

47 Roll Call Vote

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49 Councilor Montoya Yea

50 Councilor Prairie Yea

51 Councilor Sisneros Yea

52 Councilor Jaramillo Yea

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54 Councilor Montoya moved to go back into regular session at 7:00 P.M. The motion was
55 seconded by Councilor Sisneros and carried unanimously.

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57 Mayor Torres stated that no action was taken in executive session.

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59 **APPOINTMENT: 7a) Police Chief. Presenter: Mayor Torres**

60 Mayor Torres presented Julian Gonzales for appointment of Police Chief for the Town of
61 Bernalillo.

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63 Mayor Torres entertained a motion.

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65 Councilor Montoya moved to appoint Julian Gonzales as Police Chief for the Town of
66 Bernalillo. The motion was seconded by Councilor Jaramillo.

67

68 Roll Call Vote

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70 Councilor Montoya Yea

71 Councilor Jaramillo Yea

72 Councilor Sisneros Yea

73 Councilor Prairie Yea

74 Mayor Torres voted Yea for the record

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76 Mayor Torres administered the Oath of Office to Julian Gonzales and presented him his Chief
77 Badge.

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79 Julian Gonzales said a few words. He thanked the Mayor and the Governing Body for the
80 opportunity to serve as the Police Chief for the Town of Bernalillo. He introduced his family in
81 the audience. Mayor Torres stated the Chief Julian Gonzales brings a great resume. He has 22
82 years of service in Law Enforcement and we have gained a great asset to the community.

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84 Mayor Torres thanked Lt. Chris Stoyell for the wonderful job as stepping in as the Interim Chief
85 for the Town of Bernalillo.

86

87 Mayor Torres granted a five minute break.

88 **APPROVAL OF MINUTES: 8a) Regular Meeting of December 27, 2010**

89 Councilor Prairie moved to approve the minutes of December 27, 2010 as presented. The motion
90 was seconded by Councilor Jaramillo and the motion carried unanimously.

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92 **PERSONNEL: 9a) Billings Clerk. Presenter Yolanda Mora**

93 Yolanda Mora stated that she is requesting the ratification of the hiring of Christina Trujillo as a
94 Full Time Billing Clerk for the Town of Bernalillo Utility Department. Christina Trujillo has
95 been working in the billing department since January 4, 2011.

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97 Councilor Jaramillo moved to approve the hiring of Christina Trujillo as Full Time Billing
98 Clerk for the Town of Bernalillo Utility Department. The motion was seconded by Councilor
99 Prairie and the motion carried unanimously.

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101 **NEW BUSINESS: 10a) Discussion, Consideration and Action on Resolution 1/10/11**
102 **Open Meeting Act. Presenter: Ida Fierro**

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104 **TOWN OF BERNALILLO**

STATE OF NEW MEXICO

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RESOLUTION NO. 1-10-11

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109 **WHEREAS, the Governing Body of the Town of Bernalillo, New Mexico met**
110 **in regular session at the Town Hall on Monday, January 10, 2011, at 6:30**
111 **p.m. as per law; and**

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113 WHEREAS, section 10-15-1(B) of the open meetings act (sections 10-15-1 through 10-
114 15-4 NMSA 1978) states that, except as may be otherwise provided in the constitution
115 or the provisions of the Open Meetings Act, all meetings of a quorum of members of any
116 Board, Council, Commission or other policy-making body of any state or local public
117 agency held for the purpose of formulating public policy, discussing public business or
118 for the purpose of taking any action within the authority of or the delegated authority of
119 such body, are declared to be public meetings open to the public at all times; and

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122 WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or
123 adoption of any proposed resolution, rule, regulation or formal action occurs shall be
124 held only after reasonable notice to the public; and

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126 WHEREAS, section 10-15-1 (D) of the Open Meetings Act requires the Governing
127 Body of the Town of Bernalillo to determine annually what constitutes reasonable notice
128 of its public meetings;

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NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Bernalillo, New Mexico, that:

1. All meetings of the Governing Body shall be held at the Town Hall at 6:30 p.m. in the Council Chambers or as indicated on the meeting notice.

2. Regular meetings shall be held on the 2nd and 4th Monday each month. A proposed agenda will be available the Thursday before the meeting from the Town Clerk whose office is located in Bernalillo, New Mexico. Notice of any other regular meetings will be given ten days (10) in advance of the meeting date.

3. Special meetings may be called by the Mayor or a majority of the members of the Governing Body upon three (3) days notice. The notice shall include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least twenty-four hours before any special meeting.

4. Emergency meetings will be called only under circumstances, which demand immediate action to protect the health, safety and property of citizens or to protect the Governing Body of the Town of Bernalillo from substantial financial loss. The Governing Body of the Town of Bernalillo will avoid emergency meetings whenever possible. Emergency meetings may be called by the Mayor or a majority of the members of the Governing Body upon twenty-four (24) hours notice, except in case of extreme emergency, when no notice is required. The notice for all emergency meetings shall include an agenda for the meeting or information on how the public may obtain a copy of the agenda.

5. For the purpose of regular meetings described in paragraph 2 of this resolution, notice requirements are met if notice of the date, time, place and general subject matter to be discussed is placed in newspapers of general circulation in the state. The Town Clerk shall also forward copies of written notice to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation which have made a written request for notice of public meetings.

6. For the purposes of special meetings and emergency meetings described in paragraphs 3 and 4 of this resolution, notice requirements shall be met by posting notices on the front doors to Town Hall. The Town Clerk shall provide telephonic or facsimile notice to those broadcast stations licensed by the federal communications commission and newspapers of general circulation that have made a written request for notice of public meetings.

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172 7. In addition to the information specified above, all notices shall include the following
173 language:

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175 If you are an individual with a disability who is in need of a reader, amplifier, qualified
176 sign language interpreter, or any other form of auxiliary aid or service to attend or
177 participate in the meeting, please contact the Town Clerk at 771-7128 at least one (1)
178 week prior to the meeting or as soon as possible. Public documents, including the
179 agenda and minutes, can be provided in various accessible formats. Please contact Ida
180 Fierro at 771-7128 if a summary or other type of accessible format is needed.

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182 8. Pursuant to section 10-15-1(H) NMSA 1978, the Governing Body of the Town of
183 Bernalillo may close a meeting to the public only if the subject matter of such discussion
184 or action is included in subsection 10-15-1(H) of the Open Meetings Act.

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186 (a) If any meeting is closed during an open meeting, such closure shall be
187 approved by a majority vote of a quorum of the Governing Body of the Town of
188 Bernalillo taken during the open meeting. The authority for the closure and the subjects
189 to be discussed shall be stated in the motion for closure and the vote on closure of each
190 individual member shall be recorded in the minutes. Only those subjects specified in the
191 motion may be discussed in a closed meeting;

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193 (b) If the decision to hold a closed meeting is made when the Governing Body of
194 the Town of Bernalillo is not meeting, the closed meeting shall not be held until public
195 notice, appropriate under the circumstances and stating the specific provision of law
196 authorizing the closed meeting and the subjects to be discussed with reasonable
197 specificity, is given to the members and to the general public.

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199 (c) Following completion of a closed meeting, the minutes of the open meeting
200 that was closed, or the minutes of the next open meeting if the closed meeting was
201 separately scheduled, shall state whether the matters discussed in the closed meeting
202 were limited only to those specified in the motion or notice of closure.

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204 (d) Except as provided in section 10-15-1 (H) any action taken as a result of
205 discussions in a closed meeting shall be made by vote of the Governing Body of the
206 Town of Bernalillo in an open public meeting.

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208
209 PASSED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERNALILLO, NEW
210 MEXICO THIS 10th DAY OF JANUARY 2011.

211 Mayor Torres entertained a motion.

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213 Councilor Sisneros moved to approve and adopt Resolution 1/10/11 Opening Meeting Act. The
214 motion was seconded by Councilor Prairie and carried unanimously.
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216 **NEW BUSINESS: 10b) Discussion, Consideration and Action on Holiday Schedule for**
217 **2011. Presenter: Ida Fierro**
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219 **Town of Bernalillo**
220 **Holiday Schedule**
221 **For 2011**
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223	Martin Luther King	Monday, January 17, 2011
224	Jr. Birthday	
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226	President's Day	Monday, February 21, 2011
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228	Memorial Day	Monday, May 30, 2011
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230	Independence Day	Monday, July 4, 2011
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232	San Lorenzo Fiestas	Wednesday, August 10, 2011
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234	Labor Day	Monday, September 5, 2011
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236	Veterans Day	Friday, November 11, 2011
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238	Thanksgiving Day	Thursday, November 24, 2011
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240	Day after Thanksgiving	Friday, November 25, 2011
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242	Day after Christmas	Monday, December 26, 2011
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244	Day after New Year's	Monday, January 02, 2012
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247 Mayor Torres entertained a motion.
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249 Councilor Jaramillo moved to approve and adopt the Town of Bernalillo Holiday Schedule for
250 2011. The motion was seconded by Councilor Sisneros and carried unanimously.

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252 **NEW BUSINESS: 10c) Discussion, Consideration and Action on Approval of**
253 **Engineering Services Agreement for Improvements as Per the October 2010 Corrective**
254 **Action Plan Investigations Report for the Town of Bernalillo Drinking Water Wells.**

255 **Presenter: Maria Rinaldi**

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257 Maria Rinaldi, Capital Improvement Project Manager stated the Town of Bernalillo Request for
258 Proposal of Engineering Service from three engineers firms on retainer. It is her recommendation
259 the issuance of a task order to Smith Engineering Co. in the amount of \$110,000 plus applicable
260 Gross Receipt Tax.

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262 Proposals received from firms currently on retainer agreements.

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264 Wilson and Company (engineer of record for the Corrective Action Plan) \$219,200
265 Huitt-Zollars \$144,180
266 Smith Engineering Company (engineer of record for the WWTP Belt Press Project/ICIP for
267 WWTP 12/10) \$110,000

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269 It is the recommendation to issue the task order for Smith Engineering Company after a final
270 review of their proposal.

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272 Total Available Funding for the project is \$1.312, 000

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274 Councilor Jaramillo moved to issue the task order for Smith Engineering Company for the
275 Engineering Services for Improvement to the Town of Bernalillo Drinking Water Wells. The
276 motion was seconded by Councilor Sisneros and carried unanimously.

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278 **FINANCIAL SECTION:11a) Approval of Accounts Payable Voucher List.**

279 Mayor Torres asked for a motion to approve the accounts payable voucher list in the amount of
280 \$242,149.20.

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282 Councilor Prairie made a motion to approve the accounts payable voucher list in the amount of
283 \$242,149.20. The motion was seconded by Councilor Jaramillo and the motion carried
284 unanimously.

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288 **MISCELLANEOUS SECTION: 12a) Public Comment. Presenter: Mayor Torres**

289 Mayor Torres welcomed the Public to speak. There were no members of the public that wished
290 to speak.

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MISCELLANEOUS SECTION:12b) Announcements. Presenter: Mayor Torres

Mayor Torres mentioned the Legislative Breakfast which was a joint session with the Bernalillo Public Schools and Sandoval County on December 28, 2010 @ 8:30. Training will be tomorrow at 1:00 p.m. with Randy Van Vleck from the New Mexico Municipal League for the Planning and Zoning Commission and the Governing Body. The 2nd Town Hall Meeting will take place at the Sandoval County Historical Society on the West Side located at 151 Edmond Road on January 19, 6:30p.m. Please encourage individuals to attend.

There being no further business, Councilor Montoya moved to adjourn the meeting at 7:30 P.M. The motion was seconded by Councilor Prairie and carried unanimously.

Done this 10th day of January 2011.

ATTEST:

Ida Fierro, Town Clerk
(seal)

Jack Torres, Mayor