

**TOWN OF EDGEWOOD
ORDINANCE NO. 2004-2**

AN ORDINANCE GRANTING THE PETITION BY OWNERS OF A MAJORITY OF 1.3 ACRES OF TERRITORY CONTIGUOUS TO THE EASTERN BOUNDARY ON CACTUS ROAD OF THE TOWN OF EDGEWOOD, NEW MEXICO TO ANNEX THE TERRITORY.

WHEREAS; THE TOWN OF EDGEWOOD owners of a majority of 1.3 acres of territory contiguous to the current Eastern boundary on Cactus Road of the Town of Edgewood petition the Town to annex the territory; and

WHEREAS, the annexation petition delivered to the Town Clerk complies with the requirements of NMSA 1978, S3-7-17 (Repl. Pamp 1987) and was, prior to signature by petitioners, duly approved by the Town Clerk, pursuant to NMSA 1978, S3-1-5 (Repl. Pamp. 1987) and

WHEREAS, in particular, the annexation petition is accompanied by two maps labeled Exhibits "A" and "B" showing respectively the external boundary of the territory proposed to be annexed and the relationship of such territory to the existing Town boundary; and



WHEREAS, the Governing Body of the Town of Edgewood has determined that the Town is capable of providing municipal services to the territory proposed to be annexed within a reasonable time and that the annexation is in the best interests of the Town as a whole.



BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF EDGEWOOD THAT:

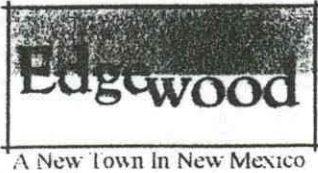
The territory described and defined in the maps attached hereto as Exhibits "A" and "B" is hereby annexed to the Town of Edgewood and is hereby made subject to all of the laws and ordinances which shall now or hereafter apply to land within the Town limits. Further, the Council hereby directs the Town Clerk to file a copy of the maps of the annexed territory in the office of the Clerk of Santa Fe County and of any other County in the event the annexed territory extends into another County and to send copies of the ordinance and of the maps of the territory so annexed to the Secretary of Finance and Administration and to the Secretary of Taxation and Revenue.

APPROVED, PASSED AND ADOPTED this 21st day of January, 2004 at an open meeting held at the Edgewood Community Center, Town of Edgewood, New Mexico.

ATTEST:


Mayor / Howard Calkins



Clerk-Treasurer / Karen Alarid




PETITION FOR ANNEXATION

Pursuant to NMSA 1978, 3-7-17, the undersigned petitioner(s) requests that the Town of Edgewood, by ordinance, grant this petition for annexation of land(s) contiguous to the municipal limits.

Petitioner(s): Tappan Mahoney Telephone: (505) 281-2880

(Attach proof of ownership: If not owner, must also provide notarized statement of authorization from owner.)

Mailing Address: P.O. Box 909 Edgewood, NM 87015

Signature: Tappan Mahoney Date: 01/02/04

Signature: Date:

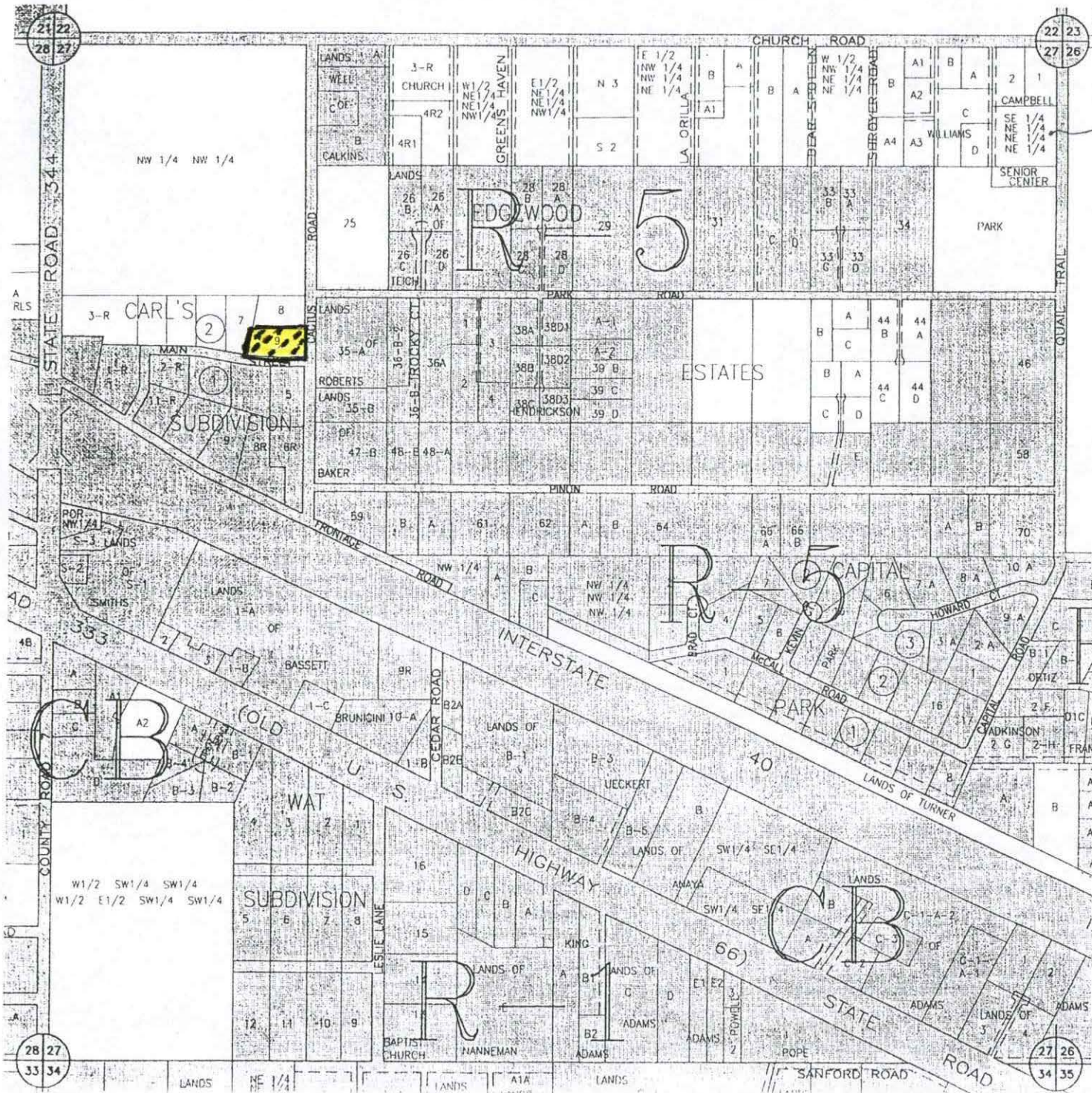
LEGAL DESCRIPTION OF PROPERTY: (Attach additional sheets as necessary.) Lot 9, Block 2, Carl's Subdivision, Sec. 27, T.10N., R.7E., Santa Fe County, NM

TOTAL ACREAGE OF PROPERTY: 1.30 Acres

REQUESTED ZONING DESIGNATION FOR PROPERTY: CB RSA -> (Please note that the final zoning designation by City Council may differ from the requested designation.)

INSTRUCTIONS: Type or print clearly on this form and attach a map showing the external boundary of the territory proposed for ANNEXATION, and its relationship to the existing boundary of the TOWN of EDGEWOOD. Territory proposed for annexation must be contiguous to the existing limits of the TOWN.

NOTE: Although deemed effective at the time of filing with the County Clerk, annexations do not become complete until 30 days (thirty) after such filing, being subject to public appeal in District Court during said period.



2.5 AC.
ALL
ODEN-


EDGWOOD ORDINANCE
COUNTY OF SANTA FE
STATE OF NEW MEXICO

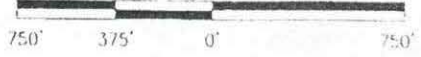
PHASE 2
1 SS

I Herby Certify, That This Instrument Was Filed For
Record On The 3RD Day Of February, A.D. 2004 At 14:09
And Has Duly Recorded As Instrument # 1312449
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Rebecca Bustamante
County Clerk, Santa Fe, NM

Tori Manning
County Clerk, Santa Fe, NM

 Area to be annexed
1-21-04, Ord#2004-2
SCALE: 1"=750'



LEGAL DESCRIPTION
T 10 N
R 7 E
SEC 27

UNIFORM PROPERTY CODE
1040056

MAP AMENDED THROUGH
JANUARY 1, 2002

L 40

December 30, 2003

Town of Edgewood
Attn: Ms. Karen Mahalick, P&Z Administrator
PO Box 3610
Edgewood, NM 87015

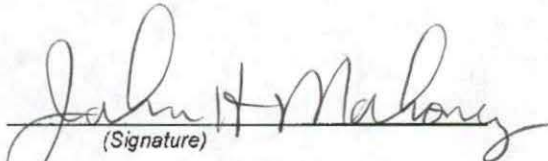
RE: Petition for Annexation of Lot 9, Carl's Subdivision, S.27, T.10N, R.7E., Santa Fe County,
NM (1.30 Acres) into the Town of Edgewood as zoning designation **CB-RS-A**

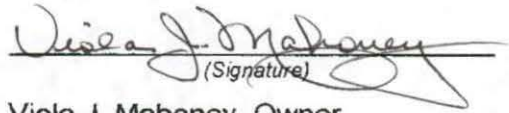
Dear Ms. Mahalick:

Please accept this letter as authorization for Mr. Tappan Mahoney to serve as petitioner for the
annexation of the aforementioned property into the Town of Edgewood as zoning designation **CB-RS-A**

Should you have any questions or require any additional information, please give us a call at (505)
485-2244.

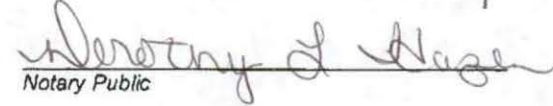
Sincerely,

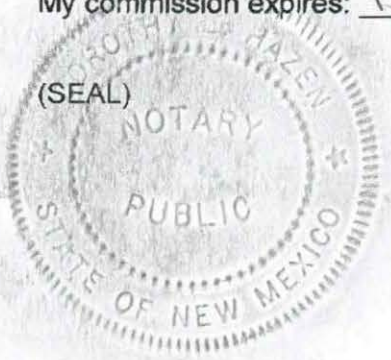

(Signature)
John H. Mahoney, Owner


(Signature)
Viola J. Mahoney, Owner

State of New Mexico }
County of Harding }

This instrument was acknowledged before me this 31st day of December 2003, by
John H Mahoney & Viola J Mahoney
(Name(s) of Person(s))

My commission expires: Feb 8, 2004 
Notary Public



January 5, 2004

Town of Edgewood
Ms. Karen Mahalick, P&Z Administrator
PO Box 3610
Edgewood, NM 87015
Via Hand Delivery:

RE: Petition of Annexation for Lot 9, Block 2 of Carl's Subdivision, Section 27, Township 10 North, Range 7 East, Santa Fe County, NM

Dear Ms. Mahalick:

Please find enclosed herewith a petition for annexation of the aforementioned property into the Town of Edgewood as zoning designation CB (Commercial Business).

I believe all of the required documents are included herewith however should you require any additional information or have any questions, please give me a call at 281-2880.

Sincerely,



Tappan Mahoney

Enclosures: Petition for Annexation form
Check Number 269
Zone Atlas Map L40
Notarized statement of authorization

Xc: John H. and June Mahoney

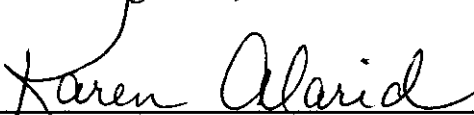
Public Notice

Be advised that the Governing Body of the Town of Edgewood has scheduled the following public hearings to begin at 6:40 p.m. on January 21, 2004 at the Edgewood Community Center. During the meeting the Council will consider the following:

- 1. AN ORDINANCE GRANTING THE PETITION BY OWNERS OF A MAJORITY OF 1.30 ACRES OF TERRITORY CONTIGUOUS TO THE EASTERN BOUNDARY ON CACTUS ROAD, OF THE TOWN OF EDGEWOOD, NEW MEXICO TO ANNEX THE TERRITORY.**
- 2. AN ORDINANCE GRANTING THE PETITION BY OWNERS OF A MAJORITY OF 78 ACRES OF TERRITORY CONTIGUOUS TO THE SOUTH BOUNDARY, EAST OF EDGEWOOD 7, OF THE TOWN OF EDGEWOOD, NEW MEXICO, TO ANNEX THE TERRITORY.**

During the public hearings, citizens will be given an opportunity to comment. For further information, please contact the Clerks Office at 286-4518. Residents are encouraged to attend the public hearings.

Town of Edgewood, New Mexico



Town Clerk-Treasurer

POSTED: 1-5-2004

**Phillips Sixty-Six Station
Stuckey's
Smith's
Radio Shack
John Brooks
Town Clerk's Office**


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Town of Edgewood, New Mexico



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EDGEWOOD TOWN COUNCIL
Regular Meeting
6:30pm-Edgewood Community Center
February 4, 2004

CALL TO ORDER Mayor Calkins called the meeting to order at 6:30pm.
Members present: Councilor Hoffman, Councilor Stearley and Councilor Ring.
Also present were: Karen Alarid and Karen Mahalick and
Members absent: David Henderson .
Councilor Worthington arrived at 7:20pm.

Approve Agenda The Mayor asked that we add a question for discussion purposes only concerning a majority vote question to be addressed by David Henderson, Town attorney for discussion purposes only. Councilor Hoffman asked that we also add firewood to the agenda for discussion purposes only. Councilor Ring made a motion to approve the agenda adding the both items, prior to #10 on the agenda. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Approve consent agenda Councilor Stearley made a motion to approve the consent agenda approving the council minutes from 1/7/04 and acknowledge the P&Z minutes from 1/5/04 and the P&R minutes from 12/18/03. Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Closed Session Councilor Stearley made a motion to go into closed session pursuant to 10-15-1 (H) (7) meeting subject to attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become a participant. The Governing Body will be discussing Campbell Corporation letter, the Town's legal representation and a letter to Attorney General's Office. Councilor Hoffman seconded the motion. Councilor Ring voted aye. Councilor Stearley voted aye. Councilor Hoffman voted aye. The motion carried. The Governing body went into closed session at 6:42pm.

Open Session At 7:05pm, Councilor Stearley made a motion to return to open session and to defer the rest of the discussion on this item until the second closed session. Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye.

The motion carried.

Record Action

Based on statements by the Town's Attorney 2 regular meetings ago and based on the discussion in closed session, Councilor Ring made a motion not to send a letter to the Attorney General's office. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Gilbert Ferran to discuss upcoming Mill Levy Election

Mr. Ferran from the Moriarty Municipal School System provided information concerning the upcoming Mill Levy Election on February 3, 2004. He stated that this election would be a continuation of the current Mill Levy. He stated that this money supports the infrastructure of the schools and encouraged everyone to get out and vote.

Added to Agenda: Attorney David Henderson to address a "majority vote" question. Councilor Hoffman to discuss a firewood issue

- Town attorney David Henderson stated that at the Town's last council meeting, as a result of recusals based on potential conflicts of interest, there was less than an absolute majority of the governing body able to vote in favor of the 2 measures. One measure dealt with establishing compensation for the position of Mayor and the other was the vote to adopt a Zoning Ordinance. The Town Clerk raised the question whether the voting constituted a majority sufficient to carry the two measures into law. Based on research that the attorney has done, it was discovered that there were opposing views in different courts. David Henderson advised the Governing Body to view the votes as a majority vote and pass them. This item will be placed on the next agenda for action.
- Councilor Hoffman stated that he had visited the Torrance County Works office. He stated that there are a lot of residents that are temporarily unemployed and are unable to heat their homes sufficiently because they can't afford the heating bill and do not have any firewood. Councilor Hoffman wanted to see if the Town would be willing to pay for the rental of chain saws, trailers and log splitters then maybe a deal could be made with people in need, the Town and Torrance County Works. Torrance County Works would provide insurance so the Town would not be held liable if someone were to get hurt. There was support expressed by the Governing Body. There was concern about the Town's liability. David Henderson stated that a

release could be drawn up that would hold the Town harmless. There were also concerns expressed about the anti-donation clause. David Henderson stated that the purpose of the anti-donation clause is to prevent the Town from making contributions to particular individuals that have no overall benefit to the health and welfare of the Town. In this case, it is arguable that helping to alleviate someone's dire poverty has an overall benefit to the Town of Edgewood. Mr. Henderson stated he would be happy to research this issue further. Councilor Hoffman stated he would continue to look into this matter and report back to Council.

Public Hearings

A. Ordinance revising the Sign Ordinance for the TOE

B. Ordinance granting the petition of land on Cactus

C. Ordinance granting the petition of 78 acres of land East of Edgewood 7

A. This issue pertains to an ordinance revising the Town Sign Ordinance. The public was given an opportunity to speak. Residents and Business owners added input/suggestions. Everyone was given an opportunity to express his or her opinions. The general consensus from the audience was to have another sign work session. Councilor Hoffman made a motion to table this item for 2 weeks and have the newspaper advertise the necessary information to get the public involved so that we can immediately lead into discussion at the next meeting between the council for last minute amendments. Councilor Stearley seconded the motion for discussion. Councilor Hoffman made a motion to withdraw his motion. Councilor Stearley seconded. Councilor Hoffman voted aye. Councilor Stearley voted aye and Councilor Ring voted aye. The motion carried. Councilor Hoffman made a new motion to table the vote on adopting the Sign Ordinance. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried. Councilor Hoffman made a motion to schedule a continuation of this Public Hearing for the next regular Town Council meeting on February 4, 2004 and to take action. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted nay. The motion carried. Councilor Hoffman made a motion to consider amendments prior to the continuation of the Public Hearing scheduled for the next council meeting. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried. Councilor Stearley made a motion to add the following

wording to the paragraph in section 4 relating to non-complying signage: "When the sign has been in non-compliance for 5 years the sign must be removed. (At the Town's expense). Councilor Hoffman seconded the motion. Councilor Ring voted aye. Councilor Stearley voted aye. Councilor Hoffman voted aye. The motion carried. Councilor Stearley made a motion go the same distance (½ mile or 2,625 feet) both east and west from 344 for Zone 2. Councilor Hoffman seconded the motion. Councilor Ring voted aye. Councilor Hoffman voted aye. Councilor Stearley voted aye. The motion carried. Councilor Stearley made a motion to widen Zone 2 to extend from Old 66 to I-40 to include the businesses on the North side of I-40, adjacent to I-40. Councilor Hoffman seconded the motion. Councilor Stearley made a motion to increase the percentage of wall space for signage from 10% to 15% in Zone 3. This would be consistent with Zones 1 and 2. Councilor Hoffman seconded the motion. Councilor Ring voted nay. Councilor Hoffman voted aye. Councilor Stearley voted aye. The motion carried. Councilor Stearley made a motion to change Section 4-F-2-D to add electronic control of signage. Councilor Hoffman seconded the motion. Councilor Ring voted aye. Councilor Hoffman voted aye. Councilor Stearley voted aye. The motion carried. Councilor Stearley made a motion to strike the wordage following the comma in Section 5 number 6 concerning prohibited signage. The paragraph will now read: "Any sign or lighting device, whether on the exterior of the building, or on the inside of a window which is visible beyond the boundaries of the lot or parcel, or from any public right-of-way, with intermittent, flashing, rotating scintillating, blinking, or strobe light illumination." Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried. Councilor Hoffman made a motion to allow for 1 pylon sign per business and the second sign, if used, can be a monument sign no taller than 6' with no more than 36 square feet. Councilor Hoffman seconded the motion for discussion. Councilor Stearley voted nay. Councilor Ring voted nay. Councilor Hoffman voted aye. The motion did not carry. Karen M. stated that the Town did not have a Historical District and proposed that the section be removed. Councilor Stearley made a motion to strike section 4B concerning the Historic District from the ordinance.

Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Council asked Karen M. to put together a draft of all the changes made tonight and get to the newspaper by Monday morning so it can be published by Wednesday.

B. This item pertains to an ordinance granting the petition by owners of a majority of 1.3 acres of territory contiguous to the eastern boundary on Cactus Road. The public was given an opportunity to speak. No one came forward. Councilor Ring made a motion to grant the petition as presented. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

C. This item pertains to an ordinance granting the petition by owners of a majority of 78 acres of territory contiguous to the South boundary, East of Edgewood 7 in the Town. The public was given an opportunity to talk. Several residents came forward from the Prairie Hills subdivision. They had concerns and did not feel they had been given enough time to make a decision as to whether they would like to be annexed or not. After much discussion from the public, Councilor Ring made a motion to table this item and to continue the public hearing at the next regular council meeting. Councilor Hoffman seconded the motion. Councilor Stearley voted aye. Councilor Hoffman voted aye. Councilor Ring voted aye. The motion carried.

Domestic Violence Program

Kathy Autrey and Roxy Encinias from the Torrance County Domestic Violence Program came back to present the governing body with a funding request. Councilor Hoffman discussed the possibility of a satellite office in Edgewood and also trying to augment some type of grant writer that can be used for P&R and for the satellite office. The governing body supported the program. Councilor Ring made a motion to provide funding in the amount of \$7000. to the Torrance County Domestic Violence Program, to assist in grant writing and to help find office space. Councilor Hoffman seconded the motion. Councilor Stearley voted aye. Councilor Ring voted aye. Councilor Hoffman voted aye. The motion carried. Council also asked staff to draft a letter from the Mayor directing Melissa Manlove to seek funding from Santa Fe County. Melissa Manlove sits on the board for the Planning & Policy Committee and is the area representative.

**Infrastructure
Capital
Improvement**

At the last council meeting Karen A. reported that Representative Rhonda King had asked the Town to prioritize the projects that they would like her to seek funding for at the Legislative Session. Karen A. provided the governing body with copies of the ICIP plan as well as the State Appropriation Fund listing. Representative King suggested placing 3 items on the list. Councilor Stearley made a motion to present the following list:

1. Wastewater Project for \$3,970,000.00
2. Open space/trails for \$20,000.00
3. Public Works for \$155,000.00

Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

**Discussion
regarding setting
Agenda items**

With regard to setting agenda items, Councilor Hoffman stated that he would like to re-establish the process of setting agenda items for Town meetings. Councilor Ring stated that he would like to see each and every member of council, including the Mayor, have the ability to put something on the agenda that is important to him or her or has been expressed by a resident. David Henderson advised council that state statute provides that the Mayor is the presiding officer of these meetings. It was in Mr. Henderson's opinion that this implies a certain amount of authority. Ultimately, the Mayor has the role as supervisor of these meetings. Part of this would include the Mayor's prerogative to remove or add items to the agenda. Councilor Stearley made a motion to adopt a resolution that goes forth and says the caretaker of the agenda will not remove any items from the agenda without obtaining approval from the person submitting the item. Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Reports:

- A. P&R**
- B. P&Z**
- C. Roads**
- D. Sewer System**
- E. F&A**

- A. Karen A. presented the council with a job description for a P&R director. Councilor Hoffman made a motion to strike a minimum of 2 years experience from the qualifications, change the wording from Parks & Recreation Division to Parks and Recreation Department and to include that the individual applying must hold a valid drivers license and be insurable. Councilor Ring seconded the motion. Councilor Stearley voted aye. Councilor Ring voted aye. Councilor Hoffman voted aye. The motion carried. With reference to who would

supervise the position, Roger Alink stated that P&R would be willing to do advise and supervise the position. Councilor Ring stated that he did not want the new director supervising the P&R committee and that person would not be supervised by P&R. Councilor Ring stated that the P&R committee is its own entity and the P&R director will be kept separate. Councilor Ring stated he wanted each entity to have a clear view of what they are supposed to be doing. Councilor Hoffman made a motion to advertise for the position of a P&R Director with the amended job description. Councilor Ring seconded the motion. Councilor Ring voted aye. Councilor Hoffman voted aye. Councilor Stearley voted nay. The motion carried.

B. (1) With regard to a preliminary minor subdivision review of the Lands of Bradley, Councilor Stearley made a motion to approve the preliminary minor subdivision tract A-1-A of the lands of Bradley, located off Venus Road and Cessna Lane in the Aero Monte Vista Development area. Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

(2) With reference to the appointment of 2 Board Members to the P&Z Commission, Mayor Calkins recommended Karen Bull and Mark Lowry. He also recommended that Ray Fulweiler serve as an alternate. Councilor Hoffman made a motion to approve Karen Bull and Mark Lowry to sit on the P&Z Board with Ray Fulweiler as an alternate. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

(3) Karen M. presented council with a revised job description for the code enforcer position included in this will be a testing period for competency in basic skills. In addition, Karen M. asked that a thorough background investigation be conducted on the applicant that is hired. We had previously stated we would use Mr. Henderson's resource for that purpose. Councilor Hoffman wanted Karen M. to add, "prefer 2 years experience" under the requirement section. Councilor Stearley made a motion to approve the job description with the amendments and wording. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye.

Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried. Councilor Hoffman made a motion to advertise this position. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

C. With reference to obtaining authorization for Karen M. to go out for funding for the MAP program. Karen M. would need to sit down with Tappan Mahoney from Dennis Engineering and put together a request to the Highway Department. Council had previously requested that Karen M. look at Edgewood's Plaza Loop. However, the funding was not in the budget. The request would be for approximately 255,000. This means a 25% match from the Town, which could run about \$58,000. Karen M. stated that she would like to break this out into 2 phases. Phase 1 would be Plaza Loop, but she would also like to incorporate Edgewood 7 into a renovation for this program. That way, the Highway Dept. has a longer-range program to look forward to. Councilor Hoffman made a motion to have Karen M. proceed with the Grant application for the MAP program. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

D. Karen M. displayed a slide show presentation of the sewer plant in Phoenix that her and the Mayor visited on 1/13/04.

E. (A) Karen Alarid presented council with a Resolution to adopt the Open Meetings Act. This resolution sets the amount of notice that the Town will give prior to a regular meeting, which is 72 hours advanced notice. It also calls for regular meetings to be held on the 1st and 3rd Wednesday of every month to be held at the Community Center at 6:30pm. A 72- hour notice will be given for a special meeting and 24 hours for an emergency meeting. It also calls for the posting of the meeting notices to be in 6 places including the Clerk's office. Councilor Stearley made a motion to adopt the Open Meetings Act Resolution as presented by Ms. Alarid. Councilor Ring seconded the motion.

Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

(B) This resolution pertains to adopting the Holiday Schedule for the Town employees. Karen A. presented council with a copy of the schedule. Mayor Calkins stated that he wanted the Town to celebrate Martin Luther King Day on Martin Luther King Day. Councilor Stearley made a motion to adopt the Holiday schedule as presented by Ms. Alarid. Councilor Hoffman seconded the motion for discussion. Councilor Hoffman felt that the Town should have 10 days off instead of 12. Councilor Hoffman made a motion to have Karen A. revise the Holiday Schedule as per discussion and present it again at the next meeting. Councilor Stearley seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

(C) Karen A. presented council with a listing of bills for approval. Councilor Stearley made a motion to pay the bills. Councilor Ring seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

(D) Karen A. stated that yesterday, the Town office received a write in candidate for the Municipal Election for the position of Town Councilor. Her name is Ellen K. Wymer. She has been certified as a candidate. Karen A. also asked that poll workers be appointed. There are 2 Precinct Boards. One is for the regular Precinct Board that will involve individuals working at the Community Center with the voting machines. The second is what is called the Absentee Voter Precinct Board. Those individuals will be counting the Absentee Ballots that are at the Clerk's office. For the Regular Precinct Board, Karen A. recommended Karen Bull, Steve Williams, Mike Hoy and Blanca Mora. For the Absentee Voter Precinct: Doris Winters, Nancy Reiley and Liz Carlson. Alternates would be Alene Hunt, Fred Berger and Johnny Cadena. Councilor Stearley made a motion to nominate only the primary list as presented and to exclude the alternate list as

presented. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried. Karen A. stated that she would come back with a couple more names as alternates at the next meeting.

Calendar Review

❖ NMML-Municipal Day-Santa Fe-February 5, 2004

Discuss and set Agenda items for future Council Meetings

The governing body had nothing to add at this point.

Closed Session

At 11:27pm Councilor Stearley made motion to go into closed session pursuant to 10-15-1 (H)(2) subject to limited personnel matters and to continue discussion on the deferred items from the closed session held earlier in the meeting concerning the Town's legal representation and a letter from Campbell Corporation. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Open Session

Councilor Stearley made a motion to return to open session. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Stearley voted aye. Councilor Ring voted aye. The motion carried.

Record Action from Closed Session

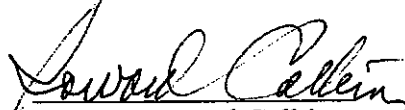
It was publicly stated by Town Attorney David Henderson that during the closed session , only items were discussed that were announced in the motion to close the meeting and that no action was taken during closed session on any of the items.

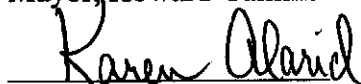
Adjourn

Councilor Stearley made a motion to adjourn the meeting. Councilor Hoffman seconded the motion. Councilor Hoffman voted aye. Councilor Ring voted aye. Councilor Stearley voted aye. The motion carried and the meeting adjourned at 11:53pm.

Approved, adopted and passed this 18th day of February 2004.

ATTEST:


Mayor, Howard Calkins


Clerk, Karen Alarid



**Planning & Zoning Commission
Regular Meeting
Edgewood Community Center
1/26/04**

CALL TO ORDER

The meeting was called to order @ 6:17 p.m. Members present: Brad Hill, Eldy Gillmer, Matt Lowry, Karen Bull and P&Z Administrator, Karen Mahalick. Members absent, Chris Kinnaman.

Approve Agenda

Commissioner Gillmer made the motion to approve the agenda. The motion was seconded and the motion passed.

**Approve minutes of
1-1-04**

Commissioner Gillmer made the motion to approve the minutes, the motion was seconded and the motion passed.

**Adoption of Open
Meetings Act**

The Commission annually readopts this resolution in compliance with Section 10-15-1B, NMSA 1978; the open meetings act.

Commissioner Gillmer made the motion to approve the Resolution 2004-1PZ in compliance with the NMSA open meeting act, Commissioner Lowry seconded the motion, Commissioner Hill, Commissioner, Gillmer and Commissioner Lowry voted aye, the motion passed.

**Annexations:
Zoning for 1.30 acres
on Cactus and Main**

The annexation petition for the property at the corner of Cactus and Main (1.30 acres) is requesting Residential and Services (R-S) zoning. This zoning category is for professional services and Dennis Engineering is going to be building their new office on this property. An adjoining property owner, Mr. Bassett was present and stated there was no opposition to this zoning category. Additionally, there is a 10" water line running down Cactus which will provide fire flow.

Commissioner Gillmer made the motion to approve the zone request for R-S Residential and Services, the motion was seconded and the motion passed.

**Prairie Hills
Subdivision**

Prairie Hills Master Planned subdivision is about 1 mile south of Highway 66 on the east side of Edgewood 7. The majority property owners are requesting MasterPlan zoning status in recognition of the approved Santa Fe County MasterPlan for this subdivision. The Commissioners had a copy of the MasterPlan subdivision plat to look over.

Commissioner Lowry made the motion to approve the zone request for MP MasterPlan, the motion was seconded and the motion passed.

Sign Ordinance review

The commissioners were given copies of the draft as per the council recommendations of 1-7-04, this draft includes the revised distances for overlay zone 2, extending north of Highway 66 to Frontage road on the north of I-40 and east and west of the intersection of Highway 344 and Highway 66 equidistant for 2625 feet each direction.

The commissioners discussed the impact this overlay may have on residential properties on the northeast side of I-40, Frontage Rd. Concern was expressed about 35 foot tall signs which were 70 square feet in this particular area.

Ms. Mahalick requested that section 6, Sign Design performance standards be removed as the overlay zones are providing zones 1 and 2 significantly larger signage then was envisioned when these performance standards were first drafted into the ordinance. With performance standards on a freestanding sign in overlay zone 1, there is a possible size increase of 75% putting the allowable freestanding sign in overlay zone 1 at 175 square feet and overlay zone 2 at 122.5 square feet. Commissioner Hill stated he was in favor of the standards and suggested the section be rewritten to reflect performance standards for monument style signs, presently sized at 32 square feet, 6 feet tall. Commissioner Lowry and Commissioner Gillmer agreed and by consensus, Ms. Mahalick was instructed to rewrite this section to reflect these standards as being applicable only for monument signage.

Adjourn

The motion was made for the meeting to adjourn and was seconded, the motion passed. The Meeting adjourned @ 7:30 p.m.



Brad Hill, Chairman