

**MINUTES**  
**Regular Council Meeting**  
**Tuesday, January 15, 2019 at 6:00 PM**  
**Eagle Nest Community Center**  
**151 Willow Creek Drive**  
**Eagle Nest NM 87718**

**I. Call to Order**

Mayor Richard Cordova called the meeting to order at 6 PM.

**II. Pledge of Allegiance**

Mayor Cordova asked Judy Montague to lead us in the Pledge of Allegiance.

**III. Roll Call**

Present were Mayor Richard Cordova, Councilor Fox Guinn, Councilor Dave Bolsinger, Councilor Julie Kulhan and Mayor Pro-tem McCaslin was present via telephone. A Full Quorum was present. Also present was Administrator Mary Berglund and Village Clerk Joyce Friedt. See attached list for all in attendance.

**IV. Approval of the Agenda**

Mayor Pro-tem McCaslin made the motion to approve the agenda; Councilor Bolsinger seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – aye, Councilor Bolsinger – aye, Councilor Kulhan - aye. Motion carried 4-0.

**V. Approval of Consent Agenda**

1. Discussion/Action – November 19, 2018 – CDBG Public Hearing Minutes
  2. Discussion/Action – November 20, 2018 – CDBG Public Hearing Minutes
  3. Discussion/Action – December 18, 2018 – CDBG Public Hearing Minutes
  4. Discussion/Action – December 18, 2018 – CDBG Public Hearing Minutes
  5. Discussion/Action – December 18, 2018 – Regular Council Meeting Minutes
  6. Discussion/Action – Approval of Mary Sangster and Lisa Karczynski to the Economic Development and Tourism Committee
  7. Discussion/Action – Approval of Maggie Elliott and David Atzberger to the Aquaponics Committee
  8. Discussion/Action – Approval of Connie Erwin and Henry Schwazber to the Library Advisory Board
  9. Discussion/Action – Enchanted Gateway Museum and Visitor Center 2018 Report
- Councilor Kulhan made the motion to approve the consent agenda; Mayor Pro-tem McCaslin seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – aye, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 4-0.

**VI. Presentation of Awards for Community Volunteer Service**

Mayor Cordova presented a plaque of recognition for her service as a member of the Economic Development and Tourism Board.

**MAYOR CORDOVA CLOSED THE REGULAR COUNCIL MEETING AND OPENED THE  
PUBLIC HEARING AT 6:03 PM**

**VII. PUBLIC HEARING – 2<sup>nd</sup> Reading – Consideration of Adoption Ordinance 2019-XX, “Local Government Election.”** An Ordinance Pursuant To NMSA 1978, Section 1-22-3.1 (2018) To Opt In To The Election Of The Municipal Officers Of The Village Of Eagle Nest In The Regular Local Election.

51 •Mayor Cordova opened the Public Hearing for comments. Judy Montague asked if the village could opt  
 52 out in the future. Mayor Cordova stated the option to opt out is available. Councilor Kulhan also stated  
 53 if the village chooses to opt out after the election in November, it will just change the terms for the  
 54 elected officials again. There were no further questions or comments from the public.

55 **PUBLIC HEARING WAS CLOSED AT 6:05 PM AND THE REGULAR COUNCIL MEETING**  
 56 **REOPENED**

57 **VIII. Comments from the Public**

58 •Under Sheriff Jeff Montoya addressed the council stating with his new position he will be working more  
 59 out of Raton but will still be living in the area. He also stated a new Sargent has been posted to the  
 60 Moreno Valley and a new Deputy will be moving to Eagle Nest within the next 60 days. Under Sheriff  
 61 Montoya stated after all the changes have taken place, the Moreno Valley will have an Under Sheriff,  
 62 himself, a Sargent and two Deputies, from Colfax County, in the area. He stated property crime for this  
 63 area has gone down. Under Sheriff Montoya stated he has received calls regarding two stray dogs in the  
 64 area. He stated he has spoken to the individual making the complaint and informed her Colfax County  
 65 does not have a shelter to take the stray dogs. He also informed the individual she is allowed to protect  
 66 herself if she is in immediate danger. Councilor Guinn stated his concern with the lack of traffic control  
 67 in Eagle Nest. Under Sheriff Montoya stated there are many variables, especially in the winter months,  
 68 which makes it impossible to provide 100% traffic control in Eagle Nest. He stated a deputy can be held  
 69 up for about 6 to 8 hours with a traffic accident, deputies will help the state police with highway closers  
 70 due to weather and/or accidents. He also stated the Colfax County Sheriffs' Department provides  
 71 transportation of prisoners to appear in court, which takes away from a Deputy doing traffic control.

72  
 73 • Mr. John Pollard, President of the Chamber of Commerce, updated the council regarding the upcoming  
 74 events. He stated there will be a Valentine's Day Dinner, at the community center, on Valentine's Day.  
 75 He also stated the Chamber is working on the 2<sup>nd</sup> Annual Cowboy Festival. The Chamber is asking for  
 76 pictures of the community to put into the Visitors' Guide. He also stated the Chamber would like any  
 77 information on upcoming events so they can be added to the Visitors' Guide. Mr. Pollard also  
 78 commented he hopes all entities/committees can work together with the Chamber in helping to promote  
 79 events and also the Village. He stated he feels it will make the community stronger if everyone worked  
 80 together for the benefit of the Village of Eagle Nest.

81  
 82 **IX. New Business**

- 83 1. Discussion/Action -- Ordinance 2019-01, An Ordinance Pursuant To NMSA 1978, Section 1-22-  
 84 3.1 (2018) To Opt In To The Election Of The Municipal Officers Of The Village Of Eagle Nest  
 85 In The Regular Local Election  
 86 •Mayor Pro-tem McCaslin made the motion to approve Ordinance 2019-01, An Ordinance  
 87 Pursuant To NMSA, 1978, Section 1-22-3.1 (2018) To Opt In To The Election Of The Municipal  
 88 Officers Of The Village Of Eagle Nest In The Regular Local Election; Councilor Kulhan  
 89 seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn –  
 90 aye, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 4-0.  
 91  
 92 2. Discussion/Action – Resolution 2019-01 – Authorizing the Execution and Delivery of a Loan and  
 93 Subsidy Agreement (“Loan Agreement”) by and Between the Village of Eagle Nest, New Mexico  
 94 (the “Governmental Unit”) and the New Mexico Finance Authority, Evidencing a Special  
 95 Limited Obligation of the Governmental Unit to Pay a Principal Amount of No More than  
 96 \$707,000. Together with Interest, Expenses, if any, and Administrative Fees Thereon, and to  
 97 Accept a Loan Subsidy of No More than \$707,000, for the Purpose of Financing the Costs of  
 Planning, Designing and Constructing the Willow Creek Tank, Water Line and Well House  
 Improvements; Providing for the Pledge and Payment of the Principal, Administrative Fees and  
 Interest Due Under the Loan Agreement Solely from the Net Revenues of the Joint Water and

Sewer System of the Governmental Unit; Setting an Interest Rate for the Loan; Approving the Form of and Other Details Concerning the Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with this Resolution; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan Agreement.

•Mayor Pro-tem McCaslin made the motion to approve Resolution 2019-01, Authorizing the Execution and Delivery of a Loan and Subsidy Agreement (“Loan Agreement”) by and Between the Village of Eagle Nest, New Mexico (the “Governmental Unit”) and the New Mexico Finance Authority, Evidencing a Special Limited Obligation of the Governmental Unit to Pay a Principal Amount of No More than \$707,00, Together with Interest Expenses, if any, and Administrative Fees Thereon, and to Accept a Loan Subsidy of No More than \$707,000, for the Purpose of Financing the Costs of Planning, Designing and Constructing the Willow Creek Tank, Water Line and Well House Improvements; Providing for the Pledge and Payment of the Principal, Administrative Fees and Interest Due Under the Loan Agreement Solely from the Net Revenues of the Joint Water and Sewer System of the Governmental Unit; Setting an Interest Rate for the Loan; Approving the Form of and Other Details Concerning the Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with the Resolution; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan Agreement; Councilor Kulhan seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – aye, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 4-0.

3. Discussion/Action – Drinking Water State Revolving Loan Fund Loan and Subsidy Agreement
  - Mayor Pro-tem McCaslin made the motion to approve the Drinking Water State Revolving Loan Fund, Loan and Subsidy Agreement; Councilor Bolsinger seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – aye, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 4-0.
  
4. Discussion/Action – 2019 Lodgers’ Tax Appropriations and Presentation
  - Mayor Cordova stated presentations are not necessary since the presentations were done in front of the Lodgers’ Tax committee. Councilor Bolsinger made the motion to approve the 2019 Lodgers’ Tax Appropriations; Councilor Kulhan seconded the motion. During discussion Councilor Guinn asked if there was \$13,000 available, why were only \$12,000 awarded. Councilor Kulhan stated Jack Schweitzer, the chairman of the Lodgers’ Tax Committee, mentioned at the beginning of the meeting there was only \$12,000 to be awarded. Councilor Guinn was wondering why only \$20,000 was budgeted for Lodgers’ Tax if the past three years the average was \$35,000. Mayor Pro-tem McCaslin stated during the budget meetings, council decided to be conservative because of the Ute Park Fire and how it would impact the lodgers’ tax collected. With no more discussion, Mayor Cordova called for a vote. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – nay, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 3-1.
  
5. Discussion/Action – Reschedule February Regular Council Meeting
  - Mayor Cordova stated the February council meeting needs to be rescheduled since the Council and Mayor will be in Santa Fe attending Municipal Day. Councilor Guinn made the motion to reschedule the February Regular Council Meeting to Tuesday, February 12, 2019; Councilor Kulhan seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Guinn – aye, Councilor Bolsinger – aye, Councilor Kulhan – aye. Motion carried 4-0.

## VII. Mayor/Administrator Report

Mayor Cordova stated he came from a meeting with our Representative at the Roundhouse today. He stated he gave them all the Village appropriation requests. Mayor Cordova stated he spoke with

Representative Sanchez regarding money for public bathrooms for the park. Representative Sanchez stated the Village should do another appropriations with the additional money for the bathrooms included. Councilor Kulhan asked how much more is needed. Mayor Cordova stated \$40,000 more is needed. Mayor Cordova stated the legislation has introduced 400 new bills and will also review all the bills former Governor Martinez vetoed.

Administrator/Department Report attached.

**VIII. Department Reports**

Administrator/Department Report attached.

Agnes Gibson gave a report on the Eagle Nest Visitor Center & Gateway Museum. Report attached.

Run For The Wall meeting is January 24, 2019 at 5 PM at Village Hall.

**IX. Committee Reports**

None

**X. Items for Next Agenda**

Website RFP

MAP & COOP

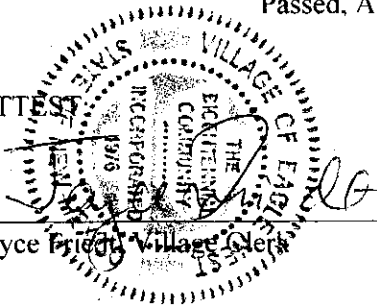
Taos Landfill JPA

**XI. Adjourn**

Councilor Kulhan made the motion to adjourn at 7:06 pm; Councilor Bolsinger seconded the motion. Motion carried 4-0.

Passed, Approved and Adopted this 12<sup>th</sup> day of February 2019.

ATTN:



Joyce Frieck Village Clerk

Richard Cordova, Mayor