

1 **MINUTES OF A REGULAR MEETING**
2 **OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO**
3 **HELD AT THE TOWN HALL**
4 **May 13, 2013**
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 May 13, 2013, at 6:30 P.M.
8

9 Upon Roll call the following members were found to be present:
10

11 **PRESENT:**

12 Mayor Torres
13 Councilor Prairie
14 Councilor Montoya
15 Councilor Sisneros
16 Councilor Jaramillo
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ALSO PRESENT:

Julian Gonzales George Perez
Brian Keller Margie Amiot
Chris Perez Steve Amiot
Jim Hooper Denise Silva
Mike Moloney Maria Rinaldi
Orlando Lucero David Mielke

21 **ABSENT:**

Others Present Not Identified

22
23
24 **APPROVAL OF AGENDA: 4a)**

25 Mayor Torres asked to add a Proclamation to the agenda after Recognition 5b) for the
26 Albuquerque Metro Teen Court.
27

28 Councilor Prairie moved to approve the agenda as amended. The motion was seconded by
29 Councilor Jaramillo and the motion carried unanimously.
30

31 **RECOGNITION:5a) Brian Keller Certified Floodplain Manger for the Town of**
32 **Bernalillo**

33 Mayor Torres recognized Brian Keller from our GIS department for receiving his New Mexico
34 Flood Plain Manager Certificate. There were three staff members that took the test. Brian was
35 the only one that passed of the three individuals that took the test. Brian is now the Certified
36 Floodplain Manager for the Town of Bernalillo.
37

38 **RECOGNITION:5b) Pete Maestas and Jerome Jaramillo Level 2 Utility Operator**
39 **Certifications**

40 Congratulations to Pete Maestas and Jerome Jaramillo for attaining their Level 2 Water Utility
41 Operator certifications. Mayor Torres stated that credit also goes to the entire water department
42 and to Eric Garcia. This department has made particularly significant improvements in
43 operations and delivery of services to our community by working well together.
44

45 **PROCLAMATION: 5c)**

Town of Bernalillo

PROCLAMATION

WHEREAS, the mission of Metro Teen Court is to help juvenile offenders restore their relationship with the community through accountability and personal development; and

WHEREAS, since its first hearing in 2009, 400 local youth offenders charged with shoplifting, traffic infractions, school offenses, and other misdemeanor crimes have successfully completed the alternative sentencing program; and

WHEREAS, this program gives first time offenders the chance to be sentenced by their peers who have been through teen court, rather than enter the traditional juvenile justice system and thus, ultimately, keep their records clean; and

WHEREAS, Metro Teen Court does not determine guilt or innocence, but teaches juvenile offenders that they must take responsibility for their actions, complete their sentences within 90 days, and restore relationships with their community through accountability and personal development; and

WHEREAS, for the past five years Metro Teen Court has hosted a Public Safety Day where over 35 Federal, State and local public safety departments have participated each year and provided activities and demonstrations for kids and their parents; and

WHEREAS, this year Metro Teen Court Public Safety Day will be held on May 25th from 10 a.m. to 3 p.m. at the Target parking lot located at Paseo del Norte and I-25.

BE IT PROCLAIMED THAT I, JACK TORRES MAYOR OF THE TOWN OF BERNALILLO, HEREBY RECOGNIZES THE IMPORTANT CONTRIBUTION THAT METRO TEEN COURT MAKES TO OUR COMMUNITY AND THE YOUTHS OF THE TOWN OF BERNALILLO AND DECLARES MAY 25, 2013 AS METRO TEEN COURT PUBLIC SAFETY DAY.

46

47 Mayor Torres read the proclamation to be presented to Metro Teen Court.

48

49 **APPROVAL OF MINUTES: 7a) Regular Meeting of April 22, 2013**

50 Councilor Jaramillo stated that on line 149 the word "meeting" should be added. Mayor Torres
51 stated that on line 162 the rest of the Governing Body should be added to the roll call Vote to
52 indicate their vote.

53

54 Councilor Sisneros moved to approve the minutes as amended. The motion was seconded by

55 Councilor Montoya and the motion carried unanimously.
56
57

58 **PERSONNEL: 7a) Utility Worker. Presenter: Yolanda Mora**

59 Yolanda Mora stated that she is requesting the ratification of hiring Ricky Martinez as Utility
60 Worker for the Town of Bernalillo Utility Department.
61

62 Councilor Montoya moved to approve the hiring of Ricky Martinez as Utility Worker for the
63 Town of Bernalillo Utility Department. The motion was seconded by Councilor Prairie and the
64 motion carried unanimously.
65

66 **PERSONNEL: 7b) Head MVD Clerk. Presenter: Yolanda Mora**

67 Yolanda Mora stated that she is requesting the ratification of hiring Marie Montoya as the Head
68 MVD Clerk for the Town of Bernalillo MVD Department.
69

70 Councilor Prairie moved to approve the hiring of Marie Montoya as the Head MVD Clerk for the
71 Town of Bernalillo MVD Department. The motion was seconded by Councilor Jaramillo and the
72 motion carried unanimously.
73

74 **PERSONNEL: 7c) MVD Clerk. Presenter: Yolanda Mora**

75 Yolanda Mora stated that she is requesting the ratification of hiring Crystal Acosta as the MVD
76 Clerk for the Town of Bernalillo MVD Department.
77

78 Councilor Sisneros moved to approve the hiring of Crystal Acosta as the MVD Clerk for the
79 Town of Bernalillo MVD Department. The motion was seconded by Councilor Jaramillo and the
80 motion carried unanimously.
81

82 **PERSONNEL: 7d) Youth Conservation Corp. Presenter: Yolanda Mora**

83 Yolanda Mora stated that she is requesting the ratification of hiring Kevin Almeraz, Mark Bejos,
84 Eduardo Casillas, James Chavez, Angel Estrada-Ortega, Frankie Gonzales, Brandon Gonzales,
85 Joseph Jaramillo, Tommy Lopez, Frankie Martinez, Neme Martinez, David Molinar, Haley
86 Mortensen, Steven Peters, Martin Rodriguez, Zach Sanchez, Andres Santillanes, Robert Serna,
87 Miranda Taraddei and Allan Valle as the Youth Conservation Corp employees for the Town of
88 Bernalillo.
89

90 Councilor Prairie moved to approve the hiring of Kevin Almeraz, Mark Bejos, Eduardo Casillas,
91 James Chavez, Angel Estrada-Ortega, Frankie Gonzales, Brandon Gonzales, Joseph Jaramillo,
92 Tommy Lopez, Frankie Martinez, Neme Martinez, David Molinar, Haley Mortensen, Steven
93 Peters, Martin Rodriguez, Zach Sanchez, Andres Santillanes, Robert Serna, Miranda Taraddei
94 and Allan Valle as the Youth Conservation Corp employees for the Town of Bernalillo.

95 The motion was seconded by Councilor Jaramillo and the motion carried unanimously.
96

97 **NEW BUSINESS:8a) Discussion, Consideration and Action on Memorandum of**
98 **Agreement between the Town of Bernalillo and New Mexico Wine Country, Inc.**
99 **Presenter: Maria Rinaldi**

100
101 **MEMORANDUM OF AGREEMENT**
102

103 WHEREAS, the Town of Bernalillo and New Mexico Wine Country Inc. (NMWC), wish to
104 enter into a three (3) year agreement between the parties for the hosting of the New Mexico Wine
105 Festival at Bernalillo, New Mexico.

106
107 Whereas, the period of this agreement will commence with the 26th Annual New Mexico Wine
108 Festival 2013 and will terminate upon the completion of the 28th Annual New Mexico Wine
109 Festival 2015,

110
111 NOW THEREFORE, the parties enter into the following agreement:
112

113 1. The Town of Bernalillo, through its designee, agrees to host the New Mexico
114 Wine Festival at Bernalillo, New Mexico, for the length of this agreement. The Town of
115 Bernalillo will provide the current site for the hosting of this Wine Festival and will establish and
116 implement a budget for this Wine Festival. The Town further agrees to contract all entertainment
117 for the festival, to solicit applications for and select all artists and craft persons, agricultural
118 product vendors, and food vendors, for the festival, and manage all aspects of the festival.
119

120 2. New Mexico Wine Country Inc. agrees that it will participate in the New Mexico
121 Wine Festival at Bernalillo, New Mexico, for the length of this agreement. NMWC further
122 agrees to encourage New Mexico commercial wineries to participate in this festival and agrees
123 that minimum of (20) wineries will participate. A maximum number of participating wineries is
124 to be determined annually by both parties dependent upon the availability of space on the festival
125 grounds. Participating wineries will provide tasting and sales at the festival. Wineries will
126 participate all three days of the Festival and will ensure that all servers will be Alcohol Server
127 Trained by the first day of the festival..
128

129 3. New Mexico Wine Country Inc. will contract the commercial wineries, obtain all
130 necessary permits for submittal to the Town of Bernalillo and manage all aspects of winery
131 involvement in the festival. New Mexico Wine Country Inc. will also provide the Town all
132 information needed for the preparation of a Wine Festival brochure and other advertisements.
133 The parties agree that they New Mexico Wine Country Inc. will assign booth spaces according to
134 the festival layout prepared by the Town of Bernalillo and will provide the necessary
135 supplemental agreements for participation by the individual wineries.
136

137 4. The parties agree that the Town of Bernalillo will charge an entry fee of \$15.00
138 dollars per adult and \$5.00 for ages 13 through twenty for admission to the New Mexico Wine

139 Festival at Bernalillo. The entry fee is subject to change at future events. In consideration for
140 their participation in the festival, The Town of Bernalillo will pay to New Mexico Wine Country
141 Inc., twelve and one half percent (12.5%) of the total admission and may be re-negotiated
142 annually for the term of this agreement.

143
144 5. The New Mexico Wine Festival will be held all three days of Labor Day
145 weekend. Admission gates will open at 12:00 Noon and close at 6:00 p.m. At the discretion of
146 the Executive Director, the gates may open as early as 11:45 a.m. with wine sales commencing at
147 Noon. Winery Tasting and sales by the glass will end at 6:p.m. Purchases of wine by the
148 bottle/cases will end at 7:00 p.m., the official close of the event.

149
150
151 6. The parties agree to cooperate and sign all documents required to conduct this
152 festival to specifically include all necessary Certificate of Insurance.

153
154 Mayor Torres entertained a motion.

155
156 Councilor Montoya made a motion to approve the Memorandum of Agreement between the
157 Town of Bernalillo and New Mexico Wine Country, Inc. The motion was seconded by Councilor
158 Sisneros and the motion carried unanimously.

159
160 **NEW BUSINESS:8b) Discussion, Consideration and Action on Adoption of**
161 **Resolution 05/13/12 2013/2014 Final Budget Adoption (102nd Fiscal Year). Presenter: Juan**
162 **Torres**

163
164 **STATE OF NEW MEXICO**
165 **MUNICIPALITY OF TOWN OF BERNALILLO**
166 **RESOLUTION NO. 5-13-13**
167 **2013-2014 FINAL BUDGET ADOPTION**
168 **(102nd FISCAL YEAR)**

169
170 **WHEREAS**, the Governing Body in and for the Municipality of the Town of Bernalillo,
171 State of New Mexico has developed a budget for fiscal year 2013-2014, and

172
173 **WHEREAS**, said budget was developed on the basis of need and through cooperation
174 with all user departments, elected officials and other department supervisors, and

175
176 **WHEREAS**, the official meetings for the review of said documents were duly
177 Advertised in compliance with the State Open Meetings Act, and

178
179 **WHEREAS**, it is the majority opinion of this Board that the final budget meets the requirements
180 as currently determined for fiscal year 2013-2014, and

181
182 **NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Governing Body of the
183 Municipality of the Town of Bernalillo, State of New Mexico hereby adopts the budget
184 hereinabove described and respectfully requests approval from the Local Government Division of
185 the Department of Finance and Administration.

186
187 RESOLVED: In session this 13th day of May, 2013.

188
189 Mayor Torres entertained a motion.

190
191 Councilor Jaramillo made a motion to approve and adopt Resolution 05/13/13 2013-2014 Final
192 Budget Adoption (102nd Fiscal Year).

193
194 Roll Call Vote

195
196 Councilor Montoya Yea
197 Councilor Prairie Yea
198 Councilor Sisneros Yea
199 Councilor Jaramillo Yea

200
201 **NEW BUSINESS:8c) Discussion, Consideration and Action on Approval of Town of**
202 **Bernalillo Police Department Policies. Presenter: Julian Gonzales**

203 Police Chief Julian Gonzales presented the New Police Department Policies. Julian Gonzales
204 stated that the Police Department Policies was reviewed by George Perez Town Attorney. Each
205 Police Officer was given a disc with the policies to review them 45 days prior to adoption and
206 submit any input on the policies and a meeting was conducted on April 27, 2013 with all the
207 Police Officers to review the policies prior to their approval this evening. Julian Gonzales also
208 stated that in the future if the police department was to become an accredited department by New
209 Mexico Municipal League standards this was the first step towards the accreditation of the Town
210 of Bernalillo Police Department.

211
212 Mayor Torres thanked Julian Gonzales Police Chief for the task of putting the new policies
213 together for the Police Department it makes the Police Department current.

214
215 Mayor Torres entertained a motion.

216
217 Councilor Sisneros made a motion to approve the Town of Bernalillo Police Department
218 Policies. The motion was seconded by Councilor Montoya and the motion carried unanimously.

219
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221 **NEW BUSINESS:8d) Discussion, Consideration and Action on Adoption of**
222 **Resolution 05/13/12A Resolution Regarding Disposal of Public Property and Authorizing it**

223 **Sale. Presenter: Ida Fierro**

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Town of Bernalillo

Resolution No. 05-13-13A

A Resolution Regarding Disposal of Public Property and Authorizing its Sale

WHEREAS, Section 13-6-1 through 13-6-2 NMSA, 1978 provides that local government may dispose of obsolete, worn-out or unusable tangible public property by means of a negotiated sale or donation to other local public bodies, and

WHEREAS, The Town of Bernalillo Fire Department no longer needs the 2006 American-La France NFPA 1901 compliant pumper Vehicle Identification Number 1FVACYCS23HL09793. The Fire Department has replaced the truck by new apparatus purchased in January of 2013. The cab seating is not sufficient for the number of personnel that respond is no longer needed for essential governmental purposes,

WHEREAS, The Pueblo of Santo Domingo expressed interest in purchasing the American-Lafrance NFPA 1901 compliant pumper.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF TOWN OF BERNALILLO:

Section 1. That authorization is hereby given for the disposal of surplus public property 2006 American-Lafrance NFPA 1901 compliant pumper Vehicle Identification Number 1FVACYCS23HL09793 located at the Fire Department.

Section 2. That the Governing Body approves the sale of the 2006 American-Lafrance NFPA 1901 compliant pumper Vehicle Identification Number 1FVACYCS23HL09793 to the Pueblo of Santo Domingo at the Fire Department as provided by Sections 13-6-1 through 13-6-2, NMSA, 1978

PASSED, APPROVED and ADOPTED by the governing body at its meeting of May 13, 2013.

Mayor Torres entertained a motion.

265 Councilor Jaramillo made a motion to approve and adopt Resolution 05/13/13A Resolution
266 Regarding Disposal of Public Property and Authorizing its Sales. The motion was seconded by
267 Councilor Prairie and the motion carried unanimously.
268

269

270 **NEW BUSINESS:8e) Discussion on Status of Ashley Gas Station. Presenter: Mayor**
271 **Torres**
272

273

273 Mayor Torres stated that there were so many rumors floating around that he felt it was important
274 to state the facts. In front of you there are two letters one sent by George Perez, Town Attorney to
275 Sonosky, Chambers, Sachse, Mielke & Brownnell, LLP and one from Sonosky, Chambers,
276 Sachse, Mielke & Brownnell, LLP Mayor Torres read the letters for the record. They stated the
277 following:
278

279

279 Letter from George Perez to Sonosky, Chambers, Sachse, Mielke & Brownnell. LLP
280

281

281 Thank you for providing me with information upon which the Pueblo of Sandia is basing its
282 position that the Ashley's property it purchased within the Town of Bernalillo is "Indian
283 Country" and entitled to all the sovereignty rights of the Pueblo. While the information you
284 provided demonstrates that reacquired pueblo lands are treated as "Indian Country" for the
285 purposes specified therein, the Town of Bernalillo is not aware of any definitive authority with
286 respect to the treatment of such lands for purposes of compliance with municipal ordinances and
287 regulations and, more importantly, gross receipts taxes. Therefore, the Town of Bernalillo
288 reserves its right to contest the Pueblo's assertion that the Ashley's property is "Indian Country".
289

290

290 As I explained in one of our telephone conversations, the Town relies heavily upon gross receipt
291 taxes, and to a lesser extent on fees it obtains from issuing building permits, etc. Furthermore,
292 the Town's ordinances currently requires it to provide services such as sewer and water, police
293 and fire protection, to the property within the Town of Bernalillo. If the Pueblo's contention is
294 correct, the Town would not be required to provide these services to Ashley's property. As we
295 further discussed, it would probably be in the best interest of the Town and the Pueblo to sit
296 down and discuss these issues and negotiate, if applicable, the Town providing such services to
297 the Ashley property. Any such agreement would probably have to comply with the Joint Powers
298 Agreement Act and consideration would have to be given for the fact that the Town would be
299 losing the gross receipts taxes, property taxes, and other fees that the Ashley's property currently
300 generates. I am sure you can appreciate that the Town needs to protect and enforce it rights just
301 as the Pueblo is seeing to enforce its interpretation of the laws.
302

303

303 Please advise when you and the Pueblo officials would be willing to meet to further discuss these
304 matters. I will of course attend as will Mayor Torres.
305

306

306 By copy of this letter we are informing the other entities involved of the Town's position as

307 expressed herein.

308

309 A copy of the letter went to the following:

310 New Mexico Taxation and Revenue

311 Sandoval County

312 United States Department of Interior

313

314 The response to the letter was sent on May 8, 2013 to George Perez Town Attorney read as
315 follows:

316

317 While I respectfully disagree with several legal conclusions expressed in your above-referenced
318 letter to me, including whether the Town would still be obligated to provide basic services such
319 as police and fire protection* to the Ashley's Corner Store property as "Indian Country", the
320 Pueblo and I agree that it would be in the best interests of both the Town and the Pueblo to sit
321 down and discuss these issues with a view to amicably and fairly resolving them.

322

323 I am out of town much of this week with the Lieutenant Governor, so suggest we shoot for either
324 the week of May 13th or May 20th. Would either Monday, May 13 or Monday, May 20 in the
325 afternoon work for you and the Mayor? The Pueblo would be happy to host.

326

327 Sincerely,

328 David C. Mielke

329

330 *Water and sewer service I believe are an entirely different issue, as the Pueblo acknowledges
331 that it is to pay for such services, just as any property owner in the Town receiving the same
332 services does.

333

334 Fact for the Record

335 April 15 received a call to meet with Sandia Pueblo the Governor Victor Montoya, Lieutenant
336 Governor Lawrence Gutierrez and their attorney David Mielke they informed me that they had
337 reacquired grant land by purchasing Ashley's Corner Store and had applied for Trust Status.

338

339 April 17 The Town of Bernalillo Planning and Zoning Building Inspector went to Ashley's and
340 informed them that they would be needing a building permit. He left his business card the
341 individual told him he would get it to the appropriate person. Later that day the Building
342 Inspector received a message on his phone from Mr. Mielke that it was "Indian Country and no
343 longer part of our oversight or taxation."

344 1st step is to gather solid information to move forward.

345

346 2nd step was I called dozens of people. Elected Officials at the Federal level and County
347 Officials, private Attorneys, other Municipality Elected Officials, Bureau of Indian Affairs and
348 Department of Interior. We need to decide what course of action the Town should take. There

349 was a small article in the Albuquerque Journal on Saturday and I want to set the record straight
350 there is no issue with the Pueblo purchasing the property they have the right to purchase the
351 property just like anyone else would. Where it becomes an issue is that the claim by the Pueblo
352 that once they reacquire grant land that it automatically becomes “Indian country” simply by their
353 reacquisition.

354 Important Issues for the Town

- 355 1. Taxing authority gross receipts, gas tax, property taxes there is no revenue for the Town
- 356 2. All oversight or authority such as no zoning authority such as setback, lighting, parking
- 357 3. Need for a MOU to provide services to the property if they are no longer in fact part of
358 the municipality we are no longer required to provide services to the property such as
359 fire, police, water and sewer without a formal agreement with them to provide those
360 services with a fee.
- 361 4. Raises a number of legal questions regarding liability situation of the sovereign nation
362 being it is bordered by the municipality issues of fire protection not clear to us, a fire has
363 no boundary. The boundaries of a sovereign nation need to be worked out formally and
364 legally real important for emergency services. Our residents and businesses pay for the
365 services of fire and police by paying taxes. Being that it is a sovereign nation and not
366 paying any taxes it changes the relationship. This is not an isolated incident and the
367 potential impact to us is great. In the conversation with the members of Sandia Pueblo a
368 statement was made that they had identified several properties which they are interested
369 in purchasing in the Town of Bernalillo.
- 370 5. Our options are to do nothing and accept the contention of the Pueblo. That is the worst
371 option. I would propose to gather as much factual information that we can and seek some
372 legal expertise that is specific in this area of the law that can provide us with what our
373 options are. Keep the communication open with the Pueblo. We need to know the legal
374 options that will protect the Town now and in the future. We need to look at the worst
375 case which this is simply the first purchase of property the Pueblo plans to make in the
376 Town of Bernalillo.

377
378 Councilor Prairie had a question of who would issue a liquor license and if we would have any
379 authority in that decision.

380
381 George Perez Attorney for the Town stated that the property is not contiguous to the Pueblo so
382 we may or may not have the decision making in that process of a liquor license that is one issue
383 that we would need legal counsel that are familiar with that area of the law.

384
385 Councilor Jaramillo stated being that we no longer will be receiving gross receipts taxes from
386 that property. It will affect us. The Town uses the funds from the taxes paid for funding of loans
387 for Capital Improvements to the Town.

388
389 George Perez Town Attorney stated that there is an area of the law that is evolving that applies to
390 “Indian Country”. There is a map that in 1923 where the Pueblo rights to the property were

391 extinguished by Congress it took away the title rights to the property now the Pueblo is buying
392 them back that is what makes it "Indian Country". If they were to proceed further north outside
393 of their original boundary then that legal principal would not apply. Being that it is evolving, that
394 is when it affects the taxes. It is a very complex issue and that is why we are in need of legal
395 expertise in this area of the law.

396
397 Councilor Montoya stated there are some property owners that have deeds to their property in
398 that area and they have documents dated back to the 1920's whether it was purchased land that
399 Sandia Pueblo Tribal leaders signed off on the property to those property owners. If we have
400 those documents is that something we could use to our advantage.

401
402 George Perez stated I would think so but the premise they are relying on is that legal principal is
403 not so much title to property or sale of it. Once a Pueblo has been created their boundaries there
404 is case law that unless Congress specifically passes an act that extinguished tribal jurisdiction it
405 remains "Indian County".

406
407 Mayor Torres stated that one of the lawyers he has spoken to and with the premise has been used
408 with reservation and there may be a difference between a grant which the Pueblo was granted by
409 the King of Spain.

410
411 Geroge Perez stated that in some of the case law he has read there is no difference between a
412 reservation and a grant they are one in the same term.

413
414 Mayor Torres stated that once information is received it will be relayed back to the Governing
415 Body.

416
417 **FINANCIAL SECTION: 9a) Approval of Accounts Payable Voucher List.**

418 Mayor Torres asked for a motion to approve the accounts payable voucher list in the amount of
419 \$325,774.71.

420
421 Councilor Prairie made a motion to approve the accounts payable voucher list in the amount of
422 \$325,774.71. The motion was seconded by Councilor Jaramillo and the motion carried
423 unanimously.

424
425 **MISCELLANEOUS SECTION: 10a) Public Comment. Presenter: Mayor Torres**

426 Mayor Torres welcomed the public to speak.

427
428 Margie Amiot stated that she has talked to several individuals in the Town and they are very sad
429 and stunned about the purchase of the property and she is sad. It affects us. The safety of the
430 community what if there are two fires where does the fire department go to? They do not pay
431 taxes the whole is issue brings a lot of sadness.

432

433 Denise Silva stated she is very concerned about a fire and if there is a fire who do I call if they
434 have no jurisdiction on my property. What is going to happen if there is a fire? One of the
435 concerns what is going to happen if there is a fire just the safety of it? I know that a police
436 officer from Sandia has been there in the early morning monitoring the property. I have heard
437 directly from some of the Councilmembers of Sandia Pueblo that they are planning to purchase
438 more property this is a serious situation. We need to make sure our community is safe. The
439 pueblo does not abide by the same laws we do for liquor license. I am asking that you keep us
440 abreast about what is going on. Some people do not read the newsletter and do not know what is
441 going on so please keep us informed. I really ask you to delve into this situation and the residents
442 that live around Ashley's are very concerned and would appreciate any and all information. We
443 are very concerned.

444
445 Mayor Torres stated that regardless of what happens, the Town will move forward to protect the
446 Town and its future. We will research in finding ways to communicate to the public once we
447 have more information. It is better that the public know the facts.

448
449 **MISCELLANEOUS SECTION: 10b) Drought Condition Update. Presenter: Michael**
450 **Carroll**

451
452 Michael Carroll Fire Chief for the Town of Bernalillo stated that due to the extreme fire danger
453 and to be aligned with Sandoval County we are no longer allowing open burning in the Town of
454 Bernalillo. No burn permits will be issued.

455
456 There being no further business, Councilor Prairie moved to adjourn the meeting at 7:44 P.M.
457 The motion was seconded by Councilor Montoya and carried unanimously.

458
459 Done this 13th day of May 2013.

460
461
462 ATTEST:

463 _____
464 Ida Fierro, Town Clerk
465 (seal)

Jack S. Torres, Mayor