

informed the Council as to the particulars of this request. Mr. Fitzgerald explained the background regarding this request and that he just wanted to be able to use the property as part of his backyard, as well as keep it clean and tidy. Ms. Muncrief said she wasn't really an opponent, however, just a concerned citizen making sure that several issues had been discussed regarding this vacation. First, she mentioned that drainage ditch is small, but it drains a large area and she wanted the Town to retain control of the drainage. She said that the area is an access from D Street to E Street by people who walk and asked if that path was on the Fitzgerald property. Mr. Fitzgerald said it was not. Councilor Clauss made a motion to adopt Resolution 2005-07, which was seconded by Councilor May and passed unanimously.

Councilor Clauss said that he heard that the San Vicente property that the Town was thinking about purchasing back in December had a new owner and that the new owner wished to work with the Town and the Trails and Open Spaces staff.

ADJOURNMENT—At 8:47 a.m., Councilor Clauss made a motion to hold **EXECUTIVE SESSION** pursuant to NMSA 1978 10-15-1 (H)(2) to discuss Limited Personnel Matters—Town Manager's Contract and (H)(8) to discuss Water Rights—negotiation of water contract. Councilor Ward seconded the motion. The Council agreed that only the items in the motion would be discussed and that no decisions would be made. If decisions needed to be made, the item would be placed on the next meeting agenda. The Council was polled with the following results: Councilor Ward—aye, Councilor Clauss—aye, Councilor Nupp—aye and Councilor May—aye.


Terry Fortenberry, Mayor

Attest:


Jane Toomajanian, Town Clerk