



Albuquerque Bernalillo County Water Utility Authority Summary Minutes

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

Commissioner Eric C. Olivas, Chair
Councilor, Louie Sanchez, Vice Chair
Commissioner Barbara Baca
Councilor, Joaquin Baca
Commissioner Adriann Barboa
Mayor Timothy M. Keller
Councilor, Klarissa Peña
Trustee Gilbert Benavides

Wednesday, April 17, 2024

5:00 PM

Vincent E. Griego Chambers

1. CALL TO ORDER

Chair Olivas called the meeting to Order at 5:00 P.M.

Present 6 - Gilbert Benavides, Barbara Baca, Adriann Barboa, Klarissa J. Peña, Louie Sanchez, and Eric C. Olivas

Excused 2 - Timothy M. Keller, and Joaquin Baca

Alternate 1 - Samantha Sengel

2. INVOCATION/PLEDGE OF ALLEGIANCE

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

3. APPROVAL OF MINUTES - March 20, 2024

A motion was made by Member Olivas, seconded by Vice Chair Sanchez, that this matter be to approve the minutes. The motion carried by the following vote:

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

4. PROCLAMATIONS AND AWARDS

A. Quarterly Employee Recognition Awards

Chair Olivas presented employees with the quarterly recognition awards.

5. PUBLIC COMMENT

6. ANNOUNCEMENTS/COMMUNICATIONS

A. Next Scheduled Meeting – May 8, 2024 at 5:00 PM

Chair Olivas announced the next scheduled meeting will be May 8, 2024 in the Vincent E. Griego Chambers at 5:00 P.M.

B. United States Environmental Protection Agency, AQUARIUS Award

Chair Olivas presented the Environmental Protection Agency's AQUARIUS AWARD given to the Water Authority.

7. INTRODUCTION (FIRST READING) OF LEGISLATION

- *A.** [R-24-6](#) Authorizing the Executive Director to Enter into a Memorandum of Agreement with the Office of Natural Resources Trustee for Funds for the Southside Water Reclamation Plant (SWRP) Outfall Restoration Project

A motion was made by Member Olivas, seconded by Member B. Baca, that this matter be Introduced (Immediate Action). The motion carried by the following vote:

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- *B. [R-24-7](#) A Resolution Authorizing the Execution and Delivery of a Loan and Subsidy Agreement ("Loan Agreement") by and Between the Albuquerque Bernalillo County Water Utility Authority, New Mexico (the "Water Authority") and the New Mexico Finance Authority ("NMFA"), in the total amount of one million one hundred thousand dollars (\$1,100,000) (\$770,000 Loan Amount/\$330,000 Principal Forgiveness Subsidy) Evidencing a Special Limited Obligation of the Water Authority to Pay a Maximum Repayable Principal Amount of no more than Seven hundred seventy thousand dollars (\$770,000), Together with Interest, and Administrative Fees, and to Accept a Loan Subsidy of No More than Three Hundred and Thirty Thousand Dollars (\$300,000), For the Purpose of Financing the Costs of Extending and Improving the Water Authority's Joint Water and Sewer System (the "System") by conducting a lead service line replacement project and associated activities directly connected to planning, designing and replacing of lead service lines including an inventory/survey to determine If lead exists in the System lines and shall include drinking water facility construction project work necessary to complete the Project ("PROJECT"), and Soley in the Manner Described in the loan Agreement; Providing for the Pledge and Payment of the Loan Soley From a Senior Lien (But Not an Exclusive Senior Lien) on the Net revenues of the system; Approving the Form of and Other Details Concerning the Loan Agreement; Ratifying Action 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 Agreement

A motion was made by Member Olivas, seconded by Member B. Baca, that this matter be Introduced (Immediate Action). The motion carried by the following vote:

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- C. [O-24-1](#) Amending the Albuquerque Bernalillo County Water Utility Authority Water and Sewer Rate Ordinance to adjust Water and Sewer Rates for FY25; adjust the Utility Expansion Charge; adjust the Septic Tank and Chemical Toilet Charge; Update Water and Sewer Credit amounts; and Update Terms
Introduced
- D. [R-24-10](#) Appropriating Funds for Operating the Albuquerque Bernalillo County Water Utility Authority for Fiscal Year Beginning July 1, 2024, and Ending June 30, 2025
Introduced

- E. [R-24-11](#) Appropriating Funds for the Capital Implementation Program for the Albuquerque Bernalillo County Water Utility Authority for the Fiscal Year Beginning July 1, 2024, and Ending June 30, 2025, and 2025-2034 Decade Plan

Introduced

8. **CONSENT AGENDA**

Approval of the Consent Agenda

A motion was made by Member Olivas, seconded by Member Sengel, to Approve the Consent Agenda. The motion carried by the following vote:

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- A. [R-24-9](#) Authorizing the Removal of Certain Uncollectable Accounts from the Albuquerque Bernalillo County Water Utility Authority Accounts Receivable Records FY2019 and Prior

Passed

- B. [C-24-11](#) Increase to Contract 2024-0063 with Oracle for Adding Oracle Cloud Infrastructure services for Cloud

Approved

9. **APPROVALS**

- *A. [R-24-6](#) Authorizing the Executive Director to Enter into a Memorandum of Agreement with the Office of Natural Resources Trustee for Funds for the Southside Water Reclamation Plant (SWRP) Outfall Restoration Project

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

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- *B. [R-24-7](#) A Resolution Authorizing the Execution and Delivery of a Loan and Subsidy Agreement ("Loan Agreement") by and Between the Albuquerque Bernalillo County Water Utility Authority, New Mexico (the "Water Authority") and the New Mexico Finance Authority ("NMFA"), in the total amount of one million one hundred thousand dollars (\$1,100,000) (\$770,000 Loan Amount/\$330,000 Principal Forgiveness Subsidy) Evidencing a Special Limited Obligation of the Water Authority to Pay a Maximum Repayable Principal Amount of no more than Seven hundred seventy thousand dollars (\$770,000), Together with Interest, and Administrative Fees, and to Accept a Loan Subsidy of No More than Three Hundred and Thirty Thousand Dollars (\$300,000), For the Purpose of Financing the Costs of Extending and Improving the Water Authority's Joint Water and Sewer System (the "System") by conducting a lead service line replacement project and associated activities directly connected to planning, designing and replacing of lead service lines including an inventory/survey to determine If lead exists in the System lines and shall include drinking water facility construction project work necessary to complete the Project ("PROJECT"), and Soley in the Manner Described in the loan Agreement; Providing for the Pledge and Payment of the Loan Soley From a Senior Lien (But Not an Exclusive Senior Lien) on the Net revenues of the system; Approving the Form of and Other Details Concerning the Loan Agreement; Ratifying Action 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 Agreement

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

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- C. [R-24-5](#) Establishing One Year Objectives for the Albuquerque Bernalillo County Water Utility Authority in Fiscal Year 2025 to Meet Goals

A motion was made by Chair Olivas, seconded by Vice Chair Sanchez, that this matter be Passed. The motion carried by the following vote:

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

- D. [R-24-8](#) Authorizing the Executive Director to Enter into an Agreement with the Club Las Campanas to Suballot Storage Space in Abiquiu Reservoir

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

For: 6 - Baca, Barboa, Sengel, Peña, Sanchez, and Olivas

Excused: 1 - Baca

10. OTHER BUSINESS

A. [OB-24-7](#) 2024 Annual Operating Plan

Diane Agnew, Water Rights Manager presented the Annual Operating Plan.

Received

**B. [OB-24-8](#) Water Report and the U.S. Environmental Protection Agency (EPA)
Creating Resilient Water Utilities Case Study**

Carlos Bustos, Program Manager Water Conservation presented the Water Report and the U.S. Environmental Protection Agency (EPA), Creating Resilient Water Utilities Case Study.

Received

11. ADJOURNMENT

The meeting was Adjourned at 7:40 P.M.

*** IF THE PROPER ACTION IS TAKEN BY THE WATER AUTHORITY, THESE
ITEMS
WILL BE PLACED ON TODAY'S AGENDA FOR FINAL ACTION**

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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.