

## A G E N D A

. . . for the Regular Meeting of the Farmington City Council to be held at 7:00 p.m., Tuesday, February 22, 2011 in the Council Chamber, City Hall, 800 Municipal Drive, Farmington, New Mexico. . .

1. Roll Call and Convening the Meeting:
2. Invocation: Associate Pastor to Youth Wade Elftman of Crossroads Community Church.
3. Pledge of Allegiance:
4. Acceptance of Consent Agenda: Those items on the agenda that are marked with an asterisk (\*) have been placed on the Consent Agenda and will be voted on with one motion. If any item proposed does not meet with approval of all Councilors or if a citizen so requests, that item will be heard under Business from the Floor.
5. \*Approval of Minutes for:
  - (a) the Regular Meeting of the City Council held February 8, 2011; and
  - (b) the Regular Work Session of the City Council held February 1, 2011.
6. \*Approval to Declare worn-out, unusable or obsolete library items (Administration/Library) surplus to the needs of the City and not essential for municipal purposes, and to authorize the City Manager or his designee to dispose of such surplus property pursuant to State Statutes.
7. \*Approval of Right-of-Way and Easement between the City and Williams Field Services for use of City-owned right-of-way lying in Section 25, T30N, R13W, N.M.P.M. for the purpose of constructing, replacing, maintaining and operating a pipeline in, on, under and across a strip of land 20-feet in width for a distance of 38.595 rods.
8. \*Approval of Right-of-Way and Easement between the City and Enterprise Field Services for use of City-owned right-of-way lying in Section 25, T30N, R13W, N.M.P.M. for the purpose of constructing, replacing, maintaining and operating a pipeline in, on, under and across a strip of land 30-feet in width for a distance of 33.382 rods.
9. \*Approval for Adoption of Resolution No. 2011-1383 authorizing and approving submission of a completed application to the New Mexico Finance Authority and for financial assistance and project approval for the purchase of new fire apparatus.
10. \*Approval of Warrants up to and including February 19, 2011.
11. Proclamation declaring March 2011 as "Peace Corps Month".

12. Recommendations from the Planning and Zoning Commission:

Acceptance of Consent Agenda: The item marked with an asterisk (\*) has been placed on the Planning and Zoning Commission Consent Agenda and will be voted on with one motion. If the item does not meet with approval of all Councilors or if a citizen so requests, it will be removed from the Consent Agenda and heard in regular order.

- \*1) Adoption of the recommendation of the Planning and Zoning Commission, as contained within the Community Development Department Petition Report, to approve Petition No. ZC 11-01 from Navajo Ministries, Inc., represented by Robert Fitz, requesting a zone change from the GC, General Commercial and RA, Rural Agricultural, Districts to the MU, Mixed Use, District for 15.73 acres of land located at 2103 West Main Street.

The recommendation of the Planning and Zoning Commission passed by a vote of 7-0 on February 10, 2011.

- (2) Adoption of the recommendations from the Unified Development Code Implementation Committee, Planning and Zoning Commission and Community Development staff to amend Section 2.5.2 (E) of the Unified Development Code (UDC) to allow the use of shipping crates, railroad cars, trucks or bus bodies and other similar containers as an accessory structure in the IND, Industrial, District and also in the GC, General Commercial, District if the container is placed in the rear yard and screened from view of any street and/or residence and is in accordance with Section 5.5.7 of the UDC.

The recommendation of the Planning and Zoning Commission passed by a vote of 7-0 on February 10, 2011.

13. Adoption of the recommendation of the Oil and Gas and Geological and Engineering Hazards Advisory Commission to amend Chapter 19-3-10 of the City Code dealing with the fencing and landscaping of well sites.

The recommendation of the Oil and Gas and Geological and Engineering Hazards Advisory Commission passed by a vote of 3-0 on February 7, 2011.

14. Appeal of the Decision of the Administrative Review Board:

- (1) Appeal filed by Sandra Tucker regarding the decision of the Administrative Review Board to deny Petition No. ARB 10-20 requesting a variance to operate a kennel within 500 feet of a residence at 616 Industrial Avenue in the GC, General Commercial, District.

The decision of the Administrative Review Board passed by a vote of 3-2 on January 6, 2011.

**An affirmative vote of at least three City Councilors is required to reverse, modify or amend a decision of the Administrative Review Board in accordance with Section 2-4-42 of the City Code.**

15. New Business:

- (a) Mayor
- (b) Councilors
  - (1) Prevention of childhood pedestrian injuries (Councilor Fischer and Dr. Stephen Rankin)
- (c) City Manager
- (d) City Attorney
  - (1) Proposed Ordinance – Discussion  
-amending Section 12-5-8 of the City Code dealing with maximum permissible sound levels. (Final action March 8, 2011)
  - (2) Ordinance No. 2011-1238 – Final Action  
-approving the annexation of 439.02 acres of land contiguous to the current city limits located west of La Plata Highway (NM Highway 170), north and south of Twin Peaks Boulevard and east of Troy King Road. (Published February 6, 2011)
  - (3) Ordinance No. 2011-1239 – Final Action  
-revising certain sections of the City Code providing for clarification and additions to provisions in Chapters 12, 18, 23 and 25 relating to nonoperating motor vehicles, weeds and debris, public nuisances and illegal car sales. (Published February 6, 2011)
- (e) City Clerk

16. Business from the Floor:

- (1) Items removed from Consent Agenda for discussion.
- (2) Any other Business from the Floor.

17. Adjournment.

**AGENDA ITEM SUPPORT MATERIALS ARE AVAILABLE FOR INSPECTION AND/OR PURCHASE AT THE OFFICE OF THE CITY CLERK, 800 MUNICIPAL DRIVE, FARMINGTON, NEW MEXICO.**

**ATTENTION PERSONS WITH DISABILITIES: The meeting room and facilities are fully accessible to persons with mobility disabilities. If you plan to attend the meeting and will need an auxiliary aid or service, please contact the City Clerk's Office at 599-1106 or 599-1101 prior to the meeting so that arrangements can be made.**