

1 **MINUTES OF A REGULAR MEETING**  
2 **OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO**  
3 **HELD AT THE TOWN HALL**  
4 **January 25, 2016**  
5

6 The Governing Body of the Town of Bernalillo met in a regular session within the law and rules  
7 of the Town on January 26, 2016, at 6:30 P.M.

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9 Upon Roll call the following members were found to be present:

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11 **PRESENT:**  
12 Councilor Dominguez  
13 Councilor Prairie  
14 Councilor Jaramillo  
15 Mayor Torres  
16  
17

**ALSO PRESENT:**  
Debbie Nolan  
Chris Cordova

18 **ABSENT:**  
19 Councilor Sisneros  
20  
21

**Others Present Not Identified**

22 **APPROVAL OF AGENDA: 4a)**

23 Councilor Prairie moved to approve the agenda as presented. The motion was seconded by  
24 Councilor Dominguez and the motion carried unanimously.  
25

26 **RECOGNITION: 5a)**

27 Mayor Torres asked Chief Tom Romero and Fernando Lomas IT Director to come forward.  
28 Chief Romero and Fernando Lomas presented a plaque to the Alegria Community for their  
29 donations to the Police Department of stuffed animals and matchbox cars so the officer can give  
30 to the children they may encounter on their shifts. The Alegria Community has also donated over  
31 100 coats for our coat drive and a large amount of school supplies for our school supply drive.  
32 The Alegria Community continues to support the Town of Bernalillo in all its efforts to support  
33 the children in our community and we thank them for their efforts.  
34

35 **APPROVAL OF MINUTES: 6a) Regular Meeting of January 11, 2016**

36 Councilor Dominguez moved to approve the minutes of January 11, 2016 as presented. The  
37 motion was seconded by Councilor Prairie and the motion carried unanimously.  
38

39 **PERSONNEL: 7a) Recreation Aide. Presenter: Troy Martinez**

40 Troy Martinez stated that it was the recommendation of the selection committee to hire Anselmo  
41 Plancarte as a Recreation Aide for the Town of Bernalillo Recreation Department.  
42

43 Councilor Dominguez moved to approve the hiring of Anselmo Plancarte as a Recreation Aide  
44 for the Town of Bernalillo Recreation Department. The motion was seconded by Councilor  
45 Prairie and the motion carried unanimously.  
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**NEW BUSINESS: 8a) Discussion Consideration, Action and Approval of Resolution 01/25/16 Concerning Predatory Lending Practices. Presenter: Mayor Torres**

**RESOLUTION NO. 01/25/16**

**A RESOLUTION CONCERNING PREDATORY LENDING PRACTICES**

**WHEREAS**, the Governing Body of the Town of Bernalillo has identified Predatory Lending as a form of subprime lending characterized by unscrupulous or unethical lending practices. These practices can include charging high fees and interest rates and

**WHEREAS**, Predatory lending companies make predatory loans to borrowers at excessive interest rates, and the characteristics of these predatory loans encourage repeat renewal and back-to-back borrowing on these loans; and

**WHEREAS**, These Predatory loans are targeted at low-income and vulnerable consumers, most often the unsuspecting elderly, the military, the poor and minorities who are least able to afford the cost of such predatory practices; and

**WHEREAS**, the practice of predatory lending is a serious stumbling block for persons seeking to climb out of poverty; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Bernalillo Governing Body supports a limit on the interest rate lenders can charge customers that has occurred in 29 other states.

**PASSED, APPROVED AND ADOPTED** on this 25th day of January, 2016.

Mayor Torres entertained a motion

Councilor Jaramillo made a motion to approve the adoption of Resolution 01/25/16 Concerning Predatory Lending. The motion was seconded by Councilor Dominguez.

Roll Call Vote

Councilor Dominguez    Yea

Councilor Jaramillo    Yea

Councilor Prairie        Yea

**NEW BUSINESS: 8b) Discussion Consideration and Action on Adoption of Resolution 01/25/16A Addressing Substance Abuse as a Medical Emergency. Presenter: Mayor Torres**

**RESOLUTION NO. 01/25/16A**

**A RESOLUTION ADDRESSING SUBSTANCE ABUSE AS A MEDICAL EMERGENCY**

90 **WHEREAS**, the Governing Body of the Town of Bernalillo has identified substance abuse as a medical  
91 emergency; and

92  
93 **WHEREAS**, Substance abusers continue to fill our courts and hospitals. The use of drugs and alcohol abuse  
94 cause crime in our community; and

95  
96 **WHEREAS**, Treating addicts in a state/federal funded treatment program and rehabilitation that becomes  
97 sober is a victory. The benefits are endless. Addicts, who treat their disease often reenter society and become  
98 productive society members; and

99  
100 **WHEREAS**, We can only relieve drug abuse by treating our addicts through rehabilitation and preventing the  
101 use of drugs through education; and

102  
103 **NOW, THEREFORE, BE IT RESOLVED** that the Town of Bernalillo Governing Body supports a drug  
104 policy the embraces the disease concept and increases funding for treatment programs and addresses substance  
105 abuse as a medical emergency in New Mexico.

106  
107 **PASSED, APPROVED AND ADOPTED** on this 25th day of January, 2016.

108  
109 Mayor Torres entertained a motion.

110  
111 Councilor Jaramillo made a motion to approve the adoption of Resolution 1/25/16 Addressing  
112 Substance Abuse as a Medical Emergency. The motion was seconded by Councilor Dominguez.

113  
114 Roll Call Vote

115 Councilor Prairie Yea  
116 Councilor Jaramillo Yea  
117 Councilor Dominguez Yea

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120 **NEW BUSINESS: 8c) Discussion Consideration and Action on Approval and**  
121 **Adoption of Resolution 01/25/16B Supporting Economic Development Vis a Vis Education**  
122 **Reform. Presenter: Mayor Torres**

123  
124 **RESOLUTION NO. 01/25/16B**

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126 **A RESOLUTION SUPPORTING ECONOMIC DEVELOPMENT VIS A VIS EDUCATION**  
127 **REFORM**

128  
129 **WHEREAS**, Our statewide economy remain stagnant; and

130  
131 **WHEREAS**, the research recognizes people as a type of economic asset “human Capital” and shows that  
132 increased investments in health, skills, and knowledge provides future returns to the economy through  
133 increases in labor productivity. Education increases workers’ average earning and productivity, and it also

134 reduces the incidents of social problems such as drug abuse, crimes, welfare dependency, all of which can  
135 weigh heavily on the economy; and

136  
137 **WHEREAS**, the most cost effective reform begins with quality early education that includes parents'  
138 participation; and

139  
140 **WHEREAS**, teachers training programs must be strengthened, and recreate an education profession that  
141 rewards classroom success; and

142  
143 **NOW, THEREFORE, BE IT RESOLVED** by the Town of Bernalillo Governing Body that the focus of  
144 education in New Mexico must return to the whole child, critical thinking and problem solving, along with  
145 skills development.

146  
147 **PASSED, APPROVED AND ADOPTED** on this 25th day of January, 2016.

148  
149 Mayor Torres entertained a motion.

150  
151 Councilor Jaramillo made a motion to approve the adoption of Resolution 1/25/16B Supporting  
152 Economic Development Vis a Vis Education Reform. The motion was seconded by Councilor  
153 Dominguez.

154  
155 Roll Call Vote  
156 Councilor Prairie        Yea  
157 Councilor Jaramillo    Yea  
158 Councilor Dominguez   Yea

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161 **NEW BUSINESS: 8d) Discussion Consideration and Action of Resolution 1/25/16C**  
162 **Utility Balance Adjustment. Presenter: Juan Torres**

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165 TOWN OF BERNALILLO  
RESOLUTION NO. 01-25-2016C  
166 WHEREAS, the Town of Bernalillo meeting in Regular Session on the 25<sup>th</sup> day of January 2016  
167 at the Town Hall at 6:30 p.m., as per law;

168  
169 WHEREAS, the need for a corrective journal entry has developed in order to correct general  
170 ledger utility receivable balances.

171  
172 **NOW, THEREFORE BE IT RESOLVED**; that the correcting entry be approved as shown in  
173 exhibit A.

174  
175 Done at Bernalillo, New Mexico this 25<sup>th</sup> day of January 2016

176 Mayor Torres entertained a motion.

177

178 Councilor Prairie approved the adoption of Resolution 01/25/16C Utility Budget Adjustments.

179 The motion was seconded by Councilor Jaramillo.

180

181 Roll Call Vote

182 Councilor Jaramillo Yea

183 Councilor Prairie Yea

184 Councilor Dominguez Yea

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186

187 **NEW BUSINESS: 8e) Discussion Consideration and Action on Award of Contract**  
188 **for the Construction of South Hill Road Phase I Drainage and Roadway Improvements**  
189 **(CNA300880) in the amount of \$966,931.50 including Gross Receipt Tax. Presenter: Maria**  
190 **Rinaldi**

191

192

193 Maria Rinaldi stated that is the recommendation of Wilson & Company, Inc. to Award the South  
194 Hill Phase I Roadway project after the bids were opened on January 5, 2016 to Gallardo  
195 Construction. Five bidders responded to the Advertisement for Bids. Gallardo Construction,  
196 LLC. Is the low responsible bidder, based on the evaluation. Gallardo Construction, LLC. has the  
197 appropriate classifications to perform the work and is in good standing with appropriate forms  
198 and bond submitted. The amount of the award is \$966,931.50 which includes Gross Receipt Tax.

199

200 Mayor Torres entertained a motion.

201

202 Councilor Dominguez made a motion to approve and award the Contract for the Construction of  
203 South Hill Road Phase I Drainage and Roadway Improvements in the amount of \$966,931.50.

204 The motion was seconded by Councilor Jaramillo and the motion carried unanimously.

205

206 **NEW BUSINESS: 8f) Discussion Consideration and Action of Appointment of**  
207 **Precinct Board Members. Presenter: Ida Fierro**

208

209

**Town of Bernalillo**

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**Town Hall**

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**829 Camino Del Pueblo**

212

**Bernalillo, NM 87004**

213

**Precinct Board Members Precincts 1& 3 and portions of Precincts 2,4,50 and 74 For**

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**Municipal Election to be Held on**

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**Tuesday, March 1, 2016**

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**William Kiely                      Presiding Judge**

**Danielle Threadgill                      Judge/Clerk**

**Nancy Lampier                      Judge/Clerk**

**Julia Marquez                      Clerk**

Mayor Torres entertained a motion.

Councilor Dominguez made a motion to approve the appointment of the March 1<sup>st</sup> 2016 Precinct Board Members. The motion was seconded by Councilor Prairie and the motion carried unanimously.

**FINANCIAL SECTION: 9a) Approval of Accounts Payable Voucher List.**

Mayor Torres asked for a motion to approve the accounts payable voucher list in the amount of \$385,883.38.

Councilor Prairie made a motion to approve the accounts payable voucher list in the amount of \$385,883.38. The motion was seconded by Councilor Dominguez and the motion carried unanimously.

**MISCELLANEOUS SECTION: 10a) Public Comment.**

None.

**MISCELLANEOUS SECTION: 10b) End of Month Financials. Presenter: Juan Torres**

Juan Torres presented a General Fund Summary Report to the Governing Body. The expense summary report has current budget, current period, YTD actual, YTD encumbrance, budget balance, and percent of budget. There is also a Revenue Summary with the same information. The report will assist the Governing Body with the information on each department's financial status. The report will be given to the Governing Body monthly for all funds.

**MISCELLANEOUS SECTION: 10c) Announcements. Presenter: Mayor Torres**

Mayor Torres made the following announcements;

Mayor Torres reminded the Governing Body on the Municipal Day on Friday, January 29, 2016.

Mayor Torres also wanted to remind the Governing Body about the Sandoval County Planning and Zoning meeting concerning the test well in Rio Rancho at 6:30 on Thursday January 28,

258 2016.

259

260 Mayor Torres stated that there is going to be some restructuring of staffing Maria Rinaldi will be  
261 working on Economic Development. Andy Edmondson will be taking over Capital  
262 Improvements. In the next few months there will be some transitioning to get the Capital  
263 Improvements over to Public Works. The transition period should last until May 2016. The  
264 outline in your packets give you an outline as to what the activities will be for Economic  
265 Development.

266

267 Mayor Torres stated that he has always brought issues that were brought to his attention so that  
268 the Governing Body could be informed. Recently it has been brought to my attention about the  
269 Municipal Judge Sharon Torres has been investigated by the NM Judicial Standards there are 39  
270 counts brought against her. We have received a copy of the motion to accept stipulation  
271 agreement and consent to discipline from the NM Supreme Court. A mentor judge was appointed  
272 to oversee Judge Torres. There are a number of areas for concern that have to do with court fees  
273 not collected. Such as Judicial Education Fee and Automation Fee these fees are court fees that  
274 cannot be waived. Some of the counts there is nothing or authority that we can do anything  
275 about. We have no authority over the Judge but we set the budget for the court. It seems like the  
276 Municipality should be informed of something of this magnitude. We are reviewing each count  
277 and will review it with our legal counsel.

278

279 Juan Torres stated that we received a settlement check in the amount of \$9,645.98 for the NM  
280 Gas Company in the lawsuit against them for the gas outage.

281

282 Maria Rinaldi stated that the survey on the type of animals that individuals we're willing to see in  
283 their neighborhood has been completed. The majority agreed upon chickens roosters included,  
284 goats, sheep, and rabbits. They were against male sheep and male goats and concerns were  
285 animal waste and the smell.

286

287

288 There being no further business, Councilor Dominguez moved to adjourn the meeting at  
289 7:28 P.M. The motion was seconded by Councilor Jaramillo and carried unanimously.

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292 Done this 25th day of January 2016.

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295 ATTEST:

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297 \_\_\_\_\_  
298 Ida Fierro, Town Clerk  
(Seal)

\_\_\_\_\_  
Jack S. Torres, Mayor