

**MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING - DECEMBER 20, 2017 @ 6:30 P.M.
EDGEWOOD COMMUNITY CENTER - 27 E. FRONTAGE ROAD**

CALL TO ORDER.

Mayor Bassett called the meeting to order at 6:30 p.m.

Councilors Present: Linda Holle, John Abrams, Sherry Abraham, and Rita Loy Simmons.

Also Present: Clerk/Treasurer Juan Torres, Attorney Randy Autio, Deputy Clerk Carla Salazar, and Staff Rebecca Sanchez.

PLEDGE OF ALLEGIANCE.

I. APPROVAL OF AGENDA.

MOTION: Councilor Abrams made a motion to approve the Agenda.
Councilor Simmons seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

Councilor Abraham requested the current and future Financial Reports not be placed on the Consent Agenda.

There was a discussion between members of the Governing Body on how they felt about the Financial Report being placed on the Consent Agenda. No consensus was reached.

II. CONSENT AGENDA.

- A. Town Council Meeting Minutes for December 6, 2017
- B. Edgewood Police Report for the month of November 2017
- C. Financial Report for the month of October 2017

MOTION: Councilor Abrams made a motion to approve the Consent Agenda withholding Item C the Financial Report.
Councilor Abraham seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

- D. Financial Report for the month of October 2017

Councilor Abraham asked about payments made to Bohannon Huston Inc. specifically the payments for the Edgewood Dinkle Survey and the Edgewood DMP and what they were for.

Ms. Salazar answered that the payment for the Edgewood DMP was the Drainage Master Plan which Bohannon Huston is working on.

Mr. Torres answered that the work Bohannon Huston did for the Edgewood Dinkle Survey was necessary to verify the easements for the Rainbow Rd. construction project.

Mr. Torres then asked the members of the Governing Body to turn their attention to the GRT Distribution compared to last year and gave a quick review of those numbers.

Councilor Simmons asked if the Town could pay the Edgewood Chamber of Commerce the additional funds budgeted for them.

Mr. Torres answered that the funds are in the budget and that the difference was that the membership purchased this year was not the same as the one budgeted for.

MOTION: Councilor Abrams made a motion to approve the Financial Report for the month of October 2017.

Councilor Abraham seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

III. DISCUSSION ITEMS:

A. Public Speaker: Judge Donna Bevacqua-Young

Judge Donna Bevacqua-Young introduced herself to the members of the Governing Body and others in attendance. She is currently a Santa Fe County Magistrate Judge and one of three candidates running for Santa Fe District Court Judge Division II.

B. Public Comment on General Matters

Ms. Janelle Turner thanked Staff for the Pre-Election Candidate Meeting held last week. She commented that perhaps 5:30 pm was a little early for a meeting, in that people coming home from work in Albuquerque could not attend.

Ms. Turner then brought up the topic of Economic Development stating that last week Councilor Abraham mentioned she would like to see the Town do more with Economic Development. Ms. Turner stated the person to do that would be Councilor Abraham herself, as she has been the Town's representative on the Estancia Valley Economic Development (EVEDA) Board for many years. She asked Councilor Abraham to work on implementing into the Town Ordinances, "performance based setbacks" and stated it was a tool that would be very attractive to investors. Ms. Turner commented that economic development is a specialized term. She suggested the Town enlist EVEDA to explain the difference between advertising and promotion and economic development in order to better coordinate with the Chamber of Commerce because the Chamber's primary mission is to promote local businesses. Ms. Turner stated the Town has a role in economic development and that is in developing infrastructure.

Finally, Ms. Turner stated that she continues to be concerned with the entanglement between the Chamber and the Town which she thinks is improper.

C. Matters from the Mayor

1. Legislative Breakfast Recap

Mayor Bassett stated only Representative McQueen attended the Town's Legislative Breakfast

this year. However, at Judge Schaffer's installation ceremony in Santa Fe earlier this month, Mayor Bassett spoke to Senator Michael Padilla and asked how the legislative outlay was looking for the coming year. Senator Padilla told the Mayor he felt better about it this year and thought there might be a little money to go around.

2. Facilities Update

Mayor Bassett gave a quick update of the working being done at the old fire station.

Mayor Bassett then read a letter of commendation into the record from Chief Crow and Sergeant Kuchan to both Officer James Walker and Officer Chris Garcia. The letter read as follows:

I wanted to take a minute to let you know about a citizen contact I had today. Kevin, the proud new owner of a bike purchased at Walmart contacted me and thanked me for your service.

Kevin relayed how excited he was to have a new bike that you purchased for him. He explained that some bad people took his bike and you helped him look for it and when it was not found you bought with your own money the bike pictured below.

It is contacts like this that we should strive for. This is an example of what a professional encounter looks like and this is a prime example of how you made a difference in someone's life. It may seem that we seldom hear about positive encounters from the public, but I assure you they do exist. As you know we do have strong support from our community, and it is instances like this that reflect greatly upon the Police Department and you personally.

Again, thank you for all you do in the department. This, as all letters of recognition are, will be placed in your personnel file with the Town of Edgewood.

Mayor Bassett then asked Chief Crow to pass on to both Officers Walker and Garcia the Governing Body's thanks for a job well done.

Mayor Bassett also mentioned that the Edgewood Police Department had recently recovered over \$200,000 worth of stolen property in Edgewood, where a ring of thieves were operating. Chief Ron Crow credited Officer David Lovato with the investigation that lead to the recovery of the stolen items.

D. Matters from the Councilors

Councilor Holle stated she attended the First Choice Community Healthcare Board meeting yesterday. CEO Robert DeFelice announced a selection for the design and architectural teams will be made very soon. The new Edgewood clinic is scheduled to open in January 2019.

Councilor Simmons read "A Politically Correct Christmas Greeting" which is uncredited to any author but has been published and distributed through various sources and begins as follows:

 Initials

Best wishes for an environmentally conscious, socially responsible, low stress, non-addictive, gender neutral, winter solstice holiday, practiced within the most joyous traditions of the religious persuasion of your choice, but with respect for the religious persuasion of others who choose to practice their own religion as well as those who choose not to practice a religion at all;

and continues through four more stanzas.

E. Matters from the Clerk/Treasurer

1. Town of Edgewood Quarterly Financial Report

Mr. Torres apologized for the late report and reviewed it for the Governing Body; specifically addressing Lodgers Tax and the Terminal Leave Fund.

Councilor Abrams asked Mr. Torres about Municipal Street Revenues and Expenditures. He pointed out that since we have had a mild winter he hopes some of the funds that would have been spent during winter weather events have been banked for the future.

Mr. Torres responded that some work has been done on Mosley Rd. for the winter but that otherwise Mr. Henninger was “banking” that money for the Spring.

Councilor Simmons pointed out the revenue balance seemed to be a negative.

Mr. Torres answered that is because the Town has yet to collect the anticipated \$106,000.00 planned for. Mr. Torres stated the Town will be seeing the property tax revenue come in as well.

Mr. Torres then made the Council aware that a batch of checks was missing from a recent delivery of checks. He stated five hundred checks were missing. Mr. Torres and Ms. Garcia are working with Wells Fargo Bank to figure out how to best address the situation. He assured the members of the Governing Body that they are monitoring the situation very closely and would update the Governing Body at the next meeting.

Mr. Torres informed the Governing Body that the Town would be running a promotional campaign for the 2018 election. There will be a register to vote campaign followed by a remember to vote campaign.

Councilor Abraham asked about notifying utilities and other businesses about the new GRT rate in Edgewood. Mr. Torres answered that he had done so.

IV. ACTION ITEM:

- A. PUBLIC HEARING: Infill Annexations Zone Designations. Area Northeast of I-40 and East of NM 344. Quasi-Judicial procedure.

Mayor Bassett introduced the Public Hearing concerning Infill Annexation Zone Designations for the area northeast on I-40 and East of NM 344 which is a quasi-judicial procedure.

Councilor Holle stated she had no conflict of interest and no ex-parte communication.

Councilor Abrams stated he had no conflict of interest and no ex-parte communication.

Councilor Abraham stated she had no conflict of interest, but had ex-parte communication with a resident named George Curtis who was concerned he did not get notified in a timely manner. She referred him to Staff at Town Hall.

Councilor Simmons stated she had no conflict of interest and no ex-parte communication.

Mayor John Bassett stated he had no conflict of interest and no ex-parte communication.

The Mayor asked that anyone who wished to testify at this Hearing rise and be sworn in. Ms. Mortensen and one member of the public did so.

Ms. Tawnya Mortensen addressed the Governing Body and showed them the area she would be speaking about on the large map on the wall of the Community Center. She stated she had sent letters to all the home and property owners in the area starting in September, notifying them about their zoning designations. The zoning designations were then heard in a Planning & Zoning Commission Meeting at which there were no objections to the proposed zoning designations. The Commission members voted to recommend Town Council adopt the proposed zoning designations. Notifications were then sent out again about the current Public Hearing to the same property and home owners. Ms. Mortensen did acknowledge that in this last notification the picture of the area included in the notification letter was a bad picture. She received some comments about that but no comments about the zoning designations assigned.

Councilor Simmons and Councilor Abraham both thanked Ms. Mortensen for the maps included in the packet.

Councilor Simmons asked for clarification about the R5 Zoning designation.

Ms. Mortensen explained it was a mixed-use zone that accommodates both stick built and manufactured homes, as well as lots less than one acre.

Mayor Bassett asked if any members of the public in attendance at the meeting had any questions for Ms. Mortensen.

Mr. Bailey Nelson stated he did not receive his letter until yesterday. He also stated the picture was a very low resolution and he could not even tell if he was in the area identified.

Councilor Simmons responded that he was in the infill annexation area being assigned a zone designation at tonight's meeting.

Mr. Nelson asked if he has things stored on his property, if there was a clause grandfathering him in to continue to store those things on his property.

Mayor Bassett and Ms. Mortensen responded that his use of the property is grandfathered in;

however, the storage of trash or inoperable vehicles on the property is not grandfathered in.

Mr. Nelson stated he does have two inoperable 1930's era vehicles stored on his property but they are covered by State statute. He thanked the Governing Body for hearing his concerns.

Mayor Bassett then closed the Public Hearing.

MOTION: Councilor Simmons made a motion to accept the Infill Annexation Zone Designations for the area northeast on I-40 and East of NM 344.
Councilor Holle seconded the motion.

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

B. Discussion and consideration of Town of Edgewood Ordinance 2017-05 making an amendment to the Town of Edgewood Zone Map.

MOTION: Councilor Abrams made a motion to approve the Town of Edgewood Ordinance 2017-05 making an amendment to the Town of Edgewood Zone Map.
Councilor Abraham seconded the motion.

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

V. CLOSED SESSION:

A. As per motion and roll call vote, pursuant to NMSA 1978, (H)(7) the following will be discussed in Closed Session: an update on threatened or pending litigation in which the governing body was, is or may become a participant (§ 10-15-1(H)(7). – An end-of-year update from the Attorney on pending litigation involving the Town of Edgewood

B. As per motion and roll call vote, pursuant to NMSA 1978, (H)(2) the following will be discussed in Closed Session: Limited Personnel Matters (§ 10-15-1(H)(2). – Discussion and Consideration of employment contracts for at-will employees.

MOTION: Councilor Abrams made a motion to go into Closed Session at 7:24 p.m.
Councilor Abraham seconded the motion.

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

MOTION: Councilor Abrams made a motion to come back into Open Session at 8:29 p.m.
Councilor Abraham seconded the motion.

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

Councilor Abrams affirmed that only discussion of pending or threatened litigations and Limited Personnel Matters– Discussion and Consideration of employment contracts for at-will employees took place in the Closed Session and no decisions were made.

Councilor Holle affirmed that only discussion of pending or threatened litigations and Limited Personnel Matters– Discussion and Consideration of employment contracts for at-will employees took place in the Closed Session and no decisions were made.

Councilor Simmons affirmed that only discussion of pending or threatened litigations and Limited Personnel Matters– Discussion and Consideration of employment contracts for at-will employees took place in the Closed Session and no decisions were made.

Councilor Abraham affirmed that only discussion of pending or threatened litigations and Limited Personnel Matters– Discussion and Consideration of employment contracts for at-will employees took place in the Closed Session and no decisions were made.

Mayor Bassett affirmed that only discussion of pending or threatened litigations and Limited Personnel Matters– Discussion and Consideration of employment contracts for at-will employees took place in the Closed Session and no decisions were made.

VI. ACTION ITEM:

- A. Approval of contracts for at-will employees
 - a. Clerk/Treasurer Juan Torres

Mayor Bassett asked for a motion to approve the employment contract for Mr. Juan Torres.

MOTION: Councilor Simmons made a motion to approve the employment contract for Mr. Juan Torres.
Councilor Abrams seconded the motion.

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

- b. Chief Ron Crow

Mayor Bassett asked for a motion to approve the employment contract for Mr. Ron Crow.

MOTION: Councilor Simmons made a motion to approve the employment contract for Mr. Ron Crow.
Councilor Holle seconded the motion.

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

VII. ANNOUNCEMENTS and/or CALENDAR REVIEW.

- A. Next Regular Council Meeting – January 3, 2018 @ 6:30 p.m.
- B. Town Hall Closures: Friday, December 22 at 12 noon, Monday, December 25, Friday, December 29 at 12 noon.

VIII. ADJOURN.

MOTION: Councilor Simmons made a motion to adjourn the meeting of December 20, 2017.
Councilor Abrams seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

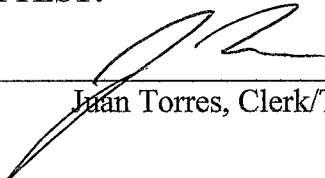
Mayor Bassett adjourned the meeting of December 20, 2017 at 8:33 p.m.

PASSED, APPROVED AND ADOPTED THIS 3rd day of JANUARY 2018



John Bassett, Mayor

ATTEST:



Juan Torres, Clerk/Treasurer