

**VILLAGE OF CIMARRON
REGULAR COUNCIL MEETING MINUTES
WEDNESDAY, NOVEMBER 10, 2021 at 6:00pm**

The Governing Body met in Person and via GoToMeeting Application.

Wednesday, November 10, 2021 6:00 PM (MDT)

<https://global.gotomeeting.com/join/870444509>

I. Pledge of Allegiance and to the New Mexico State Flag

Mayor Leo Martinez led the Pledge of Allegiance and the Pledge for NM State Flag.

II. Roll Call

Mayor Leo Martinez Mayor Pro Tem Laura Gonzales Councilor James Gallegos
Councilor Judy B. LeDoux Councilor Matthew Gonzales

III. Approval of Agenda

Mayor Leo Martinez asked for a motion to approve the agenda.

Councilor Judy B. LeDoux moved to approve the agenda of November 10, 2021. Councilor James Gallegos seconded. Approved 4-0

IV. Minutes

a. Discuss/Approve: Regular Meeting Minutes October 13, 2021

Councilor Judy B. LeDoux moved to approve the meeting minutes of October 13, 2021 with typographical corrections. Councilor Matthew Gonzales seconded. Approved 4-0

V. Comments from the General Public (Limited to 3 minutes)

Mayor Leo Martinez mentioned there is a good crowd in attendance for the meeting. There is one person listed to speak and that is Mr. Kirk Davis.

- Mr. Davis reported he signed the sheet in case there are any questions for him. Mayor responded that no there are none at this time.

VI. Correspondence and Appreciations

- Councilor Judy B. LeDoux thanked Laura Gonzales for the great work her and the volunteers have done at the Cemetery, she said it looks beautiful- Thank You
- Councilor Judy B. LeDoux also added she would like to mention Administrator Shawn Jeffrey, she read the presentation from the NM Rural Water Conference presentation designating Shawn Jeffrey as Office Manager of the Year.

VII. Presentation- Tim O'Neil- Taos County Association of Realtors Donation

Cimarron Realtor Tim O'Neill stated the Taos County Realtors Association has approx. \$50,000 they give away every year in donations for scholarship and to area Fire Departments. On behalf off the Taos County Association of Realtors Tim O'Neill presented a check for \$1,000 to the Cimarron Fire Department in care of Chief Anthony Martinez for the department to use at its discretion for supplies. The Governing Body thanked Mr. O'Neill for the donation to the department.

VIII. Approve/Disapprove/Discuss Farmer's Market- Anita LeDoux

Anita LeDoux presented her idea for an annual Farmers Market to be held in the Cimarron park. She has come before the Governing Body to ask permission for this event in the park. The Market would be available Memorial Day through Labor Day- Saturdays from 10am to 2pm. She asked that no vendors permits fees be imposed during these events. Ms. LeDoux also added she has all the information from NMED for the food permits and requirements for baked goods. This event would be for homemade items not just grown food, vendors will be responsible for bringing tables and their own supplies for the event. She also mentioned that some vendors may need access to electric during the vent. Local businesses will be invited to participate.

Councilor James Gallegos moved to approve the Farmers Market from Memorial Day through Labor Day on Saturdays from 10am to 2pm. Councilor Judy B. LeDoux seconded. Approved 4-0

IX. **Reports by Department Heads-**

a. Village Administrator Report

Report Submitted- Admin Shawn Jeffrey added the backhoe has been fixed, the diversion is cleaned- Thanks to Mr. Davis, the water heater has been replaced, the hydrant for 18th street is on the list and will be installed soon, Luminarias have been received and we will be putting them up soon, and the CDBG grant application hearings were yesterday and the application was for \$750,000 wastewater system improvements.

b. Public Works Report

Service Order report was submitted

c. Police Department Report

Chief Ryan Gates presented his report and he added the new pickup unit is in service and being used by Officer Alvis May and there are still some things that need to be added to the unit for it to be fully operational. Chief Gates also reported he contact Applied Concepts on the traffic sign and they will be calling him back with directions for the return of the unit.

d. Municipal Judge Report

Judge Charles Duran has been holding court.

e. Cemetery Board Report

President Laura Gonzales reported the Board met on October 25. She reported Utility Clerk Santana Cordova has gotten a new transfer of deed form built into the Caselle program. Ms. Gonzales also thanked Chief Anthony Martinez on all the hard work he has done at the Cemetery to clean it up. There will be 177 flags going up tomorrow for the Veterans at the Cemetery. This will be in recognition of Veterans Day. She also reported they had a very special guest attend the Cemetery meeting, Author Mr. Kevin McDevitt who wrote the book "History of the St. James". Mr. McDevitt was welcomed by the Board. He explained some of the history of the St. James, the historic details of the Cemetery, and the Wild West individuals who are buried at the Cemetery. He is very knowledgeable about the history of Cimarron and offered to help with any projects the Cemetery Board needed his assistance with. President Laura Gonzales also added she and Ms. Coker are still working on the grant for the parking lot and she is in the process of obtaining quotes for the project, she did receive one quote and it was very high so they may start looking at fundraising opportunities

to get all the funding to complete the project. The new hours for the Cemetery are 8 to 5 and the gates will be locked before and after and people can still get through the walking gate. The next meeting is scheduled for November 29, 2021 at 12pm and new members are always welcome to attend.

f. Senior Center Report

No report

g. Ambulance Report

No Report

h. Chamber of Commerce Report

No Report

i. Beautification Board Report, Fire Department Report, Code Regulation Board Report

Chief Anthony Martinez reported the department has been training and have responded to a few calls. He also reminded everyone to put ashes in a metal bucket to prevent fires.

Councilor Matthew Gonzales stated he will be having a meeting November 22, 2021 at 6:00pm

X. Financials- Each Item listed A.-B. will be Considered for Action of Approve/Disapprove:

a. Check Report and Deposit Register from October 8, 2021 through November 5, 2021

Mayor Pro Tem Laura Gonzales moved to approve the check report and the deposit register for October 8, 2021 to November 5, 2021. Councilor James Gallegos seconded. Approved 4-0

b. NM Local Government Law Firm bill for \$707.66

Councilor James Gallegos moved to approve the NM Law, LLC billing for \$707.66. Councilor Judy B. LeDoux seconded. Approved 4-0

XI. Old Business- Each Item listed A-D will be considered for Action of Approve/Disapprove/Discuss:

a. Lodgers Tax Board Appointment

Councilor Judy B. LeDoux moved to approve the Lodgers Tax Board recommendations. Councilor Matthew Gonzales seconded. Approved 4-0

Mayor Pro Tem Laura Gonzales mentioned the Lodgers Tax applications can be picked up at the Library or by calling Sharon Smith.

b. Vacate Property – Final

Councilor James Gallegos moved to approve the final vacation of the land identified in the survey as presented by CS Ranch, Rayado Properties. Councilor Matthew Gonzales seconded. Approved 4-0

c. Purchase of Wood Chipper- Dumpsters-Recycle Trailer- NMED Solid Waste Funding

Councilor James Gallegos moved to approve the purchase of the wood chipper, dumpsters, and recycle trailer with NMED Solid Waste Grant funding. Councilor Judy B. LeDoux seconded. Approved 4-0

- d. Comnet Agreement Amendments with Electric Easement or Tower at Lamber Hills Tank Location

Councilor James Gallegos asked the Comnet representative if the offer they sent was the final offer or would they be considering the counter offer from the Village of \$1500 per month, 20% charge, and 3% increase. The Comnet representative said they would offer the \$1000 a month rental, 3% increase per year, and 20% tower charges for any other companies who want to get on the tower. Mayor Leo Martinez called for a motion to accept the offer from Comnet for the tower lease.

Councilor James Gallegos moved to offer Comnet \$1,000 a month rental with the exclusion of ATT, any additional companies would be charged 20% of the total rental amount would go to the Village, and a 3% increase per year. Councilor Matthew Gonzales seconded.

Approved 4-0

XII. New Business- Each Item listed A.-F. will be considered for Action of Approve/Disapprove/Discussion:

- a. Sitzberger Property Vacate- Streets & Alleys

Tim O'Neill and the Sitzberger family approached the Governing Body with a proposal to vacate the land by their property. It has been in the family for over 102 years and the area has not been used or developed and the new owners would like to obtain the entire area and vacate the streets and alleys in the area presented.

Councilor James Gallegos moved the vacate the area within the Sitzberger property as presented with Utility access. Councilor Judy B. LeDoux seconded. Approved 4-0

- b. Stantec Task Order- 11th Street Project

Councilor Judy B. LeDoux moved to approve the Stantec Task Order for the 11th Street Project. Mayor Pro Tem Laura Gonzales seconded. Approved 4-0

- c. Change Order #3- Anchorbuilt- Concrete Foundation for Propane Tanks

Mayor Leo Martinez explained that Northern Gas will be putting in their own foundation blocks for the propane tanks at the project site so this change order will not be necessary. No Action

- d. Draft Cannabis Ordinance

The Governing Body discussed the Cannabis topic. Councilor James Gallegos requested to have a public hearing for this topic to get the public input. Councilor Matthew Gonzales stated the process will require zoning and code regulations. Admin Shawn Jeffrey stated the Governing Body is the zoning commission. Councilor Matthew Gonzales recommended to have public hearings to gather additional information on the subject. Councilor Matthew Gonzales also stated he is getting tired of having things on the agenda for action that the Governing Body is not fully informed on such as this Cannabis Ordinance. Admin Shawn Jeffrey stated she would schedule public hearings for the Cannabis topic.

No Action

- e. Resolution 2021-035 Budget Adjustment

Councilor Judy B. LeDoux moved to approve Resolution 2021-035 Budget Adjustment. Mayor Pro Tem Laura Gonzales seconded. Approved 4-0

XIII. ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION AND LIMITED PERSONNEL MATTERS AS PER NEW MEXICO OPEN MEETINGS ACT 10-15-1 SECTION H SUBSECTIONS 2 & 7:

Limited Personnel Matters-

A. Hire Part Time Laborer

Councilor Judy B. LeDoux motioned to adjourn to executive session to discuss hire part time laborer. Councilor James Gallegos seconded. Approved 4-0 7:09pm

Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos-Aye, Councilor Judy B. LeDoux-Aye, Councilor Matthew Gonzales-Aye

XIV. Return to Regular Session

Councilor James Gallegos moved to return to open session at 7:24pm. Councilor Judy B. LeDoux seconded. Approved 4-0

Councilor Matthew reported the only items discussed were those listed on the agenda and no action was taken.

Roll Call: Mayor Leo Martinez, Mayor Pro Tem Laura Gonzales, Councilor James Gallegos, Councilor Judy B. LeDoux

XV. Approve/Disapprove/Discuss Hire a part time Laborer

No Action

XVI. Items for Next Agenda

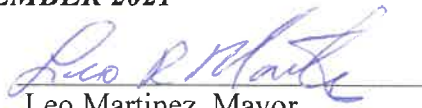
Councilor Matthew Gonzales stated he has not received the ditch inventory that he has been asking for and he would like to have it by the next meeting.

Councilor James Gallegos mentioned he would like to have the Mayor Report item added back to the agenda.

XVII. Adjourn

Mayor Pro Tem Laura Gonzales moved to adjourn the meeting. Councilor James Gallegos seconded. Approved 4-0 7:26 pm Approved 4-0

APPROVED THIS 8 DAY OF DECEMBER 2021


Leo Martinez, Mayor

ATTEST:


Shawn Jeffrey, Clerk-Administrator