

MINUTES OF THE CITY COUNCIL
OF THE CITY OF RUIDOSO DOWNS
CITY COUNCIL CHAMBERS
REGULAR MEETING
JULY 25, 2016
5:30 P.M.

The Council of the City of Ruidoso Downs met in regular session on July 25, 2016. Mayor Williams called the meeting to order at 5:30 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 Morales
Councilor Romero

Councilor Miller
Councilor Walker

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

Also present:

H. John Underwood, City Attorney
Dale Graham, Public Works Director
Christopher Rupp, Police Chief
Mary Castaneda, Finance Director

APPROVAL OF AGENDA

Mayor Williams stated the next item on the agenda was - Approval of the Agenda.

Mayor Williams entertained a motion.

Councilor Miller moved for - Approval of the Agenda. Seconded by Councilor Romero.

Roll call votes: Councilor Morales, Aye; Councilor Miller, Aye; Councilor Romero, Aye, Councilor Walker, 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.

Councilor Morales moved for – Approval of the Consent Agenda. Seconded by Councilor Miller.

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

APPROVAL OF MINUTES OF REGULAR MEETING OF JULY 11, 2016.

Councilor Morales moved to approve minutes of Regular Meeting of July 11, 2016. Seconded by Councilor Miller.

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

APPROVAL OF ACCOUNTS PAYABLES

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

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

APPROVAL OF MONTHLY REPORTS

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

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

COMMITTEE REPORTS

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

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

PUBLIC HEARING: City of Ruidoso Downs Final Budget Hearing for Fiscal Year 2016-2017.

Mayor Williams said the purpose of this Public Hearing is to let you know about budget that's going to be coming up. We're going to have Mary Castaneda, Finance Director bring up the information so that you will have an understanding of it and then we will open it up to Public Hearing.

Mary Castaneda, Finance Director said presented before you is the requested Final Budget for the 2016-2017 fiscal years for your approval with the noted changes from the preliminary budget which you approved during the last Council meeting in May.

Mary said some items to point out are as follows: The estimated beginning cash balance on the Recap sheet does not have the encumbrances from the ending cash balances for June 30, 2016. DFA does not want these figures included with the cash balances. They are entered into the first DFA reporting quarter.

- The budget changes from the preliminary to final budget are:
 - Some increases to revenues and expenditures after getting final dollar amounts for year end. Property Tax was increased from 97.7% to 98%. This was done for rounding purposes. Total amount of increase is: 1,244.00. Revenue for the state racing commission was increased by 1,000.00 as we have received the payment in the amount of 9600.00. Revenues were increased to court fees by 20,000.00 as this year revenues were almost 40,000.00 over the budgeted amounts. DFA is requiring all types of grant monies to be set up in their own funds. The police department and the beautification grants were set up and budgeted in the general fund. I set up fund 20 for police grants of 9000.00 for both revenue and expenditures. I set up the beautification grant in fund 24 for 13,000.00 for both revenues and expenditures. The increase in health insurance premiums were not part of the preliminary budget. The total increase for the health insurance premiums for the City of Ruidoso Downs is estimated to be: \$109,566.00. This figure is based on current personnel listed in the salaries spreadsheet.

Expenditure increases to the health insurance after the preliminary budget was approved. NMSIF health insurance premium was increased by: 109,566 for the City of Ruidoso Downs. This is a total increase in the general fund expenditures of: 74,338.00. After posting these changes into the general fund it has put the expenditures over the revenues by: 42,703.00. If this is submitted as proposed, the overage of expenditures will come out of the beginning cash balances of the general fund. This is shown as: estimated cash balance of: 1,697,826.00, after the reserve it is: 1,415,370.00.

The water fund expenditures are increased by: 16,979.00 sewer fund increased by: 7,699.00. Museum was increased by: 14,738.00. Transit decreased due to change in personnel by: (4188). The workers comp billing decreased by 8% for a total decrease of: 881.00. Increases to both fica/medicare taxes were increased to include the clothing allowance as a taxable benefit. This is a total increase to the expenditures by: 3909.

Fund 27 was increased by revenues of 230,000.00. This is a NMDOT Coop grant of 30,000.00 and a NMDOT MAP grant of 200,000.00. The expenditures are also increased by: 40,000.00 Coop grant 10,000.00 being the cities match funds. 266,687.00 MAP expenditures were increased 66,687.00 is the cities match funds. Both the Coop and Map grants allow for in-kind reimbursements.

Fund 36 revenues were increased by 1000.00 in the admissions and membership lines for a total revenue increase of \$2000.00. This was done after posting the insurance expenditures increases to the fund. When I did that it put them in the black \$539.00.

We do meet our 1/12th reserve for the General Fund as is mandated by DFA. This amount is currently \$282,457.00.

Mary Castaneda, Finance Director said I did want to go down those line items. There are two Recap sheets. There is the one we are all familiar with and then there is the DFA mandatory Recap sheet. They do tie together although the figures on the DFA are a combination of our funds. I'll go by the one that actually lists our funds.

- Police Grants – I do want to tell you the \$9,000.00 was originally in the Preliminary Budget in the General Fund. We had those go in as grant reimbursements. There was \$9,000.00 that came out of expenditures as overtime. I set up Fund 20 for that.
- Local Government Corrections - beginning cash balance of \$54,013.00. Budgeted revenues of \$35,000.00. Expenditures of \$20,600.00. Leaving an estimated ending cash balance of \$68,413.00.
- Judicial Education – beginning cash balance of \$326.00. Budgeted revenues of \$5,400.00. Expenditures of \$5,400.00. Leaving an estimated ending cash balance of \$326.00.
- Court Automation – beginning cash balance of \$677.00. Budgeted revenues of \$10,950.00. Expenditures of \$10,950.00. Leaving an estimated ending cash balance of \$677.00.

- Keep Ruidoso Downs Beautiful Grant – budgeted revenues of \$13,000.00 and budgeted expenditures of \$13,000.00. I did the same with that. I took the \$13,000.00 in the Preliminary Budget in the General Fund and I moved those revenues to this Fund 24 and also the expenditures. It looks like the revenues were lowered in the General Fund, which they were, by the \$9,000.00 and the \$13,000.00 but those expenditures were also offset into those funds.
- Lincoln County Transit – beginning cash balance of \$2,912.00. Budgeted revenues of \$209,511.00. Budgeted transfers of \$25,000.00. Expenditures of \$228,110.00. Leaving an estimated ending cash balance of \$9,313.00.
- EMS – beginning cash balance of \$0.00. Budgeted revenues of \$7,174.00. Expenditures of \$7,174.00. Leaving an estimated ending cash balance of \$0.00.
- Street Improvement – beginning cash balance of \$226,919.00. Budgeted revenues of \$230,000.00. Budgeted transfers of \$5,466.00. Budgeted expenditures of \$306,687.00. Leaving an estimated ending cash balance of \$155,698.00.
- Gas Tax – beginning cash balance of \$2.00. Budgeted revenues of \$13,904.00. Transfers out of \$13,904.00. Leaving an estimated ending cash balance of \$2.00.
- Fire Protection – beginning cash balance of \$61,701.00. Budgeted revenues of \$54,709.00. Budgeted expenditures of \$54,709.00. Leaving an estimated ending cash balance of \$61,701.00.
- FEMA – beginning cash balance of \$23,116.00. Nothing coming in and nothing going out. Leaving an estimated ending cash balance of \$23,116.00.
- Law enforcement Protection – beginning cash balance of \$0.00. Budgeted revenues of \$24,200.00. Budgeted expenditures of \$24,200.00. Leaving an estimated ending cash balance of \$0.00.
- Lodger’s Tax – beginning cash balance of \$215,037.00. Budgeted revenues of \$197,375.00. Budgeted transfers of \$204,687.00. Budgeted expenditures of \$40,100.00. Leaving an estimated ending cash balance of \$167,625.00.
- Museum Fund – beginning cash balance of \$13,853.00. Budgeted revenues of \$255,500.00. Budgeted transfers 160,000.00. Budgeted expenditures of \$415,163.00. Leaving an estimated ending cash balance of \$14,190.00.
- Recreation Fund – beginning cash balance of \$3,709.00. Budgeted revenues of \$0.00. Budgeted expenditures of \$0.00. Leaving an estimated ending cash balance of \$3,709.00.
- Infrastructure Fund – beginning cash balance of \$344,211.00. Budgeted revenues of 128,155.00. Budgeted expenditures of \$0.00. Leaving an estimated ending cash balance of \$472,366.00.
- Debt Fund – beginning cash balance of \$0.00. No revenues. Budgeted transfers of 151,645.00. Budgeted expenditures of \$151,645.00. Leaving an estimated ending cash balance of \$0.00.
- GO Bond – beginning cash balance of \$84,820.00. Budgeted revenues of \$114,608.00. Budgeted transfers of \$101,705.00. Budgeted expenditures of \$1,135.00. Leaving an estimated ending cash balance of \$96,588.00.

- CDBG Grant – beginning cash balance of \$18,617.00. No revenues, transfers, or expenditures. Leaving an estimated ending cash balance of \$18,617.00.
- Colonias Grant – beginning cash balance of \$124,060.00. Budgeted revenues of \$1,285,840.00. Budgeted transfers of \$118,584.00. Budgeted expenditures of \$1,404,424.00. Leaving an estimated ending cash balance of \$124,060.00.
- CAP Grant – beginning cash balance of \$65,058.00. Budgeted revenues of \$86,500.00. Budgeted expenditures of \$86,500.00. Leaving an estimated ending cash balance of \$65,058.00.
- Sewer Fund – beginning cash balance of \$1,090,123.00. Budgeted revenues of \$815,700.00. Budgeted transfers of \$1,093.00. Budgeted expenditures of \$776,688.00. Leaving an ending cash balance of \$1,128, 042.00.
- Solid Waste – beginning cash balance of \$41,711.00. Estimated revenues of \$257,117.00. Budgeted transfers of \$25,000.00. Budgeted expenditures of \$280,227.00. Leaving an estimated ending cash balance of \$280,227.00. Leaving an estimated ending cash balance of 43,601.00.
- Water Fund – beginning cash balance of \$362,201.00. Budgeted revenues of \$502,244.00. Budgeted transfers of \$33,229.00. Budgeted expenditures of \$481,675.00. Leaving an estimated ending cash balance of \$349,541.00.
- Water & Sewer Improvement – beginning cash balance of \$862,892.00. Budgeted revenues of \$1,801,952.00. Budgeted transfers of \$149,202.00. Budgeted expenditures of \$1,711,952.00. Leaving an estimated ending cash balance of \$803,690.00.
- Sewer System Cap Equip. & Infra – beginning cash balance of \$37,224.00. Budgeted revenues of \$0.00. Budgeted transfers of \$15,000.00. Budgeted expenditures of \$0.00. Leaving an estimated ending cash balance of \$52,224.00.
- Water Security – beginning cash balance of \$81,339.00. Budgeted revenues of \$3,400.00. Budgeted expenditures of \$2,000.00. Leaving an estimated ending cash balance of \$82,739.00.

Mary Castaneda, Finance Director said bottom line is you have an estimated beginning cash balance of all funds \$5,455,051.00. Budgeted revenues of \$9,404,890.00. Budgeted expenditures of \$9,420,818.00. Leaving an estimated ending cash balance of \$5,439,123.00. Local reserve of \$282,457.00. Leaving an adjusted estimated ending cash balance of \$5,156,666.00.

Mayor Williams said if anyone would like to come up and speak we will provide you with this cover sheet. He said the Public Hearing is now open for comments. Mary keeps a good eye on the figures but we also have four Councilors who have oversight of the budget and they can be asked questions about this too.

There were no questions or comments from the public.

Mayor Williams said the Public Hearing was now closed.

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 asked if anyone had noticed anything different happening across from Walmart? Finally someone has purchased the property from Avalon Estates and he's a local person that is going to open a couple of businesses and also a restaurant. It's called Dickie's BBQ and it's a national chain. They are doing some remodeling and stabilization of the building which needed to be done because those buildings were in disrepair. That's encouraging to see that we have that economic engine developing here. With that in place we might have even more so people will say let's go to Ruidoso Downs. Remind the kids again there are two weeks to go on the Kid's Food Program and it's over at the park. We also have the Farmer's Market is really getting crazy out there. They have a lot more vendors and more people are stopping by. That's on Saturday mornings. Projects are developing throughout the City and Dale will talk about those a little later on.

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

Councilor Romero said with all the events that have happened in the past month with the emergency crews I thank the Chief and Police Department and Fire Department and their volunteers. You guys have done a wonderful job this month. Thank you.

H. John Underwood, City Attorney said I had some informal discussions with some of the Councilors and giving me the opportunity to discuss at this meeting regarding the ability of having this Council perhaps work together as a team and to have a team-building session with the department Directors since the election and since we have a new Council and a desire for the Council to work better as a team and better communication. In that regard I contacted the Municipal League to see if they had a program that had a team-building program and they do have something. Randy Van Fleck is the attorney for the Municipal League and puts on programs for issues between various Councilors to try to help them. This would be for the betterment of the municipality during their terms of office. He has offered to come to Ruidoso Downs but would require a quorum. He recommends because most people work that you do this on a Saturday. It would have to be called as a public meeting. The rate that would be charged for this would be \$150.00 an hour. He recommends that you do this for a

full day starting at approximately 9:00 in the morning and finishing at approximately 4:00 in the afternoon and maybe taking an hour for lunch or maybe having lunch in. It's not an action item on today's agenda but I did want to bring the information back to you and if there is an interest in making a date Mr. Van Fleck has recommended a Saturday in September. You may contact me at my office to give me your desires to do that and I will move forward and bring information back to you at the next Council meeting. I would probably have to do that by a written memo sheet to you because I won't be at the next meeting but we can put it on the agenda to act on it.

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Resolution No. 2016-10 City of Ruidoso Downs FY 2015-2016 Final Budget Adjustments.

Mary Castaneda, Finance Director said some items to point out are as follows:

- General Fund revenues: There were several revenues in the General Fund that increased the operating budget. The overall increases to revenues this quarter was \$39,136.00. The overall increase for the year ending was \$78,636.00. The internal budget adjustments are reflected in the Budget bi-level report. All of the General Fund stayed within their operating budget during the year.

Mary Castaneda, Finance Director said the transfers for the General Fund were adjusted as follows:

- Transfers in from Lodger's Tax for Administrative fees were increased by \$1,578.00 due to the increase in revenues in the Lodger's Tax Fund. Transfers out were also increased by \$1,992.00. This was due to the community roll-off provided for the City of Ruidoso Downs residents. The budget allotted \$25,000.00 for this expenditure but it was at a much higher cost. I did call them to verify the charges because they were unusually higher than last year. They verified that more people are coming into Greentree Solid Waste Authority and dumping. I only transferred in the difference between revenues and expenditures.
- Fund 34 Lodger's Tax: Revenues were increased by \$16,286.00. Expenditures were increased by \$5,650.00. Transfers out were increased by \$1,578.00.
- Fund 29 Fire Protection Fund: Revenues and expenses were increased to match the actual grant monies. This increase is \$2,079.00. These changes are also found in the Budget Bi-level report.
- Fund 25 Lincoln County Transit: This fund stayed within the current year budget. I did clean up a few expenditure lines that were over and under. This did not change the bottom line totals. These changes are also found in the Budget Bi-level report.

- Fund 36 Museum: This fund had an increase in revenues at year end in the amount of \$3,000.00. This did change the bottom line totals for revenues and is reflected in the Budget Bi-level report. The expenditures did not increase. I did clean up the expenditure lines within the fund and these changes are also found in the Budget Bi-level report. This did not change the bottom line totals for expenditures.
- Fund 39 Infrastructure Fund: This fund had an increase in the transfer line of \$86,500.00. This money was transferred into Fund 46 CAP fund to provide a beginning cash balance to pay out the expenditures for reimbursement. When this project is complete it will be transferred back into Fund 39 from Fund 46. All CAP monies must be paid out first before reimbursements. This money is allotted for the replacement of City Hall roof. These changes are also found in the Budget Bi-level report.

Enterprise Funds:

- Sewer: This fund stayed within its operating budget both revenues and expenses. I did clean up both the revenue and the expenditure lines within the fund and these changes are also found in the Budget Bi-level report. This did not change the bottom line totals.
- Solid Waste: This fund had an increase in revenues at year end in the amount of \$19,591.00. This did change the bottom line totals for revenues and is reflected in the Budget Bi-level report. I did clean up the expenditure lines within the fund and these changes are also found in the Budget Bi-level report. This did change the bottom line totals for expenditures in the amount of \$21,583.00. Transfers also changed by \$1,992.00.
- Water: This fund stayed within its operating budget both revenues and expenses. I did clean up both the revenue and the expenditure lines within the fund and these changes are also found in the Budget Bi-level report. This did not change the bottom line totals.
- Fund 75: this fund had an increase in revenues at year end in the amount of \$1,657.00. This did change the bottom line totals for revenues and is reflected in the Budget Bi-level report. I did clean up the expenditure lines within the fund and these changes are also found in the Budget Bi-level report. This did not change the bottom line totals for expenditures.

Councilor Miller said your first statement when we first sat down was something about \$40,000.00. What was it?

Mary Castaneda, Finance Director said the increase to the insurance in the final budget. In the General Fund the revenues are less than the expenditures in the General Fund.

Councilor Miller said yes, the expenditures did go up but we're still in the black hopefully.

Mary said yes.

Councilor Miller said when we were doing the Budget Workshops we talked a lot about the step increases and nobody really liked that. Have we decided to do anything about that for the fairness of the employees?

Mary Castaneda, Finance Director said I'm going to ask Council to answer that. I'm not sure.

Councilor Romero said I don't think we discussed anything about the steps.

Councilor Miller said we haven't but we did in the budget workshop.

Councilor Romero said I think we were making suggestions about making steps.

Councilor Miller said we haven't discussed it any further.

Councilor Morales said I think it would have to be a Council item in order to eliminate the step program.

Carol Virden, City Clerk/Treasurer said the discussion on the step increase was discussed during the Budget Committee meetings that were held April/May. Unfortunately during the workshops in May the topic never came as a recommendation to the Governing Body as a whole. To answer Councilor Morales, and I don't believe Mr. Underwood was our attorney at the time, I believe it was Dan Bryant. The Council during that administration had approved the final budget and the topic was doing away with the Public Safety Department and putting it back to a Ruidoso Downs Police Department. FOG came into play at that time and the Council had to go back and put the issue back on the Council agenda to correct the action that was taken at that Council meeting. To answer you, it's unfortunate that during the budget workshops that those recommendations didn't come forth for Council to consider for the preliminary budget. It would have to be a discussion and possible action to do away with the step increases in the future and not for those that have already been hired.

Councilor Morales said when we had budget workshops last year we talked about that. Apparently they talked about it this year but nobody has ever pursued it any further to say we have to do away with it. The reason to do away with it is because it's very unfair. I think it should be a discussion and possible action.

Carol Virden, City Clerk/Treasurer said we can consider that at the next Council meeting on August 8, 2016.

Councilor Miller said I would recommend we put that on the agenda.

Councilor Morales said I would too.

Mayor Williams entertained a motion.

Councilor Miller moved to approve Resolution No. 2016-10 City of Ruidoso Downs FY 2015-2016 Final Budget Adjustments. Seconded by Councilor Walker.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Resolution No. 2016-11 City of Ruidoso Downs 2015-2016 Final Quarter Financial Report Year Ending June 30, 2016.

Mary Castaneda, Finance Director said I'm going to go over these figures quickly.

Councilor Morales said we are circulating a new signature sheet because Councilor Miller signed the wrong one.

Mary Castaneda, Finance Director said we had a beginning cash balance from June 2015 of \$4,793,524.00. We had revenues to date through June 30, 2016 of \$6,761,067.00. Expenditures of \$6,085,701.00. Ending cash quarter balance of \$5,455,050.00. On my final budget cash recap there is a difference of \$1.00. That's from rounding on the quarter report and in the Fire Protection Fund. It won't round up but I can't change the formulas within DFA so I will make a note about the rounding issue. I think the City did very well. Everyone stayed within their spending.

Mayor Williams entertained a motion.

Councilor Morales moved to approve Resolution No. 2016-11 City of Ruidoso Downs 2015-2016 Final Quarter Financial Report Year ending June 30, 2016. Seconded by Councilor Romero.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Resolution No. 2016-12 City of Ruidoso Downs FY 2016-2017 Final Budget.

Mayor Williams entertained a motion.

Councilor Miller moved to approve Resolution No. 2016-12 City of Ruidoso Downs FY 2016-2017 Final Budget. Seconded by Councilor Walker.

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

Councilor Morales asked Mary if she has to drive the final budget to Santa Fe?

Mary Castaneda, Finance Director said yes.

Councilor Morales asked her when she was going to do that?

Mary Castaneda, Finance Director said I was tentatively planning on Friday.

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Resolution No. 2016-13 Southeastern New Mexico Economic Development District/COG.

Mayor Williams said they represent the City on most issues dealing with financial. They are there when we ask them for advice and support and to help us get the funding we need in place to enable us to apply for money. They have been there for us for many years. This resolution to allow them to continue to be our representative would be very fortunate for the City. Hubert Quintana has announced his retirement effective this last meeting last month.

Mayor Williams entertained a motion.

Councilor Miller moved to approve Resolution No. 2016-13 Southeastern New Mexico Economic Development District/COG. Seconded by Councilor Walker.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Agreement Between Southeastern New Mexico Economic Development District and the City of Ruidoso Downs.

Mayor Williams said in this agreement we will pay them \$1,000.00 annually.

Mayor Williams entertained a motion.

Councilor Morales moved to approve Agreement Between Southeastern New Mexico Economic Development District and the City of Ruidoso Downs. Seconded by Councilor Romero.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Fiscal Year 2017 (FY 2017) Memorandum of Agreement Between the New Mexico Department of Transportation and City of Ruidoso Downs.

Mayor Williams said this agreement is through the State and provides us with funding assistance for the transit. We've been in a 5311 program designed specifically for transportation needs for communities that utilize the ability for low cost for citizens or anyone that wants to use the system. They have been very supportive. On September 30th the total funding for administration and operating and capital will be \$307,511.28. As the part of the federal program they will fund \$217,000.00 of it and the City will fund \$89,000.00. Our transit continues to build on its reputation. This will be for the cycle beginning in October.

Mayor Williams entertained a motion.

Councilor Miller moved to approve Fiscal Year 2017 (FY 2017) Memorandum of Agreement Between the New Mexico Department of Transportation and City of Ruidoso Downs. Seconded by Councilor Walker.

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

Mayor Williams stated the next item on the agenda was – Discussion and Possible Action – Approval of Agenda Briefing Memorandum – NMDOT Annual Public Entity Sale July 27, 2016 Purchase New/Used Trucks/Equipment.

Dale Graham, Public Works Director said back in June we had a mishap and wrecked one of our dump trucks. In our new budget you had given us money to buy a new pickup truck. In lights of what happened and to buy a new dump truck I would like to go to this DOT Public Entity Sale where only towns like ours are able to go in and buy their used equipment. Instead of getting a new pickup truck maybe we could get a

used dump truck. We need that dump truck to function and I think it's more important than a new pickup truck. The sale is the day after tomorrow.

Mayor Williams asked if he has had experience with DOT sales before?

Dale Graham, Public Works Director said yes. Most of our equipment is used DOT equipment. We've had good luck with it.

Mayor Williams entertained a motion.

Councilor Romero asked Dale if he's seen a list of what is available?

Dale Graham, Public Works Director said they won't give you one. It's all locked up in their yard in Santa Fe. You have to show up. I tried to get a list and they said they weren't making a list this year.

Councilor Romero asked if he was taking a mechanic with him? Can you do an inspection before buying it?

Dale Graham, Public Works Director said they tell you if it runs and what's wrong with it.

Councilor Morales moved to approve Agenda Briefing Memorandum - NMDOT Annual Public Entity Sale July 17, 2016 Purchase New/Used Trucks/Equipment. Seconded by Councilor Romero.

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

Mayor Williams stated the next item on the agenda was - Discussion and Possible Action - Selection of 2016 NMML Annual Conference Voting Delegate and Alternate Delegate - 2016 NMML Annual Conference - Hobbs, NM.

Mayor Williams said the business during the conference requires voting on resolutions so they can begin the process of getting information to the legislatures. A lot of these resolutions are for the municipalities.

Mayor Williams entertained a motion to appoint Mayor Gary Williams as the annual Voting Delegate and Mayor Pro Tem Judy Miller as the alternate delegate.

Councilor Morales moved to approve Mayor Williams as Voting Delegate and Mayor Pro Tem Miller as Alternate Delegate. Seconded by Councilor Romero.

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

The next item was from the Consent Agenda – Discussion and Possible Action – Wastewater Treatment Plant – Invoice – June 2016.

Councilor Morales moved to approve – Wastewater Treatment Plant – Invoice – June 2016. Seconded by Councilor Miller.

Roll call votes: Councilor Morales, Aye; Councilor Miller, Aye; Councilor Romero, Aye, Councilor Walker, 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 balanced for the month ending June. Lincoln County Transit had a beginning cash balance of \$8076.15. Revenues of \$9,032.11. Expenditures of \$14,196.67. Ending cash balance of \$2,911.59. The museum fund had a beginning cash balance of \$5,617.35. Revenues of \$34,823.88. Expenditures of \$26,588.29. Ending cash balance of \$13,852.94.

PUBLIC INPUT

Mayor Williams stated the next item on the agenda was Public Input with a three-minute time limit.

Thomas Cates said I was wondering how the deal worked out with Hubbard and the museum and Ruidoso Downs? I was wondering if the museum is actually making money or is it a deficit?

Mayor Williams said the museum is not a burden. There are challenges when it comes to how the funding is applied. The Hubbard Foundation does provide funding on an annual basis for operating costs. There are a lot of exhibits and programs over there.

Thomas Cates said what I understand is that Hubbard just kind of unloaded it on you.

Mayor Williams said the City had the opportunity to receive the museum many years ago. At the time the City took it and the foundation put funding into place. It's a world class and our only cultural center in the City.

Thomas Cates said I've never been in there. It was my understanding Hubbard just unloaded it because it was a black hole for him.

Mayor Williams said we have people over there to take care of the technical aspect.

Thomas Cates asked so you have people that can do that?

Mayor Williams said we have museum people over there and we have employees.

Councilor Miller said please go down and go through it. You'll love it and it's \$1.00 for residents.

Thomas Cates said I live in Ruidoso.

CLOSED SESSION

Limited Personnel Matters pursuant to Section 10-15-1 H.7, NMSA 1978 for the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or consideration of complaints or charges against any individual public employee.

Lincoln County Transit.

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 H.7, 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 will be brought back into Open Session.

Councilor Morales moved to go into Closed Session for Limited Personnel Matters pursuant to Section 10-15-1 H.7, 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 will be brought back into Open Session. Seconded by Councilor Romero.

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

Mayor Williams invited Carol Virden, City Clerk/Treasurer and John Underwood, City Attorney and called for a five-minute recess at 6:34 p.m.

Mayor Williams called the regular meeting back to order at 6:57 p.m. and asked that a member of the City Council to attest to the fact that the only item discussed in Closed Session were Limited Personnel Matters pursuant to Section 10-15-1 H.7, 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.

Lincoln County Transit.

Councilor Miller attested and said that no action was taken in Closed Session.

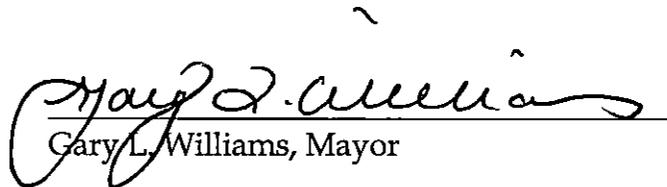
Councilor Morales said I move to direct that legal counsel select a hearing officer for the Evidentiary Hearing based upon a date that the witnesses are available. Seconded by Councilor Walker.

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

ADJOURNMENT

There being no further business to attend to Councilor Morales moved to adjourn. Seconded by Councilor Walker. The meeting adjourned at 6:58 p.m.





Gary L. Williams, Mayor



Carol Virden, City Clerk/Treasurer