

MINUTES
VILLAGE OF LOS RANCHOS DE ALBUQUERQUE
6718 RIO GRANDE BOULEVARD N.W.
BOARD OF TRUSTEES REGULAR MEETING
OCTOBER 14, 2015 - 7:00 p.m.

Present:

Larry P. Abraham, Mayor
Don Lopez, Trustee / Mayor Pro Tem
Pablo Rael, Trustee
Mary Homan, Trustee
Allen Lewis, Trustee *excused

Kelly S. Ward, Administrator
Stephanie Dominguez, Clerk
Nancy Haines, Treasurer
Tim McDonough, P & Z Director
Bill Chappell, Attorney

1. CALL TO ORDER

Mayor Abraham called the meeting to order at 7:00 P.M.

MOTION: **Trustee Lopez** moved approval of the agenda. **Trustee Rael** seconded the motion.

VOTE: The motion carried, 3-0.

2. PUBLIC COMMENT PERIOD

NONE.

3. PRESENTATIONS

NONE.

4. CONSENT AGENDA

A. MINUTES – AUGUST 12, 2015 – REGULAR MEETING.

B. MINUTES – SEPTEMBER 4, 2015 – WORK SESSION.

C. MINUTES – SEPTEMBER 30, 2015 – SPECIAL MEETING.

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

VOTE: The motion carried unanimously, 3-0.

5. REPORTS

A. **MAYOR'S REPORT**

Mayor Abraham reported on the following:

- The purchases of property at 311 Osuna is moving forward, and the purchase price is lower than previously anticipated.
- Working on developing an improvement plan for the Agri-Nature Center.

B. **ADMINISTRATOR'S REPORT**

Administrator Ward reported on the following:

- The Village has hired two new employees: Ashley Stokes and Dominic Tomba.
- Working with Planner McDonough on the Alameda drain project in conjunction with MRGCD.

C. **PLANNER'S REPORT**

Planner McDonough reported on the following:

- Completed the annual storm water permit report, which is available for review on the Village website.
- Received several site development plans throughout the month for projects on Fourth and Second Streets.

D. **LEGAL REPORT**

Attorney Chappell reported on the following:

- Reviewing a franchise agreement with Comcast.
- Working with Planner McDonough to address various planning and zoning issues and assessing ordinances.

6. FINANCIAL BUSINESS

A. CASH REPORT – AUGUST 2015

Treasurer Haines reported the ending cash balance as of August 31, 2015, was \$9,369,091.19 which is a decrease of \$52,340.25 from the prior month. The year-to-date excess of revenue over expenditures is \$33,651.15. The unusual or significant items for the month are the principal payment on the General Obligation Bonds in the amount of \$150,000, and the interest payment for the General Obligations Bonds in the amount of \$71,765.00.

B. CASH REPORT – SEPTEMBER 2015

Treasurer Haines reported the ending cash balance as of September 30, 2015, was \$9,436,467.17 which is an increase of \$67,375.98 from the prior month. The year-to-date excess of revenue over expenditures is \$101,027.13. The unusual or significant items for the month is a payment to the Bernalillo County Fire Department in the amount of \$106,399.00 for the distribution received for the Fire Protection Fund.

MOTION: **Trustee Homan** moved approval of the August 2015 and September 2015 cash reports. **Trustee Rael** seconded the motion.

VOTE: The motion carried unanimously, 3-0.

7. **PUBLIC HEARINGS AND APPLICATIONS**

A. A REQUEST FOR A DISTANCE WAIVER FOR A LIQUOR LICENSE(S) BY STEEL BENDER CORPORATION, LLC AND SECOND STREET HOLDINGS, LLC AS THE PROPERTY IS WITHIN 300 FEET OF THE ALAMEDA BIBLE CHURCH AND THE VICTORY SCHOOL PROPERTY LINE, IN THE GATEWAY DISTRICT (GD) ZONE OF THE FOURTH STREET COMMERCIAL CHARACTER AREA AND CORRIDOR. STEEL BENDER CORPORATION, LLC AND SECOND STREET HOLDINGS, LLC INTEND TO APPLY FOR A SMALL BREWERS LIQUOR LICENSE, A RESTAURANT LIQUOR LICENSE, AND POTENTIALLY A PACKAGE SALES LICENSE FROM THE NEW MEXICO REGULATION AND LICENSING DEPARTMENT. THE PROPERTY IS LOCATED AT 8305 2ND STREET NW AND IS LEGALLY KNOWN AS LOT A, PLAT OF LOT A, EL PORTAL AT PASEO, VILLAGE OF LOS RANCHOS DE ALBUQUERQUE, BERNALILLO COUNTY, NM FILED IN THE OFFICE OF THE BERNALILLO COUNTY CLERK ON JUNE, 9, 2013. THE PROPERTY CONTAINS 5.1402 ACRES MORE OR LESS.

Mayor Abraham requested any individual that will be speaking be sworn in by Attorney Chappell.

Planner McDonough said Steel Bender Corporation, LLC and Second Street Holdings, LLC (8305 Second Street) are requesting a waiver for a liquor license (s) as the property is within 300 feet of the Alameda Bible Church and School. Steel Bender Corporation, LLC and Second Street Holdings, LLC currently have a conditional use permit for a brewery on the property. The property is located 287 feet from the Alameda Bible Church property line. The Village has not received any adverse comments regarding this request for a waiver. Steel Bender Corporation, LLC and Second Street Holdings, LLC intend to apply for liquor licenses(s) with New Mexico Alcohol and Gaming.

Trustee Rael asked if the six foot wall around the property, as shown in the site plan, will be lowered when they open.

Chris Chant said the wall might be lowered in some areas, but will remain compliant with Alcohol and Gaming regulations.

Trustee Homan asked what interaction the Chants have had with Alameda Church.

Chris Chant said he has made several attempts to contact them, but the Church has not returned his calls.

MOTION: **Trustee Rael** moved approval of the distance waiver for a liquor license(s) as requested by Steel Bender Corporation, LLC and Second Street Holdings, LLC. **Trustee Lopez** seconded the motion.

VOTE: The motion carried unanimously, 3-0.

ROLL CALL VOTE: Trustee Rael-aye; Trustee Lopez-aye; Trustee Homan-aye.

8. OLD BUSINESS

NONE.

9. NEW BUSINESS

A. DISCUSSION AND ADOPTION OF RESOLUTION NO. 2015-10-1 AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE OF LOS RANCHOS DE ALBUQUERQUE AND THE COUNTY OF BERNALILLO FOR LAW ENFORCEMENT SERVICES.

Administrator Ward said the Addendum to the Memorandum of Understanding with the Bernalillo County Sheriff's Office will designate one Deputy to the Village, Deputy Robin Hopkins, and the Village will pay Bernalillo County up to \$93,368.

Trustee Homan asked if benefits are included in this fee.

Administrator Ward said this fee includes benefits.

Trustee Lopez said according to the agreement it states the assigned Deputy shall report to the Mayor or designee, has the Village appointed a designee?

Mayor Abraham said the designee is Administrator Ward.

Trustee Homan asked Mr. Chappell for clarification under Section IV. Duties of the County, which states the Deputy shall personally direct the arrest or charging of all persons charged with crimes violating New Mexico State Statues. The Deputy shall also assist with the charging or prosecution of persons violating Village ordinances in coordination with the Mayor or designee.

Attorney Chappell said there is a specific clause in the Addendum which states the Memorandum of Understanding between the Village and the Bernalillo County is still in full force and effect, which creates a parallel of authority and obligation under both agreements.

MOTION: Trustee Homan moved approval of Resolution 2015-10-1 Authorizing the Mayor to Execute and Addendum to the Memorandum of Understanding between the Village of Los Ranchos de Albuquerque and the County of Bernalillo for Law Enforcement Services . **Trustee Rael** seconded the motion.

VOTE: The motion carried unanimously, 3-0.

ROLL CALL VOTE: Trustee Rael-aye; Trustee Lopez-aye; Trustee Homan-aye.

10. TRUSTEES INFORMAL DISCUSSION

Members of the Board discussed various informal topics. No action was taken.

11. ADJOURNMENT

The meeting was adjourned at 7:48 P.M.

APPROVED by the Board of Trustees of the Village of Los Ranchos de Albuquerque this 10th day of November, 2015.

ATTEST:



Stephanie Dominguez, Clerk
