



Albuquerque Bernalillo County Water Utility Authority Summary Minutes

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

Councilor Klarissa J. Peña, Chair
Commissioner Debbie O'Malley, Vice Chair
Councilor Tammy Fiebelkorn
Councilor Trudy E. Jones
Mayor Timothy M. Keller
Commissioner Charlene E. Pyskoty
Commissioner Steven Michael Quezada
Trustee Gilbert Benavides

Wednesday, December 7, 2022

5:00 PM

Via Video Conference
See Special Procedures below
for viewing this meeting

1. CALL TO ORDER

Chair Peña called the meeting to Order at 5:14 PM.

Present 7 - Klarissa J. Peña, Debbie O'Malley, Tammy Fiebelkorn, Trudy E. Jones, Charlene E. Pyskoty, Steven Michael Quezada, and Gilbert Benavides
Excused 1 - Timothy M. Keller
Alternate 1 - Lawrence Rael

2. INVOCATION/PLEDGE OF ALLEGIANCE

Member Quezada led the Water Authority in a moment of silence and the Pledge of Allegiance.

3. APPROVAL OF MINUTES - November 9, 2022

A motion was made by Chair Peña, seconded by Member Quezada, to approve the minutes. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada
Excused: 2 - Jones, and Rael

4. PROCLAMATIONS AND AWARDS

5. PUBLIC COMMENT

6. ANNOUNCEMENTS/COMMUNICATIONS

A. Next Scheduled Meeting – January 25, 2023 at 5:00 PM

Chair Peña announced the next scheduled meeting will be January 25, 2023 at 5:00 PM.

7. INTRODUCTION (FIRST READING) OF LEGISLATION

- A.** [R-22-41](#) Authorizing an Agreement for Water and Sewer Service for Fiiz Drinks - Seven Bar Loop
Introduced
- B.** [R-22-42](#) Authorizing and Agreement for Water and Sewer Service for the Havenly Townhomes at Golf Course Rd. & Westside Blvd
Withdrawn

8. CONSENT AGENDA

Approval of the Consent Agenda

A motion was made by Chair Peña, seconded by Member Fiebelkorn, to Approve the Consent Agenda. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada

Excused: 2 - Jones, and Rael

- A.** [R-22-39](#) Setting an Official List of Albuquerque Bernalillo County Water Utility Authority Meetings for Calendar Year 2023
Passed
- B.** [R-22-40](#) Determining Reasonable Notice of Public Meeting of the Albuquerque Bernalillo County Water Utility Authority
Passed
- C.** [C-22-41](#) Approval of Contract with Wunderlich Malec Systems, Inc. as a result of P2023000001
Approved
- D.** [C-22-42](#) Approving FY2023 First Quarter Performance Indicator Report
Approved
- E.** [C-22-43](#) Approving FY2023 1st Quarter Operating Financial Reports
Approved

9. APPROVALS

- A.** [R-22-27](#) Approving and Authorizing a New Mexico Environment Department Appropriation for the Southside Water Reclamation Plant Outfall Construction Project
- A motion was made by Chair Peña, seconded by Member Fiebelkorn, that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada
- Excused:** 2 - Jones, and Rael
- B.** [R-22-28](#) Approving and Authorizing a New Mexico Environment Department Appropriation for the Bosque Non-Potable Water Reclamation Plant and Reuse Project
- A motion was made by Vice Chair O'Malley, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada
- Excused:** 2 - Jones, and Rael
- C.** [R-22-29](#) Approving and Authorizing a New Mexico Environment Department Appropriation for the Northwest Capacity Improvement and Expansion Project
- A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada
- Excused:** 2 - Jones, and Rael
- D.** [R-22-30](#) Approving and Authorizing a New Mexico Environment Department Appropriation for the Monitoring Well Construction Project
- A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:**
- For:** 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada
- Excused:** 2 - Jones, and Rael

- E. [R-22-31](#) Authorizing the Execution and Delivery of a Water Project Fund Loan/Grant Agreement By and Between the New Mexico Finance Authority (“Finance Authority”) and the Albuquerque Bernalillo County Water Utility Authority (The “Water Authority”), in the Total Amount of \$2,000,000 (\$1,800,000 Grant Amount/\$200,000 Loan Amount), Evidencing a Special Limited Obligation of the Water Authority to Utilize the Loan/Grant Amount Solely for the Purpose of Financing the Costs of the Water Authority’s Phase 7 Advanced Metering Infrastructure Project in the Manner Described in the Loan/Grant Agreement; Providing for the Pledge and Payment of the Loan Amount and an Administrative Fee Solely From Net Revenues; Certifying That the Loan/Grant Amount, Together With Other Funds Available to the Water Authority, is Sufficient to Complete the Project; Approving the Form of and Other Details Concerning the Loan/Grant Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent With This Resolution; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan/Grant Agreement

A motion was made by Chair Peña, seconded by Member Fiebelkorn, that this matter be Passed. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada

Excused: 2 - Jones, and Rael

- F. [R-22-32](#) Authorizing the Execution and Delivery of a Water Project Fund Loan/Grant Agreement by and Between the New Mexico Finance Authority (“Finance Authority”) and the Albuquerque Bernalillo County Water Utility Authority (The “Water Authority”), in the Amount of \$7,100,000 (\$6,390,000 Grant Amount/\$710,000 Loan Amount), Evidencing a Special Limited Obligation of the Water Authority to Utilize the Loan/Grant Amount Solely for the Purpose of Financing the Costs of the Water Authority’s Volcano Cliffs Arsenic Treatment Facility and Pump Station Upgrade Project in the Manner Described in the Loan/Grant Agreement; Providing for the Pledge and Payment of the Loan Amount and An Administrative Fee Solely for Net Revenues; Certifying that the Loan/Grant Amount, Together With Other Funds Available to the Water Authority, is Sufficient to Complete the Project; Approving the Form of and Other Details Concerning the Loan/Grant Agreement; Ratifying Actions Heretofore Taken; Repealing All Action Inconsistent with this Resolution; and Authorizing the Taking of Other Actions in Connection with the Execution and Delivery of the Loan/Grant Agreement

A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada

Excused: 2 - Jones, and Rael

- G.** [R-22-33](#) Amendment to the Approved Capital Implementation Program of the Albuquerque Bernalillo County Water Utility Authority for the Fiscal Year Ending June 30, 2023

A motion was made by Chair Peña, seconded by Member Fiebelkorn, that this matter be Substituted. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

A motion was made by Vice Chair O'Malley, seconded by Chair Peña, that this matter be Passed as Substituted. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

- H.** [R-22-34](#) Authorizing an Agreement for Water and Sewer Service For Golf Course Road-Westside Blvd Commercial Development

A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

- I.** [R-22-35](#) Authorizing an Agreement for Water and Sewer Service for KJ Estates - South

A motion was made by Member Quezada, seconded by Chair Peña, that this matter be Passed. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

- J.** [R-22-36](#) Authorizing an Agreement for Water and Sewer Service for Sonata Trails, LLC (NV LLC)

A motion was made by Chair Peña, seconded by Member Jones, that this matter be Passed. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

- K.** [R-22-37](#) Authorizing an Agreement for Water and Sewer Service for Unser Blvd NW/Crown Rd NW - Take 5 Oil Change

A motion was made by Chair Peña, seconded by Member Jones, that this matter be Passed. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Jones, Pyskoty, and Quezada

Against: 1 - Fiebelkorn

Excused: 1 - Rael

- L. [R-22-38](#) Authorizing an Agreement for Water and Sewer Service for Volcano Cliffs Subdivision

A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Passed. The motion carried by the following vote:

For: 6 - Peña, O'Malley, Fiebelkorn, Jones, Pyskoty, and Quezada

Excused: 1 - Rael

- M. [C-22-39](#) 2023 Federal Legislative Priorities

A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Approved. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada

Excused: 2 - Jones, and Rael

- N. [C-22-40](#) 2023 State Legislative Priorities

A motion was made by Chair Peña, seconded by Member Quezada, that this matter be Approved. The motion carried by the following vote:

For: 5 - Peña, O'Malley, Fiebelkorn, Pyskoty, and Quezada

Excused: 2 - Jones, and Rael

10. OTHER BUSINESS

- A. [OB-22-23](#) Drought Update

Received

11. ADJOURNMENT

The meeting was adjourned at time 6:00 PM.

Visit Our Website at 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.