

1 **MINUTES OF A REGULAR MEETING**
2 **OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO**
3 **HELD AT THE TOWN HALL**
4 **July 27, 2009**
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 July 27, 2009, at 6:30 P.M.

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

10 **PRESENT:**

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

ALSO PRESENT:

Craig Hoover Santiago Chavez
Mary Kwapick George Perez
Mike Moloney Brian Ambrogi
James Pike Georgina Chavez
Steve Amiot Margie Amiot
Margaret Geller

17 **ABSENT:**

18 Councilor Montoya

Others Present Not Identified

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

21 Mayor Chávez asked to add under Acknowledgements for Cops in the Park and the 2nd Annual
22 Car Show.

23
24 Councilor Jaramillo moved to approve the agenda as amended. The motion was seconded by
25 Councilor Sisneros and the motion carried unanimously.
26

27 **ACKOWLEGEMENTS: 4b) Acknowledgements for Cops in the Park. Presenter:**
28 **Mayor Chávez**

29 Mayor Chávez congratulated Darrell Sanchez, Margaret Hix, Jason Soto along with many
30 other staff members for a successful event. The Cops in the Park on Friday, July 24, 2009 was
31 attended by over 400 adults and children. There were over 15 police agencies showcasing their
32 departments. Congratulations to the Police Department for executing a successful event.
33

34 **ACKOWLEGEMENTS: 4c) Acknowledgements for the 2nd Annual Route 66 Car**
35 **Show. Presenter: Mayor Chávez**

36 Mayor Chávez congratulated Felicia Rodriguez and her team for a successful car show on
37 July 25, 2009. Volunteers Anthony Apodoca, Louie Paul, Kenny Martinez and numerous other
38 volunteers assisted in the events for the car show. On Friday evening there was a Bernalillo Cruz
39 through town with over 40 cars. Many of our residents came out to view the vehicles. There
40 were over 142 entries in the car show. The sponsors that made it possible were Bernalillo Tire,
41 Wal-Mart, Mast Law Office, Garcia Tire, NCS, and ARS. Cordy Moreno, Linda Lippold,
42 Santiago Chavez, Martin Garcia, Louis Swords and Robert Stephens, along with other staff
43 members made it possible for a successful event.
44

45 **PRESENTATION: 5a) Town of Bernalillo Water System Model and Evaluation.**
46 **Presenter: Maria Rinaldi and Wilson & Co.**

47
48 The Town of Bernalillo retained Wilson & Company, Inc. (WCI) to develop and calibrate
49 a hydraulic water model of the Town's water distribution system for use in evaluation and
50 recommendation of future system improvements. The model has been compiled based upon
51 known system information from previous models, operator accounts, and system-wide
52 assumption as described in Section 2.2. The model has been independently developed and
53 checked against results from the previous version of the Town of Bernalillo water model as
54 presented in the 2001 Water System Master Plan, prepared by Molzen-Corbin & Associates.
55

56 The model is intended to be used as a tool to evaluate future system improvements and get a
57 comprehensive understanding of the system-wide impacts of each improvement. The model has
58 been field calibrated for both pressure and flow rate, while maintaining reasonable system
59 conditions.

60 The scope of the report includes compilation, calibration and execution of a hydraulic water
61 system model for the Town of Bernalillo. The intent of this analysis is to:

- 62 • Evaluate the system conditions with present day population demand.
- 63 • Identify locations of inadequate fire flow.
- 64 • Evaluate and confirm system improvements recommended in the previous 2001 system
65 master plan reports.
- 66 • Identify new system improvements that may improve present day flows.

67
68 **PUBLIC HEARING: 6a) Discussion, Consideration and Action on Adoption of**
69 **Ordinance 251 An Ordinance Increasing the Judicial Education Fee. Presenter: Judge**
70 **Torres-Garcia**

71
72 **ORDINANCE NO.251_____**

73
74 **AN ORDINANCE INCREASING THE JUDICIAL EDUCATION FEE**

75
76 **WHEREAS NMSA 1978 Section 35-14-11 provides that every municipality shall enact an**
77 **ordinance requiring assessment of a corrections fee, judicial education fee, and court**
78 **automation fee, to be collected as court costs from; and**

79
80 **WHEREAS the 2009 Legislature amended section 35-14-11 to provide for an increase in**
81 **the Judicial Education Fee from \$2.00 to \$3.00 for cases filed on or after July 1, 2009.**

82
83 **BE IT ORDAINED BY THE GOVERNING BODY OF THE Town of Bernalillo**
84 **NEW MEXICO.**

85
86 **SECTION 1. JUDICIAL EDUCATION FEE**

87
88 The Municipal Court shall impose a Judicial Education Fee in the amount of \$3.00 on anyone
89 convicted in the Municipal Court, of violating any ordinance relating to the operation of a motor

90 vehicle or any ordinance that may be enforced by the imposition of a term of imprisonment.

91

92 **SECTION 2. EFFECTIVE DATE**

93

94 This ordinance shall take effect five days after it has been adopted by this Governing Body and
95 published, as provided by law.

96

97 **SECTION 3. REPEALER**

98

99 All prior ordinances imposing a Judicial Education Fee are hereby repealed.

100

101 Mayor Chávez asked if there were any members of the audience that wanted to speak for or
102 against the project. There were none.

103

104 Mayor Chávez called for a vote for the adoption of Ordinance #251 An Ordinance Increasing
105 the Judicial Education Fee.

106

107 Councilor Torres moved to adopt Ordinance #251 An Ordinance Increasing the Judicial
108 Education Fees. The motion was seconded by Councilor Sisneros.

109

110 Roll Call Vote

111 Councilor Torres Yea

112 Councilor Sisneros Yea

113 Councilor Jaramillo Yea

114

115 **APPROVAL OF MINUTES 7a) Regular Meeting of July 13, 2009**

116 Mayor Chávez stated on line 36 and line 63 the spelling of recognition needs to be corrected and
117 on line 117 remove the comma after David.

118

119 Councilor Torres moved to approve the minutes of July 13, 2009 as amended. The motion was
120 second by Councilor Jaramillo and the motion carried unanimously.

121

122 **NEW BUSINESS 8a) Discussion, Consideration and Action on Approval of Request**
123 **for Waiver for the 22nd Annual New Mexico Wine Festival at Bernalillo. Presenter: Ida**
124 **Fierro**

125 The Town of Bernalillo Community Development Department hereby formally requests a waiver
126 of the 300 Foot Rule, pursuant to Chapter 223 of the Liquor Control Act Section, 60-6B-10, for
127 the purpose of hosting the 22nd Annual New Mexico Wine Festival to be held on the grounds of
128 the Lorretto Community Park on Labor Day weekend, September 5, 6, and 7, 2009.

129

130 The waiver request would allow the temporary service of wine within three hundred feet of Our
131 Lady of Sorrows Catholic Church, Assembly of God Church, PB&J Therapeutic Preschool.

132
133 Within the limits set forth in Section 60-6B(G), a license may be granted for proposed issuance if
134 a waiver is obtained from the local option district governing body.
135

136 Mayor Chávez entertained a motion for approval of the 300ft Waiver for the 22nd Annual
137 New Mexico Wine Festival at Bernalillo.
138

139 Councilor Torres moved to the 300 ft Waiver for the 22nd Annual New Mexico Wine
140 Festival at Bernalillo. The motion was seconded by Councilor Jaramillo and the motion carried
141 unanimously.
142

143 **NEW BUSINESS: 8b) Discussion, Consideration and on Approval of Award of Bid**
144 **for Rotary Park Restroom Facilities Installation. Presenter: Maria Rinaldi**
145

146 Four sealed bids were received for the Rotary Park Restroom Facilities Installation Project. The
147 bids were read aloud on Thursday, July 9, 2009 as prescribed in the specifications for the project.
148 The bids have been evaluated as described below.
149

150 Bid Amount Received.
151

Bidder	Bid Amount	NMGRT	Total
152 Done Right Construction, LLC	\$44, 108	\$3,059.99	\$47,167.99
154 G2 Builders, Inc.	\$35,900	\$2,490.56	\$38,390.56
155 RCC, LLC	\$78,000	\$5,411.25	\$83,411.25
156 TLC Plumbing & Utility	\$66,285	\$4,598.52	\$70,883.52
157 Engineer's Estimate	\$50-90, 0000		

158
159 Based upon the bids received, G2 Builders, Inc. is the apparent low bidder.
160

161 Wilson and Company RECOMMENDATION

162 Based on the bids received it is recommended to award the project to G2 Builders, Inc. for a
163 lump sum amount of \$ 38,390.56 (includes NMGRT).
164

165 Mayor Chávez entertained a motion for award of bid for Rotary Park Restroom Facilities
166 Installation.
167

168 Councilor Sisneros moved to award the bid to G2 Builders, Inc. in the amount of \$38,390.56
169 for Installation of the Rotary Park Restroom Facilities. The motion was seconded by Councilor
170 Torres and the motion carried unanimously.
171

172 **FINANCIAL SECTION: 9a) Approval of Account Payable List.**

Minutes of the Town Council Meeting

July 27, 2009

Page 5

173 A brief discussion ensued about the D W Turner voucher the Council Members are still not
174 satisfied with the explanation for services given. The concern is that the services DW Turner
175 provided are involved in the investigation of the former town administrator. Therefore, the
176 voucher will not be approved for payment until the Council gets a full written explanation on the
177 type of services that were done on behalf of the Town of Bernalillo.

178
179 Mayor Chávez asked if Councilor Jaramillo had viewed the invoice.

180
181 Councilor Jaramillo stated she had but was still not satisfied.

182
183 Councilor Jaramillo asked if DW Turner can be contacted to explain the invoice.

184
185 Councilor Torres made a motion to approve the accounts payable voucher list including DW
186 Turner voucher. It died for a lack of a second.

187
188 Councilor Sisneros made a motion to approve all the vouchers with the exception of the voucher
189 for DW Turner. The motion was seconded by Councilor Torres and the motion carried
190 unanimously.

191
192 There being no further business, the meeting was adjourned at 7:30P.M.

193
194 Done this 27th day of July 2009.

195
196 ATTEST:

197
198 _____
199 Ida Fierro, Town Clerk

Patricia A. Chávez, Mayor

200
201
202 (seal)