



VILLAGE OF CORRALES
GOVERNING BODY
REGULAR MEETING
MINUTES
August 24, 2010
6:30 p.m.
COUNCIL/MUNICIPAL COURT CHAMBERS

Governing Body present:

Mayor Gasteyer
Councilor Alsobrook
Councilor Clauser
Councilor Gagliano
Councilor Garcia-Miera
Councilor Gerhart
Councilor Harper

Village Staff present:

Village Administrator John Avila
Village Clerk Juan Reyes
Police Chief Ray Vigil
Fire Chief Anthony Martinez

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Gasteyer called the meeting to order at 6:36 pm and led the Pledge of Allegiance (Juramento de Fidelidad) in Spanish.

II. APPROVAL OF AGENDA

Mayor Gasteyer suggested that item number 13 be deleted. There is not enough background material and the County already submitted the grant application without input from the Governing Body.

Motion: Move to approve the Agenda as specified, **Action:** Approve, **Moved by** Councilor Gagliano, **Seconded by** Councilor Gerhart.

Vote: Motion carried by unanimous vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

III. APPROVAL OF MINUTES

1. August 10, 2010 Council Minutes

Motion: Move to approve the minutes of August 10, 2010, **Action:** Approve, **Moved by** Councilor Clauser, **Seconded by** Councilor Harper.

Vote: Motion passed (**summary:** Yes = 5, No = 0, Abstain = 1).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Harper.

Abstain: Councilor Gerhart (not present at August 10 meeting)

IV. ANNOUNCEMENTS

Mayor Gasteyer expressed profound sympathy for Councilor Clauser for the loss of her husband Milton, a wonderful member of the community and a friend to many.

Mayor Gasteyer announced the following:

- The New Mexico MainStreet organization received an award for excellence at the latest MainStreet gathering for promotional activities. He congratulated MainStreet on their award.
- There are significant problems for the Village after last night's storm. Administrator Avila will expand on that topic during his report.
- On Thursday, August 26 at 6:30, there will be an appeal by Annette Rodden and her partner, who live on Villa de Paz, to a denial by the Planning and Zoning Commission of their request for a variance;
- On Thursday, the movie Lemonade Mouth will be shooting a wedding scene on Price Lane. There will be some disruptions to that part of the Village. There will also be staging at the San Ysidro Church parking lot.
- On Wednesday and Thursday, September 1 and 2, the Mayor will be in Taos at the Municipal League's Annual Conference, at which Councilor Clauser will be given a certificate for completing the Leadership Institute;
- On Friday, September 3, there will be a meeting in the Council Chambers called at the request of the Corps of Engineers regarding its Bosque restoration program.
- Monday, September 6 is Labor Day and the Village Offices will be closed. Police and Fire will be on shift.
- Tuesday, September 14 is the next regular meeting of the Governing Body;
- September 25 and 26 is the Harvest Festival;
- Tuesday, September 28 is the second regular meeting.
- The Mayor and his wife will be taking a trip to southern Europe to celebrate their silver anniversary from September 9 until October 10. The Mayor Pro Tem, Councilor Gerhart, will be in charge of setting the agendas and conducting the meetings. She will retain her vote on all matters, and she should be addressed as "Madame President".

V. PETITIONS

N/A

VI. COMMUNICATIONS

2. Administrator's Report

Administrator Avila said that the previous night's storm had brought down enough silt to get the Village within three feet of the floor of the Corrales Road bridge, and there is raw sewage spill from Rio Rancho above the Sportsplex dam, and that could still get into the Montoya's

Arroyo. Administrator Avila invited Fire Chief Anthony Martinez to address the Governing Body.

Chief Martinez said that the Northern Boulevard/Unser Boulevard area of Rio Rancho had a large rain fall. The storm was isolated along the Montoya's Arroyo and where the Southern Sandoval County Arroyo and Flood Control Authority has retention ponds. Yesterday, the Village was made aware of flash flood warnings, and were alerted to start monitoring the channels. Heavy flow started around 9:00 pm coming down the Montoya's Arroyo into the Harvey Jones Channel. The Fire Department started preparing a plan in the event of a breach and monitored it until about 1:00 in the morning. Early this morning, there was a 15 inch sewer in the area of Chessman Drive in Rio Rancho, close to Northern and Unser, that broke loose. There was around 1500 feet of pipe destroyed, so there was raw sewage that was coming down the Montoya's Arroyo. Most of it was retained in the Sportsplex Dam and a detention pond that was recently built. However, the pond filled up quickly and is now at its maximum capacity. There is nothing else for water retention between Corrales and the Northern/Unser area. The sewer lines will hopefully be fixed and the sewage water diverted. The Fire Department has some procedures in place as far as emergency management. Fire Chief Martinez displayed some photos showing the silt and sand under the Corrales Bridge. He said that there is currently about 3 feet available for water to flow through, but that could fill up very quickly. He said that the Village is prepared, and SSCAFCA will be working at the Corrales Road Bridge this week to get it cleaned out. Chief Martinez said the Environment Department has been out and will probably be conducting some testing. The dilution factor of how much gallons of water is not a concern at this point, but they will be monitoring that closely. The Village of Corrales will be coordinating with SSCAFCA, and the Sandoval County Emergency Manager is available to help if needed. The Red Cross has also been notified in the case of an emergency evacuation. There is a polygon on Code Red around the Harvey Jones Channel so it can be activated immediately if there is an evacuation. The preparation has all been done. Sandbags are also available at the Fire Station.

Councilor Gagliano asked if SSCAFCA had given any indication on how long it would take to clear the channel of the silt? Chief Martinez said that SSCAFCA hadn't given any time frame.

Chief Martinez also said that people need to stay out of the arroyos. Not only are they dangerous and deadly, but they're contaminated. He is looking into getting signs warning people to stay out of the arroyos.

Administrator Avila said that the Rec Center would serve as an evacuation site.

Administrator Avila announced the Ellaine Montes will serve as the new temporary full-time receptionist. Lauren Rivera, the prior receptionist, left to attend the University of New Mexico.

The Andrews Lane Bridge was approved as built by the Corps of Engineers. One of its main functions is to get heavy equipment across the Riverside Drain and is the place that the Bosque cleanup launched from last weekend.

Intel submitted a letter to the New Mexico Environmental Department proposing that they be able to fund a project, approximately \$25,000, for a project in Corrales dealing with

renewable energy or environmental projects, rather than pay a fine directly to NMED for a clean air violation.

The staff has completed the first draft of capital needs for departments in the Village. They are fairly thorough, and not finalized, but they will become more formalized in the coming days. He would like a work-study within the next couple of weeks to discuss capital needs and the preparation of the Infrastructure Capital Improvements Plan.

Councilor Alsobrook asked if, regarding the Intel contribution for the supplemental environment project, if the Phase II section of the transmission line for the wastewater line count as an environmental project? Administrator Avila said that it's not outside what they might consider. He will meet with Intel to see where they might like to concentrate their efforts. Mayor Gasteyer added that in his preliminary discussion with Intel, that was one of the topics mentioned.

VII. COUNCILORS FORUM: This section is for information purposes only, not for discussion and debate, to inform the Governing Body of an issue/ concern that would not be addressed on the agenda during the business session.

Councilor Garcia-Miera said that he had attended the Metropolitan Transportation Board meeting, and they put together a really good process for project prioritization. It's a scoring system and they have defined what they call "smart projects". It's a very good process and they have offered to come meet with Village Staff to share the process so that when grants are being put together or projects are being looked at, the Village can put together "smart projects". He gave the information to Administrator Avila.

Councilor Garcia-Miera wondered if the paper packets that are distributed to the Governing Body are really necessary? There is a large amount of paper and time that go into assembling the paper packets, and he had discussed with Village Clerk Juan Reyes the idea of going paperless, and perhaps having electronic copies. Mayor Gasteyer said that he is sure that there are things buried in State law about having certain things in paper copy. Councilor Garcia-Miera said he looked at statutes and didn't see anything, but asked if the Village Attorney could take a look at that. Attorney Appel said that there is nothing presently that he is aware of that would prohibit a paperless approach. He said that he is Counsel for other State agencies that have extremely large packets for meetings, and some have begun putting the packets in PDF form online, and at the meeting, each member of the board has a laptop in front of him or her with the electronic information. Mayor Gasteyer asked whether retention of records is a problem regarding a paperless packet? Attorney Appel said that is a practical problem, and there is nothing in any ordinance or statute that he is aware of that requires all records to be retained in paper form. For example, microfilm has been recognized for decades as an alternative approach, particularly for things that don't need to be readily accessible. Electronic form, with proper precautions, is a perfectly acceptable way to retain public documents.

Councilor Garcia-Miera also reported that he and the Mayor had met with members of the community to discuss forming a group to look at the Village finances, such as looking for other sources of revenue for the Village. He said he and the group would be meeting again on September 8 to discuss what they could do. He said if anybody is interested in attending, it will be at his house.

Councilor Alsobrook said that he and Councilor Clauser are members of the Silica Testing Task Force, which is a committee formed to oversee Intel's efforts at sampling for amounts and forms of silica that may be emitted from their stacks which may have a detrimental impact on Villagers' health. In the last meeting, there was a procedure set forth for selecting witnesses. Non-Intel related people, including non-Intel members of the committee, and someone who is nominated, will act as witnesses to the sampling. This will help elevate the level of trust that citizens feel with the testing process and results. Councilor Alsobrook said that they are looking for citizens to witness. It could take around 4 hours, perhaps in the morning or even at night. It could require some physical activity.

VIII. CORRALEÑOS FORUM: This section is for information purposes only, not for discussion and debate, to inform the Governing Body of an issue or concern that would not be addressed on the agenda during the business session. There is a 3-minute time limit, unless approved by the Presiding Officer.

Steve Kuenzler from Stevie's Happy Bikes spoke on behalf of a lot of his customers who are bicyclists. He is an avid cyclist himself, and said he was struck by a vehicle while on his bike. He discussed bicycling safety, traffic laws for motorists and bicyclists, and the lack of maintenance on Corrales Road, a designated bike path, for cyclists. He also discussed pedestrian crosswalks and said he would like to see the crosswalks monitored and enforced more.

David Janney, a cyclist, says he was struck by a car while bicycling. The PD and FD responded quickly. He also talked about the condition of Corrales Road for those on bikes, and discussed the need for safety education for motorists and cyclists in the community about each other's responsibilities.

Sandy Gold said she rides her bicycle every single day, and rides Corrales Road most frequently. She says she has had several incidents on Corrales Road and asked for police presence for cars that think cyclists don't belong on Corrales Road.

Elena Kayak, the Corrales Elementary co-champion for Safe Routes to Schools, said that she recently retired after serving eight years on the Bicycle Coalition of New Mexico, which is a statewide organization that serves as advocates for legislation and changes in the way motor vehicle license exams are presented so there are more questions about bicyclists on the exam. She thanked Administrator Avila for his work in getting the funding for Phase II of the Safe Routes to School application to the Department of Transportation, potentially providing the program with \$275,000 in funding if awarded. There is funding available, but the municipality has to show that it's important and the importance needs to be documented somewhere. She would like to see more of a commitment to get bicycle safety on the agenda and get it moved along.

David Robertson discussed bicycle safety in Corrales. He said he had an incident on Corrales Road and his bike was totaled. He recommended coordination with other governmental agencies, responsiveness to residents and enforcement.

Holly Roberts said she is a member of the Corrales Bicycle Pedestrian Advisory Committee and is very aware of the problems the Village has in trying to turn Corrales Road into a bike friendly venue. She suggested the Village could become apart of a National Organization called Complete the Streets. The idea of the organization is that any street project that is

being worked on, or planned, must be complete, not just for cars but for bicycles, pedestrians and horses.

IX. CONSENT AGENDA:

3. Reports from Boards, Commissions, and Department Head Personnel

Councilor Clauser asked Planning and Zoning Administrator Cyndie Tidwell about her report which said there was a potential buyer for commercial property on Corrales Road, and wondered what the Ms. Tidwell meant in her report when she said "documentation was furnished regarding permissive uses stipulating that regulations may change over time and that the potential buyer will be required to meet current regulations"? PZA Tidwell said that every once in a while when a person is buying a piece of commercial or O-zoned property, they ask for a zoning certification letter, or a letter describing the permitted uses for that property. That was the case in Councilor Clauser's reference. It is a property that it is very old and there is not much space for parking, so there are limitations on what could take place there. For example, it could never be a restaurant. PZA Tidwell also said that she reminds people that any zoning certification that she writes is only good until the Council next amends the zoning regulations. She doesn't want people to think that her letter "locks" them into anything and the regulations can change.

Councilor Alsobrook asked Library Director Carla Spencer if the resolution passed at the last meeting for the County bond was passed in time to go before the County? Ms. Spencer said that the library bond was unanimously passed at the meeting of the County Commissioners and will be a bond question placed on the November ballot for libraries in Sandoval County.

Motion: Move to accept the Consent Agenda, **Action:** Approve, **Moved by** Councilor Clauser, **Seconded by** Councilor Gerhart.

Vote: Motion carried by unanimous vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

X. CONFIRMATION OF PERSONNEL RECOMMENDATION:

4. N/A

XI. CONFIRMATION OF APPOINTMENTS

5. N/A

XII. OLD BUSINESS:

6. Third Reading

Discussion and consideration of Ordinance 10-003, an ordinance amending Ordinance No. 365, adopted September 9, 2003, amending the boundaries of the Development Fees Service Area established by that Ordinance in the Far Northwest Sector of the Village of Corrales pursuant to the Development Fees Act

Village Engineer Steve Grollman discussed the amendments to Ordinance No. 365 as outlined in Ordinance 10-003.

Councilor Gagliano asked Capital Improvements Advisory Committee Chair Dick Foote about the reference to Access B on the sheet from the CIAC? He said that he doesn't recall Access B being referenced before. He asked if that is something the Village has to have completed as well? Mr. Foote answered in the affirmative, and Councilor Gagliano said that the Governing Body has not heard anything about Access B or the cost and that the entire focus has been on Access A. Mr. Foote said there is not additional cost for Access B other than what was predicted several years ago. Access B was predicted to cost about \$26,400.

Brian Kilcup, Chairman of the Bicycle Pedestrian Advisory Committee, said the Committee wants to make sure that the engineering of the Far Northwest Sector has addressed bicyclists and pedestrians through Access A. It is much easier to plan it now than go back and retrofit later. Engineer Steve Grollman said that the map that goes along with the description of Access A shows all of the improvements that are proposed as part of the Capital Improvement Plan. There is a bike trail that runs Northern Boulevard along the southwest side of the new Road "A" or Don Julio Road. Directly across the street on the south side of Northern Boulevard, there is an existing bike trail that the Village would just continue down. Councilor Gerhart said she thought the bike trails would extend on Don Julio, and failing to do that would make the situation similar to the dangerous one on Corrales Road for bicyclists.

Jack Westman said that he was the one that developed that Far Northwest Sector subdivision. His main concern is the fees. He discussed the lack of bike space on Corrales Road which he didn't think was analogous. He said on Don Julio Road, there is substantial right-of-way and is not comparable to Corrales Road. He also discussed the commercial lots on Don Julio Road. He said that it is not a commercial area, and there just can't be commercial development in that area. He said that the area is all listed as commercial, so people don't want to buy there because potential buyers don't know what will eventually go up around there. He said that the impact fees in the area also deter for buyers.

Motion: Move to approve Ordinance 10-003, an ordinance amending Ordinance No. 365, adopted September 9, 2003, amending the boundaries of the Development Fees Service Area established by that Ordinance in the Far Northwest Sector of the Village of Corrales pursuant to the Development Fees Act, **Action:** Approve, **Moved by** Councilor Clauser, **Seconded by** Councilor Gerhart.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

7. Third Reading

Discussion and consideration of Ordinance 10-006, an ordinance amending the Capital Improvements Plan for the Far Northwest Sector of the Village of Corrales and certain adjacent areas, as adopted by Ordinance No. 390, passed and adopted September 14, 2004 reflecting changes in the status of projects included in the Capital Improvements Plan and amending the Impact Fee chart.

CIAC Chair Dick Foote discussed the current impact fees and said that the CIAC's recommendation to the Governing Body is to leave the impact fee at \$19,281 for residential property for another year. The CIAC is hopeful that doing so will encourage building in the Far Northwest Sector.

Norm Schreifels said he is a resident and builder in Corrales. He said that for every dollar that you increase the price of the building of a house, whether it be with impact fees, land costs or building materials, you're losing a certain number of buyers. He said the in the City of Albuquerque, 50% of the impact fee is waived right off the bat. If you build a "green" house to their criteria, you waive the other 50%. He said builders in Corrales are slowly shifting to Albuquerque because they don't want to pay \$19,000 in impact fees. Mayor Gasteyer asked Mr. Schreifels if there have been any houses built in the last year in the Far Northwest Sector? Mr. Schreifels answered that he finished one last October there, and there is one that is wrapping up now, and a new one under construction. He said that when he built up there, there were impact fee credits because the land was purchased before. He said that when people are looking to build in that area now, he has to disclose that it is a commercial area, and he has to disclose the impact fees, and then people want to build somewhere else.

Jack Westman said that the City of Albuquerque realizes that impact fees are an impediment to new construction, and therefore they have further extended their moratorium on impact fees. The lots that are being built on now in the Far Northwest Sector are ones that were purchased and had credits on them. But someone that does not have a credit for impact fees will not build there. The Village needs that gross receipts tax on that new construction. It would be a major source of revenue for the Village. The impact fees are cutting off all new construction. He urged the Governing Body to follow the Albuquerque example and set a moratorium on impact fees.

Nora Manning, a resident of the Far Northwest Sector in Corrales, was concerned by Mr. Foote's statement that all the roads need to be finished in a year. She asked if he is referring to all the roads, or just the access points? Mr. Foote answered that the roads he is referring to are Access A, Road A (or Don Julio Road) and Access B.

Kathryn Bruner agreed that high impact fees will deter building.

Mark Maes said that he would like to see Access B get started right away, or even graded. Mayor Gasteyer said that part of the road going into Access B is still private property, and the State constitution prohibits the Village from improving private property. The Village is still trying to acquire the land needed to build the road.

Norm Schriefels said that if there was a major catastrophe, you couldn't get out of Access B without a four-wheel drive vehicle.

Charlie Marquez said he was the lobbyist for the Village of Corrales years ago, and was very successful in getting money for Access A. He asked if that money ended up reverting with all the other capital outlay? Mayor Gasteyer answered yes, about ¾ of it did. Mr. Marquez then asked if the recommendation for an increase of impact fees is to make up for that loss of money and if so, he said that an increase will be a substantial deterrent to building and construction in that area.

Councilor Garcia-Miera wondered if even if the impact fees aren't imposed, will it really help the Village given that the economy and real estate won't turn around for another three or four years? He said that given the economy, people just aren't buying real estate. Mr. Marquez said that any additional cost in any purchase will make a difference.

Mike Loquicistas said that regarding Councilor Garcia-Miera's question, he and his wife closed on a lot in the Far Northwest Sector the week prior. It was a short sale. Had it not been, he would have not been able to buy the lot because of the impact fees. He said there are probably some creative solutions to the problem, but a moratorium on impact fees might be a good start.

An unidentified person expressed concern with driving speeds in the area.

William Bruner asked if the Village has ever considered abandoning Access A and B and saving money? He said the Village could then make the commercial lots residential and lower the impact fees. Mayor Gasteyer said that it is a current Village ordinance that has to be followed. Dick Foote said that the Village would have to pay back over \$600,000 in impact fees previously assessed to "give up" Access A and B, and the Village just doesn't have that kind of money.

Councilor Clauser said she appreciates the discussion that has occurred, and the project is one that was well planned.

Motion: Move to approve Ordinance 10-006, an ordinance amending the Capital Improvements Plan for the Far Northwest Sector of the Village of Corrales and certain adjacent areas, as adopted by Ordinance No. 390, passed and adopted September 14, 2004 reflecting changes in the status of projects included in the Capital Improvements Plan and amending the Impact Fee chart., **Action:** Approve, **Moved by** Councilor Clauser, **Seconded by** Councilor Harper.

Attorney Appel said if the Governing Body adopts the ordinance as written and the Capital Improvements Plan as presented, then the proposed delay in the increase of the impact fee is not a part of it. The tables in the ordinance hit \$19,281 at step 6 and continue upward. If the Governing Body's desire to make that change as suggested, that change would have to be incorporated into the tables.

Motion: Move to amend Ordinance 10-006 so that the commercial impact fee charts on pages 10-12 reflect the change that the \$19,281 impact fee be extended until September 2011, or year 7 on the tables, **Action:** Amend, **Moved by** Councilor Alsobrook, **Seconded by** Councilor Clauser.

Attorney Appel said that the commercial impact fee relies for its calculation on the residential impact fee, so the question then is, if the Governing Body wishes to adopt the amendment made by Councilor Alsobrook only on page 10, then it would not modify the commercial impact fees. If the Governing Body chooses to adopt that amendment under the residential column in the other tables on pages 11-12, that would result in amendment of the commercial fee as well through the calculations that would then need to be carried to the right hand columns of the tables on page 12.

Attorney Appel suggested an amendment to change the number \$20,951 at all points where it appear at the column headed "Residential" on the six tables on pages 10, 11, and 12 to \$19,281 and that the engineer make other necessary changes to accommodate that in the other columns of those tables.

Motion: Move to amend Ordinance 10-006 changing the number \$20,951 at all points where it appear at the column headed "Residential" on the six tables on pages 10, 11, and 12 to \$19,281 and that the engineer make other necessary changes to accommodate that in the other columns of those tables.**Action:** Amend, **Moved by** Councilor Alsobrook, **Seconded by** Councilor Clauser.

Councilor Gerhart said she wanted to have a quick discussion about the reduced impact fee that was raised. Right now, the Village has the NMFA loan that has impact fees pledged to pay the debt service. She wondered where the Village is on impact fees collected already and at what point would it be projected that it would impact the general fund? Mr. Foote said the committee has not looked at that at this point, but the expectation is that with the estimates for construction that the engineer has put together, to complete the projects at the \$19,281, the CIAC is confident that will not put the Village in the hole. Councilor Gerhart wondered if the impact fees could be lowered to \$0? Mr. Foote said that it might make people who have already paid their impact fees wonder if they had been treated fairly.

Councilor Harper said he wished to "Call the Question" on the amendment being discussed. The Village Attorney stated that a two-thirds vote is needed to "Call the Question", though his recollection is that no second is necessary. Thus at least 4 affirmative votes are required.

Motion: Motion to call the question on the original motion and the amendment, **Action:** Call the question, **Moved by** Councilor Harper, **None seconded.**

Vote: Motion passed (**summary:** Yes = 5, No = 1).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Harper.

No: Councilor Gerhart.

The question having been called, the Mayor then proceeded with the vote on the Alsobrook amendment.

Vote on amendment:

Vote: Motion passed (**summary:** Yes = 5, No = 1).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Harper.

No: Councilor Gerhart.

Vote on Ordinance 10-006 as amended:

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

8. Third Reading

Discussion and consideration of Ordinance 10-007, an ordinance relating to the New Mexico Uniform Traffic Ordinance adopted by reference by the Village of Corrales; establishing a penalty assessment program; defining penalty assessment misdemeanors; establishing listed schedule of penalty assessments; amending certain fees set forth in Section 34-2 of the Village Code of Ordinances; and repealing all ordinances or parts of ordinances in conflict thereof.

Motion: Move to approve Ordinance 10-007, an ordinance relating to the New Mexico Uniform Traffic Ordinance adopted by reference by the Village of Corrales, **Action:** Approve, **Moved by** Councilor Gagliano, **Seconded by** Councilor Clauser.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

9. Second Reading

Discussion of Ordinance 10-009, an ordinance amending Chapter 18, Article II of the Code of Ordinances of the Village of Corrales, Article II (zoning) being Ordinance 192, adopted November 13, 1989, as amended, by amending a requirement for permits in Section 18-45(c)(5) relating to traffic for home occupations providing services.

Bed and breakfast owners Dallas Renner and Judith Newby said the Corrales Comment said that there had been reference made at the first reading of Ordinance 10-009 to potentially limiting the number of cars to two or three for home occupations. Mr. Renner said that could have a serious impact on a number of small home occupations, besides just bed and breakfasts. He said he understands that the limitation does not appear in the Ordinance as proposed now, and he hopes that it continues to stay the case.

XIII. NEW BUSINESS:

10. FUTURE AGENDA ITEMS

Mayor Gasteyer announced the following as future agenda items:

- Third reading on Ordinance 10-009;
- Second reading on Ordinance 10-008;
- Joint Powers Agreement with the Southern Sandoval County Arroyo and Flood Control Authority that would give Corrales access to \$400,000 for drainage work at Salce Park;
- Intel can make a donation to a municipality for an environmental project in lieu of paying a fine for a clean air violation, so there will be a discussion of a project that Corrales could do with \$25,000 provided by Intel;
- Corrales MainStreet Professional Services Agreement with the Village;
- Presentation from water rights attorney Tessa Davidson.

Administrator Avila suggested a workstudy for the ICIP. Monday, August 30 at 6:30 pm was scheduled.

11. Discussion and consideration of Resolution 10-040, a resolution authorizing adjustments of various funds for Fiscal Year 2010-2011.

The Mayor thanked Ron Reder for bringing this correction to the attention of the Governing Body and the Village Attorney.

Motion: Move to approve Resolution 10-040, **Action:** Approve, **Moved by** Councilor Gerhart, **Seconded by** Councilor Gagliano.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

12. First Reading

Discussion and consideration to publish and post Ordinance 10-008, an ordinance relating to Permissive Uses and Uses by Review in the “M” municipal, public and quasi-public zone of the Village; clarifying that the amendments related to uses in that zone that were adopted by Ordinance No. 09-003 on April 14, 2009, remain in full force and effect, notwithstanding subsequent technical amendments to the Code of Ordinances of the Village.

Motion: Move to approve Ordinance 10-008, **Action:** Approve, **Moved by** Councilor Gerhart, **Seconded by** Councilor Gagliano.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

14. Discussion and consideration of Resolution 10-041, resolution accepting the 2010/2011 Map Cooperative Agreement Program Project Number MAP – 7643(903), Control #L300008

The Mayor said that this resolution does help with paying for improvements in the Far Northwest Sector and is a requirement for securing the funding.

Motion: Move to approve Resolution 10-041, **Action:** Approve, **Moved by** Councilor Clauser, **Seconded by** Councilor Alsobrook.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

XIV. ADJOURNMENT:

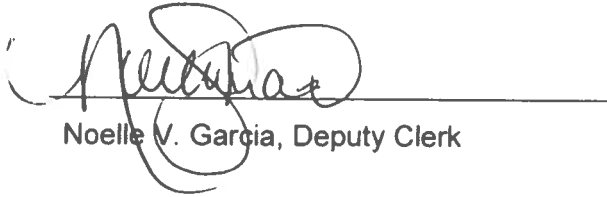
Motion: Move to adjourn, **Action:** Adjourn, **Moved by** Councilor Gagliano, **Seconded by** Councilor Alsobrook.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilor Alsobrook, Councilor Clauser, Councilor Gagliano, Councilor Garcia-Miera, Councilor Gerhart, Councilor Harper.

**BEING NO FURTHER BUSINESS TO COME BEFORE THE GOVERNING BODY, THE MEETING
ADJOURNED AT 9:13 PM.**

APPROVED THIS 14th DAY OF SEPTEMBER, 2010.



Noelle M. Garcia, Deputy Clerk