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**MINUTES OF A REGULAR MEETING
OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO
HELD AT THE TOWN HALL
August 13, 2012**

6 The Governing Body of the Town of Bernalillo met in a regular session within the law and rules
7 of the Town on August 13, 2012, at 6:30 P.M.

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

10 **PRESENT:**

11 Mayor Torres
12 Councilor Montoya
13 Councilor Sisneros
14 Councilor Prairie
15 Councilor Jaramillo

ALSO PRESENT:

Mike Maloney James Pike
Margie Amiot Juanita Duran
Steve Amiot
Maria Rinaldi

17 **ABSENT:**

Others Present Not Identified

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

22 Councilor Jaramillo moved to approve the agenda as presented. The motion was seconded by
23 Councilor Sisneros and motion carried unanimously.

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25 **APPROVAL OF MINUTES: 5a) Regular Meeting of July 23, 2012**

26 Councilor Jaramillo moved to approve the minutes of July 23, 2012 as presented. The motion
27 was seconded by Councilor Sisneros and the motion carried unanimously.

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29 **PERSONNEL: 6a) Water Field Supervisor(1). Yolanda Mora**

30 Yolanda Mora stated that she is requesting the ratification for the hiring of Eric Garcia as Water
31 Field Supervisor for the Town of Bernalillo Water Department.

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33 Councilor Jaramillo moved to approve the hiring of Eric Garcia as Water Field Supervisor for the
34 Town of Bernalillo Water Department. The motion was seconded by Councilor Montoya and the
35 motion carried unanimously.

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38 **PERSONNEL: 6b) Planning and Zoning Administrator(1). Yolanda Mora**

39 Yolanda Mora stated that she is requesting the ratification for the hiring of Ty Jameson as
40 Planning and Zoning Administrator for the Town of Bernalillo Planning and Zoning Department.

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42 Councilor Jaramillo moved to approve the hiring of Ty Jameson as Planning and Zoning
43 Administrator for the Town of Bernalillo Planning and Zoning Department. The motion was
44 seconded by Councilor Montoya and the motion carried unanimously.

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PERSONNEL: 6c) Well Operator (1). Yolanda Mora

Yolanda Mora stated that she is requesting the ratification for the hiring of Earl Edmond as Well Water Operator for the Town of Bernalillo Water Department.

Councilor Sisneros moved to approve the hiring of Earl Edmond as Well Water Operator for the Town of Bernalillo Water Department. The motion was seconded by Councilor Jaramillo and the motion carried unanimously.

PERSONNEL: 6d) Utility Worker(1). Yolanda Mora

Yolanda Mora stated that she is requesting the ratification for the hiring of Andrew Toribio as Utility Worker for the Town of Bernalillo Water Department.

Councilor Prairie moved to approve the hiring of Andrew Toribio for the Utility Worker for the Town of Bernalillo Water Department. The motion was seconded by Councilor Montoya and the motion carried unanimously.

NEW BUSINESS: 7a) Discussion, Consideration and Action on Approval of Request for Waiver for the 25th Annual Wine Festival of Bernalillo. Presenter: Maria Rinaldi

The Department of Community Development formally requests a waiver of the 300 Foot Rule, pursuant to Chapter 223 of the Liquor Control Act Section, 60-6B-10, for the purpose of hosting the 25th Annual New Mexico Wine Festival to be held on the grounds of the Loretto Community Park on Labor Day weekend, September 1, 2, and 3, 2012.

The waiver request would allow the temporary service of wine within three hundred feet of Our Lady of Sorrows Catholic Church, First Assembly of God Church, and PB&J Therapeutic Preschool and Village Academy Charter School.

Within the limits set forth in Section 60-6B(G), a license may be granted for proposed issuance if a waiver is obtained from the local option district governing body.

Mayor Torres entertained a motion.

Councilor Prairie made a motion to approve the Request for Waiver for the 25th Annual Wine Festival of Bernalillo. The motion was seconded by Councilor Jaramillo and the motion carried unanimously.

NEW BUSINESS: 7b) Discussion, Consideration and Action on Approval of the Increasing the Purchase Price of Property at Bernalillo Industrial Park Lots 19, 20 and 21

88 **by \$15,000. Presenter: Mayor Torres**

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90 When the Town of Bernalillo Development Corporation entered into the purchase agreement
91 with the Town of Bernalillo for the Bernalillo Industrial Lots 19, 20 and 21, it was anticipated
92 that the \$150,000.00 sale price would cover the costs of the remaining environmental cleanup the
93 corporation is responsible for. The Bernalillo Development Corporation did not anticipate and
94 did not budget for the \$18,488.27 increase in property taxes. This amounted to an increase of
95 approximately \$8,000.00 per year from what the corporation had previously been assessed. A
96 meeting with Sandoval County Assessor, Tom Garcia, resulted in lowering the taxes for year
97 2012, but no adjustment could be made for the 2010-2011 taxes. County Treasurer, Lorraine
98 Dominguez, indicated that the interest and penalties of approximately \$2,000.00 could be waived
99 but this still leaves a balance of approximately \$16,000.00 owed. The corporation wrongly
100 estimated that its tax obligation would be around \$1,600.00 owed and it was unaware of the
101 increase imposed by the County Assessor. Consequently, the corporation will be short
102 approximately \$15,000.00 to complete the environmental cleanup. I am requesting that the
103 Town consider increasing the purchase price to \$165,000.00. I submit that the market value is
104 still quite a bit in excess of that amount and because of the Town's ability to increase the size of
105 these lots with the railroad easements; it is still a great deal for the Town. Furthermore, it is in
106 the best interest of all the community to complete the environmental cleanup

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108 A brief discussion ensued the Governing Body concern was what the assurance that the cost for
109 property would not go up again.

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111 Mayor Torres stated tht this would be the final request for an increase in funds to purchase the
112 property any other amount would null and void the purchase of the property.

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114 Mayor Torres entertained a motion.

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116 Councilor Prairie made a motion to approve the increase in purchase price of property at
117 Bernalillo Industrial Park Lots 19, 20 and 21 by \$15,000. The motion was seconded by
118 Councilor Sisneros and the motion carried unanimously.

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120 **FINANCIAL SECTION:8a) Approval of Accounts Payable Voucher List.**

121 Mayor Torres asked for a motion to approve the accounts payable voucher list in the amount of
122 \$749,407.84.

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124 Mayor Torres entertained a motion.

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126 Councilor Jaramillo made a motion to approve the accounts payable voucher list in the amount of
127 \$749,407.84. The motion was seconded by Councilor Sisneros and the motion carried
128 unanimously.

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MISCELLANEOUS SECTION:9a) Public Comment. Presenter: Mayor Torres

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

MISCELLANEOUS SECTION:9b) Announcements. Presenter: Mayor Torres

Mayor Torres thanked all the Town Employees for meeting their safety hours for the fiscal year. The Town received a dividend credit in the amount of \$45,682.00 which reduces the price we pay for our workman's comp premium.

Mayor Torres stated that the Fiestas of San Lorenzo was a success on Mainstreet. Comments received from constituents were "it looked like a fiesta." All ages attended local resident as well as some new comers. There were some crowding issues. Feedback from vendors, police and public were positive.

Mayor Torres stated that today Maria Rinaldi and he did a site inspection of Phase II Camino del Pueblo project. There are very few items that need to be fixed by the contractor. I would like to recognize the contractor when the project is done for a job well done.

Mayor Torres stated that he received a notice to attend a summit for local decision-makers within the middle Rio Grande watershed, to meet with regional EPA official regarding regional water issues on August 15. The MS4 from the EPA is an unfunded federal mandate. The estimate for this is \$75 million for all entities within the middle Rio Grande watershed. I will update you with any information I receive from the summit.

There being no further business, Councilor Jaramillo moved to adjourn the meeting at 7:07 P.M. The motion was seconded by Councilor Sisneros and carried unanimously.

Done this 13th day of August 2012.

ATTEST:

Ida Fierro, Town Clerk
(seal)

Jack Torres, Mayor