

MINUTES

VILLAGE OF LOS RANCHOS de ALBUQUERQUE
6718 RIO GRANDE BOULEVARD N.W.
BOARD OF TRUSTEES REGULAR MEETING
JUNE 9, 2010 - 7:00 p.m.

Present:

Larry P. Abraham, Mayor
Tim McDonough, Trustee
Pablo R. Rael, Trustee
Mary Homan, Trustee

Kelly S. Ward, Administrator
Annabelle Silvas, Clerk
Bill Chappell, Attorney
Nancy Haines, Treasurer
Linda Seebach, P & Z Director
Fred Radosevich, Public Safety Director

Excused Absence:

Donald T. Lopez, Trustee/Mayor Pro-Tem

1. CALL TO ORDER

Mayor Abraham announced that a closed session was held at 6:30 p.m. and only those matters listed on the notice were discussed.

MOTION: Trustee Homan moved approval of the closed meeting statement. **Trustee Rael** seconded the motion.

VOTE: The motion carried 3-0.

A. APPROVAL OF AGENDA

MOTION: Trustee Rael moved approval. **Trustee Homan** seconded the motion.

VOTE: The motion carried 3-0.

2. PUBLIC COMMENT PERIOD [3 MINUTE TIME LIMIT] - (PLEASE SIGN IN WITH THE CLERK IF YOU WISH TO SPEAK UNDER PUBLIC COMMENT ON AN ITEM THAT IS NOT ALREADY ON THIS AGENDA)

None.

3. CONSENT AGENDA

There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. MINUTES – MAY 12, 2010–Regular Meeting

B. DEPARTMENT AND COMMITTEE REPORTS

1. ANIMAL CONTROL

Trustee Homan said she had corrections on the minutes. On page 1, line 16, she is shown under the excused absence but noted that she was actually in attendance. She requested it be shown that she attended by telephone. The second correction is on page 12, line 10. She said the line begins with “would lead to a greater response time” and that the intent was not captured. She said that it was going to be “an improved response time”. She said she wanted to reflect what the intent was.

Trustee McDonough said he had a correction to the minutes on page 8, line 30. He said he wanted to clarify that he intended to say that the new position did not take on the responsibility of law enforcement, not that the Village does not want law enforcement.

MOTION: Trustee Homan moved approval of the CONSENT AGENDA with the adjustments to the minutes as discussed. **Trustee Rael** seconded the motion.

VOTE: The motion carried 3-0.

4. REPORTS

A. MAYOR'S REPORT

Mayor Abraham reported on the following:

- There has been good attendance at the Growers’ Market and it has been doing extremely well.
- The Lavender in the Village will be held on June 25, 26 & 27th and Village Hall will have a table on June 25th for the trustees for the barn dance.
- The Village has taken possession of the Anderson open space property and now will need to determine how to maintain it.

B. ADMINISTRATOR'S REPORT

Administrator Ward reported on the following:

- The Animal Control Officer position has been re-advertised and in the meantime Mr. McDowell is doing a great job with Animal Control.
- The Village is getting Mr. Radosevich settled in his new position of Public Safety Director.
- The Village will start painting the Anderson property and then will have an on-site walk through and get some thoughts on how to go forward on this property.
- An invoice has been prepared and the Intergovernmental Agreement with Bernalillo County to purchase an additional 4 acres.
- The Village chipper was stolen and the Village has now purchased a used chipper.
- The Village has hired an environmental consultant firm (Souder, Miller & Associates) to do the assessment on the Schulte property. They have turned in the initial work plan and initial site

assessment verifying the site is safe and then will submit a work plan to do the actual assessment of the size of contamination. He said he received three proposals.

- He is looking at the rebuild of 4th Street from Schulte to Paseo del Norte and is included in the Village's Infrastructure Capital Improvement Projects. He said he had visited with the Council of Governments to get on their September submittal process which will start the scope to find funding to do the project and include the TIP and pursue the funding.

C. PLANNER'S REPORT

Planner Seebach reported on the following:

- She thanked The Board of Trustees on behalf of the Planning & Zoning staff for all for their support and appreciation of the staff work.
- The building permits are still down.
- The staff is working diligently on monitoring hookups to sanitary sewer.
- Marcy has sent out letters and is cross checking our database with the Albuquerque Bernalillo County Water Utility Authority (ABCWUA).
- Code enforcement officer, Keen Heinzelman, has been monitoring the situation at 342 Nara Visa and it is making progress and he will continue to monitor it.
- The 2010 Master Plan Committee has been meeting and is in the process of finalizing it and may be ready for public comment next month.
- There is a resolution on the agenda to extend the moratorium on family transfer subdivisions until December 31, 2010.

D. LEGAL REPORT

Attorney Chappell reported on the following:

- His office worked on the MOU relating to the office of the public safety coordinator.
- Worked on some issues on sewer hookups.
- They have started assembling and organizing all of the ordinances to reduce them to a codification system.
- They have responded to a couple of matters on options of the Anderson's.
- Responded to issues with respect to the operator agreement on the Unser Museum.
- His office has worked on issues of dog bites regarding vicious or dangerous classification. They are primarily looking at how these ordinances are enforced either by citation or metro court. They are trying to figure out what is a more efficient way to enforce ordinance violations for the Village.

E. PUBLIC SAFETY REPORT

Public Safety Director Radosevich reported on the following:

- He has reviewed the contracts with Bernalillo County Fire Department and all former contracts the Village has with the Bernalillo County Sheriff's Department.
- He has reviewed the ordinances of fire prevention, alarm devices, animal welfare, Emergency Management, and abandon vehicles.
- He has had several meetings with Bernalillo County Fire Field Staffing Commander Greg Perez, and Bernalillo County Sheriff's Department's Lt. Weller, Capt. Gregg Marcantel who is in charge of the Criminal Investigation Division, and Lt. Duncan Sanchez who is in charge of the Narcotics Division. He recently met with Chief Deputy David Linthicum who runs the overall Bernalillo County Sheriff's Department and Captain Matt Gonzales who is charge of Field Services Division.
- He met with the Village's Emergency Manager, Jeff Phillips.
- He met with Kay Shollenbarger on the Lavender Festival to make sure they have a safe event and has also met with the person taking care of the traffic control and they will be submitting a plan to the Village.
- Bernalillo County Fire Department Field Staffing Commander, Greg Perez, submitted a fire report to him and reported that in January they responded to 63 calls both Fire and EMS, in February there were 60, March 60, April 76 and in May 70.
- The Bernalillo County Fire Department will be assisting as much as they can for the 4th of July parades and will have patrols out all weekend for any fireworks or fires.
- He submitted a funding request to the New Mexico Department of Transportation and Traffic Safety Bureau for more speed boards in the Village.
- He met with Ken Podborny from the U.S. Department of Agriculture on the coyote problems in the Village.
- He has assisted Animal Control and Code Enforcement on a couple of issues within the Village.
- He has also participated in the Albuquerque Retail Assets Protection Association.

F. FIRE DEPARTMENT REPORT

Public Safety Director Radosevich reported for the fire department above.

5. FINANCIAL BUSINESS

A. CASH REPORT – MAY

Treasurer Haines presented the cash report. She said there was an increase of \$285,784.95 from the prior month. The ending cash balance at May 31st was \$3,733,863.49. The year-to-date excess of revenues over expenditures is at \$744,657.07.

MOTION: Trustee McDonough moved approval of the CASH REPORT. **Trustee Rael**

seconded the motion.

VOTE: The motion carried 3-0.

6. PUBLIC HEARINGS AND APPLICATIONS

None.

7. OLD BUSINESS

None.

8. NEW BUSINESS

A. DISCUSSION AND APPROVAL OF THE RECOMMENDATION OF BID AWARD FOR THE RIO GRANDE BIKE LANE PROJECT TO MOUNTAIN STATES CONSTRUCTORS, INC.

Administrator Ward said that Albuquerque Asphalt was deemed as non-responsive. And they were the lowest bid when the bid was opened a couple of months ago. Star Paving was the second lowest bid and was also deemed as non-responsive. The third lowest bid is Mountain States Constructors which is about \$54,000 more than Albuquerque Asphalt's bid but it is well within the range of the engineers estimate as well as the available funds.

Trustee McDonough asked Administrator Ward if he expects that Albuquerque Asphalt will further protest the disqualification.

Administrator Ward said Albuquerque Asphalt asked for administrative reconsideration of the original determination. They received a hearing and it was determined that the initial ruling was correct which ends their ability to protest that and Star Paving did not protest.

MOTION: **Trustee McDonough** moved approval of the bid award to Mountain States Constructors, Inc. **Trustee Rael** seconded the motion.

VOTE: The motion carried 3-0.

B. DISCUSSION AND APPROVAL OF RESOLUTION NO. 2010-6-1 – A RESOLUTION EXTENDING THE MORATORIUM ON ACCEPTANCE OF APPLICATIONS FOR FAMILY TRANSFER SUBDIVISIONS IN ALL ZONES OF THE VILLAGE UNTIL DECEMBER 31, 2010

MOTION: **Trustee Rael** moved approval of Reso. No. 2010-6-1. **Trustee Homan** seconded the motion.

ROLL CALL VOTE: McDonough-aye; Rael-aye; Homan-aye.

VOTE: The motion carried 3-0.

C. APPROVAL OF THE MAYORS APPOINTMENTS OF THE PLANNING AND ZONING COMMISSIONERS MICHAEL HANNAH AND DIANE ALBERT

MOTION: **Trustee Rael** moved approval of the Planning & Zoning Commissioner appointments. **Trustee McDonough** seconded the motion.

VOTE: The motion carried 3-0.

D. DISCUSSION AND APPROVAL TO DESTROY PUBLIC RECORDS THAT ARE ELIGIBLE FOR DESTRUCTION ACCORDING TO THE RECORDS RETENTION AND DISPOSITION SCHEDULES

MOTION: **Trustee McDonough** moved approval of the destruction of public records. **Trustee Rael** seconded the motion.

VOTE: The motion carried 3-0.

9. TRUSTEES INFORMAL DISCUSSION

Trustee Homan stated that she worked with a Village resident who voiced some concerns with traffic and trash issues around the Guadalupe Trail and Chamisal areas and they have been in contact with Mr. Radosevich.

10. ADJOURNMENT

The meeting was adjourned at 7:40 p.m.

APPROVED by the Board of Trustees of the Village of Los Ranchos de Albuquerque this ____ day of _____, 2010.

ATTEST:

Annabelle Silvas, Village Clerk