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**MINUTES OF A REGULAR MEETING  
OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO  
HELD AT THE TOWN HALL  
January 11, 2010**

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 11, 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 Jaramillo  
13 Councilor Sisneros  
14 Councilor Torres  
15 Councilor Montoya

**ALSO PRESENT:**

Maria Rinaldi  
Fred Radosevich  
Mark Lopez  
Brian Muniz  
George Perez

17 **ABSENT:**

**Others Present Not Identified**

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19  
20 **APPROVAL OF AGENDA: 4a)**

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

23  
24 **APPROVAL OF MINUTES 5a) Regular Meeting of December 28, 2009**

25 Councilor Jaramillo moved to approve the minutes of December 28, 2009 as amended. The  
26 motion was second by Councilor Montoya and the motion carried unanimously.

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29 **NEW BUSINESS: 6a) Discussion, Consideration and Action on Adoption of**  
30 **Resolution 1/11/10 Open Meetings Act. Presenter: Ida Fierro**

31  
32 **RESOLUTION NO. 1-11-10**  
33

34 **WHEREAS, the Governing Body of the Town of Bernalillo, New Mexico met in regular**  
35 **session at the Town Hall on Monday, January 11, 2010, at 6:30 p.m. as per law; and**  
36

37  
38 WHEREAS, section 10-15-1 (b) of the open meetings act (sections 1-15-1 through 10-15-4  
39 NMSA 1978) states that, except as may be otherwise provided in the constitution or the  
40 provisions of the Open Meetings Act, all meetings of a quorum of members of any Board,  
41 Council, Commission or other policy-making body of any state or local public agency held for  
42 the purpose of formulating public policy, discussing public business or for the purpose of taking  
43 any action within the authority of or the delegated authority of such body, are declared to  
44 be public meetings open to the public at all times; and  
45

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

49  
50 WHEREAS, section 10-15-1 (c) of the Open Meetings Act requires the Governing Body of the  
51 Town of Bernalillo to determine annually what constitutes reasonable notice of its public  
52 meetings;

53  
54 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Bernalillo,  
55 New Mexico, that:

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

59  
60 2. Regular meetings shall be held on the 2nd and 4th Monday each month. A proposed agenda  
61 will be available the Thursday before the meeting from the Town Clerk whose office is located in  
62 Bernalillo, New Mexico. Notice of any other regular meetings will be given ten days  
63 (10) in advance of the meeting date.

64  
65 3. Special meetings may be called by the Mayor or a majority of the members of the Governing  
66 Body upon three (3) days notice.

67  
68 4. Emergency meetings will be called only under circumstances, which demand immediate  
69 action. The Governing Body of the Town of Bernalillo will avoid emergency meetings whenever  
70 possible. Emergency meetings may be called by the Mayor or a majority of the members of the  
71 Governing Body upon twenty-four (24) hours notice, except in case of extreme emergency,  
72 when no notice is required.

73  
74 5. For the purpose of regular meetings described in paragraph 2 of this resolution, notice  
75 requirements are met if notice of the date, time, place and general subject matter to be discussed  
76 is placed in newspapers of general circulation in the state. The Town Clerk shall also forward  
77 copies of written notice to those broadcast stations licensed by the Federal Communications  
78 Commission and newspapers of general circulation which have made written requests for notice  
79 of public meetings.

80  
81 6. For the purposes of special meetings and emergency meetings described in paragraphs 3 and  
82 4 of this resolution, notice requirements shall be met by posting notices on the front doors to City  
83 Hall. The Town Clerk shall provide telephonic or facsimile notice to those broadcast stations  
84 licensed by the federal communications commission and newspapers of general circulation that  
85 have made a written request for notice of public meetings.

86  
87  
88 7. Pursuant to section 10-15-1 (e) NMSA 1978, the Governing Body of the Town of Bernalillo

89 may close a meeting to the public only if the subject matter of such discussion or action is  
90 included in subsection E of the Open Meetings Act.

91  
92 (1) If any meeting is closed during an open meeting, such closure shall be approved by a  
93 majority vote of a quorum of the Governing Body of the Town of Bernalillo taken during the  
94 open meeting. The authority for the closure and the subjects to be discussed shall be stated in the  
95 motion for closure and the vote on closure of each individual member shall be recorded in the  
96 minutes. Only those subjects specified in the motion may be discussed in a closed meeting;

97  
98  
99 (2) If the decision to hold a closed meeting is made when the Governing Body of the  
100 Town of Bernalillo is not meeting, the closed meeting shall not be held until public notice,  
101 appropriate under the circumstances and stating the specific provision of law authorizing the  
102 closed meeting and the subjects to be discussed, is given to the members and to the general  
103 public; and

104  
105 (3) Except as provided in section 10-15-1 (e) any action taken as a result of discussions in  
106 a closed meeting shall be made by vote of the Governing Body of the Town of Bernalillo in an  
107 open public meeting.

108  
109 Mayor Chávez entertained a motion.

110  
111 Councilor Montoya moved to approve Resolution 1/11/10 Open Meeting Act. The motion was  
112 seconded by Councilor Torres the motion carried unanimously.

113  
114 **NEW BUSINESS: 6b) Discussion, Consideration and Action on Holiday Schedule**  
115 **for 2010. Presenter: Santiago Chavez**

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117 **Town of Bernalillo**  
118 **Holiday Schedule**  
119 **For 2010**

120  
121  
122  
123  
124 Martin Luther King Monday, January 18, 2010  
125 Jr. Birthday

126  
127 Presidents Day Monday, February 15, 2010  
128

129	Memorial Day	Monday, May 31, 2010
130		
131	Independence Day	Monday, July 5, 2010
132		
133	San Lorenzo Fiestas	Tuesday, August 10, 2010
134	<b>(Veterans Day Observed)</b>	
135		
136	Labor Day	Monday, September 6, 2010
137		
138	Columbus Day	Monday, October 11, 2010
139		
140	Thanksgiving Day	Thursday, November 25, 2010
141		
142	Day after Thanksgiving	Friday, November 26, 2010
143		
144	Christmas Eve	Friday, December 24, 2010
145		
146	New Years Eve	Friday, December 31, 2010

147  
148 Mayor Chávez entertained a motion.

149  
150 Councilor Jaramillo moved to approve the Holiday Schedule for 2010. The motion was seconded  
151 by Councilor Sisneros the motion carried unanimously.

152  
153  
154 **FINANCIAL SECTION: 7a) Approval of Account Payable List.**  
155 Mayor Chávez asked for a motion to approve the accounts payable voucher list in the amount of  
156 \$406,538.67.

157  
158 Councilor Montoya made a motion to approve the accounts payable voucher list in the amount of  
159 \$406,538.67. The motion was seconded by Councilor Sisneros and the motion carried  
160 unanimously.

161  
162 **MISCELLANEOUS SECTION: 8a) Discussion on the Award of a Construction for the**  
163 **Arsenic Treatment Project for Municipal Well 1. Presenter: Maria Rinaldi**

164  
165 Maria Rinaldi explained the need to schedule a meeting for February 1, 2010 at 5:30pm for the  
166 purpose of “Discussion, Consideration and Action on the award of a construction contract for the  
167 Arsenic Treatment Project for Municipal Well 1 Project No. 2311-ADW & 2319-DW.

168

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169 All members of the Governing Body agreed on the time and date for the Special Meeting on  
170 February 1, 2010.

171

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173           There being no further business, the meeting was adjourned at 6:40P.M.

174

175 Done this 11th day of January 2010.

176

177 ATTEST:

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179

180 \_\_\_\_\_  
181 Ida Fierro, Town Clerk

\_\_\_\_\_

(seal)

Patricia A. Chávez, Mayor