

**REGULAR COUNCIL MEETING
TUESDAY, MAY 15, 2007
COMMUNITY CENTER**

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 Cordova.

ROLL CALL – In attendance were Mayor Hascall, Councilor Baca, Councilor Cordova, Administrator Ketchum, Municipal Clerk Kulhan, Finance Officer Coppy, and Public Works/Streets Director Kermit Brown. *Councilor Thompson and Councilor Perkins were absent.* Also in attendance were: Thane Hascall, Frank Schmidt, Rich Donley, Allen Hogenkamp, Dan Hogenkamp, Ron Hogenkamp, Aaron Greer, Craig Kerkman, Amanda Hogenkamp, Eloise Donley, Billie Odum, Greg Nesbit, Bryce Nesbit, Dave Mutz, Thomas Murtha, Jack Schweitzer, Joline Schweitzer, Tracy Murtha, June Thompson, Mr. and Mrs. Berglund, Eric Fincher from the Chronicle, Tappan Mahoney and Cody Sipes from Dennis Engineering Company, and Village Attorney Brian Colon.

APPROVAL OF AGENDA – Councilor Cordova motion to approve the agenda. Councilor Baca seconded. Motion passed 2-0.

APPROVAL OF MINUTES – Councilor Cordova motioned to accept the minutes of the Regular Council Meeting of April 24th, 2007. Councilor Baca seconded. Motion passed 2-0.

FINANCIAL REPORTS – Councilor Cordova motioned to approve the financial reports for July, 2006. Councilor Baca seconded. Passed 2-0. Councilor Baca motioned to accept the financial reports for August, 2006. Councilor Cordova seconded. Passed 2-0. Councilor Cordova motioned to accept the financial reports for September 2006. Councilor Baca seconded. Motion passed 2-0.

NEW BUSINESS: TAPPAN MAHONEY/DENNIS ENGINEERING

PRESENTATION – Mr. Tappan Mahoney, with Dennis Engineering, gave a presentation of phase 1 of the wastewater system improvements. Mr. Mahoney discussed an outline to a preliminary report which covered a 20 year design period, which he presented to the New Mexico Environmental Department. They have received permission to start the project from the EPA. Work completed to-date has been the report to Council, survey, title and deed research, correspondence with Meyers and Flygt pumps, and lagoon piping and site layout. The scope of the project consists of dewatering the existing lift station (LS#1) placing new pumps in a 200 ft. deeper vault with new piping, electrical and manhole. The intermediate lift station located along State Highway 38 (LS#2) will have a new vault, get new pumps (same as LS #1) and new electrical service. Two new 5hp Tornado Aerators will be placed in each aeration lagoon. They will make repairs to the existing electrical system and have a new mooring system to hold the aerators in place in the lagoon. There will a recirculation line. They will dewater the existing lagoons by the lake, and then level and site grade them. Councilor Baca questioned what phase 1 was and will we be able to complete it. Mr. Mahoney replied phase 1 was the scope of

work that is on the hand out. He stated there is \$570,000.00 from the CDBG and special appropriations grant. With the contract in place, Dennis Engineering, will proceed, at this point, with the design of these components of the system so there will be as much money as possible for construction of the improvements. They will get the design done; get the construction done, so that the Village can apply for this cycle coming up in November. The Village received some legislative funds this year for waste water improvements, the thoughts they have is that they are not even addressing those funds at this point. It would be great to have those as a contingency plan if needed to utilize any of those funds once they get this project out, but they are also looking at leveraging those funds for additional funds from the CDBG program next November. There is only a 5% matching requirement and the maximum grant request is \$500,000. so the Village will only need \$25,000 to fulfill that obligation, however the more you have, which he believes is \$100,000. for this year, is what they consider beyond the match, considered leveraging towards the grant. Councilor Cordova stated he asked for \$500.000. Councilor Baca asked if he felt confident they would have the project completed by December so we did not lose these funds. Tappan responded the work will be done. Mayor Hascall expressed her concern to Tappan that the project be done and that we have to be closed out by December. He stated they anticipate being closed out well before then. He said "Everything to do with engineering and construction, we will get it done. The Village must take care of documentation. Asset Management Plan and Water Conservation Plan are two plans that must be complete before you can apply." Mayor Hascall said "we will work on our projects and leave yours to you." Mr. Mahoney stated they will be coming to Council requesting authorization to go out for bids, after Council has had a chance to review them and the State agencies have reviewed and approve them, he will come to Council with the dates and times for soliciting construction bids. He will walk you through and go through the bidding process. They'll be here to open bids, and show the project before the bids are opened. Councilor Cordova asked when they think they will start. Mr. Mahoney stated the plans will be given to the reviewing agency mid-June and they should have approval from all agencies by the end of July.

REQUEST FROM DANNY HOGENKAMP FOR A HEARING ON HIS APPLICATION FOR A BUSINESS REGISTRATION. Councilor Baca presented information on behalf of Danny Hogenkamp requesting the Village grant Mr. Hogenkamp a Business Registration for his coffee/ice cream cart. She stated that the cart will be permanently located in front of Angel's Attic and 6% of his profits will go to the church. He will pay Gross Receipts Tax and she provided permission from Angel's Attic stating he may have his stand there. She stated he is handicapped and cannot afford the itinerant vendor's fee. Mr. Hogenkamp stated he will be selling coffee, ice cream, espresso and various other drinks. Councilor Baca asked that he receive a regular business license. Councilor Baca made the motion that Mr. Hogenkamp be granted a regular business license for his business at the parking lot of Angel's Attic. Councilor Cordova seconded the motion. There being no further discussion, the motion carried 2-0.

APPROVAL OF JULY 10, 2007 ELECTION BOARD – Clerk Kulhan read the names of the potential election workers. Judge, Jerry Moody, Clerks, Laura Henn and Jean Prucino, Translator, Jim Baca. Alternates will be Bruce Manakas and Judy Montague. Councilor Cordova motion to accept the precinct board. Councilor Baca seconded the motion. Motion passed 2-0.

RESOLUTION 2007-13 APPROVING PARTICIPATION IN THE PROGRAM OF THE NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT – TABLED DUE TO LACK OF A QUORUM REQUIRED

APPROVAL TO PAY DUES TO THE NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT – TABLED DUE TO LACK OF A QUORUM REQUIRED

MATTERS FROM ATTORNEY MARCUS RAEL – Attorney Brian Colon was here in place of Mr. Rael. He stated he was here for the Village’s service and had no agenda item. Councilor Cordova asked where we are on the park, the TWIW property. Mr. Colon stated the matter has been sent to opposing council. Councilor Cordova asked about Well #1 if it had been closed out. Brian asked if it was the Permit 71 issue. He said they were just about done with it, but there are some small issues to resolve. Just need to provide some detailed information because the permitting in the well location and point of diversion has not changed for Eagle Nest. Councilor Baca questioned why we had to go to court if we agreed with the TWIW settlement. Mr. Colon stated it had to be filed; we are waiting for signatures from the sellers.

MAYOR’S REPORT – Mayor Hascall reported The Run for the Wall bikers would be coming through Saturday between 8:30-9:00 a.m. They will stop on Main for a little presentation. The other news is that we received \$90,000.00 for the purchase of a road grader. Kermit Brown went down to Ft. Worth, TX. with Tiny Kite and picked up a grader for \$77,500. and a \$1,200.00 shipping fee. Kermit spoke about the 1999 grader only having 25,000 hours and it being in excellent condition. Taos Schools will be providing a lunch program for June 11th – August 10th. Mayor Hascall announced the retirement of Betty Ketchum, stating she would be missed. The service for Memorial Day will be held at the Vietnam Veterans Memorial at 11:00 May 28th. We are still waiting to receive the monies from the disaster relief.

DEPARTMENT REPORTS – Nothing to report.

COMMITTEE REPORTS – Councilor Baca stated the Beautification Committee is sponsoring the trash pick up this Saturday starting just before the Run for the Wall comes through. Breakfast burritos and coffee will be provided. Paul Atzberger said he will be planting 8 trees 3:00 on Wednesday the 16th. Billie Odum, of the ERP Committee, stated they didn’t have a quorum for their meeting. She and Fire Chief, Ralph Hissem, discussed data they have accumulated. The next meeting of the ERP Committee will be June 11th at 7:00 p.m. She stated they have volunteers to gather information and will get together with Julie to get a list of residents.

AUDIENCE PARTICIPATION – Frank Schmidt informed the Council “When the sewer project comes, don’t let the incompetence of a contractor screw up the project. Should be 100 ft. away from the waterway.” Craig Kerkman presented a letter from the Mayor, to the Council, stating that the Village officials have inspected the roads of Bear Mountain Subdivision, constructed by Kite Construction, and have found them to meet village specifications. He hoped that settled it. Mr. Tom Murtha stated the letter doesn’t say Phase Two was accepted. Councilor Cordova concurred that the letter doesn’t say

Phase Two. Billie Odum stated folks should wear something patriotic and wave flags to show support for the Run for the Wall riders Saturday as they went by. Memorial Day events start of Friday and they have a whole calendar events. She attended the 4th in a series of economic development meetings in Taos. They discussed workforce development, affordable workforce housing, and business recruitment and retention. She stated she would like Eagle Nest to host one of the conferences. She would appreciate it if the Mayor could facilitate this. She is working on getting DSL in to the Village. Brian Colon thanked Betty Ketchum for her service. Mr. Jack Schweitzer spoke to the meeting he had with the Mayor and Mr. Murtha regarding the roads in Bear Mountain Estates. He wanted to know what the standards are for the roads and if the roads have been accepted by the village for both phases or not. Aaron Greer questioned the attorney about how much did he charge for an hour and what are we paying for him to be here. At this time Mayor Hascall stated that this was not a question and answer session. Councilor Baca responded it is a flat fee of so much a year.

ITEMS FOR NEXT MONTH'S AGENDA – Councilor Baca stated she wanted to have a discussion of the Village's web-site, where it is, what's happening with it. Mayor Hascall said we should have the road standards on there. Cathy Coppy said she would be meeting with Paul Atzberger and the Chamber and discuss were we stand on the web-site and were they stand on the web-site. Councilor Cordova wanted to discuss old equipment that needs to be disposed of.

ADJOURN – Councilor Cordova motioned to adjourn the meeting. Councilor Baca seconded. Motion carried 2-0. The Regular Council Meeting of May 15th adjourned at 7:08 p.m.

Approved this 19th day of June by a vote of 3 in favor and 0 opposed.

The next meeting of the Eagle Nest Village Council will be June 19, 2007 at 6:00 p.m. in the Eagle Nest Community Center.

SEAL

CLERK