

VILLAGE OF CLOUDCROFT

Minutes of the Special Council Meeting of the Governing Body for the Village of Cloudcroft, held on Wednesday, July 4, 2020 at 12:00 p.m., in the Village Council Chambers, 201 Burro Avenue, Cloudcroft, NM.

Mayor David C. Venable called the meeting to order at 12:00 p.m. with the following Council members providing a full Quorum: Present/absent:

Trustee / Mayor Pro Tem William Denney - present
Trustee – James Maynard - present
Trustee – George Mitchell - present
Trustee – John Tieman – present

The following Village staff and guests were present: Jini Turri, Administrator; Barbara K. Garcia, Village Clerk/Treasurer; Jefferson Rhodes, Village Attorney (Item #1)

The pledge of allegiance to the US and NM flags was led by Mayor David C. Venable. (Item #2)

APPROVAL OF AGENDA:

Mayor Venable entertained a motion to approve the Agenda for the Special Meeting of July 4, 2020. Trustee Denney made such motion, Trustee Maynard seconded the motion and upon vote of Trustees Denney, Mitchell, Maynard and Tieman all voting "aye" the motion carried unanimously. (Item #3)

APPROVAL OF MINUTES:

Mayor Venable entertained a motion to approve the Minutes of the Special Council Meeting of July 1, 2020. Trustee Mitchell made such motion to approve as written, Trustee Maynard seconded the motion and upon vote of Trustees Denney, Mitchell, Maynard and Tieman all voting "aye" the motion carried unanimously. (Item #4)

EXECUTIVE SESSION: *Recess into closed session in compliance with Threatened/Pending Litigation §10-15-1.H (7) David Black vs. Village of Cloudcroft*

Trustee Mitchell motioned to adjourn to Executive Session to discuss confidential materials concerning threatened/pending litigation Black vs. Village of Cloudcroft. Mayor Venable acknowledged the motion and called for a second, Trustee Tieman seconded the motion and with no further discussion a roll call vote was taken.

Trustee Denney – Aye
Trustee Maynard – Aye
Trustee Mitchell – Aye
Trustee Tieman – Aye

Council recessed into closed session at 12:05 p.m.

RECONVENE INTO OPEN SESSION:

Mayor Venable entertained a motion to adjourn from Executive Session and reconvene into Open Session at 1:07 p.m. Trustee Mitchell made such motion; Trustee Maynard seconded the motion and with no further discussion a roll call vote was taken.

Trustee Denney – Aye
Trustee Maynard – Aye
Trustee Mitchell – Aye
Trustee Tieman – Aye

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Statement by Mayor Venable requested that the record reflect that the Governing Body of the Village of Cloudcroft, New Mexico, hereby states that on July 4, 2020 a Closed Executive Session was held and the matters discussed in the closed meeting were limited only to matters of Threatened/Pending Litigation §10-15-1.H (7) David Black vs. Village of Cloudcroft as posted on the meeting notice. Mayor Venable noted that no action or votes were taken.

Mayor Venable advised that a determination would be made to either settle the claim brought by David Black against the Village of Cloudcroft or not to accept the negotiated settlement. Mayor Venable called for a motion to settle for \$110,000 of which the Village of Cloudcroft would be obligated to pay \$35,000 with the remaining \$75,000 portion and mediation fees to be paid for by the New Mexico Self Insurers Fund and to authorize Mayor Venable to sign any and all paperwork necessary to finalize the claim. The settlement will be in accordance with the terms of the email by Christina Brennan on July 2, 2020 at 2:23 p.m. Trustee Denney made such motion, Trustee Mitchell seconded the motion and with no further discussion a roll call vote was taken.

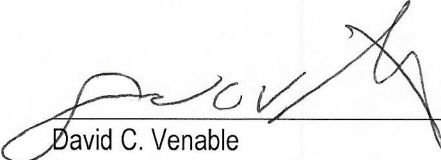
Trustee Denney – Aye
Trustee Maynard – Aye
Trustee Mitchell – Aye
Trustee Tieman – Aye (Item #5)

ADJOURNMENT: Mayor Venable adjourned the meeting of July 4, 2020, at 1:11 p.m. (Item #6)

ATTEST



Barbara K. Garcia, CPO
Village Clerk/Treasurer



David C. Venable
Mayor



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