

**MINUTES**  
**TOWN OF EDGEWOOD**  
**REGULAR COUNCIL MEETING – APRIL 1, 2009 @ 6:30 P.M.**  
**EDGEWOOD COMMUNITY CENTER - #27 E. FRONTAGE ROAD**

**1. CALL TO ORDER.**

Mayor Stearley called the meeting to order at 6:30 P.M. All Councilors were present. Also present was Ms. Karen Mahalick, Planning & Zoning Manager, and Ms. Estefanie B. Muller, Clerk-Treasurer.

**2. PLEDGE OF ALLEGIANCE.**

**3. APPROVAL OF THE AGENDA.**

**MOTION:** Councilor Simmons made a motion to approve the Agenda as presented. Councilor Felton seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

**4. MATTERS FROM THE MAYOR.**

A. Appointment of an Alternate to the Planning & Zoning Commission.  
Mayor Stearley stated that he did not a candidate to recommend for appointment. He has an interview scheduled for Friday of this week but is still interested in applicant recommendations.

B. Golden Apple Foundation Proclamation.  
Mayor Stearley read the Golden Apple Foundation Proclamation and stated that he would sign this proclamation.

C. Proclamation for Los Lunas Mayor Louis Huning.  
Mayor Stearley read portions of the Proclamation for Mayor Louis Huning and asked for a motion to approve the proclamation.

**MOTION:** Councilor Hill made a motion to approve the proclamation of Mayor Louis Huning. Councilor Simmons seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

5. **MATTERS FROM THE COUNCILORS and/or ANNOUNCEMENTS.**  
Councilor Felton discussed voluntary enforcement of the Sign Ordinance stating that he was still seeing things that are clear violations.  
Mayor Stearley requested that Councilor Felton discuss these areas with him.  
Councilor Hill updated on his trip to Washington D.C.  
Councilor Simmons discussed the \$25,000.00 donation from Wal-Mart to Wildlife West for their summer employment of students. She also discussed an article in a local paper about Mrs. Hill and the bobcat at Wildlife West.  
Ms. Mahalick stated that the Town Attorney would not be able to attend this evenings meeting. She added that she was moving forward on the infill annexation.

6. **PUBLIC COMMENTS. (Limit to 2 minutes per person).**  
**Note: If you plan to testify under Public Hearings, please do not sign up for this topic.**

Ms. Sue West discussed the trees that were planted at George Court and will follow up with the owners at Family Dollar to have some trees planted there as well. She discussed the Run, Rally & Rock budget and strongly urged the Council to consider the status of the economy.

Mr. Clark McDuell discussed the hitching post that was to be dedicated to the Town on behalf of the High Desert Riders and invited the Mayor and Council to attend the dedication on April 11, 2009.

7. **SANTA FE COUNTY FIRE STATION PRESENTATION – Chief Stan Holden.**

Chief Holden was not present.

8. **TOWN OF EDGEWOOD POLICE DEPARTMENT PRESENTATION – Officer Joe Garcia.**

Power Point on Graffiti.

- Painting of culverts.
- Enforcement Step-Up

Chief Swanberg discussed the graffiti issue in Edgewood and introduced Officer Joe Garcia to give his presentation.

Officer Garcia gave a Power Point presentation highlighting some of the different types of graffiti found around Edgewood. He explained the different types of graffiti around Edgewood and the communication between gangs that this graffiti represents. He encouraged the Council to pass an Ordinance regarding the removal of the graffiti.

Ms. Mahalick discussed some of the actions that the Town has and can take in order to prevent the graffiti problem from continuing and growing. She added that she would ask for voluntary support from the businesses. If it is not cleaned up promptly they will follow up with an Ordinance and the businesses could be fined.

Chief Swanberg stated Albuquerque has a graffiti task force that paints over graffiti and then the City passes the costs onto the owners.

Ms. Mahalick stated that the Town was looking into the purchase of a compressor for use in painting over graffiti. She also stated that she would contact the Attorney regarding graffiti on private property.

Chief Swanberg described some of the methods that gang members will use to recruit new individuals.

**D. Approval for 2 Additional Police Officers.**

Chief Swanberg discussed the hiring of two additional police officers and the costs involved as well as Grant applications that he would like to pursue as a means to pay the salaries for these officers.

Ms. Muller outlined the costs for the new officers for the first three years with the grant in place and then the costs to the Town.

Ms. Mahalick outlined the costs for additional vehicles and the life span of these vehicles as well as the costs for uniforms and equipment for the officers.

**MOTION:** Councilor Hill made a motion to approve the hiring of two additional police officers. Councilor Felton seconded the motion.

**VOTE:** Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

**E. Approval to Submit CHRP (Cops Hiring Recovery Program) Grant.**

Chief Swanberg explained the Grant for Council.

**MOTION:** Councilor Felton made a motion to approving the Chief to move forward with the CHRP Grant application. Councilor Abrams seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

**F. Approval of Vehicle Purchase.**

Council discussed the need for a Budget Resolution to fund the vehicle purchase. Chief Swanberg stated that he would need to order the vehicles within the next week in order to meet the buying window.

Ms. Muller stated that Council could approve the purchase tonight and then a Budget Resolution could be presented at the next Council Meeting or prior to receipt of the vehicles. The vehicles will not be delivered until the end of May or the first of June.

**MOTION:** Councilor Simmons made a motion to approve the purchase of 4 police vehicles. Councilor Felton seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

**9. MATTERS FROM THE MUNICIPAL JUDGE.**

G. Judge White will present his report for the month of March, 2009.

Judge White was not present. The Council acknowledged receipt of the report.

**10. PUBLIC HEARINGS.**

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

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

H. Amend SU-2005-14 Subdivision Ordinance preliminary plat extension process, (Section 7-B).

Ms. Mahalick reviewed the language for the Council, and read portions of the Ordinance for clarity.

Councilor Simmons asked questions about the granting of extension.

Ms. Mahalick reviewed the process for the Council.

Councilor Hill asked about the starting and expiration dates for the extension.

Ms. Mahalick stated that the date would be upon approval of the Planning & Zoning Commission and not the approval of the minutes. She added that the Chairman will sign and date the plat and the clock will start at that time.

Councilor Felton asked for clarity on the language regarding, "the extension of time is not detrimental to the public interest" in section 3e.ii.1.

Ms. Mahalick asked for direction from the Council for the language they would prefer regarding public interest.

Council requested that staff bring copies of the State Statutes to the next Council Meeting for their review.

**MOTION:** Councilor Abrams made a motion to continue the Public Hearing. Councilor Simmons seconded the motion.

**VOTE:** Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

**Quasi Judicial Procedure: Certification that Public Notice of this Meeting has been posted as required:**

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

**This case is being heard under provisions required by the New Mexico Court of Appeals intended to protect the rights of all parties and their witnesses and the swearing in of all parties giving testimony. The affected parties will have the right to cross-examine persons giving testimony.**

**Confirmation of no conflict of interest or ex-parte communication.  
(ROLL CALL VOTE)**

Councilor Simmons confirmed no conflict of interest or ex-parte communication.  
Councilor Hill confirmed no conflict of interest or ex-parte communication.  
Mayor Stearley confirmed no conflict of interest or ex-parte communication.  
Councilor Felton confirmed no conflict of interest or ex-parte communication.  
Councilor Abrams confirmed no conflict of interest or ex-parte communication.

I. Annexation of One Acre of Land Adjacent to the Eastern Boundary of the Town of Edgewood, in Section 23, T10NR7E, off of Quail Trail.  
At this time Ms. Muller swore in all parties to testify.  
Ms. Mahalick reviewed this annexation for the Council.

**MOTION:** Councilor Simmons made a motion to annex this one acre with Special Use Zoning. Councilor Felton seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

J. Amend the Zone Map.

**MOTION:** Councilor Abrams made a motion to amend the Zone Map. Councilor Felton seconded the motion.

**VOTE:** Councilor Simmons voted aye. Councilor Hill voted aye.  
Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

**11. COMMUNITY DEVELOPMENT REPORT.**

K. Wastewater Service for Lone Pine Ranch.

Ms. Mahalick requested the authority to move forward on the Development Agreement with Lone Pine Ranch for wastewater service.

**MOTION:** Councilor Simmons made a motion to authorize staff to move forward on the Development Agreement with Lone Pine Ranch for Wastewater Service. Councilor Hill seconded the motion.

Mayor Stearley asked if Mr. Bob Pruett of Lone Pine Ranch would like to make any comments.

Mr. Pruett made a comment from the audience that was inaudible.

Mayor Stearley stated that he has asked for a meeting with Mr. Pruett, his Engineer, and the Town Engineer in early May.

Councilor Hill stated that Mayor Martin Chavez was trying to reduce and abate the impact fees and that other communities will be following suit. He added that he would hope that Edgewood would do what they could to be competitive in this regard.

**VOTE:** Councilor Simmons voted aye. Councilor Hill voted aye.  
Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

**12. PUBLIC WORKS PURCHASE APPROVAL.**

Ms. Mahalick reviewed this item for the Council.

**MOTION:** Councilor Hill made a motion to approve the purchase for the Public Works land as appraised. Councilor Hill seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye.  
Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

**13. APPROVAL OF PREVIOUS MINUTES.**

L. Regular Council Meeting Minutes of March 4, 2009.

**MOTION:** Councilor Simmons made a motion to approve the Minutes of March 4, 2009. Councilor Hill seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

M. Regular Council Meeting Minutes of March 18, 2009.

**MOTION:** Councilor Simmons made a motion to approve the Minutes of March 18, 2009. Councilor Felton seconded the motion.

**VOTE:** Councilor Simmons voted aye. Councilor Hill voted aye. Councilor Felton voted aye. Councilor Abrams voted aye. The motion carried.

**14. ACKNOWLEDGE RECEIPT OF THE PLANNING & ZONING COMMISSION MEETING MINUTES.**

N. Regular Planning & Zoning Commission Meeting of March 16, 2009.

**MOTION:** Councilor Felton made a motion to acknowledge receipt of the Planning & Zoning Minutes of March 16, 2009. Councilor Abrams seconded the motion.

**VOTE:** Councilor Abrams voted aye. Councilor Felton voted aye. Councilor Hill voted aye. Councilor Simmons voted aye. The motion carried.

**15. ANNOUNCEMENTS, CALENDAR REVIEW & FUTURE AGENDA ITEMS.**

O. Regular Council Meeting – April 15, 2009.

P. Budget Preparation Meeting – May 2, 2009 @ 9:00 A.M.

Q. Regular Council Meeting – May 6, 2009.

R. Regular Council Meeting – May 20, 2009.

Mayor Stearley discussed the upcoming calendar items and Senator Heinrich's visit on April 7, 2009.

**16. ADJOURN.**

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

**VOTE:** All Councilors voted aye. The motion carried.

Mayor Stearley adjourned the meeting at 8:16 P.M.

**PASSED, APPROVED and ADOPTED this 15<sup>th</sup> day of APRIL, 2009**

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Honorable Glenn Felton, Mayor-Pro Tem

**ATTEST:**

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Estefanie B. Muller, Clerk-Treasurer