CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
Tuesday, December 22, 2009

REGULAR MEETING

TIME & PLACE: The Mayor and the City Commission of the City of Truth or Consequences in the County of Sierra and State of New Mexico met in Regular Session in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, on Tuesday, December 22, 2009 at 5:30 P.M.

PRESIDING OFFICER: The meeting was called to order by Mayor Montgomery who presided and Hazel F. Peterson, Deputy City Clerk acted as Secretary of the meeting.

ATTENDANCE: Upon calling the roll the following Commissioners were reported present:

Hon. Lori S. Montgomery, Mayor
Hon. Jerry Stagner, Mayor Pro-tem
Hon. Evelyn B. Renfro, Commissioner
Hon. Freddie Torres, Commissioner

Absent was:

Hon. Steve Green, Commissioner
Jay Rubin, City Attorney

Also present:
Mary B. Penner, Acting City Manager
Hazel F. Peterson, Deputy City Clerk

QUORUM: There being a quorum present the Commission proceeded with the business at hand.

CEREMONY: Mayor Montgomery called for fifteen seconds of Silent Meditation.

Mayor Montgomery called for the Pledge of Allegiance.

APPROVAL OF AGENDA: Mayor Montgomery called for approval of the Agenda.

"Commissioner Stagner moved approval of the Agenda as submitted."

Seconded by Commissioner Torres
Motion carried unanimously.

RESPONSE TO PUBLIC COMMENT: None.

COMMENTS FROM THE PUBLIC: Tony MacRobert came before the Commission with comments.
Ronald Fenn came before the Commission with comments.
Kim Audette came before the Commission with comments.
Linda De Morino came before the Commission with comments.

"Commissioner Stagner moved approval of the Consent Calendar as presented."

Seconded by Commissioner Renfro

Mayor Montgomery stated there is one thing she could clarify, the City did contact the Attorney Generals Office and this is the appropriate way to handle these violations, contrary to popular belief this is the correct way to handle this.

Commissioner Renfro stated the only thing that was noted was the fact that the individual Commissioner’s vote wasn’t recorded for Executive Session.

Motion carried unanimously.

DRAFT MINUTES: Mayor Montgomery stated the following are draft minutes from various boards provided to the Commission for their information, and are non-action items.

BOARD COMMITTEE & REPORTS: Veteran’s Park Advisory Board – Acting City Manager Penner stated she understood that Merry Jo Fahl would be in attendance but was not, but there is a recommendation from the Veteran’s Park Advisory Board to terminate the contract with Cindy Yarmal. She stated this Commission might want to table this item to another meeting so that Ms. Fahl could be in attendance.

"Commissioner Renfro moved to table the recommendation from the Veteran’s Park Advisory Board to the January 12, 2010 meeting."

Seconded by Commissioner Torres
Commissioner’s Montgomery, Torres & Renfro moved Aye
Commissioner Stagner Abstained
Motion carried.

PUBLIC HEARINGS: None.

JETSTREAM WIND, INC – KEN DANIEL: Mr. Ken Daniel stated he was a representative of the Jetstream Wind Corporation of renewable utility that is going to do business in the County of Sierra in the State of New Mexico.

He stated this is just an introduction, they are going to be doing business in the County of Sierra. He stated in generalities they are creating the only all hydrogen renewable energy power plant in the world that works on all renewable energy. He stated it will create a revenue source not only for the county but also for the city. He stated that right now the only business they are doing for the city is to look at purchasing the cities wastewater using it to power their hydrogen generator which would create a revenue cycle for the city. He stated right now they are looking at twenty five million gallons a year for four years.
Mr. Daniels continued to explain the renewable energy process.

Discussion ensued with no action taken.

Ms. Sager Evanson gave a brief history of the Sierra County Health Council and its workings and stated they are getting ready to write their grant proposal for their next four years of work and they would appreciate a letter of support specifically for their work in projects and also for the in-kind. She stated she wasn’t able to get a specific quote of what the in-kind would be for their offices space but several years ago she thinks it came off of the top of Ken James head that it was $1,000 a month so they figure it has to be at least $1,500 a month for the office space, and utilities, and maintenance.

“Commissioner Stagner moved to do a letter of support to include the referencing of the in-kind provided by the city.”

Seconded by Commissioner Torres
Motion carried unanimously.

Tony MacRobert reviewed Resolution #17-09/10 and explained that this is something that is done each year as a requirement of the CDBG.

Discussion ensued.

“Commissioner Renfro moved adoption of Resolution #17-09/10.”

Seconded by Commissioner Torres

Mayor Montgomery asked that a courtesy copy of this resolution be sent to the Housing Authority of Truth or Consequences.

Motion carried unanimously.

Tony MacRobert reviewed Resolution #18-09/10 and explained that this is also something that is done each year as a requirement of the CDBG.

“Commissioner Stagner moved adoption of Resolution #18-09/10.”

Seconded by Commissioner Renfro

Discussion ensued.

Commissioner Stagner asked that a courtesy copy of this resolution also be sent to the Housing Authority of Truth or Consequences.

Motion carried unanimously.

Bob Hupp explained to the Commission the purpose of this agreement between KOB-TV and the City of Truth or Consequences.

Discussion ensued.

“Commissioner Stagner moved approval of the Agreement for Tower and Equipment Lease between the City of T or C & KOB-TV, LLC and Assignment of License.”

Seconded by Commissioner Renfro
Motion carried unanimously.
AWARD OF BID
- BROADWAY & MAIN STREET PAVING IMPROVEMENT:

Acting City Manager Penner stated last week there was a bid opening that was held December 15th with WHPacific and city staff and the recommendation from WHPacific was that the base bid be awarded to Star Paving.

Discussion ensued.

"Commissioner Stagner moved approval to award the bid to Star Paving based on the bid documents of WHPacifics’ recommendations."

Seconded by Commissioner Torres
Motion carried unanimously.

LETTER OF SUPPORT TO NM RECYCLING COALITION:

Acting City Manager Penner stated that the NM Recycling Coalition has asked for a letter of support which is part of tonight’s packet and recommendation is for approval.

"Commissioner Renfro moved approval of the letter of support for the NM Recycling Coalition."

Seconded by Commissioner Torres
Motion carried unanimously.

OLD BUSINESS:

None.

REPORTS:

ACTING CITY MANAGER – Just wanted to wish everybody Happy Holidays.

COMMISSIONERS –

Commissioner Stagner – No Report.

Commissioner Torres – No Report.

Commissioner Renfro – Wish everybody a very Merry Christmas and a Happy New Year, and would like to commend Moises Garcia who was an employee of the city for over 30 years and is retiring at the end of this month and she wanted to congratulate him and wish him the best. She stated his position will be filled but he can not be replaced, he was a very loyal employee, always showed up to work, never complained, never abused sick leave or vacation time, just showed up and did a good job, he will be missed.

Mayor Montgomery – stated she received a call last week from Congressman Teague and he was successful in getting $125,000 for Sierra Vista Hospital so that’s money that will be able to be used for the construction. She stated she would like to thank Congressman Teague for getting that through for the community.

Ms. Montgomery asked of it was okay with this Commission to put the meeting time back to 6:00 P.M. beginning in January.

This was agreeable to the rest of the Commission.

Ms. Montgomery stated she wanted to wish everyone a Happy Holidays.

EXECUTIVE SESSION:

None.
OPEN MEETING:
CERTIFICATION

ADJOURNMENT:  There being no further business to come before the Commission the meeting was adjourned.

APPROVAL:  PASSED AND APPROVED this 12th day of January, 2010, on motion duly made by Commissioner  , seconded by Commissioner  , and carried.

LORI S. MONTGOMERY, MAYOR

ATTEST:

HAZEL F. PETERSON, DEPUTY CITY CLERK