

**MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – OCTOBER 16, 2013 @ 6:30 P.M.
EDGEWOOD COMMUNITY CENTER - #27 E. FRONTAGE ROAD**

• **CALL TO ORDER.**

Mayor Hill called the meeting to order at 6:30 PM.

Councilors Present: Chuck Ring, Sherry Abraham, John Abrams.

Councilor Not Present: Rita-Loy Simmons.

Also present was Mr. Charles Rennick, Town Attorney, and Ms. Estefanie Muller, Clerk-Treasurer.

• **PLEDGE OF ALLEGIANCE.**

1. APPROVAL OF AGENDA.

MOTION: Councilor Abrams made a motion to approve the Agenda and postpone Item 8 to a future date. Councilor Ring Seconded the Motion.

VOTE: Councilor Abraham voted aye. Councilor Ring voted aye. Councilor Abrams voted aye. The motion carried.

2. APPROVAL OF CONSENT AGENDA.

A. Approval of the Regular Council Meeting Minutes of October 2, 2013.

B. Planning & Zoning Commission Meeting Minutes of October 1, 2013 was cancelled due to lack of a quorum.

C. Acknowledge Receipt of the Police Department Report for the month of September, 2013.

D. Acknowledge Receipt of the Animal Control Report for the month of September, 2013.

E. Acknowledge Receipt of the Library Board Minutes and Report for the month of September, 2013.

MOTION: Councilor Abraham made a motion to approve the Consent Agenda. Councilor Ring seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Ring voted aye. Councilor Abraham voted aye. The motion carried.

3. MATTERS FROM THE MAYOR.

A. Traffic Speed Limit Review.

Mayor Hill discussed the traffic speed limits. There is a process under the traffic code that allows for change in our speed limits and feels there are a few roads that should be looked at.

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He asked for a consensus from Council if they have a desire to undertake this endeavor and have as an agenda item at the next meeting, to specifically identify which roads should be considered. Councilor Ring suggested asking the Police Chief for his input.

B. Signs.

Mayor Hill discussed the proliferation of random, temporary signs in our roadways attached to poles and such things. It has become something that has gotten out of control and needs to be taken care of. Upon reviewing the sign ordinance today, Mayor Hill stated there is a lot of vagueness to it and feels that the Sign Ordinance should be looked at again to get better definitions and clarifications in the language. He stated that signs on posts are clearly a violation of the Ordinance and stated that these be taken down. Notice is to be given and then remove them with in a set amount of time. Signs within 18 inches of a curb in the right-of-way are also in violation. Temporary signs are also a violation and the Town of Edgewood will notify businesses that are in violation of the Ordinance and ask they have those removed within a certain amount of time.

At this time Councilor Simmons was present.

Councilor Ring stated he would give two weeks' notice and also publish it on the website. Councilor Abrahams stated she would give a week to two weeks' notice. Mayor Hill suggested ten days and is having signs that are in clear violation removed as he feels they are a hazard. The Town will work with the business community. The Ordinance does allow removal of those signs and hold them for 30 days at which point the business owner may come and pick up their signs. The Town will follow procedure under the Ordinances.

C. Sewer.

Mayor Hill stated the Town has had some serious problems with the functioning of the sewer plant and wanted to give warning there would be upcoming expenses that would run around \$100,000. There are some design flaws in the way the plant works and some issues that are local that need to be addressed. He discussed expenses of \$16,000 for pumping that was a temporary fix. A new module of membrane cartridges has been ordered for the system of approximately \$28,000. Mayor Hill explained the process. Technicians from the manufacturer were brought in to evaluate and consult on the system and then explain the technology so that the Town could better understand the situation. At this time the budget can cover these expenses.

4. MATTERS FROM THE COUNCILORS and/or ANNOUNCEMENTS.

Councilor Simmons inquired when the Fire Department Wet Down was going to take place. Mayor Hill replied on Friday October 25, 2013 from 4:00 p.m. – 6:00 p.m. The Mayor will not be able to attend. Councilor Simmons also complimented the Pipeline Company on the job they are doing. Councilor Abraham stated that she is working with the Route 66 Art Alliance and their next meeting is scheduled for October 23rd and they are still looking for local artists. Councilor Ring complimented the EMT's on the call to his home, they did a great job, were very caring and professional. Councilor Abrams is still pursuing the Department of Health statistics; he hasn't been able to get them yet.

5. MATTERS FROM THE ATTORNEY.

A. Infill Annexation.

Mr. Rennick stated after accepting the case and hearing arguments, the Supreme Court decided they didn't want to hear the case and remanded it back to the Boundary Commission. The Town of Edgewood will have to submit a new application. Mayor Hill stated there were errors on both sides and this gives the Town of Edgewood the opportunity to clean it up, and get it through again. Mayor Hill stated the Governing Body needs to think about this and what they would like to do. Mayor Hill feels the Town needs to look at the scope of the annexation and the roads that are owned by Santa Fe County. Chief Radosevich agrees there is a need to provide service to those areas as Santa Fe County needs help. The Hold Harmless and the population factor, should the Town of Edgewood's population increase by 2000 residents brings us closer to the 10,000 number which can have a significant economic impact on the community. This is part of the consideration that was not there before. Mayor Hill would like to have public input and not delay too long. Councilor Simmons would like to have a very clear understanding with what the boundary commission is charged with because basically it boiled down to sewer and water, which the Town cannot deliver. The Mayor stated that was an error on their part and Mr. Rael did as good a job on this as he possibly could and feels badly that we did not prevail. There are no legal fees to the Town of Edgewood. The Council discussed the issue further.

6. PUBLIC COMMENTS OF GENERAL MATTERS.

Ms. Susan Simon asked where the Town stands on the Bond issues, both for the Road and Animal Shelter. Mayor Hill stated he met with Mr. Paul Cassidy and Ms. Muller is working with him to put all the pieces in place and that there would be an agenda item at next council meeting to specifically identify the roads. In regard to the Animal Control facility he feels that the Town pretty well has a sense of what we want and where we want it. We know how much bonding capacity we have, and we are anticipating a bond issue of around \$600,000, and we also anticipate there will be additional costs that we should be able to cover out of the general fund. Ms. Simon offered the help of the Non-Profit to do a "Vote Yes" campaign for the bond issue.

7. SANTA FE COUNTY TREASURER'S OFFICE PRESENTATION - Mr. Patrick Barela and Mr. Eric Lujan.

Mr. Barela stated they are here to inform the Town that the County Treasurer's Office would be here in Edgewood to collect taxes four times during the tax season, so people would not have to drive to Santa Fe to pay their taxes, thus fulfilling the promise he made while he was running for office. Starting in November they will be at the Edgewood satellite office from 10:00 a.m. to 4:00 p.m. The County will not be able to collect cash but can take checks, money orders, credit cards or cashier's checks. Councilor Abraham asked if there would be the ability to file "Head of Household" or "Veteran" exemptions. Mr. Barela stated this needs to be done at the Assessor's office, but he will be putting information on the website and have the information to give out at the satellite offices. Mayor Hill thanked him for doing this and also stated that is a great recognition of the needs of the citizens of Santa Fe County.

8. 1st CHOICE PRESENTATION – Mayor Hill.

This item was postponed to a future date.

9. PUBLIC NOTICE OF INTENT TO ADOPT.

Legislative Procedure: Certification that Public Notice of this Meeting has been posted as required:

Ms. Muller certified that public notice had been posted as required.

A. Ordinance No. 2013-03, an Ordinance Adopting the New Mexico Uniform Traffic Ordinance by Reference.

Mayor Hill reviewed this item stating that it was straight forward, and this will be adopted by reference.

MOTION: Councilor Abrams made a motion to approve Ordinance No. 2013-03, The Ordinance Adopting New Mexico Uniform Traffic Ordinance by Reference. Councilor Simmons seconded the motion.

There was no Public Comment so the Mayor called for a vote.

VOTE: Councilor Abrams voted aye. Councilor Ring voted aye. Councilor Abraham voted aye. Councilor Simmons voted aye. The motion carried.

10. MATTERS FROM THE ADMINISTRATOR/PLANNER.

A. Approval of Lease Agreement for the Library Facility.

Mr. Rennick stated he had reviewed the agreement and requested that in Section 33, entitled "Security Deposit" he requested the language from the 2012 agreement be added back that states: "Reasonable wear and tear is not considered damage for purposes of this Section".

MOTION: Councilor Ring made a motion to approve the Lease Agreement. Councilor Simmons seconded the motion.

Councilor Ring stated that it is costing \$55,000 per year and the Town needs to let someone else have that space as soon as possible. Mayor Hill stated that we plan to transition over the next few years. He anticipates over a reasonable amount of time the Town should be able to transition into a Town owned facility. Councilor Simmons pointed out that it is a one year lease so we have the option to move forward when possible.

VOTE: Councilor Simmons voted aye. Councilor Abraham voted aye. Councilor Ring voted aye. Councilor Abrams voted aye. The motion carried.

B. Approval to hire Austin Jurish as Part-Time Landscaping, Maintenance, Custodial Worker.

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Mayor Hill introduced Mr. Austin Jurish to the Council. Mayor Hill asked for approval to hire Mr. Jurish for the position of Part-Time Landscaping, Maintenance, Custodial Worker.

MOTION: Councilor Ring made a motion to approve Mr. Jurish for the position of Part-Time Landscaping, Maintenance, Custodial Worker; for discussion. Councilor Abrams seconded the motion.

Councilor Ring inquired about a job description. Ms. Muller stated there is a job description that has been approved. Mayor Hill stated that because the Town has the Equestrian Center to maintain for Santa Fe County it is utilizing existing staff to take care of it. There is a need for someone to assist Mr. Williams and we may be coming soon with a request to make this a full time position. Councilor Simmons wondered where he would fall under the flow chart. Mr. Williams will be supervising Mr. Jurish.

MOTION: Councilor Ring made a motion to approve Mr. Jurish for the position of Part-Time Landscaping, Maintenance, Custodial Worker. Councilor Simmons seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Ring voted aye. Councilor Abraham voted aye. Councilor Simmons voted aye. The motion carried.

11. APPROVAL OF THE FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER, 2013.

Mayor Hill reviewed the Gross Receipts Tax chart and stated that there was a \$30,000 increase over October of the previous year and a \$6,000 increase in the Construction GRT'S and Retail is strong as well.

MOTION: Councilor Simmons made a motion to approve the Financial Report for the month of September 2013. Councilor Ring seconded the motion.

VOTE: Councilor Abrams voted aye. Councilor Ring voted aye. Councilor Abraham voted aye. Councilor Simmons voted aye. The motion carried.

12. ANNOUNCEMENTS and/or CALENDAR REVIEW.

A. Regular Council Meeting – November 6, 2013 @ 6:30 P.M.

B. Regular Council Meeting – November 20, 2013 @ 6:30 P.M.

C. Infrastructure Conference – Albuquerque, NM – October 22-24, 2013.

NOTE: The Town Hall Offices will be closed November 11, 2013 in observance of Veteran's Day.

13. CLOSED SESSION.

As per motion and roll call vote, pursuant to NMSA 1978, 10-15-1 (H)(7) the following will be discussed in Closed Session.

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A. Pending Litigation

Mayor Hill stated this item should be Personnel Matters and will be on the next Agenda.

14. FUTURE AGENDA ITEMS.

A. Closed Session, Personnel.

B. Election Resolutions.

C. Moratorium on Annexations.

15. ADJOURN.

MOTION: Councilor Simmons made a motion to adjourn the meeting. Councilor Ring seconded the motion.

VOTE: All Councilors voted aye.

Mayor Hill adjourned the meeting at 7:25 PM.

PASSED, APPROVED and ADOPTED this 6th day of NOVEMBER, 2013.

Brad E. Hill, Mayor

ATTEST:

Estefanie B. Muller, CMC, Clerk-Treasurer