

**CITY OF RUIDOSO DOWNS
GOVERNING BODY REGULAR MINUTES
MONDAY, August 8, 2022 - 2:00 PM
THE HUBBARD ROOM
123 DOWNS DRIVE
RUIDOSO DOWNS, NEW MEXICO 88346**

The City Council of the City of Ruidoso Downs met in regular session on Monday, August 8, 2022. Mayor Holman called the regular meeting to order at 2:00 p.m. and asked Councilor Lacewell to lead in the Pledge of Allegiance.

ROLL CALL

Present: Councilor Walker, Councilor Lundquist, Councilor Lacewell, Councilor Miller

Municipal Employees Present:

Alejandra L. Giron, City Clerk/Treasurer
Selena Chavez, Assistant City Clerk
John Underwood, City Attorney
Carroll Scott, Police Chief
Robert Knight, Deputy Chief Police Chief
Joey Jarvis, Public Works Director
Kristin Avila, Finance Clerk I
Andrea Herrera, Planning & Zoning Director
Bruce Baker, Assistant Fire Chief

Guest Speakers Present:

Matt Ingram, Ruidoso Downs Racetrack & Casino
Hannah Taylor, Downs Eatery LLC

Guests Present: 12

APPROVAL OF AGENDA

Mayor Holman stated next item on the agenda was Approval of Agenda. Councilor Miller moved to approve Agenda. Councilor Lundquist seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

APPROVAL OF CONSENT AGENDA

Mayor Holman stated next item on the agenda was Approval of Consent Agenda. Councilor Walker moved to approve the Consent Agenda. Councilor Lacewell seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

PUBLIC INPUT

Mayor Holman stated next item on the agenda was Public Input.



Joyce Gustafson made comments.

Roger Buck made comments.

Gary Williams stated the option to opt in or to opt out of the Elections should have been up to the citizens to vote on that and stated his next concern is Greentree and asked what's up with this and asked how could the City not take care of your bills. \$77,236.25 as of 5 August 2022 the City owes Greentree. He stated the City needs to be taking care of their bills because if we don't then it will disturb our services.

Bonnie Richardson made comments.

COUNCILORS COMMENTS

Mayor Holman stated next item on the agenda was Councilors Comments.

Councilor Lacewell thanked all of the public for attending the meeting. She stated when she first became a Councilor nobody came and now there are a lot of people.

Councilor Miller thanked the public for attending to the meeting as well and to please come again.

Councilor Walker stated that there are a lot of people here who haven't been to a lot of the Council meetings but if they were they would know that the price that the previous mayor handed out is incorrect and we don't owe Greentree any money. As a matter of fact, we are trying to work on a deal with Greentree to correct all the problems between Greentree and the City. So that figure is very misinforming. He is on the Greentree Committee and he is on the Council and that right there is incorrect. Like the Mayor has said when you come here to please have your facts as it helps out a lot.

Councilor Lundquist thanked Joey and the Street Dept. for doing a wonderful service on the roads.

Mayor Holman stated good job to Joey. Mayor thanked Councilors for working with Greentree for the issues that we are having with them to get something worked out with them.

MAYORS COMMENTS

Mayor Holman stated next item on the agenda was Mayors Comments.

Mayor Holman stated that this coming Saturday there will be a get together for former Veterans.



Andrea stated on Saturday the local Vietnam Veterans Club is doing a retirement flag ceremony. The boy scouts usually do it but they came to ask if they could retire the flags at the park. One of the members works with Yvette Harrell and we are getting a flag that was flown over the National Capital and we will exchange it with the flag that is there now. She stated that Yvette will be giving a few words.

NEW BUSINESS

A. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Agreement between the City of Ruidoso Downs and Downs Eatery, LLC for the use of All American Park and Fee Waiver.

Sandra stated she is the owner of Downs Eatery and that her food truck is on Wood Lane. She has been working with the Planning & Zoning Department to determine where would be a better location which is at the All-American park for two days a week in front of the playground area.

Councilor Lacewell asked what the typical revenues have been.

Sandra responded that \$64.00 minimum and up to about \$200.00. The daily fee of \$75.00 would be too expensive for them to pay.

Councilor Miller asked if the business registration requirements would be enough.

John stated that insurance would have to be provided.

Sandra responded that they have \$2,000,000.00 in aggregate.

Joey stated that this business would be a good asset to the Park.

Councilor Lundquist asked if they will be using water and electricity.

Sandra responded that they do and have been inspected by the Fire Marshall.

Councilor Lundquist moved to approve the Agreement between the City of Ruidoso Downs and Downs Eatery, LLC for the use of All American Park and Fee Waiver. Councilor Miller seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

B. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of the Special Dispenser Permit Application for the Ruidoso Downs Car Show on August 27, 2022.



Matt Ingram presented the Ruidoso Downs Car show for the Special dispensers permit which means the track staff will be facilitating the alcohol for the event. They are working with Chuy's and a car club that will assist with the Car show.

Councilor Lundquist moved to approve the Special Dispenser Permit Application for the Ruidoso Downs Car Show on August 27, 2022. Councilor Walker seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

C. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of the Special Dispenser Permit Application for the Ruidoso Downs Golden Aspen Motorcycle Rally on September 14-18, 2022.

Matt Ingram presented to Mayor Holman and Councilors the Golden Aspen motorcycle rally the racetrack will manage the alcohol for the event and are requesting approval.

Councilor Miller moved to approve the Special Dispenser Permit Application for the Ruidoso Downs Golden Aspen Motorcycle Rally on September 14-18, 2022. Councilor Lundquist seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

D. Mayor Holman stated next item on the agenda was Discussion and Possible Action Selection of NMML 2022 Annual Conference Voting Delegate and Alternative Voting Delegate.

Mayor Holman stated its customary with the League and both will need to be sent to vote.

Councilor Miller moved to approve the Selection of NMML 2022 Annual Conference Voting Delegate and Alternative Voting Delegate. Councilor Lundquist seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

E. Mayor Holman stated next item on the agenda was Discussion and Possible Action on the Appointment of Juaquina Bravo for the Beautification Committee Chairperson Vacancy, Pursuant to Chapter 33, §33.07.

Councilor Miller moved to approve the Appointment of Juaquina Bravo for the Beautification Committee Chairperson Vacancy, Pursuant to Chapter 33, §33.07. Councilor Lacewell seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.



F. Mayor Holman stated next item on the agenda was Discussion and Possible Action on the Appointment of Isabel Guerrero for the Beautification Committee Member Vacancy, Pursuant to Chapter 33, §33.07.

Councilor Lacewell moved to approve the Appointment of Isabel Guerrero for the Beautification Committee Member Vacancy, Pursuant to Chapter 33, §33.07. Councilor Miller seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

G. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Adoption of Resolution 2022-23, a Resolution Approving the Infrastructure Capital Improvement Plan for FY 2024-2028.

Joey stated to Mayor Holman and Councilors that this ICIP has the additions that our public suggested at our last meeting and this is just a wish list and things that we can potentially get and so we ask for.

John stated that in the next point in time after this is the list of priorities of the city.

Joey responded that the majority of the projects don't really matter too much as long as we have everything on there when John goes to Legislative session, we have the projects on there to ask for the money.

Councilor Miller moved to adopt Resolution 2022-23, a Resolution Approving the Infrastructure Capital Improvement Plan for FY 2024-2028. Councilor Lacewell seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

H. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of Task Order 22-01 with Dennis Engineering for Engineering Services for Design and Construction of the East and West Circle Improvement Project.

Joey stated to Mayor Holman and Councilors this Task Order is for the new Colonias grant that we are going to receive in the amount is \$161,500.00 for the design and construction phase for East and West Circle waterline and road to DEC when the grant is received in November-December we will be ready to move forward with the project.

Councilor Lundquist moved to approve Task Order 22-01 with Dennis Engineering for Engineering Services for Design and Construction of the East and West Circle Improvement Project. Councilor Miller seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.



I. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of Amendment No. 3 to Task Order 20-03 to Dennis Engineering for Engineering Services during Design and Construction of the Riverside Waterline and Spring Tank Improvements.

Joey stated to Mayor Holman and Councilors this amendment increased the construction phase by \$11,450.00 but decreased the additional services by \$9,681.00 so the true increase is \$1,761.00 and the increase is from the change of equipment for the Redman tank parts and will be covered by the grant.

Councilor Miller moved to approve Amendment No. 3 to Task Order 20-03 to Dennis Engineering for Engineering Services during Design and Construction of the Riverside Waterline and Spring Tank Improvements. Councilor Lacewell seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

J. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of Prior Year Invoice from the New Mexico Taxation & Revenue in the amount of \$189.20.

Kristin stated to Mayor Holman and Councilors she is requesting approval to pay this invoice; she did not receive this invoice until the fiscal year ended.

Councilor Lundquist moved to approve Prior Year Invoice from the New Mexico Taxation & Revenue in the amount of \$189.20. Councilor Miller seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

K. Mayor Holman stated next item on the agenda was Discussion and Possible Action on Approval of Prior Year Invoice from the Ruidoso News in the amount of \$415.52.

Kristin stated to Mayor Holman and Councilors this invoice was for prior year she did not have all of the information that she needed to prove that this invoice was for the City and after the collection of the information she made that determination after the budget closed but it is a June Invoice.

Councilor Miller moved to approve Prior Year Invoice from the Ruidoso News in the amount of \$415.52. Councilor Lundquist seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.

L. Mayor Holman stated next item on the agenda is Discussion and Possible Action on Approval of Prior Year Invoice from the Ruidoso News in the amount of \$415.52.



Kristin stated to Mayor Holman and Councilors this invoice that she did not receive until after the budget had closed.

Councilor Miller moved to approve Prior Year Invoice from the Ruidoso News in the amount of \$415.52. Councilor Lacewell seconded and motion carried by unanimous roll call vote as follows: Aye: Councilor Miller, Councilor Lundquist, Councilor Lacewell, Councilor Walker.


ADJOURNMENT

There being no further business to come before the Governing Body, Mayor Holman adjourned the regular meeting at 2:48 p.m.

MINUTES ARE DRAFT UNTIL APPROVED ON:

Passed and Approved on this 22nd day of August 2022.

APPROVED:

 *Dean Holman*

Dean Holman, Mayor
ATTEST:
Alejandra L. Giron

Alejandra L. Giron, MMC
City Clerk/Treasurer

