



**WORKSHOP AND  
REGULAR COUNCIL MEETING  
May 20, 2015  
103 Water St. Elephant Butte, NM 87935  
ACTION MINUTES**

**WORKSHOP - Cancelled**

**REGULAR COUNCIL MEETING - 2:00pm  
103 WATER STREET  
ELEPHANT BUTTE**

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

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

**ROLL CALL**

Karen Rieth, Clerk-Treasurer called the roll. Mayor Kent, Mayor Pro-Tem Skinner, Councilor LaFont, Councilor Rogers, and Councilor Trager were all present.

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

**PUBLIC INPUT**

Joe (Myers) 700 Skyline, a new resident, thanked the Mayor and Council for the hard work and effort that goes into running the City.

**PRESENTATIONS**

Mayor Kent introduced the new City Manager, and Judge Dalrymple administered the Oath of Office for City Manager, Andrew Finzen.

**APPROVAL OF AGENDA**

Mayor Kent asked for a motion to approve the amended Agenda.

- ➔ **Councilor Rogers made a motion to approve the Agenda as amended. Councilor Lafont seconded. The motion carried unanimously.**

## **MAYOR & COUNCIL REPORTS**

Mayor Kent read aloud a thank you note from Sharon (Pierson), Poppy Chairman for the American Legion Ladies Auxiliary. Mayor Kent updated the Council on the status of the Rock Canyon Road and Annex projects.

Mayor Pro-Tem Skinner explained that another letter to the editor was written by Mr. Dallas Lipscomb and Ms. Penny Dresden. Mayor Pro-Tem Skinner once again denied all allegations of wrong doing, stating that she was in a Special Council Meeting on the day of the protest, as the official minutes indicated.

Mayor Pro-Tem Skinner announced that the Workforce Development Board is discussing raising the amount of an annual scholarship amount, which is currently set at \$4,000 per year.

Mayor Pro-Tem Skinner explained how the New Mexico Tourism Department grant program works to clarify some confusion that seemed to be in the letters to the editor. The City was awarded a \$40,000 grant last year, and has applied for another grant for the new fiscal year.

Councilor Lafont had nothing to report at this time.

Councilor Rogers had nothing to report at this time.

Councilor Trager reported on the Kayak Fishing Tournament. There were 39 participants, the majority of whom were from out of state. Since the Tournament begins with the Captain's meeting on Friday evening, and culminates in an award meeting Sunday morning, this event "puts heads in beds". Everyone seemed to have a great time, despite the wind. 1<sup>st</sup> place went to 14 year old Daunte Williams; 2<sup>nd</sup> place Richard Castellese; 3<sup>rd</sup> place Robert Williams. Additional prizes were awarded for various categories. Feedback was all positive.

Mayor Kent thanked the State Parks and the Friends for their help with the Kayak Tournament.

Mayor Pro-Tem Skinner also thanked Judge Dalrymple and Marina del Sur, commenting that he had been interviewed on the television and did a terrific job of promoting the Lake, and local area.

## **CLERK-TREASURER'S REPORT**

Clerk Rieth had nothing to report at this time.

## **PLANNER'S REPORT**

Planner Dyjak's report is attached for the record.

## **SHERRIFF'S REPORT**

Sherriff Hamilton's report is attached for the record.

## CONSENT ITEMS

Mayor Kent asked for a motion to approve the Consent Items

- Approval of Minutes –Regular Meeting, May 6, 2015
- Approval of Minutes – Special Meeting, May 11, 2015

→ **Councilor Rogers made a motion to approve the Consent Item(s) as submitted. Mayor Pro-Tem Skinner 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.**

## REGULAR ITEMS

### **LOAN RESOLUTION #14-15-341 – AUTHORIZING A LOAN FROM THE NEW MEXICO FINANCE AUTHORITY**

Mr. Daniel Alsup, Bond Council with Modrall Sperlberg explained that after the passage of the Bond ordinance, George K. Baum and company approached several lenders, and determined that NMFA terms would be the most advantageous. Mr. Alsup recommended repealing the Bond Ordinance, and approving Resolution 14-15-341 instead. Mr. Alsup explained that the loan would be a 20 year loan, at 1.31% interest. \$200,000 of the loan would actually be interest free. Mr. Alsup explained that should the Council approve the resolution, he was prepared with closing documents that could be signed immediately following the meeting, and the Loan would close on June 26, and funds for the project would be available at that point.

→ **Mayor Pro-Tem Skinner made a motion to approve Loan Resolution #14-15-341. 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.**

### **DISCUSSION & POSSIBLE ACTION DESIGNATING A THREE-WAY STOP AT THE INTERSECTION OF WARM SPRINGS AND BUTTE BLVD.**

Council discussed pros and cons of a three way stop. Fire Chief Leavitt expressed concern that it could actually cause accessibility issues for emergency personnel.

Sheriff Hamilton agreed with Chief Leavitt that the intersection would become a bigger problem if a three way stop was added, and offered to instruct deputies to direct traffic as needed during peak times.

→ **No Action was taken.**

#### **DISCUSSION AND POSSIBLE ACTION OF 2015 EVENT SCHEDULE**

The Council discussed the event schedule.

→ **Councilor Rogers made a motion to place all American and Military Flags out at 6:30am and take flags down at 4pm on the Saturday of Memorial Weekend; May 23. Mayor Pro-Tem Skinner seconded. Motion carried unanimously.**

#### **DISCUSSION AND POSSIBLE ACTION OF JPA-SCRDA**

Council reviewed draft language from Attorney Rennick regarding suggested changes to the Joint Powers Agreement.

→ **Mayor Pro-Tem Skinner made a motion to approve the draft language as submitted by the City Attorney. Councilor Lafont seconded. Motion carried unanimously.**

#### **EXECUTIVE SESSION**

→ **At 3:13pm, Mayor Pro-Tem Skinner motioned to go into Executive Session pertaining to Limited Personnel Matters pursuant to NMSA 1978, Section 10-15-1(H)(2) City Manager; following a ten minute break. Councilor Rogers Seconded.**

**A roll call vote was conducted by the City Clerk.**

**Mayor Pro-Tem Skinner voted yes.**

**Councilor Lafont voted yes.**

**Councilor Rogers voted yes.**

**Councilor Trager was yes.**

**Motion carried.**

**Council went into Executive Session following a ten minute break.**

→ **At 4:36pm, Councilor Lafont motioned to come out of executive session. Mayor Pro-Tem Skinner seconded. Motion carried unanimously.**

Council came out of Executive Session.

Councilor LaFont certified that no decisions had been made during Executive Session and that only matters on the agenda under Executive Session were discussed. The regular meeting reconvened.

#### ADJOURNMENT

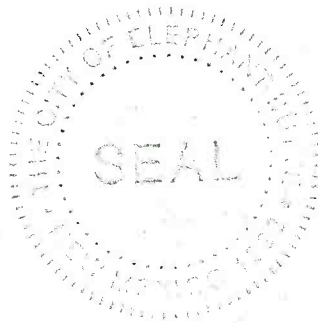
→ Councilor Rogers made a motion to adjourn. Councilor Lafont seconded. The meeting adjourned at 4:38pm

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Minutes adopted at the Regular meeting on June 3, 2015

*Karen Rieth*

Karen Rieth, City Clerk -Treasurer



# Incident Report

Inc. Date	Incident No.	Signal	Act. Sig.	Location	Dispatch	Arrived	Compl	Latest Status
01/06/2015	00:03 2015010007	DD	DD	418 SAN MATEO, ELEPHANT BUTTE	0:03	0:10	1:01	CLR BY ARF
01/22/2015	16:00 2015010021	DD	BAT	108 MESCAL DRIVE, ELEPHANT BUTTE	16:00	16:00	19:00	CLR BY ARF
01/18/2015	18:50 2015010024	DB	DB	107 CAMINO TRES, ELEPHANT BUTTE	18:50	19:17	19:27	PENDING
01/10/2015	20:00 2015010029	LAR	LAR	152 CAMINO ENCANTADO, ELEPHANT BUTTE	11:00	11:08	12:12	PENDING
01/31/2015	12:53 2015020001	LAR	LAR	418 SAN MATEO, ELEPHANT BUTTE	12:54	13:11	13:49	PENDING
02/03/2015	13:04 2015020003	DUI	DUI	0 HIGHWAY 195, ELEPHANT BUTTE	13:04	13:08	15:04	CLR BY ARF
02/05/2015	06:00 2015020007	CSA	CSA	106 NAMBE LOOP, ELEPHANT BUTTE	6:00	6:00	22:00	PENDING
02/05/2015	17:45 2015020008	CSA	CSA	0 HIGHWAY 171, ELEPHANT BUTTE	17:45	17:45	17:45	CLR BY ARF
02/06/2015	20:23 2015020009	DD	DD	707 ERIE, ELEPHANT BUTTE	20:23	20:33	21:30	CLR BY ARF
02/06/2015	16:05 2015020010		WAR	189 CAMINO ENCANTADO, ELEPHANT BUTTE	16:10	16:30	17:00	CLR BY ARF
02/09/2015	15:19 2015020012	WEL	UD	0 HIGHWAY 195 48 CEDAR COVE, ELEPHANT BUTTE	10:41	11:17	13:00	PENDING
02/12/2015	13:14 2015020017		WAR	601 HALLMARK, ELEPHANT BUTTE	0:00	13:14	14:45	CLR BY ARF
02/08/2015	23:28 2015020018	SUI	AA	0 DAMSITE 15, ELEPHANT BUTTE	23:28	23:35	0:01	PENDING
02/24/2015	16:06 2015020027	DD	DD	418 SAN MATEO, ELEPHANT BUTTE	16:06	16:10	17:01	CLR BY ARF
02/20/2015	10:00 2015020029		CIT	12 VILLA TUSCANO, ELEPHANT BUTTE	0:00	10:00	13:50	UNFOUNDE
02/23/2015	21:00 2015020032	CSA	CSA	303 ROCK CANYON MARINA RD, ELEPHANT BUTTE	21:00	21:00	21:00	PENDING
02/28/2015	20:30 2015020033		AA	418 SAN MATEO, ELEPHANT BUTTE	0:00	20:35	21:45	CLR EXCPT
03/15/2015	15:27 2015030011	BE	BUR	307 RIO GRANDE CIRCLE, ELEPHANT BUTTE	15:05	15:27	16:03	PENDING
03/26/2015	10:00 2015030024	LAR	LAR	52 MARINA ROAD, ELEPHANT BUTTE	13:24	13:44	14:09	PENDING
04/08/2015	11:27 2015040006	HRM	HRM	116 DESERT VIEW DR, ELEPHANT BUTTE	11:10	11:10	11:30	UNFOUNDE
04/12/2015	00:00 2015040012	FRA	FRA	0 PO BOX 394, ELEPHANT BUTTE	15:28	15:28	15:43	PENDING
04/05/2015	14:00 2015040023	HRM	HRM	100 OTOWI STREET, ELEPHANT BUTTE	14:02	14:10	14:45	PENDING
04/04/2015	20:06 2015040024	CAS	CAS	0 HIGHWAY 179, ELEPHANT BUTTE	20:06	20:13	20:30	PENDING
04/26/2015	14:01 2015040025	CPD	CPD	401 HIGHWAY 195, ELEPHANT BUTTE	14:01	14:14	14:43	PENDING
05/06/2015	11:37 2015050010	CIT	CIT	108 MESCAL DRIVE, ELEPHANT BUTTE	11:37	12:08	13:19	UNFOUNDE
05/14/2015	10:17 2015050012	FRA	FRA	107 NORTHERN, ELEPHANT BUTTE	10:17	10:54	11:03	PENDING
05/11/2015	09:50 2015050015	UD	UD	302 LYONS BEACH, ELEPHANT BUTTE	9:50	10:03	11:15	PENDING

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## Number of Occurrences by Offense

01/01/2015 TO 05/20/2015

<b>Offense Code</b>	<b>Offense Description</b>	<b>Counts</b>
30-14-8	BREAKING AND ENTERING	1
30-15-1.A	CRIMINAL DAMAGE TO PROPERTY <\$1,000	1
30-16-1.B	LARCENY-OTHER <\$250	1
30-16-1.E	LARCENY-OTHER >\$2,500 <\$20,000	1
30-16-11.I	RECEIVING STOLEN PROPERTY (FIREARM <\$2,500)	1
30-16-1B-3	LARCENY-FROM A BUILDING <\$250	2
30-16-1B-5	LARCENY-FROM A VEHICLE <\$250	1
30-16-3.A	BURGLARY (DWELLING)	1
30-16-4B	AGGRAVATED BURGLARY - ARMS SELF WITH DEADLY	1
30-16-6.B	FRAUD <\$250	1
30-16-6.C	FRAUD >\$250<\$500	1
30-22-4	HARBORING OR AIDING A FELON	1
30-3-15	BATTERY AGAINST A HOUSEHOLD MEMBER	4
30-31-20B1	TRAFFICKING CONTROLLED SUBSTANCES 1ST OFFENSE	1
30-31-20C	TRAFFICKING CONTROLLED SUBSTANCES	1
30-31-23E	POSSESSION OF CONTROLLED SUBSTANCE	1
30-3123B1	POSSESSION OF CONTROLLED SUBSTANCE	2
30-3125.1C	POSSESSION, DELIVERY OR MANUFACTURE OF DRUG P	1
30-3A-2	HARRASSMENT	2
66-8-102C1	DUI - .08 OR MORE - 1ST OFFENSE	1
ADMIN-01	UNATTENDED DEATH	2
ADMIN-02	ASSIST OTHER AGENCY	1
ADMIN-07	BENCH WARRANT	1
ADMIN-08	ANIMAL BITE	1
ADMIN-10	ARREST WARRANT	1
ADMIN-12	SUICIDE	1
ADMIN-17	CITIZEN ASSIST	2

**Total of All Offenses: 35**

## Signal Code List

Date/Time: 05/20/15 11:47

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Agency:	Code:	Description:	Priority:	SOP Code:	Units:	Mand.Unit1 ID:	Mand.Unit2 ID:	Signal Type:
SCSO	AA	AGENCY ASSIST	0		0			POLICE
SCSO	AB	AGGRAVATED BATTER	0		0			POLICE
SCSO	ABV	ABANDONED VEHICLE	0		0			POLICE
SCSO	AC	ANIMAL COMPLAINT	0		0			POLICE
SCSO	ACL	ALARM CALL	0		0			POLICE
SCSO	AOM	ALCOHOL OFFENSES-M	0		0			POLICE
SCSO	AR	ARSON	0		0			POLICE
SCSO	AST	ASSAULT	0		0			POLICE
SCSO	BAT	BATTERY	0		0			POLICE
SCSO	BE	BREAKING AND ENTER	0		0			POLICE
SCSO	BUR	BURGLARY	0		0			POLICE
SCSO	CA	CHILD ABUSE	0		0			POLICE
SCSO	CAS	CIVIL ASSIST	0		0			POLICE
SCSO	CCF	CREDIT CARD FRAUD	0		0			POLICE
SCSO	CIT	CITIZEN ASSIST	0		0			POLICE
SCSO	CPD	CRIM DAM TO PROPER	0		0			POLICE
SCSO	CS	CIVIL STANDBY	0		0			POLICE
SCSO	CSA	CONTROLLED SUBSTA	0		0			POLICE
SCSO	CSC	CRIM. SEXUAL CONTACT	0		0			POLICE
SCSO	CSP	CRIM. SEXUAL PEN.	0		0			POLICE
SCSO	CT	CRIMINAL TRESPASS	0		0			POLICE
SCSO	CUS	CUSTODY DISPUTE	0		0			POLICE
SCSO	DB	DOG BITE	0		0			POLICE
SCSO	DD	DOMESTIC DISTURBAN	0		0			POLICE
SCSO	DIS	DISORDERLY CONDUCT	0		0			POLICE
SCSO	DP	DRUG POSSESSION	0		0			POLICE
SCSO	DUI	DRIVING UNDER INFLU	0		0			POLICE
SCSO	EMB	EMBEZZLEMENT	0		0			POLICE
SCSO	ESC	ESCAPE	0		0			POLICE
SCSO	EW	EXTRADITION WARRANT	0		0			POLICE
SCSO	FOR	FORGERY	0		0			POLICE
SCSO	FPR	FOUND PROPERTY	0		0			POLICE
SCSO	FRA	FRAUD	0		0			POLICE
SCSO	FTR	FAILURE TO REGISTER	0		0			POLICE
SCSO	GSW	GUN SHOT WOUND	0		0			POLICE
SCSO	HOM	HOMICIDE	0		0			POLICE



## Signal Code List

Date/Time: 05/20/15 11:47

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<i>Agency:</i>	<i>Code:</i>	<i>Description:</i>	<i>Priority:</i>	<i>SOP Code:</i>	<i>Units:</i>	<i>Mand.Unit1 ID:</i>	<i>Mand.Unit2 ID:</i>	<i>Signal Type:</i>
SCSO	HPC	HARR. PHONE CALLS	0		0			POLICE
SCSO	HRM	HARASSMENT	0		0			POLICE
SCSO	IDT	IDENTITY THEFT	0		0			POLICE
SCSO	ILD	ILLEGAL DUMPING	0		0			POLICE
SCSO	IOW	INTIMIDATION OF WIT	0		0			POLICE
SCSO	LAR	LARCENY	0		0			POLICE
SCSO	LP	LOST PROPERTY	0		0			POLICE
SCSO	MED	MEDICAL ASSIST	0		0			POLICE
SCSO	MEN	MENTAL HEALTH EVAL	0		0			POLICE
SCSO	MP	MISSING PERSON	0		0			POLICE
SCSO	MVT	MOTOR VEHICLE THEF	0		0			POLICE
SCSO	NC	NOISE COMPLAINT	0		0			POLICE
SCSO	PDA	PROPERTY DAMAGE A	0		0			POLICE
SCSO	PIND	PUBLIC INDECENCY	0		0			POLICE
SCSO	RA	RESISTING ARREST	0		0			POLICE
SCSO	ROB	ROBBERY	0		0			POLICE
SCSO	ROV	REST. ORD. VIOLATION	0		0			POLICE
SCSO	RSP	RECEIVE STOLEN PRO	0		0			POLICE
SCSO	RSV	RECOVERED STOLEN \	0		0			POLICE
SCSO	RWY	RUNAWAY	0		0			POLICE
SCSO	SA	SUSPICIOUS ACTIVITY	0		0			POLICE
SCSO	SF	SHOTS FIRED	0		0			POLICE
SCSO	SUI	SUICIDE	0		0			POLICE
SCSO	TE	TRAFFIC ENFORCEMEN	0		0			POLICE
SCSO	TS	TRAFFIC STOP	0		0			POLICE
SCSO	UD	UNATTENDED DEATH	0		0			POLICE
SCSO	VAN	VANDALISM	0		0			POLICE
SCSO	WAR	WARRANT SERVICE	0		0			POLICE
SCSO	WCK	WORTHLESS CHECK	0		0			POLICE
SCSO	WEL	WELFARE CHECK	0		0			POLICE
SCSO	WV	WEAPONS VIOLATION	0		0			POLICE

