

Regular Meeting
November 13, 2018
6:00 P.M.

Members Present: Mayor Nunez, Trustee Torres, Trustee Martinez, Trustee Whitlock, and Trustee Crist

Others Present: Dave Sment, Phyllis Sims, Dean Craig, John Fields, Mike Castillo, David Shields, Shirley Rice, Linda Alvarez, Sabino Ramirez, Bertha Torres, Miguel Silva, Teresa Trujillo, Lisa Neal, James Gimler, Bertha Torres, and Elizabeth Porras

A regular meeting of the Board of Trustees of the Village of Hatch was held in the Trustees Chambers located at 133 N Franklin Street, Hatch, New Mexico, on the above date. The Deputy Clerk called the roll as follows: Mayor Nunez – Present, Trustee Torres – Present, Trustee Martinez – Present, Trustee Whitlock – Present, and Trustee Crist – Present. There being a quorum, Mayor Nunez called the meeting to order at 6:00 p.m.

Trustee Martinez led all in attendance in the Pledge of Allegiance and Trustee Whitlock gave the opening prayer. Mayor Nunez then called for a moment of silence.

Trustee Whitlock moved to approve the agenda as presented. Seconded by Trustee Martinez. Motion carried with all Trustees voting aye.

Trustee Torres moved to approve the minutes of the Regular Meeting of October 9, 2018 as written. Seconded by Trustee Crist. Motion carried with all Trustees voting aye.

Trustee Whitlock moved to approve the consent agenda as presented. Seconded by Trustee Martinez. Motion carried with all Trustees voting aye.

Shirley Rice, Judge gave a brief presentation on the statutory proposal to expand options for municipalities to have ordinances enforced in Magistrate courts, and explained how it would hurt our municipality if that happens. It doesn't benefit the small municipalities.

Trustee Whitlock moved to approve to write off Account number 02-039300-000 Christina Garcia in the amount of \$172.98. Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Dave Shields from Bohannon Huston gave an update on all the projects for the Village of Hatch. The Municipal Airport project is under construction. The Adams Street Sidewalks project is in preliminary design. Looking at starting construction in the spring. The Water System improvements PER currently working on NMFA planning grant to cover the cost of the Preliminary Engineering Report for improvements to the water system to improve fire flow

capabilities. The application should be turned in December 2018. On the Water Well project a representative with El Paso Electric was contacted to request volt meters be placed on all three wells. No action from EPEC yet.

Trustee Torres moved to approve to create an Ordinance to Adopt the International Property Maintenance Code. Seconded by Trustee Whitlock. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Whitlock moved to approve to amend Village Code, Chapter 8.16.00, Nuisances, by amending Section 8.16.050 removal by Village, establishing an effective date; and providing for repeal and severability. Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Torres moved to approve to amend Village Code Title 4, Economic Development plan, by repealing Section 4.08 Northern Dona Ana Economic Advisory Council. Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

After a lengthy discussion about Opt-in the elections of the Village of Hatch municipal officers in the regular local elections Mayor Nunez is not in agreement.

Trustee Whitlock moved to approve to create an Ordinance authorizing the Village of Hatch to Opt-In the elections of its municipal officers in the regular local election and determining the terms of office for current office holder. Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Martinez moved to approve Resolution No. 953 Designating the Village of Hatch Holiday Schedule for 2019. Seconded by Trustee Crist. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Martinez moved to approve Resolution No. 954 Adopting a Budget Adjustment for FY 2018-2019. Seconded by Trustee Whitlock. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Martinez moved to approve Resolution No. 955 A Resolution Relating to Rules and Regulations pertaining to the use and maintenance of the Garden of Memories Cemetery. Seconded by Trustee Torres. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Torres moved to approve for the Village of Hatch to join the lawsuit against the State of New Mexico Taxation and Revenue Department. Seconded by Trustee Martinez. Motion carried with all Trustees voting aye.

Trustee Martinez moved to approve to renew Sanitation Service Contract with Southwest Disposal. Seconded by Trustee Crist. Motion carried with all Trustees voting aye.

Trustee Martinez moved to approve Memorandum of Agreement by and between Dona Ana County and the Village of Hatch for Animal Control Services. Seconded by Trustee Whitlock. Motion carried with all Trustees voting aye.

Trustee Whitlock moved to approve to have the Picacho land surveyed only instead of doing an appraisal and a survey. Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-nay, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-nay. Mayor broke tie, voting aye. Motion carried.

Trustee Whitlock moved to approve Ordinance No. 392 Amending Title 2 of the Hatch Municipal Code Creating the Office of the Village Clerk/Treasurer. Seconded by Trustee Torres. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

*7:19 p.m. Trustee Whitlock moved to convene in closed executive session to discuss threatened or pending litigation, employment matters as authorized by the open meetings act § (H)(7). Seconded by Trustee Martinez. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

*7:35 p.m. Trustee Whitlock moved to reconvene in open session from closed executive session where no decisions were made. Seconded by Trustee Torres. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Torres moved to approve Mayor's recommendation to appoint Elizabeth Porras as Clerk/Treasurer with a salary increase of \$1.50 per hourly rate effective immediately. Seconded by Trustee Crist. The Board was polled as follows: Trustee Torres-aye, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Martinez moved to approve Mayor's recommendation to appoint Bertha Torres as Deputy Clerk with a salary increase of \$2.07 per hourly rate effective immediately. Seconded by Trustee Crist. The Board was polled as follows: Trustee Torres-abstain, Trustee Martinez-aye, Trustee Whitlock-aye, Trustee Crist-aye. Motion carried.

Trustee Whitlock moved to approve to remove Mayra Castillo from probationary to non-probationary status and a one dollar pay increase per hourly rate effective November 21, 2018. Seconded by Trustee Torres. Motion carried with all Trustees voting aye.

Lisa Neal gave a brief report on all the activities going on at the Library, and informed the Board of Trustees about the meeting with Liz Bernal, Mayor Nunez, Trustee Whitlock, Dave Sment,

and Liz Porras to discuss the Economic Development plans. Chief of Police, Gimler reported no issues at the police department.

There being no further business Trustee Torres moved to adjourn at 8:02 p.m. Seconded by Trustee Martinez. Motion carried with all Trustees voting aye.

Signed: _____, Mayor

ATTEST:

Date: _____