



VILLAGE OF MAGDALENA
PO BOX 145, MAGDALENA, NM 87825
P. 575.854.2261 F. 575.854.2273
WWW.VILLAGEOFMAGDALENA.COM

AGENDA

NOTICE OF REGULAR MEETING OF THE VILLAGE OF MAGDALENA BOARD OF TRUSTEES
MONDAY, NOVEMBER 14, 2022
VILLAGE HALL 108 N. MAIN STREET 5:00 PM

PLEASE SILENCE ALL ELECTRONIC DEVICES

MEMBERS OF THE PUBLIC WHO WISH TO ATTEND AND LISTEN TO THE MEETING VIA ZOOM MAY DO SO AT THE FOLLOWING LINK:

<https://us02web.zoom.us/j/4861155997?pwd=V0V6SERBNVdGNDNPaE1ZdWp1N004UT09>

Meeting ID: 486 115 5997

Passcode: MAGDALENA

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- 1. CALL TO ORDER**
 - 2. ROLL CALL**
 - 3. PLEDGE OF ALLEGIANCE**
 - 4. APPROVAL OF AGENDA**
 - 5. APPROVAL OF MINUTES**
 - a. REGULAR MEETING- OCTOBER 24, 2022**
 - 6. APPROVAL OF CASH BALANCE REPORTS**
 - 7. APPROVAL OF BILLS**
 - 8. MAYOR'S REPORT**
 - 9. CLERK'S REPORT**
 - 10. DEPARTMENT REPORTS**
 - a. EMS**
 - b. FIRE**
 - c. MARSHAL**
 - d. JUDGE**
 - e. PUBLIC WORKS**
 - f. LIBRARY**
 - 11. DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL TO DIRECT PUBLICATION OF ORDINANCE NO. 2022-03, AN ORDINANCE AUTHORIZING THE OPERATION OF RECREATIONAL OFF-HIGHWAY VEHICLES AND ALL-TERRAIN VEHICLES ON PAVED STREETS OWNED AND CONTROLLED BY THE VILLAGE OF MAGDALENA**
 - 12. PUBLIC INPUT – 1 TOPIC PER PERSON - 3 MINUTE LIMIT**

PUBLIC COMMENT MAY BE MADE IN PERSON OR VIA EMAIL (IF LESS THAN 3 MINUTES). EMAIL COMMENTS MAY BE MADE BY EMAILING COMMENTS TO: clerk@villageofmagdalena.com and/or mayor@villageofmagdalena.com THE DEADLINE FOR WRITTEN PUBLIC COMMENTS TO BE RECEIVED IS MONDAY, NOVEMBER 14, 2022 AT 12:00 PM. EMAILED PUBLIC COMMENT MUST CONTAIN THE AUTHOR'S NAME AND PHYSICAL ADDRESS AND WILL BE ENTERED AND/OR READ INTO THE MEETING MINUTES.

13. ADJOURNMENT

NOTE: THIS AGENDA IS SUBJECT TO REVISION UP TO 72 HOURS PRIOR TO THE SCHEDULED MEETING DATE AND TIME (NMSA 10-15-1 F). A COPY OF THE AGENDA MAY BE PICKED UP AT THE VILLAGE OFFICE, 108 N. MAIN STREET, MAGDALENA, NM 87825. PUBLIC DOCUMENTS, INCLUDING THE AGENDA AND MINUTES, CAN BE PROVIDED IN VARIOUS ACCESSIBLE FORMATS. PLEASE CONTACT THE VILLAGE CLERK/TREASURER IF A SUMMARY OR OTHER TYPE OF ACCESSIBLE FORMAT IS NEEDED. IF YOU ARE AN INDIVIDUAL WITH A DISABILITY WHO IS IN NEED OF A READER, AMPLIFIER, QUALIFIED SIGN LANGUAGE INTERPRETER OR ANY OTHER FORM OF AUXILIARY AID OR SERVICE TO ATTEND OR PARTICIPATE IN THE MEETING, PLEASE CONTACT THE VILLAGE CLERK AT 575-854-2261 AT LEAST ONE WEEK PRIOR TO THE MEETING OR AS SOON AS POSSIBLE.

DRAFT
MINUTES OF THE REGULAR MEETING OF THE VILLAGE OF MAGDALENA
BOARD OF TRUSTEES
HELD MONDAY, OCTOBER 24, 2022 – AT 5:00 PM

MEMBERS OF THE PUBLIC WHO WISH TO ATTEND AND LISTEN TO THE MEETING VIA ZOOM MAY DO SO AT THE FOLLOWING LINK:
<https://us02web.zoom.us/j/4861155997?pwd=V0V6SERBNVdGNDNPaE1ZdWp1N004UT09>

Meeting ID: 486 115 5997
Passcode: MAGDALENA

Mayor Rumpf called the meeting to order at 5:00 pm.

PRESENT: Mayor Richard Rumpf, Trustee James Nelson, Trustee Harvan Conrad, Carleen Gomez—Deputy Clerk, Attorney Kathy Stout

Guests: Ivy Stover—Librarian, Nehemiah Peralta—Utility Worker, Michael Zamora—Marshal, Brian Waterman—Deputy Marshal, Paulettica Monte—Deputy Marshal, Ezekiel Gomez—Utility Worker, Sandy Julian, Rita Broaddus, Bryan Baca, Bob Baker, Valerie and Jason Henderson, Samule Henderson, Sue Simonds, Stephanie Verdugo Fraere, Mariano Fraere, Manuel R. Peralta, Larry Clark, Clay Clark, Godin R Otero, Ramon Gutierrez, Kim Milligan, Barbara Foard, Janine Emery, Peter Emery, Terry Galyon, Diane Tafoya, and Marva Brunson

PRESENT VIA ZOOM: Michael Steininger—Finance, Trustee Donna Dawson

ABSENT: Trustee Clark Brown

Mayor Rumpf lead the group in reciting the pledge of allegiance.

APPROVAL OF AGENDA: Harvan Conrad moved to approve the agenda, as presented. James Nelson seconded the motion. The motion carried unanimously.

APPROVAL OF MINUTES: James Nelson moved to approve the minutes of the regular meeting of October 10, 2022, with amendments. Harvan Conrad seconded the motion. The motion carried unanimously.

APPROVAL OF CASH BALANCE REPORTS: James Nelson moved to approve the Cash Balance report, as presented. Harvan Conrad seconded the motion. The motion carried unanimously.

APPROVAL OF BILLS: Carleen Gomez stated there were six additional bills. Donna Dawson asked that the matter of the recurring payment to Jake Finch for his Water & Waste Water Operator Contract be added to the next agenda, regarding when the position can be switched to one of the four utility workers. Mayor Rumpf stated that the workers need to be certified first. Nehemiah Peralta—Utility Worker, stated that he had recently taken the certification test for Water 1 and is waiting for results.

Harvan Conrad moved to approve the bill list with the additions. James Nelson seconded the motion. The motion carried unanimously.

Bill List:

Baker Utility Supply	\$1,527.24	O'Reilly Auto Parts	\$48.94
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Henry Schein, Inc.	\$140.89	Rak's Building Supply	\$202.76
Jr Library Guild	\$1,542.40	Socorro Electric Coop	\$3,617.22
Konica Minolta	\$374.00	TLC Uniforms	\$2,409.51
Lowes Companies, Inc	\$61.55	Toby's Doors Inc	\$200.00
New Mexico Meters LLC	\$1,415.00	Total Bill List	\$11,539.55

Additional Bills:

Jacob Finch (Sept 2022 W/WW Operator Contract)	\$1,074.38
RC Plumbing (Plumbing repair – Village Hall)	\$227.41
Henry Schein (Ambulance Supplies)	\$53.41
Vexus Fiber (Long Distance Charges)	\$39.96
International Institute of Municipal Clerks Annual Membership	\$210.00
Rak's Building Supply (Water Supplies)	\$270.41
Total Additional Bills	\$1,875.57

MAYOR'S REPORT: Mayor Rumpf stated he attended a Department of Transportation meeting for Socorro County. He also stated that the Fire Department was awarded a grant for \$106,000 from the State Fire Fund for purchasing SCBA (self-contained breathing apparatus) equipment.

CLERK'S REPORT: Carleen Gomez, Deputy Clerk, stated that there was nothing to report at this time.

DISCUSSION & POSSIBLE DECISION REGARDING QUARTERLY REPORT FOR SEPTEMBER 30, 2022

Michael Steininger presented the report and stated that there was an overall cash increase. He stated that the increase in expenditures for the General, Water, and Waste Water Funds is likely due to the increased cost of the liability insurance. He stated that the Library fund is at 37% of its budget due to an equipment purchase, but since it was purchased with ARPA funds, there is no concern. He stated the Fire Department is 120% overbudget and needs a Budget Adjustment Report. Donna Dawson asked for clarification regarding the transfers into and out of the ambulance budget. Steininger clarified that they were to replace the funds borrowed from the General fund to cover the deficit.

Harvan Conrad moved to approve the Quarterly Report, as presented. James Nelson seconded the motion. Mayor Rumpf requested a roll call vote:

Donna Dawson – AYE

Harvan Conrad – AYE

James Nelson – AYE

Clark Brown – ABSENT

The motion carried unanimously.

DISCUSSION AND POSSIBLE DECISION TO RESCHEDULE PUBLIC HEARING AND FINAL CONSIDERATION OF ORDINANCE NO. 2022-02, NIGHT SKIES

Attorney Kathy Stout said this was on the agenda because there had been confusion regarding the original scheduling of the meeting, and that State Statute requires the hearing to be published in the paper at least 14 days prior to the final consideration. Carleen Gomez confirmed that would be the November 28th meeting. Donna Dawson asked if the public hearing and final decision could take place at separate meetings and Mayor Rumpf stated yes. Harvan Conrad stated that they didn't need to be separated, since there was already a public hearing for this, which Mayor Rumpf stated he preferred.

Harvan Conrad moved to approve rescheduling the Public Hearing and Final Consideration to the regular meeting on November 28th, 2022. James Nelson seconded the motion.
The motion carried unanimously.

BRYAN BACA – DISCUSSION & POSSIBLE DECISION REGARDING VILLAGE OF MAGDALENA ATV/UTV ORDINANCE

Bryan Baca presented to the Trustees. He stated that the state ordinance regarding ATV/UTVs on paved roads had exceptions to allow municipalities to create their own ordinance overriding the state statute. He asked that the Village consider creating an ordinance to allow licensed drivers to drive their ATV/UTV vehicles in town.

Marva Brunson stated that hunters use these vehicles and should be allowed to drive them to the local gas stations, restaurants, and stores. Sandy Julian stated that the Motor Vehicle Department of Socorro County issued licenses to drive ATV/UTVs on paved roads. Marshal Zamora clarified that they were not licenses, but permits, and only applied in municipalities with ordinances allowing their use. Peter Emery stated he was on the Board of Trustees for Kirtland, who passed a similar ordinance which went well. Mariano Fraere provided an example of the Ordinance used by Truth or Consequences to the Trustees, which was entered into the record.

Marshal Zamora stated that even if the Village passed such an Ordinance, Game & Fish advised them that they and the State Police would both still be charging folks under the State Statute and advised the Magdalena Marshals to do the same. Deputy Marshal Brian Waterman stated that Socorro County is not allowing ATV/UTVs on paved roads.

Mayor Rumpf stated that the State Ordinance was enforced due to safety concerns in the Village. He stated the Village could look at creating a local Ordinance to override the State one, and encouraged everyone to create more training and education opportunities on how to use the vehicles safely.

Donna Dawson moved to have the public hearing at a different date. Kathy Stout stated that according to State Statute, the Trustees would first need to direct the staff to publish notice of the public hearing, which then must be published for at least 14 days beforehand.

Donna Dawson moved to direct staff to publish the hearing regarding an ATV/UTV Ordinance on the November 14th regular meeting. Harvan Conrad seconded the motion.

Mayor Rumpf requested a roll call vote:

Donna Dawson – AYE

James Nelson – AYE

Harvan Conrad – AYE

Clark Brown – ABSENT

The motion carried unanimously.

Mayor Rumpf thanked everyone for attending.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION NO. 2022-17, A RESOLUTION AUTHORIZING THE ASSIGNMENT OF AUTHORIZED OFFICER(S) AND AGENT(S) FOR PROJECT NUMBER SAP 22-G2421-STB MAGDALENA WATER STORAGE TANK CONSTRUCTION – AS AMENDED

Deputy Clerk Carleen Gomez stated that this was previously approved by the Board, but when she tried to submit it, the New Mexico Environmental Department, Construction Programs Bureau asked for Mayor Rumpf to be added as another of the Official Representatives. To do so, the Trustees must vote on it again.

Harvan Conrad moved to approve Resolution No. 2022-17. James Nelson seconded the motion.

The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION NO. 2022-18, NMDOT LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT CONTROL NO. L100458

Mayor Rumpf stated that this was a State requirement in order to keep the funding. Donna Dawson asked for clarification on which streets were included. James Nelson asked for clarification regarding the dates.

Donna Dawson moved to approve Resolution No. 2022-18. Harvan Conrad seconded the motion.

Mayor Rumpf requested a roll call vote:

James Nelson – AYE

Donna Dawson – AYE

Harvan Conrad – AYE

Clark Brown – ABSENT

The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION NO. 2022-19, NMDOT LOCAL GOVERNMENT ROAD FUND COOPERATIVE AGREEMENT CONTROL NO. L100493

James Nelson moved to approve Resolution No. 2022-19. Harvan Conrad seconded the motion.

Mayor Rumpf requested a roll call vote:

Donna Dawson – AYE

James Nelson – AYE

Harvan Conrad – AYE

Clark Brown – ABSENT

The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION REGARDING RESOLUTION NO. 2022-20, LIBRARY CONVENIENCE FEES

Librarian Ivy Stover presented the convenience fees and stated that they were to offset costs related to the use of new library equipment and not to make a profit.

James Nelson moved to approve Resolution No. 2022-20. Harvan Conrad seconded the motion.

Mayor Rumpf requested a roll call vote:

Donna Dawson – AYE

Harvan Conrad – AYE

James Nelson – AYE

Clark Brown – ABSENT

The motion carried unanimously.

DISCUSSION & POSSIBLE DECISION TO DIRECT THE MAYOR & STAFF TO SELL OLD AMBULANCE & EQUIPMENT PURSUANT TO THE VILLAGE'S POLICY CONCERNING DISPOSITION OF PROPERTY

Mayor Rumpf stated that he would like the Village to sell the old ambulance for about \$2,000 via the Village's disposal policy, and to sell the Stryker, which is the auto-loader and cot, for \$12,000. Donna Dawson asked if he had these amounts in writing, and Mayor Rumpf stated he is waiting on them. Donna Dawson asked Michael Steininger if they could be sold, or if they needed to go out to bid. He stated that there is no requirement from the DFA that they go to bid, but was concerned that without a bid, the Village might not get the best price.

Attorney Kathy Stout advised that per Village policy, the two sales should be handled separately, as they are on either side of the \$2,500 cut off for the disposal policy. Donna Dawson asked whether a bid was needed if it was being sold to a private company or individual. Kathy Stout stated that bid forms could be used instead of a public auction. She advised that first the Trustees must vote to get rid of the items, then vote on the price, and

that a notice must be published twice regarding the sale for sales over \$2,500. She also advised that there be separate motions for each item.

Donna Dawson moved to put out bids for both the ambulance and the Stryker. There was no second to the motion, therefore the motion failed.

James Nelson moved to sell the ambulance to the supply company for \$2,000, per the Village's disposal policy. Harvan Conrad seconded the motion.

Mayor Rumpf requested a roll call vote:

James Nelson – AYE

Donna Dawson – NAY

Harvan Conrad – AYE

Clark Brown – ABSENT

The motion carried by majority.

Harvan Conrad moved to put the Stryker out for bid. James Nelson seconded the motion.

Mayor Rumpf requested a roll call vote.

Harvan Conrad – AYE

James Nelson – AYE

Donna Dawson – NAY

Clark Brown – ABSENT

The motion carried by majority.

PUBLIC INPUT – 1 TOPIC PER PERSON - 3 MINUTE LIMIT:

Donna Dawson asked for updates on repairs to the Village. Mayor Rumpf stated the utility workers are working on it.

Marshal Zamora introduced Paulettica Monte, the new Deputy Marshal. Paulettica spoke about herself to the Trustees.

Peter Emery presented the Trustees with the contact info of the City of Kirtland, regarding their ATV/UTV ordinance.

Marva Brunson asked if the Socorro Electric Coop had been given a list of faulty lights. Mayor Rumpf stated that he made a list but still needed to send it.

Terry Galyon spoke about the ATV/UTV ordinance.

ADJOURNMENT: Donna Dawson moved to adjourn the meeting at 6:08pm. Harvan Conrad seconded the motion. The motion carried unanimously.

Respectfully Submitted,

Carleen Gomez, CMC
Deputy Clerk

Richard Rumpf
Mayor

Minutes taken by:

Ivy Stover
Library Director

Magdalena Marshal's Office

<i>Monthly Report</i>	<u>Month: OCT</u>	<u>Year: 2022</u>
Marshal Zamora	ID#:Mag-1	
Total Miles Driven:		
<u>GENERAL CALLS:</u>	<u>AMOUNT</u>	<u>REVENUE</u>
TRAFFIC CITATIONS: Village Ordinances	3	162
TRAFFIC CITATIONS: State Statutes		
CRIMINAL CITATIONS		
ANIMAL CONTROL CITATIONS		
TRAFFIC ACCIDENTS		
D.W.I. ARRESTS		
FELONY ARRESTS		
MISDEMEANOR ARRESTS		
12 HOUR HOLD ARREST		
CRIMINAL INVESTIGATIONS		
JUVENILE CASES		
DOMESTIC CASES		
CRIMINAL DAMAGE / PROPERTY		
<u>ASSISTANCE CALLS:</u>		
AMBULANCE/FIRE		
PUBLIC SERVICE	10	
NM STATE POLICE		
SHERIFF'S OFFICE		
NM FISH & GAME		
US BORDER PATROL		
US FOREST SERVICE		
<u>OTHER:</u>		
ALARM CALLS		
FINGERPRINTING		
Driving Tests		
Misc. Cases	10	
<u>TOTALS:</u>	23	162

MAGDALENA MARSHAL DEPARTMENT**MONTHLY VEHICLE EXPENDITURE REPORT**For the month of : **OCT** Year: **2022**

License Number: _____

Make and Model: **FORD E\XP 2021**

Report due in NO LATER THAN THE 10th OF THE MONTH

Date	Beginning Mileage	Ending Mileage	Miles Traveled	Fuel Gallons	Amount	Motor Oil Quarts	Amount	Maintenance Section
1								01 Chassis Maintenance
2								02 Electrical Maintenance
3								03 Engine Maintenance
4								04 General Supplies
5								05 Interior Maintenance
6								06 Lubrication
7								07 Miscellaneous
8								09 Tire Purchase
9								10 Tire Repair 15
10								11 Wash and Wax
11								(Attach Copy of Invoices)
12								Invoice No.: _____ Amt.\$
13								10
14	3107	3293	186	16.7	66.8			Invoice No.: _____ Amt.\$
15								Date
16								Invoice No.: _____ Amt.\$
17								Code: _____ Date: _____
18								Invoice No.: _____ Amt.\$
19								Code: _____ Date: _____
20								Invoice No.: _____ Amt.\$
21	3293	3482	189	20.4	81.9			Code: _____ Date: _____
22								Invoice No.: _____ Amt.\$
23								Code: _____ Date: _____
24								Invoice No.: _____ Amt.\$
25								Code: _____ Date: _____
26								Invoice No.: _____ Amt.\$
27								Code: _____ Date: _____
28								Invoice No.: _____ Amt.\$
29								Code: _____ Date: _____
30								Invoice No.: _____ Amt.\$
31								
Totals			375	37.1	148.7			

I certify that the above is correct to the best of my knowledge.

Signature: Title: **MARSHAL**

MAGDALENA MARSHAL DEPARTMENT
MONTHLY VEHICLE EXPENDITURE REPORT
For the month of : October Year: 2022

License Number: _ G97490
Make and Model: _ Chev Silverado 2016

Report due in NO LATER THAN THE 10th OF THE MONTH								
Date	Beginning Mileage	Ending Mileage	Miles Traveled	Fuel Gallons	Amount	Motor Oil Quarts	Amount	Maintenance Section
1								01 Chassis Maintenance
2								02 Electrical Maintenance
3								03 Engine Maintenance
4								04 General Supplies
5								05 Interior Maintenance
6	94651			17.7	\$71.00			06 Lubrication
7								07 Miscellaneous
8								09 Tire Purchase
9								10 Tire Repair
10								11 Wash and Wax
11								(Attach Copy of Invoices)
12								Invoice No.: _____ Amt.\$ _____
13		94797	146	15.9	\$63.62			10
14								Invoice No.: _____ Amt.\$ _____
15								Date _____
16								Invoice No.: _____ Amt.\$ _____
17								Code: _____ Date: _____
18								Invoice No.: _____ Amt.\$ _____
19								Code: _____ Date: _____
20	94966		169	17.5	\$70.00			Invoice No.: _____ Amt.\$ _____
21								Code: _____ Date: _____
22								Invoice No.: _____ Amt.\$ _____
23		95175	209	17.7	\$71.02			Code: _____ Date: _____
24								Invoice No.: _____ Amt.\$ _____
25								Code: _____ Date: _____
26								Invoice No.: _____ Amt.\$ _____
27								Code: _____ Date: _____
28								Invoice No.: _____ Amt.\$ _____
29								Code: _____ Date: _____
30	95339		164	17.2	\$63.80			Invoice No.: _____ Amt.\$ _____
31								
Totals			688	86	\$339.44			

I certify that the above is correct to the best of my knowledge.
Signature: _____ **Title:** _____

Magdalena Marshal's Office

Monthly Report	<u>Month:</u>	<u>Year: 2022</u>
	ID# Mag 2	
Total Miles Driven:	688	
<u>GENERAL CALLS:</u>	<u>AMOUNT</u>	<u>REVENUE</u>
TRAFFIC CITATIONS: Village Ordinances	25	\$1,350
TRAFFIC CITATIONS: State Statutes	0	
CRIMINAL CITATIONS	0	
ANIMAL CONTROL CITATIONS	0	
TRAFFIC ACCIDENTS	0	
D.W.I. ARRESTS	0	
FELONY ARRESTS	0	
MISDEMEANOR ARRESTS	4	
12 HOUR HOLD ARREST	0	
CRIMINAL INVESTIGATIONS	1	
JUVENILE CASES	0	
DOMESTIC CASES	0	
CRIMINAL DAMAGE / PROPERTY	1	
<u>ASSISTANCE CALLS:</u>		
AMBULANCE/FIRE	3	
PUBLIC SERVICE		
NM STATE POLICE	1	
SHERIFF'S OFFICE		
NM GAME & FISH		
NM LIVESTOCK BOARD		
US BORDER PATROL		
US FOREST SERVICE		
<u>OTHER:</u>		
ALARM CALLS		
FINGERPRINTING		
Driving Tests		
Misc. Cases		
PR	8	
<u>TOTALS:</u>		\$1,350

Magdalena Marshal's Office

Monthly Report	<u>Month:</u>	<u>Year: 2022</u>
	ID# Mag 3	
Total Miles Driven:		
<u>GENERAL CALLS:</u>	<u>AMOUNT</u>	<u>REVENUE</u>
TRAFFIC CITATIONS: Village Ordinances	3	\$162
TRAFFIC CITATIONS: State Statutes		
CRIMINAL CITATIONS		
ANIMAL CONTROL CITATIONS		
TRAFFIC ACCIDENTS		
D.W.I. ARRESTS		
FELONY ARRESTS		
MISDEMEANOR ARRESTS		
12 HOUR HOLD ARREST		
CRIMINAL INVESTIGATIONS		
JUVENILE CASES		
DOMESTIC CASES		
CRIMINAL DAMAGE / PROPERTY		
<u>ASSISTANCE CALLS:</u>		
AMBULANCE/FIRE		
PUBLIC SERVICE	10	
NM STATE POLICE		
SHERIFF'S OFFICE		
NM GAME & FISH		
NM LIVESTOCK BOARD		
US BORDER PATROL		
US FOREST SERVICE		
<u>OTHER:</u>		
ALARM CALLS		
FINGERPRINTING		
Driving Tests		
Misc. Cases	10	
<u>TOTALS:</u>	23	\$162

Paulitica Monte

MAGDALENA MARSHAL DEPARTMENT**MONTHLY VEHICLE EXPENDITURE REPORT**

For the month of : _____ Year: 2022

License Number: _ G97490

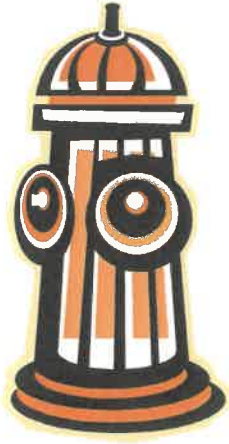
Make and Model: _ Chev Silverado 2016

Report due in NO LATER THAN THE 10th OF THE MONTH

Date	Beginning Mileage	Ending Mileage	Miles Traveled	Fuel Gallons	Amount	Motor Oil Quarts	Amount	Maintenance Section
1								01 Chassis Maintenance
2								02 Electrical Maintenance
3								03 Engine Maintenance
4								04 General Supplies
5								05 Interior Maintenance
6								06 Lubrication
7								07 Miscellaneous
8								09 Tire Purchase
9								10 Tire Repair
10								11 Wash and Wax
11								(Attach Copy of Invoices)
12								Invoice No.: _____ Amt.\$
13								10
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15								Date
16								Invoice No.: _____ Amt.\$
17								Code: _____ Date: _____
18								Invoice No.: _____ Amt.\$
19								Code: _____ Date: _____
20								Invoice No.: _____ Amt.\$
21	3293	3482	189	20.4	81.9			Code: _____ Date: _____
22								Invoice No.: _____ Amt.\$
23								Code: _____ Date: _____
24								Invoice No.: _____ Amt.\$
25								Code: _____ Date: _____
26								Invoice No.: _____ Amt.\$
27								Code: _____ Date: _____
28								Invoice No.: _____ Amt.\$
29								Code: _____ Date: _____
30								Invoice No.: _____ Amt.\$
31								
Totals			375	37.1	148.7			

I certify that the above is correct to the best of my knowledge.

Signature: *Pauletta Mont* Title:



October 2022 Utilities Report

- 1) Daily well rounds and screen cleaning
- 2) Doing our best with the washouts and potholes on side streets.
- 3) Did potholes on Oak Street.
- 4) Worked on restroom and dumped the ash at the transfer station.
- 5) Starting fixed some washouts at gun range and Cemetery.
- 6) Fixed main waterline break west of Sierra Propane.
- 7) Got a 2" and a 1" water tap on state road 107
- 8) Other than that worked on daily duties and other things as they came up.
- 9) Water samples done and all is good.
- 10) Getting ready for winter.

Librarian's Report OCTOBER 2022

Days Open	21 (135 hours)	# of Volunteers	15
Days Closed	0	Volunteer Hours	74
Total Visitors	403		
Museum Visitors	37	New Library Cards	2

Events:

Number of Events:	6	Attendance:	153
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Date:		# of People:
10/6/2022	FOL Meeting	7 Adults
10/7/2022	Code Club	5 Kids + 1 Adult
10/15/2022	Live Reading Josi Ella Holt	6 Kids + 3 Adults
10/21/2022	Code Club	2 Kids + 1 Adult
10/25/2022	PreK Visit	6 Kids + 2 Adults
10/27/2022	Halloween Costume Contest	60+ Kids & 60+ Adults

Circulation

PHYSICAL		DIGITAL	
# of Books	87	# of eBooks	65
# of Books on CD	16	# of Online Audio	35
# of DVDs	46		
Total Physical	149	Total Digital	100
Total Circulation	249		
ILL Processed	7 Requested, 5 Received, 5 Returned		

Computers/Wi-Fi

# Computer Sign ins	27 + 9 Code Club = 36
Total Unique Wi-Fi Devices	115
Avg. # Wi-Fi Devices per day	22
Avg. Data Usage per Device	1.27 GB

Other:

NMLA Conference: I attended the 2022 NM Library Association Annual Conference in Albuquerque as a professional development opportunity. I was able to attend a lot of great sessions and I learned a lot. I also presented one of the sessions. My presentation was called "It Takes a Village: Lessons in Community Partnerships From a Single Person Library." I spoke

about the benefits of partnering with individuals and organizations in the community to offer programs and events. The thesis of my talk was that using partnerships does help the library, but more importantly, it helps the community, and that will cycle back and provide more benefit to the library. About 25 people attended my session and I received great feedback. I made a PDF version of the presentation (with pictures of children removed) to have available in the general shared folder for the conference, which I can also share with the trustees by request.

Halloween Costume Contest: Like last year, we were part of the Halloween events going on in town. After the school's Halloween Carnival, we had a costume contest, then sent the kids to Trunk or Treating, sponsored by the Chamber of Commerce. We had 50 kids sign up for the costume contest, plus about 10 or so just hanging out, and about as many parents. It was a success with a great turn-out and great engagement. Thank you to the Chamber of Commerce for including the library, and a special thank you to the Friends of the Library, who helped set up and manage the event for me.

Other professional development: I have a Youth Services training on Monday November 14th at the Estancia Public Library. I'll take my own vehicle, as the Mayor will be using the village vehicle, and I'll get the fuel reimbursed afterwards.

**Respectfully Submitted,
Ivy Stover,
Library Director**

**VILLAGE OF MAGDALENA
COUNTY OF SOCORRO
STATE OF NEW MEXICO**

**NOTICE OF PUBLICATION AND ADOPTION OF
ORDINANCE NO. 2022-03**

THE VILLAGE OF MAGDALENA TO ALL INTERESTED PERSONS,

GREETINGS:

NOTICE IS HEREBY GIVEN that an Ordinance proposed for adoption by the Governing Body of the Village of Magdalena is now pending before said Governing Body.

The title of said Ordinance No. 2022-03 is: "ORDINANCE AUTHORIZING THE OPERATION OF RECREATIONAL OFF-HIGHWAY VEHICLES AND ALL-TERRAIN VEHICLES ON PAVED STREETS OWNED AND CONTROLLED BY THE VILLAGE OF MAGDALENA".

The purpose of the Ordinance is to allow off-highway vehicles to use paved Village streets under certain conditions. Said Ordinance will come for Public Hearing and Final Consideration by the Governing Body of the Village of Magdalena at its Regular Meeting held on December 12, 2022, at 5:00PM.

Any interested person upon request and payment of reasonable fee, may obtain copies of the proposed Ordinance from Village Hall during regular business hours.

Carleen Gomez, CMC
Deputy Clerk
Village of Magdalena
P.O. Box 145
Magdalena, NM 87825
Phone: (575)854-2261

Published in the El Defensor Chieftain on November 24, 2022



ORDINANCE NO. 2022-03

ORDINANCE AUTHORIZING THE OPERATION OF RECREATIONAL OFF-HIGHWAY VEHICLES AND ALL-TERRAIN VEHICLES ON PAVED STREETS OWNED AND CONTROLLED BY THE VILLAGE OF MAGDALENA AS SET FORTH IN THIS ORDINANCE

WHEREAS, the New Mexico Legislature amended Section 66-3-1011 NMSA 1978 to allow the operation of recreational off-highway and all-terrain vehicles on a paved street owned and controlled by the authorizing entity, subject to certain conditions;

WHEREAS, the Village of Magdalena has adopted by reference the 2016 Compilation of the New Mexico Uniform Traffic Ordinance, which allows the operation of recreational off-highway and all-terrain vehicles on a paved street owned and controlled by the authorizing authority, subject to certain conditions;

WHEREAS, the Board of Trustees of the Village of Magdalena now deems it desirable to allow the operation of recreational off-highway and all-terrain vehicles on paved streets owned and controlled by the Village of Magdalena, subject to certain conditions;

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MAGDALENA, NEW MEXICO:

SECTION 1. PURPOSE. The purpose of this Ordinance is to allow the operation of recreational off-highway and all-terrain vehicles on a paved street or highway owned and controlled by the Village of Magdalena as authorized in this Ordinance.

SECTION 2. DEFINITIONS. As used in this Ordinance:

- A. “All-Terrain Vehicle” is a type of off-highway motor. An all-terrain vehicle means a vehicle fifty inches or less in width, having an unladen dry weight of one thousand pounds or less, traveling on three or more low-pressure tires and having a seat designed to be straddled by the operator and handlebar-type steering control, or as otherwise defined in Section 66-3-1001.1(E)(1) of the Off-Highway Motor Vehicle Act.
- B. “Recreational Off-Highway Vehicle” is a type of off-highway motor vehicle. A recreational off-highway vehicle means:
 - (1) A recreational off-highway vehicle is a motor vehicle designed for travel on four or more non-highway tires, for recreational use by one or more persons, and having:

- (a) a steering wheel for steering control;
 - (b) non-straddle seating;
 - (c) maximum speed capability greater than thirty-five miles per hour;
 - (d) gross vehicle weight rating no greater than one thousand seven hundred fifty pounds;
 - (e) less than eighty inches in overall width, exclusive of accessories;
 - (f) engine displacement of less than one thousand cubic centimeters;
and
 - (g) identification by means of a seventeen-character vehicle identification number; or
- (2) By rule of the Department of Game and Fish, any other vehicles that may enter the market that fit the general profile of vehicles operated off the highway for recreational purposes.

SECTION 3. OPERATION OF RECREATIONAL OFF-HIGHWAY VEHICLE OR ALL-TERRAIN VEHICLE ON PAVED STREETS OWNED AND CONTROLLED BY THE VILLAGE OF MAGDALENA.

- A. A person shall not operate an off-highway motor vehicle on any:
- (1) limited access highway or freeway at any time; or
 - (2) paved street except as provided in Subsections B, C, D, E, F, and G below.
- B. A recreational off-highway vehicle or all-terrain vehicle may be operated on a paved street owned and controlled by the Village of Magdalena, if:
- (1) the vehicle has one or more headlights and one or more taillights that comply with the Off-Highway Motor Vehicle Act, Chapter 66, Article 3, NMSA 1978;
 - (2) the vehicle has brakes, mirror, and mufflers;
 - (3) the operator has valid driver's licenses or permits as required under the Motor Vehicle Code and off-highway motor vehicle safety permits as required under the Off-Highway Motor Vehicle Act;
 - (4) the operator is insured in compliance with provisions of the Mandatory Financial Responsibility Act, Chapter 55, Article 5, NMSA 1978;
 - (5) **all** operators and passengers are wearing eye protection and a safety helmet that comply with the Off-Highway Motor Vehicle Act; Chapter 66, Article 3, NMSA 1978, an additional operating restriction allowed by NMSA 1978, Section 66-3-1011(E); and,
 - (6) Except for sections of the Motor Vehicle Code that are in conflict with the licensing and equipment requirements of the Off-Highway Motor Vehicle Act, any operator using an off-highway motor vehicle on a paved street or highway shall be subject to the

requirements and penalties for operators of moving and parked vehicles under the Motor Vehicle Code.

- C. Off-highway motor vehicles may cross streets or highways, except limited access highways or freeways, if the crossing is made after coming to a complete stop prior to entering the street. Off-highway motor vehicles shall yield the right of way to oncoming traffic and shall begin a crossing only when it can be executed safely and then crossing in the most direct manner, as close to a perpendicular angle as possible.
- D. A person shall not operate an off-highway motor vehicle on state game commission-owned, state game commission-controlled or state game commission-administered land, except as specifically allowed pursuant to the Habitat Protection Act, Chapter 17, Article 1, NMSA 1978.
- E. A person shall not operate an off-highway motor vehicle on land owned, controlled or administered by the state parks division of the energy, minerals and natural resources department, pursuant to the State Parks Division statute, Chapter 16, Article 2, NMSA 1978, except in areas designated by and permitted by rules adopted by the secretary of energy, minerals and natural resources.
- F. Unless authorized, a person shall not:
 - (1) Remove, deface or destroy any official sign installed by a state, federal, local or private land management agency; or
 - (2) Install any off-highway motor vehicle-related sign.
- G. The statute allows the Village to establish separate speed limits and operating restrictions for off-highway vehicles. The speed limits shall be as defined below:
 - (1) The speed limit for all-terrain vehicles operated within the Village shall be 10 miles per hour or the posted speed limit, whichever is less. If the posted speed limit is higher than 30 miles per hour, the operator shall operate the all-terrain vehicle on the extreme right-hand side of the roadway.
 - (2) Additional operating restrictions are:

SECTION 5: PENALTIES. Each offense under this Ordinance shall be punished by a fine of ninety-four dollars (\$94) that shall not be suspended or deferred. Each subsequent offense shall be punished by an additional ninety-four dollar (\$94) fine.

SECTION 4: SEVERABILITY. In the event that any clause, sentence, paragraph, section, or other portion of this Ordinance is found by any Court of competent jurisdiction to be invalid, it is the intent of the Governing

Body that the remaining portions of the ordinance be given full force and effect. It is the expressed intent of the City Council to adopt each section, phrase, paragraph, and word of this Ordinance separately.

SECTION 5. REPEAL. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent they conflict with this Ordinance.

Approved, Adopted, and Ordained this _____ day of _____, 2022.

VILLAGE OF MAGDALENA

Richard Rumpf, Mayor

Attest:

Carleen Gomez, CMC
Deputy Clerk