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**MINUTES OF A REGULAR MEETING  
OF THE GOVERNING BODY OF THE TOWN OF BERNALILLO  
HELD AT THE TOWN HALL  
February 28, 2011**

6 The Governing Body of the Town of Bernalillo met in a regular session within the law and rules  
7 of the Town on February 28, 2011, at 6:30 P.M.

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

10 **PRESENT:**

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

**ALSO PRESENT:**

Mike Moloney James Pike  
Wayne Wormhood Margie Amiot  
Steve Amiot Mary Jo Moloney  
Adrienne Hooper Ted Montoya  
Maria Rinaldi

18 **ABSENT:**

**Others Present Not Identified**

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

21 Ida Fierro, Town Clerk asked that Recognition 5a) be moved to the next meeting of March 14, as  
22 the presenter was not able to attend this evening's meeting.

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

27 **PRESENTATIONS: 5a) MS4 Permit NMED Surface Water Quality Bureau. Sara  
28 Holcomb, Environmental Scientist**

29 Sara Holcomb gave a presentation on the pending MS4 permit. It is watershed based permitting  
30 of urban water to be regulated by EPA.

32 **PROCLAMATION: 6a) State of Emergency Proclamation. Presenter: Ida Fierro**

33 **TOWN OF BERNALILLO**  
34 **STATE OF EMERGENCY PROCLAMATION**

36 **WHEREAS,** The powers vested in me as duly elected Mayor and Chief Executive Officer  
37 of the Town of Bernalillo, a municipality and political subdivision of the  
38 State of New Mexico with responsibility for the health, safety and welfare of  
39 its citizens, include the power to declare an emergency and to act to prevent  
40 harm to Bernalillo citizens resulting from an emergency; and

41 **WHEREAS,** There was a sudden and total cut-off of natural gas distribution on February 3,  
42 2011 throughout the Town and surrounding areas; and

43 **WHEREAS,** The Town received no advance warning of the imminent cut-off of natural  
44 gas service; and,

45 **WHEREAS,** The weather in and around the Town of Bernalillo included well below  
46 normal temperatures in the nights following the February 3, 2011 sudden cut

47 off of natural gas service; and,  
48 **WHEREAS,** The sudden cut-off of natural gas service posed an imminent and serious  
49 threat to the health, safety and welfare of the citizens of the Town of  
50 Bernalillo, especially to the elderly, the infirm and children, as well as to  
51 numerous Bernalillo businesses, in that most residents and businesses in the  
52 Town and surrounding areas are entirely dependent upon natural gas for heat  
53 within structures and hot water; and,  
54 **WHEREAS,** The imminent nature of the foregoing threat to health, safety and welfare of  
55 Bernalillo citizens and businesses left no time for deliberation prior to taking  
56 prompt preventive and remedial action:  
57 **NOW, THEREFORE,** on February 3, 2011, I declared a Local State of Emergency within  
58 the Town of Bernalillo and since that time have directed Town of Bernalillo employees,  
59 including police, fire, public utilities and other Town staff, to take all actions necessary and  
60 helpful to curtail the emergency situation and address the threats to life, health and property  
61 that it poses.

62  
63 Mayor Torres stated the purpose of having this proclamation after the fact is in hopes of  
64 reimbursement for costs related to the gas outage. Ida Fierro, Town Clerk stated that all the other  
65 municipalities that were involved in the gas outage have adopted either a resolution or a  
66 proclamation after the fact. The reason is to assist constitutes to file for FEMA or other  
67 assistance that may be offered for water lines break, hotel cost or any other cost associated with  
68 the gas outage.

69  
70 Mayor Torres entertained a motion.

71  
72 Councilor Jaramillo moved to approve the State of Emergency Proclamation. The motion was  
73 seconded by Councilor Montoya and the motion carried unanimously.

74  
75 **APPROVAL OF MINUTES: 7a) Regular Meeting of February 14, 2011**

76 Mayor Torres made the following correction add on line 67" Mayor Torres solicited public  
77 comment there was none," line 131 and 161 add "and the motion carried unanimously.

78  
79 Councilor Jaramillo moved to approve the minutes of February 14, 2011 as amended. The  
80 motion was seconded by Councilor Montoya and the motion carried unanimously.

81  
82 **FINANCIAL SECTION:8a) Approval of Accounts Payable Voucher List.**

83 Mayor Torres asked for a motion to approve the accounts payable voucher list in the amount of  
84 \$619,544.16.

85  
86 Councilor Sisneros made a motion to approve the accounts payable voucher list in the amount of  
87 \$619,544.16. The motion was seconded by Councilor Prairie and the motion carried

88 unanimously.

89

90 **MISCELLANEOUS SECTION: 9a) Public Comment. Presenter: Mayor Torres**

91 Mayor Torres welcomed the Public to speak. There were no members of the public that wished  
92 to speak.

93

94 **MISCELLANEOUS SECTION:9b) Announcements. Presenter: Mayor Torres**

95 Mayor Torres thanked the Council members that were able to attend New Mexico Municipal Day  
96 in Santa Fe.

97

98 Juan Torres, Interim Town Treasurer and Mayor Torres will be preparing a financial report for  
99 the Council members monthly. It is important for the Council to get financial information.

100

101 We are looking for some alternatives for the Town on the Gas Outage. Once we know of  
102 anything else we will inform you of them.

103

104 Maria Rinaldi gave an update on Well 3 & 4. The task order has been issued to Smith  
105 Engineering. The project should be completed by the end of December 2011.

106

107 Dale Prairie asked about the two medians that need to be changed on the 313. Maria Rinaldi  
108 stated the Town is waiting on the traffic control plan to be approved by NMDOT. The one in  
109 front of Town Hall is to be shortened. The funding will be out of the Gas Tax line item.

110

111 Mayor Torres informed everyone about the NMDOT 2<sup>nd</sup> public meeting on NM 550 at OLOS  
112 social center at 6:00 p.m. on Tuesday, March 8, 2010.

113

114 There being no further business, Councilor Prairie moved to adjourn the meeting at 7:12  
115 P.M. The motion was seconded by Councilor Jaramillo and carried unanimously.

116

117 Done this 28th day of February 2011.

118

119 ATTEST:

120

121

122 \_\_\_\_\_  
123 Ida Fierro, Town Clerk  
(seal)

\_\_\_\_\_  
Jack Torres, Mayor