

**MINUTES**  
VILLAGE OF LOS RANCHOS DE ALBUQUERQUE  
6718 RIO GRANDE BOULEVARD NW  
**BOARD OF TRUSTEES REGULAR MEETING**  
**November 8, 2017 - 7:00 P.M.**

**Present:**

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

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

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**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, 4-0.

**2. PUBLIC COMMENT PERIOD [3 MINUTE TIME LIMIT] - (PLEASE SIGN IN WITH THE CLERK IF YOU WISH TO SPEAK UNDER PUBLIC COMMENT ON AN ITEM THAT IS NOT ALREADY ON THIS AGENDA)**

1. **Dan Darnell**, Waste Management of New Mexico, said he wanted to provide an update on recycling that may impact Village residents. After the 2008 Olympics and the pollution issues in China, two initiatives were created to focus on recycling pollution: Green Fence and National Sword. These initiatives focus on the quantity of contamination in terms of recycling received. Waste Management is hosting a webinar next week. There will be a large effort from Waste Management to reduce contamination. Currently the recycling is 15-30% contaminated, the goal is to reduce contamination to 1.5-5%.

2. **Terry Greisch**, 10 Applewood Lane, said she would like to request the ACO to walk the ditches. My neighbor and I both walk our dogs on the ditches, and my dog was bitten on the face twice. I repeatedly see people with their dogs off leash. I primarily walk on the ditch east of Rio Grande between Green Valley and Chamisal, typically on the weekends and evenings. I have had to fend off dogs with sticks and most recently there was a dog charging down the ditch after a woman and her little dog. There may be people from out of the area walking their dogs along the ditch that may be unaware of the leash requirement.

3. **Jane Hockett**, 11 Applewood Lane, said I was attacked by a dog off leash. It would be nice to see the ACO out in the evening when people are walking their dogs.

3. **PRESENTATIONS**

NONE.

4. **CONSENT AGENDA**

There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. MINUTES – OCTOBER 11, 2017 – REGULAR MEETING.

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

**VOTE:** The motion carried, 4-0.

5. **REPORTS**

A. **MAYOR'S REPORT**

**Mayor Abraham** reported on the following:

- The last regular market of the season will be held this Saturday.
- USPS offers Informed Delivery which emails a picture of the mail to be delivered that day.
- Holiday Stop and Shop on Fourth Street will be held on December 2<sup>nd</sup> -3<sup>rd</sup>.

B. **ADMINISTRATOR'S REPORT**

**Administrator Ward** reported on the following:

- We are continuing to work on the Fourth Street Project.
- Hosted a meeting with local breweries, brew masters, chefs, and local farmers to promote the discussion of farmers growing crops breweries can utilize.
- A photo history of agriculture in the Village will be held at the Agri-Nature Center December 15<sup>th</sup> -19<sup>th</sup>.

C. **PLANNER'S REPORT**

**Planner McDonough** reported on the following:

- Working on ordinance revisions with Mr. Chappell.
- Business renewal applications can be completed online.
- Recently hired a new Planning and Zoning intern, Tiffany Justice.

D. **LEGAL REPORT**

**Attorney Chappell** reported on the following:

- Worked on the purchase contract that will be discussed later this evening.
- Continuing to review the animal control ordinance.

**6. FINANCIAL BUSINESS**

**A. CASH REPORT – OCTOBER 2017.**

**Treasurer Haines** said the ending cash balance as of October 31, 2017 is \$7,446,728.69, which is a decrease of \$600,593.61 for this month. The year-to-date deficiency of revenue over expenditures is \$746,474.98. The unusual or significant items are: payment to Bernalillo County Fire Department in the amount of \$113,300 for Fire and EMS services for the quarter beginning October 1, 2017; purchase of property at 336/338 Osuna.

**MOTION:** **Trustee Homan** moved approval of the October 2017 cash report as presented. **Trustee Rael** seconded the motion.

**VOTE:** The motion carried unanimously, 4-0.

**7. PUBLIC HEARINGS AND APPLICATIONS**

**A. DISCUSSION AND APPROVAL OF A REQUEST BY LOS POBLANOS, LLLP, DOING BUSINESS AS CAMPO AT LOS POBLANOS, 4803 RIO GRANDE BLVD. NW, LOS RANCHOS DE ALBUQUERQUE, NM FOR A RESTAURANT BEER AND WINE LIQUOR LICENSE ON PREMISE CONSUMPTION ONLY WITH PATIO SERVICE, APPLICATION NO. 1062385, NM ALCOHOL AND GAMING DIVISION. THE RESTAURANT IS LOCATED AT 4803 RIO GRANDE BLVD. NW, LOS RANCHOS DE ALBUQUERQUE, NM, IN THE SU-1 ZONE OF THE SOUTH RIO GRANDE CHARACTER AREA, AND IS LEGALLY KNOWN AS TRACT A1, LANDS OF ALBERT SIMMS III, FILED 7/6/67. VOL. B4 FOLIO 97 AND WARRANTY DEED FILED 9/16/78 VOL. D14A FOLIO 811-813 AND PLAT OF TRACTS A2A AND A3A, A REPLAT OF TRACTS A2 AND A3, LANDS OF ALBERT SIMMS II, VILLAGE OF LOS RANCHOS DE ALBUQUERQUE, NEW MEXICO, DECEMBER, 1998. THE PROPERTY CONTAINS 25.6371 ACRES, MORE OR LESS.**

*Mayor Abraham requested any individual who be speaking for any public hearing be sworn in by Attorney Chappell.*

**Planner McDonough** said the restaurant is moving from its former location on the property to a new location (on the property), and Alcohol and Gaming determined that a new license would be required. The application is for a beer and wine license with on premise consumption with patio service.

**Mayor Abraham** asked if the applicant would like to speak.

**Matthew Rembe**, 4803 Rio Grande Blvd NW, said this is the 18<sup>th</sup> year Los Poblanos has been in business and they greatly appreciate the support from the Village.

**Mayor Abraham** asked if there is anyone speaking in favor of the appeal (no response).

**Mayor Abraham** asked if there are any opponents to the appeal (no response).

**MOTION: Trustee Lopez** moved approval of the liquor license application with the following findings: The 2020 Master Plan Overall Village Goals 1.2.2 - The goal is to create and promote the Village as a destination point where visitors and residents alike want to be and can take part in the Village lifestyle. Section 8, 8.2.1 - Commercial Objectives: Create a business climate in which businesses flourish; Make the Village a shopping destination; Encourage stores of a unique character that harmonize with the scale and nature of the Village whether local businesses, national businesses or new, compatible commercial activities. **Trustee Rael** seconded the motion.

**VOTE:** The motion carried unanimously, 4-0.

**8. OLD BUSINESS**

A. DISCUSSION AND APPROVAL OF AN AMENDMENT TO THE 2013 CODIFIED ORDINANCES OF THE VILLAGE OF LOS RANCHOS DE ALBUQUERQUE CHAPTER 9 LAND USE REGULATIONS, ARTICLE 2, ZONING AND ZONE MAP, SECTION 22 SIGNS, (K) POLITICAL CAMPAIGN SIGNS §9.2.22. (ORDINANCE #264)

**Planner McDonough** said the revisions to the ordinance comply with recent judicial findings.

**MOTION: Trustee Rael** moved approval of Ordinance #264. **Trustee Lopez** seconded the motion.

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

**VOTE:** The motion carried, 4-0.

**9. NEW BUSINESS**

A. DISCUSSION AND APPROVAL OF THE PURCHASE OF PROPERTY LOCATED AT 6780 FOURTH STREET NW, LOS RANCHOS DE ALBUQUERQUE, NM 87107, AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE THE PURCHASE OF THE PROPERTY NOT TO EXCEED \$230,000, PLUS CLOSING COSTS.

**Administrator Ward** said this property purchase request was presented to the Board of Trustees in January 2017 in the amount of \$220,000 (appraised value). We were unable to reach an agreement with the property owner at the appraised value. The owner offered a lease with a to option purchase with a purchase price of \$220,000 and a yearlong lease with an extension of a year to close. The owner recently offered to sell the property immediately for \$230,000. This vacant lot is key to the Fourth Street Revitalization Project.

**Trustee Homan** inquired about the downside of paying over the appraised value.

**Trustee Lopez** said the per square foot price is reasonable when reviewing the comparable properties, and there are several zoning related complaints regarding the property.

**Trustee Lewis** said the purchase of the property is in lieu of condemnation.

**Attorney Chappell** said this is one of the few areas the Village has the right of condemnation.

**MOTION: Trustee Lewis** moved approval of the property purchase. **Trustee Homan** seconded the motion.

**VOTE:** The motion carried, 4-0.

B. DISCUSSION AND APPROVAL OF RESOLUTION NO. 2017-11-1 A RESOLUTION ADOPTING AN AMERICANS WITH DISABILITIES ACT POLICY.

**Administrator Ward** stated this resolution is a follow up to the Public Participation Plan. This is to position the Village's ability to request NMDOT and federal funding.

**MOTION: Trustee Lopez** moved approval of Resolution 2017-11-1. **Trustee Rael** seconded the motion.

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

C. DISCUSSION AND APPROVAL OF RESOLUTION NO. 2017-11-2 A RESOLUTION ADOPTING A TITLE VI PLAN.

**Administrator Ward** said this resolution is a requirement of the 1964 Civil Rights Act and is a requirement to accept federal funds. The language states the Village's activities are subject to the provisions.

**Attorney Chappell** requested additional time to review the resolution.

**MOTION: Trustee Homan** moved to defer Resolution 2017-11-2 to the December 6,

2017 Board of Trustees Meeting. **Trustee Lewis** seconded the motion.

**VOTE:** The motion carried unanimously, 4-0.

**10. TRUSTEES ROUND TABLE (INFORMAL) DISCUSSION**

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

**11. ADJOURNMENT**

The meeting was adjourned at 8:17 P.M.

**APPROVED** by the Board of Trustees of the Village of Los Ranchos de Albuquerque this **6<sup>th</sup>** day of **December 2017**.

ATTEST:



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Stephanie Dominguez, Village Clerk