

VILLAGE OF BOSQUE FARMS MUNICIPAL COURT CLERK

This position involves providing customer service, providing a wide variety of technical, legal, book keeping services in the daily running of the Village of Bosque Farms Municipal Court.

Key Responsibilities:

Record Keeping:

- Maintain accurate and organized records of court proceedings, including case files, dockets, and other legal documents.
- Process and file court documents, ensuring they are properly organized and accessible.
- Maintain court filing systems.

Court Operations Support:

- Assist in courtroom operations, including preparing the courtroom for hearings and trials.
- Schedule court sessions and prepare dockets for hearings and trials.
- Prepare for judge's signature subpoenas, summons.
- Mail documents to defendants with time limits allowed by law.
- Revise forms used in the court.
- Attend court sessions, take notes during court sessions and follow up as directed by the judge.

Customer Service:

- Assist the public and court users with inquiries, providing information about court procedures and processes.
- Answer phone calls and respond to emails.
- Take payments and confirm public service hours.

Financial Tasks:

- Collect fines assessed in court or through citations.
- Manage payment agreements.
- Compile, balance, and provide daily statements to the treasurer.

Other Duties:

- Screen incoming phone calls.
- Distribute mail.
- Take and transmit messages.
- Perform data entry, typing, and word processing.
- Distribute forms regarding court appearances.
- Process public records requests.
- Review and process public defender services applications.
- Make copies of documents.
- Verify insurance policies, vehicle registration, and driver's licenses.
- Track all citations daily to prepare monthly and annual reports.

Skills Needed

- Ability to work independently
- Organizational skills, attention to detail and accuracy.
- Ability to enter data and retrieve data on both a computer and a laptop.
- Ability to operate the Full Court system. Word and Outlook is preferred.
- Ability to remember and follow directions.
- Ability to maintain professional demeanor in court and develop a working relationship with court employees and Village of Bosque Farms employees.

**MUNICIPAL COURT
VILLAGE OF BOSQUE FARMS**

Post Office Box 660
Peralta, NM 87042

1455 West Bosque Loop
Bosque Farms, NM 87068

Phone: (505) 869-9231
Fax: (505) 869-6898
Email: Courtclerk@bosquefarmsnm.gov



Judge Eldridge

Court Clerk
C. Todd
K. Bayley

**PROCLAMATION
MAY 1, 2026, Village of Bosque Farms Law Day**

Whereas, in 1958, President Dwight D. Eisenhower declared May 1 to be Law Day in the United States, and

Whereas, National Law Day, has been set forth to celebrate the rule of law and the role of law in protecting individual rights and liberty, and

Whereas, the Municipal Court of Bosque Farms is a vital part of local government, and

Whereas, more citizens in the State of New Mexico experience court through a municipal court, and for many this will be their only contact with the Justice system, and

Whereas, the Judge and the Municipal Court Clerks strive to more effectively, efficiently, and professionally administer justice through ongoing training, through participation in seminars, workshops and yearly meetings, and

Whereas this is a day set forth to honor our freedoms as protected by laws and this is a day to renew our commitments to civic engagement, civility, collaboration and to be vigilant in guarding our liberties,

Now, therefore, I Mayor Gillespie and the Council of the Village of Bosque Farms, do hereby proclaim May 1, 2026 as Bosque Farms Law Day.

“PRESERVING RURAL AMERICA”



Christopher Gillespie
Mayor



Jason Adams
Interim Chief of Police

Village of Bosque Farms

MONTHLY REPORT FOR FEBRUARY 2026

CALLS FOR SERVICE

Bosque Farms: 165
Peralta: 94
TOTAL: 259

2% Increase

TRAFFIC STOPS

Bosque Farms: 101
Peralta: 189
TOTAL: 290

202% Increase

CITATIONS

Bosque Farms: 51
Peralta: 148
TOTAL: 199

323% Increase

ARRESTS

Bosque Farms:
Peralta: 1
TOTAL: 1

83% Decrease

REPORTS

Bosque Farms: 24
Peralta: 13
TOTAL: 37

18% Decrease

DUI ARRESTS

Bosque Farms: 0
Peralta: 0
TOTAL: 0

100% Decrease



Christopher Gillespie
Mayor



Jason Adams
Interim Chief of Police

Village of Bosque Farms

Statistical Breakdown by Jurisdiction

CRIME	BOSQUE FARMS	PERALTA
DOMESTIC VIOLENCE	0	0
MISSING PERSON/RUNAWAY	0	0
CHILD ABUSE/NEGLECT	0	0
CYFD REFERAL/SCI REPORT	3	3
ASSAULT/BATTERY PEACE OFFICER	0	0
ASSAULT/BATTERY CITIZEN	1	0
TRAFFIC CRASH NO INJURY	3	0
TRAFFIC CRASH INJURY	1	0
DUI	0	0
SUSPENDED/REVOKED DL	0	1
ROBBERY	0	0
FRAUD/EMBEZZLEMENT	3	0
LARCENY	0	1
SHOPLIFTING	0	0
IDENTITY THEFT	1	1
BURGLARY (RESIDENTIAL)	0	0
BURGALRY (COMMERCIAL)	0	1
BURGLARY (AUTO)	0	0
CRIMINAL DAMAGE TO PROPERTY	1	2
STOLEN VEHICLE	0	0
RECOVERED STOLEN VEHICLE	0	0
TOWED VEHICLE	0	0
DRUG OFFENSE	0	0
WARRANT ARREST	0	0
SUSPICIOUS ACTIVITY	6	4
ASSIST OTHER AGENCY	9	3
SWAT CALL OUTS	0	0
MENTAL/MEDICAL HEALTH CALLS	13	14
NATURAL DEATH	0	2
OTHER CALLS	122	63



Christopher Gillespie
Mayor



Jason Adams
Interim Chief of Police

Village of Bosque Farms

Evidence & Property:

- Routine evidence intake
- Provided DA's office with discovery upon request.
- Assisted with IPRA and discovery requests of officer BWC footage.

Advanced Training:

Significant Events:

Special Events:

Admin/ Additional:

- Sgt. Duran completed IR9000 proficiencies.

Andrew M. Owen
Chief of Police

BOSQUE FARMS POLICE DEPT. FEBRUARY 2026 MONTHLY REPORT

DETECTIVE MARK GURULE



- | | |
|----------------------------|--------------------------------|
| ➤ Total Cases Assigned – 2 | ➤ Arrest Warrants – |
| ➤ Total Cases Closed – | ➤ Search Warrants – |
| ➤ Active Cases – 2 | ➤ Returned Stolen Property – |
| ➤ Total Reports – | ➤ SCI Reports – 7 |
| ➤ Supplemental Reports – 1 | ➤ Safehouse Interviews – |
| ➤ Felony Arrest – | ➤ Total Citations – (BF) / (P) |
| ➤ Misdemeanor Arrest - | ➤ DWI Arrest - |

OVERVIEW:

8 civilian backgrounds were assigned and completed.

7 SCI Reports were received and investigated. So far, none have required safehouse interviews or removal of any children.

BFPD hosted two SWAT training days at the white house that were very well received by active and prospective team members.

Two deceased individuals were reported. One is awaiting a report from OMI before potentially moving forward with further investigation

BOSQUE FARMS

BFPD26000027: Ongoing fraud report. Awaiting paperwork from the complainant before progress can be made.

PERALTA

PPD26000021: Assisted patrol with a deceased individual. After investigating the scene, no foul play is suspected and the case is closed.

PPD26000022: Assisted patrol with a deceased individual. I am awaiting a report from OMI and will confer with the DA's office once received.

SCI REPORT(S):

SCI Intake 2080945: Patrol handled and contacted CYFD. There were no exigent circumstances to have the children removed and CYFD did not need any further law enforcement involvement.

BOSQUE FARMS POLICE DEPT. FEBRUARY 2026 MONTHLY
REPORT
DETECTIVE MARK GURULE

SCI Intake 2081034: Patrol and CYFD handled. No exigency was observed and no further law enforcement action was necessary.

SCI Intake: 2081079/2081315/2081730/2083868: All of these reports were received throughout the month. CYFD and law enforcement were unable to locate the family as they had been evicted from their previous residence in our jurisdiction. I was able to locate them in VCSO jurisdiction and updated CYFD. Reports forwarded.

SCI Intake 2084088: Patrol handled the initial contact. CYFD was contacted and no further law enforcement action is required at this time.

Training / Additional Services:

2/2 Civilian background completed. DA/FBI property inquiry ref PPD26000007.

2/3 Civilian background completed.

2/4 SWAT training.

2/9 Two civilian backgrounds completed. Assist DOA PPD26000021.

2/10 Two civilian backgrounds completed. Assist DOA PPD26000022.

2/11 BFPD hosted SWAT training.

2/18 SWAT training/Range. Assisted AC Otero at the white house.

2/19 Civilian background completed. Office rearrangement.

2/20 Background completed. Assist BFPD26000027.

2/25 BFPD hosted SWAT training.

2/27 Personnel board hearing.

BOSQUE FARMS POLICE DEPT. FEBRUARY 2026

MONTHLY REPORT **CNT OFFICER QUINTON WEBB**

I. Mental Health Activity Summary

The following metrics detail Crisis Intervention (CIT) and Crisis Negotiation (CNT) activities within Bosque Farms (BF), Peralta (P), and Valencia County (VC) for the current reporting period:

- Primary Calls for Service: 17 total calls.
- Mental Health Evaluations: 10 evaluations completed in coordination with the ACT
- Team (6 in Bosque Farms, 4 in Peralta).
- CIT Follow-Up Services: 7 mental health wellness checks conducted in the Bosque Farms and Peralta areas.
- LEO Referrals to CNT Officer: One (1) referral was received from a law enforcement officer. Upon assessment, the individual was determined to be ineligible for Assertive Community Treatment (ACT) services, as they did not meet the program's specific admission criteria.
- ACT Referrals: 4 new referrals were submitted to Assertive Community Treatment
- (ACT) this month, bringing the program total to six (6) since its inception in November 2025.
- Program Status: Four (4) referrals have been officially accepted and are currently in process with the ACT team. We are awaiting final responses regarding the remaining pending referrals from January and February.
- **II. Operational Challenges & Resource Requirements**
A critical trend has been identified regarding the onboarding process for ACT referrals. Currently, three (3) clients face significant barriers to completing the mandatory admission requirements independently.

To ensure these individuals successfully enter treatment and do not recidivate into the emergency response system, and substantial involvement is required from the CNT officer to facilitate compliance and provide navigation through the onboarding process. Moving forward, additional outside resources or dedicated administrative support may be necessary to manage these intensive case-management tasks without compromising active patrol or response availability.

III. Crisis Negotiation (CNT) Activity

- Successful CIT/CNT Negotiations: 0 incidents reported involving barricaded or noncompliant.
- subjects requiring formal negotiation during this period.
- IV. VCSO SWAT CNT/CIT Callouts
- Successful Callouts: 0
- Denied Responses: 0
- Note: No SWAT-related callout requests occurred during the month of February 2026

Bosque Farms Police Department February 2026 Monthly Report

Evidence Tech. – Jody Chapman



- Total Intake – 9 items
- Total Returned - 0
- Total Disposed – 0
 - Out to Lab – 1
- IPRA Requests - 2
- Supplemental Report - 0

Total Intake Remarks :.

Out to LAB # BFPD26000033 Sexual assault kit (complete)
Attached Evidence List

Total Return Remarks:

No Returns

Total Destroyed Remarks:

Firearms: 0

Ammunition: 0

Drugs: 0

General: 0

IPRA Requests:

02/09/2026 #PPD25000285 (Lapels) Joseph Piro

02/2012026 CFS Lapels, no case #'s on 02/16/2026, 02/17/2026, 02/19/2026 Nicole Duenas

Supplemental Reports:

0

Further Remarks :

Every Item in the ER has been tagged and all Items up to and including 2019 are documented into spreadsheets and ready for approval to continue the process of destruction, return, deposit and contact with Secret Service on bills containing drugs for case # 60000442 and #P201900436.



Evidence List

Bosque Farms Police Department
1455 West Bosque Loop, Bosque Farms, NM 87068
(505) 869-2358 • www.bosquefarmsnm.gov



Evidence List

Date and Time Printed: 03/02/26 1228

Case #	Item #	Category	Description	Status	Location
bfpd26000049	1	Casing (Fired)	9mm casings X9	Checked In	Evidence Room
bfpd26000049	2	Casing (Fired)	.223 mm casings X4	Checked In	Evidence Room
bfpd26000049	3	Other	1 Bird Dog Whiskey Shot Glass	Checked In	Evidence Room
bfpd26000049	4	Ammunition	1 9mm projectile	Checked In	Evidence Room

Case #	Item #	Category	Description	Status	Location
BFPD26000033	1	Other	Water Bottle	Checked In	Evidence Room
BFPD26000033	2	Sex Assault Kit	DFSA KIT Scientific Lab. Division	Checked In	Evidence Room
BFPD26000033	3	Sex Assault Kit	Sexual Assault Evidence Kit Item 1 of 2	Checked In	Evidence Room
BFPD26000033	4	Media (Docs / Pics / Video)	Case Summary Details	Checked In	Evidence Room

Case #	Item #	Category	Description	Status	Location
BFPD26000028	1	Electronics	APPLE WATCH (PINK BAND)	Checked In	Evidence Room



Chris Gillespie
Mayor

Village of Bosque Farms



Jason Adams
Interim Chief of Police

Animal Control - Monthly Report

FEBRUARY - 2026

Calls for Service/Phone Calls	72
After Hours Dispatch Calls	2
Citations Issued	6
Verbal/Written Warnings	4
Impounded Animals	2
Animals Taken to VC Shelter	1
Owner Release's	0
Stray Animals Turned Over to The Village	0
Animals Rehomed/Returned	2
Cats Caught in Traps by Residents	0
Animals Euthanized	0

SPECIAL EVENTS:

RECEIVED 45,000 LBS OF PET FOOD TO BE DISTRIBUTED ON MARCH THE 6TH.

TRAINING:

Citation Activity
All Case Types and Sub-Types
February 2026
Citations issued
Cases With and Without Disposition

Citation Report Type	Last Month	This Month	Change	Last YTD	This YTD	Change
Animal Control	7	23	16	9	30	21
DUR	0	0	0	2	0	-2
Miscellaneous	0	0	0	1	0	-1
NON TRAFFIC	0	0	0	1	0	-1
Planning & Zoning	0	1	1	1	1	0
SEAT BELTS	0	0	0	3	0	-3
TRAFFIC	9	34	25	53	43	-10
No Report Type	1	11	10	7	12	5
Total:	17	69	52	77	86	9

Fine Fee Summary

From 02/01/2026 12:00 AM to 02/28/2026 11:59 PM
All Case Types and Sub-Types
All Clerks

Receipts	
Case Payment	
Animal Control	1,675.00
Corrections Fee PA	20.00
Fine	1,300.00
PD Equipment Fund 1	20.00
PD Equipment Fund 2	30.00
Plannig & Zoning	250.00
	Subtotal: 3,295.00
	Total Receipts: 3,295.00
	Report Total: 3,295.00

Monthly Activity Report
 February 2026
 Citations and Non-Citations By Issued Date
 Financial Type: Fines and Fees
 Cases With and Without Disposition

Citations	Last Month	This Month	Change	Last YTD	This YTD	Change
Animal Control	7	23	16	9	30	21
DUR	0	0	0	2	0	-2
Miscellaneous	0	0	0	1	0	-1
NON TRAFFIC	0	0	0	1	0	-1
Planning & Zoning	0	1	1	1	1	0
SEAT BELTS	0	0	0	3	0	-3
TRAFFIC	9	34	25	53	43	-10
Totals:	16	58	42	70	74	4
Non-Citations						
Totals:	0	0	0	0	0	0
Fines and Fees						
Animal Control	500.00	1,675.00	1,175.00	325.00	2,175.00	1,850.00
Bad Check Fee	0.00	0.00	0.00	0.00	0.00	0.00
Corrections Fee	0.00	0.00	0.00	200.00	0.00	(200.00)
Corrections Fee PA	0.00	20.00	20.00	150.00	20.00	(130.00)
Court Automation Fee	0.00	0.00	0.00	60.00	0.00	(60.00)
Fine	1,110.00	1,300.00	190.00	10,383.00	2,410.00	(7,973.00)
Judicial Education Fee	0.00	0.00	0.00	30.00	0.00	(30.00)
PD Equipment Fund 1	0.00	20.00	20.00	150.00	20.00	(130.00)
PD Equipment Fund 2	0.00	30.00	30.00	225.00	30.00	(195.00)
Plannig & Zoning	100.00	250.00	150.00	0.00	350.00	350.00
Totals:	\$1,710.00	\$3,295.00	\$1,585.00	\$11,523.00	\$5,005.00	\$(6,518.00)

Receipt By Date Summary
 From 02/01/2026 12:00 AM to 02/28/2026 11:59 PM
 All Case Types and Sub-Types
 All Clerks

Date	Number	Payer	Case	Transaction Type	Amount
02/02/2026					
	47689	Chavez, Barbara	202455191	Case Payment	100.00
	2026/02/02		Count: 1	Day Sub Total:	100.00
02/05/2026					
	47690	Barboa, Daniel	202655621	Case Payment	200.00
	2026/02/05		Count: 1	Day Sub Total:	200.00
02/09/2026					
	47691	Sanchez, Clancy Weston	202655616	Case Payment	120.00
	2026/02/09		Count: 1	Day Sub Total:	120.00
02/10/2026					
	47692	Williams, Curtis	202655627	Case Payment	750.00
	47693	Cordova, Elena Isabel	202655613	Case Payment	50.00
	2026/02/10		Count: 2	Day Sub Total:	800.00
02/11/2026					
	47694	Ostler, Bryan D	202655615	Case Payment	50.00
	2026/02/11		Count: 1	Day Sub Total:	50.00
02/13/2026					
	47695	Armer, Joshua James	202555589	Case Payment	100.00
	2026/02/13		Count: 1	Day Sub Total:	100.00
02/17/2026					
	47696	Hawks, Jacob	202655617	Case Payment	100.00
	2026/02/17		Count: 1	Day Sub Total:	100.00
02/18/2026					
	47697	Armer, Blake Anderson	202555588	Case Payment	100.00
	47698	Solis Garcia, Ramiro	202655635	Case Payment	150.00
	47699	OHatlee, Whitney	202655630	Case Payment	100.00
	47700	Polanco, Manuel	202655651	Case Payment	275.00
	2026/02/18		Count: 4	Day Sub Total:	625.00
02/23/2026					
	47701	White, Stephanie	202655624	Case Payment	180.00
	47702	Castillo, Alicia Jo	202655626	Case Payment	100.00
	2026/02/23		Count: 2	Day Sub Total:	280.00
02/24/2026					
	47704A	Chavez, Edmund	202555591	Case Payment	250.00
	47703	Chavez, Edmund	202555591	Case Payment	250.00 Voided
	2026/02/24		Count: 2	Day Sub Total:	500.00
02/25/2026					
	47704	Chavez, Edmund	202555591	Case Payment	250.00 Voided
	47705	Carl, Zach	202555605	Case Payment	450.00
	2026/02/25		Count: 2	Day Sub Total:	700.00

Receipt By Date Summary
From 02/01/2026 12:00 AM to 02/28/2026 11:59 PM
All Case Types and Sub-Types
All Clerks

Date	Number	Payer	Case	Transaction Type	Amount
02/26/2026					
	47706	Gonzales, Jose	202655628	Case Payment	100.00
	47707	Ramirez, Osbaldo	202655629	Case Payment	120.00
2026/02/26			Count: 2	Day Sub Total:	220.00
			Count: 20	Total:	\$3,795.00

**COUNCIL OF THE VILLAGE OF BOSQUE FARMS, NM
MINUTES OF THE REGULAR MEETING
FEBRUARY 19, 2026**

1. CALL TO ORDER

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

2. ROLL CALL OF GOVERNING BODY

Present were Mayor Chris Gillespie, Councilor Ronita Wood, Mayor Pro Tem Erica De Smet, Councilor James Bruhn, and Councilor Manuel Zamora. Quorum present.

3. PLEDGE OF ALLEGIANCE

Councilor Bruhn led the Pledge of Allegiance.

Mayor Pro Tem De Smet called Point of Order and moved to modify the order of agenda to place Item 4.A City Attorney Training at the end of the agenda as Item J. under New Business. Councilor Zamora seconded.

Mayor called to move Item I. under New Business to under Presentations as Item 4.B. Councilor Bruhn second the motion.

4. PRESENTATIONS:

A. Yucca Little League Proclamation

The President of Yucca Little league Joey Timmons gave a presentation. Last year Yucca had a hugely successful year. They had three hundred and fifty (350) kids, they won two (2) district championships, they had seventy-five (75) All-Stars. That is a testament to everyone working together with the Village, the Arena, the Community Center and everyone being on the same page. He also introduced Reynaldo as the Vice President. One of the special things they do at Yucca Little League is their Challenger's Program. It is designed for players with intellectual and physical challenges who are given the opportunity to come play every Sunday night. They get to play in their own environment where they feel safe and have fun. He introduced Joseph Moya and his son Gunner Moya who are part of this program.

Mr. Moya explained this is about inclusion. The biggest thing these kids are facing is being included in their normal everyday lives; when they are out there their smiles are so big and they are so happy. He invited everyone to come out and see a game. It's a whole different type of baseball; it's more like an experience. They are asking for help to spread the word about this program.

Mr. Timmons thanked Emilio and Zach for all their help. They take good care of the fields and the park. He talked to Senator Sanchez about getting the lights eventually. They are working to modernize the dugouts to make them wheelchair accessible for some of these guys.

1 Council Meeting
2 02/19/2026 page 2

3
4 **B. Appointment of the Planning and Zoning Commissioner, Bill (William) Richardson.**

5
6 Mayor Gillespie appointed Mr. William Richardson to the Planning and Zoning Commission.

7
8 Councilor Wood made a motion to approve appointment of Planning and Zoning
9 Commissioner, Bill (William) Richardson. Mayor Pro Tem De Smet seconded the motion.

10
11 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
12 for; and Councilor Zamora, for. **Motion carried unanimously.**

13
14 Bill (William) Richardson was sworn in by Judge Eldridge.

15
16 **5. DEPARTMENTAL REPORTS**

17
18 **Fire Chief Schnieder** gave some short term and long-term goals. Short term goals include the
19 fire hydrants. They are working with the Clerk to get an updated map on hydrants. They are
20 going to do annual inspections on hydrants. As part of ISO rating, flow testing on the hydrants
21 needs to be done. The fire department is working to identify a contractor to come in and do all
22 the testing for ISO requirements. They are focused on getting purchases done. They need
23 some updates to their equipment. The fire department has reached out to the Clerk's office
24 requesting a newsletter to bring attention about home and yard safety as we are approaching
25 Spring. He is asking for cooperation and communication with the Village. Long term goals
26 are training, building upgrades, and equipment.

27
28 **Police Chief Owen** presented the Police Department and Animal Control reports for January
29 2026. He announced his retirement on March 13, 2026. He stated it was a great honor and
30 privilege to serve the citizens of Bosque Farms for the past twenty years.

31
32 **Prodigy** update was given by the mayor. The Village did get a little ding on arsenic when
33 they pulled directly from well two. They have had discussions with NMED. The water going
34 out to the citizens is in compliance with the ordinance with the arsenic level requirements.
35 They are hand blending to keep it down to a level that is appropriate for drinking water for the
36 entire Village.

37
38 **6. MAYOR & COUNCILOR'S REPORTS - no official action**

39
40 **Councilor Zamora** nothing to report.

41
42 **Councilor Bruhn** went to training in Santa Fe for Valencia County Day. He talked to a lot of
43 senators and representatives. He wrote an e-mail that sparked some controversy with the
44 ambulance. Councilor Bruhn was wondering why there wasn't a departmental report for EMS
45 if it is a department now. He asked a question, requested a special meeting, and that's where it
46 ended.

1 Council Meeting
2 02/19/2026 page 3
3

4 **Mayor Pro Tem De Smet** read a document for Clerk Martinez that formally called and
5 demanded that a special meeting of the governing body be scheduled. The purpose of the
6 special meeting is to discuss and take possible action on matters such as discussion and
7 possible action regarding the appointment of Vernon Abeita as EMS Coordinator for the
8 Village of Bosque Farms. Discussion and possible action regarding the legal authority,
9 operational status and oversight of EMS, EMS personnel and EMS operations conducted
10 under the authority of the Village of Bosque Farms. The proposed meeting date and time
11 request for the special meeting to be scheduled for is Tuesday, February 24, 2026, at 5:00 pm
12 or soon thereafter. The Village Clerk is respectfully directed to issue public notice and agenda
13 for the special meeting.
14

15 Attorney Winters advised the governing body by majority vote may call for a special meeting
16 by majority indication. We need to hear from the other members of the governing body to
17 confirm that there's a majority. Then she respectfully suggested that seventy-two hours notice
18 is needed and they will have to work with everyone's schedule.
19

20 Councilor Zamora and Councilor Bruhn support the special meeting.
21

22 There was discussion on the time and date of the meeting. There is already a Personal Board
23 meeting, then a special meeting following the board meeting.
24

25 Attorney Winters advised these two issues can be combined in a special meeting.
26

27 Mayor Pro Tem De Smet mentioned only a majority of the governing body has to be in
28 attendance. That would mean a quorum would need three (3) voting members of the Council.
29 It's not necessary for the Mayor to be in the meeting if he is not available.
30

31 Attorney Winters clarified with Mayor Pro Tem De Smet that she is suggesting if the Mayor
32 is otherwise occupied on Tuesday, she wants to hold a special meeting anyway. Mayor Pro
33 Tem De Smet confirmed. Attorney Winters agreed it could happen; however, it would be
34 disenfranchising those members that could be available on another day when all five members
35 could be there. She suggested working with Clerk Martinez to come up with a date.
36

37 **Councilor Wood** nothing to report.
38

39 **Mayor Gillespie** addressed the EMS controversy. The Village of Bosque Farms had an EMS
40 system functioning in the past. That that EMS system stop operating for reasons unknown to
41 him. After he was appointed as Mayor it was a big deal to get EMS back online. Given that
42 Bosque Farms has an active working agreement with Peralta to provide the EMS service,
43 good through 2029, we expect our neighbor to help us out as we have helped them out in the
44 past. No one maintained any of the licensing or any other services and functions of EMS for
45 this Village. After Mayor Gillespie did not get cooperation from the Fire Department
46 management, he then attempted to have the Valencia County Fire provide some help and

1 Council Meeting
2 02/19/2026 page 4

3
4 discovered the Village couldn't afford it. Mayor Gillespie did appoint a volunteer. He knew
5 this person could restore the rescue unit to an operational status. As a one hundred percent
6 volunteer, this person is running the rescue in a limited manner. He is ensuring qualified and
7 certified volunteers are being recruited to rebuild the EMS system to full strength. It is the
8 intent of the Village to advertise for an EMS director and possibly one full-time person, either
9 EMT advanced or paramedic, to assist in having regular shifts of service by our EMS system.

10
11 Fire Chief Schnider responded to say the Fire Department did not cooperate completely is
12 misrepresenting everything that happened. He stated they sat in meetings and interviewed
13 candidates for EMS Director. They also helped develop an MOU to work with Peralta to
14 bring in an EMS Coordinator to support both communities.

15
16 **7. REVIEW AND APPROVAL OF TREASURER'S REPORT**

17
18 Treasurer Maes presented the Treasurer's report for the month of January 2026.

19
20 Mayor Pro Tem De Smet questioned on GRT's. She also questioned why nominal funds are
21 being held up.

22
23 Treasurer Maes responded that in the past, the nominal fee has come out anywhere between
24 August and February. This year it's different because it has to go through payroll. She has to
25 build a whole new payroll in order to pay the firefighters their nominal fee. There is a
26 resolution for mid-year, on the agenda, where the nominal fee was built into a salary line, it
27 needs to be approved and get through DFA because those lines aren't in the budget. We are
28 not the only entity that's held up on the stipends and the nominal fees because of the IRS and
29 potential findings with not issuing W2's to the firefighters.

30
31 Mayor Pro Tem De Smet asked about the process of PO's, she asked about water utility fund
32 and sewer utility fund.

33
34 Treasurer Maes responded with a list of duties she has and why a PO might take a few days to
35 process. She also referred Mayor Pro Tem De Smet to the treasurer's report regarding the
36 breakdowns of the water and sewer funds.

37
38 Mayor Pro Tem De Smet made a motion to approve the treasurers' reports for the month of
39 January 2026. Councilor Bruhn seconded the motion.

40
41 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
42 for; and Councilor Zamora, for. **Motion carried unanimously.**

43
44 **8. PUBLIC COMMENT (Comments are limited to 1 ½ Minutes, time cannot be shared)**

45
46 Nacho – Did not speak

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3
4 Lillie McNabb, resident, thanked the Fire Department, Fire Chief and Police Chief. She loves
5 this Village it is her second family. She doesn't like what is going on with pointing fingers. Its
6 about time everyone grew up and did not pick on each other. There is a mayor and he runs
7 these meetings. We might dislike elected people, but we must respect their positions.

8
9 Rick Babcock, resident, brought up concerns about removing public comments. He thinks the
10 citizens of the Village want to be able to come up and talk to the Council and express their
11 opinion. This is the only time the four Councilors and Mayor are here to hear what residents
12 have to say. He also believes Council needs to take control of its own agenda.

13
14 **9. REVIEW AND APPROVAL OF CONSENT AGENDA**

15
16 Mayor Pro Tem De Smet made a motion to remove the Consent Agenda from the Order of
17 Business and requiring that each item be individually presented and voted on under New
18 Mexico Statute 3-12-3, the governing body determines its own Rules and Procedures.
19 Councilor Zamora seconded the motion.

20
21 Attorney Winters stated the motion Council just made doesn't really make a difference. The
22 minutes can be removed from the consent agenda. That would be a more appropriate motion
23 and then Council can discuss the minutes if that's what they want. The Consent Agenda is
24 designed to identify one to ten items that there are no concerns about. The Council would all
25 be voting in favor of and in that way, you accomplish business a little quicker.

26
27 Mayor Pro Tem De Smet took back her motion to amend the agenda and made a motion to
28 remove the minutes from January 15, 2026, from the Consent Agenda. Councilor Zamora
29 seconded the motion.

30
31 **10. ITEMS REMOVED FROM THE CONSENT AGENDA**

32
33 **A. Minutes from January 15, 2026**

34
35 Councilor Bruhn made a motion to approve the minutes from January 15, 2026, Regular
36 Meeting as stated. Councilor Wood seconded the motion.

37
38 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
39 for; and Councilor Zamora, for. **Motion carried unanimously.**

40
41 **11. OLD BUSINESS**

42
43 **A. Yucca Little League lease**

44
45 Counselor Bruhn made a motion to approve the Yucca Little League lease for the ten-dollar
46 (\$10.00) amount for the year. Mayor Pro Tem De Smet seconded the motion.

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3
4 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
5 for; and Councilor Zamora, for. **Motion carried unanimously.**
6

7 **B. Discussion Regarding Street Lighting on Hwy. 47 (Mayor and**
8 **Clerk/Administrator Martinez)**
9

10 Mayor started the discussion. The Mayor, Village Clerk and one (1) member of the governing
11 body met with State of New Mexico Department of Transportation (NMDOT) officials,
12 including a NMDOT contractor regarding lighting and outages on Hwy 47. No current or
13 proposed vendors to the Village were present. Issues discussed included what the poles and
14 lamps would look like and the scope of work that needs to be done. Village funding and
15 NMDOT grant monies available to the Village were also discussed. The meeting was held
16 outside of Village Hall in a public place. There is expectation that all lights will operate by
17 December 2026. It was a very productive meeting. It brought some funding sources and
18 capabilities to the Village that we have not heard about before. It sounds like a very good
19 thing for the Village to look into.
20

21 There was an aftermath to that meeting that was unbelievable. There was a very long e-mail
22 asking to preserve all documents and everything from that meeting. Mayor Pro Tem De Smet
23 thought the meeting was in violation of State Law.
24

25 Councilor Bruhn stated, in defense of Mayor Pro Tem De Smet, he also received calls from
26 residents asking what the meeting was about.
27

28 Mayor Pro Tem De Smet stated she is an elected Councilor for the Village of Bosque Farms,
29 and she is allowed to ask questions, including information discussed at a meeting.
30

31 Councilor Bruhn asked where we are on that project. He informed that he talked to the
32 lineman at the lineman school and they are willing to set up a meeting to have their linemen
33 do most of the labor on that project as training.
34

35 Clerk/Administrator Martinez informed the funding isn't going to be available until next
36 fiscal year. July 1, 2026 that's when they will start looking and taking into account all the
37 letters of interest they received.
38

39 Councilor Zamora questioned if it is a full project or if there are funds to fix parts of it at a
40 time. If the underground line is fixed it's going to fix most of the issues.
41

42 **C. Discussion and Possible Action regarding American Rescue Plan Actin (ARPA)**
43 **funds received, obligated and expended. Water/Wastewater Repair and**
44 **Maintenance.**
45
46

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3
4 Mayor Gillispie started off by stating just before this meeting they got in touch with Leandra
5 Garcia with DFA who is a state expert is on what the ARPA funds can be used for.

6
7 Clerk/Administrator Martinez added she sent a follow up e-mail asking for the process to
8 reauthorize the remaining balance. She gave examples such as water/wastewater, the lighting
9 project, Winchester and Esperanza. She will let Mayor and Council know as soon as she gets
10 a clear understanding.

11
12 **D. Review and Approval of Resolution No. 1081-26 Rules of Procedure**

13
14 Councilor Zamora made a motion to deny Resolution No. 1081-26 in its entirety and direct
15 staff to schedule a public Workshop. Mayor Pro Tem De Smet seconded the motion.

16
17 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
18 for; and Councilor Zamora, for. **Motion carried unanimously.**

19
20 **E. Discussion regarding Door-to-Door Sales (no action)**

21
22 Mayor Gillispie started with there is no action in this it is more informational for the
23 counselors.

24
25 Mayor Pro Tem De Smet informed Active Pest Control is the company that states we are
26 infringing in their First Amendment rights by not allowing them to conduct door-to-door sales
27 in the Village of Bosque Farms. Active Pest Control has about forty (40) lawsuits with
28 various municipalities in the United States. They often target senior citizens and push them
29 into contracts that are impossible to get out of. She is concerned about the citizens of this
30 Village.

31
32 Attorney Winters offered to look at the Village ordinance and confirm whether it is
33 constitutional or not and review the litigations.

34
35 A resident spoke up. He is a police officer for the Village of Los Lunas, which allows door-to-
36 door sales. They get numerous service calls a day for suspicious people in the neighborhood
37 going door-to-door. It's always salespeople but it ties up officers.

38
39 Councilor Bruhn suggested adding permitting and restrictions to make it difficult to get
40 without completely banning it, as to not infringe on their First Amendment rights.

41
42 Chief Owen stated the First Amendment right does not allow for solicitation. The First
43 Amendment Right is freedom of speech. Going on to someone's property and knocking on
44 their door is infringing upon someone else's constitutional rights. Whatever can be done to
45 strengthen this would be greatly appreciated.

46

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3
4 **F. Discussion EMS MOU with Peralta for EMS Services**

5
6 Mayor spoke about the Agreement for Mutual Aid of Fire Protection and EMS Response
7 between the Town of Peralta and Village of Bosque Farms. It was signed on the seventh day
8 of March 2024 and is good through 2029.

9
10 Mayor Pro Tem De Smet asked for this item to be placed on the agenda. She sent
11 Clerk/Administrator Martinez supporting documentation for the EMS MOU with Peralta. This
12 paperwork was not what she submitted. She asked why it was not added.

13
14 Attorney Winters responded that the Village currently has an operating agreement with
15 Peralta. Any other agreement with Peralta, given that there is one, is premature.

16
17 **12. NEW BUSINESS**

18
19 **A. Permission to Advertise Ordinance No. _____ Repealing Rules of Procedure**
20 **Section 2-2-2**

21
22 Attorney Winters respectfully suggested postponing, table or putting this on the agenda with
23 the workshop on the Rules of Development. If the governing body comes up with a rule that
24 they are happy with by resolution, then take action to advertise the repeal.

25
26 **B. Approval of Fair Board Contract**

27
28 Mayor Pro Tem De Smet made a motion to approve the Fair Board contract. Councilor Bruhn
29 seconded the motion.

30
31 Roll call as follows: Councilor Wood, excused; Mayor Pro Tem De Smet, for; Councilor
32 Bruhn, for; and Councilor Zamora, for. **Motion carried.**

33
34 **C. Hiring of Water/Wastewater Employees**

35
36 Mayor Gillispie informed there are two (2) new hires for Water/Wastewater. They do not
37 have experience. Once they are trained the current employees can take a day off. They wish to
38 stay with us for a year or more at least and get certification levels.

39
40 Councilor Bruhn asked about their qualifications and training. As Council they don't know
41 anything about these guys they are being asked to hire. He believes the system needs to be
42 changed. This needs to come in front of the Council before they are hired. One of the big
43 problems in the Village is we hire guys with no training, no certifications.

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3

4 Mayor Pro Tem De Smet added she doesn't know anything about these people or if
5 background checks have been done. Do they have OSHA training, lift training? She does not
6 feel comfortable with this process going backward.

7
8 Councilor Wood asked if they are not having executive sessions about the new hires anymore.
9

10 Attorney Winters stated generally, when it comes to an employee at this level, they don't even
11 appear for their Council Meeting presentation. It is not a department head position. The
12 Administration is doing its due diligence on the background checks. They are asking
13 permission, which is required. There can be a packet together with their resume or a work
14 history in a packet.

15
16 Mayor Gillispie is working with Jamie Dawes to get a contract for the new hires. The contract
17 includes that they need to have a year of experience before they can test with the water
18 authority. One hundred eighty (180) days past that they are being asked to test for their level
19 one on both sides water and wastewater. They both agreed to that. For that they will get an
20 increase in pay. If they don't fulfill those obligations under that contract they owe the village
21 back.

22
23 Councilor Bruhn made a motion to approve the hiring of these two (2) employees with the
24 contingency that they stay here that it is in the contract. Councilor Zamora seconded the
25 motion.

26
27 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
28 for; and Councilor Zamora, for. **Motion carried unanimously.**
29

30 **D. Approval for use of funds to purchase 700 MHz pagers**
31

32 Mayor Pro Tem De Smet made a motion to approve the expenditure of funding in the amount
33 of thirty-four thousand dollars (\$34,000) for the 700 MHz pagers for the Fire Department.
34 Bruhn seconded the motion.

35
36 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
37 for; and Councilor Zamora, for. **Motion carried unanimously.**
38

39 **E. Approval for use of funds for purchase of firefighting equipment (nozzles, lights,
40 fan, etc.)**
41

42 Mayor Pro Tem De Smet made a motion to approve the expenditure of funding in the amount
43 of thirty-three thousand five hundred twenty-five dollars (\$33,525) for firefighting equipment
44 for the Fire Department. Councilor Wood seconded the motion.
45
46

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3
4 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
5 for; and Councilor Zamora, for. **Motion carried unanimously.**

6
7 **F. Review and approval of Resolution No. 1083-26 Midyear Budget Adjustment**
8 **Requests**

9
10 Mayor Pro Tem De Smet made a motion to approve Resolution No. 1083-26 Midyear Budget
11 Adjustment Requests. Councilor Wood seconded the motion.

12
13 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
14 for; and Councilor Zamora, for. **Motion carried unanimously.**

15
16 **G. Review and approval of Resolution No. 1084-26 FY26 Budget Adjustment**
17 **Request for Valencia County Regional Communications Center (VRECC)**

18
19 Councilor Wood made a motion to approve Resolution No. 1084-26 FY26 Budget
20 Adjustment Request for Valencia County Regional Communication Center (VRECC). Mayor
21 Pro Tem De Smet seconded the motion.

22
23 Mayor Pro Tem De Smet opened it up for discussion. Tommy Sanchez and Sylvia from
24 VRECC were there to answer questions.

25
26 There was discussion. Mayor Pro Tem De Smet stated there was a 50% increase last year and
27 a 50% increase this year, she doesn't see anything in here that's saying it's ever going to stop.
28 Can this just keep going up 50% every year? She doesn't see a lot of justification, especially
29 when sitting on 62% reserve.

30
31 Mr. Sanchez answered with what happens with VRECC is the moderation of it. Within the
32 last two (2) years VRECC became a State Accredited Center. That affects all the fire
33 departments. You can automatically get all your ISO points for communications because
34 VRECC is accredited. As we keep expanding there is more need. There used to be one (1)
35 person paying attention to all of fire. Now we need six (6). Each person comes with all the
36 training, all the certification, all the benefits, all the PERA costs. A lot of the contribution,
37 even how we split it now, wouldn't equate to one (1) full-time employee.

38
39 Mayor Pro Tem De Smet questioned why he is sitting on so much reserve.

40
41 Mr. Sanchez explained the reserves have been used in several instances. He gave several
42 examples. It's basically taking the statistics you're getting a percentage of volume and then
43 you're subsidizing what the state doesn't pay for. So, as Director, he has been working to get
44 more of this subsidized, like CAD, that is coming up. It's a \$1.1 million dollar project. He has
45 to budget that project because it would jeopardize everybody in this community. If there is a
46 system failure, if that hardware fails it puts more people at risk. The budget is responsible; it

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3
4 needs to protect every agency. Without 911 you have nothing. Another example was all other
5 agencies chose not to move toward the seven hundred system. We knew it was going to be a
6 state push. We used the VRECC reserves to bail out every other agency to get them on that
7 system. Four hundred thousand (400,000) in reserves were used to switch to priority dispatch
8 for Fire and EMS.

9
10 Councilor Zamora asked Attorney Winters if this item could be postponed until there is more
11 clarity.

12
13 Mr. Sanchez responded if this does get postponed there is a Joint Powers Agreement (JPA)
14 that makes a board, the governing body is represented on that board and the governing body
15 would be going against what the VRECC 911 board recommended so at that point Mr.
16 Sanchez would report it to the DFA and go from there. VRECC has to have the budget by law
17 by March 1, so if this gets postponed it will shut down the whole process.

18
19 Mayor Pro Tem De Smet commented it looks like we are forced into approving it.

20
21 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
22 for; and Councilor Zamora, for. **Motion carried unanimously.**

23
24 **H. Approval request for Mark Podeyn and Lonna Podeyn who are requesting a**
25 **Subdivision Land Split (from 1 parcel to 2) of LANDS OF BOGGESS Tract: 3C1**
26 **S: 1 T: 7N R: 2E 4.25 ACRES Located to the west of 1210 Bosque Farms Blvd**
27 **and immediately east of Bosque Farms Blvd**

28
29 Mayor Pro Tem De Smet made a motion to approve Subdivision Land Split. Councilor Bruhn
30 seconded the motion.

31
32 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
33 for; and Councilor Zamora, for. **Motion carried unanimously.**

34 35 **13. Training – City Attorney**

36
37 Members of the audience requested that this be postponed until the March meeting.

38
39 Councilor Bruhn made a motion to move this training to the March meeting. Councilor
40 Zamora seconded the motion.

41
42 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
43 for; and Councilor Zamora, for. **Motion carried unanimously.**

44 45 **14. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS**

46

1 Mayor Pro Tem De Smet announced what she wanted to see on the next agenda including:
2 Ordinance 2-1 needs to be up for discussion; Ordinance 4-1 needs to be up for discussion and

3
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6

7 possible action, the annexation of the property in Peralta, the correct EMS MOU form June of
8 2025 for discussion and possible action, RFP for legal counsel and a workshop with Prodigy.

9
10 Councilor Bruhn would like something on the agenda to indicate an amendment to the Open
11 Meetings act and change the meetings to Wednesday evenings.

12
13 **15. ADJOURNMENT**

14
15 Mayor Gillespie adjourned the meeting at 9:18 p.m.

16
17 **TIME AND PLACE OF NEXT MEETING**

18
19 THE NEXT MEETING OF THE VILLAGE OF BOSQUE FARMS GOVERNING BODY
20 WILL BE HELD ON THURSDAY, MARCH 15, 2026.

21
22 **PASSED, APPROVED AND ADOPTED THIS 19TH DAY OF MARCH 2026**

23
24
25
26 _____
27 Chris Gillespie, Mayor

28
29 (SEAL)

30
31
32
33
34 ATTEST:

35
36
37
38 _____
39 Erica A. Martinez, Clerk/Administrator
40

COUNCIL OF THE VILLAGE OF BOSQUE FARMS, NM
MINUTES OF THE SPECIAL MEETING
MARCH 5, 2026

1. CALL TO ORDER

Mayor Gillespie called the meeting to order at **6:00** p.m.

2. ROLL CALL OF GOVERNING BODY

Present were Mayor Chris Gillespie, Councilor Ronita Wood, Mayor Pro Tem Erica De Smet, Councilor James Bruhn, and Councilor Manuel Zamora. Quorum present.

3. PLEDGE OF ALLEGIANCE

Councilor Zamora led the Pledge of Allegiance.

4. PRESENTATIONS:

A. Training – Village Attorney

Attorney Winters gave a Local Government Training. Presentation Topics included Mayor and Council duties, OMA and IPRA, rolling quorums, quasi-judicial duties, resolution and ordinances and agenda development.

The Village has a Mayor Council form of Government, generally called a Strong Mayor form of government. Only the Mayor shall supervise the employees of the municipality. The Mayor shall preside over all meetings of the Council and shall vote only when there is a tie vote. The Governing Body shall elect one of its members to act as Mayor Pro Tem in the absence of the Mayor.

The biggest duty of the Governing Body is to manage and control the finances of property, real and personal, of all finances and all property, real and personal belonging to the municipality. This speaks to budget.

Mayor Pro Tem De Smet asked what is property, real and personal.

Attorney Winters explained property, real and personal would be real estate, water rights, trucks, vehicles.

Councilor Zamora asked if Rescues would be considered property to which Attorney Winters answered absolutely.

Open Meetings Act is known as “sunshine law.” It requires that public business be conducted in full public view. Every employee and official of a public body must know that IPRA exists and that their work is a public record. Every email that you send to anybody is a public record

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3
4 whether its carbon copied, blind copied. Every public body must designate a records
5 custodian and should share this information with the organization.

6
7 Mayor Pro Tem De Smet clarified putting "confidential" at the bottom of your email does not
8 make it confidential, correct?

9
10 Attorney Winters explained, the exception to that is if Attorney Winters receives an email as
11 counsel, she will respect confidentiality and mark it confidential. However, if it is blind
12 copied to someone else, including members of the public, the confidentiality established in
13 that attorney-client relationship is gone. That becomes a public record.

14
15 Mayor Pro Tem De Smet asked again any e-mail, if you put "confidential" at the bottom, does
16 it make it confidential? To which Attorney Winters replied no.

17
18 Rolling Quorums are absolutely prohibited. It violates Public Meeting Act. Chance encounters
19 are not rolling quorums. When you are intentionally coping other members of the Governing
20 Body on emails, even blind coping them, it is potentially a rolling quorum.

21
22 Councilor Bruhn informed when they were in Molly Training they said Councilors could
23 blind copy all their members so everyone's aware of the email, but they shouldn't reply to the
24 email.

25
26 Attorney Winters replied that it is good advice you shouldn't reply but if you're blind copied.
27 There is that temptation to pick up the phone and respond. It invites a problem. She also
28 reminded Council carbon copies and blind copies are public record.

29
30 Resolutions are generally policy matters. Ordinances are the laws. A resolution can be passed
31 on one evening with seventy-two (72) hours' notice. An ordinance requires two publications,
32 one before and one after, unless it's a franchise ordinance.

33
34 Section 2-2-2(A)(4) doesn't give a lot of guidance on agenda development. Attorney Winters
35 guidance is talk to each other. This doesn't say who's in charge, give your stuff to the
36 Clerk/Administrator.

37
38 Mayor Pro Tem De Smet asked what Attorney Winters has to do with the agenda. She stated
39 none of the items that Council requested to be on the special meeting are on that special
40 meeting.

41
42 Attorney Winters responded she did not take those items off the agenda. Two agenda items
43 had to do with terminating a volunteer. Her job as council is to work with the Councilors and
44 get them to communicate with the Mayor or this administration. Attorney Winters stated she
45 specifically asked Mayor Pro Tem De Smet, if the gentlemen were terminated would there
46 necessarily have to be a meeting, to which the Mayor Pro Tem answer was no.

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3
4 Mayor Pro Tem De Smet replied she said yes, she has it on recording.

5
6 Attorney Winters had also asked another Governing Body member the same question, his
7 answer was also no.

8
9 Councilor Zamora clarified that he stated he did want it on there, unless it was provided to us
10 that he had signed it, and it wasn't done until yesterday.

11
12 It was clarified that the Council received a draft on Monday signed by the Mayor but not the
13 copy that was signed by that person.

14
15 Mayor Pro Tem De Smet has an email from Attorney Winters stating they are not going to put
16 any of the other Special Meeting agenda items on the Special Meeting. She asked again what
17 authority does Attorney Winters have over the agenda.

18
19 Attorney Winters replied she has no authority to put anything on the agenda or to take it off.
20 She does have an obligation to help you all communicate with each other. Then on the third
21 agenda item that you asked for, you and I exchanged a dozen drafts and emails with respect to
22 the EMS proposal that's on today's agenda.

23
24 Mayor Pro Tem De Smet stated that wasn't her idea.

25
26 Attorney Winters wanted to make sure they understood that what she heard from them was
27 that if the business was taken care of, they had no interest in having a meeting on those issues.

28
29 Mayor Pro Tem De Smet clarified that she asked that those items remain with the exception
30 of the resignation. She asked Councilor Zamora to confirm that's what he asked for as well.

31
32 Councilor Zamora said he was good as long as there was a signed copy to him by Friday.

33
34 Attorney Winters apologized she did not hear the "by Friday" part. Then clarified nobody
35 wants that on the agenda anymore.

36
37 Mayor Pro Tem De Smet commented it's not on here so we didn't really have an option.

38
39 Attorney Winters asked if they wanted those two agenda items regarding Mr. Abeita on a
40 future agenda.

41
42 Mayor Pro Tem De Smet stated if we want it, we'll call for it. She just wanted to know why it
43 was removed and under what authority. A majority of governing body signed a copy. Then
44 two Councilors also requested that the remainder of the things, with the exception of the
45 resignation, to stay on there. Nothing that they asked for this Special Meeting is on the
46 agenda.

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3
4 **5. OLD BUSINESS**

5
6 **A. Approval of the Revision to the Fair Board Agreement**

7 Councilor Bruhn commented on a paragraph that reads "The Village hereby agrees that the
8 Fair Association shall have primary use of the Village Properties. However, the Fair
9 Association agrees that the Village may use or may assign use of the Village Properties during
10 anytime of the year to any person(s) if the Village deems the same to be in the best interest of
11 the Village." He clarified so the fair basically takes position of the Community Center at that
12 point.

13
14 Councilor Wood is on the Fair Board so she left the room for the discussion.

15
16 Councilor Bruhn how its written the fair is the primary occupants of the Village premises.

17
18 Mayor Pro Tem De Smet questioned this text gives the Fair Association primary use of both
19 the Community Center and the White Building next to the Village office.

20
21 Attorney Winters reminded them they previously approved this agreement. When the Mayor
22 went to present it to the Fair Board, they had a change on one whereas clause. Her
23 recommendation to the Mayor was even though it was one change in one whereas clause, in
24 the interest of transparency and trust, she suggested to put it back in front of the Council to
25 approve that change in the whereas clause. It is well within Councils right since it is now on
26 the agenda to make additional changes Mayor will have to present those back to the Fair
27 Board for further consideration.

28
29 The president of the Fair Board came up and agreed to thirty (30) days from July 15, 2026,
30 through August 15, 2026.

31
32 Attorney Winters suggested if the first paragraph is amended it would be for the period of
33 July 15, 2026, through August 15, 2026, the Village hereby agrees the Fair Association shall
34 have primary use of the Village properties. The other change was in the second whereas
35 clause. If there is going to be a motion to approve, she would make the motion to approve
36 those two changes.

37
38 Mayor Pro Tem De Smet made a motion to approve the Fair Board contract with said changes
39 that only a thirty-day (30) timeframe will be given for them to have primary use of the Village
40 properties. Councilor Brugh seconded the motion.

41
42 Roll call as follows: Councilor Wood, excused; Mayor Pro Tem De Smet, for; Councilor
43 Bruhn, for; and Councilor Zamora, for. **Motion carried.**

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3
4 **B. Review and Possible Action on the Open Meetings Act approved in January 2026**

5 Mayor Pro Tem De Smet made a motion to approve resolution 1082-26 and open it up for
6 discussion. Councilor Zamora seconded the motion.

7
8 Mayor Pro Tem De Smet would like to make the change to the regularly scheduled meetings
9 from six o'clock p.m. on the third Thursday to six o'clock p.m. on the third Wednesday. The
10 other change is the Village does not have a Bosque Farms Senior Center it has a Bosque
11 Farms Community Center.

12
13 Councilor Bruhn added he needed Wednesday instead of Thursday due to prior commitments.

14
15 Mayor made a comment that a lot of people attend church on Wednesday evenings.

16
17 Councilor Wood added that's why the schools don't do Wednesdays either.

18
19 Mayor Pro Tem De Smet made a motion to approve resolution 1082-26 with the two changes.
20 Councilor Zamora seconded the motion.

21
22 Attorney Winters spoke. She pointed out that resolution No. 1082-26 has already been
23 approved at the January meeting, her recommendation is that this be presented as a new
24 resolution with those two changes at the next meeting. Nothing precludes from scheduling
25 your next meeting on the third Wednesday, so long as it is properly noticed. Legislatively,
26 someone should direct staff and administration to prepare a new resolution with the
27 corrections and the new date and time. It needs to be posted and published in accordance with
28 the Open Meetings Act. Also, put it on the next agenda.

29
30 Mayor Pro Tem De Smet moved to amend her motion and make the motion to push the
31 resolution with the changes to the next meeting for approval. Councilor Bruhn seconded the
32 motion.

33
34 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
35 for; and Councilor Zamora, for. **Motion carried unanimously.**

36
37 **C. Review and approve the Cooperative Agreement for Winchester Drive paving from**
38 **Local Government Road Fund**

39 Mayor explained it is an extension of an existing agreement to take it out to the end of
40 December 2026.

41
42 Mayor Pro Tem De Smet moved to approve the Local Government Road Fund Cooperative
43 Agreement Extension. Councilor Wood seconded the motion.

44
45 Councilor Bruhn asked where the funding comes from for this project.

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3
4 Mayor Gillispie believes it comes from General Fund, and it has already in budget.

5
6 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
7 for; and Councilor Zamora, for. **Motion carried unanimously.**

8
9 **12. NEW BUSINESS**

10
11 **A. Resolution Directing Village Administration to Immediately Solicit, Recruit and**
12 **Advertise for EMS Personnel**

13
14 Mayor Pro Tem De Smet made a motion to not adopt a resolution directing Village
15 Administration to Immediately Solicit, Recruit and Advertise for EMS Personnel. She thinks
16 it's important that we stay focused on the roles defined in state statute under NMSA 3-11-6.
17 The mayor supervises employees and directs administration, while the council's
18 responsibilities is to provide policy, direction and oversight for the Village. Recruitment for
19 EMS personnel is already within the authority of administration. She wants to ensure that the
20 council is addressing the actual operational issues in front of them, namely, whether we have
21 the qualified personnel necessary to safely operate our EMS apparatus and serve residents of
22 Bosque Farms. Councilor Zamora seconded the motion.

23
24 There was discussion.

25
26 Councilor Bruhn would like to have a meeting with everybody present, Peralta, Valencia
27 County, and Bosque Farms, to go over all the options and make sure they pick the right
28 solution for EMS. That way, once it is up and running, it's up and running efficiently,
29 professionally, everything works. Councilor Bruhn would like to set up a Special Meeting
30 sometime in the next couple of weeks or months, like a workshop to discuss and find options.

31
32 Mayor Gillespie clarified that Councilor Bruhn's inclination then is to set up a workshop
33 among all the county entities. Councilor Bruhn confirmed.

34
35 Mayor Gillespie agreed and asked Councilor Bruhn to place that as a motion to request that
36 the Village Administration set up a workshop.

37
38 Attorney Winters said there were two different issues. She asked Mayor Pro Tem De Smet if
39 the motion is to table or is it a motion to not pass? She advised if you make a motion not to
40 pass, a no-vote kills it.

41
42 Mayor Pro Tem De Smet made a motion to adopt a resolution directing Village
43 Administration to Immediately Solicit, Recruit and Advertise for EMS Personnel. Councilor
44 Zamora seconded the motion.

45
46

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3
4 Roll call as follows: Councilor Wood, against; Mayor Pro Tem De Smet, against; Councilor
5 Bruhn, against; and Councilor Zamora, against. **Motion died.**

6
7 **B. Review and approval of Axon Enterprise, Inc. for body cameras for the Police**
8 **Department.**

9
10 Officer Duran gave a presentation on how the BFPD are coming to the end of their contract
11 with their current body cameras. He talked about all the upgrades this system would provide
12 for the Police Officers.

13
14 Mayor Pro Tem De Smet asked how quickly the can these come in?

15
16 Officer Duran answered as soon as everything is signed and approved through Council, they
17 can start getting outfitters and start getting everything ordered and in place to get everything
18 taken care of. The outfitter that we use currently to help outfit the vehicles has already
19 dedicated his time to come down here for three days to get the whole fleet done. He's coming
20 to us. We're not having to go to him because his offices are in Rancho.

21
22 Mayor Pro Tem De Smet asked if approved by the council, do you have to put a purchase
23 order in or if it's already done.

24
25 Chief Owen explained the quotes you have before you are waiting for your approval before
26 we can sign any contracts and get any purchase orders sent out. That's why we're here before
27 you today. As soon as we can get this, we've already spoken with them. They have everything
28 ready to go. Everything will be upfitted by the end of month. It'll be a smooth transition.

29
30 Mayor Pro Tem De Smet's concern is the purchase order part of it. She heard that it can be
31 quite a lengthy process and just wants to make sure.

32
33 Chief Owen responded they have been working with the treasurer extensively over the past
34 thirty (30) days. She's fully aware of how we're going to be able to get this coordinated, she
35 has copies of the contracts, but she's fully aware of when and how and is ready to go.

36
37 Councilor Bruhn asked if its body cams and vehicle cams. The Officers said yes.

38
39 Councilor De Smet made a motion to approve Axon Enterprise, Inc. for body cameras for the
40 Police Department. Councilor Bruhn seconded the motion.

41
42 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
43 for; and Councilor Zamora, for. **Motion carried unanimously.**

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3
4 **7. EXECUTIVE SESSION**

5
6 **Discuss limited personnel matters as permitted under Section 10-15-1(H)(2) of the New**
7 **Mexico Open Meetings Act**

8
9 Attorney Winters suggested taking the action item after executive session off the agenda. It
10 has not been noticed. Because that action item is a personnel matter, she wants to make sure
11 there are absolutely no issues with the notice. For that reason, she would like to see somebody
12 recognize that this has been moved to the Monday meeting.

13
14 Councilor Wood made a motion to remove the action item related to the closed session.
15 Councilor Bruhn seconded the motion.

16
17 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
18 for; and Councilor Zamora, for. **Motion carried unanimously.**

19
20 ~~**Action Item: To review and take action on findings from Personnel Board related to**~~
21 ~~**Closed Session in accordance with Section 3-11-6(D)(1) NMSA**~~

22
23 Councilor Wood made a motion to adjourn to Executive Session in accordance to Section 10-
24 15-1(H)(2). Councilor Bruhn seconded the motion.

25
26 Councilor Zamora recused himself, he is on the Personal Board.

27
28 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
29 for; and Councilor Zamora, for. **Motion carried unanimously.**

30
31 Executive Session started at 7:16.

32
33 Mayor Pro Tem De Smet made a motion to reconvene from Executive Session. Councilor
34 Bruhn seconded the motion.

35
36 Roll call as follows: Councilor Wood, for; Mayor Pro Tem De Smet, for; Councilor Bruhn,
37 for; and Councilor Zamora, for. **Motion carried unanimously.**

38
39 Attorney Winters spoke for the record. In accordance with the Open Meetings Act 10-15-1(J)
40 in particular, the minutes of this meeting need to reflect that the matters discussed in closed
41 meeting were limited only to those specified in the motion for closure, and in the notice the
42 notice of the closed meeting.

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3
4 **8. ANNOUNCEMENTS AND FUTURE AGENDA ITEMS**

5
6 Councilor Bruhn requested for the staff to set up a Special Meeting to involve Bosque Fire
7 Department, Peralta Fire Department, Valencia County Fire Department, and the Village
8 Council as a Workshop to discuss the EMS propositions.

9
10 Mayor Pro Tem De Smet reiterated, at the next regularly scheduled meeting, she would like
11 ordinance 2-1 for discussion and possible action in its entirety due to the changes with HB
12 298 and others, ordinance 4-1 in its entirety. She would like the annexation of the property
13 with Peralta on the agenda. Also, she would also like to ask for a workshop to be scheduled to
14 go over the Rules of Procedure. She would not like it to be in conjunction with the EMS.
15 Mayor Pro Tem De Smet made a motion to adjourn this meeting and immediately go into an
16 Emergency Meeting after this meeting.

17
18 Mayor Gillespie responded, that is not possible. An Emergency Meeting has not been noticed.

19
20 Mayor Pro Tem De Smet responded it doesn't have to be. According to Open Meetings Act
21 10-15-1(F), an Emergency Meeting can be convened with unforeseen circumstance that if not
22 addressed immediately by public body will likely result in injury or damaged persons or
23 property or substantial financial loss to the public body. She is requesting that we adjourn this
24 meeting and immediately go into an Emergency Meeting. Councilor Zamora seconded the
25 motion.

26
27 **9. ADJOURNMENT**

28
29 Mayor Gillespie adjourned the meeting at 7:36 p.m.

30
31 **PASSED, APPROVED AND ADOPTED THIS 31st DAY OF MARCH 2026**

32
33
34
35 _____
Chris Gillespie, Mayor

36
37
38 (SEAL)

39
40
41
42 ATTEST:

43
44
45 _____
46 Erica A. Martinez, Clerk/Administrator

**COUNCIL OF THE VILLAGE OF BOSQUE FARMS, NM
MINUTES OF THE EMERGENCY MEETING
MARCH 5, 2026**

1. CALL TO ORDER

Mayor Pro Tem called the Emergency Meeting to order at 7:38 PM

Mayor Pro Tem De Smet: So I have copies for the Councilors, um and the Mayor and then I have copies of an agenda for the people in attendance, yeah you can hand them now sure. Um if you wanted to, if anybody wants an agenda yeah thank you so much, Pesky Hesky.

Resident Unknown: Thank you.

Resident Hesky: Where'd you hear that?

Mayor Pro Tem De Smet: You told you said it. You said my name is Pesky Hesky.

Resident Unknown: Thank you.

Mayor Pro Tem De Smet: Clerk Martinez.

Clerk Martinez: Yes, ma'am?

Mayor Pro Tem De Smet: I just want to verify that you are going to be taking minutes for this meeting?

Clerk Martinez: Yes, ma'am.

Mayor Pro Tem De Smet: Okay, thank you.

Resident Granzberg: How does it feel to want?

Resident Unknown: I thought you had to have a waiver signed?

Mayor Pro Tem De Smet: So, Madam Clerk, if you would call the order.

2. ROLL CALL OF GOVERNING BODY

Present were Mayor Chris Gillespie, Councilor Ronita Wood, Mayor Pro Tem Erica De Smet, Councilor James Bruhn, and Councilor Manuel Zamora. Quorum present.

Clerk Martinez: Okay, excuse me. Councilor Wood or roll call?

Councilor Bruhn: Yeah.

Councilor Wood: Here.

Clerk Martinez: Mayor Pro Tem De Smet

Mayor Pro Tem De Smet: Here.

Clerk Martinez: Councilor Bruhn.

Councilor Bruhn: Here.

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3
4 Clerk Martinez: Councilor Zamora.

5
6 Councilor Zamora: Here.

7
8 3. DETERMINATION OF EMERGENCY

9 Mayor Pro Tem De Smet: So the determination of this emergency is being called pursuant to the Village of
10 Bosque Farms Open Meetings Resolution and the New Mexico Open Meetings Act due to immediate public
11 safety concerns regarding the operational status of Rescue 5, including the lack of qualified or authorized
12 personnel available to safely operate the unit, and immediate governance impairment preventing the

13
14 Governing Body from exercising its statutory authority under NMSA 1978-3-11-6 and the Village Ordinance 2-
15 2-1(B)(1).
16

17 4. Discussion and Possible Action Regarding Operational Status of Rescue 5.

18
19 So the first item up for discussion will be discussion and possible action regarding operational status of Rescue
20 5. And so I will open that up for discussion. So right now, Rescue 5, and I've been accused of dangerous rhetoric
21 when it comes to this issue. Rescue 5 is still in service, and it is still being called into service. I'm going to play a
22 clip for you, just as verification, that Rescue 5 is still being called into service on high acuity calls. And
23 therefore, it is, I believe, needs to be the determination of this Council to pull back service. (Recording playing).
24 So this is the second tone of Rescue 5 yesterday, March 4th at 2:15. (Recording playing). So that was the second
25 tone to Rescue 5 that was not responded to. A minute and...(Recording playing). So a minute and so goes by and
26 finally... Rescue 13 is toned. And then finally, response to a high acuity call. I'm going to defer to you,
27 Councilor Zamora, to, if you wouldn't mind explaining to us what a high acuity call might entail.
28

29 Councilor Zamora: It could be anything that has to do with life safety. So I mean, if a heart attack, anything that
30 requires an ALS response.
31

32 Mayor Pro Tem De Smet: Uh huh.
33

34 Councilor Zamora: So I mean, it's an important call. It's..I mean, in my opinion, it shouldn't only be addressed to
35 high acuity calls, it should be any call that I mean, you can have somebody that falls down that needs some type
36 of help sooner rather than later.
37

38 Mayor Pro Tem De Smet: Okay.
39

40 Councilor Zamora: High acuity call is a very important call.
41

42 Mayor Pro Tem De Smet: Okay. So I've asked several times to the Mayor and also legal counsel that a directive
43 they sent to VRECC to pull Rescue 5 out of service to which it has not happened, which means again, they are
44 still being toned first, and that rescue unit needs to be pulled out of service. Furthermore, there's not even
45 anybody to man this EMS Department. So having that rescue unit in service is completely irresponsible on
46 behalf of this Village and sets liability up for lawsuits in this Village.
47

48 Nann Winter-Legal Counsel: Mayor, Council, VRECC asked us to send notice that Mr. Abeita was no longer
49 available and that notice has been sent as requested by VRECC.
50

51 Mayor Pro Tem De Smet: Okay, so again, it's still being toned.
52

53 Councilor Zamora: When was that, Counsel?
54
55

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3
4 Clerk Martinez: Yesterday.

5
6 Nann Winter-Legal Counsel: VRECC requested that.

7
8 Clerk Martinez: Yesterday, a letter, an official letter was sent.

9
10 Councilor Bruhn: Okay, yeah, 'cause that's what Tommy said we needed was an official letter to VRECC saying
11 that the unit was out of service.

12
13 Clerk Martinez: So we didn't put the unit out of service. We advised him that Vernon Abeita was no longer the
14 EMS Volunteer Coordinator and would no longer be called.

15
16 Councilor Bruhn: Right, but we need to put the unit out of service until we have the EMS set back up because
17 they'll still tone Rescue 5.

18
19 Nann Winter-Legal Counsel: Mayor, Councilors, Mr. Sanchez told us that it's a 30-60-90 tone and it's irrelevant.
20 Mayor Pro Tem De Smet: It's not irrelevant in an emergency minutes matter.

21
22 Mayor Gillespie: Please do not. Please don't, Erica.

23
24 Nann Winter-Legal Counsel: We did confirm with VRECC. So VRECC has indicated to us directly in writing
25 that there is no health, safety, welfare concern with respect to the unit being toned but unmanned. So that came
26 straight from Mr. Sanchez, and it's unfortunate that he's not here this evening for this.

27
28 Councilor Zamora: I totally disagree with him. And I came from an agency that had the immediate backup.

29
30 Nann Winter-Legal Counsel: And he's the one who requested us to send the letter about Mr. Abeita.

31
32 Councilor Zamora: Yeah, but he also stated that if we're going to put that unit out of service, that that's what he
33 needed, he needed to be notified in writing for that. I don't know if we can do that because I mean, obviously
34 with what we just went over earlier, that states that Council, the Governing Body has control over that rescue
35 anyway. So if I need to write a letter to him, I can do that.

36
37 Nann Winter-Legal Counsel: Yeah, I think you definitely need to coordinate with VRECC here.

38
39 Councilor Zamora: Okay.

40
41 Mayor Pro Tem De Smet: So again, I would like to, I don't know, direct staff if that's what we're doing to pull
42 Rescue 5 out of service and not tone them first. Because as I said before I was rudely interrupted, minutes matter
43 in an emergency and this is not dangerous rhetoric this is fact of the matter that this is happening and two tones
44 are going out for Rescue 5. There's no 30-60- 90, there's proof right there that Rescue 5 is being toned twice
45 before another rescue unit is being toned. So it would be and are the Village's best interest to pull that thing out
46 of service and out of VRECC.

47
48 Councilor Bruhn: I second that motion.

49
50 5. Discussion and Possible Action Regarding Statutory and Ordinance Authority

51
52 Mayor Pro Tem De Smet: The next item is discussion and possible action regarding statutory and ordinance
53 authority discretion and possible action regarding, I'll start with number one, interpretation and application of
54 New Mexico State Statute 3-11-6. The Mayor's unilateral appointment caused EMS to be called into service with
55 no qualified personnel, or at least the ability for Council to verify qualification. Liability concerns due to the fact
56 of governing bodies being unable to see appointee's background check, et cetera, started this whole process of

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3
4 shoving Rescue 5 into service with an unapproved, unappointed person that has caused an immense amount of
5 uncertainty to the residents of this Village by having rescue response. I believe we need to take action and
6 demand that the Mayor and staff follow the instructions of 3-11-6. There is no loophole for calling somebody a
7 volunteer and allowing them access to an apparatus, to budget, to purchasing things, to, as you may well know,
8 having the authority to seek personnel to run the EMS Department. I mean, it is my interpretation that we need to
9 ask the Mayor to please follow 3-11-6 in its entirety, and there is no loophole for a volunteer because of what
10 happened with this EMS. Now, 3-11-6 does state that the Mayor can appoint and hire, but it expects to go
11 through the approval of the Governing Body. Otherwise, things like EMS being called into service by an
12 unapproved person who we have no idea what his qualifications were is unacceptable.

13
14 Councilor Zamora: Do I need to second?

15
16 Mayor Pro Tem De Smet: I'm just saying, as a Council, I believe it's in our best interest to demand that the
17 Mayor follow 3-11-6, and that is he is absolutely within his power to appoint and hire, but he must bring it by the
18 Council's revision before that person is approved.

19
20 Councilor Zamora: And I think that was part of our discussion on the last meeting, correct?

21
22 Resident Unknown: Did you repeat what 3-11-6 is?

23
24 Mayor Pro Tem De Smet: 3-11-6 is the New Mexico State Statute that gives the Mayor appointment and hiring
25 authority. But the first line of that 3-11-6 does state that it has to go by the Governing Body for approval. So we
26 can't appoint an employee, but the Mayor can. But him unilaterally choosing to hand a piece of paper to just
27 somebody off the street and say, here you go, now you have access to Village apparatuses, to Village budgets, to
28 spending on behalf of the Village, to hiring people on behalf of the Village was completely caused this whole
29 mayhem with the rescue unit.

30
31 Resident Granzberg: Ma'am, if I may, I have believe it or not, an effort on this on 5 February in a non-responsive
32 EMS call to a student on a bus, a non-responsive child. And based off of what's being discussed here, there's
33 responsive material to that IPRA. There was several questions asked, and you know what our Clerk provided
34 me? A receipt for an oil change on Rescue 5. And I asked for very communications that you are discussing on
35 this panel, and all I got was a receipt for an oil change saying Rescue 5 was out of service. How's that as a citizen
36 who's concerned about a child who's unresponsive on a bus, and my IPRA response is a frickin' oil receipt. Good
37 job. Appreciate it. Probably have another IPRA tomorrow.

38
39 Mayor Pro Tem De Smet: So I would like to take possible action regarding 3-11-6 and asking that the Mayor
40 follow, State Statute and State Law.

41
42 Nann Winter-Legal Counsel: Mayor, Councilor, clarification. Does that include um volunteers of the Fire
43 Department?

44
45 Mayor Pro Tem De Smet: They have their own rules of procedure in the Fire Department.

46
47 Nann Winter-Legal Counsel: Right um well they're volunteers as much as Mr. Abeita was a volunteer.

48
49 Resident Unknown: They go through the Fire Chief.

50
51 Mayor Pro Tem De Smet: They go through the Fire Chief.

52
53 Nann Winter-Legal Counsel: And the Fire Chief is appointed by the Mayor.

54
55 Mayor Pro Tem De Smet: Uh-huh.

56

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3
4 Nann Winter-Legal Counsel: With consent of the Council.

5
6 Mayor Pro Tem De Smet: With consent of the Council, you are correct.

7
8 Nann Winter-Legal Counsel: So my point is though, I think you're asking, I mean, I think you're asking the
9 Mayor to bring all volunteers or just EMS volunteers to the Governing Body?

10
11 Mayor Pro Tem De Smet: I'm stating, which I said to you previously, there is no loophole to hand somebody a
12 piece of paper that says, I'm the Mayor and I'm telling you that I'm appointing you a volunteer and no one's
13 gonna tell me different and I'm gonna hand you access to an apparatus. I'm gonna let you call EMS into service
14 with one person on board. I'm gonna allow you budget. I'm gonna allow you all of this. We need to make it so

15
16 that he can appoint, no one is arguing that point, or at least I'm not arguing that point. But that person was not
17 approved by this Governing Body that is absolutely illegal whether they be a volunteer or not.

18
19 Nann Winter-Legal Counsel: Okay so I just I'm just trying to clear the record.

20
21 Mayor Pro Tem De Smet: Sure bring it on.

22
23 Nann Winter-Legal Counsel: Do you, do are you is your motion related to volunteers or anybody?

24
25 Mayor Pro Tem De Smet: Anybody.

26
27 Nann Winter-Legal Counsel: Okay, including volunteers?

28
29 Mayor Pro Tem De Smet: Sure.

30
31 Nann Winter-Legal Counsel: Okay just...

32
33 Mayor Pro Tem De Smet: So I would ask for opinions from the other members of the Governing Body on 3-11-
34 6.

35
36 Councilor Zamora: My opinion is on it. I'm going towards what Council Nann was talking about is I agree that
37 anybody that has that kind of authority, which obviously volunteer firefighters aren't going to have that kind of
38 authority. Anybody that has that kind of authority that's going to have access to financial documents, financing
39 or spending anything out of the budget, management and above or something like that has to get, I think, in my
40 opinion, that that's what should go to Council, not volunteers if we have somebody in the public that wants to
41 come and help pick up weeds or something or anything like that in that matter. Volunteers do not have, volunteer
42 firefighters do not have the ability to go and spend, they don't have P cards, they don't have the ability to go
43 spend money that is in this budget.

44
45 Resident Unknown: They don't have Village email...official government email either.

46
47 Councilor Zamora: Yes. So, I mean, I don't know what we can do, but what verbiage we can put in it to where
48 it's at a specific level and above, or...

49
50 Councilor Bruhn: I believe any directors or management should be approved by the Council.

51
52 Councilor Zamora: Agreed.

53
54 Councilor Bruhn: That's Fire Chief, EMS Director, anybody that's in a directing position should be approved by
55 the Council.

56

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3
4 Resident Unknown: Absolutely.

5
6 Councilor Zamora: And whether paid or not.

7
8 Nann Winter-Legal Counsel: Mayor, Council, that's the law. So every single employee, the word being
9 employee, by State Law, requires Governing Body approval. Just for your comfort.

10
11 Councilor Bruhn: Well, and I want that to include volunteers too. I mean, if you don't work for the Village, but
12 you are the director, that don't make any sense. That takes a little liability off of you and puts it on us.

13
14 Councilor Wood: I have a question Nann, about other people that you work for. Do they...has the Mayor hired
15 people and put them to work, and then it comes through the Council? Is there other places that do that? Because
16 every Mayor that I've worked for has done that. They get people started, and then they come back and ask us.

17
18 Nann Winter-Legal Counsel: Mayor, Council, generally, so at your organizational meeting you're supposed to
19 identify your Officers, and the Governing Body should approve those, at least at the organizational meeting.
20 Anytime the Mayor and the Mayor/Council form of government hires an employee, eventually that person
21 should be submitted for approval to the Governing Body, eventually. Sometimes it's done before, sometimes it's
22 done after. In some cases where it was done after, I was actually hired by one jurisdiction to defend a lawsuit
23 against the Mayor for failing to remove an employee after the Governing Body did not approve that employee.
24 So what happened in that case, though, was that HB 298 took out um you can sue a Mayor for malfeasance but
25 one of the reasons for malfeasance cannot be because you didn't approve an employee he employed. So I don't
26 know if you're tracking on all that, but yeah.

27
28 Councilor Wood: I mean, it's, I mean, just like...

29
30 Nann Winter-Legal Counsel: It's not grounds for malfeasance to have somebody on staff who has not been
31 approved by Governing Body. So that's kind of what HB 298 fixed last session.

32
33 Councilor Wood: And that doesn't include volunteers?

34
35 Nann Winter-Legal Counsel: The statute does not speak to volunteers at all. It just says employees. So I'm
36 imagining that NMSIF and the League is paying attention and there might be more amendments down the road.

37
38 Mayor Pro Tem De Smet: So um the next thing on the agenda is the interpretation and application of Village
39 Ordinance 2-2-1 (B)(1) which Nann went over and what that says is that the Council duties um possesses all
40 powers granted um sorry manage and control the finances and all property real and personal belonging to the
41 municipality. Now Nann um, you did answer that and that does include a rescue correct?

42
43 Nann Winter-Legal Counsel: Um, let me, Mayor or Council and Mayor, let me pull up 2-2-1(B) please.

44
45 Mayor Pro Tem De Smet: 2-2-1(B)(1).

46
47 Nann Winter-Legal Counsel: It's on your paper. So is there an action item requested on this?

48
49 Mayor Pro Tem De Smet: Again, the action would be to demand that the Mayor and I, my question is that the
50 Mayor does not, is not named in 2-2-1(B)(1). So him removing an apparatus and not bringing it by the
51 Governing Body who per our 2-2-1(B) states possesses all power granted by law I'm sorry manage and control
52 the finances in all property real and personal belonging to the municipality. The Mayor does not have the
53 authority even under the Fire Department's authority only the Fire Department or the Council can say where
54 apparatuses are stored who can drive them also 2-2-1(B)(1) one states that the Council is in control of all
55 finances and property real and personal.

56

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3

4 Nann Winter-Legal Counsel: So Mayor, Council, I don't interpret it as meaning that you get to control whether
5 or not the water and wastewater truck can leave the barn at 8 a.m. or 7:30. I don't read it that way at all. I read it
6 to mean that you get to approve if one is procured, how it's procured. I mean, the Mayor is the Chief Executive
7 Officer and he gets to decide whether this desk is here or not.
8

9 Mayor Pro Tem De Smet: He's not the only one that has to decide that. That does not state that. I'm not going to
10 go back and forth with you. I appreciate your legal opinion. Counselors, I would say that the interpretation is 2-
11 2-1(B)(1), that the Mayor put into service an apparatus to which we control the all property, real and personal, of
12 this. And he went and put an apparatus, gave somebody off the street, again, control of an apparatus that was not
13 approved by this Council. We need to start governing within the law and to include an emergency like EMS.
14

15 Nann Winter-Legal Counsel: Mayor, Council, may I respectfully suggest that New Mexico Municipal League
16 would probably offer you a legal opinion on this. Don't take my word for it. I would suggest that maybe the
17 guidance should be to request the Municipal League to render a legal opinion on this. And they've done that
18 several times.
19

20 Mayor Pro Tem De Smet: So this is not just about taking a half a million dollar apparatus, but the fact that
21 money was able to be spent without Council approval. Therefore, we cannot verify any money was actually
22 spent for proper meds, licenses, anything. We have no idea what's on that rescue unit, what money was spent on
23 behalf of the Village, anything like that. It is our duty as Counselors to keep track of those funds. So I would just
24 defer to your opinions on what you all think is the interpretation of 2-2-1(B)(1).
25

26 Councilor Zamora: I can interpret it that way, as you stated.
27

28 Councilor Bruhn: As I did too.
29

30 Mayor Pro Tem De Smet: So I think we can all agree that in the future, one person cannot just write a piece of
31 paper to someone that he's directed to be EMS that was not approved by this Council that would be allowed to
32 just take off with an apparatus more times than not take off with it and not tell anybody where it is.
33

34 Councilor Zamora: I agree and I just like to reiterate what Nann was speaking about as far as working together. I
35 think it's, you know, we need to do that, but it's not a one leader. So I think we could do that and we would not
36 disagree with him making a decision as long as we knew about it. Because he's going to take our input or he's not
37 going to take our input. And so far, I haven't seen anything that we've requested or even mentioned, is even
38 thought about.
39

40 Mayor Pro Tem De Smet: Yeah, agreed.
41

42 Councilor Zamora: So I think, like I said, going back to what Nann said, we need to get there where we can work
43 together and not where it's the one leader.
44

45 Mayor Pro Tem De Smet: So what would be your guys' recommendation on how we get there then? How do we
46 get the Mayor to work with us as a Council and stick to State Law, stick to our Village ordinances, stick to State
47 Statute because communication is not working?
48

49 Councilor Bruhn: I don't have an answer to that, and I don't think we're going to get to an answer to that. But it's
50 out and open. Let's communicate with each other. Let's, you know, like I said, one of my questions right now is,
51 so Rescue 5 is sitting in the bay over there. It's got drugs. It's got the stuff on it. I don't know what all it's got on it
52 because we're not aware of what it had on it. But I know those licenses go with the person that holds them. So
53 are we talking to anybody to get that decommissioned for now and ready to recommission or what's going on
54 with that?
55
56

1 Emergency Meeting

2 03/05/2026 page 8

3
4 Nann Winter-Legal Counsel: Mayor, Councilor, I think that's a Mayor question, but there was an agenda item to
5 solicit for new EMS personnel that was that failed this evening so.

6 Councilor Bruhn: Well I know I know we only got a certain amount of days that that can sit there without a
7 license on it.

8
9 Nann Winter-Legal Counsel: Yes.

10
11 Councilor Bruhn: And so that's why I want to bring that that special meeting the workshop and try to get
12 everybody on here so we can make a decision on that.

13
14 Nann Winter-Legal Counsel: Right. But I mean you, you killed the solicitation to staff.

15
16 Councilor Bruhn: I would rather kill it than look like a fool when it don't work.

17
18 Nann Winter-Legal Counsel: Yeah. And I think I did recommend that you get all regional authorities together in
19 the same room. Region 1 has volunteered to come in and give you some models.

20
21 Councilor Bruhn: Yeah.

22
23 Nann Winter-Legal Counsel: Yeah.

24
25 Councilor Bruhn: I just want to make sure we're doing what we need to with Rescue 5 for now so that it's not an
26 issue down the road where all of a sudden we lost our certification and all that kind of stuff and start over again.

27
28 Mayor Pro Tem De Smet: Well, unfortunately, you didn't allow the little appointment of one person allowed that
29 to happen. So now that person is no longer here and his licenses go with him.

30
31 Resident Unknown: I suggest that you set a date for your workshop ASAP to get that taken care of. Now, set a
32 date and time.

33
34 Nann Winter-Legal Counsel: I just need to know how many motions we had (asking the Clerk).

35
36 Counselor Bruhn: We have to leave that up to the Clerk to set a date. Because she has to advertise it, she has to
37 get it out there, all that stuff.

38
39 Resident Unknown: You can suggest what you want.

40
41 Counselor Bruhn: Within the next two to three weeks. She needs 10 days for advertisement.

42
43 Resident Unknown: It's kind of the same way with IPRA's.

44
45 Resident Granzberg: No, those are 150 days.

46
47 Resident Unknown: I have a question. Isn't the EMS Coordinator position already on the website and has been
48 on the website? Why did you have it on the agenda tonight?

49
50 Mayor Pro Tem De Smet: I don't know. I didn't agree with it. Like I said, the EMS Coordinator position has been
51 posted for as long as I've been a Counselor.

52
53 Resident Unknown: And I understand that there's been people who have actually applied. I don't know they
54 haven't come before the Council or anything.

55
56 Mayor Pro Tem De Smet: I haven't, I don't know that.

1 Emergency Meeting

2 03/05/2026 page 9

3
4 Resident Unknown: Or is it only going to be given to one person if that one person applies then that'll be brought
5 to you?

6
7 Mayor Pro Tem De Smet: I, that's not a question for me I don't know how applications are turned in or how
8 they're handled.

9
10 Resident Unknown: When Ms. Winters said you guys just killed advertising the thing, we didn't, you've been
11 advertising for six months it's on the website right now look it up I'm shocked that the table over here doesn't
12 know that it's on the website and has been on the website, and people have applied.

13
14 Nann Winter-Legal Counsel: Mayor, Council, the resolution called for extensive Governing Body involvement
15 in the drafting of a new solicitation. It called for Fire personnel involvement in the drafting of the solicitation. It
16 called for interviews by the Governing Body of EMS personnel. That is something that is not currently embodied
17 in your law. So the resolution would have given you substantially more control over the position. Simply, it was
18 way more than just soliciting. It included, you know, things that ordinarily the Mayor would do. But it included,
19 again, your involvement in drafting the solicitation Fire personnel drafting, your involvement in interviews,
20 selection. It was pretty rigorous Governing Body, Council involvement. So completely different than your
21 current status quo.

22
23 Mayor Gillespie: Okay, so what I'm hearing is we can't do any action on this this evening. I don't, I leave it. So
24 we would be looking for a date for the workshop so that we can all get together and discuss this, which is what
25 the Governing Body would like, including myself.

26
27 Councilor Zamora: Yes.

28
29 Mayor Gillespie: Being a member of that same body.

30
31 Councilor Zamora: Yep.

32
33 Resident Unknown: When do the licenses expire? Just so you know, so you can request the workshop prior to
34 that so that you can get things done before the licenses disappear.

35
36 Mayor Gillespie: We do not know that this evening really.

37
38 Resident Unknown: Okay.

39
40 Mayor Gillespie: Okay. Continue, if you've got more that you're wanting to bring forward.

41
42 Mayor Pro Tem De Smet: Anybody else? So in an emergency meeting, you can talk about whatever you want to.
43 It does not have to be on the agenda. So if there's anything else that you guys want to bring up, now's the time, in
44 regards to the EMS.

45
46 Mayor Gillespie: Okay, it does have to, however, be an emergency.

47
48 Mayor Pro Tem De Smet: Again, you can talk about anything. And it has to constitute an emergency yes but it
49 doesn't have to be on this so if there's something else that you guys want to talk about now would be the time.

50
51 Councilor Bruhn: Like I said I just I want to get every all the entities involved so we get the best deals the best
52 the best for Bosque Farms, so like I said if we can get that date and get that set up and get everybody there.

53
54 Councilor Wood: And I would like the Treasurer to be there too. The Treasurer needs to be there so she can tell
55 us what we have.

56

1 Emergency Meeting

2 03/05/2026 page 10

3
4 Mayor Pro Tem De Smet: So Ms. Winters, who's going to send the directive to pull Rescue 5 out of service?

5
6 Nann Winter-Legal Counsel: I think that would have to come from the Mayor.

7
8 Mayor Pro Tem De Smet: When can we expect that?

9
10 Mayor Gillespie: Let me speak with Tommy first.

11
12 Nann Winter-Legal Counsel: There's no speaking with Tommy. We've selectively agreed that you need to pull
13 Rescue 5 out of service. A majority of Council has said that you need to pull Rescue 5 out of service. There's no
14 talking to anybody else, you just need to do it.

15
16 Resident Unknown: There was a motion and a second and then you voted, so please do that.

17 Nann Winter-Legal Counsel: Mayor, I think just visit with Mr. Sanchez about what language he needs, and then
18 go from there.

19
20 Mayor Gillespie: Okay, very good.

21
22 Mayor Pro Tem De Smet: Again, I'd like confirmation that your discussion with him is going to be pulling
23 Rescue 5 out of service.

24
25 Mayor Gillespie: That will be part of the discussion, yes.

26
27 Mayor Pro Tem De Smet: Okay, so by majority, can we all agree that we would like Rescue 5 pulled out of
28 service?

29
30 Councilor Bruhn: Yes.

31
32 Councilor Zamora: Yes.

33
34 Nann Winter-Legal Counsel: I think you already made that motion and it was seconded.

35
36 Councilor Bruhn: Yeah, it was just never got voted.

37
38 Mayor Pro Tem De Smet: There's no roll call.

39
40 Resident Unknown: There's no, yeah, there was no roll call.

41
42 Mayor Gillespie: Please call the roll.

43
44 Clerk Martinez: Councilor Wood.

45
46 Councilor Wood: Yes.

47
48 Clerk Martinez: Mayor Pro Tem De Smet.

49
50 Mayor Pro Tem De Smet: Yes.

51
52 Clerk Martinez: Councilor Bruhn.

53
54 Councilor Bruhn: Yes.

55
56 Clerk Martinez: Councilor Zamora.

1 Emergency Meeting

2 03/05/2026 page 11

3
4 Councilor Zamora: Yes.

5
6 Mayor Pro Tem De Smet: And before we adjourn, I would just like to make a statement that says, I don't like
7 this. I don't want to do special meetings. I don't want to do workshops. I don't want to do emergency meetings. I
8 am pleading with you Mayor, to please start communicating with us and please start putting things on the agenda
9 that we're asking. These are not things that... have any vindictive manner or anything with them. We just want to

10
11 push this Village forward and we are begging you to start communicating with us and to start putting things on
12 the agenda.

13
14 Nann Winter-Legal Counsel: Mayor, Council, a couple of matters relevant to the emergency meeting. First
15 thing, I think we had two motions and one, two motions and two roll calls, and I think one was to take the unit
16 out of service. What was the second motion?

17
18 Mayor Pro Tem De Smet: To get the Mayor to follow 3-11-6.

19
20 Nann Winter-Legal Counsel: Okay, to have the Mayor comply with the law.

21
22 Resident Unknown: Well, he said anybody in with purchasing power, anybody Director or above is what—

23
24 Councilor Zamora: Yes.

25
26 Nann Winter-Legal Counsel: Okay, and here's why I'm asking. So generally you have to have a, the Open
27 Meetings Act requires generally 24 hours notice of an emergency meeting, so we did not give notice. We are
28 taking notes. I do have to alert the Attorney General that we are, that we have the alert from the emergency
29 meeting and I have to report what action items were taken. So I think there were two action items. One appears
30 to be taking it out of service and one appears to be directing the Mayor to follow the law. Does that sound right?

31
32 Mayor Pro Tem De Smet: Yes.

33
34 Councilor Bruhn: Yes.

35
36 Councilor Zamora: Yes.

37
38 Nann Winter-Legal Counsel: Okay. And then at the Counselor's invitation, I am aware that there is that Peralta
39 has drafted an intergovernmental agreement. It's about a one or two page document for use of the unit. I've
40 looked at it. I just wanted to make sure you knew that I looked at it. My recommendation to you is if you go the
41 Peralta direction, that document needs to be modified to make sure that Peralta covers its own costs.

42 Councilor Bruhn: Is indemnifying you.

43
44 Nann Winter-Legal Counsel: Is indemnifying you for any harm that comes to the vehicle or humans that are
45 attached to the vehicle, that it's insured, they have to prove up insurance. You probably want to craft into that
46 agreement time about when the unit can be used by them, when it can be used by you. But if that's the direction
47 you want to go, I'm just saying that the draft document that I've seen was does not protect the Village. So-

48 Councilor Bruhn: That's where I'd ask for your assistance.

49
50 Nann Winter-Legal Counsel: Absolutely. I'd be glad to offer.

51
52 Mayor Pro Tem De Smet: If there's no more communication, then we can adjourn the meeting.

53
54 Councilor Bruhn: Hang on one second, the Mayor had an announcement that he said.

55
56 Mayor Pro Tem De Smet: Oh, I apologize.

Emergency Meeting
03/05/2026 page 12

Mayor Gillespie: Mayor Pro Tem you cannot adjourn the meeting. Okay, so I still have a document that I need to read into the record here. So on March 2nd, 2026, this was penned to Vernon Abeita, PO Box 9517, Tribal Road 37, Isleta, New Mexico, 87022. Dear Mr. Abeita, first as Mayor and Chief Executive Officer of this Village, I want to thank you for obtaining on the Village's behalf of New Mexico, the Emergency Medical Systems Bureau issued certificate for a certified medical rescue, transport capable, issued on February 2nd, 2026. As you know, the reissue of that certificate is of vital importance to health and well-being of this community. Given the issuance of this certificate and the Village's desire to solicit for a permanent EMS Director position, please consider this correspondence notice that your scope of work as the EMS Coordinator with the Village is completed, and any authority granted by my correspondence on August 1st, 2025 is terminated. On or before March 3rd, 2026, please give Clerk/Administrator Erica A. Martinez the following: any keys to the rescue unit or other vehicles, Village buildings, any and all access codes or passwords to EMS rooms within the Fire Department, medication cabinets or safes, any locked cabinet on the rescue unit. Of course, nothing in this letter precludes you from submitting a response to the Village's solicitation for an EMS Director. Please acknowledge your understanding of this correspondence by signing below and returning this letter to Ms. Martinez. My signature followed by Vernon's signature in that document. So the statements of off the street, any old whatever, this is a highly credentialed individual.

Mayor Pro Tem De Smet: We would have known that if you would have brought it to the Council.

Mayor Gillespie: You all knew exactly who that was.

Mayor Pro Tem De Smet: No, we didn't.

Mayor Gillespie: And he was there for a specific purpose, because I did not get it done otherwise.

Mayor Pro Tem De Smet: Again, this is why I called this meeting. This is exactly why I-

Mayor Gillespie: Regardless, this is now in the record, and this meeting is now adjourned.

Mayor Pro Tem De Smet: Thank you.

6. ADJOURNMENT

Mayor Gillespie adjourned the meeting at **8:15** PM.

TIME AND PLACE OF NEXT MEETING

THE NEXT MEETING OF THE VILLAGE OF BOSQUE FARMS GOVERNING BODY
WILL BE HELD ON THURSDAY, MARCH 19, 2026.

PASSED, APPROVED AND ADOPTED THIS ____TH DAY OF MARCH 2026

Chris Gillespie, Mayor

(SEAL)

ATTEST:

Erica A. Martinez, Clerk/Administrator

1 Special Meeting
2 03/09/2026, page 2
3

4
5 ATTEST:
6

7
8
9
10 Erica A. Martinez, Clerk/Administrator
11

DRAFT

1 COUNCIL OF THE VILLAGE OF BOSQUE FARMS, NM
2 MINUTES OF THE WORKSHOP
3 MARCH 9, 2026
4

5 **1. CALL TO ORDER**
6

7 Mayor Gillespie called the meeting to order at 1:14 p.m.
8

9 **2. ROLL CALL OF GOVERNING BODY**
10

11 Present were Mayor Chris Gillespie, Councilor Ronita Wood, Mayor Pro Tem Erica De Smet,
12 Councilor James Bruhn, and Councilor Manuel Zamora. Quorum present.
13

14 **3. PLEDGE OF ALLEGIANCE**
15

16 Items discussed were funding priorities and developments for the Wastewater Treatment
17 Facility.
18

19 Workshop concluded and no action was taken.
20

21 **4. ADJOURNMENT**
22

23 Mayor Gillespie adjourned the meeting at 3:21 p.m.
24

25 **PASSED, APPROVED AND ADOPTED THIS 31TH DAY OF MARCH 2026**
26
27

28
29 _____
30 Chris Gillespie, Mayor
31

32 (SEAL)
33
34
35
36

37 **ATTEST:**
38
39
40
41

42 _____
43 Erica A. Martinez, Clerk/Administrator

Section 4-1. Fire Department

[HISTORY: Adopted by the Mayor and Council of the Village of Bosque Farms as Sec. 4-1 of the 1980 Code, as amended 2-18-1993. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Fireworks — See Sec. 5-5.

False alarms — See Sec. 7-1, § 7-1-17.

Open burning — See Sec. 11-3.

§ 4-1-1. Creation and composition.

The Fire Department is the Bosque Farms Volunteer Fire Department, which shall consist of a Chief, Assistant Chief, and as many firefighters as may be deemed necessary from time to time by the Chief.

§ 4-1-2. Rules and regulations.

The Fire Department shall be operated and managed in accordance with such departmental rules and regulations as may be adopted by the Fire Department officers and approved by the Council, and not previously provided for in this Section 4-1. All departmental rules and regulations adopted by the Fire Department shall not be inconsistent with the rules and regulations relating to the Fire Protection Act issued by the State Fire Marshal. The Fire Department shall provide the governing body with Fire Department rules and regulations and any changes thereto for adoption and approval.

§ 4-1-3. Fire Chief.

- A. The Chief of the Fire Department shall be selected at an election by a two-thirds majority of the members of the Department whenever a vacancy occurs. The name of the person selected shall be submitted to the Mayor for recommendation to the Council for its confirmation (which requires a majority approval). An indefinite number of terms shall be allowed. Removal of the Fire Chief from office shall be accomplished by:
 - (1) A recommendation by the Mayor to the Council for removal for misconduct, malfeasance, or criminal activity.
 - (2) A petition signed by a two-thirds majority of the members of the Department submitted to the Mayor for recommendation to the Council for its approval. The Mayor shall then call for and preside over an election to select a successor.
- B. The Fire Chief shall:
 - (1) Be accountable to the Mayor for the personnel, morale, and general efficiency of the Department.
 - (2) Direct the operations of the Fire Department, subject to the rules and regulations thereof.
 - (3) Supervise the manner of handling fires personally whenever possible in order to minimize injury to persons and damage to property. During the progress of a fire, the authority of the Fire

Chief in all matters connected with the management or direction thereof, or the disposition of property endangered by it, shall be absolute. All orders issued by him on such occasions shall be respected, and any firefighter or citizen refusing to obey the same is guilty of a misdemeanor.

- (4) Conduct suitable drills or instruction in the operation and handling of equipment, first aid and rescue work, salvage, pre-fire planning and fire prevention, establishment of fire zones, water supplies and all other matters generally considered essential to adequate fire protection and safety of life and property from loss by fire.
- (5) Assist the proper authorities in suppressing the crime of arson by investigating or causing to be investigated the cause, origin, and circumstances of all fires.
- (6) Inspect buildings and premises and serve written notice upon the owner or occupant to abate, within a specified time, any and all fire hazards that may be found. For the purpose of conducting such inspection, the Chief or Fire Prevention Officer may enter any and all buildings and premises within the municipality at any reasonable hour. Any person served with a notice to abate any fire hazard shall comply therewith and promptly notify the Chief of the remedial measures taken.
- (7) Keep complete records of all fires, inspections, apparatus and equipment, personnel, and other information concerning operations of the Department. He shall furnish the Council with such information as may be requested, and his records shall be open to public inspection at all reasonable times.
- (8) Make a complete annual report, in writing, to the Council within one month after the close of the fiscal year, such report to include the information specified in Subsection **B(7)** above, and any additions to the rules and regulations requiring Council approval, together with comparative experience data for previous years with recommendations for improving the effectiveness of the Department.
- (9) Demote, dismiss, or expel any officer or member of the Department for neglect or refusal to perform departmental duties, subject to the right of any members so demoted, dismissed, or expelled to appeal to the Council, or as provided by personnel rules and regulations.
- (10) Enforce or cause to be enforced all ordinances, laws and regulations of the Village and state, insofar as they pertain to fire and safety.
- (11) Appoint an Assistant Chief and other officers from the membership of the Department as deemed necessary by the Chief.

§ 4-1-4. Firefighters; insignia for personal vehicles.

A roster of firefighters shall be maintained by the Fire Chief, chosen among applicants of able-bodied citizens residing within the Village limits. Property owners whose business activities are within the confines of the Village limits will be given preference. The firefighters shall be subject to supervision by the Fire Chief and other Fire Department officers, and shall be accountable thereto. Each member of the Department driving a privately owned vehicle to the scene of an incident or to the fire station shall have an issued insignia attached to the vehicle.

§ 4-1-5. Authorized entry on property.

It shall be lawful for any firefighters acting under the direction of the Chief or another officer in command to enter upon the premises adjacent to or in the vicinity of any building or other property that is on fire, for the purpose of extinguishing such fire, and no person shall hinder, resist or obstruct any firefighter in the discharge of his duty as hereinbefore provided.

§ 4-1-6. Equipment.

The Department shall be equipped with such apparatus and other equipment as may be required from time to time to maintain its efficiency and provide adequate fire protection. All equipment of the Department shall be safely and conveniently housed in such a place or places as may be designated by the Council. No person shall use any fire apparatus or equipment for any private purpose, nor shall any person willfully take away or conceal any article used in any way by the Department. No person shall enter any place where fire apparatus is housed or handle any apparatus or equipment belonging to the Department unless accompanied by, or having special permission of, an officer or authorized member of the Department.

§ 4-1-7. Equipment purchases.

Recommendations for acquisition of necessary equipment and facilities shall be made by the Fire Chief; and shall be purchased in accordance with the State Fire Marshal's rules and regulations relating to the Fire Protection Fund Act and to the Procurement Code (NMSA 1978, § 12-1-28 et seq.). Acquisition of all equipment and facilities shall be made only with prior approval of the governing body of the Village of Bosque Farms.

[1] *Editor's Note: Amended at time of adoption of Code (see Section 1-1).*

§ 4-1-8. Fire protection outside Village.

The Village is hereby authorized to enter into mutual aid agreements outside the Village limits. The members of the Fire Department are authorized to render fire-fighting service to communities, organizations, owners or occupants of premises outside the corporate limits of the Village; such service shall only be rendered subject to the terms of the agreement or contract entered into by the Village.

§ 4-1-9. Emergency vehicles.

The driver of an authorized emergency vehicle shall operate such vehicle pursuant to NMSA 1978, § 66-7-6.

§ 4-1-10. Fire alarms.

Suitable alarm systems, arrangements or equipment shall be provided for use in turning in an alarm, and for alerting Department members to report to duty stations. It is unlawful for any person to maliciously turn in or cause to be turned in a false alarm, as set forth in § 7-1-17 of the Village Code. The Fire Chief shall provide necessary information to the public for procedures to turn in an alarm.

[1] *Editor's Note: Amended at time of adoption of Code (see Section 1-1).*

Per 3-11-3, 3-11-6

§ 2-1-2 Duties.

A. The Mayor shall preside over all meetings of the Council, ~~shall constitute a member of the governing body for purposes of determining whether a quorum exists, and shall vote only when there is a tie vote. The mayor is vested with the authority to break a tie vote in all circumstances, including matters requiring an affirmative vote of a supermajority of members of the governing body. A member of a governing body presiding as the mayor pro tem shall retain the ability to vote as a member of the governing body but shall not vote as a mayor in the event of a tie vote as provided pursuant to Subsection B of NMSA Section 3-11-3.~~

B. As the chief executive officer of the municipality, the Mayor shall:

- (1) ~~Cause Enforce~~ the ordinances and regulations of the municipality ~~to be obeyed;~~
- (2) Exercise, within the municipality, ~~powers conferred upon sheriffs of counties~~ the authority, indirectly through the use of police personnel, to suppress disorders and keep the peace; and
- (3) Perform other duties, compatible with the office, ~~which that~~ the governing body may require, ~~or which may be otherwise required by law provided that such performance is in accordance with state law.~~
- (4) ~~Only the mayor shall: (1) supervise the employees of the municipality; (2) examine the grounds of reasonable complaint made against any employee; and (3) cause any violations or neglect of the employees' duties to be corrected promptly or reported to the proper authority for correction and punishment.~~

§ 2-1-4Vacancy.

In the event of death, disability, resignation or change of residence from the municipality of the Mayor, the Council shall appoint ~~by majority vote~~ a qualified elector to fill the vacancy ~~for the unexpired term of office~~ of the office of mayor by a majority vote of the members of the governing body that are present provided that:

A. ~~the governing body shall vote at the next meeting immediately following the vacancy to fill the vacancy if the vacancy has not been filled within fifteen days after the vacancy occurred; and provided further that so long as the vacancy remains unfilled, the item shall be included on each subsequent governing body meeting agenda until the vacancy is filled;~~

B. ~~the qualified elector appointed to fill the vacancy shall serve until the next regular local election or municipal officer election, whichever is applicable, when a qualified elector shall be elected to fill the remaining unexpired term, if any; and~~

C. ~~a resigning mayor shall not select a nominee or be involved in the appointment of a successor to fill a vacancy in the office of mayor.~~

Per 3-12-1, 3-12-3

§ 2-2-1 Membership; qualifications; powers and duties; vacancies; oath of office.

The legislative branch of the municipality shall consist of a Council of four Councilors to be elected at large for staggered terms of four years, with terms of 1/2 of the Councilors expiring at the end of one two-year period and the terms of the other Councilors expiring at the end of the following two-year period.

A. Qualifications. Each member of the Council shall be a resident of the municipality and a qualified elector thereof. If any Councilor moves from or becomes a nonresident of the municipality during his or her term of office, he or she shall be deemed to have vacated his or her office upon the adoption by the Council of a resolution declaring such vacancy to exist.

B. Power and duties. The corporate authority of the municipality shall be vested in the Council, which shall possess all powers granted by law, or other municipal powers not conferred by law or ordinance on another officer of the municipality. The Council shall:

(1) Manage and control the finances and all property, real and personal, belonging to the municipality;

(2) Determine the time and place of holding its meetings, which shall be open to the public;

(3) Determine **and adopt** the rules of its own proceedings **at an organizational meeting**;

(4) Keep minutes of its proceedings, which shall be open to examination by any citizen;

(5) Adopt rules and regulations necessary to effect the powers granted municipalities;

(6) Prescribe the compensation and fees to be paid municipal officers and employees; and

(7) Prescribe the powers and duties of those officers whose terms of office or powers and duties are not defined by law, and impose additional powers and duties upon those officers whose powers and duties are prescribed by law.

C. Vacancies. In case of ~~death, resignation, vacation or removal for cause~~ a vacancy of any ~~member of~~ the Council during his or her term of office, the Mayor, with the advice, ~~and the consent and a majority vote of the members of the Council that are present,~~ shall appoint a qualified elector of the municipality to fill the vacancy until the next regular municipal election, at which time a qualified elector shall be elected to fill the remaining unexpired term, if any, ~~provided that the governing body shall vote at the next meeting immediately following the vacancy to fill the vacancy if the vacancy has not been filled within fifteen days after the vacancy occurred; and provided further that so long as the vacancy remains unfilled, the item shall be included on each subsequent governing body meeting agenda until the vacancy is filled.~~

Per 3-11-5, 3-12-2, 3-12-3

§ 2-2-2 Procedure. [Amended 5-2002]

The following shall be observed:

A. General.

(1) Regular meetings. The governing body shall hold its regular meetings at such time and public places as it designates and deems necessary to conduct the business of the Village. These meetings shall follow a regular schedule whenever possible. Notice of these meetings shall be in accordance with ~~Resolution No. 1 of the Village Council~~the ~~Open Meetings Act.~~

(2) Organizational meeting. ~~After each regular local election or municipal officer election, the governing body shall hold an organizational meeting no earlier than fifteen days but no later than twenty-one days after the newly elected officials begin their terms. Such a meeting may constitute a special meeting or a regular meeting of the governing body~~

(3) Special meetings. The Mayor, or a majority of the members of the Council, may call special meetings by notice to each member of the Council, personally served, or left at his or her usual place of residence, and with public notice given in accordance with ~~Resolution No. 1 of the Village Council~~the ~~Open Meetings Act.~~

(43) Quorum. A quorum is necessary for the governing body to conduct business. A quorum is a simple majority of all the members of the governing body (i.e., three of five members). A majority of those present may act on behalf of the municipality, except that certain actions require a majority or more of the entire governing body, such as the passage of ordinances or resolutions or personnel removal. If only four members of the governing body are present, tie votes may occur on some actions. Such actions shall be automatically tabled until such time as the entire governing body is present.

(54) Agenda. All reports, communications, ordinances, resolutions, contracts, documents, or other matters to be submitted to the governing body shall be delivered to the Clerk at least nine days prior to each meeting, whereupon the Clerk shall immediately arrange a list of such matters according to the order of business. Each Councilor, the Mayor, and Village Attorney will be furnished with a copy of the order of business, together with a copy of the minutes of the last meeting prior to the Council meeting and as far in advance of the meeting as time for preparation will permit. Additional items may be added to the agenda by majority consent of the members of the governing body.

(6) Recusal. A member of a governing body shall recuse the member's self from a vote only when a true or perceived conflict of interest exists regarding an item currently being deliberated by the governing body. Upon the recusal at such meeting, the governing body member shall state the conflict of interest on the record and then leave the meeting room until deliberation on that item has concluded. A recusal or abstention of a governing body member is counted as a vote neither for nor against a question before the governing body.