

MINUTES
Regular Council Meeting
Tuesday, June 18,, 2019 at 6:00 PM
Eagle Nest Community Center
151 Willow Creek Drive
Eagle Nest NM 87718

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8 **I. Call to Order**

9 Mayor Richard Cordova called the meeting to order at 6:00 PM.

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11 **II. Pledge of Allegiance**

12 Mayor Cordova asked Councilor Julie Kulhan to lead us in the Pledge of Allegiance.

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14 **III. Roll Call**

15 Present were Mayor Richard Cordova, Councilor Julie Kulhan and Councilor Fox Guinn. Councilor
16 Dave Bolsinger was present via telephone conference. Mayor Pro-tem McCaslin joined the meeting
17 at 6:12 PM. A Full Quorum was present. Also present was Administrator Mary Berglund, Finance
18 Officer Cathy Coppy, Finance Officer Tanaya Sutliff and Village Clerk Joyce Clerk. Please see
19 attached list for all in attendance.

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21 **IV. Approval of the Agenda**

22 Councilor Kulhan made the motion to approve the agenda; Councilor Guinn seconded the motion.
23 Motion carried 3-0.

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25 **V. Approval of the Consent Agenda**

- 26 1. Discussion/Action – May 14, 2019 – Special Council Minutes
27 2. Discussion/Action – May 14, 2019 – Budget Workshop Minutes
28 3. Discussion/Action – May 21, 2019 – Regular Council Minutes
29 4. Discussion/Action – May 23, 2019 – Special Council Minutes

30 Councilor Kulhan made the motion to approve the consent agenda; Councilor Guinn seconded the
31 motion. During discussion, Councilor Guinn wanted clarification on a few items. In the minutes for
32 May 21, 2019, regular council minutes, during the Public Hearing; *Page 1, Line 44: Because the*
33 *rates have not increased, since 2013, is the reason for the \$2 increase. Page 2, Line 49: Mayor*
34 *Cordova stated a Resolution was presented and approved by Council, in 2017, to raise the rates.*
35 Councilor Guinn asked, if rates have not been increased since 2013 but a Resolution was
36 approved in 2017, then the rates were last increased in 2017 not 2013. Mayor Cordova stated a
37 Resolution was approved in 2017 but was not necessary due to the billing being corrected so the
38 rates were not increased in 2017. May 23, 2019, special council minutes, in New Business;
39 *Lines 28-32: Village Clerk Friedt stated the owner and contractor were at the Planning and*
40 *Zoning meeting the previous evening. She also stated they had brought the additional plans*
41 *showing the drainage and also informed the Planning and Zoning committee they did speak with*
42 *the owner of the Packey's property, Mr. Fox Guinn, regarding the "Joint Use Agreement" and*
43 *had discussed moving the sidewalk 4 feet back. Councilor Guinn wanted to clarify he did have a*
44 *discussion with the owner of Amarillo Mountain Corp. regarding the "Joint Use Agreement" but*
45 *was not involved in the discussion of moving the sidewalk 4 feet back. With no more*
discussion, Mayor Cordova called for a vote. Votes were as follow: Mayor Pro-tem McCaslin –

absent at this time, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye.
Motion carried 3-0.

MAYOR CORDOVA CLOSED THE REGULAR MEETING AND OPENED THE PUBLIC HEARING AT 6:05 PM

- VI. **PUBLIC HEARING – 2nd Reading – Consideration of Adoption Ordinance 2019-XX, “Water Use and Wastewater Rates and Related Fees, Charges for Connection to the Water and Wastewater System and New Construction Impact Fees” An Ordinance Repealing Ordinance 2013-02 and All Other Water and Wastewater Related Rate Increases In Its Entirety.**
- ›Mr. Elden Berglund asked if it was a change in rates and how much. Mayor Cordova stated the increase is just the rates and will be increased about 10%.
- ›Councilor Guinn asked if there was any consideration of lowering the impact fees for new construction. Mayor Cordova stated no.
- ›Mr. Berglund asked if impact fees will also be increased. Mayor Cordova stated they will be staying the same, only the water and wastewater charges will be increased. Mr. Berglund asked if the increase is for the fiscal year. Mayor Cordova stated yes and next fiscal year there will be another increase. Councilor Kulhan stated the increase will be decided by the Consumer Price Index or the Cost of Operating Expenses, whichever is higher.

PUBLIC HEARING WAS CLOSED AT 6:11 PM AND THE REGULAR COUNCIL MEETING REOPENED

VII. **Comments from the Public**

Mrs. Agnes Gibson addressed the Mayor and Council and asked that the council review the Lodgers' Tax Ordinance. Her speech is attached to the minutes along with the 2019 Visitors' Guide.

VIII. **New Business**

1. Discussion/Action – Ordinance 2019-02 – An Ordinance Repealing Ordinance 2013-02 and All Other Water and Wastewater Related Rate Increases, “Water and Wastewater Rates and Related Fees, Charges for Connection to the Water and Wastewater System and New Construction Impact Fees” In Its Entirety.
Mayor Cordova stated new construction impact fees are not increasing, only the water and wastewater. Councilor Kulhan made the motion to approve Ordinance 2019-02, An Ordinance Repealing Ordinance 2013-02 and All Other Water and Wastewater Related Rate Increases, “Water and Wastewater Rates and Related Fees, Charges for Connection to the Water and Wastewater System, with New Construction Impact Fees emitted out” In Its Entirety; Mayor Pro-tem McCaslin seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.
2. Discussion/Action – Resolution 2019-21 – Participation In Local Government Road Fund Program and Request For Match Waiver Administered by New Mexico Department of Transportation
Mayor Pro-tem McCaslin made the motion to approve Resolution 2019-21, Participation In Local Government Road Fund Program Request for Match Waiver Administered by New Mexico Department of Transportation; Councilor Guinn seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.

3. Discussion/Action – Annual Approval – Code of Conduct

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

4. Discussion/Action – Eagle Nest Chamber of Commerce 1st Payment Request Lodgers' Tax Reimbursement, FY 18-19

Councilor Kulhan asked Finance Officer Cobby if all receipts were presented to her. Finance Officer Cobby stated she did receive all documentation for reimbursement. She also stated the reimbursement is for the 2019 Visitors' Guide. Mayor Pro-tem McCaslin made the motion to approve Eagle Nest Chamber of Commerce 1st Payment Request Lodgers' Tax Reimbursement, FY 18-19; Councilor Kulhan seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.

5. Discussion/Action – Village of Eagle Nest/Economic Development and Tourism Committee 1st Payment Request Lodgers' Tax Reimbursement, FY 18-19

Councilor Kulhan made the motion to approve Village of Eagle Nest/Economic Development and Tourism Committee 1st Payment Request Lodgers' Tax Reimbursement, FY 18-19; Mayor Pro-tem McCaslin seconded the motion. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.

6. Discussion/Action – Building/Zoning Permit – Murray & Donna Myatt – 115 S. 3rd St. – Boat Storage

Councilor Guinn made the motion to approve building/zoning permit for Murray & Donna Myatt at 115 S. 3rd St. for a boat storage; Councilor Kulhan seconded the motion. During discussion Mayor Pro-tem McCaslin inquired about the deck at the house and if they received a building permit for it. Mayor Cordova stated if the deck does not go over 120 feet, a building permit is not required. With no further discussion, Mayor Cordova called for a vote. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.

7. Discussion/Action – Building/Zoning Permit – Ladell & Judy Collier – 392 E. Lake Ave. – Garage

Councilor Guinn made the motion to approve building/zoning permit for Ladell & Judy Collier at 392 E. Lake Ave. for a garage; Councilor Kulhan seconded the motion. Councilor Guinn stated the garage was approved when the owners brought the plans for the house. Village Clerk Friedt stated the owners did not have the plans for the garage at that time and so only the building/zoning permit for the home was presented for approval. Mayor Cordova called for a vote. Votes were as follow: Mayor Pro-tem McCaslin – aye, Councilor Kulhan – aye, Councilor Guinn – aye, Councilor Bolsinger – aye. Motion carried 4-0.

VII. Mayor/Administrator Report

Mayor Cordova did not have anything to report.

Administrator Berglund passed out the final GRT report for the fiscal year. Report is attached. She also passed out her Administrator Report. Report attached.

Councilor Kulhan asked if the project that was not funded by the Water Trust Board could be moved to another funding source. Mayor Cordova stated the project can be put on the appropriations list.

Mayor Cordova also stated it is not worth the money to apply for a Water Trust Board Grant. In the past 12 years the village has been applying, they have been awarded three times. Two grants awarded were cut and the village only received the funding for one grant.

VIII. Department Reports

Report attached.

IX. Committee Reports

›Aquaponics – Mayor Pro-tem McCaslin stated she has a meeting with Ms. Maggie. She also stated Jo Thompson is interested in joining the committee. Mayor Cordova stated he has spoken with Principal Mills recently and he is in the process of writing a grant to have a larger system.

›Lodgers' Tax – Councilor Kulhan stated they have no meeting scheduled at this time.

›Library – Finance Officer Cobby stated they had a meeting scheduled last week but did not have a quorum. The Summer Reading Program has started but unfortunately no children showed up the first day. Flyers were made and passed out to the children at school. Not sure if the low turnout is due to the program being on a Sunday afternoon. She also stated Carmelita, from the State Library was here last week and informed the librarian, Ron Anderson, about books and project boxes that can be rented from the State Library for the children to borrow. Also, Librarian Anderson is finishing up his final report for the fiscal year and is in the process of ordering books

›Beautification – Administrator Berglund stated there was no quorum at the last meeting. The next meeting scheduled will be July 2 or 3.

›Economic Development – Mayor Cordova stated they did not have a quorum at the last meeting.

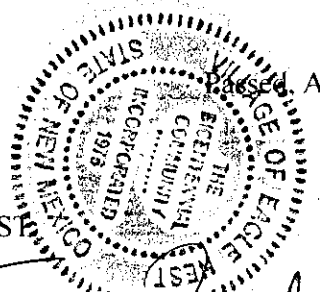
X. Items for Next Agenda

Discussion – Restrooms

XI. Adjourn

Councilor Guinn made the motion to adjourn at 6:49 PM; Mayor Pro-tem McCaslin seconded the motion. Motion carried 4-0.

Passed, Approved and Adopted this 16th day of July 2019.



ATTEST

Joyce Friedl

Joyce Friedl, Village Clerk

Richard Cordova

Richard Cordova, Mayor