

**REGULAR COUNCIL MEETING
TUESDAY, APRIL 24, 2007
COMMUNITY CENTER @ 6:00**

CALL TO ORDER – The Regular Council Meeting was called to order by Mayor Hascall at 6:00 p.m. in the Community Center.

PLEDGE OF ALLEGIANCE – The Pledge was led by Councilor Baca.

ROLL CALL – In attendance were Mayor Hascall, Councilor Baca, Councilor Cordova, Councilor Thompson, Municipal Clerk Kulhan, Finance Officer Cobby, *Councilor Perkins was absent*. Also in attendance were: Billie Odum, Frank Schmidt, Eddie Trayler, Rich Trayler, Craig Kerkman, Jim Baca, Netta Walker, Ron Walker, Thane Hascall, Mary Berglund, Paul Atzberger, Rich Donley; and Joe Warren of the Chronicle.

APPROVAL OF AGENDA – Councilor Cordova motioned to approve the agenda. Councilor Thompson seconded. Motion passed 3-0.

APPROVAL OF MINUTES – REGULAR COUNCIL MEETING – 3/20/07
Councilor Baca motioned to approve the minutes from the Regular Council meeting of March 20th. Councilor Thompson seconded. Motion carried 3-0. **SPECIAL COUNCIL MEETING – 3/27/07** Councilor Cordova motioned to approve the minutes of the Special Council meeting of March 27th. Councilor Thompson seconded. Motion passed 3-0.

FINANCAL REPORTS – FINAL BUDGET APPROVAL LETTER FOR FY 2006-2007. Mayor Hascall read a letter from Mr. Isaac Montoya of the New Mexico Department of Finance and Administration. The letter reads as follows:
“In Accordance with NMSA 1978, 6-6-2-(E) the Local Government Division confirms your final budget for the 2006-2007 fiscal year. I have reviewed your budget and find that your governing body has developed your budget in accordance with all applicable statutes and sufficient resources appear to be available to cover budgeted expenditures. However, management is reminded that this budget requires careful monitoring to ensure the revenue sources are available to support budgeted expenditures through the end of the fiscal year.
Budgets approved by the Division are required to be made part of the minutes of your governing body according to NMSA 1978, 6-6-5. In addition, NMSA 1978, 6-6-6 provides that the approved budget will be binding on local officials and governing authorities. Any official or governing authority approving claims or paying warrants in excess of the approved budget or available funds will be liable for such claims and warrants allowed.
Furthermore, state statute requires all revenue sources be expended only for public purpose, and if applicable, in accordance the Procurement Code, Chapter 13, Article 1, NMSA 1978. Use of public revenue is further governed by Article 9, Section 14 of the Constitution of the State of New Mexico, commonly referred to as the Anti-donation clause.
Finally, please be advised that prior approval by the Division is required by NMSA 1978, 6-6-2-(G) on all revenue and expenditure increases, and transfers between funds.
Sincerely,
Isaac Montoya

Financial Coordinator.”

Finance Officer Coppy stated the Councilors would have to vote to approve the letter into the minutes. Councilor Cordova motioned to include the letter from Mr. Montoya into the minutes. Councilor Thompson seconded. Motion carried 3-0

NEW BUSINESS: ADELANTE: MEMBERSHIP/DELEGATES – Mayor Hascall wanted to inquire from Councilor Perkins as to whether or not the Village should continue its participation with the Adelante Group since he is the present delegate. Since Councilor Perkins was absent, the Mayor posed the question to the Council. The alternate delegate, Councilor Baca, stated she spoke with Councilor Perkins and they didn’t see any benefit from participating with this group. We have requested help from them and have not received any assistance from them at all. Councilor Baca stated she no longer wished to be a member of that committee. Mayor Hascall stated Councilor Perkins sent a fax stating he no longer wished to be the delegate. If we vote to continue our membership, we will need a new delegate and alternate. Councilor Cordova stated that since Councilor Baca and Councilor Perkins found no benefit to belonging to this group, then we should not renew our membership. Councilor Thompson stated he felt the same way. Councilor Thompson motioned to discontinue our participation in the Adelante Group. Councilor Cordova seconded the motion. Motion carried 3-0.

APPROVAL/FIRE DEPARTMENT SUBMIT APPLICATION TO NEW MEXICO FINANCE AUTHORITY/TANKER LOAN – Cathy Coppy spoke on behalf of Fire Chief Ralph Hissem. She stated Chief Hissem met with the Fire Marshall to go over their finances. We will be able to make the last payment on the truck that we owe on now, before the end of June. With the reserve from the NMFA, our final payment should be approximately \$10,000.00. They want to have this loan paid off before trying to get another loan for a tanker. Ralph would like permission to go to the NMFA and request a loan. Councilor Thompson motioned to approve the Fire Department’s request to submit an application to the NMFA for a tanker loan. Councilor Baca seconded. There being no further discussion, the motion carried 3-0.

APPROVAL OF NEW PLANNING AND ZONING COMMITTEE MEMBER ROB DAVIS AND ALTERNATE DAVID DENNING – Mayor Hascall submitted Rob Davis as a regular member and David Denning as an alternate member to the Planning and Zoning Committee. Councilor Cordova motion to accept the addition of Mr. Davis and Mr. Denning to the Planning and Zoning Committee. Councilor Baca seconded the motion. There being no further discussion, the motion passed 3-0.

MAYOR’S REPORT – Mayor Hascall announced that the Annual Clean-Up Day is set for Saturday May 19th, and is run by the Beautification Committee and the Chamber of Commerce. Six people were in attendance from Eagle Nest at the NERPO conference in Angel Fire on March 29th. We are in the final agreement stage for the purchase of the TWIW property. Signatures are all that remain. There were two councilors who attended the District two meeting on April 10th in Angel Fire. Councilor Cordova and Councilor Baca attended. Councilor Cordova stated that the funding from GRIP 2 came through, but we don’t have the \$700,000.00 match. He stated there were some new funds available to the libraries. Councilor Baca stated there were a lot of new funds for the Fire Department. Councilor Cordova stated there were many cuts in funding to the small municipalities and new laws that have been passed. Councilor Baca spoke to how the monies that are granted to us must be spent. She stated that the government was going to quit granting

money if it was not spent for what it was requested for. Mayor Hascall stated we have received the grant agreement for \$90,000.00 for equipment from this year's legislature. Rather than purchase, we are looking into a leasing program with one of the companies. Councilor Cordova stated we may be able to lease one for that amount of money for five years. Mayor Hascall stated we are still waiting on money from the disaster relief people for the contractors who help with the snow removal.

COMMITTEE REPORTS – Councilor Cordova stated he has E-mails out to five different groups trying to find matching funds for GRIP 2. He stated Administrator Ketchum has sent in the equipment list for the hardship auction. Thane Hascall stated the Beautification Committee has a grant application in and it is being reviewed. An order is in for flowers from Rio Rancho Greenhouse. 6 Aspens and 2 Ponderosa Pines were purchased. He also stated there was no chair-person for the May 19th Clean-up day. He asked if there was anyone who knew of somebody who is good at organizing and getting volunteers, to step up and chair this event. Mayor Hascall inquired as to the amount we may receive from the grant. Thane replied possibly \$1200-1400. Billie Odum of the ERP Committee stated they will be meeting on the second Monday of the month and their next meeting will be May 14th at 7:00 p.m.

DISCUSSION ITEMS – ROAD REPAIRS FOR BEAR MTN. AND SOARING EAGLE. Mayor Hascall called upon Mr. Trayler. Mr. Trayler stated he and his wife have a residence at the top of Soaring Eagle. When they first purchased the lots, the roads were taken care of by the county. Since being annexed into the Village, the quality of the road repairs has gone down, in his opinion. Mr. Trayler submitted a photo showing the ruts 4-6” deep in Soaring Eagle Dr.(see attached). He inquired as to what the property owners' expectations may be of the Village in regards to the road maintenance. Councilor Cordova suggested that when the \$90,000.00 comes in, we get a grader with 6 wheel drive with a front wheel blade. Councilor Baca stated there is a need for lots of gravel, and asked if there were any monies available for gravel. Frank Schmidt asked if there was a stock pile of gravel, \$200,000.00 dollars worth. Councilor Thompson stated a portion of the gravel was used on the road that goes down to the lake. Councilor Baca stated she had gone through past minutes and could not find any mention of a stock pile. Councilor Thompson mentioned that a new grader is badly needed. Need to re-cut the ditches and crown the roads so the water/snow will drain properly. He agreed with Councilor Cordova about the need for a 6 wheel, front end blade grader, because with all of the snow we've accumulated, a regular grader is more or less useless. Mayor Hascall said we'd get the equipment as soon as we can. Councilor Thompson restated the need for having the roads re-crowned, and graded otherwise 80% of the village's roads could end up like Mr. Trayler's. Cathy stated they used 1000 tons of the stock pile on Soaring Eagle Drive, which got them as far as Bert's house, Gherardini's old house. It would take close to 2000 tons to re-do that road to the very top. We stock piled what we could; I think it was to be used for all the high-way co-op projects, plus Soaring Eagle Drive. Retired public works employee, Jim Baca, stated most of the gravel that was used, washed down into the ditches. What would need to be done is you'd have to pull the ditches out and pull the gravel up. Mayor Hascall asked if it would be fair to start off with Soaring Eagle when the money for the equipment comes in. Councilor Baca asked if we would receive any emergency funds for road repairs since much of the damage was caused by the snow. Mayor Hascall stated we will, because we are a village in very desperate financial states, we will get 95% of our request. Councilor Baca felt we should give priority to Soaring Eagle. Mr. Berglund asked if we could use the emergency funds and have Tiny Kite go up

and work on the road now. Councilor Cordova explained that the emergency finance aid only happens within the first five days of the emergency. We will probably get the \$90,000.00 dollars before the aid. We may be able to lease the equipment faster. Once the lease agreement is in place through the Mayor and Council, we may be able to lease in a month. Councilor Baca stated that the \$90,000.00 was for equipment only. Paul Atzberger asked if the roads in the second phase of Bear Mtn. have been accepted by the Village. Councilor Cordova stated the second phase has not been approved by the Village. Mr. Atzberger stated that it was not a properly built road; it's boulder road base and crusher fines. He felt that the developer for Soaring Eagle got a free ride when it came to building a road in a subdivision and he should kick in for some gravel. Mr. Atzberger stated the person constructing the roads can build very fine roads, but he was probably told to do it cheaply as possible. Councilor Cordova suggested we may want to send a letter to the developer stating that the road (in Bear Mtn) has not been turned over to the Village.

AUDIENCE PARTICIPATION – Mayor Hascall accepted comments from the audience. Netta Walker asked how residents get reimbursed for property damage that happened during snow removal. Mayor Hascall responded that this was an information input only; we don't do questions and answers. Craig Kerkman thanked folks for attending the Economic Development meeting in Angel Fire. Mr. Schmidt stated he was confused in regards to what constitutes a quorum and who and how many can vote on a resolution. Mr. Hascall stated people should work in groups to raise awareness of the needs of the small villages. To work together to get funding from the higher ups. He called upon the citizens to write the Governor and ask why he vetoed money that the Village needs this year. Billie Odum stated she is working on trying to get DSL to Eagle Nest.

ITEMS FOR NEXT MONTH'S AGENDA – Councilor Cordova asked if we are getting information to the web site. Mayor Hascall asked if Mr. Courlas was still working for the web site. Mr. Atzberger stated he was on the chamber board and this topic may be addressed after their May 9th election of new board members.

ADJOURN – Councilor Cordova motioned to adjourn. Councilor Thompson seconded. There being no further discussion, the motion passed 3-0. The Regular Council Meeting of April 24th was adjourned at 6:50 p.m.

Approved this 15th day of May by a vote of 2 in favor and 0 opposed.

The next meeting of the Eagle Nest Village council will be May 15, 2007 at 6:00 p.m. in the Eagle Nest Community Center.

SEAL

CLERK

