

Regular Meeting of the City Council, City of Farmington, New Mexico, held in the Council Chamber at City Hall at 7:00 p.m. on Tuesday, September 27, 2011. The open regular session was held in full conformity with the laws and ordinances and rules of the Municipality.

Upon roll call, the following were found to be present, constituting a quorum:

MAYOR PRO TEM	Dan Darnell
COUNCILORS	Mary M. Fischer Gayla McCulloch
ABSENT	Tommy Roberts, Mayor Jason Sandel, Councilor

constituting all the members of said Governing Body.

Also present were:

CITY MANAGER	Rob Mayes
ASSISTANT CITY MANAGER	Bob Campbell
CITY ATTORNEY	Jay B. Burnham
CITY CLERK	Dianne Fuhrman

The meeting was convened by the Mayor Pro Tem. Thereupon the following proceedings were duly had and taken, to wit:

INVOCATION: The invocation was offered by Pastor David Florez of The Journey Church.

Councilor Fischer led the Pledge of Allegiance.

CONSENT AGENDA: The Mayor Pro Tem announced that those items on the agenda that are marked with an asterisk (\*) have been placed on the Consent Agenda and will be voted on by one motion. He stated that if any item did not meet with approval of all Councilors or if a citizen so requested, that item would be removed from the Consent Agenda and heard under Business from the Floor.

\*MINUTES: The minutes of the Regular Meeting of the City Council held September 13, 2011 and the minutes of the Regular Work Session of the City Council held September 6, 2011.

\*ACCEPTANCE OF THE FY 2010 ASSISTANCE TO FIREFIGHTERS GRANT AGREEMENT NO. EMW-2010-FO-08445 from the Federal Emergency Management Agency and the Department of Homeland Security for the Operations and Safety Program in a total award amount of \$628,987 (Federal share is 90 percent, or \$566,088, and the City share is 10 percent, or \$62,899) (period of performance April 1, 2011 to March 31, 2012).

\*BUILDING SPACE LEASE between the City and Chief Pilot, LLC for lease of City-owned property commonly known as "Hangar H-10" located at 1180 West Navajo Street to be used for storage for fixed wing aircraft; aircraft maintenance; and flight instruction from October 1, 2011 through September 30, 2013.

\*WARRANTS PAYABLE for the time period of September 11, 2011 through September 25, 2011, for current and prior years, in the amount of \$8,779,109.14.

There being no requests to remove any items, a motion was made by Councilor Fischer, seconded by Councilor McCulloch to approve the Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

BOYS & GIRLS CLUB OF FARMINGTON BIG READ MONTH PROCLAMATION

Mayor Pro Tem Darnell presented Boys and Girls Club President/CPO Benedikte Whitman with a Proclamation declaring October, 2011 as, "Boys & Girls Club of Farmington Big Read Month."

INTERNATIONAL WALK TO SCHOOL DAY PROCLAMATION

Mayor Pro Tem Darnell presented Deborah Mayeux of Farmington Walk and Roll with a Proclamation declaring October 5, 2011 as, "International Walk to School Day."

RECOMMENDATIONS FROM THE PLANNING AND ZONING COMMISSION:

\*CONSENT AGENDA: Community Development Director Mary Holton requested that those Planning and Zoning Commission recommendations marked with an asterisk (\*) be placed on the Planning and Zoning Commission Consent Agenda and voted on by one motion. She asked that if any item proposed did not meet with approval of all Councilors or if a citizen so requested, that item would be removed from the Consent Agenda and heard in regular order.

- \* (1) Adoption of the recommendations from the Planning and Zoning Commission and the Oil and Gas & Geologic and Engineering Hazards Advisory Commission, as contained within the Community Development Department Petition Report, to approve Petition No. SUP 11-06 from XTO Energy, represented by Cherylene Charley, requesting a Special Use Permit to drill and operate a new Basin Fruitland Coal gas well (FRPC 4 #2H - to be co-located with FRPC 4#1) on property located east of Piñon Hills Boulevard and north of 30<sup>th</sup> Street, in the SF-7, Single-Family Residential, District, subject to:
  - (a) all required City permits being obtained prior to drilling the well. Permits may include, but are not limited to, a License and Permit to Drill issued by the City Clerk; and
  - (b) noise abatement standards being applied in accordance with Section 19-3-12 of City Code (noise abatement equipment will be required if 24-hour directional drilling causes any nuisance to the nearest residents).
  
- \* (2) Adoption of the recommendation from the Planning and Zoning Commission, as contained within the Community Development Department Petition Report, to approve Petition Nos. ZC 11-10 and SUP 11-07 from Stone Mountain Flooring Outlet, represented by Kirby Mortensen, requesting a zone change from the IND, Industrial, District to the GC, General Commercial, District for 2.05 acres of land located at 5013 East Main Street and a Special Use Permit to allow outside storage.

There being no requests to remove any items, a motion was made by Councilor Fischer, seconded by Councilor McCulloch to approve the Planning and Zoning Commission Consent Agenda, as presented, and upon voice vote the motion carried unanimously.

PRESENTATIONS/RED APPLE TRANSIT

Providing opening remarks, MPO Planner Joe Delmagori reported that, at the request of the Council, staff has conducted a survey of the ridership of the Red Apple Transit in an effort to determine the efficiency of the routes, the demographics of the riders and their reasons for utilizing the system. Announcing that staff has not yet had the opportunity to fully analyze the data, he noted that it appears that certain route changes may be necessary since some of the designated stops are not being utilized. He also explained the methodology that was used in developing the survey; reviewed the preliminary data that was collected for each of the five routes; described the amendments being considered for the red, green and express routes; and stated that the next step in the process is to 1) collect data during the months of September and October when school is in session, 2) determine the number of "unique" riders, and 3) conduct a series of public meetings to obtain input on the proposed route changes.

In response to inquiry from Councilor Darnell, Mr. Delmagori stated that the Red Apple Transit Survey could be distributed to community organizations in an effort to determine the number of individuals that are interested in riding the transit system but have not yet done so for specific reasons.

Councilor Fischer expressed frustration for the fact that the Council was not given an opportunity to review the survey questions

beforehand, stating that she believes that the survey implies that the Council is willing to implement new services and utilize additional resources. She also questioned whether the drivers of the transit system were consulted, contending that she believes that they have the most knowledge about how the system could be improved. Furthermore, Councilor Fischer voiced frustration with regard to the manner in which the drivers are being treated by City's services provider, noting that when First Transit took over, the drivers' salaries were cut and their health insurance benefits reduced. She also stated that she had heard from the drivers that there is not enough time built in to the schedule to properly secure bicycles and/or wheelchairs and that the new trolley buses are hard to maneuver through town. In response, Assistant City Manager Bob Campbell explained that the drivers of the transit system were not included in the survey since it dealt with ridership, but assured Councilor Fischer that they will be asked for input with regard to the proposed route changes.

At the request of Mayor Pro Tem Darnell, Assistant City Manager Bob Campbell reported that the reason that the dial-a-ride service was reduced from four to one bus is because it was determined that it was being improperly used. He explained that the purpose of the dial-a-ride system is for individuals who do not have the physical capabilities of riding the regular transit system and stated that there are only three individuals that have provided authorization from a doctor or social worker. He assured Mayor Pro Tem Darnell that staff is researching the matter to determine if some of the other 18 individuals qualify for the service.

Councilor Fischer suggested that staff determine a way to make it easier for more at-risk children to ride the Red Apple Transit to the Boys and Girls Club and/or other recreational areas in the city.

Melanie Leeson, Mentor to the Mayor's Teen Advisory Council ("MTAC"), introduced MTAC members Nick Diaz and Fabian Ramirez. She explained that MTAC is recommending that a youth bus pass be offered to teenagers (ages 13 through 19) in an effort to provide them an alternative and safe mode of transportation. She explained that MTAC is recommending that youth bus passes be offered at a rate of \$15, to be purchased from the transit office and valid from October 2011 through May 2012. Noting that MTAC's goal is to increase the safety of teens, she recommended that a survey be completed after the trial period has elapsed to determine whether the students rode the transit system more or less. Following brief discussion, Councilor Fischer recommended that the pass be offered free of charge to students who maintain a "C" average or better in school. Councilor Fischer stated that she believes that the trolleys would be a good option for transporting the youth.

Mr. Diaz and Mr. Ramirez both stated that they would support a youth pass that is free of charge based on a grade point average. Mr. Campbell announced that staff will be implementing the \$15 youth pass in October, but assured Councilor Fischer that staff will consider offering it free of charge.

In closing, Mr. Delmagori reported that the proposed route amendments and final report on ridership trends is tentatively scheduled for consideration at the December 13, 2011 regular City Council meeting.

City Attorney Jay Burnham requested permission to publish notice of intent to consider adoption of a proposed ordinance dealing with the issuance of parking citations at San Juan College. The title of the proposed ordinance being:

AN ORDINANCE AMENDING THE CITY CODE TO PROVIDE FOR ISSUANCE OF PARKING CITATIONS ON EDUCATIONAL INSTITUTION CAMPUSES BY AUTHORIZED INSTITUTION SECURITY PERSONNEL.

Mr. Burnham introduced David Eppich, San Juan College Vice President for Student Services, and stated that Mr. Eppich is present at tonight's meeting to answer any questions from the Council.

There being no questions and following consideration, a motion was made by Councilor Fischer, seconded by Councilor McCulloch to direct the City Attorney to publish notice of intent to consider adoption of a proposed ordinance in accordance with State Statutes, and upon voice vote the motion carried unanimously.

There being no further business to come before the Council, the meeting was adjourned at 8:00 p.m.

The City Clerk certified that notice of the foregoing meeting was given by posting pursuant to Resolution No. 96-844, et seq.

Approved this 11<sup>th</sup> day of October, 2011.

Entered in the permanent record book this 12<sup>th</sup> day of October, 2011.

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Tommy Roberts, Mayor

SEAL

ATTEST:

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Dianne Fuhrman, City Clerk