

**VILLAGE OF CLOUDCROFT NM
OTERO COUNTY
REGULAR COUNCIL MEETING
September 13, 2022**

Minutes of the Regular Council Meeting of the Governing Body for the Village of Cloudcroft, held on Tuesday, September 13, 2022, at 6:00 p.m., in the Village Council Chambers, 201 Burro Avenue, Cloudcroft, NM.

CALL TO ORDER:

Mayor Denney called the meeting to order at 6:00PM with the following Council members providing a full Quorum:

Present/Absent:

Mayor William Denney – present
Trustee / Mayor Pro-Tem Tieman - present
Trustee – Jim Maynard – present
Trustee – George Mitchell – present
Trustee – Gail McCoy – present

The following Village staff and guests were present: Barbara Garcia, Clerk; Shaela Hemphill, Deputy Clerk; Jefferson Rhodes, VOC Attorney; Jubal Hall, Penny Hall, Erich Wuersching, Kevin Summers, Vyanca Vega, VOC Staff; Cindi Bradshaw, Karen Sonnenfelt, Chamber of Commerce; Della Sue Webb, David Forest Barber, Clay Barker, Karen Hagar, Michael Adams, Scott McCoy, Self

PLEDGE OF ALLEGIANCE:

The pledge of allegiance to the United States and New Mexico flags was led by Mayor Denney

APPROVAL OF AGENDA:

Trustee Maynard made a motion to approve the agenda of the September 13, 2022, Regular Council Meeting. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for, Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously.**

APPROVAL OF MINUTES:

Work Session of Governing Body, August 5, 2022, Regular Meeting of Governing Body, August 9, 2022, Public Hearing of Governing Body, August 16, 2022, 4pm, Public Hearing of Governing Body, August 16, 2022, 4:30pm, Public Hearing of Governing Body, August 16, 2022, 5pm, Public Hearing of Governing Body, August 16, 2022, 5:30pm, Work Session of BG & PZ, August 18, 2022, Special Meeting of Governing Body, August 19, 2022

Trustee Maynard motioned to approve all minutes as presented. Trustee Tieman seconded. Vote as follows: Trustee Tieman, for, Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously.**

ANNOUNCEMENTS: Mayor Denney announced the resignation of Brandon Hodges, Public Works and Jessica Mallett, Utility Clerk from Village employment. Both were for personal reasons and he wished them well in their future endeavors.

MAYOR'S REPORT: No report

REPORTS:

Trustee Mitchell made a motion to approve the reports as presented. Trustee Tieman seconded. Vote as follows: Trustee Tieman, for, Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

NEW BUSINESS:

Recommendation to remove Chris Swanson from conditional employment and confirm as full-time employment

Trustee Maynard made a motion to approve confirmation of full-time employment. Trustee McCoy seconded. Vote as follows: Trustee Tieman, for, Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Confirmation of Appointed P&Z Clerk, Danielle Ellinger with increase. Trustee Maynard made a motion to approve confirmation of Danielle Ellinger as P&Z Clerk with increase of \$1.00 hourly. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Confirmation of promotion, Project Coordinator Joe John Carrizal with increase. Trustee Maynard made a motion to approve confirmation of Joe John Carrizal as Project Coordinator with increase of \$2.06 hourly. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Confirmation of hire, MVD Clerk, Etha Behrmann. Trustee Tieman made a motion to approve new hire of Etha Behrmann as MVD Clerk at hourly rate of \$13.50. Trustee McCoy seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Confirmation of promotion, Vyanca Vega to Utility Billing Clerk with increase. Trustee Maynard made a motion to approve promotion of Vyanca Vega to Utility Billing Clerk with \$1.28 hourly rate increase. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, abstained. **Motion carried with one abstention.**

FY22.23 Cloudcroft Spin Cycling License Agreement for Community Center. Trustee Maynard made a motion to approve License Agreement with Cloudcroft Spin Cycling for annual fee of \$2280.00. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

FY22.23 Yucca Council of the Boy Scouts of America License Agreement. Trustee Maynard made a motion to approve License Agreement with Yucca Council for annual fee of \$25.00. Trustee McCoy seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

FY22.23 Cloudcroft Chamber of Commerce License Agreement. Trustee Mitchell made a motion to approve License Agreement with Cloudcroft Chamber of Commerce. Trustee Maynard seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Approval of Findings of Facts & Conclusions of Law & Judgements for Zoning Request – RZR#2022.04, Quinn Chavez. Trustee Maynard made a motion to approve Findings of Facts & Conclusions of Law & Judgements, RZR #2022.04. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Approval of Findings of Facts & Conclusions of Law & Judgements for Zoning Request – CZR#2022.01, Apache Peak, LLC. Trustee Mitchell made a motion to approve Findings of Facts & Conclusions of Law & Judgements, RZR #2022.01. Trustee Tieman seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Approval of Findings of Facts & Conclusions of Law & Judgements for Zoning Request – RZR#2022.05, All Family Partners, LLC. Trustee Mitchell made a motion to approve Findings of Facts & Conclusions of Law & Judgements, RZR #2022.05. Trustee Tieman seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Approval of Findings of Facts & Conclusions of Law & Judgements for Zoning Request – CZR#2022.02, BW Gas & Convenience Retail, LLC. Trustee Mitchell made a motion to approve Findings of Facts & Conclusions of Law & Judgements, CZR #2022.02. Trustee Maynard seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Fire/EMS Stipend Program – Erich Wuerschling. The Fire Chief reviewed and presented the stipend program guidelines for both Fire and EMS Volunteers and confirmed with the governing body that he will be instituting. Trustees confirmed that the full stipend budget was \$35,000 for EMS out of the Ambulance Fund and \$25,000 out of the Fire Protection Fund. Volunteers will be reimbursed and will receive 1099's at end of year for any payouts. If the Fire Chief wishes any further funding from the Ambulance Fund, he is to come before the governing body for approval.

Permanent Hire of Public Works Department two (2) employees. Trustee Tieman made a motion to approve the hiring of two (2) Public Works employees, one (1) to replace Joe John Carrizal and one (1) additional hire to the Public Works department bringing the department to a six (6) employee department. Trustee Mitchell seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Request to transfer funds from General Fund to Water Enterprise Fund for purchase of PRV's (Pressure Reducing Valve) – Jubal Hall. Discussion ensued regarding the need and benefit to the village for the additional PRV's. Public Works will begin next budget cycle to include a request for funding of these parts. Trustee Mitchell made a motion to approve the transfer be placed on the quarterly request, for transfer of \$17,000 from General Fund to Water Fund for purchase of PRV valves. Trustee Maynard seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

Resolution 2022.17 Authorizing the Assignment of Authorized Officer(s) and Agent(s) for NMED Project # SAP 22-G4081-STBR. Clerk advised this was a resolution authorizing signatory for the grant and not adding check signing authorization. Trustee Tieman made a motion to adopt Resolution No. 2022.17 Authorizing the Assignment of Authorized Officer(s) and Agent(s) for NMED Project # SAP 22-G4081-STBR. Trustee Maynard seconded. Roll call vote was taken;
Trustee Tieman – Aye
Trustee Mitchell – Aye
Trustee Maynard – Aye
Trustee McCoy – Aye
The motion carries unanimously.

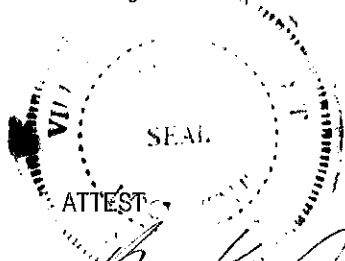
STATEMENT OF REVENUES & EXPENDITURES:

August 2022 to date expenditures. Trustee Mitchell made a motion to approve the report. Trustee Tieman seconded. Vote as follows: Trustee Tieman, for; Trustee McCoy, for; Trustee Maynard, for; Trustee Mitchell, for. **Motion carried unanimously**

ADJOURN:

Trustee Maynard made a motion to adjourn the Regular Council Meeting of September 13, 2022. Trustee Mitchell seconded. Meeting adjourned at 6:48 pm

Several members of the audience requested to speak regarding road repair. Several Trustees and Mayor Denney stayed after meeting to discuss concerns on Otter road and needed repairs.



Barbara K. Garcia, CPO
Clerk/Treasurer

William Denney
William Denney
Mayor