



CITY COUNCIL MEETING
Wednesday, November 15, 2017
103 Water St. Elephant Butte, NM 87935
ACTION MINUTES

WORKSHOP

Mayor Kent called the Workshop to order at 1:00pm

Mayor Kent stated that the Workshop will be discussing Street Closures for the Holiday Parade, the Jack Whit Memorial Park, and City Sanctioned Events. Manager Lucero stated that the Chamber had asked to have Butte Blvd from Hodges to Warm Springs closed on December 16th for the Light Parade. Will stated that the Chamber would like to have a vehicle light up parade starting at Beach Blvd and Ending at the Event Grounds and the Chamber of Commerce would sponsor a Community Holiday Party with Live music and Santa. It is the Same Weekend as the Elephant Butte Decorating Contest. Mayor Kent stated to close Butte Blvd will involve City Staff to set up barriers, as well as with the Sheriff's Department to redirect traffic. The time is still being determined. Volunteers would be needed at all intersections, and coordination with the Sheriff's Department, and Coordinating the Parade line up. The Christmas tree lighting will have to be on the first week of December so as requested that the tree lighting be that the same weekend has been denied. Council agreed to have the tree lighting the first weekend of December. The awards will also be presented on the 16th for the Lighting Contest. Councilor Rogers stated that one requirement will be to have a fire extinguisher in the vehicles if they will be using a generator. Manager Lucero stated that previous meeting about dedicating an area to have a Jack Whit Memorial a suggestion was at the entrance to Turtleback Memorial. Mayor Kent stated receiving feedback that constituents are against it and wants the council to deny the Memorial, mainly because several others have done so much for the city why haven't they been recognized by having a Memorial in their name.

Mayor Kent suggests that there should be some type of criteria should be considered before a memorial should be considered. Mr. Nathan Lafont asked what criteria was set when Butte Blvd was named? This is a similar situation. Mayor Pro Tem Skinner stated suggestions were submitted and that was the way determination was made. Council all agreed that criteria be set. Mayor Kent asked the Council to come up with criteria that would fit the City of Elephant Butte. Mayor Kent tabled this discussion until criteria was established and discussed. Mayor Kent asked Clerk Rieth to look into what other cities and municipalities used to name parks. Manager Lucero stated that an issue was brought up by a gentleman who wanted to sell wine and in order to get by with the gentleman to get by with not paying the \$250 dollar fee the city would have to sanction events. There are several permits that are required to for a taste testing of wine event. The only way this gentleman would be able to be able to have a wine tasting event would be if the City put this event and be the event holder. The only way this event can be held is this gentleman will pay all permits as well as being approved by the city. Mayor Pro Tem Skinner stated that if he is willing to pay the licensing fee and other fees required/ Mayor Kent and the whole council agreed to sanction the event, with the agreement that the City logo be placed at the event.

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Kent called the Meeting to order at 2:00pm, and Councilor Trager led the Pledge of Allegiance.

ROLL CALL

Clerk Rieth called the roll.

Mayor Kent, Mayor Pro Tem Skinner, Councilor Lafont, Councilor Rogers, and Councilor Trager were all present.

Clerk Rieth declared a quorum was present.

Also, in attendance were 5 members of the public and 2 members of the press

STATEMENT OF OPEN MEETINGS RESOLUTION AND THREE MINUTE LIMIT PER SPEAKER ON ALL ISSUES

PUBLIC COMMENT

Al Norton, 604 Travis, Elephant Butte, reported that a United States flag was run over and left up against the Legion Building. Mr. Norton asked for permission to retire the flag. Permission was granted by council. The retirement ceremony will be on Flag Day. Also, across Mr. Norton's residence there is a Water Crossing sign that is lying on the ground. Mayor Kent stated that Manager Lucero will take note of that. Councilor Lafont would like to offer his property to encourage more people to respond by becoming Volunteers. Mayor Kent stated that some of the confusion that to be a Volunteer you have to be a certain age and Mayor Kent clarified that being a Volunteer there is no age requirement

PRESENTATIONS

Chief Boone presented the Annual Firefighter awards. Chief Boone stated that it takes a lot to be a Volunteer. Chief Boone recognized Melissa Apodaca. Chief Boone stated that she has been at the trainings taking notes as the Secretary. Mayor Kent also recognized the dedication in attending EMT Classes in Socorro every Saturday for 16 weeks. The next award goes to The American Legion post 44 has supported the Fire Department thought generous donations which is not seen in very many other departments. The number awarded was 911. Mayor Kent also recognized this organization for all their support for the whole City of Elephant Butte. Councilor Lafont would like to offer his property to encourage more people to respond by becoming Volunteers. Mayor Kent stated that some of the confusion that to be a Volunteer you have to be a certain age and Mayor Kent clarified that being a Volunteer there is no age requirement

APPROVAL OF AGENDA –

Councilor Rogers made a motion to approve the Agenda

Mayor Pro Tem Skinner seconded.

A Roll Call Vote was held:

Councilor Trager voted yes.

Councilor Rogers voted yes.

Councilor Lafont voted yes.

Mayor Pro Tem Skinner voted yes.

Motion carried.

MAYOR AND COUNCIL REPORTS

Councilor Trager reported that Casino Night was a huge success and would like to thank all that were involved. Also, Councilor Trager stated that there will be a Safe Ride Meeting this Friday to see if the City of Elephant will be participating. There will be other organizations involved to help resolve the rocky issues that happened last year. Mayor Kent would like to have data prior to Budget Discussion to see if the City of Elephant Butte can participate this next year.

Councilor Rogers reported stated attending SCRDA Meeting and there was a presentation on potential buildings. It appears that the board is looking at Fire Station in T or C. There is enough room to separate the Fire Department from the portion that will be utilizing. This will be brought up for approval in January. State Police gave 5 million data records and Paul Tooley donated his time to come up with software for dispatch to be able to use this data

Councilor Lafont reported on Flag Day. Councilor Lafont stated that the streets were not marked clearly and it was hard to find the holes they need to be repainted. Also, there was confusion with the times to return. Councilor Lafont had two Volunteers from Canada staying at the RV Park helped and Councilor Lafont also had two volunteers to from the restaurant.

Mayor Pro Tem Skinner stated she was in San Diego visiting family and was able attended Veterans' Day Parade. Update on Luminaria Walk and ads will be placed soon The Luminaria Walk will have hot air balloon secured by Sierra Electric Co-Op. Also, 24 campsites have been filled for this event.

Mayor Kent stated that in 8 years this was the first year that she was not be able to attend Flag Day. Mayor Kent wanted to send a Special Thanks all Volunteers that helped, and also to Jesse and his crew for setting up the holes and helping get this ready. Mayor Kent stated the newspapers will be contacted to advertise the Light Parade. Also, Mayor Kent asked Manager Lucero to send a Thank You card to Church at the Butte for all they have done to show appreciation for city staff.

MANAGER'R REPORT

Manager Lucero stated that Clerk Rieth and Deputy Clerk Apodaca did attend the annual Election School in Albuquerque the first week in November and in January 9th is candidate filing day. This year there will be two Councilor openings. Manager Lucero would like to thank Utility Clerk Newberry she has brought down past due accounts from 174 accounts to 29 accounts through various procedures. Health Insurance is going up by 39% which increases the City portion \$24,000. Manager Lucero will be looking for other options. The insurance that the city carries is that it is determined by age which Council and Manager Lucero feel that it is discrimination. If changes are made Mayor Kent asked that a meeting be held with all employees to discuss any changes.

Chief Boone is unavailable he is at a Fire Conference but left his report for Manager Lucero to present as of today we are at 90 complaints with action the big problems have been taken care of and 67 animals at large. Manager Lucero is in contact with the Shelter to get numbers from the owners to help resolve this issue of animals at large. There are drainage issues that are being looked into and some of them are already on the Maintenance to do lists

CLERK-TREASURER REPORT

Clerk Rieth reports since at this point we are almost half way through the fiscal year and would like to present with you that the Budget and that since this is an election year per Statute not more that 75% of the budget can be spent before the March 21st. Mayor Kent asked that each department really look at the budget before spending and not spend unless it is absolutely necessary. Election is anticipated to cost \$6,000. Also, looking at GRT basically the City is at \$342,000 as of Octobers GRT last year was finished at \$407,000 which was the highest since 2012. Judge Dalrymple asked that it be presented Council a Community Service Program to provide an alternate form of sentencing for offenders not able to pay. Judge Dalrymple has designated Manager Lucero as the Community Service Coordinator which is required by the state. Clerk Rieth wanted to discuss the December Meetings since she will be out on December 1st or December 6th if it is necessary Deputy Clerk Apodaca will prepare and post the agenda. So Council agreed to have one special meeting in December which will be December 13th.

CONSENT ITEMS

Councilor Rogers made a motion to approve the Consent Items:

Approval of Special Meeting Minutes for October 25, 2017; and Special Meeting Minutes for October 31, 2017

Councilor Lafont seconded.

A Roll Call Vote was held:

Councilor Trager voted yes.

Councilor Rogers voted yes.

Councilor Lafont voted yes.

Mayor Pro Tem Skinner voted yes.

Motion carried.

PUBLIC HEARING

Public Hearing for Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Sierra Del Rio Golf Course

At 2:55pm Mayor Kent opened the public hearing for Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Sierra Del Rio Golf Course
There being no public comment,
Mayor Kent closed the public hearing at 2:56pm.

Councilor Rogers made a motion to Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Sierra Del Rio Golf Course
Councilor Lafont seconded.

A Roll Call Vote was held:
Councilor Trager voted yes.
Councilor Rogers voted yes.
Councilor Lafont voted yes.
Mayor Pro Tem Skinner voted yes.
Motion carried.

Public Hearing for Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Smokin' Turtle

At 2:57pm Mayor Kent opened the public hearing for Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Smokin' Turtle
There being no public comment,
Mayor Kent closed the public hearing at 2:58pm.

Councilor Rogers made a motion to Acquisition of a Governmental Liquor License: City of Elephant Butte, DBA Smokin' Turtle
Councilor Lafont seconded.

A Roll Call Vote was held:
Councilor Trager voted yes.
Councilor Rogers voted yes.
Councilor Lafont voted yes.
Mayor Pro Tem Skinner voted yes.
Motion carried.

REGULAR ITEMS

Resolution 17-18-112 Revised LGRF Agreement

Manager Lucero stated that money was being put together from Michigan and Nambe Loop and NMDOT needs a Resolution approved by Council to be aware of the approval of the monies being tied together

Mayor Pro Tem Skinner made a motion to approve Resolution 17-18-112 Revised LGRF Agreement
Councilor Trager seconded.

A Roll Call Vote was held:
Councilor Trager voted yes.
Councilor Rogers voted yes.
Councilor Lafont voted yes.
Mayor Pro Tem Skinner voted yes.
Motion carried.

Resolution 17-18-113 Call for Election

Clerk Rieth stated that this Resolution stated that election will be March 6, 2018 7:00AM to 7:00PM. Early voting will begin February 14, 2018 be held at City Hall and the day of elections, that Polling Place will be at the Community Center. The Resolution will be in available in English and in Spanish as required by the State

Mayor Pro Tem Skinner made a motion to approve Resolution 17-18-113 Call for Election
Councilor Trager seconded.

A Roll Call Vote was held:
Councilor Trager voted yes.
Councilor Rogers voted yes.
Councilor Lafont voted yes.
Mayor Pro Tem Skinner voted yes.
Motion carried.

Award Sole Source Project 17-18-004 Flygt Pump; Karen Rieth

Clerk Rieth stated that Flygt Pumps was able to be awarded as Sole Source since Flygt Pumps are only available through the one vendor. It was required to post on the Sunshine Portal for 30 days since it was over the \$20,000 limit and that this award was being considered that Award was to be in the amount of \$30,870.00 for 2 Pumps the Award to James Cook and Hobson.

Mayor Pro Tem Skinner made a motion to Award Sole Source Project 17-18-004 Flygt Pump to James Cook and Hobson
Councilor Lafont seconded.

A Roll Call Vote was held:
Councilor Trager voted yes.
Councilor Rogers voted yes.
Councilor Lafont voted yes.
Mayor Pro Tem Skinner voted yes.
Motion carried.

Award RFB 17-18-003 Annex retaining wall re-bid; Karen Rieth

Clerk Rieth stated that the first bid went out and the 2 bids that were received were rejected so a second bid went out for bids again and again were denied due to the price of the bids. Mayor Pro Tem asked if it had to be approved. Clerk Rieth stated that it was not required that the RFB be awarded. There is a fee to re-bid. Clerk Rieth is asked to notify that nothing be done with the Annex Retaining Wall

Died for lack of motion

EXECUTIVE SESSION

At 3:10pm, Mayor Pro Tem Skinner made a motion to go into Executive Session pertaining to: NMSA 1978 10-15-1(H) (2) Limited personal matters; Sierra Del Rio.
Councilor Lafont seconded.

A Roll Call Vote was held:
Mayor Pro-Tem Skinner voted yes.
Councilor Lafont voted yes.
Councilor Rogers voted yes.
Councilor Trager voted yes.
Motion carried.

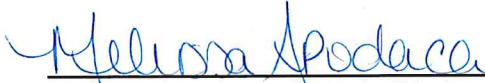
Council came out of executive session at 3:41pm.

Councilor Lafont certified that only matters on the agenda had been discussed, no decisions had been made, and no action had been taken.

ADJOURNMENT:

Meeting adjourned at 3:44pm.

Minutes approved and adopted at the Special meeting of the City Council on December 13, 2017

A handwritten signature in blue ink, reading "Melissa Apodaca", is written over a horizontal line.

Melissa Apodaca, Deputy Clerk

Attest:

A handwritten signature in blue ink, reading "Karen Rieth", is written over a horizontal line.

Karen Rieth, CMC
Clerk-Treasurer

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