

**COUNCIL OF THE VILLAGE OF BOSQUE FARMS  
MINUTES OF THE REGULAR MEETING  
JUNE 16, 2011**

**1. CALL TO ORDER**

Mayor Wayne Ake called the meeting to order at 5:46 p.m.

**2. ROLL CALL**

Present were Mayor Wayne Ake, Councilors Bill Kennedy, Bob Knowlton and Dolly Wallace, Clerk/Administrator Gayle Jones, Treasurer Debra Kelly and Danielle Gonzales from Attorney David Chavez' office. Councilor Russ Walkup was absent.

**3. EXECUTIVE SESSION PURSUANT TO 10-15-1 H (2) NMSA, 1978, REGARDING PERSONNEL MATTERS**

Councilor Wallace moved to adjourn to Executive Session at 5:47 p.m. Councilor Kennedy seconded. **Motion carried unanimously.**

Councilor Kennedy moved to reconvene at 6:01 p.m. Councilor Knowlton seconded. **Motion carried unanimously.**

**4. SILENT INVOCATION**

Mayor Ake asked everyone to remember our military in harm's way.

**5. PLEDGE OF ALLEGIANCE**

Councilor Wallace led the Pledge of Allegiance.

**6. APPROVAL/DISAPPROVAL OF AGENDA**

Mayor Ake asked to change Item F. under New Business to read Property Maintenance Ordinance 7-3-4 instead of Public Nuisance Ordinance 7-3-4.

Councilor Wallace moved to approve the agenda as corrected. Councilor Kennedy seconded. **Motion carried unanimously.**

**7. APPROVAL/DISAPPROVAL OF MINUTES**

**May 19, 2011 Regular Meeting**

Mayor Ake stated that the minutes would stand as presented.

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## **8. DEPARTMENTAL REPORTS**

Fire Chief Spencer Wood updated the Governing Body on events that have happened in the fire department over the past several months.

Councilor Wallace commended the fire chief and his crew.

Mayor Ake presented the fire department with a United States Flag.

## **9. TREASURER'S REPORT**

Councilor Wallace moved to approve the May 2011 Treasurer's Report. Councilor Knowlton seconded. **Motion carried unanimously.**

## **10. NON-AGENDA ITEMS – DISCUSSION LIMITED TO 1 1/2 MINUTES**

### **A. National Children's Study – Valencia County**

Beth Tigges talked about the National Children's Study for Valencia County.

Lillie McNabb, Bosque Farms resident, thanked the maintenance department for helping with the cleanup at the community center. She attended an Older America meeting on Wednesday.

Lee Wharton, Bosque Farms resident, suggested raising Mayor and Council salaries. She thanked the Village for putting up the fireworks signs.

## **11. NEW BUSINESS**

### **A. Public Hearing Regarding Fire Truck Purchase Through NM Finance Authority**

Fire Chief Spencer Wood stated that he would like to purchase a new fire truck through the NM Finance Authority. The price of the truck would be \$232,000.00. The Village would borrow \$100,000.00 and pay it off in 5 years. He noted that this would be the first time that the fire department has ever gone into debt.

Councilor Knowlton thanked Chief Wood for trying to obtain grants first.

Chief Wood stated that the main fire truck is 15 years old and the truck being replaced is a 1986. The payment for the \$100,000.00 loan would be paid out of Fire Fund money each year.

No one else had any comment or questions. The Mayor closed the public hearing.

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**B. Consideration of Resolution #749-11 Authorizing and Approving the Submission of an Application for Financial Assistance and Project Approval to the NM Finance Authority**

Councilor Kennedy moved to approve Resolution #749-11 and the submission of an application to NM Finance Authority. Councilor Knowlton seconded. **Motion carried unanimously.**

**C. Consideration of Zone Variance at 265 Mitchell Drive by Jackie Leyba per Ordinance 10-1-16**

P & Z Officer Donna Baker stated that Mr. Leyba was asking to build a carport on both the east and west side of his property. The planning and zoning commission approved recommendation of the one on the west side but not the one on the east side. Chief Wood was recommending a 10-foot setback on the east side, not a 5-foot setback as Mr. Leyba was asking for.

Councilor Wallace moved to uphold the planning and zoning commission's recommendation. Councilor Knowlton seconded. **Motion carried unanimously.**

**D. Consideration of Joint Powers Agreement with Valencia County for Housing and Care of Adult Prisoners**

There was a \$5.00 increase in the joint powers agreement. Clerk/Administrator Jones recommended a language change on page 3, item I as follows: "Municipality shall not be liable for medical expenses as a result of an incident at the Detention Center facility."

Mayor Ake recommended changing the language and sending it back to Valencia County.

Councilor Wallace moved to approve the Joint Powers agreement with Valencia County for housing and care of adult prisoners with the language change by the Village attorney in Section I. Councilor Kennedy seconded. **Motion carried unanimously.**

**E. Consideration of Hiring a Maintenance Worker**

Councilor Knowlton moved to approve hiring Angelo Jojola as a maintenance worker. Councilor Kennedy seconded. **Motion carried unanimously.**

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**F. Consideration of Publication of Amendments to the Property Maintenance Ordinance 7-3-4**

Mayor Ake asked Ms. Baker to draft the amendment. He also suggested adding a section for native or raw land to help control dust and blowing dirt on Bosque Farms Boulevard. He stated that this would pertain to a true agricultural livelihood.

Councilor Knowlton asked about the definition of “true agricultural” and Mayor Ake stated anything over one-half an acre would qualify.

Councilor Knowlton suggested getting feedback from P & Z Officer and attorney to make sure the language is defensible.

Mayor Ake stated that the intent was to give the bigger landowners some relief.

Lillie McNabb, Bosque Farms resident, thought this would hurt the Village.

Sharon Eastman, Bosque Farms resident, stated that most farmers keep hedgerows and ditches clean. She thought this may be discriminatory and a better definition of agricultural was needed.

Lee Wharton, Bosque Farms resident, agreed with Ms. Eastman; everyone needed to be responsible for their property.

Councilor Knowlton recommended having the Village attorney craft language for this. He stated that he would also like more feedback from residents.

Councilor Kennedy stated that he was getting complaints from residents on the 12” requirement for weeds.

Councilor Knowlton moved to postpone this consideration and get feedback from Village attorney. Councilor Kennedy seconded. **Motion carried unanimously.**

**12. MAYOR & COUNCILOR’S REPORTS**

**Councilor Wallace** had no report.

**Councilor Kennedy** had no report.

**Councilor Knowlton** had no report.

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**Mayor Ake** gave an update on the Woodall property. He stated that the Cultural Property Committee removed the property from the historical register. He also stated that the Village was still working on clearing the deed for the property.

Mayor Ake stated that the NM Environment Department retested both wells for arsenic about a month ago and both wells tested at 9 ppb.

He stated that the Well #1 pump rebuild in the amount of \$7,500.00 - \$8,000.00 had been submitted to the insurance.

**13. ADJOURNMENT**

Mayor Ake adjourned the meeting at 7:20 p.m.

**PASSED, APPROVED AND ADOPTED THIS 21<sup>ST</sup> DAY OF JULY 2011**

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Wayne Ake, Mayor

(SEAL)

ATTEST:

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Gayle A. Jones, Clerk/Administrator