CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
JANUARY 13, 2015
Workshop

The Truth or Consequences City Commission of the City of Truth or Consequences in the County of Sierra, and State of New Mexico met for a Workshop, in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, January 13, 2015 at 4:00 P.M., in the Commission Chambers, 400 W. Fourth, Truth or Consequences, New Mexico.

Mayor Sandra Whitehead welcomed everyone to the Workshop and explained we were here for:

1. Discussion/Public Input regarding Public Safety Complex; and turned the meeting over to Chief Mullins and Manager Fuentes.

   Juan Fuentes, City Manager, explained he would be turning the meeting over for a Presentation from Chief Priscilla Mullins.

   {Hardcopy of PowerPoint Presentation included for the records}

   Priscilla Mullins, Police Chief, stated we are here this evening for a proposal for a Public Safety Complex. During her first year as Police Chief, in 2012 we received notification from the Veterinarian, Doctor Dockins, explaining they would no longer provide sheltering services after 2018; we formed an Animal Shelter Task Force. She noted that the Task Force Members consisted on citizens, groups involved with Animal Services, Government Officials, naming the Members of the task force, noting meetings and then the Phases of the Animal Shelter Phases as:

   - Phase I – Location & Public Hearings
   - Phase II – Emergency Shelter, MOUS's other vested Stakeholders (Elephant Butte, Williamsburg, Elephant Butte and the County)
     Minimum required Equipment
     Personnel
     SOP's
   - Phase III Cost Analysis-Budget
     Speculation
     Architectural Plans
     Funding (Grants Loans, Fundraising, etc.)
   - Phase I – RFPs for Construction
   - Phase V - Construction Begins
   - Phase VI- Construction Completed
     Ordinance Revisions
     Spay/Neuter Programs
     Adoption Programs
     Pet Cemetery Program

Chief Priscilla Mullins explained the Task Force met with the City Building Inspector and they looked at numerous properties. She noted paperwork passed out to the Commission and the Circles representing the properties reviewed; and explained the locations the Task Force considered, noting pro's and con's for each. Explaining how the Task force came to the decisions that the logical choice for the Shelter was named as the Armory. The City Manager has been working on acquiring the property. Chief Mullins then directed attention to photos shown on the big screen, showing the need for additional room for evidence, and staff. She then explained Pro's and Con's for various properties, explaining the reason for determinations of each. Chief Mullins then explained the timeline of the conclusions; she outlined items and current location issues for evidence, weapons , narcotics storage , records, security, expansion, parking and radio communication; showing photos of several items in storage. Chief Mullins explained a Public Safety Complex is a priority, a Community One Stop Shop, Law Enforcement, Animal Control and Dispatch. She explained the reasons to consider the Armory as the location, showing on the screen the amount of room on the Armory property and noted the need for growth in the future, noting the Armory will have the required room needed. Records storage was another problem in the current location, noting another issue is security; explaining they have outgrown the current Station. She noted that leaves us three years to address a Shelter. Chief Mullins noted that the Commission had approved a part time employee to assist with the evidence; she then introduced Sergeant Michal Apodaca, Evidence Technician. Chief Mullins gave background on the Police Department locations. She then noted a number of PowerPoint presentation and introduced Sergeant Michael Apodaca.

Sergeant Michael Apodaca, Police Department Evidence Room Technician, explained the handout to the Commission, noting the PowerPoint presentation on the screen. He started by noting that Evidence is regulated by New Mexico State Statues, and read several statues. He explained that he took his concerns to Chief Mullins, regarding the Evidence Room, and with the support of City Manager Fuentes we brought in a part time employee to assist, we found over 5,000 items in a 550 square foot evidence room; last year alone 120 cases, which he noted several issues such as Evidence Storage, he noted that that could encompass multiple items. Sergeant Apodaca explained that as the inventory was in process, money was found in various rooms. He noted New Mexico Rules and Regulations for Evidence Rooms; the showing the current storage capacity, noting the Rules and Regulations for Evidence Rooms; he also explained NMML requirements for Evidence. Speaking about He explained that the New Mexico Municipal League had come and inspected the room, he noted liability concerns of items stored together, several photos were shown; Money, Drugs, Guns, and More Guns with other items, explaining the need for additional storage. Sergeant Apodaca explained process to release property, and other processes involved with evidence. Destruction Orders were explained, and the process of purging the evidence was described. He noted growth in the future and the increase in crime.

Chief Priscilla Mullins introduced Malissa Cordell, Police Department Records Custodian.

Malissa Cordell, Police Department Records Custodian, indicated several pictures shown on the screen. Records Storage at the current Police Department, the concerns for records storage due to the nature of the personal identifiers' in the Records, such as dates of birth, Social Security Numbers, indicating that in most cases they had to keep Records back to 1972; explaining we do have one such case which we must keep, she also explained National Standards. Ms. Cordell explained records, cases, state statues. Ms. Cordell explained the storage length of time depends on each case. She went through several photos of the current location, notating the lack of storage, showing some records boxed, and noted some were moved to a shed. She explained the information which was in the files

could be private information, or information on a case. Ms. Cordell explained the length of a case can mean the requirement to keep records for 75 years; explained

Chief Priscilla Mullins spoke of the current Police Department Building; noting the lack of space to grown, parking is limited, and only one handicap parking. Noting the parking during a recent exercise held at the Police Department; the exercise was losing any hope for element of surprise, (showing photos of several of the Agencies which participated in the exercise and how their cars were clearly visible something was going on.) She spoke about the parking for the City Tree Lighting and noted the lack of space for all the vehicles. She explained that she had contacted Jimmy Schraner to get his opinion regarding a remodel to the current Building, for future growth. She described how the building would not support a second level due to the design and structure; adding on to the current building, not. She outlined the need for additional parking, showing several slides on the screen, and explaining that an Evidence Room alone would be costly. Chief Mullins She explained Radio Communications, the dead zones as far as coverage for transmissions, and with the new banding, we going to need help. Chief Mullins explained that Barbara Schalkofski with SCERDA was in the audience, noting that Dispatch would add to the Complex making it a one stop shop.

Chief Priscilla Mullins stated that in 2014 we had lost seven Officers, even with the increased GRT, we continue to loose Officers to those higher paying offers. She explained that at the time, we didn't know of the need for an Animal Shelter. She stated Animal Control is a part of the Police Department. Chief Mullins stood for questions.

Mayor Pro-Tem Steve Green asked if there was asbestos.

Chief of Police Priscilla Mullins answered no.

City Manager Juan Fuentes noted he had some slides he would show the Commission of the conceptional design of the interior of the facility. We asked for an analysis. Answering Mayor Pro-Tem Steve Green's question, he answered they found some, it was unknown at this time is remediation was needed. He noted that for instance when you enter the panels there; they told us as long as you don't disturb them, you're alright. He explained the process, the need to know where we go from here, do we continue. He described various uses for the building, and explained the drawing shown. He noted his recent visit to the Armory Board. Addressing the items shown on the screen, City Manager Fuentes outlined the condition of the facility, showing several slides of architect's renderings of different rooms, and combining different services in one location. He noted that the Animal Shelter is a priority. There is more than enough property to grown. Ultimately it's up to the Commission and funding available. He noted this all started in 2012, and we are still trying to get the property. He noted our commitment is to 2018, he mentioned the time it takes to we want to reach that goal.

Commissioner Richter asked if the City Manager had said $5.5 Million for this.

Chief Priscilla Mullins continued the conversation with how the Task Force had viewed all the locations and choose the Armory Site.

Mayor Pro-Tem Steve Green asked Barbara Schalkofski if SCARDA pays rent.

Barb Schalkofski answered no.

Commissioner Kathy Clark noted her concern about Sergeant Apodaca's 5,000 items, are any of those items over the 90 days you mentioned.

Sergeant Michael Apodaca agreed it was a lot of property. Explaining that they must keep most for open cases, and some for evidence in another case, or waiting for disposition. He noted in most cases we had to keep them if the case is open. In some instances that time can be years. He explained other reasons we have to hold and the process to release the item. He explained the process for destruction, involving coordinating with the District Attorney, and the process necessary.

Commissioner Clark asked the Chief if they were shorthanded. She also stated her concerns regarding the information storage.

Chief Priscilla Mullins answered yes, we asked for an emergency hire, to assist us in the records.

Malissa Cordell spoke about the storage shed, the secure files, and steps taken to keep the information secure. She also explained the reason for keeping certain information for 75 years, and other requirements for evidence.

City Manager Juan Fuentes explained that is why this makes sense for the future.

Commissioner Kathy Clark asked about the 2010 census numbers, running an Animal Shelter, whether we looked at contracting it out to the private sector. She also asked if the facility would pay for itself, will we have to subsidize.

Juan Fuentes, City Manager, answered no, it will require additional funding, but it's another service we have to provide. He explained that an Animal Shelter will not pay for itself; staff will need to be added.

Jeff Richter, Commissioner, noted the earlier presentations, he stated we need to look at options; the current building, describing the building as a funeral home, and that's not the impression you want to give for a Police Complex. He descried the options were more, option one is do nothing, and that can't be a consideration; and the first option is to stay in where they are, it's not a good location, it doesn't have the parking, it's meant to be a funeral home. The only other option they bring to the Commission is it's the Armory. He stated as a Commissioner he needs more options than that, the cost of refitting, the remediation needs addressed, there's gonna be add-ons to it, not only that what is it gonna cost to put on these buildings, what is gonna cost to add on for the future, what's it gonna cost us to add on to these and are the buildings too old to add on. He explained the County remodel which was the jail and courts, it cost us a fortune. And we're not even keeping prisoners. He noted that back when we were looking at this Funeral Home property I think they were short sided, they were out of space, needed to move, we have to start looking at our future planning and looking at all the other options. He noted we need to work with the County and see if they are interested. What he is trying to He noted it's all about the money, what I wanna get away from is find an old building, fix it up, move out, he thinks they need to take a longer look, even at this right here, I've seen it over and over. Do we have to put something here, at all? Commissioner Richter made several comments about Socorro County. He commented on the length of time the Records must be kept. We need something with a bigger picture

on the cost. We need to have hard costs and we need to have several options, as far as records, he noted the safes used in County Offices, heavy doors, especially with narcotics and firearms.

Juan Fuentes, City Manager, gave the Commission a handout, noted address points, he stated yes, at that time we had hoped the Sheriff's Office would join us in co locating at one point, now the County has purchased a place for them, the Road Department is moving in there, and the Sheriff's Office is moving in there with them. This was paid for with road money. I don't know if they still have that on the horizon. Why are considering this property now, remember we need an Animal Shelter, and right now this property, we are seeking acquisition of this property free from the National Guard Armory Board; it's not costing us anything to acquire this property. We have some facilities on that property already, so that helps us. Just looking at the Animal Shelter it's going to be a facility about 1.7 Million for the Animal Shelter, and it's not uncommon, looking at Bernalillo County, recently on their November Election they did a bond, he believes they were looking for $15 million for their Animal Shelter Facilities. We already have the property; we just need the building to come in. He explained that this isn't where it has to be, but we don't have to worry about the property, all we have is a hundred thousand dollars and whatever the Chief was able to set aside for either equipment or this project. On the Public Safety alone, it looks to be closer to 3 million, and about $500,000 of that would be Dispatch, and they will contribute. This property

It doesn't necessarily mean this is where it's going to be because all we have is

pointing out that the Task Force had looked at 6 different locations. He discussed the needs of staff and the advice of the Task Force.

Chief Priscilla Mullins noted that the Hatch Chief was looking at the same thing right now, they are looking at buildings; noting that it was built in 2006, cost 1.8 million and they have outgrown it.

City Manager Juan Fuentes noted the estimates were done by NCA Architects.

Mayor Sandra Whitehead opened the meeting to Public Input.

Diane Lambardo, CATTS, approached and asked about grants for building, noting once they have a building they will finance things like gages and equipment, she spoke of the ASPCA and noted cutting costs.

Deb Peters, PD ACO, approached and noted we would have to contract with a vet, higher a manager with VetTech.

Mayor Pro-Tem Steve Green spoke of the PD, noting to help costs by donating 8th of a quarter, he asked of attracting and holding Officers.

City Manager Juan Fuentes told the Commission they were just waiting on the word, if this is the way we are going, or do we start all over. He explained the next step if the Commission wished to move forward,

Commissioner Kathy Clark stated she agreed with Commissioner Richter, pencil out costs to operate.

{Hardcopy of PowerPoint Presentation included for the records}

Mayor Sandra Whitehead closed the Workshop at 5:30 P.M.

CITY COMMISSION
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
JANUARY 13, 2015

Regular Meeting
Action Minutes

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 Special Session in full conformity with the law and ordinances of said Commission in the Commission Chambers of said City, January 13, 2015, following the Work Shop, with the meeting starting at 6:00 P.M.

Mayor Sandra Whitehead announced there were sign-up sheets on the table, for the meeting, and for three public Hearings which would be later in the meeting.

PRESIDING OFFICER: The meeting was called to order by Mayor Sandra Whitehead, who presided and Judy M. Harris, City Clerk acted as Secretary of the meeting.

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

Hon. Sandra Whitehead, Mayor
Hon. Steve Green, Mayor Pro-Tem
Hon. Jeff Richter, Commissioner
Hon. Kathy Clark, Commissioner

Also present:
Juan Fuentes, City Manager
Jay Rubin, City Attorney
Priscilla Mullins, Police Chief
James Morgan, PD Captain
Michael Apodaca, PD Sergeant
Malissa Cordell-Mena Cordell, PD Records Custodian
Judy M. Harris, City Clerk

Absent:
Hon. Ruben Olivas

Mayor Whitehead stated she wished to read something real quick.
She then read a letter of resignation she received, via email today, from Commissioner Ruben Olivas, effective 1/13/2015.

(A copy of Commissioner Ruben Olivas's email has been included for the record.)

Mayor Sandra Whitehead thanked Commissioner Olivas for his service. She

noted that she would request this item be on the future agenda, to see how we will proceed in filling this vacancy.

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

CEREMONY: Mayor Sandra Whitehead called for 15 seconds of silent meditation.

Mayor Sandra Whitehead called for Commissioner Kathy Clark to lead the Pledge of Allegiance.

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

Commissioner Kathy Clark requested to move Old Business No.4, just above New Business, please.

"Mayor Pro-Tem Steve Green move to approve the Agenda as presented by Commissioner Clark."

Seconded by Commissioner Kathy Clark.

Motion Carried Unanimously.

COMMENTS FROM THE PUBLIC: Michael Hogg, 516 Austin, approached and made comments regarding an email he sent City Commissioners regarding financials for the Senior Joint Office on Aging (SJOA). Mr. Hogg asked the email be disregarding the analysis he sent in.

Jon Hendry, 517 Austin/Dude Motel on Broadway, speaking as the President of the New Mexico Federation of Labor, he noted that the AFCIO and the National Unions are looking at the situation of wages. He spoke about local wages and the need for support. He stated that higher paying jobs are what this community needs.

Les DuFour, Golf Advisory Board, approached and made comments and thanked Golfers for showing up in support of working with the City on the Golf Course.

Mayor Pro-Tem Steve Green read an e-mail he had received from 83 year old Harv Kleinstiver, the letter explained Mr. Kleinstiver was a golfer and felt the

Community needs to support the Golf Course.

Harv Kleinstiver approached and remarked on the cost of Golf, he noted rates were high and we need a lower rate plan for our seniors. He noted the Course is in the best conditions he has seen in years. He stated the City was not supporting Howie and asked for Community Support.

RESPONSE TO PUBLIC COMMENTS:

None.

CONSENT CALENDAR:

Mayor Sandra Whitehead called for approval of the Consent Calendar, consisting of City Commission Meeting Minutes for 12/9/014 and 12/15/2014, Golf Course Advisory Board Meeting Minutes for 11/13/2014, and Accounts Payable Report for December 2014.

"Mayor Pro-Tem Steve Green moved to approve as presented."

Seconded by Commissioner Kathy Clark.

Motion Carried Unanimously.

PRESENTATIONS:

Mayor Sandra Whitehead turned the meeting over to Fire Department Chief Paul Tooley.

Paul Tooley, Fire Chief, approached Volunteer Fire Department. He remarked on having a soda cart from the 1920's; and gave a history of the Volunteer Fire Department, noting it was established September 2nd, 1923. Chief Tooley went over the qualifications and steps taken to receive a Fire Protection Classification; stating that they received notification they were now Classified as a 2. He explained he would be traveling to the PRC tomorrow with this same presentation. The Chief introduced all the Fire Department Members, giving the years of service.

(A complete copy of the T or C Fire Department Roster is included for the Record, also included in the record is a list of Firefighters on the Truth or Consequences Volunteer Fire Department, and a Fire Department Handout.)

Chief Tooley introduced State Fire Marshall John Standefer, Deputy State Fire Marshall Vernon Muller and Fire Department Inspector Louis Gonzales; who had all traveled here for this reason. Marshall Standefer noted that the Fire Department had done something pretty remarkable by earning the Classification of 2. He then explained that Nationwide there are 49,000 Class 1 fire stations, there are 750 Class 2's in the United States; and for a Volunteer Fire

Department to do that is phenomenal.

State Fire Marshall John Standefer made a few comments; he noted how the funding came about, and how good this rating made him look. Achievement made by the Truth or Consequences Volunteer Fire Department in earning the Fire Classification of 2; acknowledging the accomplishment made.

(A small break allowing people to leave)

Mayor Sandra Whitehead announced that next was a Presentation from the Swimming Pool Task Force, she asked Millie McLeod and Jane Green to approach.

Millie McLeod approached; she noted that Jane Green had been unable to attend due to an illness. She explained the Task Force had come up with Policy & Procedures for the Pool. They acquired pool benches, removed the vending machines from the facility, and had added mirrors and clothing hooks. She explained Black tarps for passive solar heat. She noted they hoped the High School would fine use for the pool in the future, She explained the Task Force looked at funding issues, and would continue to seek to acquire grants for the Pool.

Sandra Whitehead, Mayor, introduced Randy Ashbaugh.

Randy Ashbaugh approached; he noted the letter he had given to the Commission. He explained he had requested the time in front of the Commission to present an outline of City needs.

Reading from a prepared list, Mr. Ashbaugh described work needed on 3rd Street (State Highway 51), widening of turn lanes and road work. He noted work needed to clean up alleys and grade, move out dumpsters, and use stronger Code Enforcement to keep them clean. He stated sidewalks need to be installed on Marie Street, 3rd Streets and 9th Street. Christmas Decorations needed throughout the town. Sweep all streets, cutting grass and weeds in sidewalks, especially Austin Street. Add recycle dumpsters on North end of town. He stated the City needed to support the welcome center on the north end of town; the tour bus should go through downtown and out 3rd Street with a downtown pickup location. He noted the City needs a full time Grant writer. He spoke regarding Utilities extended to north end of town to cemetery and up Kopra Street, put in sewer, water and electric. He stated the City needed to support Spaceport 200%, along with Virgin Galactic, and SpaceX, as they have created jobs, he noted we need to support roadwork on Upham Road. Mr. Ashbaugh noted the City should work with the City of Elephant Butte, and Sierra county to promote each other. He stated the City needs to cut back on impact fees, as we have no construction happening now. Mr. Ashbaugh spoke of refocusing on winter visitors, making more activities happen, an all-out effort to clean up the

town, tear down condemned structures and take a tougher Code Enforcement on trash and cars on private property. He mentioned working with the Veterans on their new facility, and supporting the Hospital in their effort for a new facility sometime in the future. Mr. Ashbaugh noted we need to enhance the municipal golf course, work with the County to enhance infrastructure. Mr. Ashbaugh ended his presentation by noting we must address the drug problems in the town.

PUBLIC HEARINGS: Mayor Sandra Whitehead called for Public Hearings, noting the three scheduled for this meeting; Proposed Resolution for Colonias Infrastructure, Proposed Ordinance Renewing Franchise Fee with New Mexico Gas, and Proposed Ordinance Amendment to Animal Control Code. Mayor Whitehead asked for anyone wishing to sign up, do so at this time. (No one came forward.)

PUBLIC HEARING: Proposed Resolution Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project approval to The New Mexico Finance Authority or the Colonias Infrastructure.

Bill Slettom, ACM/CDD, approached he noted this is described as a Public Hearing, for Public Input, it is not a requirement for this application, but it is the procedure we followed last year, at this time, when we applied for Colonias Funding, so we are doing it again this year; we published a notice, posted it on the Website, and what we are looking at is the Waste Water Treatment Plant, Phased Project; he stated it's actually Phase 2A; he said this a description of the entire project, Phase 1 was UV (Ultra Violet) disinfection System, this would replace chlorine gas for disinfecting, so it'll conceive considerable safety advantages and benefits to the workers and the community. A Belt Filter Press Facility, this will improve our process for treating sludge. New Aerators and Supports, very important piece of equipment. He explained all is working well; however it is old enough that parts are hard to come by for some of the equipment, there will be significant electrical upgrades and controls. Phase 1 is a $4.5 Million dollar project. Phase 2A would be two new Clarifiers, at the Facility, $1.6 Million dollar project. 2B is a Digester Basis, Oxidation Oval rehab, improve our Emergency Overflow, new Piping and Electrical Components; $2.4 Million dollar project.

Mr. Slettom noted Phase 3, which is Anoxic Basin; $1.2 Million. He listed the project total at $9.7 Million, a very ambitious undertaking, however, the last time there were significate updates to the Facility was 1996, and processing waste water is extremely caustic and wears out equipment much faster. Mr. Slettom stated therefore we need to look to the future and take on an ambitious project like this one. He wished to bring the Commission up to date on where we are with the Project Application and our funding. He explained that Phase 1; was recommended to us by USDA that we break the entire project down in phases that would make it easier for them to grant us pretty significant sums of money. We received a $3.6 Million dollar grant, coupled with a $910,000 loan; this was awarded by USDA on August 21st of last year. The process started when we did

an intention to file application, public meeting, and two years ago, in January of 2013. Our application was filed with USDA in July of 2013; we were notified that we would be getting a grant, and more than a year later, we still don't have a grant loan closing, which will happen sometime later this year, we're hope sometime in October. So to get us to that closing date the Commission approved a Bridge Loan from RCAC to get us to that closing period. That loan gets paid off at the time of closing, so even though it's a significate amount of money we have it for a very short period of time. The contracts for design and construction bid documents is in place and are actually being worked on by our consultants, Smith Engineers. We are hoping construction will finally start this year. Phase 2A, the Clarifiers is a $750,000 grant that we received; he noted a mistake on the paperwork saying there is no match. This was submitted to the Finance Authority Colonias Infrastructure fund.
Mr. Slettom explained the application process and noted that the first application which was submitted in March of 2013 was denied. The Second Application submitted March 2014 and awarded the $750,000.00. We were just notified this morning that the Closing on that loan is on February 6, 2015, noting the time in-between the two dates. The Third Application, which is what we are talking about tonight, will be submitted January 16 2015 asking for $750,000 as a continuation of Phase 2A. We have a contract for design and bid documents all prepared for phase 2A, but it's not in place as of today. (He showed the Commission the amount of documents for last year, he noted it was about a pound and a half of paper) We also received $135.00 in Legislative Capital Outlay that was awarded in the 2014 session. These are funds from Severance Tax Bonds. He noted that the process is lengthy and stressful to get all these documents put together. He stated it is really a part of the story, once you get a grant you have to administer it, and that is where you need to have patience, staff has to be familiar with all the requirements, and be able to meet all these deadlines, or avoid having to give the money back.

Mayor Sandra Whitehead noted no one had signed up to speak; she closed the Public Hearing at 7:22 PM.

No signatures were received, either as proponent or opponent.

(Complete Copy of Handout and PowerPoint Presentation for the Record)

With no further on this Public Hearing, Mayor Sandra Whitehead closed the Public Hearing at 7:22 PM.

NEW BUSINESS: **PUBIC HEARING**: An Ordinance renewing the Franchise Fee Agreement with New Mexico Gas Company, Inc.

Juan Fuentes, City Manager, explained that this is a Franchise Fee Agreement that is adopted by Ordinance with New Mexico Gas Company. This was an agreement that has expired; the City had a 25 year agreement with New Mexico

for a Franchise Agreement of 2%. The Agreement has expired and before you, in Public Hearing. The agreement with New Mexico Gas, the franchise fees will remain the same with the same terms and conditions, and the Rate under the new proposed agreement will remain the same, at 2%. He noted that funds from the franchise fees are put in the General Fund for operating purposes. Manager Fuentes stood for questions

Mayor Sandra Whitehead stated that no one had signed up for this Public Hearing.

(No signatures were received, either as proponent or opponent.)

With no further on this Public Hearing, Mayor Sandra whitehead closed the Public Hearing at 7:24 PM.

PUBLIC HEARING: Proposed Ordinance Amendment to Animal Control Code.

Jay Rubin, City Attorney, explained we had a workshop last month, at that time he presented to the Commission a draft of the proposed Ordinance for Publication. At that time we discussed this and the Commission instructed him to make some changes, which has been done. Going over the changes noted Section 3-3 Definitions Section; you have the definition of "care" and "Continually" and Continually will replace Continuously, we also have a definition for "household". On Section 3-4 we have a new provision for Service Animals; we discussed this in the workshop and put the definitions of the ADA (American Disability Act) into the equation.

Section 3-5 We expanded the Ordinance regarding Cruelty; in paragraph (a) we added an important sentence which reads "when a law enforcement officer of an animal control officer has probable cause to believe that an animal has been cruelly treated, the officer may impound the animal for its protection pending appropriate court proceedings.

On Section 3-5 we added requirements for food, water, shelter, veterinary care and shade.

On Section 3-8-1.a.It shall be unlawful for any owner to possess or harbor more than four dogs or cats, in any combination thereof, four months of age or older on their premises, where the business of buying selling, breeding, training or boarding of pets is not carried on. We added a sentence that animals that are the property of visitors who stay in a household longer than 90 days in a calendar year shall be included in the calculation of total animals for that household. On (b) we changed Animal Control Officer to City Clerk.

In Section 3-71 License required; we put animals trained as qualified service animals, and the fee; where we changed fifty dollars, to the Clerk may charge a fee. The city clerk shall charge a fee for a dog or cat that has not been spayed

or neutered, unless the owner presents a signed statement from a licensed veterinarian stating that spaying or neutering would be a surgical risk for the animal, due to the animal's age or condition.

With no further, Mayor Sandra Whitehead closed the Public Hearing at 7:31 PM.

Mayor Sandra Whitehead thanked City Employees in the audience.

NEW BUSINESS: Discussion/Action: Resolution #21 14/15 Colonias Infrastructure; Bill Slettom, Assistant City Manager/Community Development Director (ACM/CDD)

Bill Slettom, ACM/CDD, explained that in light of earlier discussions he would stand for questions. He also stated to add the City of Williamsburg. He explained there were others in the audience if the Commission had questions he could not answer.

Juan Fuentes, City Manager, wished to commend Bill Slettom, Traci Burnette, Lisa Mattingly, and staff, for their efforts on this.

With no further, Mayor Sandra Whitehead called for a motion.

"Mayor Pro-Tem Steve Green moved to approve Resolution No. 21 14/15 Authorizing and Approving Submission of a completed application for financial Assistance and Project Approval to the New Mexico Finance Authority Colonias Infrastructure Fund for improvements to the Wastewater Treatment Plant."

Seconded by Commissioner Kathy Clark.

Mayor Sandra Whitehead called for a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote.
Hon. Jeff Richter responded AYE to a Roll Call Vote.
Hon. Kathy Clark responded AYE to a Roll Call Vote.

Motion Carried Unanimously.

Discussion/Action: Resolution No. 22 14/15 Sponsorship for Recreational Trails Program Application and Maintenance Contract.

Bill Slettom, ACM/CDD, explained the City is proposing to submit an application to the South Central Regional Transportation Planning Organization (SCRTPO) for a bike route project. During the presentation, Mr. Slettom had a PowerPoint presentation on the screen and provided a handout for the

Commission and for the Record.

Mr. Slettom identified a bike route that starts at Ralph Edwards Park and runs to the NM State Park Del Rio Campground on Hwy 51, a distance of 4.1 miles. He explained a Project Feasibility Form was submitted to the South Central Regional Transportation Planning Organization (SCRTPO) and accepted as a feasible project. A preliminary application meeting with the SCRTPO representative, the NMDOT Urban & Regional Planner, Commissioner Clark and City Staff; was held in December and requirements for the grant application reviewed. He noted that one of the requirements is a Resolution of the governing body to apply for and accept a grant award. He stated that the project is described I the 2014 Comprehensive Plan. The grant amount requested is $15,000.00 the City match is 14.56% ($2,184.00) in-kind or cash. He noted that a transportation engineer is required to design the project with the guidance of NMDOT Division 1. Mr. Slettom noted we will hire a Transportation Engineer, and seek out the support of MainStreet for letter writing and the State Parks.

Mayor Pro-Tem Steve Green thanked Commissioner Kathy Clark and Bill Slettom for spearheading this.

Commissioner Kathy Clark thanked Bill Slettom and noted speaking to the County today, who would like to see this on their agenda.

Commissioner Jeff Richter asked if the intent to do a whole job for this? A discussion of keeping cost in control was discussed. Commissioner Richter clarified this can't be a project that can overrun. He discussed Riverside Drive and spoke of private and public property, and problems with properties.

Bill Slettom, ACM/CDD, noted that Commissioner Richter had raised some interesting angles on this. He stated they would get with DOT on this to answer some of those questions, where do we stand. We hope to come up with a scope of work, it will need to be run by ADOT to see where we stand, it would be changing the scope of the Street and make it recreational. As one last comment, Mr. Slettom advised that the project is described in the ICIP, which you adopted last year. Mr. Slettom also answered several questions from Commissioner Richter and then asked several of his own. He explained how this all came about and added that this project was in the ICIP, and Comprehensive plan.

"Mayor Pro-Tem Steve Green moved to approve Resolution No. 22 14/15 Declaring the eligibility and intent of the City of Truth or Consequences to submit an application to the New Mexico Department of Transportation for Federal Fiscal Year 2016/2017".

Seconded by Commissioner Kathy Clark.

Commissioner Kathy Clark asked about other problems.

Mayor Sandra Whitehead called for a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote.
Hon. Jeff Richter responded AYE to a Roll Call Vote.
Hon. Kathy Clark responded AYE to a Roll Call Vote.

Motion Carried Unanimously.

Discussion/Action: Resolution #23 14/15 Budget Adjustment

Juan Fuentes, City Manager, explained this Resolution amends the fiscal year budget, we are amending 3 funds; the USDA Waste Water Treatment Plant Fund, the Fire Fund and the Lodgers Tax Fund. We are amending the USDA Waste Water Treatment Plant fund, to account for the RCAC bridge loan that Bill spoke about earlier. He explained the Revenue side and the Expenditure Side. We have invoices that will be reimbursed to the City and paid related to this project. We are amending the Fire Fund to account for $100,000 grant that the Fire Department received from money; it is a Fire Protection Grant.

Explaining the Fire Fund Revenue and Expenditure and the Lodgers Tax Fund to add $20,000 Expenditure, he noted the funding would be used for phase one of the Healing Waters Plaza, I'm recommending to the Commission, to fund phase one. He explained having the ability to move forward will bring us closer to seeking federal outlay money. It would be seed money working with staff and MainStreet and the public. He explained the upcoming Centennial Celebration for the City.

Commissioner Kathy Clark, these funds that you suggest we use to help develop the Healing Trail (Plaza); she understood we have $100,000 in the Lodgers Tax.

City Manager Juan Fuentes stated that is correct.

Commissioner Kathy Clark stated so these are funds that are available to us.

City Manager Juan Fuentes stated that is correct.

Commissioner Kathy Clark asked why does it cost $20,000 to get a design for the Healing Waters Plaza.

City Manager Juan Fuentes stated this is up to that amount. We're just using that number as a budget number, to seek out quotes, Bill has reached out to some, and that's what we're looking at. It doesn't mean we're going to use it all $20,000 but it's giving us the ability to move forward in seeking a design.

Commissioner Kathy Clark asked about the requirements for the plans, she asked could someone from the City draw it up the plan and did

City Manager Juan Fuentes noted the intent of this was obviously to go out and

explained the funding we are going after and mentioned that at one time MainStreet had brought a drawing from a professional firm, this would be to seek out and come up with a design. City manager Fuentes explained the past plans, including a plan that MainStreet had a connectional design that gave us that vision that it could be.

Mayor Whitehead called for questions or comments.

"Mayor Pro-Tem Steve Green moved to approve Resolution #23 14/15 A Resolution requesting Budget Adjustments in the revenue and expenditure Budget for Fiscal Year 2014-2015."

Seconded by Mayor Sandra Whitehead.

Mayor Sandra Whitehead called for a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote.
Hon. Jeff Richter responded AYE to a Roll Call Vote.
Hon. Kathy Clark responded AYE to a Roll Call Vote.

Motion carried Unanimously.

Discussion/Action: Selection of 2015 Community Development Block Grant Project.

City Manager Juan Fuentes explained he would be going over a brief presentation and will show only a couple of slides of his presentation, regarding the Community Development Block Grant Application. He noted basically the objectives were to benefit principally low & moderate income families. Aid in the prevention of slum or blight, meet urgent Community Development needs where an existing condition poses a threat to the health & welfare of the community and other financial resources are not available. 9 Million was the previous amount awarded for the past Fiscal Year; the Eligible applicants were described. Eligible Activities were Community Infrastructure, Housing, Public Service Capital Outlay and Economic Development, Emergency, Planning, Colonias.

City Manager Juan Fuentes explained that the City and Village of Williamsburg are considered Colonias. He went through the ineligible activities, program requirements and application requirements. Noting that the application requests are limited to $500,000 Planning Grants. You may also submit a phased request. Manager Fuentes noted that in application requirements. Manager Juan Fuentes noted the Public Meeting, here at the Commission Chambers. We did public hearing and required notices in Spanish and English. Unfortunately we did not

have any public participation. Our Staff was present; we did go over the guidelines. He explained he had made the presentation to the local Rotary Club on this same program. Comments brought to me were Drainage, downtown, and streets as well. In meeting with Staff it was recommended that we apply for For rehabilitation of existing manholes. He noted that Jesus, Traci and Julian were in the audience, should they be needed.

Julian Garcia, Water Department Supervisor, approached the podium and explained we were to get some funding for manholes; the 21 inch line that comes from Cherry Lane on Riverside, all the way to the Treatment Plant on Veater. Various photos were shown on the screen, showing locations of manholes and the condition of each manhole was expressed. The Manholes which required immediate attention were discussed in length. Mr. Garcia did explain that part of OSHA regulations, we are not allowing in the manholes.

The Commission asked several questions regarding pictures showing damage to manholes. Various comments were made regarding conditions and how to repair or replace manholes.

City Manager Juan Fuentes noted this is a critical issue right which we need to operate. With the limited resources those departments have we will use funding until we can receive the amount we are requesting. He also explained submitting an application from the Water Board.

(A full copy of the Presentation, a handout & map were provided for the record.)

Mr. Garcia fielded several questions regarding photos of manholes shown on the screen; liners were discussed.

Commissioner Jeff Richter noted this is a case of immanent failure.

Mayor Sandra Whitehead called for a motion.

"Mayor Pro-Tem Steve Green moved to approve to authorize Staff to submit the 2015 Community Development Block Grant Project; to replace City manholes."

Seconded by Mayor Sandra Whitehead.

Mayor Sandra Whitehead called for the vote.

Motion Carried Unanimously.

Discussion/Action: Proclamation for Centennial Celebration.

City Manager Juan Fuentes read the Proclamation; noting that in 2016 anniversary celebration, throughout 2016. He explained there are not a lot of communities that can say they've been around 100 years. Manager Fuentes

spoke of the Celebration, and noted that Elephant Butte also would be celebrating. The Community was encouraged to participate.

'Mayor Pro-Tem Steve Green made a motion to approve the Proclamation for Centennial Celebration.'

Seconded by Mayor Sandra Whitehead.

Motion Carried Unanimously.

Discussion/Action: Establishment of a City Business and Economic Task Force.

City Manager Juan Fuentes explained that we heard from Randy Ashbaugh. He explained the purpose of the City Business and Economic Task Force is to gather input from the business community on issues and concerns that City business owners and operators might have, as well as to seek suggestions on what the City and businesses can do working together. He showed a graph on the screen, explaining to the Commission how we look at the General Fund expenses. He then spoke of the Budget and gap on the graph. He spoke about tourism and meetings that he has attended. He noted that while developing our plan, and promote activity in the Community, by reaching out to the business owners, and others. He noted this would come back to the Commission. The Task Force will report to the Commission, suggest policy changes, and suggest economic development. He mentioned speaking to the County Manager, people in Real Estate; he explained he had gone to meetings; we need to focus on future, implement policy and promote activity in the Community. Noting he wished for Bill and himself to be on the Task Force.

Commissioners discussed the need for City Business and Staff to submit letters of interest or willingness to participate. It was understood that this would be an ongoing discussion.

"Mayor Pro-Tem Steve Green moved to authorize Staff to move forward with establishment of a City Business and Economic Task Force."

Seconded by Commissioner Kathy Clark.

Motion Carried Unanimously.

Discussion/Action: Branding and Marketing

Commissioner Kathy Clark wanted to summarize what we've been talking about. Tourism is our market, we really need to put the emphasis on tourism, she noted that we are missing events, needing to get back on board and bring tourist in. In the Tourism Board meeting, some statistics for the Visitor Center; in 2010 there were 1285 people, in 2011 2005, and in 2013 2899 visitors. She explained the trend has doubled in the last year.

Discussion/Action: Convention/Visitors Center, Lodgers Tax

Commissioner Kathy Clark explained that she had requested Mr. John Hendry attend and address the Commission. She noted that Mr. Hendry was State Marketing Director under the Richardson administration; and is familiar on this topic.

City Manager Juan Fuentes noted the information provided in the Packet is the State Statue regarding the Convention Center Financing Act. This is an Act that allows Municipalities to implement a fee that will help finance and operating a visitor's center. He noted Mr. Hendry is familiar with the Act and he will be summarizing some of the benefits of the Act. He spoke about funding for the Visitors Center.

John Hendry explained he was Marketing Director for the state under the Bill Richardson Administration; we're talking about a new tax, to be used to run a Visitor Center for a time. Visitor Centers are two of the best ways to attract tourism dollars. What it does it take people who drive by, who pass by without stopping, drops them here and encourages them to stay; and encourages those already here to spend more money. He noted the principal of this tax is to raise money; it's a proven way to get people to spend more money in the Community. Mr. Hendry noted he agreed with Mr. Ashbaugh's report, but noted we need to get those tourist here, good paying jobs in our Community. He spoke well of Joanie Griffin and her work here. The point of this tax is to raise more money from tourists that come here, to encourage the tourist to spend here and to eat here, charge up that credit card.

City Manager Juan Fuentes explained this would be done by Ordinance, and can be for up to $2.50 per room, for each stay, in addition to the Lodges Tax, as long as it doesn't exceed $2.50 the Commission can do as you please.

Mayor Pro-Tem Steve Green stated we have no choice but to do this, in his opinion. We are stuck in a place where we are fighting for every dollar. He explained the purpose of the fee and the opportunity to generate revenue.

Commissioner Kathy Clark explained the tax and how the money is not easy to find, and get the money from tourism.

Commissioner Jeff Richter asked what action to be taken

City Manager Juan Fuentes explained it could be approval for staff to proceed forward to work on an Ordinance, to impose a fee to be determined by the Commission on this Act.

Commissioner Jeff Richter asked what the plan is for this, he asked numerous questions on where it would be, what planning is going with this. He noted his concern.

Mayor Pro-Tem Steve Green asked the City Attorney if we take this, without voting on it now, and bring it back after we come out of executive session.

City Attorney Jay Rubin stated he didn't see why not.

"Mayor Pro-Tem Steve Green made the motion to table this item to be put back on the agenda for tonight's agenda, after we come out of executive session."

Seconded by Kathy Clark.

Commissioner Clark asked Mr. Hendry what he had seen the percentage used for.

Mr. Hendry answered you can only use for convention/visitor center; it cannot go into your general or promotional budget.

Mayor Sandra Whitehead explained we have a motion and a second for this item to be put back on the agenda for tonight's agenda, after we come out of executive session."

Motion Carried Unanimously.

Discussion/Action: Update on SJOA & Determination on relationship with AAA of New Mexico.

Commissioner Kathy Clark explained she was going to pull this, because Patsy Barnett is talking to the Cabinet Secretary on exactly these issues. She was looking for a letter of support. Her intent is to let the Cabinet Secretary know they have made the necessary corrections.

Discussion/Action: Agenda Items

Mayor Sandra Whitehead explained she had asked this be put on the Agenda, our rules of procedure, she explained problems with the agenda being posted three days prior to a meeting. Should we have a cutoff date for our packets? She explained sometimes the person wants to research the item. The cutoff date is Wednesday, so by the time everything comes to the Clerk. Sometime we don't get these packet in a timely fashion. Should we put a definite date on when we would like to see a final agenda?

Mayor Pro-Tem Steve Green noted he was accustomed to pick up his packet on Friday. He would like to make it two fold, what makes sense for the Commission and what makes sense for the Clerk.

Commissioner Kathy Clark spoke of issues on when and how this needs to be published; I hate to put more on the Clerk.

City Manager Juan Fuentes wanted to recognize that the Clerk's Office do a lot of hard work at that Office. Clerk Harris has taken the steps for the Clerks to have access to the website for postings. He explained that 4 to 5 days is typical for other Communities.

OLD BUSINESS:

Discussion/Action: Final Adoption Ordinance #658 renewing Franchise Fee with New Mexico Gas

City Manager Juan Fuentes stood for question regarding the Ordinance; it is a 25 year term with a two percent rate.

"Mayor Pro-Tem Steve Green moved to approve renewing Franchise Fee with New Mexico Gas, at 2%."

Seconded by Kathy Clark.

Mayor Sandra Whitehead requested a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote
Hon. Jeff Richter responded AYE to a Roll Call Vote
Hon. Kathy Clark responded AYE to a Roll Call Vote

Motion Carried Unanimously

Discussion/Action: Final Adoption Ordinance #659 Amending Animal Control

code.

Jay Rubin, City Attorney, stated he went through the proposed changes in the Public Hearing, he recommends going forward with the Ordinance.

"Mayor Pro-Tem Steve Green moved to approval of Final Adoption of Ordinance #659 Amending the Animal Control Code."

Seconded by Commissioner Kathy Clark.

Mayor Sandra Whitehead requested a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote
Hon. Jeff Richter responded AYE to a Roll Call Vote
Hon. Kathy Clark responded AYE to a Roll Call Vote

Motion Carried Unanimously

Discussion/Action Golf Course Irrigation System, et al.

Commissioner Kathy Clark thanked those I the audience who stayed for three hours for us to get here. She also thanked Waste Water for their patience. Commissioner Clark noted she thought everyone had been to the Golf Course, and noted there is trouble. We have so many other things going, what she wanted to discuss is the way we do business. She brought the discussion to the new pump house, she spoke of priming problems, and she described paying Smith Engineering.

Jesus Salayandia, WWTP Director approached and described the work necessary to keep the station primed. He noted they came up with moving the station completely, he noted you would not have to worry about check valves and excreta. The maintenance issues are still going to be there. His recommendation is to build the new Pump House.

Commissioner Kathy Clark spoke about not being able to get the fixed value from the City, she asked about various amounts of money being spent at the Golf Course. She asked the Commission if they liked that kind of business.

Commissioners answered no.

Commissioner Jeff Richter noted priming issues, moving the pump, screen problems and noted screens needed to be cleaned on a scheduled basis.

Mayor Sandra Whitehead noted that they could clean the filters one a week.

Jesus Salayandia noted it could be done if they had more help.

City Manager Juan Fuentes noted needs for the department, stating that Waste Water is operating in the red. He explained this has been an ongoing issue for 7 years.

Mayor Pro-Tem Steve Green mentioned the pump house, move or don't move, hear priming issues, filter issues. He asked how we are addressing problems.

Jesus Salayandia explained filter replacement; he discussed installing swivels and scree cleaning. They had an incident where a check valve came off, so we took care of that; its class 1 water, a lot of stuff gets through. Howie uses a lot of water; he explained water usage had to be reported to the State.

Commissioner Kathy Clark mentioned Mr. Thornbush had ideas on this. Maybe we need to clean them once a week.

Commissioner Jeff Richter spoke of priming issues and maintenance issues. He spoke of terms of the contract. And mentioned the limited budget Jesus has.

City Manager Juan Fuentes remarked on rates, requirements from USDA. It gives Jesus money for additional staff, money for equipment. He explained that they cannot use Waste Water Money for painting the Golf Course; we have to use general fund money. Do we increase more to hire additional personnel?

Mayor Pro-Tem Steve Green asked is it either move the pump house, or that will fix one of the problems. Or if we don't move the pump house then what.

City Manager Juan Fuentes noted it was the Commissioner's discretion what they want to do. Then we have to find an alternative, a fix to the problem.

Is there something we can do asap, so we can get this going?

Jesus Salayandia talked about pumps and screens being cleaned. The main issue is the priming pump.

Mr. Jeff Thornbush approached; he noted he worked as a water operator for several years. He spoke about foot valve, resizing the intake piping, moving the station downhill, He noted is does not require a State Certified Operator. He spoke about a foot pump fixing one problem. This is ab out a foot valve, the one there is too large; because of the sizing difference it creates a problem. Moving the Pump Station downhill is an expensive fix.

Commissioner Clark asked Mr. Thornbush if he would be willing to help with repairs. And asked Howie if that would work.

Mr. Thornbush stated yes, but he would need more information.

Howie Tucker, Golf Pro, answered yes mam.

Commissioner Kathy Clark thanked everyone for the discussion.

REPORTS:

City Manager, No Report.

City Attorney, No Report.

Mayor Pro-Tem Steve Green thanked the Organization and Churches whose volunteerism made the Holiday season a little brighter. He thanked the Staff for Christmas Decorations. Regarding lost assets, he reached out about the Long Horn Organization and they ran into trouble with the Feds. Had discussion with Nancy Edwards, the rodeo arena needs to be painted, she suggested RV slots, make water available for horses. Ms. Edwards is willing to come in and help us with her time and energy to move forward. Rebecca Down is sponsoring AmeriCorps group to come back again. she also offered up some of her senior volunteers.

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Commissioner Jeff Richter reported that City crews installed some sidewalks at the schools, they did a really good job, the curb is much better, they got some new forms, and he noted he was really pleased with that. It's outstanding. He wished to commend them for a job well done. On the County Commission on the agenda for a procurement preference, he asked if it changed, and it did. What is does is it give a preference to local businesses when evaluating. He noted he suggested this to Mr. Fuentes, thinks that at the next meeting, we will be discussing the procurement policy.

Commissioner Kathy Clark, No Report.

Mayor Sandra Whitehead reminded everyone that the Open Forum would be this Thursday, January 15th, at 4PM till 6pPM, she invited everyone other to attend and voice their opinion.

EXECUTIVE SESSION:

Mayor Sandra Whitehead announced next was Executive Session;

1. Purchase, Acquisition or Disposal of real Property 10-15-1H (8)
   a. related to Property at 1310 Nickel
   b. related to the Tor C Visitor Center
2. Pending or Threatened Litigation 10-15-1H (7)
   a. related to Henson D-721-CV-2014-000107

"Mayor Pro-Tem Steve Green moved to the meeting be closed for executive Session for items the Mayor just said."

Seconded by Commissioner Kathy Clark.

Mayor Sandra Whitehead called for a Roll Call Vote.

Hon. Sandra Whitehead responded AYE to a Roll Call Vote.
Hon. Steve Green responded AYE to a Roll Call Vote
Hon. Jeff Richter responded AYE to a Roll Call Vote
Hon. Kathy Clark responded AYE to a Roll Call Vote

Motion Carried Unanimously

OPEN SESSION: Mayor Sandra Whitehead noted Commission was now back in open session.

Mayor Pro-Tem Steve Green stipulated that only matters pertaining to:
1. Purchase, Acquisition or Disposal of real Property 10-15-1H (8)
   a. related to Property at 1310 Nickel
   b. related to the Tor C Visitor Center
2. Pending or Threatened Litigation 10-15-1H (7)
   a. related to Henson D-721-CV-2014-000107

He noted discussion incurred, no vote taken."

"Mayor Pro-Tem Steve Green stated that he would like to stipulate Regarding
1. Purchase, Acquisition or Disposal of real Property 10-15-1H (8)
   a. related to Property at 1310 Nickel

Motioned that the Commission Authorize Staff to move forward with disposition of real property located at 1310 Nickel that will result in sale of the property."

Seconded by Commissioner Kathy Clark.

Mayor Sandra Whitehead called for a vote.

Motion Carried unanimously.

"Mayor Pro-Tem Steve Green stated that Regarding
1. Purchase, Acquisition or Disposal of Real Property 10-15-1H (8)
   b. related to the Tor C Visitor Center

Motioned that take Lee Belle Johnson building, located on Foch Street, and turn it into a SpacePort Information and Travel Center or Visitor Center, and to authorize staff to reach out immediately to Christine Anderson, and possible have Commissioner Clark should be the one to make that phone call."

Seconded by Commissioner Kathy Clark.

Commissioner Jeff Richter amended the motion to state "interim".

Motion Carried Unanimously.

"Mayor Pro-Tem Steve Green made a motion to direct Staff to prepare an Ordinance to initiate a 1% fee for the Visitor Center, to implement the fee and one percent will be to cover maintenance and operation of the Convention or Visitor Center."

Seconded by Commissioner Kathy Clark.

Motion Carried Unanimously.

ADJOURNMENT: With no further business to come before the Commission, Mayor Sandra Whitehead called for a motion to adjourn.

Seconded by Commissioner Kathy Clark.

Motion Carried Unanimously.

CERTIFICATION: Passed and approved this 27th day of January, 2015, on a motion made by Commissioner Jeff Richter and seconded by Commissioner Kathy Clark, and carried.

Steve Green, Mayor Pro-Tem

ATTEST:

Judy M. Harris, City Clerk