



AGENDA
VILLAGE OF QUESTA
REGULAR COUNCIL MEETING
TUESDAY, MAY 11, 2021
VIRTUAL MEETING
6:00 P.M

~ NOTICE TO THE PUBLIC ~

Mayor Mark L. Gallegos
Mayor Pro-Tem Louise T. Gallegos
Councilmember Charlie I. Gonzales | Councilmember Brent P. Jaramillo | Councilmember John Anthony Ortega

Notice is hereby given that the Governing Body of the Village of Questa will hold a Regular Council Meeting on the above date and time. The tele-conference meeting will follow the Attorney General's guidelines and observe the Governor and Secretary of Health's public health orders. This format will allow the Village Council to conduct the meeting without Councilmembers being physically present and in accordance with the NM Open Meetings Act. There will be no live audience present. Members of the public wishing to participate can do so by calling **1-877-309-2073** and entering access code **890-933-797** or from a computer, tablet, or smartphone at <https://global.gotomeeting.com/join/890933797>. Those wishing to comment during the meeting may do so in the chat section and also by submitting comments or questions before the meeting to Interim Administrator Renee Martinez at rmartinez@villageofquesta.org

I. **CALL TO ORDER BY MAYOR MARK L. GALLEGOS**

II. **ROLL CALL**

III. **PLEDGE OF ALLEGIANCE**

IV. **APPROVAL OF AGENDA**

V. **PUBLIC COMMENTS** *(It is the policy of the Governing Body to accept public comment. Because your particular issue is not on the agenda the Governing Body cannot respond immediately but may direct staff to address issues at a future Council Meeting. Public comments are limited to a maximum of three minutes.)*

VI. **DISCUSSION ITEMS**

- A) Jason & Maria Gonzalez – Request for zoning variance for property at 64 & 66 Gallegos Road
- B) Floyd Vigil & Brittany Vigil – Request for zoning variance for property at 2302 Highway 522

VII. **ACTION ITEMS**

- A) Discussion, Consideration & Decision Change Order #1 / Cabresto Road Waterline Project
- B) Discussion, Consideration & Decision Change Order #2 / Cabresto Road Waterline Project
- C) Discussion, Consideration & Decision Change Order #3 / Cabresto Road Waterline Project
- D) Discussion, Consideration & Decision Change Order #4 / Cabresto Road Waterline Project
- E) Discussion, Consideration & Decision Resolution No. 2021-09 / A Resolution requesting an extension from the NMDOT for MAP#7655(907)
- F) Discussion, Consideration & Decision Resolution No. 2021-10 / A Resolution requesting an extension from the NMDOT for MAP#7655(909)
- G) Discussion, Consideration & Decision Resolution No. 2021-11 / A Resolution requesting an extension from the NMDOT for MAP COOP #L500386

VIII. **PUBLIC HEARING** – Fiscal Year 2022 Budget Review

IX. **MATTERS FROM ATTORNEY** – Mr. Chris DeFillippo, Robles, Rael & Anaya

- A) Geotechnical Oversight
- B) Documents provided by NMED in relation to Chevron Mine Reclamation Project

X. **MATTERS FROM ADMINISTRATION** - Renee Martinez, CMC / Interim Administrator

XI. **MAYOR AND COUNCILMEMBERS**

- A) Concerns and/or Announcements
- B) New Business to be considered at future Council Meetings

XII. **ADJOURNMENT**

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid of service to attend or participate in the hearing or meeting, please contact the Village Clerk at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Village Clerk at 575-586-0694 if a summary or other type of accessible format is needed.

**VILLAGE OF QUESTA
REGULAR COUNCIL MEETING MINUTES
TUESDAY, MAY 11, 2021
VILLAGE OF QUESTA COUNCIL CHAMBERS
6:00PM**

NOTE This tele-conference meeting will follow the Attorney General's guidelines and observe the Governor and Secretary of Health's public health orders. This format will allow the Village Council to conduct the meeting without all Council members being physically present and in accordance with the NM Open Meetings Act. There will be no live audience present. Members of the public wishing to participate can do so by call 1-877-309-2073 and entering access code **890-933-797** or from a computer, tablet, or smartphone at <https://global.gotomeeting.com/join/343757629>. Those wishing to comment before or during the meeting may submit comments or questions to Interim Village Administrator Renee Martinez at rmartinez@villageofquesta.org

I. CALL TO ORDER BY MAYOR MARK L. GALLEGOS

Mayor Gallegos called the meeting to order at 6:02 pm.

II. ROLL CALL

Village Clerk Renee Martinez called roll where a quorum was present.

Those virtually present were:

Mayor Mark Gallegos
Councilwoman Louise Gallegos
Councilman John Anthony Ortega
Councilman Brent P. Jaramillo
Councilman Charlie Gonzales
Renee Martinez, CMC/ Interim Administrator
Dina Coleman, Deputy Clerk / CPO
Karen Shannon, VOQ Finance Director
Chris DeFillippo, Robles, Rael & Anaya
Maria Gonzalez, Zoning Variance Request
Arvind Patel, NV5, Cabresto Waterline Project Manager

Those present by phone:

Christian Isely, Chevron Representative (Caller 01), public comments

III. PLEDGE OF ALLEGIANCE

Councilman Brent Jaramillo led the Pledge of Allegiance.

A moment of silence was requested by Councilman Gonzales for all the families of the recent losses of loved ones.

IV. APPROVAL OF AGENDA

Motion: Councilman John Anthony Ortega

Second: Councilwoman Louise Gallegos

Roll Call:

Councilman John Anthony Ortega	YES
Councilman Brent P. Jaramillo	YES
Councilman Charlie Gonzales	YES

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Councilwoman Louise Gallegos YES

To approve the agenda as presented. All voted yes. Motion carried.

V. PUBLIC COMMENTS - *(It is the policy of the Governing Body to accept public comment. Because your issue is not on the agenda the Governing Body cannot respond immediately but may direct staff to address issues at a future Council Meeting. Public comments are limited to a maximum of three minutes.)*

Christian Isely shared that Granite Contractors will be mobilizing in the next couple of weeks. He will continue to keep the Village of Questa updated as the project progresses.

Ms. Renee Martinez stated that she had not received any emails or prior requests for Public Comment participation.

VI. DISCUSSION ITEMS

A) Jason & Maria Gonzalez – Request for zoning variance for property at 64 & 66 Gallegos Road

Ms. Gonzalez gave a brief presentation of her variance request. She is requesting a variance property 66 only. Ms. Gonzalez would like to create a Recreational Vehicle (RV) park on this 2.8 acre property that will hold approximately 15 RV spaces and 10 dry camping space. She is currently working with a surveyor, architects and is getting all necessary forms in order.

Councilman Gonzales asked where this property is located, and Ms. Gonzalez gave a descriptive location.

Councilman Ortega asked when Ms. Gonzalez would like to get this going if the variance was approved? She stated that she anticipates as soon as possible and would like to focus on getting utilities taken care of. Her family has started clearing trees and will begin leveling ground next. Councilman Ortega also asked Mr. DeFillippo if the variance could be approved even though we do not have a planning ordinance in place? Mr. DeFillippo had several concerns regarding Ms. Gonzalez's request. He stated that he would need more information from her to make a better determination. Councilman Ortega asked how soon before the planning and zoning ordinance is ready, Mr. DeFillippo stated that it is ready for council review and the next step should be a work study meeting to finalize it. Councilman Ortega is very supportive of Ms. Gonzalez property plans and would like to see it move forward soon.

Councilwoman Gallegos asked how this variance would affect the residents surrounding the property if it is zoned commercial? Mr. DeFillippo stated that any change will affect people, but it's important to have the work session to know how to move forward.

B) Floyd Vigil & Brittany Vigil – Request for zoning variance for property at 2302 Highway 522

Mr. Vigil is requesting a variance to allow him to place two homes on a 1.134-acre property that he is considering purchasing. Mayor and Council were supportive of the variance request with the stipulation that Mr. Vigil gets approval from the Environmental Department to place septic systems to the property because of the lack of availability for sewer service.

VII. ACTION ITEMS

A) Discussion, Consideration & Decision Change Order #1 / Cabresto Road Waterline Project

Ms. Martinez gave information about the change order requests, Mr. Patel was also available to provide information and gave an update on the project.

Motion: Councilman John Anthony Ortega

Second: Councilman Charlie Gonzales

Roll Call:

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98 Councilman John Anthony Ortega YES
 99 Councilman Brent P. Jaramillo YES
 100 Councilman Charlie Gonzales YES
 101 Councilwoman Louise Gallegos YES

102

103 To approve Change Order #1 / Cabresto Road Waterline Project. Majority voted yes. Motion carried.

104 **B)** Discussion, Consideration & Decision Change Order #2 / Cabresto Road Waterline Project

105

106 **Motion:** Councilman John Anthony Ortega

107 **Second:** Councilwoman Louise Gallegos

108

109 **Roll Call:**

110 Councilman John Anthony Ortega YES

111 Councilman Brent P. Jaramillo YES

112 Councilman Charlie Gonzales YES

113 Councilwoman Louise Gallegos YES

114

115 To approve Change Order #2 / Cabresto Road Waterline Project. Majority voted yes. Motion carried.

116 **C)** Discussion, Consideration & Decision Change Order #3 / Cabresto Road Waterline Project

117

118 **Motion:** Councilwoman Louise Gallegos

119 **Second:** Councilman John Anthony Ortega

120

121 **Roll Call:**

122 Councilman John Anthony Ortega YES

123 Councilman Brent P. Jaramillo YES

124 Councilman Charlie Gonzales YES

125 Councilwoman Louise Gallegos YES

126

127 To approve Change Order #3 / Cabresto Road Waterline Project. Majority voted yes. Motion carried.

128 **D)** Discussion, Consideration & Decision Change Order #4 / Cabresto Road Waterline Project

129

130 **Motion:** Councilwoman Louise Gallegos

131 **Second:** Councilman Charlie Gonzales

132

133 **Roll Call:**

134 Councilman John Anthony Ortega YES

135 Councilman Brent P. Jaramillo YES

136 Councilman Charlie Gonzales YES

137 Councilwoman Louise Gallegos YES

138

139 To approve Change Order #4 / Cabresto Road Waterline Project. Majority voted yes. Motion carried.

140 **E)** Discussion, Consideration & Decision Resolution No. 2021-09 / A Resolution requesting an extension
 141 from the NMDOT for MAP#7655(907)

142 Ms. Martinez explained that these next three resolutions are requirements to extend the paving project
 143 agreements for Cabresto.

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145 **Motion:** Councilman John Anthony Ortega

146 **Second:** Councilman Charlie Gonzales

147

148 **Roll Call:**

149 Councilman John Anthony Ortega YES

150 Councilman Brent P. Jaramillo YES

151 Councilman Charlie Gonzales YES

152 Councilwoman Louise Gallegos YES

153

154 To approve Resolution No. 2021-09 / A Resolution requesting an extension from the NMDOT for

155 MAP#7655(907). Majority voted yes. Motion carried.

156 **F)** Discussion, Consideration & Decision Resolution No. 2021-10 / A Resolution requesting an extension

157 from the NMDOT for MAP#7655(909)

158

159 **Motion:** Councilwoman Louise Gallegos

160 **Second:** Councilman Brent Jaramillo

161

162 **Roll Call:**

163 Councilman John Anthony Ortega YES

164 Councilman Brent P. Jaramillo YES

165 Councilman Charlie Gonzales YES

166 Councilwoman Louise Gallegos YES

167

168 To approve Resolution No. 2021-10 10 / A Resolution requesting an extension from the NMDOT for

169 MAP#7655(909). Majority voted yes. Motion carried.

170

171 **G)** Discussion, Consideration & Decision Resolution No. 2021-11 / A Resolution requesting an extension

172 from the NMDOT for MAP COOP #L500386

173 **Motion:** Councilwoman Louise Gallegos

174 **Second:** Councilman Charlie Gonzales

175

176 **Roll Call:**

177 Councilman John Anthony Ortega YES

178 Councilman Brent P. Jaramillo YES

179 Councilman Charlie Gonzales YES

180 Councilwoman Louise Gallegos YES

181

182 To approve Resolution No. 2021-11 / A Resolution requesting an extension from the NMDOT for MAP COOP

183 #L500386. Majority voted yes. Motion carried.

184

185 **5 Minute Break**

186

187 **Motion:** Councilwoman Louise Gallegos

188 **Second:** Councilman Brent Jaramillo

189

190 **Roll Call:**

191 Councilman John Anthony Ortega YES

192 Councilman Brent P. Jaramillo YES

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193 Councilman Charlie Gonzales YES
 194 Councilwoman Louise Gallegos YES

195
 196 To approve a 5-minute break. Majority voted yes. Motion carried.

197
 198
 199 **Motion:** Councilwoman Louise Gallegos

200 **Second:** Councilman John Anthony Ortega

201 Per the request of Mayor Gallegos, a motion was made to move item IX. A, above the Public Hearing.

202

203 **IX. MATTERS FROM ATTORNEY** – Mr. Chris DeFillippo, Robles, Rael & Anaya

204

205 A.) Geotechnical Oversight- Dr. Deb Miller informed the Mayor and Council that she will be retiring in
 206 the summer but will be available to transition the project going forward. Mayor and Council
 207 expressed their gratitude for the dedication and hard work that Dr. Miller has provided the Village in
 208 all the years she has provided oversight to the Village and Chevron.

209

210 B.) Documents provided by NMED in relation to Chevron Mine Reclamation Project

211 Mr. DeFillippo provided information regarding the Chevron Reclamation Project and had explanation to
 212 support the documents. Councilman Gonzales requested that Mr. DeFillippo continue to provide
 213 documentation and updates to the Council regarding Chevron and NMED. Mr. DeFillippo assured him that he
 214 will keep them updated. He informed the Mayor and Council of an upcoming meeting to be held June 10,
 215 2021, and he will be requesting some answers to questions and concerns that the Village may have at the time.
 216 Councilman Jaramillo would like to request that a portion of this meeting be focused on the concerns regarding
 217 Embargo, and he would like the property owners that are affected to be invited. Councilman Gonzales agrees
 218 and would like to have the plumb maps that have been requested for many years. Mayor Gallegos does have a
 219 copy of maps of a 2009 file that he will share with the Mayor and Council.

220

221 **VII. PUBLIC HEARING** – Fiscal Year Budget 2022

222

223 Ms. Shannon provided a 13-page summary of the projected budget, it is still a working document; she is
 224 waiting on more info from some department heads. The summary was reviewed page by page. Ms. Shannon
 225 made herself available for questions and there was much discussion regarding the internal budget.

226 Budget will be brought to next meeting for approval.

227

228

229

230 **X. MATTERS FROM ADMINISTRATION**- Ms. Renee Martinez, CMC /Interim Administrator

231 Ms. Martinez gave an update on the following.

- 232 • TME personal and progress update as well as the future for expansion.
- 233 • Bixby Electric streetlight poles are still on back order.
- 234 • Clean up day was a success.
- 235 • Extended and invitation to the Council from the Questa Creative Council to attend the
- 236 National Trails Day Event and in celebration a guided walk lead by Flavio Cisneros of the
- 237 Questa Trail will be held on June 5, 2021, at 11 am.
- 238 • Library is complete other than the punch list items to be taken care of. Sharon is working on
- 239 the ribbon cutting grand opening. A date has not been set at this time.

Councilman Gonzales had a question regarding the plaque placement of Senator Cisneros's plaque and Former Tesuque Governor. Ms. Martinez stated that she is working on it with Ms. Nicholson.

XI. MAYOR AND COUNCILMEMBERS

A) Concerns and/or Announcements

- Councilman Jaramillo had a question about the American Rescue Plan Funding and how the Village would be affected. Ms. Martinez stated that Ms. Shannon sat in on a zoom meeting regarding this and Ms. Shannon shared information that was learned during the zoom meeting.
- Councilman Gonzales asked Mr. DeFillippo the status of Village of Questa ditch water rights. Mr. DeFillippo stated he has not heard from the Llano Ditch Association but is looking to plan a meeting to obtain proof of Village ownership of water rights. Councilman Gonzales asked that the Council be kept informed.

B) New Business to be considered at future Council Meetings.

- Councilman Gonzales asked for update about Mr. Cisneros' RV Park. He asked if there was approval to open the RV park. Mayor Gallegos stated that he followed the same process as Mr. Ortega who also has an RV Park. There was further discussion and Mayor Gallegos stated that there would be a follow up with Mr. Cisneros and further information would be provided to the Council.

XIV. ADJOURNMENT

Motion: Councilman John Anthony Ortega


Second: Councilwoman Louise Gallegos

Roll Call:


Councilman John Anthony Ortega	YES
Councilman Brent P. Jaramillo	YES
Councilman Charlie Gonzales	YES
Councilwoman Louise Gallegos	YES

There being no further business to discuss, the meeting was adjourned at 8:25 pm

ATTEST:


Dina Coleman, Deputy Clerk

APPROVED:


Mark Gallegos, Mayor

