

# MINUTES

VILLAGE OF LOS RANCHOS de ALBUQUERQUE  
6718 RIO GRANDE BOULEVARD N.W.  
**BOARD OF TRUSTEES REGULAR MEETING**  
**DECEMBER 8, 2010 - 7:00 p.m.**

**Present:**

Larry P. Abraham, Mayor	Kelly S. Ward, Administrator
Don Lopez, Trustee / Mayor Pro Tem	Annabelle Silvas, Clerk
Mary Homan, Trustee	Bill Chappell, Attorney
Tim McDonough, Trustee	Nancy Haines, Treasurer
Pablo R. Rael, Trustee	Fred Radosevich, Public Safety
	Linda Seebach, P & Z Director

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**1. CALL TO ORDER**

**Mayor Abraham** called the meeting to order at 7:00 p.m.

**Mayor Abraham** stated that a closed meeting was held at 6:00 p.m. and only those items stated on the posted notice for the closed meeting were discussed at the closed meeting.

**MOTION: Trustee Lopez** moved approval of the Mayor's closed meeting statement which will become part of the minutes of this meeting. **Trustee Homan** seconded the motion.

**VOTE:** The motion carried unanimously 4-0.

**A. APPROVAL OF AGENDA**

**MOTION: Trustee Rael** moved approval of the Agenda. **Trustee McDonough** seconded the motion.

**VOTE:** The motion carried unanimously 4-0.

**2. PUBLIC COMMENT PERIOD**

There were no public comments.

**3. CONSENT AGENDA**

A. MINUTES – November 10, 2010–Regular Meeting

B. DEPARTMENT AND COMMITTEE REPORTS

1. ANIMAL CONTROL

**MOTION: Trustee Homan** moved approval of the Consent Agenda. **Trustee Lopez** seconded the motion.

1 **VOTE:** The motion carried unanimously 4-0.

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**4. REPORTS**

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**A. MAYOR'S REPORT**

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**Mayor Abraham** reported on the following:

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- The 4<sup>th</sup> Street businesses had a successful Christmas stop and shop this last weekend

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- Growers market will be held this Saturday from 10:00-12:00

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- We are having a holiday pot luck on December 23<sup>rd</sup> for Trustees and employees

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- Closing on the Anderson property tomorrow at 3:30 on the additional 4 acres

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**B. ADMINISTRATOR'S REPORT**

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**Administrator Ward** reported on the following:

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- The construction of the fire station ran into a snag in which four feet was lost at the beginning of the project. This has been figured out and now repositioning the building so that it fits.

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**C. PLANNER'S REPORT**

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**Planner Seebach** reported on the following:

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- Assisted Annabelle in reviewing the subdivision section of the ordinance codification. She has done the majority of the work on the codification review. It is a long, intense project. The zone code itself has not been completed for review.

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- Two large projects which started in January of 2010 are concluding.

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- Shannon is almost finished with the formatting of the 2020 Master Plan. It will go to P & Z on the 14<sup>th</sup> for a recommendation to forward to the Board for adoption. The Master Plan has been on the web since the first of November. No adverse comment has been received. The final presentation is extremely well done.

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- The Family Transfer of Subdivision Task Force concluded its task, the result of which are the moratorium and ordinance to repeal the Special Use Permit for Family Transfer of Subdivision and the drafting of a new ordinance to address in-home care giving. A complete report will be given when these items come up for discussion later on the Agenda.

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- Attended a joint meeting with MRGCD, AMAFCA, Bernalillo County and City of Albuquerque concerning the Riverside and Alameda canals study. Leedshill Herkenhoff did a study in 1991 and concluded that in the 100 year flood, the canals would not be able to contain the water and would overflow the canal capacity. Much has changed since 1991, including the Village Storm Sewer discharge outlet into the Alameda Main Canal.

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The 2011 study will initially be composed of two parts 1) water quality from the outfalls into the Alameda canal and 2) to survey elevations of surrounding property to determine if the property is higher than the canals and would drain into them. The initial phase of the 2011 study will be a physical examination of the canals to pinpoint outflows and determine current flow rates and volumes. Phase II would be property surveys. The points I made to the committee were 1)

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The Village only has one 5 cfs outfall when it rains and very little abutting property, so the Village contribution, should the Board decide to participate at all, should be appropriately small. A representative from the group will be coming before the Board with an MOU for the 2011 study at some future date.

- She and Tim McDonough have an all day meeting with EPA on the 15<sup>th</sup> of December where EPA is going to outline what they want from the Rio Grande Watershed Permit. Fortunately for the Village, Trustee McDonough has been an active participant in this process.
- On January 1<sup>st</sup> final notice letters will be sent to all addresses that should have tied into sanitary sewer years ago. Reminder letters will go to all I & J addresses who have not yet hooked up.

**D. LEGAL REPORT**

**Attorney Chappell** reported on the following:

- He dealt with a number of issues this month which were focused on a minor subdivision that is scheduled before the Planning and Zoning Commission for next week
- Worked on getting the Anderson property transaction for closing
- Have spent some time on finalizing the ordinance codification on the zoning section.
- Responded to miscellaneous items

**E. PUBLIC SAFETY REPORT**

**Public Safety Director Radosevich** reported on the following:

- He and the Mayor had a luncheon meeting with the new Sheriff and Undersheriff
- He and Kelly met with the Bernalillo County Fire Dept regarding a solution on fire inspections for Village businesses
- The Bernalillo County Sheriff activity for November within the Village was 229 calls and Bernalillo County Fire Dept. had 42 EMS and 2 Fire calls.
- The majority of the complaints are speeding and stop signs.
- Moved a speed board to Rio Grande between Ranchitos and El Pueblo
- Abandoned vehicles on Schulte and Nara Visa
- Served a Court Summons on Applewood Lane

**5. FINANCIAL BUSINESS**

**A. CASH REPORT – NOVEMBER**

**Treasurer Haines** presented the cash report.

**MOTION: Trustee Rael** moved approval of the Cash Report as presented. **Trustee Homan** seconded the motion.

**VOTE:** The motion carried unanimously 4-0.

**6. PUBLIC HEARINGS AND APPLICATIONS**

There were no public hearings.

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7. **OLD BUSINESS**

There was no old business.

8. **NEW BUSINESS**

**A. PRESENTATION BY THE LAVENDER COMMITTEE. DISCUSSION OF 2011 LAVENDER IN THE VILLAGE FESTIVAL**

**David Hudson**, 529 Roehl Rd, said the lavender committee is re-organizing and can no longer support all of the vendors as they had in the past. They are willing to work with the Village to make the transition over to another entity taking over the lavender festival. He said they would be willing to run the barn dance but is not capable of putting together another lavender festival as in the past.

**Trustee Lopez** asked what it would cost for the Village to run the Lavender Festival.

**David Hudson** said it did not cost them anything. It depends on how good the Village would be at fundraising and getting volunteers. To their surprise, he said at the end of the 2009 lavender festival the lavender committee should take a year off and get organized.

**Trustee McDonough** said he recalled that they had a fair amount of money in the bank account and asked how much.

**David Hudson** said he believed that it was about \$85,000.

**Trustee McDonough** asked if some of that money would transfer over and if they would make those funds available to the group that takes over the efforts.

**David Hudson** said he believes the committee would transfer over the money to the new group running the event assuming everything falls within the confines of their 501(c) 3 non-profit. He said they believed there would be lavender planted at the Anderson fields. He said Los Poblanos withdrew their lavender from their “U-Pick” program, so there may be a lavender festival with no lavender.

**Trustee Lopez** asked how many months in advance does lavender need to be planted.

**David Hudson** said he did not know.

**Penny Rembe**, with Los Poblanos Ranch, said that it usually takes them at least 2 years to get a mature plant. She said when they started; they used squim Washington as their prototype. Squim started out with 2 lavender farms and then it got to 30 farms. After 10 years of sponsoring the lavender festival and having their fields open for this long, they lost too much money and said they just cannot continue their involvement with the lavender festival but would like to remain a sponsor of it.

**Trustee Lopez** said since the Village now has the Los Ranchos Agri-Nature Center; the Village could plant lavender at that site so the Village will not have to face this problem again.

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**Trustee Homan** said the Village could probably do a demonstration on how to plant it.

**Trustee Lopez** said he thinks lavender has become a symbol of the Village and would not like to see lavender disappear.

**Mayor Abraham** said he agrees about the importance of the lavender festival but the Village must think about available resources and if, financially, it would be a wise thing to do since Los Poblanos just explained how hard it was on them financially. He said the Village has planted two trees and they have already died.

**Penny Rembe** said that lavender does not take as much water as trees require. She said the lavender in the Village committee raised money to promote agriculture in the Village. If a plan is set and funding is requested, then a grant can be given and a lavender specialist can come in and amend the soil and get the lavender going. Los Poblanos will still grow and sell lavender products in the Los Poblanos store and they would be interested in possibly purchasing lavender that the Village produces however; they are not able to participate in the lavender festival any longer.

**David Hudson** said the lavender committee board members felt very strongly that there should be a public announcement that there will be a lavender festival, the dates, and details to follow. Notifications from vendors come in around the first of year, and then they send in their applications, so they feel strongly that an announcement needs to be made.

**Mayor Abraham** said, at this point, no one is prepared to make an announcement until plans on how the event will proceed are made.

**Administrator Ward** said when he talked to Kay Shollenbarger; the lavender committee did have a need to reach out to the participants in previous years. At a minimum, the committee should at least say that they are not organizing or hosting the entire festival and direct further questions or comments to Village Hall. They probably do need to give some kind of notice to their participants at the beginning of the year about the changes.

**Trustee Lopez** asked if someone like Lori Barrett with Lakota Consulting would be a potential resource to organize the lavender festival.

**Mayor Abraham** requested an item for the lavender festival be put on the January agenda.

**B. DISCUSSION AND APPROVAL OF RESO. NO. 2010-12-1 A RESOLUTION EXTENDING THE MORATORIUM ON ACCEPTANCE OF APPLICATIONS FOR FAMILY TRANSFERS SUBDIVISIONS IN ALL ZONES OF THE VILLAGE UNTIL FEBRUARY 28, 2011**

**Trustee Lopez** said the Family Transfer Subdivision committee went through a lot of meetings to come to the conclusion to repeal this ordinance and substitute a new ordinance in its place, primarily for caregivers. The biggest stumbling block seemed to be how to define a family. Attorney Chappell said that definition is changing quite a bit. Leaving the original ordinance in place does not seem like a good idea. Time is needed

1 to put out the other ordinance for review and approval.

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3 **Trustee Homan** asked Trustee Lopez to confirm that he is not asking it to be repealed  
4 right now; rather the proposal is to extend it.

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6 **Trustee Lopez** said they are requesting an extension, but that it will be repealed.

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8 **Planner Seebach** said the first item “B” is to extend the moratorium so the Village is  
9 covered and can get the ordinance adopted. The second item is to introduce and repeal  
10 the Family Transfer Subdivision.

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12 **MOTION: Trustee Lopez** moved approval of Resolution No. 2010-12-1. **Trustee Rael**  
13 seconded the motion.

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15 **ROLL CALL VOTE: Trustee McDonough-aye; Trustee Homan-aye; Trustee**  
16 **Lopez-aye; Trustee Rael-aye.**

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18 **VOTE:** The motion carried unanimously 4-0.

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20 **C. DISCUSSION AND APPROVAL TO ADVERTISE IN SUMMARY AN**  
21 **ORDINANCE TO REPEAL ORDINANCE NO. 183, SECTON 16 SPECIAL USE**  
22 **PERMIT, (B) (15) FAMILY TRANSFER OF SUBDIVISION**

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24 **Planner Seebach** explained the current ordinance and how it leaves the Village  
25 vulnerable. The conclusion is to repeal.

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27 **MOTION: Trustee Lopez** moved approval to advertise the Ordinance in summary.  
28 **Trustee Rael** seconded the motion.

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30 **VOTE:** The motion carried unanimously 4-0.

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32 **D. DISCUSSION AND APPROVAL OF RESOLUTION NO. 2010-12-2 – A**  
33 **RESOLUTION ESTABLISHING THE VILLAGE LEGISLATIVE PRIORITIES**  
34 **FOR THE 50<sup>TH</sup> LEGISLATURE FIRST SESSION**

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36 **MOTION: Trustee Rael** moved approval of Resolution No. 2010-12-2. **Trustee**  
37 **Homan** seconded the motion.

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39 **ROLL CALL VOTE: Trustee McDonough-aye; Trustee Homan-aye; Trustee**  
40 **Lopez-aye; Trustee Rael-aye.**

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42 **VOTE:** The motion carried unanimously 4-0.

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44 **9. TRUSTEES INFORMAL DISCUSSION**

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46 **Trustee Rael** asked what is going to happen to JB’s Restaurant.

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48 **Administrator Ward** said he talked to Roger and informed him that we would get a  
49 letter of support. He talked to Mark Kelly who is an engineer for the Albuquerque  
50 Bernalillo County Water Utility Authority and they are inclined to support an extension

1 of that deadline. Not for two years but up for a year

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3 **Trustee Homan** mentioned that she attended the National League of Cities Conference  
4 in Denver. It was not as well attended as in the past, but had close to 1,000 elected  
5 officials that attended. There were a number of valuable workshops. One of the big  
6 things she saw revolved around creating a sustainable plan for your community and  
7 wanted to emphasize that the Village start looking into that. Things that would go in  
8 hand with our 2020 master plan which could include issues on water sustainability,  
9 energy efficiency measures, protecting water sheds and even solar sheds and working  
10 with our Growers Market and it also would support our open space. There are also many  
11 grants available for small communities

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13 **Trustee McDonough** asked for a speed sign on Ortega. He said the traffic is bad in the  
14 mornings when people are rushing to get to work.

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16 **Mayor Abraham** stated that he met with Alan Armijo who is the Village lobbyist. Mr.  
17 Armijo has a two year contract for a total of \$15,000. Mr. Armijo has expressed concern  
18 on what he is able to do at the Legislature next year. The Mayor asked for the Boards  
19 feeling on what they wanted to spend on the fiscal side.

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21 **Trustee Rael** stated that he feels it is important to have someone representing and  
22 lobbying for the Village at the Legislature.

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24 **Trustee Homan** stated that she would assume we are taking the same approach as the  
25 New Mexico Municipal League. Basically holds us harmless, leave us alone, let us  
26 continue to take care of us, but don't take anything away from us.

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28 **Trustee Rael** stated that something could come up and hurt the Village if we don't have  
29 representation.

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31 **10. ADJOURNMENT**

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33 The meeting was adjourned at 8:00 p.m.

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35 **APPROVED** by the Board of Trustees of the Village of Los Ranchos de Albuquerque this  
36 \_\_\_\_ day of \_\_\_\_\_, 2010.

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38 **ATTEST:**

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Annabelle Silvas, Village Clerk