

VILLAGE OF CLOUDCROFT

Minutes of the Workshop for Qualified Immunity of the Governing Body for the Village of Cloudcroft, held on Tuesday, May 25, 2021, at 4:00 p.m., in the Village Council Chambers, 201 Burro Avenue, Cloudcroft.

Mayor Denney called the meeting to order at 4:00 p.m. with the following Council members providing a full Quorum:
Present/absent:

Trustee / Mayor Pro-Tem John Tieman - present
Trustee – Jim Maynard – present
Trustee – George Mitchell - present
Trustee – Bruce Smaga – present

The following Village staff and guests were present: Barbara K. Garcia, Clerk/Treasurer; Jini Turri, Project Manager; Chief Kevin Summers, VOC Police Department; Gilbert Garcia, self; Gail McCoy, self; Scott McCoy, self (Item #1)

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

APPROVAL OF AGENDA:

Mayor Denney entertained a motion to approve the Agenda for the Workshop of May 25, 2021. Trustee Smaga made such motion, Trustee Maynard seconded the motion and upon vote of Trustees Smaga, Tieman, Maynard and Mitchell all voting "aye" the motion carried unanimously. (Item #3)

APPROVAL OF MINUTES:

ACTION: *Approval of Minutes for the Regular Governing Body Meeting of May 11, 2021.* Mayor Denney entertained a motion to approve the minutes of May 11, 2021. Trustee Tieman made a motion to approve with an amendment to the date on Agenda to reflect "May 11"; Trustee Maynard seconded the motion with said amendment and upon vote of Trustees Smaga, Tieman, Maynard and Mitchell all voting "aye" the motion carried unanimously. (Item #4)

NEW BUSINESS:

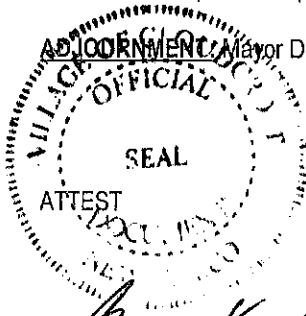
Discussion/Action: *Discussion/Review of HB 4 Civil Rights Act – Qualified Immunity as it relates to Police Officers – Chief Keven Summers.*

The governing body was provided with a copy of the following: Final Legislative Report showing the HB4 signed by the Governor, Senate Bill 8 54th Legislature, State of New Mexico, First special Session 2020, introduced by Joseph Cervantes as relating to Law Enforcement, House Bill 4, 55th Legislature, State of New Mexico, First Session 2021, introduced by Georgene Louis and Brian Egolf and Joseph Cervantes. Also provided was a summary of Chief Summers' notes discussing the New Mexico Civil Rights Act and Body Cam Law.

The governing body and Chief Summers discussed prior history and how we had gotten to this point in time. Open discussion ensued for two hours regarding where policing is going and changes that will need to be made in policy. Lawsuits that could potentially affect the Municipality even with changes being put into place in policy format. Major areas of concern that policy will be changed in are Foot Pursuit, Private Property & Use of Force.

Topics of discussion regarding the above as well as Code Enforcement, Civil Standbys, Alarm Responses and Body Cam Redaction were pursued. (Item #5)

ADJOURNMENT Mayor Denney adjourned the meeting of May 25, 2021, at 5:59 p.m. (Item #6)



Barbara K. Garcia, CPO
Village Clerk/Treasurer

William Denney
Mayor

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