



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, OCTOBER 11, 2021
VILLAGE HALL 108 N. MAIN STREET 5:00 PM

PURSUANT TO PUBLIC HEALTH ORDER DATED AUGUST 17, 2021 ALL INDIVIDUALS ARE REQUIRED TO WEAR MASKS AND CONTINUED SOCIAL DISTANCING IS ENCOURAGED.

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

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF AGENDA
5. APPROVAL OF MINUTES
 - a. REGULAR MEETING- SEPTEMBER 27, 2021
6. APPROVAL OF CASH BALANCE REPORT
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 POSTING OF FULL TIME DEPUTY MARSHAL POSITION
12. DISCUSSION & POSSIBLE DECISION REGARDING POSTING OF JOINT UTILITY WORKER
13. 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, OCTOBER 11, 2021 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.
14. 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 SEPTEMBER 27, 2021 AT 5:00 PM

PURSUANT TO PUBLIC HEALTH ORDER DATED JUNE 30, 2021 ALL UNVACCINATED INDIVIDUALS ARE REQUIRED TO WEAR MASKS AND CONTINUED SOCIAL DISTANCING IS ENCOURAGED.

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 Richard Rumpf called the meeting to order at 4:59 p.m.

PRESENT: Mayor Richard Rumpf, Trustee Clark Brown, Trustee Jim Nelson, Trustee Harvan Conrad, Kathy Stout – Attorney, Francesca Smith- Clerk/Treasurer

Participating via Video Conference: Trustee: Donna Dawson

GUESTS: Carleen Gomez- Deputy Clerk

Mayor Richard Rumpf requested that all those present recite the Pledge of Allegiance.

APPROVAL OF AGENDA: Donna Dawson moved to approve the agenda, as presented. Clark Brown seconded. The motion carried.

APPROVAL OF MINUTES: Donna Dawson moved to approve the September 13, 2021 minutes, as presented. Jim Nelson seconded. The motion carried.

APPROVAL OF CASH BALANCE REPORT: Donna Dawson moved to approve the cash balance report. Harvan Conrad seconded. The motion carried.

APPROVAL OF BILLS: Carleen Gomez, Deputy Clerk requested to add the following bills: City of Socorro \$2289.14; Quill \$2659.96. Harvan Conrad moved to approve the bill list, with additions. Jim Nelson seconded. The motion carried.

BILL LIST

Albuquerque Publishing	\$40.00
Amazon Credit	\$1430.07
Central Region Educational	\$146.11
Galls	\$511.69
Hall Environmental	\$323.63
Jacob Finch	\$1074.38
Konica Minolta	\$394.10
Lowe's	\$210.71
Magdalena Schools	\$62.88
NAPA Auto Parts	\$514.35

NM Library Association	\$170.00
O'Reilly Auto Parts	\$468.13
RAKS Building Supply	\$28.58
Route 60 Trading Post	\$200.00
Socorro Electric	\$3419.00
Uline	\$137.79
Vexus Fiber	\$35.55
Total	\$9166.97

MAYOR'S REPORT

Mayor Rumpf said he attended a State Capital Training and was able to meet the new staff in Risk Management for the NMML. Topics were Ethics and Risk Management. The Mayor said he also attended the NM Fire Chiefs conference in Ruidoso and was able to take delivery of the new ambulance. He said topics were on firefighters health and there were very good speakers.

CLERK'S REPORT

Francesca Smith had no report.

DISCUSSION & POSSIBLE DECISION TO DIRECT PUBLICATION OF ORDINANCE NO. 2021-02, AN ORDINANCE ESTABLISHING A CONDITIONAL STIPEND FOR THE MAYOR OF THE VILLAGE OF MAGDALENA

Mayor Rumpf said the stipend is currently \$500 a month. He also said he averages 90-100 hours in the office a month. Jim Nelson suggested changing the Ordinance to 50 hours a month, change the date to January 2022 and to increase the stipend to \$1000 a month.

Jim Nelson moved to Approve to Direct Publication of Ordinance No. 2021-02, an Ordinance establishing a Conditional Stipend for the Mayor of the Village of Magdalena with the suggested changes. Harvan Conrad seconded.

Clerk/ Treasurer Smith requested a roll call vote:

Jim Nelson- AYE

Donna Dawson-AYE

Clark Brown-AYE

Harvan Conrad- Absent

The motion carried.

DISCUSSION & POSSIBLE DECISION TO DIRECT PUBLICATION OF ORDINANCE NO. 2021-03, AN ORDINANCE PROVIDING FOR REGULATION OF LOCATION AND CONSUMPTION OF RECREATIONAL AND MEDICAL CANNABIS; PROVIDING A PENALTY; ESTABLISHING SEVERABILITY AND AN EFFECTIVE DATE

Kathy Stout said this is the maximum localities can do. Donna Dawson asked what about employees and volunteers. Mayor Rumpf said the NMML will come out with a directive for personnel policies.

Donna Dawson moved to approve Direct Publication of Ordinance No. 2021-03, an Ordinance providing for Regulation of Location and Consumption of Recreational and Medical Cannabis; Providing a Penalty; Establishing Severability and an Effective Date. Clark Brown seconded.

Clerk/ Treasurer Smith requested a roll call vote:

Donna Dawson-AYE

Harvan Conrad- AYE

Jim Nelson- AYE

Clark Brown-AYE

The motion carried.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF PRICE INCREASE IN SURVEYING SERVICES FOR BENJAMIN WELLSITE USING AMERICAN RESCUE FUNDS

The Mayor said he has been in discussion with the Engineers to put in plastic culvers and once the survey is complete they can start construction. Francesca Smith said the previous amount approved was \$14,000 and this new amount is \$19,000.

Jim Nelson moved to approve Increase in Surveying Services for Benjamin Wellsite using American Rescue Funds. Harvan Conrad seconded.

Clerk/ Treasurer Smith requested a roll call vote:

Clark Brown-AYE

Donna Dawson-AYE

Harvan Conrad- AYE

Jim Nelson- AYE

The motion carried.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION 2021-13, AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND INTERCEPT AGREEMENT BETWEEN THE VILLAGE OF MAGDALENA, NEW MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY, EVIDENCING A SPECIAL, LIMITED OBLIGATION OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF \$66,416, TOGETHER WITH INTEREST THEREON, FOR THE PURPOSE OF ACQUIRING A NEW POLICE VEHICLE AND RELATED EQUIPMENT FOR THE GOVERNMENTAL UNIT; PROVIDING FOR THE PLEDGE AND PAYMENT OF PRINCIPAL AND INTEREST DUE UNDER THE LOAN AGREEMENT SOLELY FROM STATE LAW ENFORCEMENT PROTECTION FUND REVENUES DISTRIBUTED BY THE STATE TREASURER TO THE GOVERNMENTAL UNIT PURSUANT TO SECTION 29-13-6, NMSA 1978; PROVIDING FOR THE DISTRIBUTION OF STATE LAW ENFORCEMENT PROTECTION FUND REVENUES TO BE REDIRECTED BY THE STATE TREASURER TO THE NEW MEXICO FINANCE AUTHORITY OR ITS ASSIGNS FOR THE PAYMENT OF PRINCIPAL AND INTEREST DUE ON THE LOAN AGREEMENT PURSUANT TO AN INTERCEPT AGREEMENT; APPROVING THE FORM AND TERMS OF, AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT AND INTERCEPT AGREEMENT; SETTING THE MAXIMUM INTEREST RATE OF THE LOAN; RATIFYING ACTIONS HERETOFORE TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS RESOLUTION; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT AND INTERCEPT AGREEMENT

Donna Dawson asked how long is the loan. The Mayor said it was for 5 years.

Donna Dawson moved to approve Resolution 2021-13, Authorizing the execution and delivery of a loan agreement between the Village of Magdalena and the New Mexico Finance Authority. Harvan Conrad seconded.

Clerk/ Treasurer Smith requested a roll call vote:

Harvan Conrad- AYE

Donna Dawson-AYE

Jim Nelson- AYE

Clark Brown-AYE

The motion carried.

DISCUSSION & POSSIBLE DECISION REGARDING APPROVAL OF RESOLUTION 2021-14, A REVISION OF RESOLUTION 2020-08, PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION

The Mayor said this was the money allocated for this year but haven't been able to use it because of COVID. He said he had a meeting with surrounding entities and wanted DOT to come and look at our intersections of the highway within the next few weeks to get them fixed. Francesca Smith said this was to extend the termination date to next year.

Donna Dawson moved to Approve Resolution 2021-14, a Revision of Resolution 2020-08. Harvan Conrad seconded.

Clerk/ Treasurer Smith requested a roll call vote:

Jim Nelson- AYE

Clark Brown-AYE

Harvan Conrad- AYE

Donna Dawson-AYE

The motion carried.

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, AUGUST 23, 2021 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.

There was no public input. Clark Brown said he would like to meet with the Mayor to discuss easements by Spruce and Kelly. The Mayor said he was available Thursday or Friday.

Trustee Donna Dawson moved to adjourn the meeting at 5:31pm. Clark Brown seconded. The motion carried.

Respectfully Submitted,

Francesca Smith
Clerk/Treasurer

Richard Rumpf
Mayor

Carleen Gomez

From: Jim Nelson <jcnelson@gilanet.com>
Sent: Tuesday, October 5, 2021 1:50 PM
To: Carleen Gomez
Subject: Re: Dept. Reports Due

5 EMS calls in September

On 10/5/2021 11:38 AM, Carleen Gomez wrote:

> This is just a reminder that Department Reports are due this Friday,
> 10/8/2021 by Noon. If you have already submitted your report please
> disregard this email.

>

> If you have any questions please let me know.

>

> Have a wonderful day!

>

> * 😊***

>

> *Thank you,*

>

> *Carleen Gomez, CMC*

>

> *Deputy Clerk/Court Clerk***

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> *Village of Magdalena*

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> *Magdalena Municipal Court*

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> *P.O. Box 145*

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> *108 N. Main Street *

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> *Magdalena, NM 87825*

>

> *Ph (575)854-2261*

>

> *Fax (575)854-2273*

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> *Office Hours: Monday – Friday 8 AM to 5 PM*

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> *Closed for the Lunch Hour – 12 PM to 1 PM*

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> *www.villageofmagdalena.com <<http://www.villageofmagdalena.com/>> *

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Magdalena Marshal's Office

Monthly Report	<u>Month: September</u>	<u>Year: 2021</u>
Marshal Zamora	ID#:Mag-1	
Total Miles Driven:		
<u>GENERAL CALLS:</u>	<u>AMOUNT</u>	<u>REVENUE</u>
TRAFFIC CITATIONS: Village Ordinances	5	221
TRAFFIC CITATIONS: State Statutes		
CRIMINAL CITATIONS		
ANIMAL CONTROL CITATIONS		
TRAFFIC ACCIDENTS		
D.W.I. ARRESTS		
FELONY ARRESTS		
MISDEMEANOR ARRESTS	3	
12 HOUR HOLD ARREST		
CRIMINAL INVESTIGATIONS	8	
JUVENILE CASES		
DOMESTIC CASES		
CRIMINAL DAMAGE / PROPERTY	2	
<u>ASSISTANCE CALLS:</u>		
AMBULANCE/FIRE		
PUBLIC SERVICE	16	
NM STATE POLICE		
SHERIFF'S OFFICE	2	
NM FISH & GAME		
US BORDER PATROL		
US FOREST SERVICE		
<u>OTHER:</u>		
ALARM CALLS		
FINGERPRINTING	2	
Driving Tests		
Misc. Cases	15	
<u>TOTALS:</u>	53	221

MAGDALENA MARSHAL DEPARTMENT
MONTHLY VEHICLE EXPENDITURE REPORT
 For the month of : **SEP** Year: **2021**

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								04 General Supplies
5								05 Interior Maintenance
6								06 Lubrication
7								07 Miscellaneous
8	68758	68995	237	21.68	73.5			09 Tire Purchase
9								10 Tire Repair
10								11 Wash and Wax
11								(Attach Copy of Invoices)
12								Invoice No.: _____ Amt.\$ _____
13								10
14								Invoice No.: _____ Amt.\$ _____
15								Date
16								Invoice No.: _____ Amt.\$ _____
17	68995	69239	244	21.54	74.1			Code:____ Date:_____
18								Invoice No.: _____ Amt.\$ _____
19								Code:____ Date:_____
20								Invoice No.: _____ Amt.\$ _____
21								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			481	43.22	147.6			

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 : SEPT Year: 2021

License Number: _ G97490
 Make and Model: _ CHEVY SILVERADO 1500

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	86572	86903	331	19.639	64			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	86903	87256	353	21.518	72.92			Invoice No.: _____ Amt.\$ _____
13								
14								Invoice No.: _____ Amt.\$ _____
15								Date _____
16								Invoice No.: _____ Amt.\$ _____
17	87256	87621	365	21.661	74.49			Code: _____ Date: _____
18								Invoice No.: _____ Amt.\$ _____
19								Code: _____ Date: _____
20								Invoice No.: _____ Amt.\$ _____
21								Code: _____ Date: _____
22								Invoice No.: _____ Amt.\$ _____
23								Code: _____ Date: _____
24								Invoice No.: _____ Amt.\$ _____
25	87621	87975	354	22.27	76.59			Code: _____ Date: _____
26								Invoice No.: _____ Amt.\$ _____
27								Code: _____ Date: _____
28								Invoice No.: _____ Amt.\$ _____
29								Code: _____ Date: _____
30								Invoice No.: _____ Amt.\$ _____
31								
Totals			1403	85.088	288			

I certify that the above is correct to the best of my knowledge.
Signature:  **Title:** DEPUTY MARSHAL M2

Filled up after hours 9-17. No receipt printed.
 M2



JUDGE'S REPORT SEPTEMBER 2021

The Magdalena Municipal Court continues to follow all required COVID guidelines set forth by the Supreme Court of the State of New Mexico. At this time, most Court cases continue to be heard telephonically with some trials held in-person.

Cases heard in SEPTEMBER 2021

12-6-12.6 Suspended/Revoked Driver's License – Telephonic Arraignment

Defendant pled guilty. Judge Armijo ordered that defendant pay a fine of \$300.00 plus the \$29.00 Court Cost. A three month payment arrangement was given.

Total: \$329.00

12-6-1 Speeding 62 mph/30 mph zone – Telephonic Arraignment/Trial

Defendant pled not guilty. Judge Armijo continued the Trial date until December 6, 2021.

Total: \$0.00

12-6-1 Speeding 40 mph/30 mph zone – Telephonic Arraignment/Trial

Defendants Attorney entered a plea of not guilty. Attorney requested a deferral and online driving course. Judge Armijo ordered that online driving course be completed and the \$29.00 Court Cost be paid within 30 days.

Total: \$29.00

12-6-1 Speeding 40 mph/25 mph zone – Telephonic Arraignment/Trial


Defendant paid \$30.00 fine and \$29.00 Court Cost and did not come to Court.

\$59.00

TOTAL: \$417.00

Respectfully Submitted,

Simon Armijo
Magdalena Municipal Judge


Carleen Gomez, CMC
Deputy Clerk/Court Clerk



September 2021 Utilities Report

- 1) Daily well rounds and screen cleaning
- 2) Cleaned around the fire station.
- 3) Fixed water leak on 2nd Main and also on main line by Benjamin well.
- 4) Did a couple of water pressure test came out good.
- 5) Starting to winterize village buildings.
- 6) Other than that worked on daily duties and other things as they came up.
- 7) Water samples done and all is good. DWB water samples good as well.

Librarian's Report September 2021

Days Open	21 (122 hours)	# of Volunteers	3
Days Closed	1 (9/15 Ivy personal leave)	Volunteer Hours	27
Total Visitors	297		
Museum Visitors	26	New Library Cards	2

Events:

Number of Events:	7	Attendance:	67
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Date:		# of People:
9/2/2021	Friends of the Library	5 adults
9/3/2021	Code Club	1 adult
9/10/2021	Code Club	13 = 12 kids + 1 adult
9/17/2021	Code Club	12 = 11 kids + 1 adult
9/23/2021	Book Club	5 adults
9/24/2021	Kid's Science Café	19 = 11 kids + 4 teens + 4 adults
9/25/2021	Poetry Reading	12 adults

Circulation

PHYSICAL		DIGITAL	
# of Books	27	# of eBooks	69
# of Books on CD	12	# of Online Audio	54
# of DVDs	11		
Total Physical	50	Total Digital	123
Total Circulation	173		
ILL Processed	2 Requested, 1 Received, 11 Returned		

Computers/Wi-Fi

# Computer Sign ins	40 + 26 Code Club = 66	Avg. # Wi-Fi Users per day	173
Total Unique Wi-Fi Uses*	22	Avg. Usage per User	3.37GB

*Total Unique Wi-Fi Uses = How many distinct devices used the Wi-Fi— each device only counted once, regardless of days used.

Masks are still required in the library and museum. Social distancing is encouraged and hand sanitizer readily available. Code Club is still meeting and following safety precautions (distancing, washing hands, wearing masks). I have restarted having speakers for adult programming, all guests besides the speaker are required to wear masks.

Respectfully Submitted, Ivy Stover, Library Director