

A G E N D A

. . . for the Regular Meeting of the Farmington City Council to be held at 7:00 p.m., Tuesday, March 8, 2011 in the Council Chamber, City Hall, 800 Municipal Drive, Farmington, New Mexico. . .

1. Roll Call and Convening the Meeting:
2. Invocation: Father Robert Bailey of St. John's Episcopal 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 22, 2011; and
 - (b) the Regular Work Session of the City Council held February 15, 2011.
6. *Approval to Declare worn-out, unusable or obsolete vehicles and equipment (Administrative Services, Central Warehouse, General Services and Vehicle Maintenance) 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 Cooperative Project Agreement between the City and the New Mexico Department of Transportation for construction of Piñon Hills Boulevard East and the Animas River Bridge project. Total cost of the project is \$1,047,589 with the Federal Highway Administration to pay \$838,071 and the City to pay \$209,518.
8. *Approval of Purchase Agreement between the City and Deloris L. Griffith, Trustee for the Griffith Revocable Trust, for the sale of City-owned property located within 5013 East Main Street (southeast of the intersection of East Main Street and Sierra Vista). (purchase price \$17,500)
9. *Approval of Confirmation of Reappointment of registered voter Kenneth Gordon as a temporary municipal judge in the absence of the Municipal Judge or Part-Time Municipal Judge for the period of April 1, 2011 through March 31, 2012.
10. *Approval of Warrants up to and including March 5, 2011.

11. Recommendation 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, the item will be removed from the Consent Agenda and heard in regular order.

*(1) Adoption of the Action of the Planning and Zoning Commission, as contained within the Community Development Department Petition Report, and approval of Petition No. PFP 09-02 from Michael Smith, represented by Paul Martin, for Preliminary Plan/Final Plat approval of the Flora Vista Hillside Estates Subdivision, a 6-lot subdivision located on 6.82 acres of land located northeast of the intersection of Road 3450 and Road 3451, outside the city limits but within Tier 2 of the City's five-mile planning and platting jurisdiction, subject to:

- (a) subdivision improvements being completed prior to the presentation of the plat for signature;
- (b) a reference to a recorded easement or signature lines for the owners of the property on which the 30-foot private access road is located being included on the plat; and
- (c) the plat being presented for review and any technical corrective changes required by the Community Development Department.

The recommendation of the Planning and Zoning Commission passed by a vote of 6-0 on February 24, 2011.

12. Request for Permission to draft an ordinance to amend Table 2.3 and

Section 2.4.65 of the Unified Development Code, as recommended by the Unified Development Code Implementation Committee, the Planning and Zoning Commission, and the staff of Community Development Department, to add Licensed Medical Cannabis Producer as a permitted use in the IND, Industrial, and the PIP, Planned Industrial Park, Districts under the Industrial Use and Manufacturing and Production categories and that Licensed Medical Cannabis Producer be added to the Use Standards, subject to:

- (a) medical cannabis producers being licensed and supervised in accordance with New Mexico Statutes 26-2B-1 through 26-2B-7 (the "Lynn and Erin Compassionate Use Act") and as administered by the New Mexico Department of Health, Public Health Division, Medical Cannabis Program; and
- (b) such uses not being permitted within 300 feet of any school, church, daycare center, youth facilities, parks, recreation facilities or residential districts.

The recommendation of the Planning and Zoning Commission passed by a vote of 3-2-1 on February 24, 2011.

13. New Business:
 - (a) Mayor
 - (1) Appointments to the Public Utility Commission.
 - (b) Councilors
 - (c) City Manager
 - (d) City Attorney
 - (1) Ordinance No. 2011-1240 – Final Action
-amending Section 12-5-8 of the City Code dealing with maximum permissible sound levels. (Published February 20, 2011)
 - (e) City Clerk
14. Business from the Floor:
 - (1) Items removed from Consent Agenda for discussion.
 - (2) Any other Business from the Floor.
15. Closed Meeting to discuss request for proposals for the Community Development Block Grant Downtown Façade Improvement Program.
16. Proposal: Recommendation from the Purchasing Officer to award a contract for \$22,000 of the available grant funds for the Community Development Block Grant Downtown Façade Improvement Program (Community Development) to Arroyo Trading Co., Inc., doing business as Wal Art Gallery, as the sole proposal is deemed to be advantageous and in the best interest of the City. The award is contingent upon approval by the State Historical Preservation Office and completion of an environmental assessment. Proposals opened February 16, 2011 with one offeror participating.
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.