

## A G E N D A

. . . for the Regular Meeting of the Farmington City Council to be held at 7:00 p.m., Tuesday, May 10, 2011 in the Council Chamber, City Hall, 800 Municipal Drive, Farmington, New Mexico. . .

1. Roll Call and Convening the Meeting:
2. Invocation: Pastor Les Cumiford of World Harvest Center.
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 Meetings of the City Council held April 12, 2011 and April 26, 2011; and
  - (b) the Regular Work Session of the City Council held April 19, 2011.
6. \*Approval of Bid for purchase of 121kV power circuit breakers (Electric Engineering) being awarded to Western United Electric Supply Corporation as the lowest and best bidder meeting specifications after application of five percent in-state preference (\$149,388). Item A-1, Field Service Engineer, will also be awarded to Western United Electric Supply Corporation in the amount of \$5,840; however, this item was not considered when determining the low bid because the services for Field Service Engineer must be provided by the awarded bidder. Bids opened May 3, 2011 with four bidders participating.
7. \*Approval for Adoption of Resolution No. 2011-1390 authorizing the execution and delivery of a Loan Agreement and Intercept Agreement by and between the City and the New Mexico Finance Authority to pay a principal amount of \$475,426 for the purpose of financing the costs of purchasing two fire pumpers.
8. \*Approval of Warrants up to and including May 7, 2011.
9. Proclamation declaring May 15 through 21, 2011 as "National Public Works Week."
10. Consideration of Request from Susie Neely to grant a Special Dispenser Permit to allow alcoholic beverages (beer only) to be served at a fundraising event scheduled to be held at Ricketts Park, 1101 Fairgrounds Road, between the hours of 5:00 p.m. and 8:00 p.m. on June 3, 2011 (expected attendance is 500).

11. Presentation of proposed City Council redistricting plans based on the 2010 Federal decennial census data (Michael Sharp, Research & Polling, Inc.)

12. Recommendations from the Planning and Zoning Commission:

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

- \* (1) Adoption of the recommendation from the Planning and Zoning Commission, as contained within the Community Development Department Petition Report, to approve Petition No. ABD 11-01 from M&H Construction, represented by Mike Clawson, requesting abandonment of an area 14 feet wide and 163 feet long on the south side of West Animas Street and an area 14 feet wide and 119 feet long on the west side of South Locke Avenue adjacent to Lot 1A of the West Broadway Addition, Replat A, located at 400 West Cedar Street, in the MU, Mixed-Use, District, subject to a plat being recorded within one year of approval to memorialize the abandonment and any technical corrective changes being made, as required by City Code.

The recommendation of the Planning and Zoning Commission passed by a vote of 8-0 on April 28, 2011.

- \* (2) Approval of proposed amendment to Section 5.2.6B of the Unified Development Code concerning the parking of vehicles in the required front yard of a residence, as recommended by the Unified Development Code Implementation Committee and the Planning and Zoning Commission. The recommendation is as follows:

“(4) No off-street parking shall be permitted in the required front yard of any residential district except upon a driveway providing access to a garage, carport or parking area of the dwelling.”

The recommendation of the Planning and Zoning Commission passed by a vote of 5-0 on April 14, 2011.

- \* (3) Approval of proposed amendment to Section 8.8.7 of the Unified Development Code concerning the application process for vacation of a plat, as recommended by the Unified Development Code Implementation Committee and the Planning and Zoning Commission. The amendment will add the words “vacation plat” and “abandonment plat” to the index in Article 12, and will replace the word “vacation” with the words “abandonment/vacation” in Section 8.8.7. Section 8.8.7 will also be amended as follows:

“F. Expiration of an Abandonment/Vacation Application  
An Abandonment/Vacation application will expire automatically unless an abandonment/vacation plat is recorded in the office of the

San Juan County Clerk within one year from the date of the approval by City Council. City Council may extend an approved unexpired abandonment/vacation plat for up to a year upon the written request of the petitioner.”

The recommendation of the Planning and Zoning Commission passed by a vote of 5-0 on April 14, 2011.

13. Unfinished Business:

- (1) Adoption of the recommendation from the Planning and Zoning Commission, as contained within the Community Development Department Petition Report, to approve Petition No. ZC 11-05 from the Community Development Department requesting a zone change from the IND, Industrial, District to the MU, Mixed-Use, District for 25 City-owned properties and 23 privately-owned properties (a total of 48 tracts) located in the Animas District of the Metropolitan Redevelopment Area.

The recommendation of the Planning and Zoning Commission passed by a vote of 8-0 on March 24, 2011. **[Tabled at the April 26, 2011 regular City Council meeting]**

14. New Business:

(a) Mayor

- (1) Appointments and reappointments to the Electrical Code Advisory Committee and the Planning and Zoning Commission.

(b) Councilors

- (1) Reconsideration of the action taken by the Council at the April 12, 2011 regular City Council meeting adopting Resolution No. 2011-1385 adopting a Cash Reserve Policy for the General Fund. (Councilor Sandel)

(c) City Manager

- (1) Resolution No. 2011-1391  
-adopting a Cash Reserve Policy – revised for the General Fund
- (2) Resolution No. 2011-1392  
-adopting a Cash and Dividend Policy for the Electric Utility Fund as recommended by the Public Utility Commission.

(d) City Attorney

- (1) Resolution  
-setting and establishing a regular meeting day, time and place for City Council meetings pursuant to City Council Resolution No. 96-844 as ratified and amended.

- (2) Proposed Ordinance – Discussion  
-establishing the City of Farmington Animal Services Advisory Commission. (Final action May 24, 2011)
  
- (3) Ordinance No. 2011-1243  
-authorizing and providing for the issuance by the City of Farmington, New Mexico of its revenue bonds designated “Pollution Control Refunding Revenue Bonds (Southern California Edison Company Four Corners Project) 2011 Series” in the aggregate principal amount of \$55,540,000 to be issued pursuant to the provisions of the Pollution Control Revenue Bond Act, Sections 3-59-1 to 3-59-14 NMSA 1978, as amended, for the purpose of refunding outstanding revenue bonds issued under such Act to refund prior revenue bonds, the original series of which were issued for projects consisting of an interest in certain air and water pollution control facilities at the Four Corners Generating Station, an electric power generating plant located in San Juan County, New Mexico, an interest in which is owned by Southern California Edison Company, a corporation organized and existing under the laws of the state of California, said revenue bonds to be payable by the City solely from the revenues payable to the City by Southern California Edison Company pursuant to a certain installment sale agreement between the City, vendor, and Southern California Edison Company, vendee, and certain other moneys pledged therefor hereunder, said revenue bonds and interest thereon never to constitute an indebtedness of the City within the meaning of any state constitutional provision or statutory limitation and never to constitute or give rise to a pecuniary liability of the city or a charge against its general credit or taxing powers and declaring an emergency. (Published April 29, 2011)
  
- (4) Resolution No. 2011-1393  
-pertaining to issuance of \$55,540,000 principal amount of City of Farmington, New Mexico Pollution Control Refunding Revenue Bonds (Southern California Edison Company Four Corners Project) 2011 Series, including establishing certain terms thereof, specifying certain matters with respect thereto, authorizing their sale, authorizing execution and delivery of certain instruments in connection therewith, ratifying certain actions taken previously and certain other matters.
  
- (5) Resolution No. 2011-1394  
-authorizing execution and delivery of First Amendment to Installment Sale Agreement pertaining to the City of Farmington, New Mexico Pollution Control Refunding Revenue Bonds (Southern California Edison Company Four Corners Project) Series 2005 A and B; and otherwise relating to the foregoing.

(e) City Clerk

15. Business from the Floor:
  - (1) Items removed from Consent Agenda for discussion.
  - (2) Any other Business from the Floor.
16. Closed Meeting to discuss requests for proposals for annual financial audit services and the Community Development Block Grant Downtown Façade Improvement Program.
17. Proposal: Recommendation from the Purchasing Officer to award the proposal for annual financial audit services (Administrative Services/Finance Operations) to Moss Adams, LLP as the best evaluated firm based on the pricing schedule for services. The award is contingent upon approval of the Office of the New Mexico State Auditor. Proposals opened April 26, 2011 with nine offerors participating.
18. Proposal: Recommendation from the Purchasing Supervisor to award contracts for grant funds for the Community Development Block Grant Downtown Façade Improvement Program (Community Development) to Three Rivers Brewery (\$20,000), Shiprock Trading Company (\$22,000) and Nygren Investments (\$12,917.15), as the best evaluated firms. The awards are contingent upon approval by the State Historical Preservation Office and completion of an environmental assessment. Proposals opened April 13, 2011 with four offerors participating. **Note:** The evaluation committee has requested a meeting with Impala Networks to discuss their proposed project. It is the intent of the evaluation committee to make a recommendation to the Council in the near future.
19. 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.