb is to try and drink half your body weight in ounces every day. It's a lot of water but very necessary. When someone walks into our club we give everybody an hour with one of our trainers to walk around for an orientation. We do fitness consultations. We have nutritional advisors and specialists. You as a village are collectively discounted. I have left some rack cards here so if you want more information and we also have a Facebook page and a YouTube channel for our member resources.

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Second Renewal Agreement between the City of Ruidoso Downs and Village of Ruidoso for the Operations of the Lincoln County Transit.

Mayor Williams said basically this is the continuation of the Village and City to remain partners in the operation of the transit system. The Village of Ruidoso contributes \$28,000.00 toward the service each year and there is often discussion between the two on how to improve the system. I would like to thank Carol for the information packet that she presented to me that I will be sending for funding. It is very thorough and will hopefully help us get extra funding so we can change the name on the buses. This agreement is very helpful and Ruidoso has been very helpful in being our partner and giving us their support.

Mayor Williams entertained a motion to approve - Second Renewal Agreement between the City of Ruidoso Downs and Village of Ruidoso for the Operations of the Lincoln County Transit.

Councilor Miller moved to approve - Second Renewal Agreement between the City of Ruidoso Downs and Village of Ruidoso for the Operations of the Lincoln County Transit. Seconded by Councilor Perry.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Approval of Agenda Briefing Memorandum - HMAW - Contract for elevator maintenance - Abell Elevator.

Dakota said this is one of the items that was removed from Unfinished Business because they changed the name of the contractor. Well, they didn't change the name of the contractor. It is a different contractor. It is for quarterly service of our elevator and it has to be checked on a regular basis to keep it operating. The bids were from Otis Elevator, Quality Elevator from Albuquerque, and Abell Elevator from El Paso. There was quite a difference in the cost of the inspections, service, and maintenance. The most cost effective was Abell Elevator at \$660.00 per year and that would be a quarterly fee of \$165.00 per quarter. I am asking for approval of the agreement for one year with Abell Elevator.

Councilor Ritter said there is a huge difference in cost between them.

Mayor Williams entertained a motion to approve – Agenda Briefing Memorandum – HMAW – Contract for elevator maintenance – Abell Elevator.

Councilor Ritter moved to approve – Agenda Briefing Memorandum – HMAW – Contract for elevator maintenance – Abell Elevator. Seconded by Councilor Morales.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Approval of Agenda Briefing Memorandum – HMAW – Contract for Pest Control – Continental Termite & Pest Control.

Dakota said this contract is again one of the items that was removed from Unfinished Business due to a change in company. We received two bids. We tried four companies but we had some particular requirements for our pest control because of the nature of our collections. The pest control and deterrents mechanisms and specifically the sprays have to conform to particular specifications so it does not damage the historical items. The two companies that responded do have the means to provide that product and service and other two responded that they don't have the means. The two companies that could were Enviro-Tech and it came to a total of \$1,250.00. The other company was Continental Termite & Pest Control and their total cost in the bid came to \$990.00. I am asking for your approval to approve Option 2 of the contract at a bi-monthly servicing at \$165.00 per service to Continental Termite & Pest Control.

Councilor Morales said did you say bi-monthly and would they come every other week?

Dakota said no, they would come every other month.

Mayor Williams entertained a motion to approve – Agenda Briefing Memorandum – HMAW – Contract for Pest Control – Continental Termite & Pest Control.

Councilor Morales moved to approve – Agenda Briefing Memorandum – HMAW – Contract for Pest Control – Continental Termite & Pest Control. Seconded by Councilor Miller.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Approval of Agenda Briefing Memorandum – HMAW – Renewal of Loan Number 200301 – Lea County Museum.

Dakota said this loan to the Lea County Museum is a loan that our museum has provided two items to them for several years and they wish to continue exhibiting them. We do not currently have any plans to exhibit them for the next few years. I would like to ask for approval to renew the loan for one year from today's date with the option of having four more renewals.

Councilor Morales said would it be the option to renew for four more or three more? Normally we have the one and then three additional renewals.

Dakota said that is not a problem.

Councilor Morales moved to approve – Agenda Briefing Memorandum – HMAW – Renewal of Loan Number 2003001 – Lea County Museum with the option of three subsequent renewals. Seconded by Councilor Ritter.

Roll call votes: Councilor Morales, Aye; Councilor Ritter, Aye; Councilor Miller, Aye; Councilor Perry, 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 these figures are for July. Lincoln County Transit had a beginning cash balance of \$38,973.48. Revenues of \$6,509.07. Expenditures of \$9,266.32. Leaving them an ending tentative cash balance of \$36,216.23. The museum had a beginning cash balance of \$15,115.29. Revenues of \$14,107.16. Expenditures of \$24,001.99. Leaving them an ending tentative cash balance of \$5,220.66.

PUBLIC INPUT

There was no Public Input.

CLOSED SESSION

Limited Personnel Matters Pursuant to Section 10-15-1 H2, NMSA 1978 for the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee. 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 Limited Personnel Matters Pursuant to Section 10-15-1 H2, NMSA 1978 for the discussion of hiring, promotion,

demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee.

Councilor Morales moved to go into Closed Session for Limited Personnel Matters Pursuant to Section 10-15-12 H2, NMSA 1978 for the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee. Seconded by Councilor Perry.

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

Mayor Williams closed the regular meeting at 4:58 p.m. and invited Alexandra Bobbit, City Attorney, Carol Virden, City Clerk, and called for a five minute recess.

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

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

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

Mayor Williams call the regular meeting back to order at 6:31 p.m. and asked that a member of the City Council attest to the fact the only items discussed in Closed Session were Limited Personnel Matters Pursuant to Section 10-15-1 H2, NMSA 1978 for the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee.

Councilor Morales attested to the fact that the only items discussed in Closed Session were Limited Personnel Matters Pursuant to Section 10-15-1 H2, NMSA 1978 for the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee and no action was taken.

Councilor Ritter moved to modify Hearing Officer's recommendation to suspend employee for 3 working days beginning August 26, 2015. Seconded by Councilor Perry.

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

ADJOURNMENT

There being no further business to attend to Councilor Morales moved to adjourn. Seconded by Councilor Perry. All were in favor and the meeting adjourned at 6:32 p.m.



Gary L. Williams

Gary L. Williams, Mayor

Carol Virden

Carol Virden, City Clerk/Treasurer