

1 **MINUTES OF A REGULAR MEETING**
2 **OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO**
3 **HELD AT THE TOWN HALL**
4 **May 29, 2008**
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 29, 2008, at 6:30 P.M.

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

11 Mayor Chávez
12 Councilor Montoya
13 Councilor Torres
14 Councilor Jaramillo
15 Councilor Sisneros
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ALSO PRESENT:

Marty Kuehn Karen Sciacca
Fred Radosevich Patricia Harris
Roy Sleens Mary Kwapich
Santiago Chavez Richard Harris
George Perez Gordon Forbes
John Estrada Maria Rinaldi
Helen Sandoval

20 **ABSENT:**

Others Present Not Identified

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

23 Ida Fierro indicated that she will be presenting Item 5a) and Item 6a) change from 2 Park
24 Maintenance hires to 1.
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26 Councilor Torres moved to approve the agenda as amended. The motion was seconded by
27 Councilor Jaramillo and motion carried unanimously.
28

29 **PUBLIC HEARING: 5a) Discussion, Consideration and Action on Adoption of**
30 **Ordinance # 243 Loan Agreement and Intercept Agreement between the TOB and New**
31 **Mexico Finance Authority. Presenter: Ida Fierro**
32

33 TOWN OF BERNALILLO, NEW MEXICO
34 ORDINANCE NO. 243
35

36 AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN
37 AGREEMENT AND INTERCEPT AGREEMENT BY AND BETWEEN THE
38 TOWN OF BERNALILLO, SANDOVAL COUNTY, NEW MEXICO (THE
39 "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY,
40 EVIDENCING A SPECIAL, LIMITED OBLIGATION OF THE
41 GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF \$1,016,334,
42 TOGETHER WITH INTEREST AND A PROCESSING FEE THEREON, FOR
43 THE PURPOSE OF DEFRAYING THE COST OF PURCHASING
44 APPROXIMATELY EIGHT (8) ACRES OF LAND WITHIN THE
45 GOVERNMENTAL UNIT'S LIMITS FOR PURPOSES OF CONSTRUCTING
46 FUTURE WATER INFRASTRUCTURE IMPROVEMENTS FOR THE

47 GOVERNMENTAL UNIT; PROVIDING FOR THE PAYMENT OF THE
48 PRINCIPAL OF, AND INTEREST AND THE PROCESSING FEE DUE UNDER
49 THE LOAN AGREEMENT SOLELY FROM THE DISTRIBUTIONS OF THE
50 REVENUES OF THE GOVERNMENTAL UNIT'S ONE-EIGHTH OF ONE
51 PERCENT INCREMENT OF MUNICIPAL INFRASTRUCTURE GROSS
52 RECEIPTS TAX REVENUES ENACTED BY THE GOVERNMENTAL UNIT'S
53 ORDINANCE NO. 216 ADOPTED ON JANUARY 23, 2006, PURSUANT TO
54 SECTION 7-19D-11, NMSA 1978, AND DEDICATED TO LAND AND WATER
55 RIGHTS ACQUISITION; PROVIDING FOR THE DISTRIBUTIONS OF THE
56 REVENUES OF THE ONE-EIGHTH OF ONE PERCENT INCREMENT OF
57 MUNICIPAL INFRASTRUCTURE GROSS RECEIPTS TAX FROM THE STATE
58 TAXATION AND REVENUE DEPARTMENT TO BE REDIRECTED TO THE
59 NEW MEXICO FINANCE AUTHORITY OR ITS ASSIGNS PURSUANT TO THE
60 INTERCEPT AGREEMENT FOR THE PAYMENT OF PRINCIPAL, AND
61 INTEREST DUE ON THE LOAN AGREEMENT; APPROVING THE FORM AND
62 TERMS OF, AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT
63 AND INTERCEPT AGREEMENT; RATIFYING ACTIONS HERETOFORE
64 TAKEN; REPEALING ALL ACTION INCONSISTENT WITH THIS
65 ORDINANCE; AND AUTHORIZING THE TAKING OF OTHER ACTIONS IN
66 CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LOAN
67 AGREEMENT AND INTERCEPT AGREEMENT.

68 Mayor Chávez asked if there were any members of the audience for or against Ordinance # 243.

69
70 There were none

71
72 Mayor Chávez asked for a motion to adopt Ordinance # 243.

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74 Councilor Jaramillo moved to approve Ordinance # 243 Loan Agreement and Intercept
75 Agreement between the TOB and New Mexico Finance Authority. The motion was seconded by
76 Councilor Sisneros.

77
78 Roll Call Vote

79 Councilor Montoya Yea
80 Councilor Jaramillo Yea
81 Councilor Sisneros Yea
82 Councilor Torres Yea

83
84 **PERSONNEL: 6a) Parks Maintenance (1). Presenter Yolanda Mora**
85 Yolanda Mora stated that it was her recommendation to hire Carlo Heath as Park Maintenance
86 for the Parks Department.

87
88 Councilor Torres moved to approve the hiring of Carlo Heath as a Park Maintenance in the Town
89 of Bernalillo Parks Department. The motion was seconded by Councilor Sisneros and carried
90 unanimously.

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92 **PERSONNEL: 6a) Police Officer (1). Presenter Yolanda Mora**

93 Yolanda Mora stated that it was her recommendation to hire Stephen Stover as a Police Officer
94 for the Police Department.

95

96 Councilor Torres moved to approve the hiring of Stephen Stover as a Police Officer in the Town
97 of Bernalillo Police Department. The motion was seconded by Councilor Montoya and carried
98 unanimously.

99

100 **PERSONNEL: 6c) Recreational Aide (3). Presenter Yolanda Mora**

101 Yolanda Mora stated that it was her recommendation to hire Lisa LeDour, Ashley Padilla, and
102 Matthew Garcia as Recreational Aides for the Town of Bernalillo Recreation Department.

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104 Councilor Torres moved to approve the hiring of Lisa Le Dour, Ashley Padilla, and Matthew
105 Garcia as Recreational Aides for the Town of Bernalillo Recreation Department. The motion was
106 seconded by Councilor Jaramillo and carried unanimously.

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108 **Approval of Minutes 7a) Special Meeting of May 08, 2008**

109 Mayor Chávez made the following corrections;

110 line 31 Jerger to Jerge

111 line 70 Jerger to Jerge

112 line 111 duplet to duplex

113 line 140 add the word zoned

114 line 147 change be to by

115 line 161 add "by" to read "by the Town Attorney"

116 line 163 delete "the" and change to "it" and add "of" to read "of the"

117 line 164 "bases" should be "basis" add the letter "d" to use to read "used"

118 line 179 add the letter "d" to state to read "stated"

119 line 183 delete the word "that" and the (.)

120 line 241 request should be requested

121 line 246 tits should be its

122 line 249 TOP should be TOD

123 line 250 are should be area

124 line261 add "asked if"

125 line 285 is should be it

126 line 289 address should be addressed

127 line 293 sight should be site same correction on line 295

128 Council Jaramillo moved to approve minutes of March 24, 2008 as amended. The motion was
129 second by Councilor Montoya and carried unanimously.

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131 **Approval of Minutes 7b) Regular Meeting of May 12, 2008**

132 Council Jaramillo moved to approve minutes of March 12, 2008 as presented. The motion was
133 second by Councilor Torres and carried unanimously.

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135 **NEW BUSINESS: 8a) Discussion, Consideration and Action on Approval of**
136 **Lodgers Tax Funds. Presenter: Maria Rinaldi**

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138 Maria Rinaldi, Community Development Director made the following Lodgers Tax Funding
139 Recommendations for July, 2008

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141 In accordance with New Mexico State Statute and Town Ordinance, the following
142 recommendations were made for the expenditure of Lodgers Tax funds for the purpose of
143 promoting tourism activities in Bernalillo:

144

145 **For Fiscal Year 08-09 (to be paid after July 1, 2008)**

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147

148 • **Friends of Coronado Monument** for promotional activities to increase awareness of and
149 visitation to Coronado Monument in the amount of **\$10,000.00**. (\$17,965.63 requested)

150

151 • **The Town of Bernalillo Fiesta Council** for the promotion, sanitation, and security for
152 the annual fiesta August 9-11, 2006; **\$9,400.00**

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154 • **The Town of Bernalillo MainStreet Association** for the promotion of and sanitation
155 services related to the Rail Runner Express service during the 21th Annual New Mexico
156 Wine Festival at Bernalillo in the amount of **\$6,500.00**

157

158 • **The Town of Bernalillo** for the promotion, sanitation and security of the **Route 66**
159 **Antique Car Show**. As this is a first annual event with no comparables for projecting
160 expenses, funds will be made available for all eligible expenditures from the fund up to
161 **\$5,000.00**.

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163 **Total Recommended Award This Funding Cycle: \$30,900.00**

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165 Council Torres moved to approve the recommended Lodgers Tax Award this Funding Cycle of
166 \$30,900. The motion was second by Councilor Jaramillo and carried unanimously.

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169 **NEW BUSINESS: 8b) Discussion, Consideration and Action on Approval of**
170 **Resolution 05/29/08 2008-2009 Final Budget Adoption. Presenter: Santiago Chavez**

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173 **STATE OF NEW MEXICO**
174 **MUNICIPALITY OF TOWN OF BERNALILLO**
175 **RESOLUTION NO. 05-29-08**
176 **2008-2009 FINAL BUDGET ADOPTION**
177 **(97th FISCAL YEAR)**
178

179 **WHEREAS**, the Governing Body in and for the Municipality of the Town of Bernalillo,
180 State of New Mexico has developed a budget for fiscal year 2008-2009, and
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182 **WHEREAS**, said budget was developed on the basis of need and through cooperation
183 with all user departments, elected officials and other department supervisors, and
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185 **WHEREAS**, the official meetings for the review of said documents were duly
186 Advertised in compliance with the State Open Meetings Act, and
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188 **WHEREAS**, it is the majority opinion of this Board that the final budget meets the requirements
189 as currently determined for fiscal year 2008-2009, and
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191 **NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Governing Body of the
192 Municipality of the Town of Bernalillo, State of New Mexico hereby adopts the budget
193 hereinabove described and respectfully requests approval from the Local Government Division of
194 the Department of Finance and Administration.

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196 Councilor Jaramillo moved to approve Resolution 05/29/08 2008-2009 Final Budget. The motion
197 was seconded by Councilor Sisneros.
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199 Roll Call Vote

200 Councilor Sisneros Yea
201 Councilor Montoya Yea
202 Councilor Torres Yea
203 Councilor Jaramillo Yea
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207 **FINANCIAL SECTION: 9a) Approval of General Fund Vouchers #33630-#33691.**

208 Councilor Torres moved to approve the General Fund Vouchers #33630-#33691 as presented.
209 The motion was seconded by Councilor Montoya and carried unanimously.

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FINANCIAL SECTION: 9b) Approval of Utility Fund Vouchers #63498-#63527.

Councilor Jaramillo moved to approve the Utility Fund Vouchers #63498- #63527 as presented. The motion was seconded by Councilor Montoya and carried unanimously.

FINANCIAL SECTION: 9c) Approval of MVD Fund Vouchers #66719-#66731

Councilor Torres moved to approve the MVD Fund Vouchers #66719-#66731 as presented. The motion was seconded by Councilor Montoya and carried unanimously.

**FINANCIAL SECTION: 9d) Approval of Housing Low Rent Vouchers #5725LR-
#5740LR**

Councilor Torres moved to approve the Housing Low Rent Vouchers #5725LR-#5740LR as presented. The motion was seconded by Councilor Montoya and carried unanimously.

FINANCIAL SECTION: 9e) Approval of Housing Security Vouchers #39.

Councilor Sisneros moved to approve the Housing Security Vouchers #39 as presented. The motion was seconded by Councilor Jaramillo and carried unanimously.

There being no further business the meeting was adjourned at 7:00 P.M.

Done this 29th day of May 2008.

ATTEST:

Ida Fierro, Town Clerk
(seal)

Patricia A. Chávez, Mayor