CITY OF AZTEC
COMMISSION MEETING MINUTES
March 14, 2017

I. CALL TO ORDER

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

II. INVOCATION

The Invocation was lead by Judge Carlton Gray

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by General Services Director Steve Mueller

IV. ROLL CALL

Members Present:	Mayor Sally Burbridge; Mayor Pro-Tem Sherri Sipe; Commissioner Katee McClure; Commissioner Austin Randall; Commissioner Sheri Rogers
Members Absent:	None
Others Present:	City Manager Joshua Ray; City Attorney Larry Thrower; City Clerk Karla Sayler; Project Manager Ed Kotyk (see attendance sheet)

V. AGENDA APPROVAL

MOVED by Commissioner Randall, SECONDED by Mayor Pro-Tem Sipe to Approve the Agenda as Presented

VI. PROCLAMATION

Athletic Training Month

Mayor Burbridge proclaimed the month of March as Athletic Training Month by reading the Proclamation. Mayor Pro-Tem Sipe mentioned that we are very fortunate to have a Athletic Trainer here in our School District.

VII. CITIZEN RECOGNITION

Code Compliance Officer Bob Carmen recognized Everett Brandenburg as the March Spirit Award winner at 1005 Cimarron Avenue.

VIII. EMPLOYEE RECOGNITION

Josh recognized that we are going to put up pictures in Commission Room of Department of the Year (General Services Department) and Employee of the Year (Animal Shelter Director Tina Roper).

IX. CONSENT AGENDA

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

A. Commission Workshop Meeting Minutes, February 28, 2017
B. Commission Meeting Minutes, February 28, 2017
C. Commission Special Workshop Meeting Minutes, March 1, 2017
D. Travel Requests
E. NMDOT State Appropriation
F. City Attorney Contract Renewal
G. Application for Law Enforcement Protection Fund
H. Resolution 2017-1042 Adopting City's Mission Statement and Goals

X. ITEMS FROM CONSENT AGENDA

NONE

XI. CITIZENS INPUT

None

XII. BUSINESS ITEMS

A. Intent to Adopt Ordinance 2017-456 Amending Chapter 16, Article II Parks & Recreation Fees by Eliminating Section 16-15 Golf Course Fees

Josh mentioned that this is the intent to eliminate the Golf Course Fees therefore allowing the operator of the Golf Course to set the fees so it doesn't seem that there are two sets of fees one by the City one by the operator.

MOVED by Commissioner Randall, SECONDED by Mayor Pro-Tem Sipe to Approve the Intent to Adopt Ordinance 2017-456 Amending Chapter 16, Article II Parks & Recreation Fees by Eliminating Section 16-15 Golf Course Fees

A Roll Call Was Taken: All Voted Aye; Motion Passed Five to Zero

B. Intent to Adopt Ordinance 2017-457 Amending Chapter 16, by Creating

Article X HUB Incubator Fees

Josh mentioned that this is the intent to create fees for the Aztec HUB. He mentioned that these fees have been approved by meetings and process for the HUB. The fees structure has been attached in the agenda packet.

MOVED by Commissioner McClure, SECONDED by Mayor Pro-Tem Sipe to Approve Intent to Adopt Ordinance 2017-457 Amending Chapter 16, by Creating Article X HUB Incubator Fees

A Roll Call Was Taken: All Voted Aye; Motion Passed Five to Zero

C. Intent to Adopt Ordinance 2017-458 An Ordinance Amending Chapter 2, Article II, Division 4 Governance Policies

Josh mentioned that this in the intent to adopt ordinance for governance policies based on the March 1, 2017 workshop that commission held for the City Commission and the policy section and these are the updates which are now being presented to commission for approval of the changes that were made at that workshop

MOVED by Mayor Pro-Tem Sipe, SECONDED by Commissioner Rogers to Approve Intent to Adopt Ordinance 2017-458 An Ordinance Amending Chapter 2, Article II, Division 4 Governance Policies

A Roll Call Was Taken: All Voted Aye; Motion Passed Five to Zero

XIII. LAND USE HEARING

A. Request for Waiver to Allow a Body Art Establishment, Ink'd Vessel Tattoo Shop, to operate at 111 West Chaco Street, Aztec, New Mexico

Mayor Burbridge opened the Land Use Hearing for a Request for Waiver to Allow a Body Art Establishment, Ink'd Vessel Tattoo Shop, to operate at 111 West Chaco Street, Aztec, New Mexico. 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.

Utility Director Delain George mentioned that this is a request for waiver to allow a body art establishment to be located at 111 W. Chaco in Aztec. She mentioned that the reason the request is before commission is because under code no body art establishment should be located within 300 feet of a private or public school or church or residence unless waived by City Commission. Delain mentioned that there was one comment that they did not want a tattoo shop to go in that building but did not want to dispute it. Finding of facts were reviewed and there was an amendment to the applicant name Michael Anderson to Michael Morrison.

Michael Morrison, Applicant for the shop mentioned that he will be offering services for free for hate or gang tattoos and he would like to take one day out of the month to teach high school students the art of tattoos.

MOVED by Mayor Pro-Tem Sipe, SECONDED by Commissioner Randall to Approve Request to grant for a Waiver for a Body Art Establishment, To Be Located at 111 W. Chaco St. Aztec Known As Ink'd Vessel Tattoo Shop. Should the Business Move Or Change Ownership, the Waiver Will Be Null and Void, Accepting Findings of Fact 1-8 With The Amendment of the Name Change on Finding of Fact #8

A Roll Call Was Taken: All Voted Aye; Motion Passed Five to Zero

XIV. CITY MANAGER/COMMISSIONERS/ATTORNEY REPORTS

Josh Ray mentioned that there will be a St. Patrick's Day Employee Association breakfast on Thursday at the Electric Department from 7-8:30am. Josh mentioned that he will be out of town next week.

Mayor Burbridge asked if there is a way to change code to not have tattoo shops have to come before commission for an approval for waivers every time. Delain said she would research and report back to commission. Mayor Burbridge mentioned that she has a new grandbaby boy.

Mayor Pro-Tem Sipe mentioned that she attended the grand re-opening of the Lower Valley Senior Center last Tuesday. She attended a NWNMS managers meeting and also attended a MPO special meeting last week on Wednesday and Policy Committee approved the TIP amendment which has the Aztec Arterial project on it and it was approved. She mentioned that she asked for a copy of the joint powers agreement and by-laws to be sent out to the policy committee members due to question on sharing information. She thanked all the police officers for the job and the risks that

they take daily and mentioned that they are appreciated very much. Mayor Pro-Tem Sipe mentioned that she will be attending the EDAB meeting on Thursday morning.

Commissioner Rogers expressed her appreciation to be able to attended the Mayor's Ball on Saturday and that it was outstanding and much fun.

Commissioner Randall mentioned that he has a Lodger's Tax meeting next Tuesday and that he also attended the Mayor's Ball and was fun.

Commissioner McClure mentioned that she attended the Library Board Meeting and the board nominated a member and a junior member. She made a comment welcoming the tattoo shop.

Larry recognized the police departments and mentioned that they do a tremendous job and he thanks god for them.

X. DEPARTMENT REPORTS

Library Director Kate Skinner mentioned that she welcomes a tattoo shop in the City and mentioned that she sees tattoos as art. She mentioned that there is a lot of history in tattoo art and can also be a cultural belief. Kate mentioned that a representative from ECHO food bank came in to the library and mentioned that overall the Aztec Library collected over 500 lbs of food when the food for fines was being collected.

Chief Mike Heal mentioned that Coffee with the Chief will start up again next Tuesday at 6:00pm at the Police Department.

XI. ADJOURMENT

Moved by Mayor Burbridge, SECONDED by Commissioner Rogers to adjourn the meeting at 6:50 p.m.

Mayor Sally Burbridge

ATTEST:

Karla Sayler, City Clerk

MINUTES PREPARED BY

Karla Sayler, City Clerk

ATTENDANCE SHEET

COMMISSION MEETING

DATE: 3-14-17

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NAME	ADDRESS OR AFFILIATION
STEVE MUELLER	COA
Byl WATSON	COA
Carlton Gray	COA
Kate Shumer	COA
Bob Carmann	COA
Tina Roper	COA
Delaw Gye	COA
Carri Morrison	207 E Pearce 8741
Michael Morrison	207 E Pearce 8741
WALLACE BEEAT	COA IT
MIKE HEAL	