

**COUNCIL OF THE VILLAGE OF BOSQUE FARMS
MINUTES OF THE REGULAR MEETING
SEPTEMBER 16TH 2021**

1. CALL TO ORDER

Mayor Russell Walkup called the meeting to order at 5:45 p.m.

2. ROLL CALL

Present were Mayor Russell Walkup, Mayor Pro Tem Bill Kennedy, Councilors Ronita Wood and Councilor Rick Goshorn. Councilor Bryan Burks was present via telephone. Clerk/Administrator Gayle Jones, Assistant Clerk Mary Langley, Treasurer Yvonne Maes, Police Chief Andrew Owen, Planning and Zoning Officer Mike Montoya and Attorney Mark Jarmie were also present. Fire Chief Spencer Wood arrived after executive session.

3. EXECUTIVE SESSION PURSUANT TO 10-15-1 H (2) AND (7) NMSA, 1978, REGARDING HIRING A PART-TIME LIBRARY AIDE AND PENDING LITIGATION TO INCLUDE CITY OF ALBUQUERQUE, et al V. STEPHANIE SCHARDIN CLARKE AND NEW MEXICO TAXATION AND REVENUE DEPARTMENT

Mayor Pro Tem Kennedy made a motion to adjourn to executive session at 5:46 p.m. Motion was seconded by Councilor Goshorn. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

Mayor Pro Tem Kennedy moved to reconvene at 6:01 p.m. Motion was seconded by Councilor Wood. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

Attorney Jarmie stated the discussion held during executive session was limited to personnel matters and pending litigation.

4. SILENT INVOCATION

Mayor Walkup stated that the Library Aid, Marianne Lynch lost her battle with COVID and her son is still sick. Please keep that family in your thoughts. Mayor Walkup asked to keep people who are struggling and our first responders, police, fire, EMS, animal control and Planning and Zoning officials in your thoughts.

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5. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Kennedy led the Pledge of Allegiance.

6. APPROVAL/DISAPPROVAL OF AGENDA

Councilor Wood made a motion to approve the agenda. Motion was seconded by Mayor Pro Tem Kennedy. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

7. APPROVAL/DISAPPROVAL OF MINUTES

August 19th, 2021 Regular Meeting

Mayor Walkup stated the minutes for the Regular Meeting on August 19th, 2021 would stand as presented.

August 31st, 2021 Special Meeting

Mayor Walkup stated the minutes for the Special Meeting on August 31st, 2021 would stand as presented.

8. PRESENTATIONS

Ron and Mary Ann Keller and family presented a check to the BF EMS to go towards purchasing a new cardiac monitor. The money donated was the proceeds from the BF Fair car show.

9. DEPARTMENTAL REPORTS

Chief Andrew Owen gave the Police Department report for August 2021. Fire Chief Wood gave a Fire Department report.

10. MAYOR & COUNSELOR'S REPORT

Councilor Goshorn nothing to report.

Mayor Pro Tem Kennedy nothing to report.

Councilor Burks nothing to report.

Councilor Wood nothing to report.

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Mayor Walkup asked the Council and the Planning and Zoning Commission to set a time to hold a workshop to work on the sign ordinance. The workshop was set for Monday October 4th after the Planning and Zoning Commission meeting at 6:30 p.m.

11. TREASURER'S REPORT

Yvonne Maes gave the treasurer's report for the month of August 2021. Mayor Pro Tem Kennedy made a motion to approve the treasurer's report. Motion was seconded by Councilor Goshorn. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

12. NON-AGENDA ITEMS-DISCUSSION LIMITED TO 1 ½ MINUTES

Resident Lillie McNab handed out tickets to all in attendance for a door prize.

13. OLD BUSINESS

A. Consideration of a Land Split for Joel & Lydia Zazueta at 2040 Bosque Farms Blvd. as per Ordinance 10-2-15

Planning and Zoning Officer Montoya gave the description of the land split. Land is 1.98 acres and zoned commercial. The owner is requesting it be split in two parcels.

Councilor Goshorn made a motion to approve the Land Split for Joel & Lydia Zazueta at 2040 Bosque Farms Blvd. as per Ordinance 10-2-15. Councilor Burks seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

B. Consideration of Adoption of Amendments to 92-2 Village of Bosque Farms Personnel Policy

Attorney Jarmie addressed the audience. Attorney Jarmie commended the Governing Body and Clerk Administrator Jones for their hard work on this task. He stated it took three years to complete.

Mayor Pro Tem Kennedy made a motion to approve the adoption of Amendments to 92-2 Village of Bosque Farms Personnel Policy. Councilor Goshorn seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

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C. Consideration of Adoption of Amendments to Fire Code Ordinance 4-2

Councilor Wood made a motion to approve the adoption of Amendments to Fire Code 4-2. Councilor Goshorn seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

D. Consideration of Appointments to Planning & Zoning Commission

Mayor Pro Tem Kennedy made a motion to approve appointing Chris Gillespie to the Planning and Zoning Commission. Councilor Wood seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

E. Consideration of Water Rights Lease to Janet Miller

Janet Miller was present. Ms. Miller requested the Governing Body to reconsider the past agreement on the water rights lease due to a mistake she made presenting to the Governing Body at the last meeting. Ms. Miller stated she had requested the lease fee be monthly and what she meant to request was annually. There was discussion.

Resident Lee Wharton addressed the Governing Body, stating she felt the amount was not enough.

Councilor Wood made a motion to charge Miller \$75.00 per year, per acre foot to lease 2 acre feet. Mayor Pro Tem Kennedy seconded the motion. Councilor Wood withdrew her motion. Mayor Pro Tem Kenney withdrew his second. Councilor Wood made a motion to lease 2 acre feet of water rights to Janet Miller for \$75.00 per acre foot, per year for 4 years. Mayor Pro Tem Kennedy seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

F. Consideration of Water Rights Lease to Charles Gravlee

Charles Gravlee is present. Mr. Gravlee requested to lease 1 acre foot for 4 years to grow cannabis outdoors on a ½ acre of land on La Mancha Lane. Mr. Gravlee stated he has already been growing cannabis for medical use for 10 years.

Mayor Pro Tem Kennedy made a motion to approve a lease of 1 acre foot of water for \$75.00 per year for 4 years. Councilor Goshorn seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

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G. Consideration of Adoption of Amendments to Water Service Ordinance 9-2

Resident Lee Wharton would like the Governing Body to reconsider this amendment.

There was discussion. Councilor Wood made a motion to approve the adoption of Amendments to the Water service Ordinance 9-2. Mayor Pro Tem Kennedy seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

H. Consideration of Proposal from I&C Solutions, LLC for Instrumentation/Electrical and Process Control Support

Attorney Jarmie stated he has reviewed the proposal and requested the Governing Body to postpone for further review.

Councilor Goshorn made a motion to postpone until Attorney Jarmie has reviewed the proposal. Councilor Wood seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

14. NEW BUSINESS

A. Consideration of the Settlement Package Regarding the City of Albuquerque v. Taxation & Revenue Department

Mayor Pro Tem Kennedy made a motion to approve the settlement package regarding the City of Albuquerque v. Taxation and Revenue Department. Councilor Goshorn seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

B. Consideration of Use of American Rescue Plan Funds

Clerk Administrator Jones explained that we will be receiving a total of \$958,277.00 and that we have already received half. There was discussion. Clerk Administrator Jones advised she will check with the DFA to determine if the funds may be used to purchase the heart monitor for EMS.

Mayor Pro Tem Kennedy made a motion to postpone the item until further research is done. Councilor Wood seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

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C. Consideration of Addition to 2023-227 ICIP

Clerk Administrator explained the addition of the Valencia County Flood Authority. There was discussion.

Mayor Pro Tem Kennedy made a motion to move Arsenic Removal System up to rank #3, leave Flood Control Authority at rank #2 for 2024 on the 2023-227 ICIP. Councilor Goshorn seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

D. Consideration of Hiring a Part-time Library Aide

Councilor Wood made a motion to approve the hiring of Raymond Ritari as a part-time Library Aide. Mayor Pro Tem Kennedy seconded the motion. Roll call as follows: Councilor Wood, for; Councilor Burks, for; Councilor Goshorn, for and Mayor Pro Tem Kennedy, for. **Motion carried unanimously.**

15. ADJOURNMENT

Mayor Walkup adjourned the meeting at 7:36 p.m.

PASSED, APPROVED AND ADOPTED THIS 21st DAY OF OCTOBER, 2021.

Russell Walkup, Mayor

(SEAL)

ATTEST:

Gayle A. Jones, Clerk/Administrator