

BOARD OF TRUSTEES CLOSED MEETING - 6:30 P.M.

**Village of Los Ranchos
6718 Rio Grande Blvd NW
April 24, 2002**

Present:

John Hooker, Mayor
David Siegel, Trustee
Donald Lopez, Trustee
Pablo Rael, Trustee

Dorothy Connolly
Hank Rosoff, Administrator
Cyndie Tidwell, Planner
Ilyse Haas, Attorney
David Mathews, Attorney

On Wednesday, April 24, 2002, the Village of Los Ranchos Board of Trustees held a closed meeting at 6:30 p.m. The purpose of the closed meeting was for the discussion of pending litigation regarding Gemini Fireworks and Chase v. Village of Los Ranchos pursuant to NMSA 10-15-1 (H) (7). The matters discussed in the closed meeting were limited to those specified in the notice of closure.

MINUTES

**Village of Los Ranchos
6718 Rio Grande NW
Board of Trustees Regular Meeting
April 24, 2002 - 7:00 p.m.**

Present:

John Hooker, Mayor
David Siegel, Trustee
Donald Lopez, Trustee
Pablo Rael, Trustee

Dorothy Connolly
Hank Rosoff, Administrator
Cyndie Tidwell, Planner
Ilyse Haas, Attorney
David Mathews, Attorney

Absent:

Penny Rembe, Mayor Pro Tem
Allen Leatherwood, Treasurer
Annabelle Silvas, Clerk

1. CALL TO ORDER

The Village of Los Ranchos Governing Body held a Regular Meeting on Wednesday, April 24, 2002, in the Warren J. Gray Hall. The meeting was called to order at 7:00 p.m.

Motion: Trustee Lopez moved to appoint Dorothy Connolly as acting clerk for the evening. **Trustee Rael** seconded the motion.

A. Approval of Agenda

Motion: Trustee Rael moved approval of the agenda. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

B. Presentation of Credit Union Membership by Jeff McDaniel President of First Financial of New Mexico

Jeff McDaniel, President of First Financial Credit Union, presented information for the employees of the Village of Los Ranchos de Albuquerque to join the First Financial Credit Union. Mr. McDaniel also advised the Board that it was available to the residents of the Village. He elaborated on the many benefits including lower rates than the banks are currently offering.

2. PUBLIC COMMENT PERIOD

There were no public comments.

3. CONSENT AGENDA

A. Approval of the Minutes - Regular Meeting - April 10, 2002

B. Approval of the Home Occupation Renewals

Motion: Trustee Lopez moved approval of the Consent Agenda. **Trustee Siegel** second the motion.

Vote: The motion carried unanimously.

4. PUBLIC HEARINGS

There were no public hearings.

5. OLD BUSINESS

A. Approval of the appointment of Planning & Zoning Commissioner Dan Dolan

Trustee Lopez stated that a number of applications have been submitted and that he would like to see a change in the Planning and Zoning Commission. He said he has reviewed the applications and would like to see Stephen Derwelis appointed, because he feels that the agricultural interests in the Village needs to be represented.

Motion: Trustee Lopez moved to deny the approval of Mr. Dolan as Planning and Zoning Commissioner. **Trustee Rael** second the motion.

~~**Trustee Siegel** stated he agreed it would be nice to have a change for this appointment. He asked how does Mr. Derwelis represent an agricultural interest other than being a veterinarian. It is the Mayor's prerogative to offer names and nominations and not the Trustees according to state law. The Trustees have the advice and consent role. He further stated that it would be nice to have a change, but he feels that Mr. Dolan is the most qualified individual for the position and he intended to be speaking in favor of his reappointment. (Changed per direction of Trustee Siegel at May 22nd meeting. He said that the Board has other applications of individuals that are interested in this position.~~

Mayor Hooker advised that this subject matter would be brought back under New Business at the next scheduled meeting.

Vote: The motion carried two to one in favor of **not appointing** Dan Dolan as the Planning and Zoning Commissioner with Trustee Siegel voting no.

B. Approval of the appointment of Glen Fellows to fill the unexpired term of Planning and Zoning Commissioner Lynn Johnson.

Motion: Trustee Siegel moved approval of the appointment of Glen Fellows. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

C. Review of Open Items from April 17, 2002, Discussion of Zoning Ordinance

Motion: Trustee Siegel moved to table the remainder of the A-1 Zoning Code due to several controversial items and that Trustee Rembe is not available. **Trustee Lopez** second the motion.

Mayor Hooker stated that this includes everything in Paragraph E to the end of Section 6. This repeats itself through the subsequent sections so we will have to discuss this issue and consequently will have to be tabled.

Motion: Trustee Siegel moved to table the discussion to the July 24, 2002 Board of Trustees Meeting due to some controversial items, and due to Trustee Rembe not being available. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

6. New Business

A. Discussion and Comment on Draft Zoning Ordinance (dated January 19, 2001)-

Section 7-Agricultural and Residential Zone (A-3).

Motion: Trustee Lopez moved to incorporate all the A-1 comments up through Paragraph D in the A-3 Zone. **Trustee Rael** second the motion.

Vote: The motion carried unanimously.

Motion: Trustee Lopez moved to table the discussion of Paragraph E to July 24, 2002 Board of Trustees Meeting. **Trustee Siegel** second the motion.

Vote: The motion carried unanimously.

Motion: Trustee Lopez moved to Table Section B, paragraph 10, Guest House section to the July 24, 2002 Board of Trustee Meeting. **Trustee Siegel** second the Motion.

Vote: The motion carried unanimously.

Section 8 - Residential Zone (R-2)

Motion: Trustee Siegel moved to **delete** Paragraph 4B. The paragraph should read: "Agricultural activities, including the raising, harvesting and storage of fruits vegetables, grain, hay, feed and the keeping and raising of poultry, rabbit, and livestock for commercial or non-commercial

purposes. All animal activities shall be conducted in accordance with the Animal Welfare and Control Ordinance and, if commercial enterprise, issued an annual animal permit." Siegel directed the staff to include this language in the Animal Control Ordinance or develop similar language. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

Motion: **Trustee Siegel** moved to adapt the same changes from A-1 so that A-3 and R-2 read the same as A-1 already approved up through Paragraph D, Accessory Uses, holding the same sections regarding AC Zone and Guest Houses to be decided at a later date. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

Motion: **Trustee Siegel** moved to table discussion of the Guest Houses and Areas Regulation due to the controversial nature at the July 24, 2002 Board of Trustees Meeting. **Trustee Lopez** second the motion.

Vote: The motion carried unanimously.

Section 9 - Residential Zone (R-3)

Motion: **Trustee Siegel** moved to table this section to the July 24th meeting with the exception of the issues already tabled on the A-1, A-3 and R-2. **Trustee Lopez** seconded the motion.

Vote: The motion carried unanimously.

B. Approval of Renewal of Legal Service Contract with Mathews & Hahs, LLC.

Motion: **Trustee Lopez** moved approval of the contract. Trustee Rael seconded the motion.

Vote: The motion carried unanimously.

7. Financial Report

Administrator Rosoff stated that due to the accountant being ill there will not be a Financial Report.

8. Reports

A. Mayor's Report

Mayor Hooker reported that the Workforce Investment Board of the Central area will be having a joint meeting of the chief elected officers and the business representatives on May 6, 2002, at the Workforce Training Center at 1:30 p.m.

Trustee Lopez, asked if there was an alternate for the wastewater Committee. He requested that he be included as the alternate.

Mayor Hooker stated that he would be delighted to have Trustee Lopez serve on the wastewater Committee as an alternate.

B. Administrator Report

Administrator Rosoff reported that the trees have been planted on Schulte Road. It was taken on as an Eagle Scout project by Luther Shelly and assisted by his father Steve Shelly with some of the heavy equipment. There were sixteen large trees planted and APS has committed to providing the water for the trees and irrigation is already provided. He stated that the mandatory sign from the Relief Program will be installed at the site, which is also part of the grant funding. He said that Wal Mart was a great supporter of the State Forestry Division Program and their name will be on some of the signs.

He also reported that Ladder 12, fire truck is currently out of service because it was involved in an accident while responding to a call on Paseo del Norte. He further stated that a chipping date has been scheduled for June 8th, and will be published in the Newsletter, in addition to posting a sign on Rio Grande Boulevard. In regard to the Old Village Hall, various questions were discussed, such as: obtaining an appraisal on the property, cleaning up the area and deciding what should be done with the property.

C. Legal Report

Attorney Mathews reported that the Transferal Development Right Section is being worked on and will be ready in a couple of days. He said that he did a couple of short articles for the Newsletter on the Village Mediation Program and the Municipal Code.

D. Planner's Report

Planner Tidwell reported that she attended the New Mexico Flood Managers Conference last week. She also stated that there is a need to adapt a new federal language and could adapt it to our ordinance for the next election.

E. Fire Department Report

There was no fire department report.

9. Trustees Informal Discussion

Administrator Rosoff advised that there would be one more phase of planting and probably will be on May 4th.

Mayor Hooker announced the dates for the Spring Fest as May 11th and May 12th.

Trustee Siegel requested a report from the Police Sergeant with regard to activity that is going on in the Village, such as crime stats, law enforcement priorities, etc.

Administrator Rosoff stated that he would ask the new Lieutenant and Sergeant to attend the Next meeting and he may decide he would like to bring the Sheriff along.

Motion: Trustee Lopez motion to adjourn the meeting at 9:35 p.m. **Trustee Rael** second the motion.

Vote: The motion carried unanimously.

APPROVED by the Board of Trustees of the Village of Los Ranchos de Albuquerque this _____ day of _____, 2002.

ATTEST:

Annabelle Silvas, CMC
Village Clerk