



**City of Rio Communities Library Board Meeting**  
**City Council Chambers - 360 Rio Communities Blvd**  
**Rio Communities, NM 87002**  
**Wednesday, January 04, 2023 5:30 PM**  
**Minutes**

*Please silence all electronic devices.*

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**Call to Order**

- Chairman Caldwell called the library board meeting to order at 5:31pm.

**Pledge of Allegiance**

- Chairman Caldwell led the Pledge allegiance.

**Roll Call**

- PRESENT Chairman Bobby Caldwell, Vice Chair Merita Wilson, Secretary Lisa Tabet-Chavez, Member Rita White, Member Lisa La mana, Member Deborah Benavidez (zoom).
  - Present: City Manager Dr. Martin Moore, Deputy Clerk Lalena Aragon, City Attorney Randy Van Vleck.

**Approval of Agenda**

- Motion made by Vice Chair Marita Wilson to approve the agenda as written. Seconded by Secretary Lisa Tabet-Chavez. With a unanimous vote the library board agenda was approved as written.

**Approval of minutes for Special Library Board meeting 9/21/22 Regular Library Board meeting 11/2/22 & 12/07/22**

- Motion made by Secretary Lisa Tabet Chaves to approve the minutes as written for Special Library Board meeting 9/21/22 and Regular Library Board meeting 11/02/22 & 12/07/22. Seconded by member Lisa La Mana. With a unanimous vote the minutes were approved as written.

**Discussion - Meet with attorney to explain MOU vs MOA (Memorandum of Understanding VS. Memorandum of Agreement)**

- Manager Dr. Moore introduced the Attorney.
- Attorney Van Vleck explained the difference of MOA and a MOU to the commission.
- Chairman Caldwell asked what one is more legally binding.
- Attorney Van Vleck explained if you would want it to be legally binding then you would go with agreement that is basically a contract and explained what a contract was.
- Chairman Caldwell asked so a MOU is an agreement that can be walked away from by any party without the need to go to a legal remedy.
- Attorney Van Vleck explained that it is a classic MOU a mutual expectation of the parties' which allows either party to walk away without any penalty, sanctions, or consequences. The discussion continued.
- Chairman Caldwell asked so either one would give good guidance.
- Secretary Tabet Chavez asked if we have a volunteer that does something criminal what could we do.

- Attorney Van Vleck explained they would be prosecuted. The discussion continued.
  - Attorney Van Vleck explained that they are going to assist in fundraising and things like that so that in that case I wouldn't really be untoward because they are not going to be in the facility. The discussion continued.
  - Chairman Caldwell asked can we go through the trial from the Amigos to the board to the City Council.
  - Manager Dr. Moore explained the basic trail you make recommendations to the City Council for example you worked on the library procedures you vote on it and with a recommendation it gets moved to City Council and they have it and then Council votes and decides on it. The discussion continued.
  - Vice Chair Wilson talked about the Belen friends and that the president of the friends attends the Board meetings. She further explained that the Belen friends donate to other programs and to whatever the library needs of course.
  - Chairman Caldwell said that every organization will have their tweaks to suite the needs better for them. I do appreciate all the information you have from this experience from the working with them.
  - Attorney Van Vleck said the beauty is that you have two different boards that can go out for different kind of grants and raising money from two different angles.
  - Attorney Van Vleck continued to explain some ideas that the friends can do.
  - Secretary Tabet Chavez said I think it would be better to do a MOU. I don't think we need to be so aggressive. The commission agreed.
  - Chairman Caldwell said for the recorded most of the commission agreed to go with MOU.
  - Manager Dr. Moore explained that if that is the case, we will have a rough draft of the MOU at the next meeting.
- **Public Comment:** There were no public comments.

#### **General Board Discussion/Future Agenda Items**

- Manager Dr. Moore explained that one other thing that needs to be brought up is the re election of the Board on the agenda.
- Attorney Van Vleck talked about the open meeting act next on the agenda. The discussion continued about the open meeting act.
- Chairman Caldwell said agenda items should maybe us getting a list of what to do what we can do or like to do for the kid's spring break summer break. Maybe we can come up with five activities and go over them.
- Manager Dr. Moore explained that they have some general funds that needs to be spent that can help with some of the activities.
- Vice Chairman Wilson said she would get some information on the state board.

#### **Adjourn**

- Motion to adjourn made by Secretary Tabet-Chavez, Seconded by Vice Chair Wilson. With a unanimous vote the library board was adjourned at 6:11pm.

Respectfully submitted,

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Elizabeth F. Adair, Municipal Clerk  
(Taken and Transcribed by Lalena Aragon, (Deputy Clerk)

Date: \_\_\_\_\_

Approved:

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Bobby Caldwell, Chairman

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Merita Wilson, Vice Chairman

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Lisa Tabet-Chavez, Secretary

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Debra Benavidez

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Lisa LaManna

\_\_\_\_\_  
Rita White

DRAFT