



47 current liquor license. Beer and Wine has been served at the location for 20 years.  
48  
49 Mayor Chávez asked if the request for the liquor license transfer was posted as required per law.  
50  
51 Santiago Chavez, Acting Town Manager stated yes.  
52  
53 Mayor Chávez asked if there was anyone to speak for or against the liquor license transfer.  
54  
55 There were none.  
56  
57 Mayor Chávez called for a vote.  
58  
59 Councilor Torres moved to approve the issuance of the Beer and Wine Liquor License to  
60 Abuelita’s New Mexico Kitchen #1 LLC, dba Abuelita’s New Mexico Kitchen #1. The motion  
61 was seconded by Councilor Sisneros.

62  
63 Roll Call Vote

64 Councilor Torres Yea  
65 Councilor Jaramillo Yea  
66 Councilor Montoya Yea  
67 Councilor Sisneros Yea  
68

69 **APPROVAL OF MINUTES 8a) Regular Meeting of October 26, 2009**

70 Councilor Sisneros moved to approve the minutes of October 26, 2009 as presented. The motion  
71 was second by Councilor Montoya and the motion carried unanimously.  
72  
73

74 **NEW BUSINESS 8 9a) Discussion, Consideration and Action on Adoption of**  
75 **Resolution 11/09/09 General Fund Budget Transfer. Presenter: Juan Torres**

TOWN OF BERNALILLO  
RESOLUTION NO.  
11/09/09

WHEREAS, the Town of Bernalillo meeting in Regular Session on the 9th day of November, 2009 at the Town Hall at 6:30 p.m., as per law,

WHEREAS, the need for a budget adjustment has developed due to the unanticipated increase in expenditures:

NOW, THEREFORE BE IT RESOLVED; that the budget be amended as follows:

| TO   | FROM              |
|--|-------------------|
| <b>General Fund Grant Revenue (unbudgeted)</b> | \$<br>(85,330.00) |

**General Fund Police Department**

|                          |    |           |                   |
|--------------------------|----|-----------|-------------------|
| Vehicles                 | \$ | 10,330.00 |                   |
| Personnel                | \$ | 24,000.00 |                   |
| Radios                   | \$ | 7,000.00  |                   |
| Furniture &<br>Equipment | \$ | 34,000.00 |                   |
| Computers                | \$ | 10,000.00 |                   |
| <b>TOTAL</b>             | \$ | 85,330.00 | \$<br>(85,330.00) |

76 Mayor Chávez entertained a motion for the Adoption of Resolution 11/09/09 General Fund  
77 Budget Transfer.  
78

79 Councilor Torres moved to Adopt Resolution 11/09/09 General Fund Budget Transfer. The  
80 motion was seconded by Councilor Montoya and the motion carried unanimously.  
81

82 **NEW BUSINESS: 9b) Discussion, Consideration and Action on Award of Contract**  
83 **to Star Paving Co. for Phase 1 of the Mainstreet Streetscape, Presenter Maria Rinaldi**  
84

85 Maria Rinaldi recommended the Award of Contract for the Phase 1 of the Mainstreet Streetscape  
86 be awarded to Star Paving Co. in the amount of \$1,187,507.20  
87

88 Mayor Chávez entertained a motion for the Award of Contract to Star Paving Co., for  
89 Phase 1 of the Mainstreet Streetscape.  
90

91 Councilor Jaramillo moved to award the contract to Star Paving Co. for Phase 1 of the  
92 Mainstreet Streetscape. The motion was seconded by Councilor Sisneros and the motion carried  
93 unanimously.  
94

95 **NEW BUSINESS8 9c) Discussion, Consideration, Ordinance 252 Loan Agreement**  
96 **and Intercept Agreement between the Town of Bernalillo and New Mexico Finance**  
97 **Authority. Presenter: Santiago Chavez**  
98

99 **TOWN OF BERNALILLO, NEW MEXICO**

100 **ORDINANCE NO. 252**

101  
102 **AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AND**  
103 **SUBSIDY AGREEMENT (“LOAN AGREEMENT”) AND INTERCEPT**  
104 **AGREEMENT BY AND BETWEEN THE TOWN OF BERNALILLO, NEW**  
105 **MEXICO (THE "GOVERNMENTAL UNIT") AND THE NEW MEXICO**  
106 **FINANCE AUTHORITY, EVIDENCING A SPECIAL LIMITED OBLIGATION**

107 OF THE GOVERNMENTAL UNIT TO PAY A PRINCIPAL AMOUNT OF NO  
108 MORE THAN ONE MILLION SIX HUNDRED FIFTY-FOUR THOUSAND  
109 THREE HUNDRED EIGHTY DOLLARS (\$1,654,380), TOGETHER WITH  
110 INTEREST, COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON,  
111 AND TO ACCEPT A LOAN SUBSIDY OF NO MORE THAN ONE MILLION SIX  
112 HUNDRED FIFTY-FOUR THOUSAND THREE HUNDRED EIGHTY DOLLARS  
113 (\$1,654,380), FOR THE PURPOSE OF FINANCING THE COSTS OF  
114 IMPROVEMENTS TO THE MUNICIPAL WATER SUPPLY WELLS;  
115 PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF,  
116 ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN  
117 AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A  
118 MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF  
119 AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT AND  
120 INTERCEPT AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN;  
121 REPEALING ALL ACTION INCONSISTENT WITH THIS ORDINANCE; AND  
122 AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH  
123 THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT AND  
124 INTERCEPT AGREEMENT.

125  
126 John Appel, Attorney for the New Mexico Loan Fund gave a brief explanation of the  
127 Ordinance 252 which is for a loan from the New Mexico Loan Fund which is associated with the  
128 Stimulus Money the funds will be used for wells 1 & 2. This is the first required reading of the  
129 Ordinance and the item will come before the Governing Body at the meeting of December 14,  
130 2009 for adoption.

131  
132 **NEW BUSINESS 8 9d) Discussion, Consideration, Ordinance 253 Loan Agreement and**  
133 **Intercept Agreement between the Town of Bernalillo and New Mexico Finance Authority.**  
134 **Presenter: Santiago Chavez**

135  
136 **TOWN OF BERNALILLO, NEW MEXICO**

137  
138 **ORDINANCE NO. 253**

139  
140 AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN  
141 AGREEMENT ("LOAN AGREEMENT") AND INTERCEPT AGREEMENT BY  
142 AND BETWEEN THE TOWN OF BERNALILLO, NEW MEXICO (THE  
143 "GOVERNMENTAL UNIT") AND THE NEW MEXICO FINANCE AUTHORITY,  
144 EVIDENCING A SPECIAL LIMITED OBLIGATION OF THE GOVERNMENTAL  
145 UNIT TO PAY A PRINCIPAL AMOUNT OF NO MORE THAN ONE MILLION  
146 TEN THOUSAND DOLLARS (\$1,010,000), TOGETHER WITH INTEREST,  
147 COSTS OF ISSUANCE AND ADMINISTRATIVE FEES THEREON, AND TO  
148 ACCEPT A LOAN FOR THE PURPOSE OF FINANCING THE COSTS OF  
149 IMPROVEMENTS TO THE MUNICIPAL WATER SUPPLY WELLS;

150 PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF,  
151 ADMINISTRATIVE FEES AND INTEREST DUE UNDER THE LOAN  
152 AGREEMENT SOLELY FROM THE PLEDGED REVENUES; SETTING A  
153 MAXIMUM INTEREST RATE FOR THE LOAN; APPROVING THE FORM OF  
154 AND OTHER DETAILS CONCERNING THE LOAN AGREEMENT AND  
155 INTERCEPT AGREEMENT; RATIFYING ACTIONS HERETOFORE TAKEN;  
156 REPEALING ALL ACTION INCONSISTENT WITH THIS ORDINANCE; AND  
157 AUTHORIZING THE TAKING OF OTHER ACTIONS IN CONNECTION WITH  
158 THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENT AND  
159 INTERCEPT AGREEMENT.  
160

161 John Appel, Attorney for the New Mexico Loan Fund gave a brief explanation of the  
162 Ordinance 253 which is for a loan from the New Mexico Loan Fund which is associated with the  
163 Stimulus Money for wells 1 & 2. This is the first required reading of the Ordinance and the item  
164 will come before the Governing Body at the meeting of December 14, 2009 for adoption.  
165

166 **NEW BUSINESS: 9e) Discussion, Consideration and Action on Award of**  
167 **Contract to Mountain States Construction Inc. for Don Tomas Project. Presenter Maria**  
168 **Rinaldi**  
169

170 Maria Rinaldi recommended the Award of Contract for the Don Tomas be awarded to Mountain  
171 States Construction Inc. in the amount of \$1,622,587.30.  
172

173 Mayor Chávez entertained a motion for the Award of Contract to Mountain States  
174 Construction Inc. for Don Tomas.  
175

176 Councilor Sisneros moved to award the contract to Mountain States Construction, Inc. for  
177 the Don Tomas Project. The motion was seconded by Councilor Torres and the motion carried  
178 unanimously.  
179

180 **FINANCIAL SECTION:10a) Approval of Account Payable List.**

181 Mayor Chávez asked for a motion to approve the accounts payable voucher list in the amount of  
182 \$376,626.48.  
183

184 Councilor Jaramillo made a motion to approve the accounts payable voucher list in the amount of  
185 \$376,626.48. The motion was seconded by Councilor Sisneros and the motion carried  
186 unanimously.  
187

188 There being no further business, the meeting was adjourned at 7:30P.M.  
189

190 Done this 09th day of November 2009.  
191

192 ATTEST:

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November 09, 2009  
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193  
194  
195  
196  
197  
198

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Ida Fierro, Town Clerk

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Patricia A. Chávez, Mayor

(seal)