

CITY OF AZTEC
COMMISSION MEETING MINUTES
February 27, 2018

I. CALL TO ORDER

Mayor Sally Burbridge called the Meeting to order at 6:03 pm at the Aztec City Commission Room, City Hall, 201 W. Chaco, Aztec, NM.

II. INVOCATION

The Invocation was led by City Attorney Larry Thrower

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by David Williams

IV. NEW MEXICO PLEDGE

The New Mexico Pledge was led by David Williams

V. ROLL CALL

Members Present: Mayor Sally Burbridge; Mayor Pro-Tem Sipe; Commissioner Austin Randall; Commissioner Sheri Rogers; Commissioner Katee McClure (Via Facetime)

Members Absent: None

Others Present: City Attorney Larry Thrower; City Clerk Karla Saylor; Project Manager Ed Kotyk (see attendance sheet)

VI. AGENDA APPROVAL

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

All Voted Aye; Motion Passed Five to Zero

VII. CITIZEN RECOGNITION

The Aztec Wrestling Team was recognized as the most current State Champions. Coach Monty Maxwell introduced all the wrestlers and coaches. Steve Mueller mentioned that this was the first State Championship in 16 years. Commission thanked and congratulated everyone.

VIII. EMPLOYEE RECOGNITION

Steve Mueller recognized Steven Saavedra for achieving his Certified Flood Plane Manger Certificate (CFPM). Mayor Burbridge Congratulated Steven.

IX. CONSENT AGENDA

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

- A. Commission Workshop Meeting Minutes February 13, 2018
- B. Commission Meeting Minutes February 13, 2018
- C. Agreement for Mosquito Control with San Juan County
- D. Volunteer Firefighters Annual PERA Reporting
- E. RFP 2018-632 City Attorney Contract Award
- F. Resolution 2018-1075 Surplus

All Voted Aye: Motion Passed Five to Zero

X. ITEMS FROM CONSENT AGENDA

None

XI. CITIZENS INPUT

None

XII. LAND USE HEARING

Mayor Burbridge opened the Land Use Hearing for 2017 Hilcorp Inc Drill Site Permit located at SWNE of Section 16, T30N, R11W 1470 FNL, 1770 FEL San Juan County. 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.

- A. 2017 Hilcorp Inc. Drill Site Permit

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Steven Saavedra Community Development Director explained that this is a request to modify an existing gas well to be installed at the above location. This site is situated within Aztec's municipal limits on private property owned by the First Baptist Church. The proposed site is in the City's Eastern area, south of Aztec High School. Steven mentioned that Keir Hutchins submitted the application on behalf of Hilcorp San Juan. The information submitted with the application adheres to Chapter 15 Oil and Gas Wells. The application includes the State of New Mexico OCD approvals, a copy of the oil and gas lease agreement, certificate of insurance, dust mitigation plan, noise mitigation plan, and weed mitigation plan. The visual mitigation plan is incomplete and needs to adhere to screening requirements pursuant to COA 15-25(6). The well is approximately 485 feet from the nearest well. The recommendation for approval will be contingent on the development adhering to all of the processes and performance measures described in all mitigation plans, and all other regulations whether they be federal, state or local in origin. The approval is also conditioned upon the development maintain compliance with the industry's own Standard Best Management Practices. The Community Development Department request a site visit from the Hilcorp San Juan L.P. to ensure all mitigation plans and conditional of approval be met during and after construction. Steven mentioned that applicants can apply and request a waiver for the screening. If Commission finds a hardship than a waiver can be granted. Commissioner McClure asked if the area around the well would be developed. Steven said that in the immediate future it wouldn't but in the next 15 or 20 years it might. Steven mentioned that a hardship must exist and he gave them the 5 hardship qualifications. He recommend that for future decisions that they follow the list of hardships to make things uniform.

MOVED by Commissioner Randall, SECONDED by Mayor Pro-Tem Sipe to Approve OG 18-01 an Oil and Gas Well application submitted by Keir Hutchins on behalf of Hilcorp San Juan, L.P. for permission to modify an existing well at the location indicated per the staff report accepting the finding of fact 1-10, with the exception of #8 that the visual mitigation plan does not need to including screening around the well pad fenced area pursuant to the code (15-32).

A Roll Call Was Taken; 4 Aye; 1 Nay Motion Passed; Four to One

B. ZC (OLZ) 18-01 North Main Overlay Zone District, City of Aztec

After discussion the Commission decided to table this item because Ordinance 2018-469 (Business Item (A)) was not in place.

MOVED by Mayor Burbridge, SECONDED by Mayor Pro-Tem Sipe to table Land Use Hearing Zone Change (OVZ) 18-01 North Main Overlay Zone District, City of Aztec to the meeting to occur on March 27, 2018.

All Voted Aye: Motion Passed Five to Zero

XIII. BUSINESS ITEM

- A. Intent to Adopt Ordinance 2018-469 Amending Chapter 26 Land Use Regulations, Article II Zone District and Overlay Regulations to include the North Main Avenue Overlay District.

Mayor Burbridge suggested to strike the corporate signage from the ordinance.

MOVED by Mayor Burbridge, SECONDED by Commissioner Rogers to Approve the Intent to Adopt Ordinance 2018-469 Amending Chapter 26 Land Use Regulations, Article II Zone District and Overlay Regulation to include the North Main Avenue Overlay District and accept Finding of Fact 1-5 and striking section 26-2-255 #7.

A Roll Call Was Taken; 5 Aye; 0 Nay Motion Passed; Five to Zero

- B. Final Adoption of Ordinance 20-468 Amending Chapter 26 Sections 2-56, 2-66, and 2-76 Eliminating Certain Conditional Use Requirement for Offices in the O-1 District and Personal Services in the C-1 and C-2 District.

Community Development Director Steven Saavedra mentioned that there have been no public comments.

MOVED by Mayor Pro-Tem Sipe, SECONDED by Commissioner Randall to Approve Ordinance 20-468 Amending Chapter 26, Sections 2-56, 2-66, and 2-76 Eliminating Certain Conditional use requirements for offices in the O-1 district and personal services in the C-1 and C-2 district.

A Roll Call Was Taken; 5 Aye; 0 Nay Motion Passed; Five to Zero

XIV. CITY MANAGER/COMMISSIONERS/ATTORNEY REPORTS

Mayor Burbridge mentioned that she had been given a book by Guzman Energy "Modernizing Americas Electricity Infrastructure" and Aztec was mentioned in the book as one of the 1st Cities in NM to make improvements in this area. She reminded everyone about the Mayors Ball on Saturday, March 3rd at the Gateway Museum at 5:30.

Commissioner Sipe mentioned that she had attended the MPO meeting last week and the MPO Joint Powers Agreement and by-laws to include Kirtland had been postponed until April. She mentioned that she and Commissioner Rogers had attended a Task force meeting on school safety and keeping kids safe. She reminded everyone about early voting through Friday, March 2nd and Election Day on March 6th.

It was mentioned that the next Commission Meeting will be on Monday, March 12th.

Commissioner McClure mentioned that it was 71 degrees in Tucson.

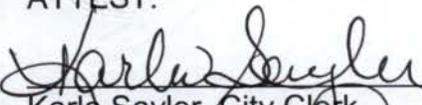
XV. DEPARTMENT REPORTS

None

XVI. ADJOURNMENT

Moved by Mayor Pro-Tem Sipe, SECONDED by Mayor Burbridge to adjourn the meeting at 7:25 p.m.

ATTEST:

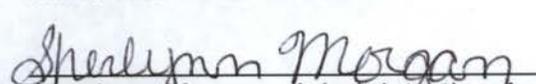


Karla Saylor, City Clerk



Mayor, Sally Burbridge Victor C. Snover

MINUTES PREPARED BY:



Sherlynn Morgan, Administrative Assistant

