

VILLAGE OF WILLIAMSBURG
309 VEATER / PO BOX 150
WILLIAMSBURG, NEW MEXICO 87942

MINUTES OF THE REGULAR MEETING OF OCTOBER 6, 2022

Mayor Stubblefield called the meeting to order at 4:00 pm in the Village Hall meeting room,
Clerk Cardona took roll call:

Deborah Stubblefield, Mayor	Present
Majorie Powey, Mayor Pro-Tem	Present
Misty Gustin, Trustee	Present
Guillermo Hernandez, Trustee	Present
William Frazier, Trustee	Present
Amanda B. Cardona, Clerk of the Board	Present

Mayor Stubblefield declared a quorum, **Mayor Pro-Tem Powey** led the Pledge of Allegiance.

APPROVAL OF AGENDA:

Mayor Pro-Tem Powey made a motion to approve the agenda as presented. **Trustee Hernandez** seconded the motion, with no nays motion carried unanimously.

APPROVAL OF MINUTES:

Trustee Gustin made a motion to amend the minutes of September 8, 2022, and wanted a few things reworded under Discussion, Item 1. Misty G. Gustin Code Enforcement. Trustee Gustin recalls, she only stated that she "understood" and disagreed on the part that "she has known for some time".

Clerk Cardona offered **Trustee Gustin** to hear the recording after the meeting for clarification.

Trustee Gustin rescinded her request to amend the minutes of September 8, 2022, and stated that it was ok, it is what it is.

Trustee Hernandez made a motion to approve the minutes of **September 8, 2022, Regular Meeting** as presented, **Mayor Pro-Tem Powey** seconded the motion, motion carried.

Roll Call Vote: Mayor Pro-Tem Powey: Y, Trustee Frazier: Y, Trustee Hernandez: Y, Trustee Gustin: N

*** Are there any items on this agenda that could cause a potential conflict of interest by any Trustee Board Member:** None

RECOGNITION OF VISITORS: Ben Young (Attorney), Chuck Wentworth (Sierra County Sentinel), Sally Rudy (109 Central), Maureen Robinson (106 Central), Michael Loudon, Mary Reedy (410 Riverside LN), Chris Reedy (410 Riverside LN), Marianne Rowley (506 Riverside LN), Don Rowley (506 Riverside LN), Kell Took (604 Del Rio), Robert Hurley

(See Attached)

PUBLIC COMMENT: (Three Minute Rule):

Maureen Robinson (106 Central) voiced her concerns about the impact that the Maverick Truck Stop would have on the Village. Negative impacts such as the environmental and social impacts the "Potential" truck stop would have on the Village Residents.

Michael Loudon (106 Central) proceeded to read his concerns about the negative impacts the Maverick would have on the Village. See Attached.

Kell Took (604 Del Rio) Voiced opinions and concerns about the proposed truck stop.

Marianne Rowley (Village Resident) thanked the Village for getting the road done. (Mona Ave.)

DISCUSSION (Possible Action):

1. Ben Young – Review Ordinance No. 128 An Ordinance Establishing Zoning and Other Regulations for Cannabis:

Trustee Gustin stated the Cannabis Ordinance is out of date and needs to be updated with current rules and regulations. Trustee Gustin proposed to amend the current Ordinance specifically, Section #7, as she read "requiring personal use of cannabis to be grown within a locked dwelling unit or an appropriate accessory building including" #9 (penalties) and #10 (repeal clause).

Mr. Ben Young (Attorney) explained the Cannabis regulation came into effect last summer, the Ordinance was drafted in collaboration with the Municipal League and partly through his office. Due to time restraint in the process of creating the Ordinance. The items proposed falls within the discretion of the local municipalities. Mr. Young explained if the board of Trustee's would like to revisit the Ordinance. A public workshop will need to be scheduled and Mr. Young would be happy to work with the Village.

Trustee Gustin also requested to remove the section of the ordinance that pertains to Code Enforcement Officer enforcing the Ordinance. Trustee Gustin would like Law enforcement, such as a Police officer to be the one who enforces the Cannabis Ordinance.

Attorney, Ben Young explained that this Ordinance is just like any other and the Code Enforcement Officer is the one who will enforce and ensure all of the Ordinances are followed within the jurisdiction of the State of New Mexico of the Village and does not necessarily have to be law enforcement officers, they are hired to enforce the code. That is a state law. If additional assistance is required beyond the Code Enforcement Officer's resources, then Code Officer would contact the Police Department.

Attorney Ben Young stated amending an Ordinance must be published for two weeks prior to final action of the Ordinance.

After a lengthy discussion, Mayor Stubblefield entertained a motion to schedule a workshop to amend Ordinance #128, Section 7 and 9.

Trustee Gustin made a motion to schedule a workshop with Village Attorney Young to revise Ordinance No.128, 3 paragraphs within Sections 7 and 9 as discussed in the meeting and, to have a workshop and go through the process of adoption. **Mayor Pro-Tem Powey** seconded the motion., with no nays the motion carried unanimously.

Trustee Frazier stated he would like to have a workshop to revise the verbiage in Section 7, besides the rest, he is not in agreement.

Trustee Gustin rescinded the above-mentioned motion.

Trustee Gustin made a motion to schedule a workshop with Village Attorney Young to revisit Ordinance No. 128, Sections 7 and 9, **Mayor Pro-Tem Powey** seconded, with no nays the motion carried unanimously.

Roll Call Vote:

Mayor Pro-Tem Powey: Yes
Trustee Hernandez: Yes

Trustee Frazier: Yes
Trustee Gustin: Yes

REPORTS:

1. FINANCE REPORTS:

Clerk Cardona provided the finance report for the month of September 2022.

2. ACCOUNTS PAYABLE: (ACTION REQUIRED)

Trustee Frazier made a motion to approve accounts payable for the month of September 2022. **Trustee Gustin** seconded the motion, with no nays the motion carried unanimously.

3. MUNICIPAL COURT REPORT:

Mayor Stubblefield gave the court report for the month of September 2022; the Court collected 6 traffic citations in the amount of \$274.00.

POLICE REPORT: Mayor Stubblefield gave the police report on behalf of the T. or C. Police Dept. for the month of September 2022. There were no Citations for the month of September, 45 Citations Year to Date, 1 Misdemeanor, and 1 Incident Report. Total Crash Report Year to Date, 3.

4. DEPARTMENT REPORTS:

Mayor Pro-Tem Powey:

Recreation and Tourism: Pro-tem Powey reported of Multiple Job Openings for the State Park at Elephant Butte as stated by the supervisor, and the Black Range Forest district. Mayor Pro-tem Powey reported that T. or C. was working on their Short-term Rental Ordinance.

SCRTD: applying for grants to change over to electric.

Trustee Gustin: Stated she would like Code Enforcement to be taken over by T. or C., and to be placed on the agenda for next month.

Mayor Stubblefield: Stated the Village has not received any information from Maverick. The Village has not received or heard from Maverick.

Trustee Hernandez: None
Trustee Frazier: None

Clerk Cardona:

Sierra County has proposed an agreement with the Village regarding the provision for Emergency Management Service and Flood guidance.

NMML is offering to visit local municipalities and conduct mini trainings pertaining to local government body duties. Please provide me a list of topics you would be interested in and let me know ASAP if you would like to participate. This will be scheduled during the month of November.

Construction on Mona Ave. is near completion, final steps are being taken. The final items for the Acute Park are on back order and are expected to arrive by the end of November. Construction (Street Overlay) on East and West Valverde is completed.

Mr. Paxton, Mr. Easley, Mr. Reed, Ms. Gustin and Ms. Rowley have expressed their interest to serve on the Williamsburg Subdivision/Zoning Code update steering committee. The first meeting is scheduled for November 1, 2022.

OLD BUSINESS: (ACTION REQUIRED)

None.

NEW BUSINESS: (ACTION REQUIRED)

1. Memorandum of Understanding Between Sierra County and the Village of Williamsburg – Floodplain Manager:

Trustee Hernandez made a motion to approve Memorandum of Understanding Between Sierra County and the Village of Williamsburg – Floodplain Manager, **Trustee Gustin** seconded the motion, with no nays the motion carried.

Clerk Cardona stated the only changes made to the MOU was the location of service from 800 Van Patten to 1712 N. Date Street, Suite D.

Roll Call Vote:

Mayor Pro-Tem Powey: Yes
Trustee Hernandez: Yes

Trustee Frazier: Yes
Trustee Gustin: Yes

2. LEPP – Joint Power Agreement (JPA):

Trustee Gustin made a motion to authorize and grant Mayor Stubblefield signatory authority to enter into a Joint Power Agreement for Law Enforcement Protection with the most reasonable and affordable agreement. **Trustee Frazier** seconded the motion, with no nays the motion carried.

Roll Call Vote:

Mayor Pro-Tem Powey: Yes
Trustee Hernandez: Yes

Trustee Frazier: Yes
Trustee Gustin: Yes

Mayor Stubblefield informed the trustees the Village has a JPA with the City of Truth or Consequences Police Department for Law Enforcement Protection and Animal Control. The State of NM has increased the allotment from \$25,000. To \$45,000 in addition, the Village pays an additional \$10,000. The Department of Finance requires an amendment for the new amount. The City has submitted a draft proposal in the amount of \$171,447. for fiscal year 2022/2023. The Sierra County Sheriff Department also

submitted a draft proposal, the total amount requested for Law Enforcement Protection is \$45,000., without animal control.

Mayor Stubblefield is asking Trustee approval for signatory approval to sign the JPA for the most affordable and reasonable agreement.

(See Attached)

EXECUTIVE SESSION: None

IN ACCORDANCE WITH SECTION 10-5-1 (H), THE VILLAGE OF WILLIAMSBURG BOARD OF TRUSTEES WILL VOTE TO CLOSE THE MEETING FOR EXECUTIVE SESSION TO DISCUSS THE FOLLOWING ITEMS

None.

RETURN TO OPEN SESSION:

NEXT REGULAR MEETING: (November 10, 2022)

ADJOURNMENT: (5:10 p.m.)

There being no further business to come before the Board, Mayor Stubblefield adjourned the meeting at 5:10 pm.

Dated this 10th day of November, 2022

ATTEST



Amanda B. Cardona, Village Clerk


Deborah Stubblefield, Mayor