

**VILLAGE OF CIMARRON
REGULAR COUNCIL MEETING VIRTUAL MINUTES
WEDNESDAY, SEPTEMBER 9, 2020 at 6:00pm
Cimarron Village Meeting**

The Governing Body met via GoToMeeting Application
Wednesday, September 9, 2020 6:00 PM (MDT)
<https://global.gotomeeting.com/join/870444509>

The dial in meeting information is below:

United States (Toll Free): 1 866 899 4679

United States: +1 (224) 501-3318

Access Code: 870-444-509

This code is the same code used for every meeting- it is the Village of Cimarron Code

I. Pledge of Allegiance

Mayor Leo Martinez led the Pledge of Allegiance and the Pledge to the New Mexico Flag

II. Pledge to the New Mexico State Flag

Mayor Leo Martinez led the Pledge of Allegiance and the Pledge to the New Mexico Flag

III. Roll Call

Mayor Leo Martinez Mayor Pro Tem Laura Gonzales Councilor James Gallegos
Councilor Matthew Gonzales Councilor Judy B. LeDoux

IV. Approval of Agenda

Councilor Judy B. LeDoux moved to approve the agenda of September 9, 2020.

Mayor Pro Tem Laura Gonzales seconded.

Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos-Aye, Councilor Matthew Gonzales, Councilor Judy B. LeDoux- Aye, Approved 4-0

V. Minutes

a. Approve/Disapprove: Regular Meeting August 12, 2020

Mayor Pro Tem Laura Gonzales moved to approve the Special Meeting minutes of August 12, 2020. Councilor James Gallegos seconded. Approved 4-0

Roll Call Vote: Councilor Judy B. LeDoux- Aye, Councilor Matthew Gonzales-Aye, Councilor James Gallegos-Aye, Mayor Pro Tem Laura Gonzales-Aye, Approved 4-0

b. Approve/Disapprove: Special Meeting August 20, 2020

Councilor Judy LeDoux moved to approve the Special Meeting minutes of August 20, 2020.

Councilor Matthew Gonzales seconded. Approved 4-0

Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos-Aye, Councilor Matthew Gonzales-Aye, Councilor Judy B. LeDoux- Aye, Approved 4-0

c. Approve/Disapprove: Special Meeting September 1, 2020

Councilor Judy LeDoux moved to approve the Special Meeting minutes of September 1, 2020. Mayor Pro Tem Laura Gonzales seconded. Approved 4-0
Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos-Aye, Councilor Matthew Gonzales-Aye, Councilor Judy B. LeDoux- Aye, Approved 4-0

VI. Comments from the General Public (Limited to 3 minutes)

No Comments

VII. Reports by Department Heads-

a. Mayor's Comments

Mayor Leo Martinez reported the MIOX system has been fixed by the MIOX representative of the company. Mayor Pro Tem Laura Gonzales asked if the tank at Lambert Hills had been fixed. Mayor Leo Martinez responded that the parts have been ordered and will be repaired ASAP. He explained that a power surge or some electrical issue melted a piece in the electrical box and Paul Bahrenson is the electrician that is working on the repair.

b. Village Administrator Report

Report has been submitted. Mayor Pro Tem Laura Gonzales asked what the official start dates are for the water line project and the Euclid crossing replacement project. Admin Shawn Jeffrey responded that the CDBG Water/Wastewater line start date is September 21, 2020 and the Euclid Project had been pushed back to September 21, 2020. Councilor James Gallegos asked if the project list is ready yet, Admin Shawn Jeffrey responded that it is not ready yet. Mayor Pro Tem Laura Gonzales asked the status on the requested Gross Receipt Report for the amounts as of the last two years. Admin Shawn Jeffrey said she will get it soon. Councilor James Gallegos asked what is the status on the diversion connection? Admin Shawn Jeffrey reported that Mr. Tom Mondragon is in that area blading so the guys can find the connection and get the system connected. Councilor Matthew Gonzales asked about the maintenance schedule for the public works, Admin Shawn Jeffrey reported that we are currently in the process of drafting one and will have it done soon. Councilor James Gallegos asked if the Caselle system has the capability of inventory and maintenance schedule. Admin Shawn Jeffrey said she would check into the program and available modules. Councilor Matthew Gonzales stated he would like to help with this task of developing a maintenance schedule.

c. Public Works Report

PW Joseph Quintana is working on the maintenance schedule. Work Order lists were included in the packet for review. Admin Shawn Jeffrey reported the pump had been brought down from the reservoir and the valve is being used. The MIOX system is working and some of the fuses in the electrical box at the water plant had to be replaced due to the electrical surges in the system. Mayor Pro Tem Laura Gonzales asked if we could start pricing a generator for Lambert Hills area, so when there are issues, the customers still have water. Mayor Leo Martinez stated we may need an 18HP motor. Councilor James Gallegos stated that Philmont has a very large generator that is not being used and the Village should check into the possibility of obtaining that unit.

- d. Police Department Report
Chief Ryan Gates submitted his report. Councilor James Gallegos reported he has noticed traffic has been slowing down significantly now that the vehicle has been parked on the side of the road. He said the decoy car is working in a positive way to slow traffic. Admin Shawn Jeffrey stated they have not ordered the poles yet for the speed signs as the pole manufacturer is looking at the specs to decide which pole we need for these signs.
- e. Ambulance Report
No report submitted
- f. Fire Department Report
No report submitted
- g. Municipal Judge Report
Judge Karen Gates submitted her report. She also reported she attended her judges conference virtually and has been voted as president of the Municipal Judges Association. Judge Karen Gates also stated they have received the new policy for the COVID-19 procedures.
- h. Senior Center Report
No report submitted
- i. Chamber of Commerce Report
Councilor Judy B. LeDoux reported the hours of operation for the Chamber of Commerce is from 11:00am to 3:00pm Monday thru Saturday and from 1:00pm-3:00pm on Sunday.
- j. Cemetery Board Report
Mayor Pro Tem Laura Gonzales reported the board met on the 31st and they reviewed the financials and minutes have been drafted. She also stated they have gotten some measurements for the cemetery fence and is working to get quotes from Zach Blacksten for the construction. She also said they would not implement the “Adopt A Plot program” until the records have been straightened out. They also voted to purchase three additional trash receptacles for the Cemetery. She also reported that she has received some reports of personal items missing from the graves and some vandalism issues. It was mentioned during the board meeting to set hours and lock the gates and she has help from the board to get this accomplished.
- k. Beautification Board Report
No report submitted
- l. Code Regulation Board Report
Councilor Matthew Gonzales stated he is still in the process of setting up an OHV class for the public and he is working with NM Department of Game & Fish.

VIII. Financials- Each Item listed A.-B. will be Considered for Action of Approve/Disapprove:

- a. Check Report and Deposit Register from August 10, 2020 through September 9, 2020

Councilor James Gallegos asked why the Town of Springer is sending Cimarron funds. Admin Shawn Jeffrey explained this is for the Consolidated Health Insurance Program we have with Springer, Maxwell, and Springer Housing.

Mayor Pro Tem Laura Gonzales moved to approve the check report and the deposit register for August 10, 2020 through September 9, 2020. Councilor Matthew Gonzales seconded.

Roll Call Vote: Councilors Judy B. LeDoux-Aye, Councilor Matthew Gonzales- Aye, Councilor James Gallegos- Aye, Mayor Pro Tem Laura Gonzales-Aye, Approved 4-0

- b. Robles, Rael, and Anaya bill for \$

Admin Shawn Jeffrey mentioned that the name of the firm is NM Law, LLC not Robles, Rael, and Anaya.

Councilor James Gallegos moved to approve the NM Law, LLC bill for \$694.72. Councilor Matthew Gonzales seconded.

Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos- Aye, Councilor Matthew Gonzales- Aye, Councilors Judy B. LeDoux-Aye, Approved 4-0

IX. Old Business- Discussion Each Item listed A.-C. will be considered for Action of Approve/Disapprove/Discussion:

- a. Water Restrictions

The Governing body discussed the status of the water and Mayor Leo Martinez made the recommendation to continue water restrictions until there is an option for a secondary source of water.

- b. CoVid-19 Update

Mayor Leo Martinez reported he will be attending the Mayors' meeting on the phone to discuss any new updates.

- c. Quote Speed Bumps Lambert Hills

Admin Shawn Jeffrey provided information on recycled rubber speed bumps. The Governing Body discussed the places for them to be installed and it was recommended Lafayette, 12th street, Lambert Hills, 9th street, and Mountain Meadows. Admin Shawn Jeffrey recommended to start with a few to get an idea of how they will do. The Governing Body asked to order a dozen as it will be better pricing.

X. New Business- Each Item listed A.-H. will be considered for Action of Approve/Disapprove/Discussion:

- a. Resolution 2020-036 NMFA Application- DAM Preliminary Engineering Report

Admin Shawn Jeffrey explained that last month the Governing Body did give permission to apply for the PER for the Dam- however there must be an approved Resolution to submit the application and the application is complete.

Councilor James Gallegos moved to approve Resolution 2020-036 NMFA Application.

Councilor Matthew Gonzales seconded.

Roll Call Vote: Councilor Judy B. LeDoux-Aye, Councilor Matthew Gonzales- Aye, Councilor James Gallegos- Aye, Mayor Pro Tem Laura Gonzales-Aye. Approved 4-0

- b. Resolution 2020-037 ICIP 2022-2026 Priorities
 The Governing Body discussed the ICIP priorities and requested to add Cemetery fencing & Improvements, to add in 2023- Cemetery Improvements
Councilor Judy B. LeDoux moved to approve Resolution 2020-037 ICIP 2022-2026 Priorities with the addition of Cemetery Improvements in year 2023. Councilor Matthew Gonzales seconded.
Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos- Aye, Councilor Matthew Gonzales- Aye, Councilor Judy B. LeDoux-Aye, Approved 4-0
- c. Caselle Upgrade to include MAWU
 Admin Shawn Jeffrey presented the quote from Caselle to upgrade the system for the water restriction penalties. Mayor Pro Tem Laura Gonzales asked if these system improvements would allow a user-friendly correction if the Ordinance was to change. Would it be an additional cost every time or would this be included. Councilor Matthew Gonzales stated that the usage years have changed, and the Ordinance may have to be modified to reflect a more current time frame than the three years of past water usage. He also mentioned a more current benchmark should be detailed in the process of the assessment. Mayor Pro Tem Laura Gonzales stated she would like to see if Caselle would give a little on the pricing if the scope of work needs to be changed due to a change in the Ordinance. Councilor Matthew Gonzales stated he would like to have the system to where the staff could input the MAWU and the program would automatically generate the rate and penalty for that water restriction phase.
Discussion Only.
- d. Diversión Project
 Admin Shawn Jeffrey reported that the cost for the parts to repair the diversion so it will operate and drain correctly. The Governing Body discussed the issue and directed the Administrator to have the Public Works order the parts necessary to complete the diversion project.
Discussion only.
- e. Cimarron Schools Sponsorship- Game Day T-Shirts \$500
 Councilor Judy B. LeDoux stated she would like to see this item suspended for now and when sports are in session to revisit this item. She also explained she had contacted Jody Martinez at the school and Jody said that it is legitimate company.
Councilor Judy B. LeDoux moved to postpone this item until sports programs begin again.
 Councilor James Gallegos stated this should be a Chamber of Commerce item or a school item not a Village item unless the Village of Cimarron wants to add their name to the T-Shirts. Mayor Pro Tem Laura Gonzales also mentioned this could be a school fund raiser project. *No second- Dies lack of second*
- f. Notice of Intent to Publish Ordinance 277- Amendment #2- Section 14.13.15.410 A- repealing Ordinance 277- Amendment #1
 Admin Shawn Jeffrey explained Amendment #2 to the Ordinance 277 and provided a sample with the disconnect highlighted.

Councilor Judy B. LeDoux moved to approve the notice of Intent to Publish Ordinance 277- Amendment #2 Section 14.13.15.410 A- repealing Ordinance 277- Amendment #1.. Councilor Matthew Gonzales seconded.
Roll Call Vote: Mayor Pro Tem Laura Gonzales-Aye, Councilor James Gallegos- Aye, Councilor Matthew Gonzales- Aye, Councilor Judy B. LeDoux-Aye, Approved 4-0

g. Endeavor Membership- Region 4 Membership

Admin Shawn Jeffrey included the information for the program. Councilor Matthew Gonzales mentioned it may be better to ask Jared Chatterley to attend the next meeting and explain this program and how Cimarron would benefit.

Discussion only.

XI. ADJOURN TO EXECUTIVE SESSION TO DISCUSS LITIGATION AND LIMITED PERSONNEL MATTERS AS PER NEW MEXICO OPEN MEETINGS ACT 10-15-1 SECTION H SUBSECTIONS 2 & 7:

Limited Personnel Matters-

- A. Increase hourly rate for Joseph Quintana
- B. Public Works Position 1
- C. Police Chief Employment Contract

Emergency:

- D. Placing Reva Sandoval, Utility/Court clerk, on Paid Administrative Leave

Mayor Pro Tem Laura Gonzales motioned to adjourn to executive session. Councilor Judy B. LeDoux seconded. Approved 4-0 6:55pm

Roll Call: Mayor Leo Martinez, Councilor Judy B. LeDoux, Councilor Matthew Gonzales, Councilor James Gallegos, Mayor Pro Tem Laura Gonzales, all are present

XII. Return from Executive Session

Councilor Matthew Gonzales moved to return to open session at 7:50pm. Mayor Pro Tem Laura Gonzales seconded. Approved 4-0

Councilor Matthew reported the only items discussed were those listed on the agenda and no decisions were made.

Roll Call: Councilor Matthew Gonzales, Councilor James Gallegos, Mayor Pro Tem Laura Gonzales, Councilor Judy B. LeDoux, - All are present

XIII. Approve/Disapprove Increase Hourly Rate for Joseph Quintana

Mayor Leo Martinez stated the recommendation for Mr. Joseph Quintana to get a \$1 an hour raise due to the increase in workload and responsibilities in the Public Works Department.

Councilor Judy LeDoux moved to approve a \$1 an hour raise for Mr. Joseph Quintana to be effective during the next pay period. Councilor Matthew Gonzales seconded. Approved 4-0

Roll Call: Councilor James Gallegos-Aye, Mayor Pro Tem Laura Gonzales-Aye, Councilor Matthew Gonzales-Aye, Councilor Judy B. LeDoux-Aye

XIV. Approve/Disapprove Hire Public Works Position 1

The Governing Body discussed the recommendation of Mr. Jerrid Turner for the position of Public Works Employee in the Public Works Department effective immediately.

Councilor Judy LeDoux moved to approve to hire Jerrid Turner for the Public Works position at \$12 an hour with the stipulation of obtaining his CDL certification within six months or March 10, 2021 and his water certification within one year by September 10, 2021. Councilor Matthew Gonzales seconded. Approved 4-0

Councilor Matthew Gonzales stressed how important it is for Jerrid to obtain his CDL as soon as possible as the Village will be operating its own trash disposal service soon and will need more than one driver for the truck.

Roll Call: Councilor Judy B. LeDoux-Aye, Councilor Matthew Gonzales-Aye, Councilor James Gallegos-Aye, Mayor Pro Tem Laura Gonzales-Aye

XV. Approve/Disapprove to Place Reva Sandoval, Utility/Court Clerk on Paid Administrative Leave

Mayor Pro Tem Laura Gonzales moved to approve to place Reva Sandoval, Utility Clerk/Court Clerk on paid Administrative leave effective September 7, 2020 for 10 days as per legal counsel. Councilor Matthew Gonzales seconded.

Roll Call: Councilor Matthew Gonzales-Aye, Councilor James Gallegos-Aye, Mayor Pro Tem Laura Gonzales-Aye, Councilor Judy B. LeDoux-Aye, Approved 4-0

XVI. Council Concerns


- Councilor Judy B. LeDoux- reported on Lincoln and Hwy 64 there is a little tree that needs to be cut down as it is blocking the view of traffic. Mayor Leo Martinez stated we can put in a work order for it.
- Councilor Matthew Gonzales reported he would like to present a Proclamation for the Governing Body to consider for approval. He also stated that the protest that was organized was to raise awareness for drug addiction, mental health awareness, and suicide awareness. Councilor James Gallegos spoke to say he appreciated the event and how it was organized and the topics it was supporting.
- Councilor Matthew Gonzales also stated he would like for the Village to own their own porta potty for the baseball field.
- Mayor Pro Tem Laura Gonzales stated that James Gallegos will be going out in the Bookmobile on Monday for day runs only.

XVII. Adjourn

Councilor Mayor Pro Tem Laura Gonzales moved to adjourn the meeting. Councilor James Gallegos seconded. Approved 4-0 8:10 pm

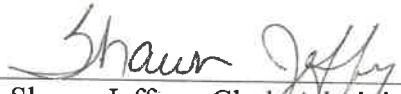
Roll Call Vote: Councilors Judy B. LeDoux-Aye, Councilor Matthew Gonzales- Aye, Councilor James Gallegos- Aye, Mayor Pro Tem Laura Gonzales- Aye Approved 4-0

APPROVED THIS 14 DAY OF OCTOBER 2020



Leo Martinez, Mayor

Attest:



Shawn Jeffrey, Clerk-Administrator