

TOWN OF EDGEWOOD
ORDINANCE NO. 2009-03

AN ORDINANCE GRANTING THE PETITION TO ANNEX
APPROXIMATELY 1.0 ACRE OF TERRITORY CONTIGUOUS TO THE BOUNDARY OF THE
TOWN OF EDGEWOOD,
NEW MEXICO.

WHEREAS: the owners of a majority of approximately 1.0 acre of territory contiguous to the current boundary of the Town of Edgewood have petitioned 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 and was, prior to signature by petitioners, duly approved by the Town Clerk, pursuant to NMSA 1978, S3-1-5 and

WHEREAS: the annexation petition is accompanied by a map, known as Exhibit 'A', showing the external boundary of the territory proposed to be annexed and the relationship of such territory to the existing Town boundary; and also is accompanied by a written description of the lands to be annexed and

WHEREAS: a public hearing, or hearings, regarding this ordinance have been published and held in conformance with the requirements of State law that:

1. The requested annexation is contiguous to the present municipal boundary.
2. The annexation request is signed by a majority of the number of acres in the contiguous property.

and;

WHEREAS: the Town Council, 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;

THEREFORE: BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF ED GE WOOD THAT:

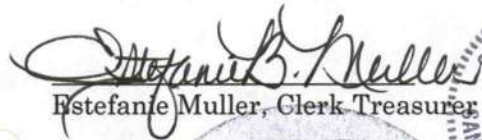
The territory described and defined in Exhibit 'A' is hereby annexed to the Town of Edgewood and is hereby made subject to all of the laws and ordinances which shall now or hereafter apply to land within the Town limits. Further, the Council hereby directs the Town Clerk to file a copy of the maps of the annexed territory in the office of the Clerk of Santa Fe County and 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 April 1, 2009 at an open meeting held at the Edgewood Community Center Town of Edgewood, New Mexico.

ATTEST:



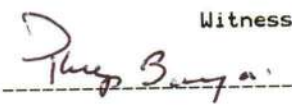
Glenn Felton, Mayor protem


Stefanie Muller, Clerk Treasurer

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

EDGEWOOD ORDINANCE
PAGES: 2

I Hereby Certify That This Instrument Was Filed for
Record On The 29TH Day Of April, 2009 at 07:44:55 AM
And Was Duly Recorded as Instrument # 1560788
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Valerie Espinoza
Deputy  County Clerk, Santa Fe, NM

SFC CLERK RECORDED 04/29/2009



TOWN OF EDGEWOOD

DEPARTMENT: Community Planning & Development

AGENDA DATE: 03/02/09

SUBJECT: Annexation New Mexico American Water, 1.0 acre

Purpose: The applicant is requesting annexation of 1.0 acre adjacent to the east boundary of the incorporated town limits.

Location: East of Quail Trail in Section 23, T10N, R7E, N.M.P.M.

Existing Use: Vacant Land, the water company wants to build a storage site to improve the system capacity.

Surrounding Land Use: Residential.

Traffic Considerations: There will only be periodic visits to the site, less than household use.

Water: Property is in the New Mexico American Water District and owned by New Mexico American Water District.

Sewer: There are no plans for sewer in this area and the applicant will not need this sewer with the proposed use.

Comprehensive Plan Element:

Land Use and Form of Development

Goal B: Consolidate lands for municipal jurisdiction in order to provide the most effective Town services and facilities.

Objective 1: Promote infill development where there is already existing infrastructure.

Objective 2: Support an annexation policy that requires an explanation of the purposes and conditions, the costs and benefits, and the overall impact regarding the annexation of lands to the Town.

Goal G: Protect the water resources of the Edgewood Community.

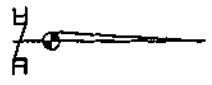
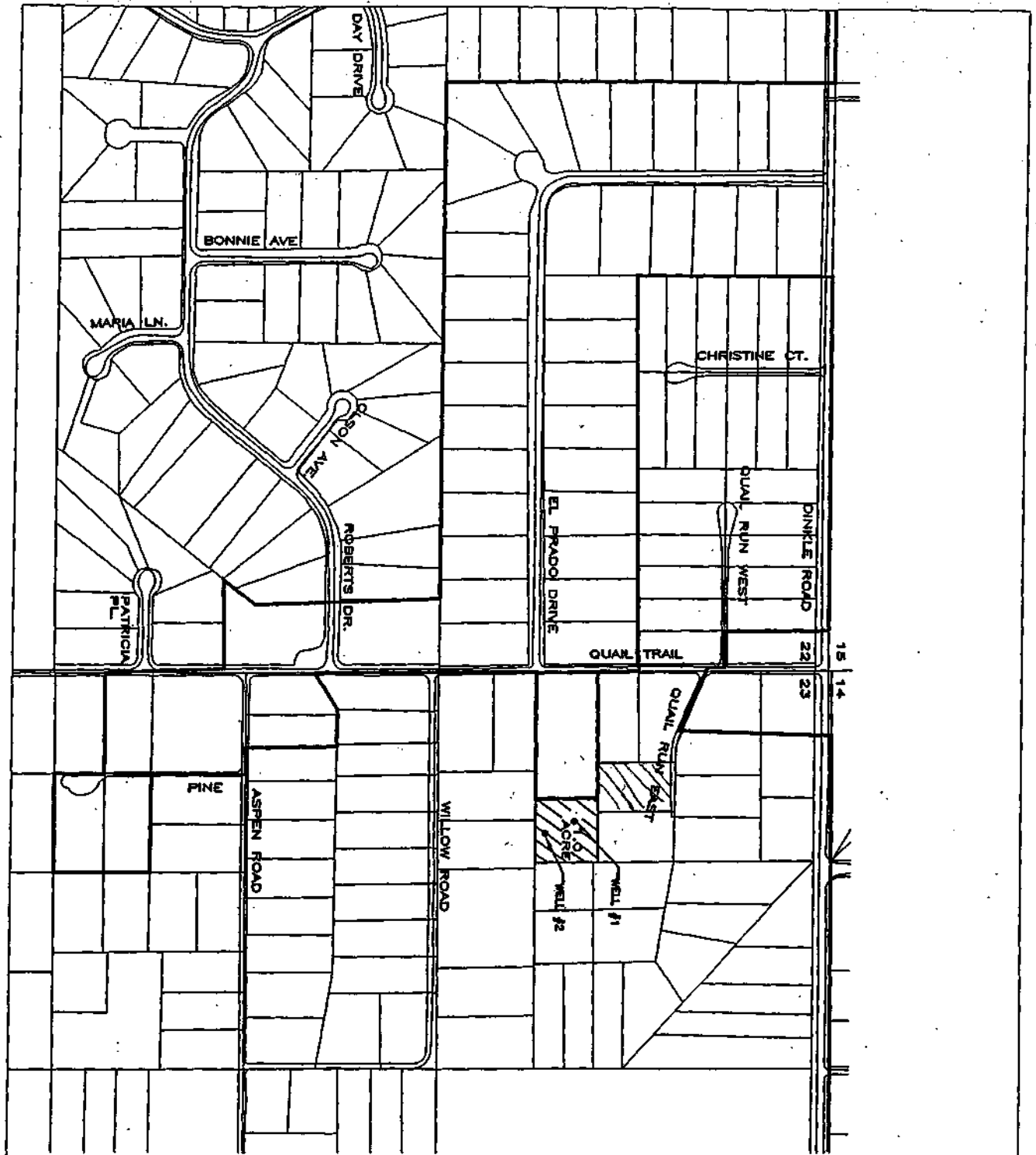
Goal F: Improve police/fire/rescue services in the Town.

Adding onto the storage capacity of the water system helps to ensure the supply of water is available when needed by the citizens and the emergency responders. This would be a positive infrastructure improvement for the residents.

These properties are in compliance with the Comprehensive Plan.

STAFF RECOMMENDATION:

Send a recommendation to the Town Council to approve the annexation of the New Mexico American Water 1 acre as Special Use-SU and the adjoining 1.0 acre as Residential R-1.



Scale: 1" = 500'

LEGEND

LAND TO BE ANNEXED:
 BEING A PORTION OF
 THE SE 1/4 NE 1/4
 SW 1/4 NW 1/4
 NW 1/4 AND THE
 EAST 1/2 OF SW 1/4
 NE 1/4 SW 1/4
 NW 1/4 NW 1/4 OF
 SECTION 23, T10N, R7E,
 SANITA FE COUNTY,
 NEW MEXICO



23 SECTION NUMBERS

TOWN OF ENDEWOOD LIMITS

DRAWN A	(SCALE)	ANNEXATION MAP QUAIL TRAIL WELL SITE	 dennis ENGINEERING COMPANY	PROJECT NEW MEXICO AMERICAN WATER	SHEET NO. 23 DATE 11/15/07 DRAWN BY J. L. GIBSON CHECKED BY J. L. GIBSON DATE 11/15/07
-------------------	---------	---	--	---	---

Harry B. Montoya
Commissioner, District 1

Virginia Vigil
Commissioner, District 2

Michael D. Anaya
Commissioner, District 3



Kathy Holian
Commissioner, District 4

Liz Stefanics
Commissioner, District 5

Roman Abeyta
County Manager

Office of the County Attorney

March 17, 2009

Karen Mahalick
Community Planning & Development
Town of Edgewood
P.O. Box 3610
Edgewood, NM 87015

Re: Town of Edgewood Annexation Petition

Dear Ms. Mahalick:

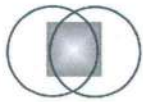
Pursuant to the Town's request to annex a one acre parcel of land in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the East $\frac{1}{2}$ of SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, T10N, R7E, NMPM, Santa Fe County has reviewed the application and has no objection to the annexation proceeding. We have notified the Fire Department, Sheriff's Office and Growth Management Director about the pending application. Please provide us with all relevant documentation of the annexation when it is complete.

Should you have any questions regarding the above, or wish to discuss this further, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Rachel A. Brown", is written over a horizontal line.

Rachel A. Brown
Deputy County Attorney



dennis
ENGINEERING

c o m p a n y

February 3, 2009

po box 909
21 main st suite 201
edgewood, nm 87015

o) 505.281.2880
f) 505.281.3640

Ms. Karen Mahalick
Community Planning and Development Manager
PO Box 3610
Edgewood, NM 87015
Via Hand Delivery

RE: New Mexico American Water
Quail Trail Well Site
Annexation of property

Dear Ms. Mahalick:

New Mexico American Water (NMAW) is hereby requesting annexation of the property known as the Quail Trail Well Site. The site is described on the attached annexation map, Exhibit A.

As you are aware, NMAW serves the Town of Edgewood water needs via six wells. Quail Trail Well Site has two wells and is contiguous with the Town of Edgewood boundary. The remaining four wells are within Town of Edgewood boundaries.

Please take the appropriate steps to have this property annexed. In addition, we would like to attend the Planning and Zoning meeting in which this annexation is discussed so please inform us of the date and time that this annexation request will be considered by the Commission. Thank you.

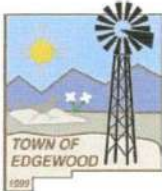
Should you have any questions, please call.

Sincerely,
dennis ENGINEERING company

Richard Runyon, EI
Staff Engineer

Enclosure: As referenced herein

File: 651-B
Steve Williams, DEC, Vice-President/Managing Principal
Tom Torres, NMAW Manager, 38 Cactus Road, Edgewood, NM 87015 (w/attachments)



PETITION FOR ANNEXATION

PETITIONER(S): New Mexico American Water **TELEPHONE:** 505-281-3294
(Attach proof of ownership: If not owner, must also provide notarized statement of authorization from owner.)
MAILING ADDRESS: 38 Cactus Road, Edgewood, NM 87015

LEGAL DESCRIPTION OF PROPERTY: *(Attach additional sheets as necessary.)*
See Exhibit 1; attached

TOTAL ACREAGE OF PROPERTY: 1.0

REQUESTED ZONING DESIGNATION FOR PROPERTY: SU
(Please note that the final zoning designation by Town 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.

Pursuant to NMSA 1978, §3-7-17 the undersigned petitioners request that the Town of Edgewood, by ordinance, grant this petition and annex approximately 1.0 acres of territory contiguous to its current eastern boundary Attached to this Petition as Exhibit "A", is a map showing the external boundaries of the territory proposed to be annexed and the relationship of this area to the existing Town boundaries and the second being a map showing the boundaries of the territory proposed to be annexed The undersigned petitioner owns a majority of the number of acres in the area proposed for annexation.

[Signature] Thomas Toates 1-9-09
Signature **Print Name** **Date**

Signature **Print Name** **Date**

Owner(s) of approximately 1.0 acres in the area proposed for annexation.

Any person knowingly providing or causing to be provided any false information on the petition, forging a signature or signing this petition knowing he or she is not an owner of real property within the territory proposed to be annexed is guilty of a fourth degree felony.
Pursuant to §3-1-5 NMSA 1978 (Repl. Ramp. 1987) the Town Clerk approves the form of this Petition.

[Signature] 02/23/2009
Clerk/Administrator **Dated**
Town of Edgewood, New Mexico

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.

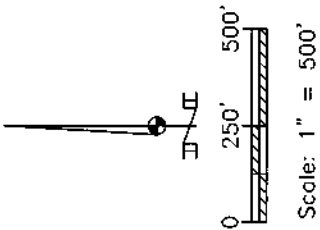
DATE: 12/15/10
BY: [Signature]
SCALE: 1" = 500'
PROJECT: NEW MEXICO AMERICAN WATER
CLIENT: NEW MEXICO AMERICAN WATER
DATE: 12/15/10
BY: [Signature]
SCALE: 1" = 500'
PROJECT: NEW MEXICO AMERICAN WATER
CLIENT: NEW MEXICO AMERICAN WATER

NEW MEXICO AMERICAN WATER
PROJECT

denNIS ENGINEERING
21 NORTH SUMMIT
DENVER, CO 80202
303.733.1800
303.733.1840

ANNEXATION MAP
QUAL TRAIL WELL SITE

(SHEET)
EXHIBIT
A

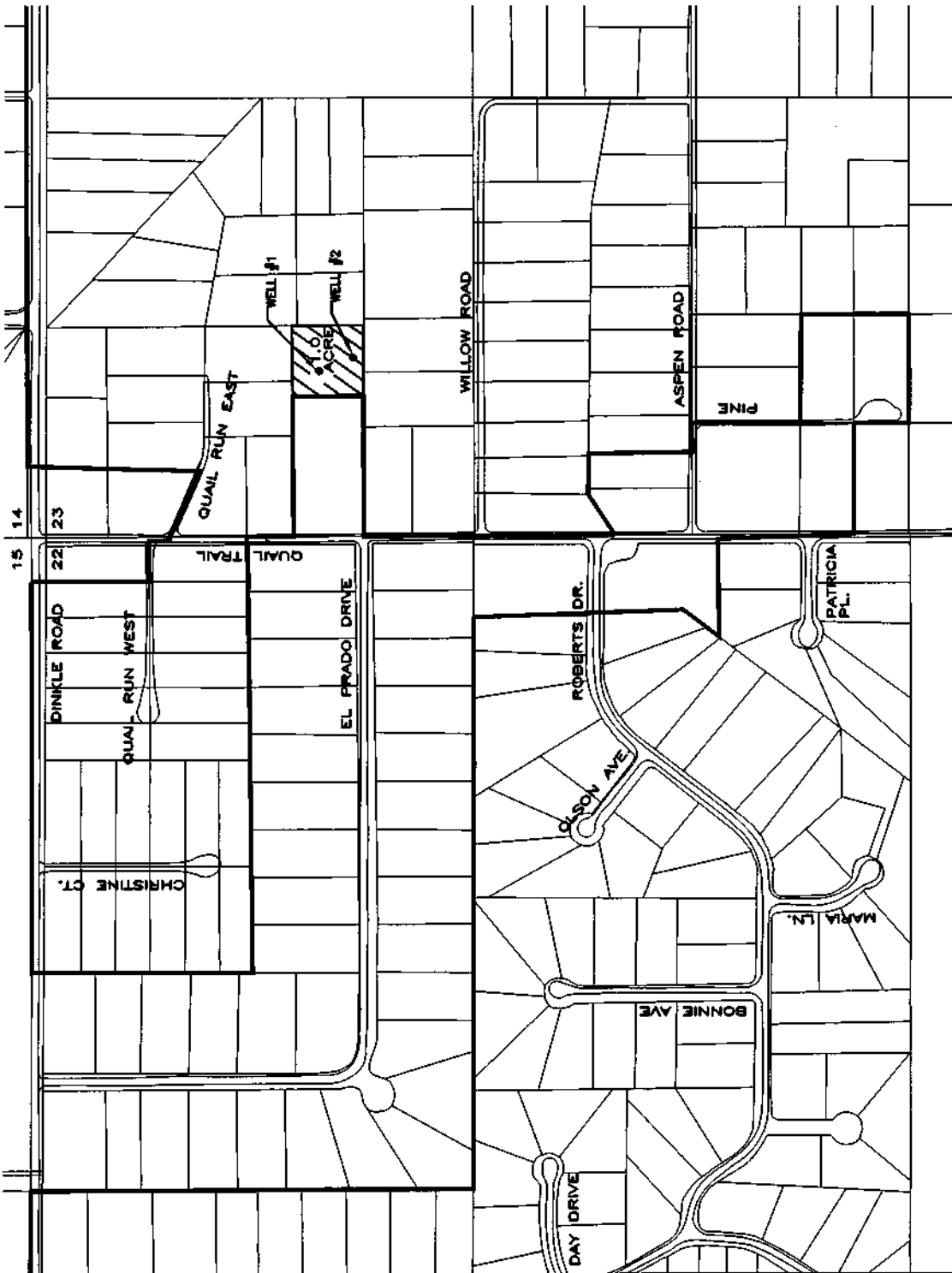


LEGEND

LAND TO BE ANNEXED:
BEING A PORTION OF
THE SE 1/4 NE 1/4
SW 1/4 NW 1/4
NW 1/4 AND THE
EAST 1/2 OF SW 1/4
NE 1/4 SW 1/4
NW 1/4 NW 1/4 OF
SECTION 23, T10N, R7E,
MURKIN
SANTA FE COUNTY,
NEW MEXICO



TOWN OF EDGEWOOD LIMITS
SECTION NUMBER
23



**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.



Initials

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.


Initials

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.


Initials

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.

ACCOUNT 940001946

NAME: BACA, HERMAN & MARIQUITA

ADDRESS: PO BOX 3337
EDGEWOOD , NM 87015

PROPERTY USE: SRES
TAX DISTRICT: 8T

PROPERTY ADDRESS: 11 WILLOW RD , T10N R 7E S23 TR B 1.25 AC ,MAKE CHAM 16X80 YR
1990 ,VIN 2007471242 PLATE # MHM8249

DEED BOOK and PAGE:

MAP CODE: 1-041-057-060-412 FILL1

PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$22500	
Improvements	\$35055	
Personal Property	\$0	
Alternate Value	\$0	
Livestock Value	\$0	
Exemptions	\$0	
Total Taxable Value	\$19184.99	* net value/3

ACCOUNT 99001178

NAME: MORFIN, GARY S

ADDRESS: PO BOX 1405
EDGEWOOD , NM 87015

PROPERTY USE: VAC
TAX DISTRICT: 8T

PROPERTY ADDRESS: 6 E QUAIL RUN , T10N R 7E S23 1.00 AC ,LOT B-2 ,MH ON PROP
DEED BOOK and PAGE:
MAP CODE: 1-041-057-043-461 FILL1
PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$18000
Improvements	\$0
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Taxable Value	\$5999.99

* net value/3

ACCOUNT 98601534

NAME: ALLEN, FRANK E & JUDY L

ADDRESS: 2225 CAMINO RANCHO SIRINGO
SANTA FE , NM 87505

PROPERTY USE: SRES

TAX DISTRICT: 8T

PROPERTY ADDRESS: 10 E QUAIL RUN , T10N R 7E S23 1.00 AC ,TR B-1 ,VIN B268405AB YEAR
96 MAKE SCHU 28X60

DEED BOOK and PAGE:

MAP CODE: 1-041-057-026-458 FILL1

PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$18000
Improvements	\$56022
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Taxable Value	\$24673.99

* net value/3

ACCOUNT 99300303

NAME: ARMENDARIZ, ADRIAN & NOEMI

ADDRESS: 14 QUAIL RUN E
EDGEWOOD , NM 87015

PROPERTY USE: VAC

TAX DISTRICT: 8T

PROPERTY ADDRESS: T10N R 7E S23 .990 AC , 610N R 7E S23 .990 AC,TR D-2-B ,

DEED BOOK and PAGE:

MAP CODE: 1-041-057-076-460 FILL1

PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$17820
Improvements	\$0
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Taxable Value	\$5939.99

* net value/3

ACCOUNT 99300304

NAME: RUNYAN, SCOTT W

ADDRESS: 5618 PRINCESS JEANNE AVE NE
ALBUQUERQUE , NM 87110

PROPERTY USE: LOTR

TAX DISTRICT: 8T

PROPERTY ADDRESS: 12 QUAIL RUN , T10N R 7E S23 .75 AC ,TR D-2-C ,

DEED BOOK and PAGE: 1439645

MAP CODE: 1-041-057-076-437 FILL1

PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value \$13500

Improvements \$0

Personal
Property \$0

Alternate Value \$0

Livestock Value \$0

Exemptions \$0

**Total Taxable
Value \$4499.99**

* net value/3

ACCOUNT 98500292

NAME: CHRISTENSEN, JAMES A &

ADDRESS: ELIZABETH 9 WILLOW RE
EDGEWOOD , NM 87015

PROPERTY USE: LOTR
TAX DISTRICT: 8T

PROPERTY ADDRESS: 9 WILLOW RD , T10N R 7E S23 1.25 AC ,SE4-SW4-NW4-NW4 ,
DEED BOOK and PAGE: 1390872
MAP CODE: 1-041-057-041-412 FILL1
PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$22500
Improvements	\$0
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Taxable Value	\$7499.99

* net value/3

ACCOUNT 99001180

NAME: RODRIGUEZ, BERNADETTE

ADDRESS: 8800 SILVERADO AVE SW
ALBUQUERQUE , NM 87121

PROPERTY USE: VAC
TAX DISTRICT: 8TIN

PROPERTY ADDRESS: T10N R 7E S23 2.032 AC , T10N R 7E S23 2.0316 AC ,LOT B-5 ,
DEED BOOK and PAGE: AS PER C
MAP CODE: 1-041-057-026-438 FILL1
PENDING PAYMENT: \$0.00

Assessment Information

2008 Land and Improvement Values

Land Value	\$26094
Improvements	\$0
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Taxable Value	\$8697.99

* net value/3

ACCOUNT 98601537**NAME:** EPCOR WATER NEW MEXICO INC**ADDRESS:** 2355 W PINNACLE PEAK RD STE 30 0
PHOENIX , AZ 85027**PROPERTY USE:** VAC**TAX DISTRICT:** 8TIN**PROPERTY ADDRESS:** 17 B QUAIL TRL , T10N R 7E S23 1 AC NE4-SW4-NW4, -NW4 W/IN ,**DEED BOOK and PAGE:** 2180/336**MAP CODE:** 1-041-057-055-438 FILL1**PENDING PAYMENT:** \$0.00**Assessment Information****2013 Land and Improvement Values**

Land Value	\$18000
Improvements	\$0
Personal Property	\$0
Alternate Value	\$0
Livestock Value	\$0
Exemptions	\$0
Total Full Value	\$18000.0
Total Taxable Value	\$6000.00

* net value/3