



VILLAGE OF CORRALES
GOVERNING BODY
FINAL MINUTES

March 22nd, 2016
6:30 P.M.

COUNCIL/MUNICIPAL COURT CHAMBERS

GOVERNING BODY PRESENT:

Present: Councilor Ennio Garcia-Miera, Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer, Mayor Scott A. Kominiak
Absent: Councilor Pat Clauser.

CALL TO ORDER AND PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Motion: Approval of Agenda, **Action:** Approve, **Moved by** Councilor Jim Fahey, **None seconded.**

Motion: Add an item 13, concerning Frantz and At&T litigation, **Action:** Amend, **Moved by** Councilor Philip Gasteyer, **Seconded by** Councilor Jim Fahey. **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5).
Yes: Councilor Ennio Garcia-Miera, Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer.

Vote: Motion carried by unanimous vote (**summary:** Yes = 5). **Yes:** Councilor Ennio Garcia-Miera, Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer.

PETITIONS:

VILLAGE ADMINISTRATORS REPORT:

1. Department Reports
2. Committee Minutes

ANNOUNCEMENT OF NEW PERSONNEL:

3. Shannon Fresquez – Deputy Clerk

CONFIRMATION OF APPOINTMENT

4. Jim Swatek – Corrales Bosque Advisory Commission

Motion: To appoint Jim Swatek to Corrales Bosque Advisory Commission, **Action:** Approve, **Moved by** Councilor John Alsobrook, **Seconded by** Councilor Ennio Garcia-Miera. **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5). **Yes:** Councilor Ennio Garcia-Miera, Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer.

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 addresses on the agenda during the business session.*

Councilor Alsobrook: Dishearten to see the front of our website used for political quarrels.

55 Update on Capital Outlay- Senator Sapiens item for acquisition for municipal facilities was VETOED. We did
56 received more than we asked for, the Fire Station kitchen and the Old Church. Thank you, Jason Harper for your
57 support of the Old Church. (Councilor Gasteyer)
58

59 CORRALEÑOS FORUM: *This section is for information purposes only, not for discussion and debate, to inform the governing*
60 *body of an issue or concern that would not be addresses on the agenda during the business session. There is a 3-minute time limit, unless*
61 *approved by the Presiding Officer.*
62

63 CONSENT AGENDA: *All matters listed under the Consent Agenda are considered to be routine by the Village Council and will be*
64 *enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the*
65 *Consent Agenda and will be considered separately.*
66

67 5. Approval of February 9th, 2016 Meeting Minutes
68

69 6. Approval of February 23rd, 2016 Meeting Minutes
70

71 7. Approval of March 8th, 2016 Meeting Minutes
72

73 8. Approval of out of State travel to Rifle Colorado May 8, 2016 to May 14, 2016 for Confined Space
74 Rescue Technician training for Nicholas Molinari and Charles Molinari.
75

76 9. Approval of Fire Department request to bid on the FY17/18 Youth Conservation Corps Commission
77 Projects RFP #60-522-16-00504
78

79 10. Approval of recommendation of award of RFP 16-001, Road Repair and Culvert Placement, and contract
80 negotiations between Village of Corrales and Randy Sena Construction. (Removed from Consent)
81

82 11. Approval of Resolution 16-10, A resolution to authorize disbursement of seven hundred fifty dollars
83 (\$750.00) To Corrales Society of Artists, as requested by the Lodgers Tax Board for the purpose of print
84 advertising.
85

86 12. Approval of Resolution 16-11, A resolution requesting the Sandoval County commission to pass a moratorium
87 on all new oil and gas drilling applications within the jurisdiction of the county for six months to enable the
88 commission to adopt comprehensive planning and zoning ordinances to govern oil and gas drilling in the
89 county. (Removed from Consent)
90

91
92 **Motion:** Approval of consent agenda, **Action:** Approve, **Moved by** Councilor John Alsobrook, **Seconded by**
93 Councilor Ennio Garcia-Miera.
94

95 Councilor Gasteyer would like to remove items #10 and #12
96

97 **Vote:** For approval of items 5, 6, 7, 8, 9 and 11: motion carried by unanimous roll call vote (**summary:** yes = 5).
98 **Yes:** Councilor Ennio Garcia-Miera, Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook,
99 Councilor Philip Gasteyer.
100

101
102 ITEMS REMOVED FROM CONSENT AGENDA:
103

104 10. Approval of recommendation of award of RFP 16-001, Road Repair and Culvert Placement, and contract
105 negotiations between Village of Corrales and Randy Sena Construction.
106

107 Councilor Gasteyer - What is the dollar amount – \$123,131.81 w/o tax

108 Councilor Gasteyer - What is the match- 12.5 percent

109 Councilor Gasteyer – Soreno Road is a private road and Mayor may be committing an anti donation act violation.
110

111 **Motion:** Approve the award of RFP 16-001 to Randy Sena Construction for \$123,131.81 plus the tax, **Action:**
112 **Approve, Moved by** Councilor Philip Gasteyer, **Seconded by** Councilor Jim Fahey.
113 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5). **Yes:** Councilor Ennio Garcia-Miera, Councilor
114 George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer.

115
116 12. Approval of Resolution 16-11, A resolution requesting the Sandoval County commission to pass a moratorium
117 on all new oil and gas drilling applications within the jurisdiction of the county for six months to enable the
118 commission to adopt comprehensive planning and zoning ordinances to govern oil and gas drilling in the
119 county.

120
121 Councilor Ennio Garcia – Miera explains why the Governing should pass this resolution.

122
123 **Motion:** To approve Resolution 16-11, **Action:** Approve, **Moved by** Councilor Ennio Garcia-Miera, **Seconded**
124 **by** Councilor John Alsobrook.

125
126 **Vote:** Motion passed (**summary:** Yes = 4, No = 1). **Yes:** Councilor Ennio Garcia-Miera, Councilor Jim Fahey,
127 Councilor John Alsobrook, Councilor Philip Gasteyer. **No:** Councilor George Wright

128
129 ANNOUCEMENTS/FUTURE AGENDA ITEMS:

130
131 Dave Gatterman would like to come and discuss and explain MS4 Permit. (Councilor Gasteyer)
132 Forming a task force or review commission for Governance. (Councilor Gasteyer)
133 Report on STEP System.....enterprise report. (Councilor Garcia- Miera)

134
135 OLD BUSINESS:

136
137 NEW BUSINESS:

138
139 13. Update on At&t litigation, update on Frantz lawsuit.

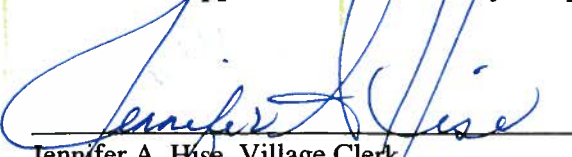
140
141 Coppler Law Firms recommendation is to advise At&t and those involved that the Village of Corrales is required
142 to approve the application and grant At&t any other regulatory approval necessary to construct the proposed
143 facility.

144
145 Frantz Litigation: Frantz refuses to consent to the form of order as Mr. Appel has drafted even though the order
146 retracts almost verbatim what the judge said from the bench. Therefore that requires a presentment hearing at
147 which the proposed form of order will be presented to the Judge for his consideration, then the opposing party
148 may state what their objections are to it. The presentation hearing will be 10:45am on April 27th, 2016. Mr. Appel
149 has asked for a dismissal of the entire case, and has not received any communication from the court as of this
150 time. 2nd case: Mr. Frantz told Judge up on his advice and filed an appeal. Village will respond before 30 days.

151
152 ADJOURN:

153
154 **Motion:** To Adjourn, **Action:** Adjourn, **Moved by** Councilor Jim Fahey, **Seconded by** Councilor Ennio Garcia-
155 Miera. **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5). **Yes:** Councilor Ennio Garcia-Miera,
156 Councilor George Wright, Councilor Jim Fahey, Councilor John Alsobrook, Councilor Philip Gasteyer.

157
158
159 **Passed and Approved on this 12th day of April.**

160
161
162
163 
164 Jennifer A. Hise, Village Clerk