

MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – April 5, 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: John Abrams, Sherry Abraham, Rita Loy Simmons and Chuck Ring

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

• **PLEDGE OF ALLEGIANCE.**

1. 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.

2. APPROVAL OF MINUTES.

a. Approval of the Draft Regular Council Meeting Minutes of March 21, 2017

MOTION: Councilor Ring made a motion to approve the Draft Regular Council Meeting Minutes of March 21, 2017
Councilor Abrams seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

3. ACKNOWLEDGEMENT AND DISCUSSION OF PLANNING AND ZONING COMMISSION MEETING MINUTES

a. Discuss and acknowledge receipt of the Planning & Zoning Commission Meeting Minutes of March 6, 2017

MOTION: Councilor Simmons made a motion to approve the acknowledgment of the Planning and Zoning Minutes of March 6, 2017.
Councilor Abrams seconded the motion.

VOTE: All Councilors voted aye. The motion carried

4. GUEST SPEAKER

a. Mr. Pat Varela, Santa Fe County Treasurer

Mr. Pat Varela was not present and Item # 4 will be adjusted when he arrives.

5. MATTERS FROM THE MUNICIPAL JUDGE – Judge William White

a. Judge White will present his report for the month of March, 2017
Judge White presented his report and was available for questions.

Judge White stated there are new laws for judges to follow when dealing with warrants, He stated in years past a judge could only issue a warrant for others in his/her jurisdiction. The new law states warrants may be filled in its jurisdiction and the adjacent counties. He stated this change will become effective on July 1, 2017.

MOTION: Councilor Simmons made a motion to accept the Police Report for the month of February, 2017.
Councilor Abrams seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

6. MATTERS FROM THE MORIARTY EDGEWOOD SCHOOL DISTRICT – Mr. Tom Sullivan

Mr. Tom Sullivan and the Moriarty Edgewood School District thanked the Governing Body for the letters sent in support of the budget for the school districts state wide. He stated every five years' school districts are required to update a facility master plan, and it's that time for the Moriarty Edgewood School District to update their plan. He stated they have meet with the architect and reviewed their analysis and the demographics of the area.

7. DISCUSSION, CONSIDERATION, & ACTION REGARDING AUTHORIZATION TO SIGN LEASE EXTENSION ON THE EDGEWOOD ELEMENTARY COMPLEX

Mayor Bassett stated the extension of the lease to thirty years to match the years of the loan.

MOTION: Councilor Simmons made a motion to approve the discussion, consideration, & action regarding authorization to sign lease extension on the Edgewood Elementary Complex.
Councilor Ring seconded the motion.

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

8. MATTERS FROM THE ATTORNEY – Mr. Randy Autio, Robles, Rael & Anaya

a. Discussion of Resolution No. 2005-17 a Resolution establishing a Selection Committee to rate & Rank Requests for Proposals issued by the Town of Edgewood.

Mr. Randy Autio stated Mayor Bassett asked for him to review what the purchasing process is for the Town of Edgewood and compare it to the state law and verify that our practices match. He stated in 2013 the state law required a centralize procurement function in which requires having a certified procurement officer per each entity. He stated these changes were created so that there is no influence (from Governing Body) of any kind. 2005-17 a Resolution procurement process very involved with the town council in 2006 an Ordinance was passed for town Admin he was given duties for the procurement officer. Now no admin hired but clerk-treasurer is now a certified procurement officer, mayor chief admin.

MOTION: Councilor Abrams made a motion to rescind Resolution No. 2005-17.
Councilor Simmons seconded the motion.

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

9. RESOLUTION 2017-07 A RESOLUTION ASKING THE LEGISLATURE OF THE STATE OF NEW MEXICO, IF THEY ARE CALLED INTO SPECIAL SESSION, KEEP EDUCATION FUNDING AS THEIR TOP PRIORITY.

Resolution 2017-07 is a formal letter asking the Legislature of the State of New Mexico to keep education funding as their top priority.

MOTION: Councilor Simmons made a motion to approve the discussion, consideration, & action regarding authorization to sign lease extension on the Edgewood Elementary Complex.
Councilor Ring seconded the motion.

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

10. RESOLUTION 2017-08 A RESOLUTION DELEGATING AUTHORITY TO THE MAYOR TO NEGOTIATE AND EXECUTE ALL DOCUMENTS NECESSARY FOR THE CONVEYANCE OF PROPERTY LOCATED AT 19 AND 23 E. FRONTAGE RD., EDGEWOOD, NM

MOTION: Councilor Abrams made a motion to approve Resolution 2017-08 a resolution delegating authority to the mayor to negotiate and execute all documents necessary for the conveyance of property located at 19 and 23 E. Frontage Road, Edgewood, NM.
Councilor Ring seconded the motion.

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

11. PUBLIC HEARING. Quasi-Judicial Procedure: Certification that Public Notice of this Meeting has been posted as required: Ms. Carla Salazar stated this public hearing has been properly noticed.

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.

Mayor Bassett stated he had no conflict of interest or ex-parte communication.
Councilor Abrams stated he had no conflict of interest or ex-parte communication.
Councilor Abraham stated she had no conflict of interest or ex-parte communication.

Councilor Simmons stated she had no conflict of interest or ex-parte communication.
Councilor Ring stated he had no conflict of interest or ex-parte communication.

a. A Public Hearing on adoption of proposed amendments to the TOWN OF EDGEWOOD ORDINANCE
2008-02 ESTABLISHMENT of PUBLIC LIBRARY and LIBRARY ADVISORY BOARD

Mayor Bassett entered the Public Hearing session at 7:27 pm

The Librarian Ms. Andrea Corvin was sworn in and spoke in the

Expectations and interpretations regarding the current ordinance raised different opinions which prompted a re-evaluation of the ordinance which caused the clean-up and condense the language remove outdated accounting practice, consistency with boards and committees following the Town of Edgewood's organizational chart. Mr. Torres stated this change is to conform with town departments the librarian presents the budget to the town, in past the librarian would report the recommendations of the budget to the board and then the board would decide the budget

Mayor Bassett closes the Public Hearing session at 7:36 pm

MOTION: Councilor Simmons made a motion to approve the proposed amendments to the Town of Edgewood Ordinance No. 2008-02 an ordinance establishing a public library and library advisory board.
Councilor Ring seconded the motion.

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

12. MATTERS FROM THE MAYOR.

a. Update on Town Facilities

1) Facility Use Agreement for the portable building at Edgewood Elementary

Mayor Bassett introduced the facility use agreement for the portable building at the Edgewood Elementary. Mr. Torres stated first we need the site use application approved then we will bring the Use Agreement to the Council.

He stated on April 11th there will be CDBG Public Hearing, in which Ms. Krista Kelly funding for first choice property of old fire station and annex CDBG then back to NMFA for the repurposing of funds

13. MATTERS FROM THE COUNCILORS and/or ANNOUNCEMENTS.

Councilor Ring stated Senator Liz Stefanics sent an email with updates and asked for a thank you letter be sent to her.

Councilor Abraham stated EVCA asking for support of the PED this will be funding of the five-year re-charter Friday, April 7, 2017 at 9:00 am.

14. PUBLIC COMMENTS OF GENERAL MATTERS. Limit to 2 minutes per person.

Planning and Zoning Commissioner James Lee spoke to the Governing Body about the progress the Planning and Zoning Commission of the Town of Edgewood has made on proposed changes to the Subdivision Ordinance. He also asked the council for some potential dates for a meeting between both bodies on a subdivision ordinance workshop. Some dates were discussed but no consensus was reached.

Mr. Ralph Hill addressed the Governing Body about a variety of issues:

- People are not picking up after their dogs at the Soccer Field Park. Maybe council should consider adding a dog park.
- Some arena sand has disappeared from the Equestrian Center.
- The Town should consider allowing and encouraging Pickleball to the list of activities that can be played in the park. It could be played at the tennis courts.

15. MATTERS FROM THE CLERK/TREASURER

- a. Acceptance of the Wastewater PER

16. ANNOUNCEMENTS and/or CALENDAR REVIEW.

- a. Regular Council Meeting – April 19, 2017 @ 6:30 p.m.
- b. CDBG Public Hearing – April 10, 2017 at 5:30 p.m. at the Community Center
- c. Budget Workshop – April 25, 2017 @ 9:00 a.m.

17. FUTURE AGENDA ITEMS.

- a. May 3, 2017: A Public Hearing on adoption of proposed amendments to the TOWN OF EDGEWOOD ORDINANCE NO. 2014-05 creating a Planning Commission for the Town of Edgewood.

18. CLOSED SESSION.

- a. As per motion and roll call vote and pursuant to NMSA 1978, 10-15-1 (H)(8) the following will be discussed in Closed Session: Discussion of the purchase, acquisition or disposal of real property.
- b. As per motion and roll call vote and pursuant to NMSA 1978, 10-15-1 (H)(7) the following will be discussed in Closed Session: Discussion of pending litigation.

MOTION: Councilor Abrams made a motion to go into Closed Session at 8:13 pm
Councilor Abraham seconded the motion.

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

MOTION: Councilor Abrams made a motion to come back into Open Session at 8:42 pm.
Councilor Abraham seconded the motion.

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

Councilor Abrams affirms that only discussion of the Pending litigation took place in the closed session and no decisions were made.

Councilor Simmons affirms that only discussion of the Pending litigation took place in the closed session and no decisions were made.

Councilor Abraham affirms that only discussion of the Pending litigation took place in the closed session and no decisions were made.

Councilor Ring affirms that only discussion of the Pending litigation took place in the closed session and no decisions were made.

Mayor Bassett affirms that only discussion of the Pending litigation took place in the closed session and no decisions were made.

19. ADJOURN.

MOTION: Councilor Simmons made a motion to adjourn the meeting of April 5, 2017.
Councilor Abrams second the motion.

VOTE: All Councilors voted aye. The motion carried

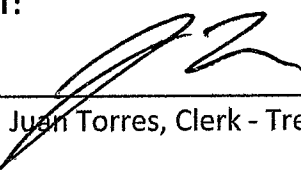
Mayor Bassett adjourned the meeting of April 5, 2017 at 8:43 p.m.

PASSED, APPROVED AND ADOPTED THIS 19th day of APRIL, 2017



John Bassett, Mayor

ATTEST:



Juan Torres, Clerk - Treasurer

