



VILLAGE OF MAGDALENA
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AGENDA

NOTICE OF REGULAR MEETING OF THE VILLAGE OF MAGDALENA BOARD OF TRUSTEES TUESDAY, NOVEMBER 13, 2018 VILLAGE HALL 108 N. MAIN STREET 6:00 PM

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. APPROVAL OF MINUTES
 - a. REGULAR MEETING – OCTOBER 22, 2018
6. APPROVAL OF CASH BALANCE REPORT
7. APPROVAL OF BILLS
8. MAYOR'S REPORT
9. CLERK'S REPORT
 - a. DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF BUDGET ADJUSTMENT RESOLUTION NO. 2019-03
 - b. UPDATE ON ELECTRIC LIGHT CHRISTMAS PARADE
10. DEPARTMENT REPORTS
 - a. EMS
 - b. FIRE
 - c. MARSHAL
 - d. JUDGE
 - e. PUBLIC WORKS
 - f. LIBRARY
11. DISCUSSION & POSSIBLE DECISION REGARDING SALE OR TRANSFER OF 1987 FORD FIRE TRUCK
12. DISCUSSION & POSSIBLE DECISION REGARDING ELECTIONS
13. PUBLIC INPUT – 1 TOPIC PER PERSON – 3 MINUTE LIMIT
14. EXECUTIVE SESSION
 - a. NMSA 10-15-1(H)(2) – LIMITED PERSONNEL MATTER
 - i. DEPUTY MARSHAL
 - b. NMSA 10-15-1(H)(7) – POTENTIAL LITIGATION
 - i. UNPAID LODGER'S TAX
15. DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL TO HIRE DEPUTY MARSHAL
16. 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. 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.

**Minutes of the Regular Meeting of the Village of Magdalena
Board of Trustees
Held Monday, October 22, 2018 at 6:00 p.m.**

DRAFT

Mayor Richard Rumpf called the meeting to order at 6:00 p.m.

Present: Mayor Richard Rumpf, James Nelson, Lynda Middleton, Donna Dawson, Clark Brown, Carleen Gomez - Deputy Clerk, Attorney Kathy Riley

Guests: John Larson

Mayor Richard Rumpf requested that Attorney Kathy Riley lead the gallery in reciting the Pledge of Allegiance.

Approval of Agenda: Ms. Dawson motioned to approve the agenda as presented, seconded by Mr. Brown. The motion carried unanimously.

Approval of Minutes: Mrs. Middleton motioned to approve the minutes of the Regular Meeting held on October 8, 2018, as presented, seconded by Mr. Nelson. The motion carried unanimously.

Approval of Cash Balance Report: Ms. Dawson motioned to approve the cash balance report, as presented, seconded by Mr. Clark. The motion carried unanimously.

Approval of Bills: Mr. Nelson motioned to approve the bills, as presented, seconded by Mrs. Middleton. The motion carried unanimously.

Amazon Credit	\$237.51	City of Socorro	\$125.00
EQC Technologies	3290.67	Konica Minolta	236.23
KSA Engineers	1,593.31	Leseberg's Auto	274.46
Med-Tech Resources	399.90	MHQ of NM	1,646.16
Napa Auto Parts	126.23	NM Municipal League	500.00
NM Rural Water	1,500.00	PMS	105.00
Rak's	332.17	RC Plumbing	289.74
Shred-It USA LLC	401.35	Sierra Propane	202.31
Socorro Electric	3,539.48	Tire Shop	15.00
Wex Bank	2,095.25		

Mayor's Report

Mayor Rumpf stated that the fog sealing on the roads was worked on and is finished. He stated that on Saturday, October 27th, the Open House for the Kid's Science Café would be held. He stated that there will be projects to view and professors available to speak with. Mayor Rumpf stated that as of the beginning of the year he would be the new President of SCOPE, which is a community health program. Mayor Rumpf reported that the Maze of Life would be held at Magdalena Schools on November 7th and 8th. Mayor Rumpf announced that flu shots would be available at the Senior Center beginning November 1st. He stated that the Department of Transportation Aviation came to visit the airport. He stated that the utility crew had mowed the area around the clinic and are clearing the sides of the runway at the airport.

Clerk's Report

Deputy Clerk Gomez stated that Clerk Finch had attended her second year of the Master Clerk Academy and Assistant Clerk Paez attended her first year of Clerk's Institute. Deputy Clerk Gomez stated that she attended one session on election issues.

Public Input - 1 Topic Per Person - 3 Minute Limit

Mr. John Larson with the El Defensor Chieftain stated that he was at the Magdalena Café when the Band and Barbeque event was supposed to happen. He stated that the Band cancelled but the barbeque was good.

Ms. Dawson motioned to adjourn the meeting at 6:13 p.m., seconded by Mr. Brown. The motion carried unanimously.

Respectfully Submitted,

Carleen Gomez, CMC
Deputy Clerk

Richard Rumpf
Mayor

**VILLAGE OF MAGDALENA
BOARD OF TRUSTEES
BUDGET ADJUSTMENT RESOLUTION NO. 2019-03**

WHEREAS, the Board of Trustees of the Village of Magdalena met in regular session on _____ did propose to make certain transfer(s) or increase(s); and

WHEREAS, the Village of Magdalena asks that authorization for the following transfer(s) or increase(s) be granted:

(List funds and/or items involved) From 209 to 209

1. Increase revenues in the Fire Protection Fund (209) by \$23,495.00 for an ending budget of \$251,821.00
2. Increase expenditures in the Fire Protection Fund (209) by \$65,082.00 for an ending budget of \$420,066.00

And **WHEREAS**, the reason(s) for the above transfer(s) or increase(s) is (are):

1. Increase revenues in the Fire Protection Fund (209) to account for Fire Protection monies distributed.
2. Increase expenditures in the Fire Protection Fund (209) for the purchase of equipment.

NOW THEREFORE, it is respectfully requested that authorization to make the above transfer(s) or increase(s) be granted by the Local Government Division of the Department of Finance and Administration.

PASSED, SIGNED AND APPROVED BY the Governing Body of the Village Magdalena, this _____ day of _____, 20_____.

Mayor

Attested:

Clerk/Treasurer

Stephanie Finch

From: Michael Bisbee <michael_bisbee@yahoo.com>
Sent: Thursday, November 8, 2018 3:10 PM
To: Stephanie Finch
Subject: VILLAGE of MAGDALENA FIRE / EMS REPORT October 2018

VILLAGE of MAGDALENA FIRE / EMS REPORT October 2018

FIRE

No Activity

EMS

Magdalena Volunteer EMS Department responded to 7 calls for service

Best Regards, Michael Bisbee 201a LLC 914 720-9162

Magdalena Marshal's Office

Monthly Report	<u>October</u>	<u>Year: 2018</u>
Michael Zamora		
Total Miles Driven:	643	
GENERAL CALLS:	<u>AMOUNT</u>	<u>REVENUE</u>
TRAFFIC CITATIONS: Village Ordinances	21	1102
TRAFFIC CITATIONS: State Statutes	0	
CRIMINAL CITATIONS		
ANIMAL CONTROL CITATIONS	2	
TRAFFIC ACCIDENTS	2	
D.W.I. ARRESTS	0	
FELONY ARRESTS		
MISDEMEANOR ARRESTS	2	
12 HOUR HOLD ARREST		
CRIMINAL INVESTIGATIONS	8	
JUVENILE CASES	1	
DOMESTIC CASES	1	
CRIMINAL DAMAGE / PROPERTY		
<u>ASSISTANCE CALLS:</u>		
AMBULANCE/FIRE	3	
PUBLIC SERVICE		
NM STATE POLICE		
SHERIFF'S OFFICE	4	
NM FISH & GAME	0	
US BORDER PATROL	0	
US FOREST SERVICE	0	
<u>OTHER:</u>		
ALARM CALLS	4	
FINGERPRINTING	0	
Driving Tests		
Misc. Cases	12	
<u>TOTALS:</u>	60	1102

MAGDALENA MARSHAL DEPARTMENT
MONTHLY VEHICLE EXPENDITURE REPORT
 For the month of : **October** Year: **2018**

License Number: G93062
 Make and Model: FORD EXPID.2015

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	48280	48466	186	16.55	49			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								Invoice No.: _____ Amt.\$ _____
15	48466	48707	241	21.7	61.19			Date _____
16								Invoice No.: _____ Amt.\$ _____
17								Code: _____ Date: _____
18								Invoice No.: _____ Amt.\$ _____
19								Code: _____ Date: _____
20								Invoice No.: _____ Amt.\$ _____
21								Code: _____ Date: _____
22								Invoice No.: _____ Amt.\$ _____
23	48707	48923	216	20.18	56.9			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			643	58.43	166.19			\$15.00

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

Signature: *MZ* Title: MARSHAL

Magdalena Marshal's Office

Monthly Report	10/31/2018	
Marshal's Office - K.Miller ID#:Mag-2		
Total Miles Driven:	1189	
GENERAL CALLS:	AMOUNT	REVENUE
TRAFFIC CITATIONS: Village Ordinances	3	1-189
TRAFFIC CITATIONS: State Statutes	1	0
CRIMINAL CITATIONS	1	0
ANIMAL CONTROL CITATIONS	0	0
TRAFFIC ACCIDENTS	0	0
D.W.I. ARRESTS	1	0
FELONY ARRESTS	2	0
MISDEMEANOR ARRESTS	1	0
12 HOUR HOLD ARREST	0	0
CRIMINAL INVESTIGATIONS	9	0
JUVENILE CASES	1	0
DOMESTIC CASES	2	0
CRIMINAL DAMAGE / PROPERTY	0	0
ASSISTANCE CALLS:		
AMBULANCE/FIRE	1	
PUBLIC SERVICE		
NM STATE POLICE	0	
SHERIFF'S OFFICE		
NM FISH & GAME	0	
US BORDER PATROL	0	
US FOREST SERVICE	0	
OTHER:		
ALARM CALLS	2	
FINGERPRINTING	0	
Driving Tests		
Misc. Cases		
TOTALS:	24	1-189

MAGDALENA MARSHAL DEPARTMENT
MONTHLY VEHICLE EXPENDITURE REPORT
 For the month of: Oct year: 2018

License Number: _____
 Make and Model: CHEVROLET SILVERADO

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								
2								01 Chassis Maintenance
3								02 Electrical Maintenance
4	46379	46714		23.2	68.72			03 Engine Maintenance
5								04 General Supplies
6								05 Interior Maintenance
7								06 Lubrication
8								07 Miscellaneous
9								09 Tire Purchase
10	46714	47000		22.73	67.26			10 Tire Repair
11								11 Wash and Wax
12								(Attach Copy of Invoices)
13								Invoice No.: _____ Amt.\$ _____
14	47000	47126		11.39	32.12			Date: _____
15								Invoice No.: _____ Amt.\$ _____
16								Date: _____
17	47126	47240		11.61	32.74			Invoice No.: _____ Amt.\$ _____
18								Code: _____ Date: _____
19								Invoice No.: _____ Amt.\$ _____
20								Code: _____ Date: _____
21	47240	47380		11.23	31.67			Invoice No.: _____ Amt.\$ _____
22								Code: _____ Date: _____
23				7.64	19.87			Invoice No.: _____ Amt.\$ _____
24	47380	47440						Code: _____ Date: _____
25	47440	47560		12.25	37.80			Invoice No.: _____ Amt.\$ _____
26								Code: _____ Date: _____
27	47560			22.89	62.79			Invoice No.: _____ Amt.\$ _____
28								Code: _____ Date: _____
29								Invoice No.: _____ Amt.\$ _____
30								Code: _____ Date: _____
31								Invoice No.: _____ Amt.\$ _____
Totals	46379	47560	1,181 0	122.740			0	

I certify that the above is correct to the best of my knowledge.
 Signature: [Signature] Title: Deputy MILLER

Librarian's Report

Report for OCTOBER 2018 (Numbers in parenthesis are last years)

Days open: 21 (22) **Days le.:** 123 (128) **Hours.**

Days closed (besides Sundays, and Wednesdays) Librarian took unpaid day off: 6th Oct.

EVENTS: 2 (3)

10/27/2018 Dr. Richard Melzer 23 People

10/31/2018 Halloween Costume Contest - 60 People

Total Events: Adults 1 / 23 ppl Children specific 1 / 60 attendees. 28 Adults / 32children

Library Usage:

Number of people visiting Library: 750 Total (396)

Museum visits: 49 (closed)

Books/DVDs/ audio checked out: Total: 374 (456)

Books: 113 (244), DVD's: 261 (212), audio: 5 ().

Total Including ebooks/audio: (374 & 102) = 476 - (456 & 118 = 574)

eBooks/audio books checked out: 102 (118)- 17/32 (place in consortium), eBooks:
67 (87) 16/32 - audio: 35 (31) 20/31

New membership cards issued: 4 - 3 adults, 1 chld. (7)

Inter Library Loan requests processed: 5 books, 10 articles. (12)

Volunteers: 9 volunteers helped in the library, shelving, cataloging and labeling books etc., Nelda & Russell Baker, Cella LaTasa, Judyth Shamosh, Gary Etter, Don Phillips, Linda Montoya, Cricket Courtney, Kenda Willey **Total of 30 + hrs.**

Number of computer users and hours used:

81 (82) people signed in to use computers. 174 (121) hours used. Chromebook usage: 6 hrs. (0) Various people using wireless inside and outside as well. Various tourists using wifi...

Replaced false ceiling panel that finally fell out.

Respectfully submitted,
Yvonne Magener, Library Director

LOCAL ELECTION ACT

What Municipalities Have To Decide

THE HONORABLE DANIEL A. IVEY-SOTO, STATE SENATOR, DISTRICT 15

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ House Bill 98, effective July 1, 2018.
- ▶ Regular Local Election established
November of odd-numbered years.
- ▶ Municipal Officer Elections established
March of even-numbered years.
(New Name – Same Date for 103.5 Cities)

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ Municipal Election Code is Repealed.
- ▶ All Elections use The Election Code.
(Chapter 1 of the Statutes)
- ▶ All Special Elections by Mail Ballot.
(With Return Postage Prepaid)

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

Regular Local Election ballot will have:

- ▶ School District
- ▶ Community College
- ▶ Special Districts with Taxing Authority
 - Soil & Water Conservation
 - Water & Sanitation
 - Hospital District
- ▶ *In 2023: Conservancy & Watershed*

LOCAL ELECTION ACT
WHAT MUNICIPALITIES HAVE TO DECIDE

What Does This Mean
For Municipalities?

LOCAL ELECTION ACT
WHAT MUNICIPALITIES HAVE TO DECIDE

If a Municipality takes no action:

- ▶ *Municipal Officer Elections remain in March of even-numbered years.
(may also include ballot questions)*
- ▶ *City Clerk still conducts regular and special municipal elections.
(except recall elections)*

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

If a Municipality takes no action:

- ▶ Secretary of State is Chief Election Officer, including Municipalities.
- ▶ All forms & procedures must be approved by the Secretary of State.
- ▶ Elections now per The Election Code.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

If a Municipality takes no action:

- ▶ Early voting same days and hours as Primary & General Elections.
- ▶ Federal Qualified Electors have same rights as in Primary & General.
- ▶ ADA requirements for polling places.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

If a Municipality takes no action:

- ▶ Secretary of State issues Proclamation for Municipal Officer Elections.
- ▶ County Commission Canvasses the municipal election results.
- ▶ Sec. of State issues Election Certificates.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

OR

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ Municipalities may by ordinance Opt-In to the Regular Local Election.
- ▶ This applies regardless of Home Rule status & regardless of charter.
- ▶ Photo Voter ID may not Opt-In.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ Municipal Elections then held November of odd-numbered year.
 - Municipal Officers (*listed first*)
 - School Board
 - Community College
 - Special Districts...

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ Municipal Ordinance determines if those currently in office reduce terms (9 weeks) or extend (1 year, 10 mos).
- ▶ The Regular Local Election and all special elections are then conducted by the County Clerk.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ A Municipality that Opts-In pays a predictable annual assessment to the Secretary of State to cover all costs to participate in the Regular Local Election.
- ▶ \$250 per million of General Fund Expenditures.
(Special Elections not included).

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

► Lovington: Fiscal Year 2017

Total Funds: \$ 21,571,849

General Fund: \$ 8,940,422

Assessment: \$ 2,250 per year.



LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

► Eunice: Fiscal Year 2017

Total Funds: \$ 13,073,856

General Fund: \$ 3,074,503

Assessment: \$ 1,000 per year.



LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

► Tatum: Fiscal Year 2017

Total Funds:	\$	1,249,311
General Fund:	\$	654,394
Assessment:	\$	250 per year.



LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

Runoffs



LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ Per Local Election Act, any Municipality may choose by ordinance between top-two or ranked-choice runoffs.

LOCAL ELECTION ACT

WHAT MUNICIPALITIES HAVE TO DECIDE

- ▶ This includes Home Rules whose charter defines Runoffs.
- ▶ Ordinance may determine top-two or ranked-choice, but may not cancel runoffs.



LOCAL ELECTION ACT
WHAT MUNICIPALITIES HAVE TO DECIDE

QUESTIONS?

Daniel A. Ivey-Soto

(505) 620-2085

daniel@nmcclerks.org