

**TOWN OF COCHITI LAKE
MINUTES OF ASSEMBLY MEETING
THURSDAY, MAY 27, 2010**

I. CALL TO ORDER

Mayor Kiesling called the meeting to order at 7:00pm.

Assembly members in attendance were Ken Kiesling, Freda Donica, Mary Ann Closson, Tony Da Silva, Linda Bradshaw.

APPROVAL OF AGENDA

Freda Donica moved for the approval of the agenda as submitted.

It was seconded by Mary Ann Closson and passed with a 5 to 0 vote.

APPROVAL OF MINUTES

Mary Ann Closson moved for the approval of minutes of April 29, 2010

It was seconded by Tony Da Silva and passed with a 5 to 0 vote.

II. OLD BUSINESS

1. Westside Park Area

Mayor Kiesling gave an update on the project stating that the rocks in the area have been removed and 3 bids and a fourth suggestion have been submitted. The proposals included Buffalo grass, shrubs and three trees and some perennials, another proposal suggested landscaping cloth overlay, similar to a bid that was submitted some time ago by a resident. Ken stated that professional opinions are needed on the feasibility to Aspen trees in the area. Evergreens and a gravel path were other suggestions. Mayor Kiesling asked if there were any additions to the proposals at hand and stated that the item will be on the June Assembly agenda to make a decision on moving forward with the project. Barbara Hinninkamp stated that the offer is still open to have Laura Brookens who is a Graduate of Landscape Design give her free opinion on proceeding with the project.

III. NEW BUSINESS

1. Approval of April Financials

Linda Bradshaw turned the item over to Town Treasurer Gloria Halama. Gloria stated that the Franchise fees are over \$4, 970 due to a reimbursement from Qwest. In category 430.03 the final payment of legal fees in the Jordan/Hart case was \$7,362.58 for a total fee of \$21,245 paid. Expenses are approximately over \$2,000, Library is under \$2,000 for the year, PW in 438.08 had two trash roll offs. EMS revenue is \$13,500 over and had an increase in ambulance services and is \$1,100 below in expenses and VFD is \$6,000 below budget for the year. Community Fund had a CD expire with interest earned.

Linda Bradshaw moved to approve the financials as presented.

It was seconded by Mary Ann Closson and passed with a 5 to 0 vote.

2. Zoning Ordinance 2010-1

Freda Donica made a motion to approve Zoning Ordinance 2010-1.

It was seconded by Linda Bradshaw.

Freda stated that residents wanted to comment on the ordinance and called upon Peter Meyer. Peter commented that he has been a resident for 22 years and 18 of those years have served on the Architectural Committee. Peter was concerned about the Covenants and Sublease Agreements violations. He felt that if there is an Architectural Committee who is charged by the CCDC Board with upholding the Covenants and Sublease Agreements, then in turn the CCDC Board should also enforce the recommendations of the Architectural Committee. He also stated that the Zoning Board has done an outstanding job and thinks that with the addition of revisions from the Covenants and Sublease Agreements empowers the Zoning to enforce the Ordinance. Dieter Vogt read a letter he received from Joseph Suina that stated there would be citations issued for noncompliance and that they are looking into the expansion of the dry dock. Tony Da Silva stated that every effort will be made so that there is parking areas for RV's, boats etc. and may be granted a variance until a good location can be found. Mayor Kiesling suggested removing section 7.9 Residential Maintenance from the Ordinance due to not having guidelines on how to grant a variance. Section 7.8 Animal Control was a concern and will fall under the jurisdiction of the Zoning Board first who will in turn contact Sandoval County Animal Control. Mayor Kiesling thanked everyone for all the hard work and effort that went into the revision of the New Ordinance.

The motion to approve Ordinance 2010-1 passed with a 5 to 0 vote.

3. Approval of Preliminary Budget, Resolution 2010-7

Mary Ann Closson moved to accept Preliminary Budget, Resolution 2010-7.

It was seconded by Linda Bradshaw.

Tony Da Silva had concerns about the budget and wondered if it could be afforded by the Town and if there could be cuts in employees' hours or salaries.

Tony made a motion to amend the budget to reduce the hours of the Administrator by ten hours or one third. Mayor Kiesling seconded the motion and asked for comments from the Assembly. Mary Ann Closson objected to the motion as did Linda Bradshaw and Freda Donica. The motion failed 2 to 3, with Mayor Kiesling and Assembly Person Tony Da Silva casting the dissenting votes.

The Assembly moved on to revision four of the budget and asked the Administrator to explain the revisions. Mary explained that ability to raise money is limited and comes in the form of local taxes, interest income, franchise fees, ambulance services and some miscellaneous income. All expenses are assigned to a class. Class 410 had an increase in payroll taxes for the addition of one employee. Overall in the General Fund there was a decrease in expenses from last year due to contract accounting no longer needed. Legal fees have been settled. Income part of the budget in property taxes based on values assessed to homes only in 2004 remains at 01569%. With the reduction from the LCAA, a solution was to budget more interest income than expected to generate this fiscal year. An unexpected \$11,000 annuity check was deposited into Raymond James. Accounts Manager from Raymond James predicted earnings of \$29,000 in interest and dividends for 2010-2011, using that number along with taxes, grants, franchise fees and all other income leaves a shortfall of \$7500. In account 901 expected earnings of \$29,000 interest, \$100 in dividends, \$11,384 in

annuity deposited into Raymond James and \$7,389 in unspent interest from 2009-2010 leaving \$19,000 in Raymond James. \$40,000 was budgeted for this fiscal year and expected to earn \$27,000. **Mayor Kiesling made a motion to amend the status of the Draft Budget** in accounts 311.05, Prior Years Taxes \$1,000, accounts 412.01, Admin \$3,906, Library #2,038, PW \$2,139, EMS \$3,472 for a total of \$11,555. Account 412 total payroll taxes in Admin. \$4,819, Library \$2,515, PW \$2,639, General Fund \$9,973, EMS \$4,284 for a grand total of \$14,257. Account 420.02 Supplies, EMS is \$246, account 430.03 Legal, and total is \$5,000. 440.01 Maintenance-Building, in Admin. changes to \$581, Library \$499, PW \$131 and account 901.01 Interest Earnings (Investments) changes to \$47,773 for a grand total of \$47,873 and asked for a second to the motion. **The motion was seconded by Tony Da Silva and passed with a 5 to 0 vote to accept the amendment to the Draft Budget.** Mayor Kiesling asked if there were anymore comments or questions, hearing none he called the question. **Resolution 2010-7 passed as amended with a 4 to 1 vote.**

Tony Da Silva cast the dissenting vote.

4. Resignation from Zoning Board

Mayor Kiesling stated that it is with disappointment to receive a letter of resignation from Zoning Board member Dieter Vogt whose term had expired May 17, 2010. Dieter was not interested in serving another term. The Assembly thanked Dieter Vogt for his services to the Town. Mayor Kiesling moved to accept with regret the resignation of Dieter Vogt from the Zoning Board.

It was seconded by Linda Bradshaw and passed with a 5 to 0 vote.

IV. ANNOUNCEMENTS

Next Assembly Meeting, June 24, 2010 at 7:00pm in the Fire Hall.

V.

FOR THE GOOD OF THE ORDER

Administrator Mary Wheeler acknowledged that the Town Clerk completed three years and one day of employment and expressed gratitude for her competence, professionalism, friendliness and support. Nancy Hart stated that the Primary Elections on June 1, 2010 will be held in the Fire Hall. Jim Hamilton read a letter that states his removal from the Zoning Board. Connie Reynolds had concerns about the sewer problems and Raymond Sandor had concerns about Animal Control.

VI. ADJOURNMENT

Mary Ann Closson moved to adjourn the meeting.

It was seconded by Tony Da Silva and passed with a 5 to 0 vote.

The meeting adjourned at 9:05pm.

Kenneth Kiesling, Mayor

Annette Narvaiz, Town Clerk