

**COUNCIL OF THE VILLAGE OF BOSQUE FARMS
MINUTES OF THE REGULAR MEETING
DECEMBER 16, 2010**

1. CALL TO ORDER

Mayor Wayne Ake called the meeting to order at 6:00 p.m.

2. ROLL CALL

Present were Mayor Wayne Ake, Councilors Russ Walkup and Bill Kennedy, Clerk/Administrator Gayle Jones, Assistant Clerk Cheryl Hibdon, Treasurer Debra Kelly and Attorney David Chavez' assistant Laura Vega. Councilor Bob Knowlton arrived at 6:05 p.m. Councilor Dolly Wallace was absent.

3. SILENT INVOCATION

Mayor Ake asked everyone to remember our armed services in harms way.

4. PLEDGE OF ALLEGIANCE

Councilor Walkup led the Pledge of Allegiance.

5. APPROVAL/DISAPPROVAL OF AGENDA

Councilor Walkup moved to approve the agenda. Councilor Kennedy seconded. **Motion carried unanimously.**

6. APPROVAL/DISAPPROVAL OF MINUTES

November 18, 2010 Regular Meeting

There were no corrections to the minutes.

Mayor Ake stated that the minutes would stand as presented.

7. DEPARTMENTAL REPORTS

None

8. TREASURER'S REPORT

Councilor Kennedy moved to approve the November 2010 Treasurer's Report. Councilor Walkup seconded. **Motion carried unanimously.**

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9. NON-AGENDA ITEMS – DISCUSSION LIMITED TO 1 1/2 MINUTES

Lillie McNabb, Bosque Farms resident, thanked the Governing Body for allowing her to serve on the Older American's board.

10. OLD BUSINESS

A. Consideration of Adoption of Amendments to the 5-5 Fireworks Ordinance

Councilor Knowlton moved to adopt the amendments to the 5-5 Fireworks Ordinance. Councilor Walkup seconded.

Councilor Knowlton noted that firecrackers were already listed under allowable fireworks in the old ordinance.

Sharon Eastman, Bosque Farms resident, read a letter from Councilor Wallace, who stated that she was against firecrackers because they scared horses. Ms. Eastman stated that she was also against firecrackers. Councilor Wallace's letter was entered into the record as an attachment.

Gloria Farnholtz, Bosque Farms resident, stated that she was okay with firecrackers.

Councilor Walkup stated that he was against firecrackers.

Mayor Ake called for a vote. **Motion carried with a 2-1 vote. Councilors Knowlton and Kennedy voted in favor of the motion. Councilor Walkup voted against the motion.**

11. NEW BUSINESS

A. Consideration of Holiday 2011 Resolution #735-10

Councilor Kennedy moved to approve the Holiday 2011 Resolution #735-10. Councilor Walkup seconded. **Motion carried unanimously.**

B. Consideration of EMS Fundact Application for FY 2011-2012

Councilor Knowlton moved to approve the EMS Fundact Application for FY 2011-2012. Councilor Kennedy seconded. **Motion carried unanimously.**

C. Consideration of Sale of Surplus Vehicles

Councilor Walkup moved to approve the sale of surplus vehicles. Councilor Knowlton seconded. **Motion carried unanimously.**

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D. Consideration of Variance as per Ordinance 10-1-16 at 1350 Lillie Drive

Councilor Knowlton moved to approve the variance as per Ordinance 10-1-16 at 1350 Lillie Drive. Councilor Kennedy seconded.

Councilor Walkup stated that under Ordinance 10-1-5 R, this type of container wasn't allowable as a permanent structure.

Councilor Knowlton discussed the "intent" and the language of the ordinance.

There was discussion.

Mayor Ake called for a vote. **Motion carried unanimously.**

E. Discussion of Draft Cell Phone/Texting Ordinance.

Councilor Knowlton questioned the councils' intent. He stated that "hands free" devices needed to be allowed under council intent.

Councilor Walkup stated that he would like "initiate a function" removed from page 2, line 7 and line 13.

Assistant Attorney Laura Vega would look into adding "allow hands-free devices" to council intent.

12. MAYOR & COUNCILOR'S REPORTS

The Councilors and the Mayor wished everyone a Merry Christmas.

1. ADJOURNMENT

Mayor Ake adjourned the meeting at 7:10 p.m.

PASSED, APPROVED AND ADOPTED THIS 20TH OF JANUARY 2011

Wayne Ake, Mayor

(SEAL)

ATTEST:

Gayle A. Jones, Clerk/Administrator