

MINUTES
TOWN OF EDGEWOOD
REGULAR COUNCIL MEETING – OCTOBER 17, 2018 @ 6:30 P.M.
TOWN OF EDGEWOOD COUNCIL CHAMBERS – 171 State Rd. 344

CALL TO ORDER.

Mayor Bassett called the meeting to order at 6:30 p.m.
Councilors Present: Sherry Abraham, Linda Holle, Audrey Jaramillo, and John Abrams.
Also Present: Clerk/Treasurer Juan Torres, Deputy Clerk Carla Salazar, Chief of Police Ron Crow, Planning and Zoning Administrator Tawnya Mortensen, Code Enforcement Michelle Schmidt, and Staff Amelia Alderete and Courtney LaBrum.

PLEDGE OF ALLEGIANCE.

I. APPROVAL OF AGENDA.

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

VOTE: All Councilors voted aye. The motion carried.

II. CONSENT AGENDA:

- A. Town Council Meeting Minutes for October 3, 2018
- B. Planning & Zoning Meeting Minutes for September 10, 2018
- C. Road Department Report: 2018 3rd Quarter
- D. Call for a Public Hearing on Ordinance No. 2018-11
Authorizing the Town of Edgewood (“Borrower”) to enter into a loan agreement with the New Mexico Environment Department (“NMED”) for the purpose of obtaining Project Loan Funds in the principal amount of \$450,000.00 and Loan Subsidy Grant Funds in the amount of \$200,000.00 for a total funded amount of \$650,000.00.

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

VOTE: All Councilors voted aye. The motion carried.

III. DISCUSSION ITEMS:

- A. Santa Fe County Treasurer’s Office, 2018 Property Tax Outreach Program: Patrick Varela, Treasurer and Eric Lujan, Deputy Treasurer.

Mr. Patrick Varela, Santa Fe County Treasurer, spoke of the 2018 Property Tax Outreach Program. The Santa Fe County Treasurer’s Office will be accepting property tax payments at the Edgewood Senior Center on November 5, 19, and 26, 2018 from 10:30 AM to 1:00 PM.

- B. Estancia Basin Resource Association: Ted Barela

Mr. Ted Barela, with The Estancia Basin Resource Association (EBRA), gave an update on the Association’s activities and presented EBRA’s annual membership invoice to the Town of Edgewood.

- C. Public Comment on General Matters.
None.

- D. Matters from the Mayor
None.

 Initials

E. Matters from the Councilors

a. **Councilor Audrey Jaramillo**

None.

b. **Councilor Sherry Abraham**

None.

c. **Councilor John Abrams**

None.

d. **Councilor Linda Holle**

Councilor Holle spoke of her Citizen Input Meeting held October 6, 2018 in the Community Center. She stated the main topic of discussion was that of a community garden. Councilor Holle informed everyone about the community garden at the Edgewood Senior Center and encouraged anyone interested to participate. Planning meetings for the garden are held every 1st Thursday of every month from 1:00 PM - 2:00 PM at the Edgewood Senior Center.

Councilor Holle also reminded everyone that the General Election is on November 6, 2018 with early voting beginning on Saturday, October 20, 2018. The local polling location is at the former Edgewood Elementary School on Dinkle Rd.

F. Matters from the Clerk/Treasurer

None.

IV. ACTION ITEMS

A. Discussion, Consideration and Action on issuing a RFP for legal services.

Clerk/Treasurer Juan Torres requested Council permission to issue a RFP (request for proposal) for General Legal Counsel Services for the Town of Edgewood as the current contractual agreement with Robles, Rael, and Anaya is coming to an end.

MOTION: Councilor Abrams made a motion to approve issuing a RFP for legal services. Councilor Jaramillo seconded the motion.

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

B. Discussion, Consideration and Action on Resolution 2018-23: A Resolution Requiring The Prompt Removal Of Ruined, Damaged And Dilapidated Materials To Abate An Immediate Menace To The Public Comfort, Health, Peace And Safety , In The Town of Edgewood, Santa Fe County, New Mexico; Requiring The Owner Or Owners, Occupants Or Agents Of The Owners Of The Property Promptly To Commence And Complete The Removal From The Property Of All Ruined, Damaged And Dilapidated Materials, Including But Not Limited To Homes, Buildings, Constructed Structures, Remaining Debris, And Other Materials Attached Thereto And Other Flammable, Nuisance Or Noxious Materials Located On The Property; Providing That The Owner, Occupant Or Agent In Charge Of The Property May File Written Objections To This Resolution And Seek A Hearing Before The Governing Body Of The Town of Edgewood, As Provided By Statute; Authorizing The Administration Of The Town of Edgewood To Cause Removal Of The Ruined, Damaged, Dilapidated, Nuisance, Noxious, Ruins, Rubbish Or Debris, Materials and Mobile Homes, And If The Owner Or Owners Of The Property Do Not Timely Undertake Such Removal; Requiring Detailed Documentation If The Town Does The Removal; Providing That The Town of Edgewood Shall Recover Its Costs Incurred For Removal Of The Ruined, Damaged And Dilapidated Materials As And To The Extent Provided By Statute.

Mayor Bassett recused himself from this Action Item and left the room. Councilor Abrams, Mayor Pro-Tem acted in his place.

The address of the property is 0 Edgewood, or 99 Moseley, parcel number: 96001638 as identified by the Santa Fe County Clerk, located in the Town of Edgewood in Santa Fe County.

Councilor Abraham asked if anyone was currently living on the property. Michelle Schmidt, Code Enforcement Officer for the Town of Edgewood, stated no one was currently living on the property. Ms. Schmidt added that the property owners had been issued courtesy notices and citations. The shed that had been occupied had not been permitted and was marked as “non-human occupancy”. Councilor Abraham asked if there were any environmental hazards on the property. Ms. Schmidt answered in the affirmative. Councilor Abraham then asked if NMED should come out. Ms. Schmidt stated that they met enough other requirements and she didn’t think there was a need for NMED to come out.

MOTION: Councilor Jaramillo made a motion to approve Resolution 2018-23. Councilor Holle seconded the motion.

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

Mayor Bassett returned to the meeting.

- C. PUBLIC HEARING (Legislative) Continued from September 19, 2018: Discussion, Consideration and Action on Ordinance 2018-09: An Ordinance adopting the New Mexico Uniform Traffic Ordinance by Reference.

Mayor Bassett requested certification that public notice of this Hearing had been posted as required. Ms. Carla Salazar answered in the affirmative.

This is a Legislative Public Hearing called for the purpose of considering adoption of Ordinance 2018-09. An Ordinance adopting the New Mexico Uniform Traffic Ordinance by Reference; repealing Ordinance 2017-01.

Chief of Police Ron Crow stated that no changes have been made to the Ordinance with the exception of the addition of the Penalty Assessments, which is the next item on the Agenda.

MOTION: Councilor Abrams made a motion to pass Ordinance 2018-09: adopting New Mexico Uniform Traffic Ordinance by Reference; repealing Ordinance 2017-01. Councilor Holle seconded the motion.

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

- D. PUBLIC HEARING (Legislative): Discussion, Consideration and Action on Ordinance 2018-10: An Ordinance adopting the New Mexico Uniform Traffic Penalty Assessments.

Chief Crow stated that except for Court Costs, the Penalty Assessments are showing a \$10 increase in the majority of the fines.

MOTION: Councilor Abrams made a motion to pass Ordinance 2018-10: An Ordinance adopting the New Mexico Uniform Traffic Penalty Assessments. Councilor Holle seconded the motion.

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

- E. PUBLIC HEARING (Quasi-Judicial): Discussion, Consideration and Action on the Application of Estancia Valley Classical Academy Foundation for a Zone Change of 20 acres, from Residential R-1, to SU Special Use, located at 110 NM 344, Lone Pine Ranch Subdivision A-2, T10N R7E SEC 22 NMPM, in the Town of Edgewood, Santa Fe County, New Mexico.

Mayor Bassett introduced the Public Hearing concerning Discussions, Consideration, and Action on the Application of Estancia Valley Classical Academy Foundation for a Zone Change from Residential R-1 to Special Use SU. Mayor Bassett requested certification that public notice of this Hearing had been posted as required. Ms. Carla Salazar answered in the affirmative.

Mayor Bassett then polled each member of the Governing Body regarding Conflict of Interest and Ex-Parte Communication in this matter.

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 and no ex-parte communication.
Councilor Jaramillo stated she had no conflict of interest and no ex-parte communication.
Mayor Bassett stated he had no conflict of interest and no ex-parte communication.

Tawnya Mortensen, Planning and Zoning Administrator stated that on September 16, 2018, Planning and Zoning heard the application and recommended to send it to Town Council for consideration for a Special Use Zone Change. Ms. Mortensen stated this Zone Change recommendation was staff driven as schools are typically zoned Special Use. Planning and Zoning contacted the Estancia Valley Classical Academy and asked if they would submit an application for Zone Change, which was done.

MOTION: Councilor Abrams made a motion to approve the Zone Change from Residential R-1, to SU Special Use, for the Estancia Valley Classical Academy located at 110 NM 344, Lone Pine Ranch Subdivision A-2, T10N R7E SEC 22 NMPM, in the Town of Edgewood, Santa Fe County, New Mexico. Councilor Holle seconded the motion.

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

- F. Discussion, Consideration and Action on Ordinance 2018-12: An Ordinance amending the Town of Edgewood Official Zone Map to reflect the change in zone designation of the Estancia Valley Classical Academy.

MOTION: Councilor Abrams made a motion to approve Ordinance 2018-12: An Ordinance amending the Town of Edgewood Official Zone Map to reflect the change in zone designation of the Estancia Valley Classical Academy from Residential R-1 to SU Special Use. Councilor Jaramillo seconded the motion.

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

- G. Discussion, Consideration and Action on the approval of Town of Edgewood financials for the month of August 2018.

Clerk/Treasurer Juan Torres presented the Town of Edgewood financials for the month of August.

MOTION: Councilor Abrams made a motion to approve the Town of Edgewood financials for the month of August 2018. Councilor Holle seconded the motion.

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

- H. Discussion, Consideration and Action on the approval of Town of Edgewood financials for the month of September 2018.

Clerk/Treasurer Juan Torres presented the Town of Edgewood financials for the month of September.

 Initials

Councilor Jaramillo asked why the Municipal GRT for the month of September dropped. Mr. Torres stated that he didn't know the exact reason for the drop, but the numbers dropped to average in comparison to last year's average.

MOTION: Councilor Abrams made a motion to approve the Town of Edgewood financials for the month of September 2018. Councilor Holle seconded the motion.

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

V. CLOSED SESSION

A. As per motion and roll call vote and pursuant to NMSA 1978 Section (§ 10-15-1(H)(7)) the following will be discussed in Closed Session: Pending Litigation. Specifically, First Judicial District Court No. D-101-CV-2018-02414.

MOTION: Councilor Abrams made a motion to go into Closed Session. Councilor Jaramillo seconded the motion.

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

Council left for Closed Session at 7:12 PM.

Council returned to Open Session at 7:33 PM.

MOTION: Councilor Abrams made a motion to return to Open Session. Councilor Holle seconded the motion.

Councilor Holle affirmed that nothing was discussed in Closed Session except the Pending Litigation noted on the Agenda and no decisions were made. Councilor Abrams so affirmed. Councilor Abraham so affirmed. Councilor Jaramillo so affirmed. Mayor Bassett so affirmed.

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

VI. CALENDAR REVIEW

- A. Celtic Fest: October 20, 2018-Soccer Field Park from 9:00 AM-5:00 PM
- B. Next Regular Council Meeting –November 7, 2018 @ 6:30 PM
- C. Town of Edgewood Administrative Office Closed in observance of Veterans Day-November 12, 2018

VII. ADJOURN

MOTION: Councilor Abraham made a motion to adjourn the meeting of October 17, 2018. Councilor Abrams seconded the motion.

VOTE: All Councilors voted aye. The motion carried.

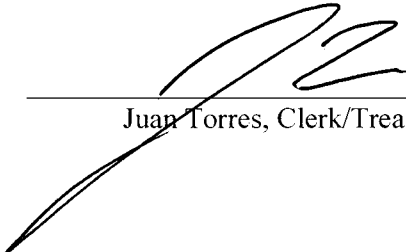
Mayor Bassett adjourned the meeting of October 17, 2018 at 7:35 PM.

PASSED, APPROVED, AND ADOPTED THIS 14th day of NOVEMBER 2018.



John Bassett, Mayor

ATTEST:



Juan Torres, Clerk/Treasurer