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**MINUTES OF A REGULAR MEETING  
OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO  
HELD AT THE TOWN HALL  
January 12, 2009**

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 12, 2009, at 6:30 P.M.

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

10 **PRESENT:**

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

**ALSO PRESENT:**

George Perez                      James Pike  
Fred Radosevich  
Santiago Chavez  
Mary Kwapick

16  
17  
18  
19 **ABSENT:**

**Others Present Not Identified**

20  
21 **APPROVAL OF AGENDA: 4a)**

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

24  
25 **Approval of Minutes 7a) Regular Meeting of December 22, 2008**

26 Councilor Torres moved to approve the minutes of December 22, 2008 as presented. The motion  
27 was second by Councilor Sisneros and carried unanimously.

28  
29 **NEW BUSINESS: 6a) Discussion Consideration and Action on Resolution 01/12/09**  
30 **A Resolution on the Transfer of its US Department of Housing and Urban Development**  
31 **Section 8 Housing Choice Voucher Program from the Village of Cuba to the Town of**  
32 **Bernalillo. Presenter: Rick Blea**

33  
34 **RESOLUTION NO. 01-12-09**

35  
36 **Mutual Resolution**

37 **Of**

38 **The Town of Bernalillo, NM**

39 **And**

40 **The Village of Cuba, NM**

41 **For**

42 **The transfer of its US Department of Housing and Urban Development Section 8 Housing Choice**  
43 **Voucher Program from the Village of Cuba to the Town of Bernalillo, NM.**

44  
45  
46 **Whereas,** the Town of Bernalillo and the Village of Cuba mutually endorse and support the US  
47 Department of House and Urban Development (HUD) mission to increase homeownership,

48 support community development and increase access to safe and affordable housing free from  
49 discrimination; and,

50

51 **Whereas**, the Town of Bernalillo and the Village of Cuba mutually seek to maximize the number  
52 of state and federal housing programs and increase the opportunity for safe and affordable  
53 housing available to their respective residents and to the residents of Sandoval County; and,

54

55 **Whereas**, the Town of Bernalillo and the Village of Cuba believe that it is in the best interest of  
56 all concerned to maximize the opportunity for safe and affordable housing by reducing the  
57 administrative cost of their respective housing programs through mutual inter-jurisdictional  
58 cooperation and consolidation of the administration of their respective affordable housing  
59 programs; and,

60

61 **Whereas**, the Town of Bernalillo and the Village of Cuba both have a Public Housing and a  
62 Section 8-Housing Choice Voucher program funded by the US Department of Housing and  
63 Urban Development (HUD); and,

64

65 **Whereas**, the Village of Cuba has a great need for, and a limited stock of, privately-owned  
66 housing available in Cuba for its Section 8-Housing Choice Voucher program; and,

67

68 **Whereas**, the Town of Bernalillo Housing Services Department presently manages and operates  
69 a Section 8-Housing Choice Voucher program of nearly 200 families, and has an abundance of  
70 rental housing stock within its operating area; and,

71

72 **Whereas**, the Village of Cuba and the Town of Bernalillo, mutually believe that their respective  
73 residents and those of Sandoval County can be better served by having the Town of Bernalillo  
74 Housing Services Department manage and absorb the Village of Cuba's Section 8-Housing  
75 Choice Voucher program;

76

77 **Now Therefore Be It Resolved:**

78

79 **That**, the Village of Cuba, acting through its City Council, do transfer and grant the management  
80 and absorption of its HUD funded Section 8-Housing Choice Voucher program to the Town of  
81 Bernalillo's Housing Services Department, and,

82

83 **That**, the Town of Bernalillo, acting through its City Council, do hereby accept the management  
84 and absorption of the Village of Cuba's Section 8-Housing Choice Voucher program, and

85

86 **That**, such action take effect as efficiently and effectively as possible and practicable, and as  
87 permitted by the New Mexico Field Offices of the US Department of Housing and Urban  
88 Development.

89  
90 Councilor Jaramillo moved to approve Resolution 01/12/09 on the Transfer of its US Department  
91 of Housing and Urban Development Section 8 Housing Choice Voucher Program from the  
92 Village of Cuba to the Town of Bernalillo. The motion was seconded by Councilor Sisneros.

93  
94 Mayor Chávez asked for Roll Call Vote for Resolution 01/12/09.

95  
96 Roll Call Vote

97                   Councilor Jaramillo    Yea  
98                   Councilor Torres        Yea  
99                   Councilor Montoya     Yea  
100                  Councilor Sisneros     Yea

101

102

103                   **NEW BUSINESS: 6a) Discussion Consideration and Action on Resolution**  
104 **01/12/09A Open Meeting Act. Presenter: Stephen Jerge**

105

106                   **TOWN OF BERNALILLO**

**STATE OF NEW MEXICO**

107

108

109

**RESOLUTION NO. 1-12-09A**

110

111 **WHEREAS, the Governing Body of the Town of Bernalillo, New Mexico met in**  
112 **regular session at the Town Hall on Monday, January 12, 2009, at 6:30 p.m. as per**  
113 **law; and**

114

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

122

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

126

127 WHEREAS, section 10-15-1 (c) of the Open Meetings Act requires the Governing Body of the

128 Town of Bernalillo to determine annually what constitutes reasonable notice of its public  
129 meetings;

130

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

133

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

136

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

141

142 3. Special meetings may be called by the Mayor or a majority of the members of the Governing  
143 Body upon three (3) days notice.

144

145 4. Emergency meetings will be called only under circumstances, which demand immediate  
146 action. The Governing Body of the Town of Bernalillo will avoid emergency meetings whenever  
147 possible. Emergency meetings may be called by the Mayor or a majority of the members of the  
148 Governing Body upon twenty-four (24) hours notice, except in case of extreme emergency,  
149 when no notice is required.

150

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

157

158 6. For the purposes of special meetings and emergency meetings described in paragraphs 3 and  
159 4 of this resolution, notice requirements shall be met by posting notices on the front doors to City  
160 Hall. The Town Clerk shall provide telephonic or facsimile notice to those broadcast stations  
161 licensed by the federal communications commission and newspapers of general circulation that  
162 have made a written request for notice of public meetings.

163

164

165 7. Pursuant to section 10-15-1 (e) NMSA 1978, the Governing Body of the Town of Bernalillo  
166 may close a meeting to the public only if the subject matter of such discussion or action is  
167 included in subsection E of the Open Meetings Act.

168

169 (1) If any meeting is closed during an open meeting, such closure shall be approved by a  
170 majority vote of a quorum of the Governing Body of the Town of Bernalillo taken during the  
171 open meeting. The authority for the closure and the subjects to be discussed shall be stated in the  
172 motion for closure and the vote on closure of each individual member shall be recorded in the  
173 minutes. Only those subjects specified in the motion may be discussed in a closed meeting;  
174

175  
176 (2) If the decision to hold a closed meeting is made when the Governing Body of the  
177 Town of Bernalillo is not meeting, the closed meeting shall not be held until public notice,  
178 appropriate under the circumstances and stating the specific provision of law authorizing the  
179 closed meeting and the subjects to be discussed, is given to the members and to the general  
180 public; and  
181

182 (3) Except as provided in section 10-15-1 (e) any action taken as a result of discussions in  
183 a closed meeting shall be made by vote of the Governing Body of the Town of Bernalillo in an  
184 open public meeting.  
185

186 Councilor Jaramillo moved to approve the Resolution 01/12/09 A Open Meeting Act with the  
187 change on item 2 changing Friday to Thursday for the posting of the Agenda. The motion was  
188 seconded by Councilor Sisneros and carried unanimously.  
189

190  
191 **NEW BUSINESS: 6a) Discussion Consideration and Action on Holiday Schedule.**  
192 **Presenter: Stephen Jerge**  
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194 **Town of Bernalillo**  
195 **Holiday Schedule**  
196 **For 2009**  
197

198

199	Martin Luther King	Monday, January 19, 2009
200	Jr. Birthday	
201		
202	Presidents Day	Monday, February 16, 2009
203		
204	Memorial Day	Monday, May 25, 2009
205		
206	Independence Day	Friday, July 3, 2009

207  
208 San Lorenzo Fiestas Monday, August 10, 2008  
209 **(Veterans Day Observed)**  
210  
211 Labor Day Monday, September 7, 2009  
212  
213 Columbus Day Monday, October 12, 2009  
214  
215 Thanksgiving Day Thursday, November 26, 2009  
216  
217 Day after Thanksgiving Friday, November 27, 2009  
218  
219 Christmas Day Friday, December 25, 2009  
220  
221 New Years Day Friday, January 01, 2010  
222

223 Councilor Montoya moved to approve the 2009 Holiday Schedule as presented. The motion was  
224 seconded by Councilor Torres and carried unanimously.  
225

226  
227

**FINANCIAL SECTION: 7a) Approval of Account Payable List.**

228 Councilor Jaramillo moved to approve the Accounts Payable List totaling \$604,339.54 as  
229 presented. The motion was seconded by Councilor Torres and carried unanimously.  
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231  
232  
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There being no further business the meeting was adjourned at 7:20P.M.

Done this 12th day of January 2009.

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235

ATTEST:

236  
237  
238

\_\_\_\_\_  
239 Ida Fierro, Town Clerk  
240 (seal)

\_\_\_\_\_  
Patricia A. Chávez, Mayor