

CITY OF AZTEC
COMMISSION MEETING MINUTES
July 22, 2014

I. CALL TO ORDER

Mayor Burbridge called the Meeting to order at 6:00pm at the Aztec City Commission Room, City Hall, 201 W. Chaco, Aztec, NM.

II. INVOCATION

The Invocation was led by Judge, Carlton Gray

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was let by General Services Director, Steve Mueller

IV. ROLL CALL

Members Present: Mayor, Sally Burbridge; Mayor Pro-Tem, Sherri Sipe; Commissioner Roberta Locke; Commissioner Katee McClure; Commissioner, Sheri Rogers

Members Absent: None

Others Present: City Manager, Joshua Ray; City Attorney, Larry Thrower ; Administrative Assistant, Sherlynn Morgan; Project Manager, Edward Kotyk (see attendance sheet)

V. AGENDA APPROVAL

MOVED by Mayor Pro-Tem Sipe, SECONDED by Commissioner Locke to Approve the Agenda with changes to move Closed Session B after Business Item #2

VI. CITIZEN RECOGNITION

None

VII. EMPLOYEE RECOGNITION

None

VIII. CONSENT AGENDA

MOVED by Commissioner Locke, SECONDED by Commissioner Rogers to Approve the Consent Agenda as presented

- A. Commission Workshop Minutes, July 8, 2014
- B. Commission Meeting Minutes, July 8, 2014
- C. Travel Requests
- D. Destruction of Records for Utility Admin Office
- E. Crime Stoppers Inter-Governmental Agreement
- F. Lodger's Tax Advisory Board Member Appointment
- G. Resolution #2014-940 FY 15 Annual Budget Adoption
- H. Resolution #2014-941 Surplus
- I. San Juan Basin Community Wildfire Protection Plan Agreement
- J. Resolution 2014-942 Approval of FY14 4th Quarter Financial Report

IX. ITEMS FROM CONSENT AGENDA

None

X. CITIZENS INPUT

None

XI. BUSINESS ITEMS

- A. Bid 2014-391 Ruins Trail Pedestrian Bridge Change Order #2

Josh mentioned that this is the item that was presented at the June 10 Commission Meeting where Gary Huffman RMCI Project Manager eluded to the fact that the project may be delayed due to high run-off of the Animas River. Currently they anticipate the project to be complete by July 25.

MOVED by Mayor Pro-Tem Sipe, SECONDED by Commissioner McClure to Approve Bid 2014-391 Ruins Trail Pedestrian Bridge Change Order #2

- B. Pioneer Heights Subdivision Agreement

Josh mentioned that this item is to approve the Agreement Amending Subdivision Final Plat Requirements for Pioneer Heights Subdivision. Approving this would mean the suspension would be lifted and the development can continue. There were discussions on the installation of the sidewalks in the subdivision. The contract reads that the City will have to

achieve completing sidewalks. The developer is not responsible because the lots were sold. The City will issue sidewalk compliance notices to the owners of the parcels, upon receipt of the notice the owners will have 30 days to either hire their own contractor to install the sidewalk or the City will install the sidewalk. If the City installs the sidewalk then the landowner has the option of direct pay to the City or having the cost assessed to his/her property taxes. Josh mentioned that if the land owner does not pay for the sidewalk the City will Lien the property just like a utility account. Larry mentioned that once the agreement is approved by Commission and signed by all parties he will draft and will record a release of the existing suspension.

MOVED By Mayor Pro-Tem Sipe, SECONDED by Commissioner McClure to Approve Memorandum Agreement Amending Subdivision Final Plat Requirements For The Pioneer Heights Subdivision

All Voted Aye, Motion Passed 5-0

XII. LAND USE HEARINGS

A. Mosaic Academy-Conditional Use

Mayor Burbridge opened the Land Use Hearing for a Conditional Use Application for Mosaic Academy. Mayor Burbridge stated that this hearing would be conducted under Procedures mandated by the New Mexico Court of Appeals in Battershell versus the City of Albuquerque, which were intended to protect the due process rights of our parties. Mayor Burbridge subsequently identified the parties and City Staff. Mayor Burbridge then asked Commission if they would accept the parties and they did. She reviewed the procedures and then asked if any members of the Commission had a conflict of interest, bias, or engaged in ex parte communication, there were none. Mayor Burbridge then swore in the parties and reviewed the Order of Presentation.

Michelle Morgan opened up by stating that Mosaic Academy would like to continue the conditional use permit that was issued in March 2006. The permit was renewed again in January 2010 for 4 years. She mentioned that A Conditional Use Permit allows unusual characteristics or services that are additional uses to a respective district. This permit is specific to the property and property owner. The permit becomes void if and when the property is ever sold. In this case the department has received a signed letter from the landowner allowing this type of use for this property and will allow the Mosaic School to be the representative of the Conditional Use Permit. Mosaic Academy is seeking to continue their services and wants to establish a permanent facility. This request for a continuance is for 5 years.

The Community Development Department recommends approving this application for a Conditional Use Permit to allow the Mosaic Academy Charter School to continue in a R-2 Multi-Family Residential zoned district, located at 450 Llano Street

Aztec, NM 87410, Property Tax ID # R0001781; advising Commission to accept Findings of Fact # 1- 9.

MOVED by Commissioner Locke, SECONDED by Mayor Pro-Tem Sipe to Approve this application for this application for a Conditional Use Permit to allow the Mosaic Academy Charter School to continue in a R-2 Multi-Family Residential zoned district, located at 450 Llano Street Aztec, NM 87410, Property Tax ID # R0001781 accepting Findings of Fact # 1- 9.

A Roll Call was taken: All voted Aye Motion passed 5-0

XIII. CITY MANAGER/COMMISSIONERS/ATTORNEY REPORTS

Josh reported that the we will be working on the final document of the budget to present to the public. He mentioned that National Night Out will be Tuesday July 29 from 5-7pm at Minimum Park. He also reminded Commission about the Annual Conference coming up in Albuquerque August 27-29. The Commission meeting for August 26th will be moved to Monday the 25th.

Mayor Burbridge reported that on Monday, August 4th the Chamber of Commerce will be doing a strategic planning session and invited commission to attend. On Tuesday August 5th there will be a 4CED membership meeting and the Secretary from Workforce Solutions will be in attendance speaking at the meeting.

Mayor Pro Tem Sipe mentioned that the DOT Commissioners meeting will be Thursday July 24th at 8:00am at the Farmington Civic Center and the Frontier Community Meeting will be at City Hall in Aztec also on Thursday the 24th at 10:00 am and the Main Street Emerging Communities meeting will be at City Hall from 1:00pm-3:00pm. Mayor Pro-Tem mentioned that she visited the new Pedestrian Bridge location and mentioned that it is very impressive. She mentioned that her nephew was visiting the area from Montana and complimented on the appearance of our City and how nice it looks. She mentioned that all the Commissioners will be participating in the ice bucket challenge at National Night Out.

Commissioner Rogers mentioned that she viewed the video on National Night Out and mentioned it was good quality.

Commissioner Locke mentioned that there was good a turnout for the Blues Festival. She mentioned that the DWI Treatment Facility will be celebrating their 20 year anniversary with a reception being held at the Facility on July 30 from 12-1:30pm. She asked Code Compliance to check on RV's parked on Mossman and Apache Streets that are obstructing the views on the streets. She thanked Judge Gray for the beautiful prayer at the

beginning of the meeting. She mentioned that her nephew and his friend left for the Navy this morning. She mentioned that she will be on vacation in August for 10 days.

Commissioner McClure reported that this year's Blues Festival was the largest in attendance. She thanked Steve Mueller and the Parks department for their help in the set up for the Blues Festival and Commissioner Locke for helping with the Festival. She thanked Commissioner Rogers for helping with the clean up. She thanked Department Heads for the Monthly Reports and requested that she would like something to interpret the acronyms in some of the reports.

XIV. DEPARTMENT REPORTS

Mike Heal reported on National Night out and mentioned the guests that will be attendance. He thanked Greg Allen for producing the Video on National Night Out. He also mentioned the vendors that donated items. He mentioned that there are 92 businesses participating in the event.

Cindy Iacovetto, Community Center reported that the San Juan Animal League vaccination clinic was a huge success at the center. She mentioned that there were 421 animals that were vaccinated.

Bil Homka, Community Development apologized for not having a Monthly Report. He mentioned the Fair Booth and invited Commission to volunteer.

XV. CLOSED SESSION

A. Closed Session Pursuant to Section 10-15-1H (8) Real Property Considering Gomez Mineral Closing

At 7:10 pm Mayor Burbridge moved the meeting into Closed Session Pursuant to Section 10-15-1H (8) Real Property Considering Gomez Mineral Closing.

Mayor Burbridge voted Aye; Mayor Pro-Tem voted Aye; Commissioner Rogers voted Aye; Commissioner Locke voted Aye; Commissioner McClure voted Aye

Mayor Burbridge re-opened the Commission Meeting at 7:20 pm stating nothing had been discussed other than matters Pursuant to Section 10-15-1H (8) Real Property Considering Gomez Mineral Closing

Mayor Burbridge voted Aye; Mayor Pro-Tem voted Aye; Commissioner Rogers voted Aye; Commissioner Locke voted Aye; Commissioner McClure voted Aye

XVI. BUSINESS ITEMS (2)

A. Purchase of Real Property, Potential Legal Dispute

MOVED by Commissioner Rogers, SECONDED by Commissioner McClure to Approve The Agreement For The Purchase of Real Property Gomez Minerals LLC

All Voted Aye; Motion Passes 5-0

XVII. CLOSED SESSION

B. Closed Session Pursuant to State Law, Section 10-15-1 (H-2) Limited Personnel Matters, City Manager Evaluation

At 7:30pm Mayor Burbridge moved the meeting into Closed Session Pursuant to State Law, Section 10-15-1 (H-2) Limited Personnel Matters, City Manager Evaluation.

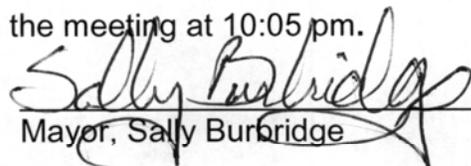
Mayor Burbridge voted Aye; Mayor Pro-Tem voted Aye; Commissioner Rogers voted Aye; Commissioner Locke voted Aye; Commissioner McClure voted Aye

Mayor Burbridge re-opened the Commission Meeting at 10:00 pm stating nothing had been discussed other than matters Pursuant to State Law, Section 10-15-1 (H-2) Limited Personnel Matters, City Manager Evaluation.

Mayor Burbridge voted Aye; Mayor Pro-Tem voted Aye; Commissioner Rogers voted Aye; Commissioner Locke voted Aye; Commissioner McClure voted Aye

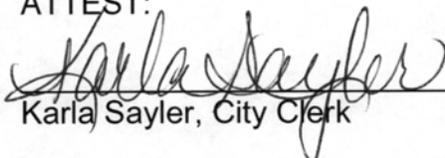
XVII. ADJOURNMENT

MOVED by Mayor Burbridge to adjourn the meeting at 10:05 pm.



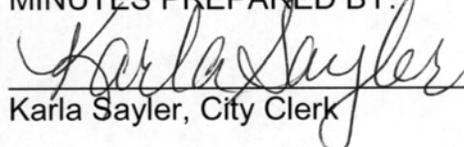
Mayor, Sally Burbridge

ATTEST:



Karla Sayler, City Clerk

MINUTES PREPARED BY:



Karla Sayler, City Clerk



ATTENDANCE SHEET

COMMISSION MEETING

DATE: 7-22-14

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--- PLEASE PRINT---

NAME	ADDRESS OR AFFILIATION
STEVE MUELLER	COA
CARLTON GRAY	COA
BIM WATSON	COA
Diane Mitter	Mosaic Academy
Christine Piner	COA
MIKE HEAL	COA
M Morgan	
Walter Gray	COA - 1st
Cindy [unclear]	COA Assoc
Wendy [unclear]	COA