



VILLAGE OF CORRALES

ORDINANCE NO. 17-005

AN ORDINANCE AMENDING CHAPTERS 2, 11, 14, 15, 18, 22, 26, 32 AND 34 OF THE CODE OF ORDINANCES OF THE VILLAGE, RELATING TO BOARDS, COMMISSIONS AND COMMITTEES; PROVIDING FOR THEIR COMPOSITION AND SELECTION OF THEIR MEMBERS; ESTABLISHING BY ORDINANCE CERTAIN ADVISORY BOARDS, COMMISSIONS AND COMMITTEES FORMERLY ESTABLISHED BY RESOLUTION; AND AMENDING OTHER DETAILS REGARDING SUCH BOARDS, COMMISSIONS AND COMMITTEES

WHEREAS, the Village of Corrales (the “Village”) and the Village Council, the governing body of the Village (“Governing Body”) rely on a number of boards, commissions and committees to provide advice, assistance, and in some cases decisions on important matters on behalf of the Village and the Governing Body; and

WHEREAS, the Governing Body has determined that the organization, governance, authority and duties of boards, commissions and committees of an ongoing and permanent nature, including some such boards, commissions and committees that formerly were established only by resolution, should be established and recognized by ordinance; and

WHEREAS, to the extent not otherwise mandated by applicable statutes, the Governing Body finds it appropriate and desirable to establish regular two-year terms for members of permanent boards, commissions and committees, such terms ending in May, to allow a reasonable time for selection and appointment of members for each such board, commission or committee following regular municipal elections in March of even-numbered years: and

WHEREAS, the Governing Body further wishes to define the general scope and limitation of time for the existence of advisory boards and committees of a short-term or temporary nature that may be created from time to time by resolution; and

WHEREAS, the Governing Body finds that archaic and inconsistent provisions of the Village Code relating to certain boards, commissions and committees should be modified, amended and updated as provided herein; and

WHEREAS, the Governing Body wishes to provide for a smooth transition to the amended terms for members of boards, commissions and committees by extending the terms of present members as necessary to make them consistent with the new term periods, generally commencing on the first day of June and ending on the last day of May of the second year thereafter.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Village of Corrales, New Mexico, that:

CHANGES TO CHAPTER 2:

Ordinance Part 1: Former Sections 2-126 through 2-131 of the Code of Ordinances of the Village (the “Village Code”), with the insertion of new Section 2-129 and renumbering of other sections as indicated, are **AMENDED** to read as follows and shall be codified within **Division 1. Permanent boards, commissions and committees** of Chapter 2, Article IV:

Section 2-126. Permanent boards, commissions and committees.

The following boards, commissions and committees are hereby recognized and established as continuing, permanent bodies whose members shall be appointed as provided in this Code to provide consultation and advice to the Governing Body, to carry out such other duties as are specifically provided in this Code and by other applicable law, and to perform other tasks as may be requested by the Governing Body from time to time:

- (1) Parks and Recreation Commission.
- (2) Library Board.
- (3) Planning and Zoning Commission.
- (4) Bosque Advisory Commission.
- (5) Farmland Preservation and Agriculture Commission.
- (6) Capital Improvements Advisory Committee.
- (7) Lodgers’ Tax Advisory Board.
- (8) Bicycle and Pedestrian Advisory Committee.
- (9) Equestrian Advisory Committee.
- (10) Tree Preservation Advisory Committee.

Section 2-127. Appointment of members; terms of office; notice of appointment; vacancies.

(a) *Appointment and term of office.* Except as otherwise specifically provided in this Code, members of permanent boards, commissions and committees of the Village shall be appointed by the Mayor with the advice and consent of the Governing Body for terms of two (2) years, commencing on the first day of June and ending on the last day of May of the second year thereafter; provided, however, that each member shall hold office until his or her successor is appointed and qualified. A member whose term is set to expire or has expired may be reappointed to the same position by the Mayor with the advice and consent of the Governing Body.

(b) *Notice of appointment.* Each member of a permanent board, commission or committee shall be given notice of his or her appointment by the Village Clerk, which notice shall state his or her appointment, the date thereof, and the date his or her term expires. A copy of the notice of appointment shall be provided to the chairperson of the board, commission or committee to which the appointment is made. .

(c) *Filling of vacancies.* If a vacancy occurs on a permanent board, commission or committee, the Mayor with the consent of the Governing Body shall appoint a person to fill the vacancy for the remainder of the unexpired term.

(d) *Compensation.* Members of all Village boards, commissions and committees, whether permanent or otherwise, shall serve without compensation.

Section 2-128. Officers.

Each board, commission or committee of the Village shall elect officers as provided in this Code or, in the absence of such provision in the Code, shall as a minimum elect a chairperson and a secretary. The chairperson shall call meetings, preside during the meetings, and perform such other tasks as are appropriate to that position or are specifically assigned by action of the board, commission or committee. The secretary shall prepare and post notices of all meetings in accordance with the Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978, and shall prepare or cause the preparation of minutes of all meetings of the board, commission or committee.

Section 2-129. Meetings; compliance with Open Meetings Act.

(a) All meetings of permanent boards, commissions and committees of the Village shall be held at the Village offices, the Village council chambers, the community center, the recreation center, or such other public building or location within the Village as may be designated by the Governing Body or by the chairperson of the board, commission or committee.

(b) All meetings of permanent boards, commission and committees of the Village shall receive notice and shall be held and conducted in accordance with all applicable provisions of the New Mexico Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978. All meetings shall be open to the public except as otherwise specifically provided by law. Each board, commission or committee shall annually, no later than June 30, adopt an open meetings resolution setting its regular meeting schedule for at least the next year and determining appropriate reasonable notice for its meetings, which notice shall not be less than the minimum required under the Open Meetings Act. A copy of the open meetings resolution shall be promptly submitted for filing in the office of the Village Clerk.

Section 2-130. Quorum and voting.

Except as otherwise specifically provided in this Code or other applicable law, a majority of all the members of a Village board, commission or committee shall constitute a quorum for the transacting of business. A motion shall carry upon the affirmative vote of the majority of the members present at any meeting.

Section 2-131. Minutes.

The secretary of each board, commission or committee shall prepare or have prepared minutes of all its meetings, which shall include at a minimum the date, time and place of the meeting, the names of members in attendance and those absent, the substance of the proposals considered and a record of any decisions and votes taken that show how each member voted. Draft minutes shall be prepared within ten (10) business days after each meeting and shall be approved, with or without amendments, or disapproved at the next meeting where a quorum is present. A copy of the final, approved minutes of each meeting shall be promptly submitted for filing in the office of the Village Clerk.

Section 2-132. Removal or termination of members.

(a) The Governing Body may remove any member of any Village board, commission or committee by the affirmative vote of a majority of all the members of the Governing Body upon the grounds of malfeasance or nonfeasance in office or for any reason whatsoever upon the affirmative vote of all of the members of the Governing Body.

(b) The tenure of any member of a Village board, commission or committee may be terminated by the affirmative vote of a majority of all the members of the Governing Body, upon the request of the Mayor or the chairperson of the board, commission or committee, if such member shall have been absent from more than two consecutive regular meetings of the board, commission or committee without having notified the chairperson, in advance, of the reason for such absence.

Ordinance Part 2: Former Sections 2-132 through 2-136 of the Village Code are **REPEALED**.

Ordinance Part 3: The following new Sections 2-151 through 2-153 of the Village Code are hereby **ADOPTED** and shall be codified within new **Division 2. Other advisory committees** of Chapter 2, Article IV.

Section 2-151. Creation and duration.

Advisory committees or task forces to provide advice, recommendations or assistance to the Governing Body on particular topics may be created from time to time by resolution. The purpose of the committee or task force and its scope of duties shall be clearly stated in the resolution. A committee or task force created by resolutions shall complete its work and submit its final recommendations to the Governing Body within the time period stated in the resolution, which shall not be greater than two (2) years; provided, however, that if it is shown that there is a continuing need for the advisory committee or task force to continue in existence for more than two (2) years, but not become permanent, the term of existence of the committee or task force may be extended once by resolution of the Governing Body at any time no earlier than three (3) months before the date when the existence of the committee or task force would otherwise have terminated, such extension to be for a period no greater than an additional two (2) years.

Section 2-152. Membership and organization.

The membership of advisory committees or task forces shall be as stated in the resolution creating the committee or task force. Members shall be appointed by the Mayor with the advice and consent of the Governing Body. The advisory committee or task force shall elect from among its members a chairperson and a secretary, and such other officers as the advisory committee or task force deems appropriate or necessary.

Section 2-153. Meetings; minutes.

All meetings of advisory committees or task forces shall receive notice and shall be open to the public in accordance with the Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978, except for any proceedings specifically closed to the public by vote of the members of the advisory committee or task force in accordance with specific exceptions authorized under the Open Meetings Act. The secretary shall prepare minutes of each meeting which shall include at a minimum the date, time and place of the meeting, the names of members in attendance and those absent, the substance of the proposals considered and a record of any decisions and votes taken that show how each member voted. Draft minutes shall be prepared within ten (10) business days after each meeting and shall be approved, with or without amendments, or disapproved at the next meeting where a quorum is present. A copy of the final, approved minutes of each meeting shall be promptly submitted for filing in the office of the Village Clerk.

Ordinance Part 4: Former Sections 2-161 through 2-165 of the Village Code, relating to the Planning and Zoning Commission, are **REPEALED**.

CHANGES TO CHAPTER 11:

Ordinance Part 5: The following new Sections 11-26 through 11-28 of the Village Code are hereby **ADOPTED** and shall be codified within new **Article II. Bosque Advisory Commission** of Chapter 11:

Section 11-26. Creation and appointment of members.

The Bosque Advisory Commission shall consist of five (5) members, who shall be appointed for staggered terms of two (2) years by the Mayor with the advice and consent of the Governing Body. Members of the Bosque Advisory Commission may, but need not, include persons having education, experience or knowledge in the fields of fire prevention and protection, biology, ecology, floodplain management and similar fields. In the event of a vacancy on the Bosque Advisory Commission, the Mayor with the advice and consent of the Governing Body shall appoint a member to complete the unexpired term.

Section 11-27. Meetings.

The Bosque Advisory Commission shall meet at least quarterly, and more frequently if required for the timely completion of its duties. Notice and agenda of all meetings shall be posted in advance of each meeting as required by the New Mexico Open Meetings Act, Section

10-15-1 *et seq.*, NMSA 1978.

Section 11-28. Duties.

(a) The Bosque Advisory Commission shall provide advice and recommendations to the Governing Body regarding the appropriate management and uses of the Corrales Bosque Preserve, including recommendations concerning ordinances for management of the Corrales Bosque Preserve, either on its own initiative or as requested by the Mayor or the Governing Body.

(b) As and to the extent requested by the Governing Body or the Mayor, the Bosque Advisory Commission shall serve as a liaison agency for the Village in discussions and arrangements with other agencies having an interest in the management and use of the Corrales Bosque Preserve, including but not limited to the Middle Rio Grande Conservancy District, the Army Corps of Engineers, the U.S. Bureau of Reclamation, and Sandia Pueblo; however, the Bosque Advisory Commission may not commit the Village to perform any particular action or expend any public moneys except upon the express approval of the Mayor or the Governing Body, as appropriate for the action or expenditure involved.

(c) The Bosque Advisory Commission shall assist the Village in generating public awareness regarding protection and appropriate use of the Corrales Bosque Preserve and in enhancing its attractiveness for recreational purposes.

CHANGES TO CHAPTER 14:

Ordinance Part 6: Section 14-128 of the Village Code is **AMENDED** to read as follows:

Section 14-128. Tree preservation advisory committee.

(a) There is hereby created the Tree Preservation Advisory Committee, which shall consist of five (5) volunteer members appointed by the Mayor, with the advice and consent of the Governing Body.

(b) The Tree Preservation Advisory Committee, at its discretion, may seek the services of a certified arborist, acting without compensation from the Village, to provide technical expertise and guidance to the Committee. The certified arborist need not be a resident of the Village.

(c) The Tree Preservation Advisory Committee shall meet at least annually, and as often as is necessary to provide for the efficient performance of its duties as established in this article. Special meetings may be called by the chairman, or by any two members of the Committee. All meetings of the Committee shall be open to the public.

CHANGES TO CHAPTER 15:

Ordinance Part 7: Section 15-4 of the Village Code, relating to initial appointment of members to the Farmland Preservation and Agriculture Commission, is **REPEALED**, and subsequent Sections 15-5 through 15-7 are renumbered as 15-4 through 15-6.

Part 8: Sections 15-1 through 15-6 (as renumbered) of the Village Code are **AMENDED** to read as follows:

Section 15-1. Creation of commission.

There is hereby created the Farmland Preservation and Agriculture Commission of the Village of Corrales, which shall have the duties and powers hereinafter set forth and shall be responsible to the Mayor and the Governing Body.

Section 15-2. Definitions.

For the purposes of this Chapter 15, the following terms shall have the meaning herein stated, unless the context clearly requires otherwise.

Agriculture means the tilling of the soil and the planting, growing and harvesting of crops for consumption or use by humans or livestock, and includes also the breeding, raising and butchering of domesticated animals for human use or consumption, the production of eggs, milk and dairy products, and the keeping of bees and the production of honey and honey bee products.

Commission means the Farmland Preservation and Agriculture Commission created by Section 15-1.

Member means a member of the Commission.

NMSA 1978 means the New Mexico Statutes Annotated, 1978 edition, as amended and supplemented.

Section 15-3. Membership of commission.

(a) The Commission shall consist of five (5) members, who shall be appointed for staggered terms of two (2) years each by the Mayor, with the advice and consent of the Governing Body. Members will be selected on the basis of information provided in letters of interest and statements of qualifications submitted to the Village by prospective members. The Mayor and the Governing Body, in their respective discretion may interview prospective members to learn more about their interest and qualifications to serve as members of the commission.

(b) Commission members should possess a diversity of skills, knowledge and experience, particularly skills, knowledge and experience related to farming, the use of land for agriculture, and land preservation and acquisition for agricultural purposes. Members should have an interest in supporting land preservation strategies and in creating fair and achievable implementation methods. Members at the time of appointment shall not have any financial interest in properties

that have been identified for potential acquisition or preservation as farmland by the Village or cooperating agencies.

(c) The members of the Commission shall serve without compensation.

Section 15-4. Officers.

The Commission shall select from among its members a chairperson and a vice chairperson, and shall designate a secretary, who may but need not be member of the Commission, to keep records of the Commission's proceedings.

Section 15-5. Meetings.

(a) The Commission shall meet at least quarterly, or as required for the transaction of business coming before it. The Commission shall adopt such rules of procedure, as the Commission deems appropriate for the conduct of its business. The Commission shall at least annually in a public meeting adopt a resolution establishing what notice for a public meeting is reasonable when applied to the Commission, in accordance with Section 10-15-1(D), NMSA 1978. All meetings of the Commission shall be conducted in accordance with such resolution then in effect.

(b) The Commission, in accordance with the procedures set forth in the Open Meetings Act (Section 10-15-1 *et seq.*, NMSA 1978), may close to the public a meeting or any portion thereof for discussion of matters enumerated in Section 10-15-1(H), NMSA 1978, including but not limited to meetings for the discussion of the purchase, acquisition or disposal of real property or water rights by the Village.

(c) In developing any recommendations or materials for submittal to the Village administration and the Governing Body, the Commission members shall seek to reach a consensus of all members on the issues presented. Nonetheless, in the event consensus is not achieved, the Commission may proceed to take action upon a majority vote of the members present constituting a quorum of the Commission. Commission members dissenting from any vote of a majority on a matter to be presented to the Village administration or the Governing Body may prepare a letter or letters stating their reasons for dissent from the recommendation of the majority, and such letter or letters shall be forwarded to the administration or the Governing Body, as appropriate, along with the majority recommendation.

Section 15-6. Duties.

(a) *Mission statement.* The Commission shall assist the Village in providing for the preservation of farmland, open space and viewsheds; supporting the economic viability of agricultural businesses in the Village; preserving the agricultural character of the Village; and providing for the local production and marketing of agricultural products to provide a sustainable supply of local food and other agricultural products for the residents of the Village.

(b) *Conservation easements and acquisitions of real property.* The Commission shall provide advice and assistance to the Village in connection with the protection of farmland by means of conservation easements and the acquisition of land and water rights by the Village or by other purchasers for the purpose of preserving it as farmland or open space. The Commission shall have the power, authority and duty:

- (1) To seek funding sources, including but not limited to donations and grants, to promote the preservation of farmland and open space, and in connection therewith to prepare grant applications for review by the Village administration and submittal on behalf of the Village;
- (2) To recommend criteria for qualifying properties and property owners and the ranking of properties for potential creation of conservation easements;
- (3) To develop and implement a procedure for responding to and negotiating with interested property owners and applicants for conservation easements;
- (4) To develop, rank, and present to the Governing Body for its consideration completed applications for the purchase of conservation easements;
- (5) To make recommendations to the Village administration and the Governing Body regarding potential acquisition of real property, including water rights, by the Village and cooperating entities for the purpose of preserving it as farmland or open space; and
- (6) To seek and identify qualified professionals to provide services necessary to complete the acquisition of conservation easements and other property interests for the preservation of farmland or open space for conservation purposes.

(c) *Support and encouragement of agricultural production.* The Commission shall provide recommendations and assistance to the Village for the support of the continued economic viability of agricultural production in the Village, with the intent that the economic security of farmers and the food security of Village residents generally will be enhanced by the local production and consumption of agricultural products. For these purposes, the Commission shall have the power, authority and duty:

- (1) To conduct research and provide advice and recommendations to the Governing Body regarding Village ordinances, resolutions, policies and procedures to enhance the economic viability of agricultural businesses as a way of life in the Village;
- (2) To seek funding sources including donations and grants to promote the conservation of farmland and promote, support and assist sustainable agricultural production practices;
- (3) To create educational strategies, materials and events on land conservation techniques and the promotion and practice of agricultural production; and

- (4) To seek ways to encourage farmland conservation, sustainable agricultural production techniques, and access to secure, sustainable community food resources.

(d) *Management of Village farmlands.* The Commission shall provide recommendations and assist the Village in developing agreements and programs related to the use of Village-owned properties for agriculture-related activities, including particularly the use of Village-owned properties that are subject to conservation easements. For these purposes the Commission shall have the power, authority and duty:

- (1) To advise the Village and prepare recommendations for consideration by the Governing Body with regard to policies for the appropriate use of farmland owned by the Village for purposes benefiting the Village and its residents;
- (2) To develop procurement strategies, policies, procedures and materials, including requests for proposals, for consideration by the Governing Body in connection with the identification and selection of qualified farmers and other professionals to manage Village-owned farmlands pursuant to leases, licenses, or other forms of agreement with the Village;
- (3) When requested by the Mayor or the Village's procurement officer, to serve as a selection committee for the evaluation of proposals or bid documents received in connection with procurements relating to farmlands owned by the Village and to make recommendations to the Governing Body in connection with such procurements; and
- (4) To advise the Governing Body with regard to appropriate and suitable contract terms, including fees or rents, for the use of farmlands owned by the Village, and when requested negotiate the terms of proposed contracts relating to the use of Village-owned farmlands, for consideration by the Governing Body.

CHANGES TO CHAPTER 18:

Ordinance Part 9: The following new Sections 18-11 through 18-14 of the Village Code, relating to the Planning and Zoning Commission of the Village and replacing former Sections 2-161 through 2-165, are hereby **ADOPTED** and shall be codified within new **Division 2. Planning and Zoning Commission** of Chapter 18, Article I:

Section 18-11. Appointment.

The Planning and Zoning Commission shall consist of seven (7) members who shall be appointed by the Mayor with the advice and consent of the Governing Body. The members shall serve staggered terms of two (2) years each and shall reside within the Village limits. If a member during his or her term of office changes his or her residence to a location outside the Village limits, he or she shall be deemed to have resigned from the Commission and the vacant

position shall be filled by appointment for the remainder of the term.

Section 18-12. Officers.

The Planning and Zoning Commission shall elect a chairperson, a vice -chairperson and a secretary, each of whom shall serve for one calendar year next succeeding his or her election, or until the Planning and Zoning Commission elects a successor.

Section 18-13. Duties.

(a) The Planning and Zoning Commission shall have and shall exercise on behalf of the Village those powers delegated and assigned to it under the Code, including but not limited to those powers assigned pursuant to this Chapter 18.

(b) In addition, the Planning and Zoning Commission may make reports and recommendations to the Governing Body for the planning and development of the Village and may recommend to the Mayor and Governing Body programs for public improvements and for their financing.

(c) The Planning and Zoning Commission shall hold hearings on proposals to establish or to amend the boundaries of zoning districts and shall make written recommendations to the Governing Body in connection with such proposals, for the consideration of the Governing Body, in accordance with the Village's comprehensive plan.

Section 18-14. Meetings; transaction of business.

The Planning and Zoning Commission shall hold at least one regular meeting each month and shall adopt rules for the transaction of business. The Commission shall keep complete minutes of its proceedings and shall promptly submit its approved minutes and other pertinent records to the Village Clerk.

Ordinance Part 10: The following new Sections 18-21 through 18-23 of the Village Code, relating to the Capital Improvements Advisory Committee, are hereby **ADOPTED** and shall be codified within new **Division 3. Capital Improvements Advisory Committee** of Chapter 18, Article I:

Section 18-21. Creation; membership; term of office.

The Capital Improvements Advisory Committee shall consist of five (5) members nominated by the Mayor and approved by majority vote of the Governing Body. At least two (2) members of the Committee shall be representatives of the real estate, development or building industries. No member shall be an employee or official of any municipality, county or other governmental entity. Members shall serve for a term of five (5) years, beginning on the date of their appointment and ending on the fifth anniversary thereof, but shall be eligible for reappointment at the pleasure of the Mayor and Governing Body. The terms of office need not be staggered. In the event of a vacancy, the Mayor may nominate and the Governing Body may appoint a

member to fill out the term of the vacant position.

Section 18-22. Duties.

The Capital Improvements Advisory Committee shall serve in an advisory capacity and shall:

- (a) advise and assist the Village in adopting land use assumptions and making amendments to them;
- (b) review the Village’s capital improvements plan and submit written comments on any proposed capital improvements plan or revision thereof to the Governing Body;
- (c) monitor and evaluate implementation of the Village’s capital improvements plan;
- (d) submit annual reports with respect to the progress of the capital improvements plan and report to the Governing Body any perceived inequities in implementing the plan or imposing the impact fee; and
- (e) advise the Governing Body of any need to update or revise the land use assumptions or the capital improvements plan.

Section 18-23. Procedural rules.

The Capital Improvements Advisory Committee may develop procedural rules to govern its proceedings and submit them for consideration and approval by the Governing Body.

CHANGES TO CHAPTER 22:

Ordinance Part 11: Section 22-33 of the Village Code, relating to appeals from decisions of the Library Board, is **REPEALED**.

CHANGES TO CHAPTER 26:

Ordinance Part 12: Sections 26-26 through 26-28 of the Village Code are **AMENDED** to read as follows:

Section 26-26. Composition; designation; appointment and term of members.

- (a) The Parks and Recreation Commission of the Village shall consist of seven (7) members who shall be appointed by the Mayor with the advice and consent of the Governing Body. Members appointed to the commission shall be appointed for staggered three-year terms so that there will be an overlapping of tenures with the terms of two members expiring at the end of one three-year period, the terms of two members expiring at the end of a second three-year period

and the terms of three members expiring at the end of a third three-year period.

(b) The Commission shall elect a chairperson, vice-chairperson, and secretary, each of whom shall serve for one calendar year succeeding their election, or until the Commission elects a successor.

(c) The Commission shall transmit to the Governing Body of the Village written recommendations relative to parks and recreation or any other question relating to any park or recreational program the Village may have or propose to undertake. It shall advise the Governing Body concerning such matters. It shall recommend to the Governing Body expenditure of funds or work or improvements to the public parks and recreational facilities. It shall plan the establishment of a park system and priorities for the construction and expenditures for park and recreational facilities within the Village limits.

Section 26-27. Compensation.

The members of the Commission shall serve as such without compensation.

Section 26-28. Failure to perform duties; moving from Village.

In the event any member shall fail or refuse to perform the duties prescribed, a vacancy shall be deemed to exist in the Commission as to any such member failing to perform his official duties. If any member moves his or her residence from the corporate limits of the Village, his or her position on the Commission shall become vacant.

CHANGES TO CHAPTER 32:

Ordinance Part 13: Section 32-16 of the Village Code is **AMENDED** to read as follows:

Section 32-16. Administration of lodgers' tax monies collected.

The Governing Body shall administer the Lodgers' Tax monies collected, taking into account the recommendations and advice of the Lodgers' Tax Advisory Board.

Ordinance Part 14: The following Section 32-18 of the Village Code, relating to the structure of the Lodgers' Tax Advisory Board, is hereby **ADOPTED**:

Section 32-18. Lodgers' Tax Advisory Board.

(a) *Organization and membership.* The Mayor with the advice and consent of the Governing Body shall appoint a five-member Lodgers' Tax Advisory Board consisting of two members who are owners or operators of lodgings subject to the occupancy tax within the Village, two members who are owners or operators of industries located within the Village that primarily provide services or products to tourists, and one member who is a resident of the Village and represents the general public.

(b) *Terms of office.* Members of the Lodgers' Tax Advisory Board shall serve indefinitely, at the pleasure of the Mayor. In the event of a vacancy on the Board, the Mayor with the advice and consent of the Governing Body shall appoint a new member to fill the vacancy, taking into account the required composition of the Board as provided in subsection 32-18(a).

(c) *Meetings.* The Lodgers' Tax Advisory Board shall meet at least twice annually, and more frequently if required for the timely completion of its duties. Notice and agendas of all meetings shall be posted in advance of the meeting as required by the New Mexico Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978.

(d) *Duties.* The Lodges' Tax Advisory Board shall advise and make recommendations to the Governing Body on expenditure of funds authorized under section 32-17 of this chapter for advertising, publicizing and promoting tourist attractions and facilities in the Village and surrounding area.

CHANGES TO CHAPTER 34:

Ordinance Part 15: The following Sections 34-76 and 34-77 of the Village Code are hereby **ADOPTED**, and shall be codified in new **Article VI. ADVISORY BOARDS** of Chapter 34:

Section 34-76. Bicycle-Pedestrian Advisory Commission.

(a) *Organization and membership.* The Bicycle-Pedestrian Advisory Commission shall consist of five (5) members appointed by the Mayor with the advice and consent of the Governing Body.

(b) *Terms of office.* Members of the Bicycle-Pedestrian Advisory Commission shall be appointed for staggered terms of two (2) years. In the event of a vacancy on the Commission, the Mayor with the advice and consent of the Governing Body shall appoint a new member to fill the position during the unexpired remainder of the term.

(c) *Meetings.* The Bicycle-Pedestrian Advisory Commission shall meet at least quarterly, and more frequently if required or as determined by the Commission and its officers. Notice and agendas of all meetings shall be posted in advance of the meeting as required by the New Mexico Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978.

(d) *Duties.* The Bicycle-Pedestrian Advisory Commission shall advise and make recommendations to the Governing Body on matters relating to bicycle and pedestrian transportation, including but not limited to:

- (1) ways to encourage bicycle and pedestrian transportation;

- (2) assisting the Village in the acquisition of funding for safety education, programs, events, and other supportive activities for its citizens and visitors who choose to travel by walking and bicycling;
- (3) the development of designated paths, routes, bikeways and lanes; and
- (4) recommendations for ordinances or other actions of the Governing Body to enhance the safety and convenience of bicycle and pedestrian transportation.

Section 34-77. Equestrian Advisory Commission.

(a) *Organization and membership.* The Equestrian Advisory Commission shall consist of five (5) members appointed by the Mayor with the advice and consent of the Governing Body.

(b) *Terms of office.* Members of the Equestrian Advisory Commission shall be appointed for staggered terms of two (2) years. In the event of a vacancy on the Commission, the Mayor with the advice and consent of the Governing Body shall appoint a new member to fill the position during the unexpired remainder of the term.

(c) *Meetings.* The Equestrian Advisory Commission shall meet at least quarterly, and more frequently if required or as determined by the Commission and its officers. Notice and agendas of all meetings shall be posted in advance of the meeting as required by the New Mexico Open Meetings Act, Section 10-15-1 *et seq.*, NMSA 1978.

(d) *Duties.* The Equestrian Advisory Commission shall advise and make recommendations to the Governing Body on matters relating to equestrian transportation and recreational pursuits, including but not limited to:

- (1) ways to encourage preservation of equestrian trails and lifestyles;
- (2) assisting the Village in the acquisition of funding for trails and safety education, programs, events, and other supportive activities for its citizens and visitors who choose to engage in equestrian pursuits;
- (3) assistance in the development of designated paths, routes, and trails; and
- (4) recommendations for ordinances or other actions of the Governing Body to enhance the safety and convenience of equestrian transportation and recreation in the Village.

Ordinance Part 16: Continuity in office. To provide for continuity in the proceedings of the boards, commissions and committees providing essential advice, assistance and actions on behalf of the Village and the Governing Body, the term of office of each sitting member, on the date of adoption of this Ordinance, of every board, commission or committee (except the Lodgers' Tax Advisory Committee) that is listed in new Section 2-126 of the Village Code as adopted under Part 1 of this Ordinance, is hereby extended until the last day of May next following the date

when his or her term would otherwise have ended. The Mayor with the advice and consent of the Governing Body or as otherwise specifically provided in this Ordinance shall then appoint or re-appoint members to each such board, commission or committee upon the completion of the extended term of each present member. If necessary to preserve near-equal numbers of member terms expiring in alternate years on boards, commissions or committees where staggered terms are provided, the Mayor with the advice and consent of the Governing Body may appoint one or more members to a term of one year or such other period, shorter than the usual term, as is necessary to preserve the balance between member terms expiring in alternate years.

SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Village of Corrales hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, word or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words or phrases being declared unconstitutional or otherwise invalid.

COMPILING CLAUSE: The new and amended sections and subsections of the Village Code adopted pursuant to this Ordinance (not including Ordinance Part 16) shall be compiled as a part of the Code of Ordinances of the Village of Corrales, as provided herein.

EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

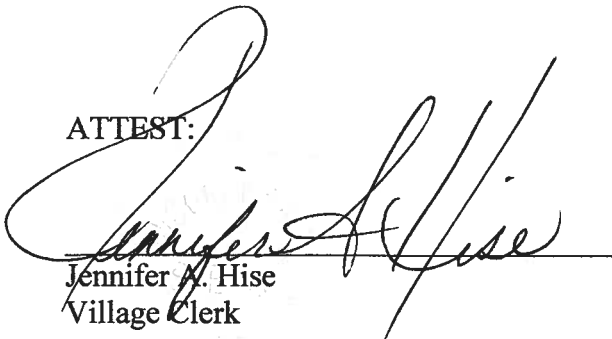
PASSED, APPROVED AND ADOPTED by the Governing Body of the Village of Corrales, New Mexico, this 13th day of July, 2017.

APPROVED:



The Honorable Scott Kominiak
Mayor

ATTEST:



Jennifer A. Hise
Village Clerk