



# Albuquerque Bernalillo County Water Utility Authority

Albuquerque/Bernalillo  
County  
Government Center  
One Civic Plaza  
Albuquerque, NM 87102

## Agenda

*Councilor Klarissa J. Peña, Chair*  
*Commissioner Debbie O'Malley, Vice-Chair*  
*Councilor Pat Davis*  
*Councilor Trudy E. Jones*  
*Mayor Timothy M. Keller*  
*Commissioner Charlene E. Pyskoty*  
*Commissioner Steven Michael Quezada*  
*Trustee Pablo Rael*

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Wednesday, April 22, 2020

5:00 PM

Via Video Conference  
See Special Procedures below  
for viewing this meeting.

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In response to the Governor's declaration of a Public Health Emergency and ban on large public gatherings, the Water Authority board meeting on Wednesday, April 22 will be held via video conference starting at 5:00 PM.

Members of the public will have the ability to view the meeting through GOVTV on Comcast Channel 16, or to stream live on the GOVTV website at <https://www.cabq.gov/culturalservices/govtv>

The GOVTV live stream can be accessed at this address from most smartphones, tablets, or computers. It can also be viewed via the Water Authority website at <https://abcwua.legistar.com/Calendar.aspx>

The video recording of this and all past meetings of the Water Authority will also remain available for viewing at any time on the Water Authority website. Water Authority staff is available to help members of the public access pre-recorded Water Authority meetings on-line at any time during normal business hours. Please call 289-3100 for assistance.

### Public Comment:

The agenda for the meeting will be posted on the Water Authority website by 5:00 pm, Friday, April 17 at <https://abcwua.legistar.com/Calendar.aspx>

The Water Authority will take public comment as well as comment on the meeting's specific agenda items in written form through 4:00 pm on Wednesday, April 22, 2020.

These comments will be distributed to all Board Members for review. Please email comments, including your first and last name, to [lcarreon@abcwua.org](mailto:lcarreon@abcwua.org) or fill out the web form at <http://www.abcwua.org/submit-public-comment.aspx>

1. **CALL TO ORDER**
2. **INVOCATION/PLEDGE OF ALLEGIANCE**
3. **APPROVAL OF MINUTES - February 26, 2020**
4. **PROCLAMATIONS AND AWARDS**
5. **PUBLIC COMMENT**
6. **ANNOUNCEMENTS/COMMUNICATIONS**
- A. **Next Scheduled Meeting – May 20, 2020 at 5:00 PM**
7. **INTRODUCTION (FIRST READING) OF LEGISLATION**
  - A. [O-20-2](#) Authorizing the Issuance and Sale of Albuquerque Bernalillo County Water Utility Authority (the “Water Authority”) Senior Lien Joint Water and Sewer System Refunding Revenue Bonds, Series 2020A in the Aggregate Principal Amount not to exceed \$55,000,000 (the “SERIES 2020A BONDS or THE BONDS”) to be Issued in One Series for the Purpose of Refunding, Refinancing and Defeating Certain Outstanding Obligations of the Water Authority; Providing for the Disposition of, and Other Details Relating to, the Revenues From the Operation of the Water Authority’s Joint Water and Sewer System (“THE SYSTEM”) Including the Payment of Debt Service on System Obligations; Determining Certain Terms and the Method of Determining Other Terms Concerning the Bonds; Providing for the Approval of Various Agreements and Disclosure Documents Relating to the Bonds; Delegating Authority to the Delegate to Execute and Deliver a Bond Purchase Agreement for the Sale of the Bonds to the Underwriters Pursuant to the Supplemental Public Securities act; and Ratifying Action Previously Taken
  - B. [R-20-9](#) Confirming Approval of the Issuance of Albuquerque Bernalillo County Water Utility Authority (“Water Authority”) Senior Lien Joint Water and Sewer System Refunding Revenue Bonds, Series 2020A in one Series in the Principal Amount not to exceed \$55,000,000 (“the Bonds”); and Ratifying Action Previously Taken in Connection Therewith
  - C. [O-20-3](#) Amending the Albuquerque Bernalillo County Water Utility Authority Water and Sewer Rate Ordinance to update the Utility Expansion Charge, Septic Tank, and Chemical Toilet Charge by 1.65% based on the Engineering News Report Indexes; update Water Resource Charge effective dates; update terms; and update Appendix C Post Issuance Compliance Policy

- D. [R-20-10](#) Appropriating Funds for Operating the Albuquerque Bernalillo County Water Utility Authority for Fiscal Year Beginning July 1, 2020 and Ending June 30, 2021
- E. [R-20-11](#) Appropriating Funds for the Capital Implementation Program of the Albuquerque Bernalillo County Water Utility Authority for the Fiscal Year Beginning July 1, 2020 and Ending June 30, 2021

## 8. **CONSENT AGENDA**

*(Any Board Member may request that a Consent Agenda item be placed under Approvals)*

- A. [C-20-6](#) FY2020 Second Quarter Performance Indicator Report
- B. [C-20-7](#) Appointments to the Technical Customer Advisory Committee
- C. [C-20-8](#) Approval of Intergovernmental Agreement with the City of Albuquerque for Group Benefits Program
- D. [C-20-9](#) Approval of Contract with Five Contractors for On Call Construction Services
- E. [C-20-10](#) Approval of Contract with RMCI, Inc. as a result of B2020000003 Rotary Drum Thickener Facility Construction
- F. [C-20-11](#) Approving Supplemental agreement with EMA Inc., in Relation to the Asset Management/Maximo System Upgrade, Phase IV
- G. [C-20-12](#) Approving Recommendation of Investment Strategy
- H. [C-20-13](#) Approval of Increase to Contract with Triple H Solar, LLC for Solar Energy Feasibility Advisor Services
- I. [R-20-12](#) Authorizing an Amendment to Development Agreement for Water and Sewer Service with Buglo Properties LLC for Paradise View Universal Apartments

## 9. **APPROVALS**

- A. [O-20-1](#) Authorizing the Execution and Delivery of a Loan and Subsidy Agreement (“Loan Agreement”) by and Between the Albuquerque Bernalillo County Water Utility Authority (“The Water Authority”) and the New Mexico Finance Authority, Evidencing a Special Limited Obligation for the Water Authority to Pay a Principal Amount of No More than Two Million Twenty Thousand Dollars (\$2,020,000), Together with Interest, Costs of Issuance and Administrative Fees Thereon, and To Accept A Loan Subsidy of No More Than Five Hundred Five Thousand Dollars (\$505,000), For the Purpose of

Financing the Costs of Extending and Improving the Water Infrastructure System To The Carnuel Community, Including Acquisition and Installation of Water Distribution Lines; Providing For The Pledge and Payment of The Principal, Interest and Administrative Fees Due Under The Loan Agreement Solely From Net Revenues; Setting a Maximum Interest Rate For The Loan; Approving The Form of And Other Details Concerning The Loan Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent With This Ordinance; and Authorizing The Taking of Other Actions in Connection With The Execution and Delivery of The Loan Agreement

- B. [R-20-3](#) Confirming Approval of the Execution and Delivery of a Loan and Subsidy Agreement (The Loan Agreement”) by and Between the Albuquerque Bernalillo County Water Utility Authority (The “Water Authority”) and the New Mexico Finance Authority Evidencing a Special Limited Obligation of the Water Authority to Pay a Principal Amount of No More Than One Million Five Hundred Fifteen Thousand Dollars (\$1,515,000), Together With Interest, Costs of Issuance and Administrative Fees Thereon, and To Accept a Loan Subsidy of No More Than Five Hundred Five Thousand Dollars (\$505,000); and Ratifying Action Previously Taken in Connection Therewith
- C. [R-20-4](#) Amendment to the Approved Capital Implementation Program of the Albuquerque Bernalillo County Water Utility Authority for the Fiscal Year Ending June 30, 2020
- D. [R-20-8](#) Establishing One-Year Objectives for the Albuquerque Bernalillo County Water Utility Authority in Fiscal Year 2021 to Meet Five Year Goals
- E. [R-20-13](#) Approving the Albuquerque Bernalillo County Water Utility Authority Meeting Protocol During Covid-19

**10. OTHER BUSINESS**

**11. ADJOURNMENT**

*Visit Our Website at [www.abcwua.org](http://www.abcwua.org)*

NOTICE TO PERSONS WITH DISABILITIES: If you have a disability and require special assistance to participate in this meeting, please contact the Authority Office as soon as possible before the meeting date at 289-3100 or by the TTY at 1-800-659-8331.