

**VILLAGE OF ANGEL FIRE
Council Regular Meeting Minutes
Tuesday October 29th, 2013 at the Village Hall**

Call to Order

Mayor Cottam called the meeting to order at 5:30 PM

Pledge of Allegiance

Mayor Cottam called for the Pledge of Allegiance.

Roll Call

Present were Mayor Cottam, Mayor Pro-tem Howe, Councilor Colenda, Councilor Germscheid, Councilor Welker. Also present Village Manager Jay Mitchell, Village Clerk Terry Cordova. A full quorum was present.

Approval of Agenda

Mayor Pro-tem Howe made the motion to approve the agenda, Councilor Welker seconded. Motion carried 4-0

Approval of Consent Agenda

1. Approval of October 1st Regular Council Meeting Minutes

Mayor Pro-tem Howe made the motion to approve the consent agenda. Councilor Germscheid seconded. Motion carried 4-0

Requests and Responses from Audience (Limited to 3 minutes)

Robert Kowalski- Support of cell tower

Bill Bishop- Support of cell tower

John Goodson – Village Roads

Announcements and Proclamations- None

Reports:

a. Governing Body Report

Councilor Welker thanked Lupita De Herrera, Finance Director for her hard work on the audits and village finances.

Councilor Germscheid reported that the sustainability committee did not meet in October, but would be meeting in November.

Mayor Pro-tem Howe reported that the Angel Fire Proud met today and that Angel Fire is going to look fabulous this holiday season. The committee has worked very hard as well as staff member Tracy Orr. The tree lighting this year will be on December 5th here at village hall. He also reported that he would be at NERTPO tomorrow in Mosquero. On October 16th representatives from the state veteran's affairs and the Lt. Govenor were in Angel Fire to talk about a rural veteran's cemetery. Despite the heavy snow we received the night before we had a good turnout. Taos is our competition with 20 acres over by the gorge. There is a questionnaire being passed around please fill it out to show your support and return it the person that gave it to you. The Westphal Foundation has done so much for this part of New Mexico and a veteran's cemetery along with the PTSD program would enhance our reputation. He also stated that he would be out of the office November 5th thru November 10th he would be in Lubbock, TX for a celebration of 500 Purple Heart recipients and some Medal of Honor recipients. This will be the largest gathering of Purple Heart recipients on US soil.

Councilor Colenda reported that the infrastructure conference that was held in Albuquerque last week was very informative.

b. Manager's Report

Manager Mitchell added to Councilor Colenda's report adding that the infrastructure conference was geared towards water, wastewater, fire protection and source water protection. All subjects important to Angel Fire.

c. Staff Report

1 Tracy Orr, Marketing and Development Manager gave an update on the lamp post funds
2 collected by the Angel Fire Proud committee and the 2013 softball season at Allen Field. See
3 Attached Report.
4

5 **Old Business**

6 **A. Discussion/ Approval of an Ordinance Amending the Uniform Traffic Ordinance (2nd
7 Reading) (Public Hearing)**

8 Mayor Cottam opened the public hearing at 5:50pm, with no input it was closed at 5:50pm
9 .Mayor Pro-tem Howe made the motion to approve 2nd reading of ordinance 2013-09, an
10 ordinance adopting the New Mexico uniform traffic ordinance 2010 amendments compilation
11 by reference. Councilor Germscheid seconded. With no discussion the motion carried 4-0 with
12 Mayor Pro-tem Howe -aye, Councilor Germscheid -aye .Councilor Welker-aye, Councilor
13 Colenda-aye

14 **New Business**

15 **A. Discussion/ Approval of Resolution 2013-38 Accepting and Approving the Preliminary
16 Engineering Report for Effluent Re-Use Prepared by Molzen-Corbin and Associates**
17 Mark Rivera. Community Development Director explained that this projected started several
18 years ago with the money coming from the Water Trust Board. After the start for the PER
19 study, the Resort had decided to create an entertainment venue, the Angel Fire Resort
20 Fairgrounds. The Village offered to expand the remaining Water Trust funding to include the
21 re-use line PER to this new location .This is good timing with the audits getting done to ask the
22 board for this change .Staff's recommendation is to accept the PER changes . Mayor Pro-tem
23 Howe made the motion to approve resolution 2013-38 a resolution accepting and approving the
24 preliminary engineering report for effluent re-use prepared by Molzen-Corbin and Associates.
25 Councilor Germscheid seconded. With no discussion the motion carried 4-0 with Mayor Pro-
26 tem Howe-aye, Councilor Germscheid-aye, Councilor Welker-aye, Councilor Colenda-aye

27 **B. Discussion / Approval of Resolution 2013-39 Granting a Conditional Use Permit to
28 Commnet Wireless for the Installation Monopole Cellular Tower Within Angel Fire**
29 Mark Rivera, Community Development Director explained that Joseph Fanara, representing
30 Commnet Wireless submitted in August of this year a Conditional Use Permit application for
31 the installation of a 120ft. monopole cell tower on the west ridge line next to the existing aspen
32 water tanks accessed from Los Alamos Court on a utility easement located behind lot 138 of the
33 Country Club 1B amended subdivision. I received 7 emails, one in support and six in
34 opposition. The primary protest reasons relate to health effects and aesthetics. I have included in
35 your packets a report from the American Cancer Society which dispels this myth. Also
36 Congress enacted the 1996 Telecommunication Act which makes clear; the cancer claim is not
37 valid denial factor for consideration. Currently there are three cell towers in the village. The
38 first was installed by Plateau Wireless located behind lot 149 of the County Club 1B amended
39 subdivision, the second is the Nextel tower (now Sprint) at the ski area and the third is a
40 Commnet tower in front of the hotel. Commnet has recently installed a 60' tower in Eagle Nest.
41 Expanding cell phone coverage provides better service. Better service allows emergency
42 responder and emergency services to respond to more calls, with the reverse 911 calling
43 capability that Colfax County is sponsoring more residents and visitors can be contacted in an
44 emergency event. Area businesses that deliver goods and services will have improved internal
45 communications with their personnel and clients. The Planning and Zoning Commission held a
46 hearing on this application earlier this month. It was very well attended. With the exception of
47 the attorney representing the six protestors, everyone else was in support of the cell tower .The
48 Planning and Zoning Commission sent a positive and unanimous recommendation to the
49 Village Council. Councilor Welker added that he received a call from former Mayor Stewart
50 Hamilton giving full support for the tower. Mayor Pro-tem Howe made the motion to approve
51 resolution 2013-39 a resolution granting a conditional use permit to Commnet Wireless for the
52 installation of a 120 foot tall monopole cellular tower on existing utility easement within the
53 Village of Angel Fire. Councilor Colenda seconded. With no discussion the motion carried 4-0

1 with Mayor Pro-tem Howe -aye, Councilor Germscheid -aye, Councilor Welker -aye,
2 Councilor Colenda -aye.

3 **C. Discussion/Approval of an Ordinance Granting a Zone Change From R-3 High Density**
4 **Residential to R-4 Residential Equestrian on Lot 191 of the Moreno Valley Land 3rd**
5 **Subdivision (1st Reading) (Public Session)**

6 Mayor Cottam opened that public hearing at 6:02pm; Bill Bishop gave full support for the
7 change on behalf of the Cloningers. With no further comments the hearing was closed at
8 6:04pm. Mayor Pro-tem Howe made the motion to approve the first reading of an ordinance
9 granting a zone change from R-3 high density residential to R-4 residential equestrian on lot
10 191 of the Moreno Valley Land 3rd subdivision containing 40 acres with in the Village of Angel
11 Fire. Councilor Colenda seconded. Mark Rivera , Community Development Director stated that
12 this property is adjacent to R-4 zoned land to the south and north ,the vacant lands to the north
13 and west are zoned R-3. The Planning and Zoning Commission send a positive recommendation
14 to Council . With no further discussion the motion carried 4-0 with Mayor Pro-tem Howe -aye,
15 Councilor Germscheid disclosed that she worked for the Resort, Council approved of her
16 voting. Councilor Germscheid -aye, Councilor Welker -aye, Councilor Colenda -aye.

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18 **Adjournment**

19 Council Welker made the motion to adjourn at 6:06 pm, Mayor Pro-tem Howe seconded. Motion
20 carried 4-0.

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23 **Passed, Approved and Adopted on this 12th day in November, 2013**

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29 **Barbara Cottam, Mayor**

30 **ATTEST:**

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33 **Terry Cordova, Village Clerk**
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