

Steven Green
Mayor

Sandra Whitehead
Mayor Pro-Tem

Kathy Clark
Commissioner



Rolf Hechler
Commissioner

Joshua Frankel
Commissioner

Juan A. Fuentes
City Manager

505 Sims St.
Truth or Consequences, New Mexico 87901
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REGULAR MEETING

THE REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, IS TO BE HELD IN THE COMMISSION CHAMBERS, 405 W. 3RD ST., ON TUESDAY, JANUARY 24, 2017; TO START AT 9:00 A.M.

A. CALL TO ORDER

B. INTRODUCTION

1. ROLL CALL

Hon. Steve Green, Mayor
Hon. Sandra Whitehead, Mayor Pro-Tem
Hon. Rolf Hechler, Commissioner
Hon. Kathy Clark, Commissioner
Hon. Joshua Frankel, Commissioner

2. SILENT MEDITATION

3. PLEDGE OF ALLEGIANCE

4. APPROVAL OF AGENDA

C. COMMENTS FROM THE PUBLIC (3 Minute Rule Applies)

D. RESPONSE TO PUBLIC COMMENTS

E. PRESENTATIONS

1. Presentation on an update for the Truth or Consequences Fire Dept. Paul Tooley, Fire Chief

F. CONSENT CALENDAR

1. City Commission Regular Minutes, January 10, 2017
2. Public Utility Advisory Board Minutes, December 19, 2016
3. Subrecipient 2nd Quarter Reports, FY 2016/2017 and 2nd Quarter Subrecipient Report, FY 2015/2016 Contract Extension for TBA/Bountiful Babies

G. ORDINANCES/RESOLUTIONS/ZONING

1. Ordinance No. 675 for publication amending Chapter 2, Article III, Division 5 of the Code of Ordinances related to the City Attorney. Juan Fuentes, City Manager
2. Ordinance No. 676 for publication amending Chapter 2, Article III, Division 3, Section 2-99 of the Code of Ordinances related to the Assistant City Manager. Juan Fuentes, City Manager
3. Resolution No. 07 16/17 related to Park Fees. Renee Cantin, Clerk-Treasurer
4. Resolution No. 21 16/17 LEDA Building Permit Fees. Juan Fuentes, City Manager
5. Resolution No. 22 16/17 Budget Adjustment and USDA Bank Account Funds transfer to the General Fund. Melissa Torres, Finance Director

H. UNFINISHED BUSINESS

1. Discussion/Action: Punk Greer Rodeo Arena Improvements. Steve Green, Mayor
2. Discussion/Action: Welcome Information for new Utility Customer's moving into town. Steve Green, Mayor

I. NEW BUSINESS

1. Discussion/Action: Appointment to the Public Utility Advisory Board. Renee Cantin, City Clerk-Treasurer
2. Discussion/Action: Approval to name the new Dog Park as the Firehouse Dog Park. Renee Cantin, Clerk-Treasurer
3. Discussion/Action: To authorize City Staff to advertise a request for proposals for Architectural/Engineering Services for the Regional Law Enforcement Complex. Juan Fuentes, City Manager
4. Discussion/Action: DFA Quarterly Report. Melissa Torres, Finance Director
5. Discussion/Action: Legal Services Contracts with Holt, Mynatt, Martinez, P.C. Juan Fuentes, City Manager
6. Discussion/Action: Letter of Support to the New Mexico Hospitality Association to remove the three room minimum requirement for Lodger's Tax at this Legislative Session. Steve Green, Mayor
7. Discussion/Action: Selection of a Date for Public Forum for end of February, early March. Steve Green, Mayor

J. REPORTS

1. City Manager
2. City Commission

K. ADJOURNMENT

NEXT CITY COMMISSION MEETING FEBRUARY 14, 2017



E.1

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Presentation on an update for the Truth or Consequences Fire Dept.

BACKGROUND:

Fire Chief Paul Tooley will make this presentation.

STAFF RECOMMENDATION:

None. Presentation Only.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017



F.1

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Approve the minutes of the City Commission Regular Meeting for January 10, 2017.

BACKGROUND:

None.

STAFF RECOMMENDATION:

Approve the minutes.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017

**CITY COMMISSION MEETING MINUTES
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
CITY COMMISSION CHAMBERS, 405 W. 3RD St.
TUESDAY, JANUARY 10, 2017**

A. CALL TO ORDER

The meeting was called to order by Mayor Steve Green at 9:01 a.m., who presided and Renee Cantin, City Clerk-Treasurer, acted as Secretary of the meeting.

B. INTRODUCTION

1. ROLL CALL

Upon calling the roll, the following Commissioners were reported present.

Hon. Steve Green, Mayor
Hon. Sandra Whitehead, Mayor Pro-Tem
Hon. Kathy Clark, Commissioner (by telephone)
Hon. Rolf Hechler, Commissioner

Absent: Hon. Joshua Frankel, Commissioner (Excused)

Also Present: Juan Fuentes, City Manager
Renee Cantin, City Clerk-Treasurer

Mayor Green added he would like the record to reflect Commissioner Frankel has been out sick and is excused from this meeting.

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

2. SILENT MEDITATION

Mayor Green called for fifteen seconds of Silent Meditation.

3. PLEDGE OF ALLEGIANCE

Mayor Green called for Commissioner Hechler to lead the Pledge of Allegiance.

4. APPROVAL OF AGENDA

Mayor Pro-Tem Whitehead moved to approve the agenda. Commissioner Hechler seconded the motion. Motion carried unanimously.

C. COMMENTS FROM THE PUBLIC (3 Minute Rule Applies)

Mayor Green called for Public Comment, noting the three minute rule applies, and any material for the Commission was to be left in the black box by the podium.

CITY COMMISSION JANUARY 10, 2017 REGULAR MEETING MINUTES

LaRena Miller, Director of the Geronimo Trails Visitor's Center in the Lee Belle Building addressed the Commission related to:

1) Gave a report on the Visitor's at the Lee Belle Johnson Visitor's Center. During 2016, they greeted 6,676 Visitors who signed in, which is 36% more than 2015. About 20% of them come from Outside the United States; 55% are from State's other than New Mexico; maybe 20-25% from Outside of Sierra County in New Mexico; and only about 5% come from Sierra County. And most of those from Sierra County are because they are bringing Visitor's, picking up information to send to Visitor's so they can decide what to do when they come visit. They mailed out 81 Visitor and Relocation Packets; Provided 395 Conference Bags of information and distribution; they responded to 1,284 email requests for information (which was up 27% from last year because people are wanting to do things electronically); They answered 431 telephone calls for information (they also try to refer them to the proper parties for the correct answers if they don't know them). Spaceport America has been helpful in increasing the numbers and in turn, they assisted with keeping their Visitor's Center open during October, November, and December at the request of the city. Another thing that has helped tremendously is the City having a Marketing Agent who sends Press Releases out and such, it helps a lot more people find us. She thanked them for their time.

Diane Lombardo, Silver St. addressed the Commission related to:

1) Kudos to PALS and Diane and Carole for doing such a terrific job in getting it going. It's really in the City's court now, so let's get it going.

2) She is wondering why the City is requiring Driver's License for employees of the city. She has a license and she loves it and knows most people have one. She knows at least three people in this town who are highly qualified for city jobs and cannot apply because they choose not to drive for whatever reason. If you look into their work history you will know they have Computer Skills, Management Skills, and are highly qualified dedicated people who can't work for the city because they don't have a license. She's not talking about people who lost their license for criminal offenses, she's talking about some who do not choose to have one or for disability reasons. These people would be great assets to the city and they can't even apply. One of them, their family has lived here for generations and if you want to know about them you just have to ask.

Ron Fenn, Truth or Consequences addressed the Commission related to:

1) He read a letter that was refused by both newspapers and no comments from the City Commission. It's called Public Corruption. The complete letter is part of the Agenda Packet file. This is an excerpt from a letter on the website which will be posted on the Save our T or C Recreation Center Facebook page.

Ron Pacourek addressed the Commission related to:

1) Last month the Public Utility Advisory Board voted to appoint a member to the board because they are short one and it has not been included on the agenda and he has requested it to be added. He is wondering why it's not on the agenda.

2) They voted months ago to expanding the Public Utility Advisory Board by two members to include the impact fees. He asked at their last meeting what the status of that was and nobody had an idea. He would appreciate if someone would get back to

them on what's going on and why Randy Ashbaugh has not been on the agenda to be approved.

D. RESPONSE TO PUBLIC COMMENTS

Commissioner Hechler responded in regards to Mr. Ashbaugh not being on the agenda. He has not met all of the requirements and he is aware of that and is working on that. And once he is, this Commission will be able to vote on that.

Mayor Green thanked Diane for her comments, and said it was a point well taken. He asked LaRena just so the Commission can have a sense of what's in it, if a relocation packet can be left at City Hall. So when the Commissioner's come in to pick up their information they might have a chance to go through that and see what is actually in them. He is quite sure it's perfect, but they would just like to see what is going out to the public and there might be some input the Commissioner's would like to see put in.

E. PRESENTATIONS

1. Proclamation recognizing January 22-28, 2017 as School Choice Week in Truth or Consequences. Steve Green, Mayor

Mayor Green read the proclamation recognizing January 22-28, 2017 as School Choice Week in Truth or Consequences.

2. Presentation by PALS. Carole Wheeler & Linda DeMarino

Ms. Wheeler brought an update on where they are with the Off Leash Dog Park Project. In the beginning, what was needed was the location, the fencing and the signage. With those in mind, they went through the budgeting process and the Commission included the unfunded items for the location and concept in the 2016-2017 budget. So, what we do have now is the location, the fencing which was donated, the money for the amenities to proceed with the startup and for the signage. Their proposed budget was a \$20,000 startup cost and with in-kind and donations they have raised \$22,750 for the startup of the Dog Park. It's time they feel, to build the Dog Park, they would like to have it placed on the agenda for action and hope to pass it to the city for the construction phase and they are hoping to have it up and running by March 1st. with the blessing of the Commission, the majority of the people like Firehouse Dog Park name concept. They would like it renamed to the Firehouse Dog Park and asked for Commission approval on that. They are asking to place this on the agenda or possibly have a workshop if that's what it takes to get it started. It would be great if we had it going and up and running by Fiesta. It would take a couple of months for the users to get used to it also. MainStreet and Linda have been a great help and with their help, the donations were able to be tax deductible. They also thanked John Hendry for the donation of the fencing. They have two individual donors who donated over \$500, one organization that donated \$100, and a local business that donated \$50. A Foundation that wants to help the animals of the area donated just about \$5,000. She thanked the City Commission for their concern, interest, and guidance. The biggest start up thing is the line locates, and the Commission approval.

Mayor Green said the fencing was donated and that was a huge gift. He asked if the city is responsible for putting in the fencing or did the gift come with putting it in. Ms. Wheeler responded from her conversation with Mr. Hendry, he would like the city to do the line locates so he can bring a crew and dig the holes and set the fence. He doesn't want to be responsible for digging. Once the fencing is done, he will then go purchase the three gates that are necessary. She is not sure that's changed. Mayor Green asked if it would be fair to say the amenities will be the benches, doggy cans, doggy bags.

Ms. Wheeler added the Foundation provided the funding for the amenities, they will have three poop stations where you can stuff used shopping bags in, two all weather, outdoor message centers, with Plexiglas and lockable, where we can post thank you's to sponsors and business of the month supporters, dog park rules; and three all-weather benches one for each section (one section for large dogs, one for small dogs, and one for single use for people whose dogs aren't old enough or may be in heat); lockable permanent storage bench to keep hoses, rakes, shovels, etc. for volunteers. She added these are not necessities, but we have the opportunity to start with these right off the bat. The City won't have to provide them but maybe down the road we can get some funding for shade shelter. To get the park going, this is a great start.

Mayor Green wants to express his thanks for the initiative PALS has taken. It's a lovely example of citizens who see a need where possibly the city can't fulfill that need at that particular time. But your passion and ability to gather likeminded people, start with a concept, recruit interested people, and to now have a start date of March 1st, you all are to be commended. Ms. Wheeler wanted to make sure they understand this is not a one person operation. They have all been wonderful and the City Resident's and Linda DeMarino has also been a great help.

F. CONSENT CALENDAR

1. Joint City/County Commission Workshop Minutes, December 13, 2016
2. City Commission Regular Minutes, December 13, 2016
3. Accounts Payable, December 2016

Mayor Pro-Tem Whitehead moved to approve the Joint City/County Commission Workshop Minutes for December 13, 2016; the City Commission Regular Minutes for December 13, 2016; and the Accounts Payable for December 2016. Commissioner Hechler seconded the motion. Motion carried unanimously.

G. UNFINISHED BUSINESS

1. Discussion/Action: Punk Greer Rodeo Arena Improvements. Juan Fuentes, City Manager

City Manager Fuentes gave an overview of the Commission Action Form where it noted the request to bring this item back after the workshop. To start the process of how it would be best to move forward with the improvements presented by Commissioner Luna. He spoke to the County Manager and he believes they will be taking this item to their next meeting. We do not have funds set aside now for these improvements and if

that is the will of the Commission, then we can certainly aim for a budget adjustment at the next meeting. Some of the work will be done in-house and we do have Parks Staff working on some of our facilities, and Streets Staff working on a sidewalk project. So we would use Facility Staff to try to assist in this project or other projects. As you just heard with the Dog Park, there is another thing we will have to prioritize. We also have to decide whether all of its done in-house or some is contracted out. But specifically on this item, he will stand for questions and suggestions as far as budget and the priority for this project. He believes the recommendation was for the upgrades to be done by Memorial Day which is May 29th.

Commissioner Clark asked the City Manager to remind her of what the amount was for updating those facilities. City Manager Fuentes said he believes the total amount was \$55,000.

Mayor Green filled Commissioner Clark in on what the basic discussion was related to this request. The first thing Vice Chair Luna wanted to do would be to bring the ground down by about a foot. He would personally like to see what the County's position is on this because we've asked them to partner with us and share the expenses. He'd be very interested to see if the County sees fit to be involved financially.

Commissioner Clark responded that was kind of where she was going, if we could see what the County was going to do before we go in and make a budget adjustment. She understands what they need with the dirt and she totally agrees with that and the ponding issue. She asked if we will have the information of whether we are going to partner with them before the next meeting. City Manager Fuentes does not know but will certainly be following up with the County Manager today to let them know what the questions were. Mayor Green believes the County normally has meetings on the third week and for some particular reason they have changed their meeting to January 24th which coincides with our meeting. So it will be impossible for City Manager Juan Fuentes to get that answer and we can put it on for the first meeting in February. Commissioner Clark added, so conceivable we would have three and a half months to get that done before Memorial Day. Mayor Green suggests that we wait, we've asked the County to partner with us on this, we should wait to see what their attitude is.

Commissioner Clark moved to approve to postpone action until we have definitive information from the County. Commissioner Hechler seconded the motion. Motion carried unanimously.

H. NEW BUSINESS

1. Discussion/Action: Reappointment of Lee Ann Tooley to the Housing Authority Board. Renee Cantin, City Clerk-Treasurer

City Clerk Cantin addressed the Commission with the Housing Authority Board's recommendation where they unanimously approved to reappoint Lee Ann Tooley to the Housing Authority Board.

Mayor Pro-Tem Whitehead moved to approve the reappointment of Lee Ann Tooley to the Housing Authority Board. Commissioner Hechler seconded the motion. Motion carried unanimously.

Mayor Green would like to make sure we send a letter. City Clerk Cantin confirmed this. And he also requested we thank them for volunteering to serve. City Clerk Cantin confirmed that is also included.

2. Discussion/Action: Welcome Information for new Utility Customer's moving into town. Steve Green, Mayor

Mayor Green presented his idea from when he was a kid and someone new would come into town and a group called the Welcome Wagon would take them a Bundt cake or something which was kind of a nice ice breaker. We have new people coming into our community and the one office they have to go to is the Utility Office, so he thought we should put together a welcome bag. He thanked LaRena Miller from Geronimo Trails who has offered to donate these bags if the city didn't want to get their own bags. He is thinking we could purchase some bags which are \$125 for 250 bags and put the City Logo, the address, telephone number, and our website on the bag. And after someone comes in to get their Utilities turned on, they would be given this bag. It would include a welcome letter and he read the welcome letter. He would like the Commissioners to write welcome letter so we can put them together and create a finished product. In the packet, he has information about: Recycling (in English and Spanish); Sierra Health Council Community Resources; Library; Dog Licenses; Hospital; SJOA New Mexico Workforce Solutions; the Artists Guide; Sierra County Visitor's Guide; Brochure about our Hot Springs; Geronimo Trail National Scenic Byway; Geronimo Springs Museum; Veteran's Park and Museum; Sierra County Travel Guide; the Teen Club; Business License; and MainStreet. He asked if they think it's a good idea to please communicate what they would like to see on the welcome letter and in the bag or what they would not like to see in it so we can add it to the next agenda for action.

Commissioner Clark feels it's a great idea. She further thinks they should be delivered directly to the door and they appreciated the more personal touch. She feels we should continue this discussion and there might be some other things that might be added, but the personal touch is a nice thing to do. As long as the Utility Department didn't feel it was an extra burden on them, then she's fully supportive of this project. Mayor Green responded his idea was they would be premade in groups of 25 in the office and could be given by the Utility Department when they open an account before they walk out. To him it sets a nice table.

Mayor Pro-Tem Whitehead thinks it's a good idea. But we have to find out what the cost will be of the bags and where this money will be taken from and does it take away from other projects and activities for the city and the employees. And is this something that's going to be promoted and handed out to every individual that comes in or is it just going to sit in a closet and not handed out because we don't have enough resources to do that. So we have to take into consideration a lot of these ideas. Again, it's a great

welcome package to the community, but we don't want to waste any of our financial resources at this time either. Mayor Green responded he understands and there are some good points she made. However, he doesn't feel like it would stress staff to reach down and give one to a person who has opened a new account. And not to be facetious, but if the community can't spend \$125 to welcome people to it, we are doing something dramatically wrong and we're in the wrong business. And if that comes to where the City can't find \$125, he will do what Carole Wheeler and her group have done and will get us the money.

Commissioner Clark moved to approve bringing it back for discussion to the next meeting. Commissioner Hechler seconded the motion. Motion carried unanimously.

I. REPORTS

a. City Manager

- 1) We have two new hires at the Airport. They are currently receiving some training from Steve Spaw whose last day is tomorrow. He thinks the two new hires will be a great addition and assets to the City and the Airport. We are looking at making some administrative changes with the resources that we have to better address the needs at the Airport.
- 2) Staff is still working with the Auditor's and we are making progress. We hopefully will have that completed by the end of this month.
- 3) Kudos to Gloria Franke who is doing a great job and started taking down the fencing at the Louis Armijo Park. We received some compliments about how it's more open and looks much better. And she is addressing a lot of the maintenance and improvements of the facilities, but there is still much more to be done.
- 4) City Offices are Closed on Monday the 16th in observance of Martin Luther King, Jr. Day.

b. City Commission

Mayor Pro-Tem Whitehead wished all of her fellow Commissioner's, Manager Fuentes, Staff, all City Employees a Happy and Prosperous New Year.

Commissioner Clark same as Mayor Pro-Tem Whitehead. Mayor Green agreed.

Mayor Green started with thanking all of the Organizations, Churches, and Volunteers who made Christmas a lot happier for the young and the older in our community.

2) He had a phone call followed up by an email in relationship to business licenses and business permits. One of the questions was, when a person or a business employs an out of town contractor, does that contractor know that each subcontractor must have a business license to do business in the city. That may or may not be happening. Also, they were concerned about renewals of business licenses. So he would like to ask staff to put together a brief outline of the procedures for renewals.

CITY COMMISSION JANUARY 10, 2017 REGULAR MEETING MINUTES

How do we keep track of it when people hire out of town contractors, and they bring out of town contractors; is the license or permit say in black and white that you are responsible and that you will be held responsible for the Business Licenses of the subcontractor's that you will be hiring to do the job. There seems to be some misunderstanding and lack of understanding of the process. He hopes that will solve some of the angst he is hearing in the community.

J. ADJOURNMENT

Mayor Pro-Tem Whitehead moved to adjourn at 9:50 a.m. Mayor Green seconded the motion. Motion carried unanimously.

Passed and Approved this ____ day of _____, 2017.

Steven Green, Mayor

ATTEST:

Reneé L. Cantin, CMC, City Clerk



F.2

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Approve the minutes of the Public Utility Advisory Board for December 19, 2016.

BACKGROUND:

None.

STAFF RECOMMENDATION:

Approve the minutes.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017

**CITY OF TRUTH OR CONSEQUENCES
PUBLIC UTILITY ADVISORY BOARD
MONDAY, DECEMBER 19, 2016**

REGULAR MEETING MINUTES

Regular meeting of the Public Utility Advisory Board of the City of Truth or Consequences, New Mexico to be held in the City Commission Chambers, 405 W. Third, Truth or Consequences, New Mexico, on Monday, December 19, 2016 at 5:30 P.M.

INTRODUCTION:

PRESENT:

George Szigeti, Chairman
Jeff Dornbusch, Vice-Chairman
Ron Pacourek, Member
Gil Avelar, Member

ALSO PRESENT:

Traci Burnette, Grant/Project Coordinator
Andy Alvarez, Sanitation Director
Ruby Otero Vallejos, Water/Wastewater Admin. Assistant
Angela A. Torres, Deputy City Clerk

APPROVAL OF AGENDA:

Vice-Chairman Dornbusch moved approval of the agenda.

Member Pacourek seconded the motion. Motion carried unanimously.

APPROVAL OF MINUTES - REGULAR MEETING HELD MONDAY, NOVEMBER 17, 2016:

Chairman Szigeti asked that "the final date of completion" be added to the Wastewater Improvements Project portion of the minutes.

Member Pacourek moved approval of the November 17, 2016 minutes with the changes suggested by Chairman Szigeti.

Vice-Chairman Dornbusch seconded the motion. Motion carried unanimously.

COMMENTS FROM THE PUBLIC:

There were no comments from the public.

NEW BUSINESS:

Discussion/Update: Grants and Projects Update – Traci Burnette, Grant/Project Coordinator:

Water System Improvements:

Phase 1 of the Water Trust Board Application for improvements to the Cook Street Facility will include the installation of a new storage tank, and a replacement of the existing gas chlorination disinfection system. The application did make the first cut for the Water Trust Board and was recommended to the Legislature as a viable project. We will not hear anything official from them until May 2017.

Application to Colonias for a Downtown Drainage Masterplan:

An attempt will be made to coordinate an application to USDA for downtown waterline improvements.

Collaboration with South Central Council of Governments (SCCOG) on the Community Development Block Grant (CDBG Grant):

The environmental review is being finalized and is a really long process. They are in the “tail end” of waiting for a few returned letters. Once those are received they will be making a request for an Obligation of Funds. Once that is approved, they can then go out for RFP for engineering services.

Phase 1 for Wastewater Improvements:

They are looking at a substantial completion of construction in January 2017, with a final completion set for February 2017. The completion will include the new belt filter press, a new concrete solids processing pad, new aeration equipment, new ultraviolet disinfection equipment, a new odor control system, manholes at the Wastewater Treatment Plant, flow meters and pumps, some electrical improvements and an update to the SCADA system at the Wastewater Plant.

Phase 2a - Clarifiers at the Wastewater Treatment Plant:

Both clarifiers will be replaced. They went out to bid and Smith Engineering has recommended that they award Phase 2a to Smith Co. They estimate the construction to begin in February or March of 2017. But first they have to wait for RMCI to clear the scene before Smith Co. can come in and do any work.

Phase 2b Wastewater Treatment Plant Improvements:

The cost for Phase 2b is approximately 5.2 million dollars which has been allocated from USDA. Upgrades will include the installation of a new rectangular aerobic digester basin, rehab of the oxidation oval concrete, installation of concrete lining to the emergency pond, and Sewer Pump Station improvements to the Nickel lift station, Clancy lift station, Mims pump station and the North Date lift station.

Discussion/Update: Water/Wastewater Department - Jesus Salayandia, Water/Wastewater Director:

Mr. Salayandia could not make it to the meeting therefore there no updates were given.

Discussion/Update: Solid Waste Department – Andy Alvarez, Sanitation Director:

Mr. Alvarez reviewed the holiday trash pick-up schedule with the Board.

On December 5th – December 9th there was a Recycling Certification Course held, and three (3) Sanitation Department employees passed the exam.

In 2017 Mr. Alvarez plans to look into purchasing some side-loader dumpster trucks. He also wants to eventually change from the use of commercial dumpsters to poly-carts for commercial buildings.

Chairman Szigeti complimented Mr. Alvarez on painting the recycle dumpsters.

COMMENTS FROM THE BOARD:

Chairman Szigeti asked that we add the Electric Pass-through to next month's agenda. Chairman Szigeti also noted that he would like to see the Utility Summary Reports added back to the agenda on a quarterly basis.

Member Pacourek announced that the City now offers budget billing for utility customers.

COMMENTS FROM STAFF:

Deputy Clerk Torres reminded the Board that both January and February's PUAB meetings fall on a holiday and will be scheduled the following day. January's meeting will be held Tuesday, January 17, 2017 and February's meeting will be held Tuesday, February 21, 2017.

ADJOURNMENT:

There being no further business to come before the Public Utility Advisory Board, George Szigeti, Chairman, declared the meeting adjourned.

APPROVAL:

PASSED AND APPROVED this 17th day of January, 2017, on a motion duly made by Kon Pacourek, seconded by Jeff Dornbusch and carried.


George Szigeti, Chairman
Public Utility Advisory Board



CITY OF TRUTH OR CONSEQUENCES
CITY MANAGER'S OFFICE
505 SIMS STREET
TRUTH OR CONSEQUENCES, NEW MEXICO 87901
PHONE: (575) 894-6673 EXT 320 FAX: (575) 894-0363

F.3

COMMISSION ACTION FORM

ITEM:

Second Quarter Subrecipient Reports, FY 2016/17
Second Quarter Subrecipient Report, FY 2015/16 Contract Extension for TBA/Bountiful Babies

PURPOSE OF ACTION:

Review

BACKGROUND:

Contract requires that recipients of Subrecipient Grants submit a quarterly report to the City by the 15th of the month following the quarter.

STAFF RECOMMENDATION:

Not Applicable

SUPPORT INFORMATION:

Second Quarter Reports

Name of Drafter: Linda Sparks	Department: City Manager's Office	Meeting: 1/24/17
E-mail: lsparks@torcnm.org	Phone: 575-894-6673 Ext. 320	

SUBRECIPIENT QUARTERLY REPORTS**FISCAL YEAR: 2016/2017**

Updated: 01/17/17

Reports are due by the 15th of the month following the quarter.

NAME OF ORGANIZATION	ALLOTMENT	1ST QTR. REPORT		2ND QTR. REPORT		3RD QTR. REPORT		4TH QTR. REPORT	
		YES	NO	YES	NO	YES	NO	YES	NO
(SUBRECIPIENT FUNDS)									
Boys & Girls Club Rebecca Dow 894-8336, 575-571-1056	\$9,500.00	X	10/11	X	01/04				
Companion Animal Action Team/CAAT Diane Lombardo 740-5282	\$1,000	X	10/04	X	01/05				
Domestic Abuse Intervention Center Blanca Chavez 894-3557	\$2,500.00	X	10/11	X	01/09				
Matthew 25 Food Pantry Dawn Jensen 847-785-9498	\$6,000.00	X	09/30 * (12/02)	X	01/06				
SJOA / Sierra Joint Office on Aging Joe McClintock, Susan Penner 894-6641	\$24,000.00	X	10/05	X	01/13				

(OTHER FUNDS)

Friends of Elephant Butte Lake State PK Terry Squier 744-5971	\$1,000.00	X	07/14	Zero Balance					
Geronimo Springs Museum Marilyn Pope 894-6600	\$3,500.00	X	09/26	X	01/06				
Geronimo Trail Scenic Byway LaRena Miller 894-2255	\$3,500.00	X	10/07	X	01/09				
MainStreet Truth or Consequences Linda DeMarino 740-6180	\$35,000.00	X	10/04	X	12/30				
Sierra County Recreation & Tourism Kim Skinner 740-1777		Contract w/ Griffin & Associates							

1st Quarter: JUL, AUG, SEP

2nd Quarter: OCT, NOV, DEC

3rd Quarter: JAN, FEB, MAR

4th Quarter: APR, MAY, JUN

Copies to City Mgr. & Commission 10/25/16.

Copies to City Mgr. & Commission 01/24/17.

Copies to City Mgr. & Commission 04//17.

Copies to City Mgr. & Commission 06//17.

* Matthew 25 Food Pantry: Documents received by City Clerks Office 9/30/16, but not by City Manager's Office until 12/02/16 after inquiry from Dawn Jensen. Complete report submitted 1/06/17.

RECEIVED

(Report is due by the 15th of the month following the quarter.)

JAN 04 2017

SUBRECIPIENT QUARTERLY REPORT

FY: 2016/2017

ORGANIZATION: Boys and Girls Club of Sierra County RC

ALLOCATION: \$9,500.00

QTR DRAW: \$2,375.00

QUARTER: 2nd

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

During the October-December 2016 quarter, The Club provided high quality comprehensive programs, opportunities, mentoring and USDA Snack for over 140 6th-12th graders in T or C for 20 or more hours during the school year. Transportation was also provided for youth to off site events and from the schools to the club. Transportation was also offered and provided for youth to outreach events and Community Service Learning. We partnered with a local girl scout troupe to paint buildings and plant trees at the sports complex. We also partnered with Toys for Tots to provide gifts to families in need. We had kids cook and serve Thanksgiving dinner to their families. We also hosted a Halloween party in October for the community and a Lock-in from 8pm-1am for new years after which we provided transportation home.

SUBMITTED BY: Charis Baxter
TYPED NAME

DATED: 1/4/17

[Signature]
SIGNATURE

RECEIVED
JAN 05 2017

SUBRECIPIENT QUARTERLY REPORT

(Report is due by the 15th of the month following the quarter.)

FY: **2016/2017**

ORGANIZATION: Companion Animal Action Team CAAT

ALLOCATION: \$1,000.00

QTR DRAW: \$250.00

QUARTER: 2nd

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

On December 19, 2016 ASAVET Charities under the auspices Dr. Karter Neal provided 56 spay
neuter surgeries at the T or C Fire Station in Williamsburg. Seventeen cats and 39 dogs were
spayed or neutered. Owners could opt for vaccinations at a cost of \$10.00 each and 33 animals
received rabies and 21 animals received additional vaccines.

The total bill was \$2845.00. The enclosed invoice shows the breakdown of costs.

Thank You again for assisting us to provide low cost spay/neuter services to this area.

SUBMITTED BY: Majorie E Powey, Secretary

TYPED NAME

Majorie E Powey
SIGNATURE

DATED: 01/05/17

RECEIVED
JAN 05 2017

(Report is due by the 15th of the month following the QTR.)

QUARTER: 2nd
(1st/2nd/3rd/4th)

Signature

Rev. 5/2014

INVOICE

RECEIVED
JAN 05 2017

5408 S. 12th Ave
Tucson, AZ 85706
P: 520-889-9643 F: 520-889-9023
www.asavetcharities.org

INVOICE NO. CAAT121916
DATE December 19, 2016

TO Majie Powey
Companion Animal Action Team
PO Box 512
Williamsburg, NM 87942
[Phone]

DATE	DESCRIPTION	TOTAL
12/19/2016	50 spay and neuter procedures	\$1,500
	6 additional surgeries at \$30 each	180.00
	54 vaccinations at \$10 each	540.00
	2 microchips at \$20 each	40.00
	39 animals received pain medication at \$15 each	585.00
Subtotal DUE		\$ 2,845.00

DATE	PAYMENTS RECEIVED	
TOTAL DUE		\$ 2,845.00

Payment due with in 30 days of invoice date.

Please make all checks payable to ASAVET Charities.

THANK YOU FOR YOUR BUSINESS!

Please contact Pat Hubbard at path@asavetcharities.org with any questions or concerns.

JAN 05 2017

Majors & Powers
General Contractors

SPECIAL TV DRAMA

SUBRECIPIENT QUARTERLY REPORT(Report is due by the 15th of the month
following the quarter.)FY: 2016/2017ORGANIZATION: Domestic Abuse Intervention CenterALLOCATION: \$2,500.00QTR DRAW: \$625.00QUARTER: 2nd

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

Statistical Information:		Years	Victimization	Referral	
Female-13	Anglo-15	18-21-0	Emotional- 23	Police-	Sheriff-
Male-13	Hispanic-9	22-40-17	Physical-19	Hospital -	Self-Referral-7
	Other-1	41-59-7	Stalking-1	Courts-12	Friends-1
		60-74- 1		Family-1	Other-3
				CYFD-2	

Type of Contact:	Volunteer Hours: Total-1710
Orders of Protection- 7	Cell phone-1704
Skills & knowledge Sessions- 73.75	Administrative-4
Group- 304.5	Crisis-
Advocacy & Support-	Office-
Crisis Intervention- 1	Direct client contact (crisis) -2
Shelter-2	
Food-1	
Legal Advocacy- 43.75	

OctoberAudit-\$500.00NovemberWindstream-\$125.00Total \$625.00

SUBMITTED BY:

Blanca Chavez

TYPED NAME

Blanca Chavez

SIGNATURE

DATED: 1-6-2017

Rev. 5/2014

SUBRECIPIENT QUARTERLY REPORT				(Report is due by the 15th of the month following the quarter.)				FY: 2016/2017	
ORGANIZATION: Matthew 25 Food Pantry									
ALLOCATION: \$6,000.00		QTR DRAW: \$1,500.00		QUARTER: 1ST					
(FY Allotment, Not Qtr. Draw)						(1st/2nd/3rd/4th)			
(Please detail the progress made in providing the services each quarter.)									
<p>Matthew 25 Food Pantry began the first quarter experiencing a slight reduction in participants for the month of July, but saw the number of participating household increase back up to over 500 households for the month of August. Speculation for this reduction is that there were several Mobile Food Pantries around town, sponsored by a local social service agency and a local church. Often when the church's Mobile Pantry has over 10,000 pounds of food to distribute, there is a reduction in our numbers.</p> <p>Our membership met and elected a new Board of Directors. We have had two Board meetings and have decided that the Board should meet regularly for a while until new Bylaws are written and accepted and a job description for our new director, Dawn Jensen, has been finalized. We now have an active, committed Board and already changes are happening at the Pantry. Our director has found through the Feeding America Program which is part of Roadrunner Food Pantry (the state food pantry clearinghouse) opportunities to purchase many pounds of food for much less money. We have increased not only the amount of food we are able to give out, but have been able to ensure that that food is much more nutritionally dense, especially for the single person and double person households. The quality of the nutrition of the food we dispense has been an ongoing issue and concern for many of our volunteers, and it has now been addressed.</p> <p>During this 1st Quarter we received \$2192 in private donations and \$560 from Bullock's Cash for Clubs percentage program. Our expenditures were \$2062 to Bullock's Grocery and \$1293 to RoadRunner Food Pantry for purchased food. Our City utilities continue to be high: they were a little over \$1800 for this quarter. Our rent continues to be \$600 per month and we paid just under \$800 for a year's liability insurance. The money we receive from the City</p>									

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JAN 06 2017

<i>Is incredibly important to our on-going success and survival.</i>																								
<i>Both Walmart and Bullocks continue to be our main food donors. Over the past quarter,</i>																								
<i>Bullocks Grocery has donated 1026 pounds of bread and Walmart has donated 18,114</i>																								
<i>pounds of groceries, including fresh produce, milk, meat and eggs. These two local</i>																								
<i>businesses are the cornerstones of our program.</i>																								
<i>Please see attached copies of our P&L Statement and Participation Sheets.</i>																								
SUBMITTED BY:		<i>Dawn Jensen, Director</i>										/ <i>Dawn Jensen, Director</i>												
		TYPED NAME										SIGNATURE												
DATED:		<i>Sept. 22, 2016</i>										Rev. 5/2014												

10:54 AM
12/30/16
Accrual Basis

Matthew 25 Food Pantry
Transaction Detail By Account
October through December 2016

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JAN 06 2017

Type	Date	Num	Name	Amount	Balance
Contributions and Support					
Deposit	10/7/2016	DEP	Cash for Clubs (Bullocks)	140.08	140.08
Deposit	11/7/2016	DEP	Cash for Clubs (Bullocks)	221.79	361.87
Deposit	12/5/2016	DEP	Cash for Clubs (Bullocks)	160.10	521.97
Deposit	10/4/2016	DEP	Private Donation	15.00	536.97
Deposit	10/4/2016	DEP	Private Donation	200.00	736.97
Deposit	10/7/2016	DEP	Private Donation	75.00	811.97
Deposit	10/7/2016	DEP	Private Donation	100.00	911.97
Deposit	10/17/2016	DEP	Private Donation	30.00	941.97
Deposit	10/17/2016	DEP	Private Donation	500.00	1,441.97
Deposit	10/28/2016	DEP	Private Donation	200.00	1,641.97
Deposit	10/28/2016	DEP	Private Donation	100.00	1,741.97
Deposit	10/28/2016	DEP	Private Donation	100.00	1,841.97
Deposit	11/1/2016	DEP	Private Donation	50.00	1,891.97
Deposit	11/1/2016	DEP	Private Donation	200.00	2,091.97
Deposit	11/1/2016	DEP	Private Donation	200.00	2,291.97
Deposit	11/7/2016	DEP	Private Donation	75.00	2,366.97
Deposit	11/14/2016	DEP	Private Donation	450.00	2,816.97
Deposit	11/21/2016	DEP	Private Donation	200.00	3,016.97
Deposit	11/21/2016	DEP	Private Donation	200.00	3,216.97
Deposit	11/28/2016	DEP	Private Donation	20.00	3,236.97
Deposit	11/28/2016	DEP	Private Donation	50.00	3,286.97
Deposit	11/1/2016	DEP	Private Donation	100.00	3,386.97
Deposit	12/1/2016	DEP	Private Donation	500.00	3,886.97
Deposit	12/1/2016	DEP	Private Donation	250.00	4,136.97
Deposit	12/1/2016	DEP	Private Donation	100.00	4,236.97
Deposit	12/1/2016	DEP	Private Donation	100.00	4,336.97
Deposit	12/1/2016	DEP	Private Donation	25.00	4,361.97
Deposit	12/5/2016	DEP	Private Donation	75.00	4,436.97
Deposit	12/5/2016	DEP	Private Donation	150.00	4,586.97
Deposit	12/5/2016	DEP	Private Donation	200.00	4,786.97
Deposit	12/5/2016	DEP	Private Donation	250.00	5,036.97
Deposit	12/5/2016	DEP	Private Donation	200.00	5,236.97
Deposit	12/12/2016	DEP	Private Donation	50.00	5,286.97
Deposit	12/12/2016	DEP	Private Donation	50.00	5,336.97
Deposit	12/12/2016	DEP	Private Donation	50.00	5,386.97
Deposit	12/16/2016	DEP	Private Donation	100.00	5,486.97
Deposit	12/16/2016	DEP	Private Donation	75.00	5,561.97
Deposit	12/16/2016	DEP	Private Donation	125.00	5,686.97
Deposit	12/16/2016	DEP	Private Donation	200.00	5,886.97
Deposit	12/16/2016	DEP	Private Donation	200.00	6,086.97
Deposit	12/22/2016	DEP	Private Donation	8.00	6,094.97
Deposit	12/22/2016	DEP	Private Donation	100.00	6,194.97
Deposit	12/22/2016	DEP	Private Donation	200.00	6,394.97
Deposit	12/22/2016	DEP	Private Donation	100.00	6,494.97
Deposit	12/22/2016	DEP	Private Donation	100.00	6,594.97
Deposit	12/22/2016	DEP	Private Donation	50.00	6,644.97
Deposit	12/26/2016	DEP	Private Donation	250.00	6,894.97
Deposit	12/26/2016	DEP	Private Donation	30.00	6,924.97
Total Contributions and Support				6,924.97	6,924.97
Earned Revenues					
Deposit	12/12/2016	DEP	City of T or C	1,500.00	1,500.00
Total Earned Revenues				1,500.00	1,500.00
Food					
Check	10/6/2016	328	Bullocks	-662.73	-662.73
Check	11/7/2016	333	Bullocks	-155.00	-817.73
Check	12/12/2016	337	Bullocks	-688.20	-1,505.93
Check	10/3/2016	327	RoadRunner Food Bank of NM	-661.17	-2,167.10
Check	11/1/2016	332	RoadRunner Food Bank of NM	-499.89	-2,666.99
Check	12/8/2016	336	RoadRunner Food Bank of NM	-684.16	-3,351.15
Total Food				-3,351.15	-3,351.15

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12/30/16

Accrual Basis

Matthew 25 Food Pantry
Transaction Detail By Account
 October through December 2016

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 JAN 06 2017

Type	Date	Num	Name	Amount	Balance
Rent					
Check	10/20/2016	330	Howell and Associates	-600.00	-600.00
Check	11/22/2016	334	Howell and Associates	-600.00	-1,200.00
Check	12/28/2016	339	Howell and Associates	-600.00	-1,800.00
Total Rent				-1,800.00	-1,800.00
Utilities					
Check	10/24/2016	331	City of T or C	-524.02	-524.02
Check	11/29/2016	335	City of T or C	-459.32	-983.34
Check	12/22/2016	338	NM Gas	-2.33	-985.67
Total Utilities				-985.67	-985.67
TOTAL				2,288.15	2,288.15

MATTHEW 25 PARTICIPANT NUMBERS

September, October, November 2016

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JAN 06 2017

<u>Date</u>	<u># of Households</u>	<u>Seniors</u>	<u>Adults</u>	<u>Children</u>
September 1st	117	73	140	82
September 8th	112	59	162	104
September 15th	71	37	100	40
September 22nd	TEFAP – SURPLUS COMMODITIES			
WALK-INS	51	37	55	26
SR. HOUS.	120	87	33	0
September 29th	82	41	110	59
TOTALS:	553	334	600	311

Total Number of People Served: 1245

Oct. 6th	124	71	156	112
Oct. 13th	96	57	113	54
Oct. 20th	91	47	125	79
Oct. 27th	TEFAP – SURPLUS COMMODITIES			
WALK-INS	83	41	95	39
SR. HOUS.	118	85	33	0
TOTALS:	512	301	522	284

Total Number of People Served: 1107

Nov. 3rd	119	80	144	99
Nov. 10th	144	76	188	136
Nov. 17th	TEFAP – SURPLUS COMMODITIES			
WALK-INS	103	51	142	86
SR. HOUS.	123	89	34	0
Nov. 24 th :	CLOSED FOR THANKSGIVING			
TOTALS:	489	296	508	321

Total Number of People Served: 1125

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JAN 06 2017

SUBRECIPIENT QUARTERLY REPORT
FY: 2016/2017

ORGANIZATION:

Matthew 25 Food Pantry

*(Report is due by
the 15th of the
month following the
QTR.)*

ALLOCATION:

\$ 6000.00

(FY Allotment)

\$ 1500.00

(Quarterly Draw)

QUARTER:

2nd

(1st/2nd/3rd/4th)

SUBMITTED

Dawn Jensen, Executive

BY:

Director

Print Name

Dawn Jensen

Signature

(Please detail the progress made in providing the services each quarter.)

Matthew 25 Food Pantry was extremely busy during the Second Quarter. We had a number of "emergency" Pantry openings due to an over-abundance of donated milk and produce, which we were unable to store. Because of our presence on the Internet through our Matthew 25 Facebook page and our participation in other local Facebook sites, we were able to get the word out that we had extra food to give away. People met us at the back door of the Pantry where we distributed the overflow of food. This was incredibly successful and we were able to distribute hundreds of gallons of milk and produce that would have otherwise spoiled and been thrown away. We have also been working with other food-related programs, donating over-flow food to the Church at the Butte food distribution program and the St. Paul's Episcopal Church monthly Saturday evening community meal. Not only are we continuing to feed people through our regular weekly distributions, but through our community links we are able to ensure that no donated food is ever wasted.

Donated food has come in through a number of community food drives this quarter and our thanks go out to the local Post Office employees, the employees of La Paloma Hot Springs, and the employees of Edward Jones Inc for thinking of us over the Thanksgiving holidays. We also were the recipients of financial donations from both individuals and organizations, like the Women of the Moose.

The Sub-recipient Grant money received from the City has gone toward our electric and gas bills, freeing up money for additional food purchase for our clients.

We continue to serve an average of 500 households per month, including TEFAP week, where we distribute food to over 120 households of elderly and disabled people living in HUD housing around Truth or Consequences.

Dawn Jensen

Dawn Jensen, Matthew 25 Executive Director

Jan 6th, 2017

Date

SUBRECIPIENT QUARTERLY REPORT
FY: 2016/2017

RECEIVED
JAN 13 2017

ORGANIZATION: Sierra Joint Office on Aging

(Report is due by the
15th of the month
following the QTR.)

ALLOCATION: \$24,000
(FY Allotment)

\$6,000
(Quarterly Draw)

QUARTER: 2nd
(1st/2nd/3rd/4th)

SUBMITTED BY: Joe McClintock / Exec. Director
Print Name


Signature

(Please detail the progress made in providing the services each quarter.)

The SJOA performed the following services for the 2nd QTR (October, November & December 2016).

Congregate meals	=	8,539	Units / Meals
Home Delivered Meals	=	7,092	Units / Meals
Transportation	=	2,438	Units / Rides
Homemaker Services	=	1,202	Units
Respite (caretaker relief)	=	124	Units
Title XX - Home, chore & personal care services	=	1,538	Units
Foster Grandparent Hours	=	1,307	Hours / Children served
Senior Companion Program	=	1,408	Hours / Seniors served
Senior Employment Training	=	562	Hours Job Skills Training

Program Information

- The SJOA received a 5% reduction in State funds but will not reduce any services to the senior community.
- The State may issue more budget reductions to the Title III & Title XX programs during the Legislative session starting in January.
- The two new members have been added to the Board of Directors.

SUBRECIPIENT QUARTERLY REPORT
FY: 2016/2017

RECEIVED
JAN 06 2017

ORGANIZATION: GERONIMO SPRINGS MUSEUM

(Report is due by the
15th of the month
following the QTR.)

ALLOCATION: 3500.00

(FY Allotment)

875.00

(Quarterly Draw)

END

(1st/2nd/3rd/4th)

SUBMITTED BY:

MARILYN POPE

Print Name

Marilyn Pope

Signature

(Please detail the progress made in providing the services each quarter.)

The second quarter has been a very busy one for the museum, this being the season of many activities and events.

We continue to add more motion sensed lighting to conserve energy. This has helped tremendously. At first, it was a bit confusing to some who were unfamiliar with the building. However, we became quicker in mentioning this in the general overview we give when greeting guests.

We experienced quite a leak in one section during the last heavy rain. So, that is a priority at this time, along with the day to day general maintenance of older buildings.

The museum sponsored a Homes Tour during December, which was quite successful. Another is already in the planning stages for next winter.

A large Craft Event was held also in December. As we were increasing the number of vendors this year, we rented the Civic Center. This worked very well. We had over 30 artisans from this community and some from out of town. Most were folks who are consignees to the museum Gift Shop. We promote local artists in a big way. Several who came from out of town rented rooms, ate in restaurants, etc. We want to give a big "shout out" to David Johnson, city employee, who went the "extra mile" to help in every way. This was the first time we had used the Center for this type of event, and he made it go smoothly in every way.

We want to thank the City of Truth or Consequences for their assistance and interest in this facility. We strive to represent the area in a positive and cheerful manner to the many guests we are host to. Please come by anytime with ideas and/or questions.

MP 12/31/16

SUBRECIPIENT QUARTERLY REPORT

(Report is due by the 15th of the month following the quarter.)

FY: **2016/2017**

ORGANIZATION: **GERONIMO SPRINGS MUSEUM**

ALLOCATION: **\$3,500.00**

QTR DRAW: **\$875.00**

QUARTER: **2ND**

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

New Mexico Gas 10-27-16 #4469 \$42.82

New Mexico Gas 11-28-16 #4504 \$42.83

Turtleback Pest Control 10-27-16 #4466 \$52.63

Turtleback Pest Control 11-28-16 #4500 \$52.63

Turtleback Pest Control 12-13-16 #4513 \$52.63

Alarm Service de Las Cruces 12-18-16 #4526 \$211.21

City of Truth or Consequences 10-27-16 #4467 \$279.67

City of Truth or Consequences 11-28-16 #4497 \$256.97

Total Included Expenses for 2nd quarter 2016-17 \$991.39

RECEIVED
JAN 06 2017

SUBMITTED BY:

Marilyn Pope

TYPED NAME

Marilyn Pope

SIGNATURE

DATED: **12/31/16**

SUBRECIPIENT QUARTERLY REPORT(Report is due by the 15th of the month
following the quarter.)FY: 2016/2017ORGANIZATION: Geronimo Trail Scenic BywayALLOCATION: \$3,500.00QTR DRAW: \$875.00QUARTER: 2nd

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

During the months of October, November, and December, 2016, we greeted 1,322 guests. We mailed 21 boxes and packets of information to potential visitors, relocatees, and visitor information outlets. We replied to 249 emails and 113 telephone requests for information on T or C and Sierra County. We provided a booth at the County Fair and a booth and information for the Enchanted Canine Cluster dog show with 250 packets of information.

Total expenses for the period:*Telephone \$326.25**Insurance \$202.02**Postage \$ 90.29**Supplies \$ 118.342****Total expenses for the period: \$ 736.90***

We are open 7 days per week with all volunteer staff. We greeted an average of 19 people per day, providing them with information on the local area including places to eat, shop, and visit while here. Sierra County Tourism Board provides donations for one of our volunteers to deliver brochures to local motels and restaurants on a monthly basis for the benefit of travelers staying at those facilities.

Our volunteer time and services provide the City of Truth or Consequences with marketing efforts in excess of \$42,000 per year. These services are provided to visitors who come to our community and spend money, increasing both lodgers tax and gross receipts. The information we mail out and provide for conferences and conventions further encourages people to visit or to plan a longer stay at some future time.

In addition we volunteered to assist staffing the Spaceport America Visitors Center for the months of October, November and December for approximately 26 hours per week.

SUBMITTED BY:

LaRena Miller

TYPED NAME

LaRena Miller

SIGNATURE

DATED: 01/04/17

DEC 30 2016

SUBRECIPIENT QUARTERLY REPORT(Report is due by the 15th of the month
following the quarter.)FY: 2016/2017ORGANIZATION: MainStreet Truth or ConsequencesALLOCATION: \$35,000.00QTR DRAW: \$8,750.00QUARTER: 2nd

(FY Allotment, Not Qtr. Draw)

(1st/2nd/3rd/4th)

(Please detail the progress made in providing the services each quarter.)

This quarter saw MainStreet Truth or Consequences producing many events. The first of these was Trick or Treat Downtown. New this year to that event was using the Healing Waters Plaza for carnival activities and trick or treating. We collaborated with several different organizations to not only bring exposure to them, but also to the Healing Waters Plaza.

In early November, we worked with the State Veterans Home to hold the Veterans Day Car Show and the Scoop the Loop the night prior. Despite the weather, there was a good turnout. Attendance at the Scoop the Loop increased. The purpose of this event is to get Car Show participants to stay the night in town.

For Small Business Saturday, we partnered with the Chamber of Commerce to encourage people to support our local businesses. Business owners reported that they had good sales during this weekend.

Old-Fashioned Christmas saw lots of families coming to downtown. More stores were open for this year than the past few. New this year to that event was using the Healing Waters Plaza was a craft fair in the Visitor Center that expanded the use of the space, increasing exposure.

We continue to work on the Art Park, holding meetings with New Mexico MainStreet architect, William Powell, who presented some conceptual drawings.

MainStreet also took the initiative to host and staff a booth at the Spaceport America Drone Summit. We worked with the Chamber and Geronimo Trails Scenic Byway.

We had our best fundraiser to date with the Deck of Cards. Fifty-four artists created works that were used to create a unique Deck of Cards. We then had a Sneak Peek party that saw about 150 people including the artists.

We did all of this while manning the Spaceport Visitor Center for about 20 hours per week. According to our reports to New Mexico MainStreet, we logged more volunteers this quarter than we had in any other quarter. We had 1356.5 volunteer hours which has a value \$27,000. MainStreet also hosted the Second Saturday Art Hops each month. Reports from local business owners were that they were all well attended.

SUBMITTED BY:

Linda DeMarino

TYPED NAME



SIGNATURE

DATED: 12/30/16

Rev. 5/2014

RECEIVED

JAN 13 2017

SUBRECIPIENT QUARTERLY REPORT

FY: 2015/2016 *Contract Extension*

(Report is due by the 15th of the month following the QTR.)

ORGANIZATION: The Bountiful Alliance/ Bountiful Babies

\$1/3 rent – at
400 Broadway,
T or C (
Wildflowers
Family
Resource

ALLOCATION:

Center)

(FY Allotment)

\$

(Quarterly Draw)

QUARTER:

2nd

(1st/2nd/3rd/4th)

Wendy Sager Evanson director

SUBMITTED BY:

Bountiful Babies

Print Name

Colleen Davis, Pres. TBA

Signature

Colleen Davis

(Please detail the progress made in providing the services each quarter.)

Bountiful Babies has sustained activities for families and children at Wildflowers- Art from the Start at 400 Broadway. We have continued services in art classes, open art space, kinder-gardening/and nutrition, the community ring-sling workshops and added groups such as "0-3 Mommy and Me" an informal support group for Moms in Sierra County and been successful at recruiting some of the hard to reach population- low income and isolated.

A site visit from the McCune Foundation was a highlight this quarter. The foundation was impressed by what has been created, and provided more funding for our Earth Camp and ongoing projects to help us through 2016. A grant proposal was submitted- we will hear about this in March 2017.

We received funding from the Brindle Foundation in December 2016, and have been successful in small fundraisers during Art Hop on 2nd Saturdays. Additionally, the community continues to be generous with donations of volunteer time, as well as art and craft supplies which lower our costs.

In January, we will host a National initiative "ArtPlace". We were endorsed by the McCune Foundation. This organization is targeting New Mexico this year, and in particular rural communities. Their mission is to foster the integration of the arts in community planning. This informational workshop on projects and potential funding is free to the public. It is an honor to host this event, and as well support local businesses that will cater the event. McCune Foundation also came to T or C for their annual Strategic Planning retreat, staying at the Sierra Grande Lodge. We were active in promoting T or C as an ideal place , and hope the word will spread, as well as Wildflowers and T or C become identified as a location for trainings and symposiums focused on family wellness in rural communities. They were quite interested in this long range vision.

Additionally, Bountiful Babies made a strong link with the New Mexico Association for Infant Mental Health- connecting Dr. Annie Brook (a perin-natal psychologist and somatic educator who annually comes and provides professional development for local day care staff and the community. We hosted a 2 day immersion retreat following a workshop in Albuquerque. In the field of Infant Mental Health-

which refers to social-emotional wellbeing and brain/ neurological development, this is a very big accomplishment, enhancing the field of practice and study.

We are very grateful to the City of T or C, for supporting the efforts of Bountiful Babies, by offsetting our utility costs at 400 Broadway.



G.1

CITY OF TRUTH OR CONSEQUENCES

COMMISSION ACTION FORM

ITEM:

FOR PUBLICATION: ORDINANCE NO. 675 AMENDING CHAPTER 2, ARTICLE III, DIVISION 5 OF THE CODE OF ORDINANCES RELATED TO THE CITY ATTORNEY.

BACKGROUND:

Historically the City Attorney has always been hired by method of a contract. The code for the City Attorney as written, has led to confusion on whether the position should be treated as a city hire similar to other employees.

The purpose of the amendment is to clarify the method by which the city attorney may be hired. Section 2-141 is amended as follows:

There is hereby created the office of City Attorney, an executive office of the City. The Attorney ~~shall~~ may be appointed on a contract basis or as a city employee by the Governing Body and shall hold office for the duration of his appointment or until such time as he may be removed by the Commission.

SUPPORT INFORMATION:

- Ordinance No. 675

STAFF RECOMMENDATION:

- Authorization to publish Ordinance No. 675.

Name of Drafter: Juan A. Fuentes	Department: City Manager	Mtg: 1/18/17
E-mail: jafuentes@torcnm.org	Phone: 575-894-6673 Ext. 320	

ORDINANCE NO.

AN ORDINANCE AMENDING ARTICLE III, "OFFICERS AND EMPLOYEES", OF THE CITY CODE OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES THAT: the following section of the City Code is hereby amended by deleting the stricken material and/or by adding the underlined material as indicated below:

Section 1. Section 2-141 'Appointment' is hereby amended as follows:

There is hereby created the office of City Attorney, an executive office of the City. The Attorney ~~shall~~ may be appointed on a contract basis or as a city employee by the Governing Body and shall hold office for the duration of his appointment or until such time as he may be removed by the Commission.

Section 2. **Severability**

If a court of competent jurisdiction holds any part or application of this ordinance invalid, the remainder, or its application shall not be affected.

Section 3. **Repealer**

All ordinances or resolutions, or part therefore, inconsistent with this ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part therefore, previously repealed.

Section 4. **Effective Date**

This ordinance shall be in full force and effect, five (5) days after this approval, adoption and publication as provided by law (§3-17-5).

PASSED, APPROVED, AND ADOPTED by the City Commission of the City of Truth or Consequences, New Mexico, on this ____ day of _____.

Steve Green
Mayor

ATTEST:

Renee Cantin
City Clerk-Treasurer

(seal)

DIVISION 5. - CITY ATTORNEY

Sec. 2-141. - Appointment.

There is hereby created the office of City Attorney, an executive office of the City. The Attorney shall be appointed by the Governing Body and shall hold office for the duration of his appointment or until such time as he may be removed by the Commission.

(Code 1962, § 1-7-1)

Sec. 2-142. - Suits and actions.

The Attorney shall prosecute or defend any and all suits or actions at law or equity to which the City may be a party, or in which it may be interested, or which may be brought against, or by, any officer of the City on behalf of the City, or in the capacity of such person as an officer of the City.

(Code 1962, § 1-7-2)

Sec. 2-143. - Judgments.

It shall be the duty of the City Attorney to see to the full enforcement of all judgments or decrees rendered or entered in favor of the City, and all similar interlocutory orders.

(Code 1962, § 1-7-3)

Sec. 2-144. - Advice.

The Attorney shall be the legal advisor of the City and shall render advice on all legal questions affecting the City, whenever requested to do so by any City official. Upon request by the Manager or by the Commission, he shall reduce any such opinion to writing.

(Code 1962, § 1-7-4)

Sec. 2-145. - Special assessments.

It shall be the duty of the Attorney to see to the completion of all special assessment proceedings and condemnation proceedings.

(Code 1962, § 1-7-5)

Sec. 2-146. - Compensation.

The Attorney shall receive such compensation as shall be set from time to time by the Commission.

(Code 1962, § 1-7-6)

Secs. 2-147—2-165. - Reserved.



G.2

CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM

ITEM:

FOR PUBLICATION: ORDINANCE NO. 676 AMENDING CHAPTER 2, ARTICLE III, DIVISION 5 OF THE CODE OF ORDINANCES RELATED TO THE CITY MANAGER.

BACKGROUND:

Section 2-99 of the City Code requires the employment of an Assistant City Manager by the City Manager with the approval of the Governing Body. Due to budgetary constraints, the position has not been filled on a consistent basis. The purpose of the amendment is to provide for the option to hire or not by amending Section 2-99 as follows:

There ~~shall be employed by the~~ City Manager with the approval of the Governing Body may employ an assistant chief administrative officer to be known as the Assistant to the City Manager. He shall be employed upon recommendation of the City Manager under the terms and conditions specified in section 2-91 and shall be responsible for duties delegated by the City Manager, and in the absence of the City Manager shall be Acting Manager and shall fulfill all the functions, duties, and responsibilities of the City Manager.

SUPPORT INFORMATION:

- Ordinance No. 676

STAFF RECOMMENDATION:

- Authorization to publish Ordinance No. 676.

Name of Drafter: Juan A. Fuentes	Department: City Manager	Mtg: 1/18/17
E-mail: jafuentes@torcnm.org	Phone: 575-894-6673 Ext. 320	

ORDINANCE NO. 676

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, "OFFICERS AND EMPLOYEES", DIVISION 3, OF THE CITY CODE OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES THAT: the following section of the City Code is hereby amended by deleting the stricken material and/or by adding the underlined material as indicated below:

Section 1. Section 2-99 'City Manager' is hereby amended as follows:

~~There shall be employed by the~~ City Manager with the approval of the Governing Body may employ an assistant chief administrative officer to be known as the Assistant to the City Manager. He shall be employed upon recommendation of the City Manager under the terms and conditions specified in section 2-91 and shall be responsible for duties delegated by the City Manager, and in the absence of the City Manager shall be Acting Manager and shall fulfill all the functions, duties, and responsibilities of the City Manager.

Section 2. Severability

If a court of competent jurisdiction holds any part or application of this ordinance invalid, the remainder, or its application shall not be affected.

Section 3. Repealer

All ordinances or resolutions, or part therefore, inconsistent with this ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part therefore, previously repealed.

Section 4. Effective Date

This ordinance shall be in full force and effect, five (5) days after this approval, adoption and publication as provided by law (§3-17-5).

PASSED, APPROVED, AND ADOPTED by the City Commission of the City of Truth or Consequences, New Mexico, on this ____ day of _____.

Steve Green
Mayor

ATTEST:

Renee Cantin
City Clerk-Treasurer

Sec. 2-99. - Assistant Manager.

There shall be employed by the City Manager with the approval of the Governing Body an assistant chief administrative officer to be known as the Assistant to the City Manager. He shall be employed upon recommendation of the City Manager under the terms and conditions specified in section 2-91 and shall be responsible for duties delegated by the City Manager, and in the absence of the City Manager shall be Acting Manager and shall fulfill all the functions, duties, and responsibilities of the City Manager.

(Code 1962, § 1-10-9)



G.3

CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM

ITEM:

Resolution No. 07 16/17 related to Parks Fees.

BACKGROUND:

On September 27, 2016 this resolution was brought before the Commission for review. Some suggestions were made and included in this resolution from that meeting. It was then taken to the Parks & Recreation Board at the November, December, and January Meetings for their review and input. The revised Resolution which was approved by the Parks & Recreation Board is attached.

Additional corrections from the Parks & Recreation Advisory Board are highlighted in yellow.

Once the Resolution is completed, the Rental Agreement will be amended to include the approved information. And the document for the Placing of Temporary Memorials has already been completed for use.

STAFF RECOMMENDATION:

Approve the Resolution.

Submitted by: Renee Cantin, City Clerk

Meeting date: 01/27/2017

RESOLUTION NO. 07 16/17

A RESOLUTION OF THE CITY OF TRUTH OR CONSEQUENCES CITY COMMISSION ADOPTING A RESOLUTION FOR FEES, DEPOSITS AND REGULATIONS FOR USE OF THE CITY PARKS.

WHEREAS, the City of Truth or Consequences operates and maintains the City Parks including the Rodeo Arena, Playgrounds, etc., and;

WHEREAS, the City of Truth or Consequences operates and maintains the City Parks for the free enjoyment of the public, and;

WHEREAS, the City Parks are sometimes used by the public for commercial purposes, and;

~~WHEREAS, the City Parks were not intended for private persons or corporations to charge a fee or donation (defined as a commercial purpose) to use a park that is a free City service, and;~~

WHEREAS, the City of Truth or Consequences finds it necessary to collect fees, and deposits in order to assure the continued maintenance of the City Parks ~~when used for commercial purposes~~, as follows:

The following are the fees and deposits created for use of the City Parks:

FACILITY USE	\$15/hr. up to \$100.00 (24 8 hr. period or more)
USE OF ELECTRICITY	\$5/hr. up to \$40.00 (8 hr. period or more)
USE OF FIELD LIGHTS	\$5/hr. or \$50/per season use.
TENNIS COURTS	\$5 per day plus \$5/Night (per use, not per person)
	\$10 Key Check out deposit (up to one week)
	(\$20 Key Replacement)
RODEO ARENA	\$15 per animal per overnight stay or
	\$100 per event

YOUTH ACTIVITIES (any) \$50 Deposit only

CLEANING/DAMAGE DEPOSIT \$100.00 50.00*

* The cleaning/damage deposit will be deposited in a City account and will be refunded if the facility is cleaned after the event and the facility has not been damaged to the satisfaction of the City. If the amount of deposit is greater than the cost of cleaning or damage, the difference will be refunded. If the cost of cleaning or damage is greater than the amount of deposit the renter will be charged accordingly.

Certain rentals of City Parks including use of Rodeo Arena, Adult Leagues, and Large Events may be required to show proof of Liability naming the City as an additional insured or a release of liability form.

Adult Sports Leagues must submit By-Laws with Application for Season use.

Note: Set-up and tear-down will be the responsibility of the renter.

NON-PROFIT ORGANIZATIONS:

Non-profits will receive a 50% reduction in fees, however, cleaning and security deposits will be paid in the same manner as other organizations, individuals or groups. Any Non-Profit holding an event that requires at least two consecutive days rent will be eligible for 100% reduction on fees, excluding the cost of Electricity.

NON-PROFIT CRITERIA:

- The organization must be a registered non-profit organization.
- The organization must be either located in the City or their work must benefit the City and/or its residents.
- The organization must state the purpose of the event and how the revenue will benefit the citizens of Truth or Consequences.
- An application supplied by the City must be submitted to the City Manager Clerk prior to the date of the event.

Note: The City Manager or his/her designee may impose other use regulations as he/she may deem necessary as long as those regulations do not subvert the intent of this policy. Any complaints for public affray may affect your ability to use City Parks.

TEMPORARY MEMORIALS can be placed in City Parks and those who wish to place them are required to submit a request to the City Clerk's Office. Memorials will be allowed to be placed for up to 30 days and city staff has the right to dispose of or distribute items after 30 days.

NOW THEREFORE, BE IT RESOLVED by the City of Truth or Consequences Governing Body, that the fees, deposits and regulations described herein are hereby enacted.

BE IT FURTHER RESOLVED that nothing in the Resolution shall prohibit the use or access of City Parks by the public at large for free.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2017.

CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO

By: _____
Steve Green, Mayor

ATTEST:

Reneé L. Cantin, City Clerk-Treasurer



G.4

CITY OF TRUTH OR CONSEQUENCES

COMMISSION ACTION FORM

ITEM:

DISCUSSION/ACTION: RESOLUTION NO. 21-16/17 LEDA BUILDING PERMIT FEES.

BACKGROUND:

The City amended the LEDA ordinance in December 2015. LEDA allows public support of economic development to foster, promote, and enhance local economic development. This empowers communities to embark on economic development projects tailored to their LOCAL needs and used to enter into a “public private partnership” for an economic benefit. LEDA allows the City Commission to negotiate with a qualifying entity on the type or amount of assistance to be provided or on the scope of the economic development project.

In addition to the LEDA ordinance, the City Comprehensive Plan adopted in October 2014, Section 3.7 recommends incentives such as waivers in certain fees to encourage infill development.

T or C Brewing Company is working with the NM Economic Development Department to use State Local Economic Development Act (LEDA) funds for their proposed project. In addition to the support sought from the State, T or C Brewing Company is sought assistance through the City LEDA ordinance for waivers of certain fees.

During the meeting of December 13, 2016, the City Commission authorized staff to proceed forward with the waiver of fees for the T or C Brewing Company. The building permit fees were adopted by Resolution No. 10 08/09. The proposed resolution No. 21 16/17 adds a provision to allow for the waiver of the building permit fees for a project that qualifies under the LEDA ordinance and is seeking LEDA funds from the New Mexico Economic Development Department.

SUPPORT INFORMATION:

- Resolution No. 21 16/17.

STAFF RECOMMENDATION:

- Authorization to publish Ordinance No. 675.

Name of Drafter: Juan A. Fuentes	Department: City Manager	Mtg: 01/24/17
E-mail: jafuentes@torcnm.org	Phone: 575-894-6673 Ext. 320	

RESOLUTION No. 21-16/17

A RESOLUTION OF THE CITY OF TRUTH OR CONSEQUENCES CITY COMMISSION ESTABLISHING APPROPRIATE FEES FOR MISCELLANEOUS ZONE ORDINANCE PERMITS AS ALLOWED BY ORDINANCE 570 AND REPEALING RESOLUTION NUMBER 10- 08/09

WHEREAS, the collection of fees are needed in order recover some of the costs related to the provision of services by the City related to the issuance of miscellaneous zone ordinance permits, and

WHEREAS, Ordinance # 570 allows the City to set fees by Resolution.

NOW THEREFORE, be it resolved by the City Commission of the City of Truth or Consequences that the following fees are to be collected by the City for the issuance of permits described below:

Name	FEE
• Annexation	\$100 or \$10/ac. max. \$250.00
• Appeal	\$50.00
• Conditional or Special Use Permit	\$25.00
• District Amendment (Zone Change)	\$100 or \$10/ac. max. \$250.00
• Variance	\$25.00
• Subdivision Master Plan	\$100 + \$2.00/lot
• Preliminary Plat	\$100 + \$2.00/lot
• Final Plat	\$50.00
• Summary Replat	\$50.00
• Replat	\$100 + \$2.00/lot
• Minor Plat Amendment	\$50.00
• Major Plat Amendment	\$50.00
• Subdivision Infrastructure Review	None
• Subdivision Infrastructure Inspection	None
• Planning Review Hourly Fee ^^	\$38.00
• Zoning Map	\$3.00
• Copy of Master Plan	\$15.00
• Copy of Master Plan (on disc)	\$2.00
• Copy of Subdivision Ordinance	\$10.00
• Copy of Subdivision Ordinance (on disc)	\$2.00
• Copy of Zoning Ordinance	\$15.00
• Copy of Zoning Ordinance (on disc)	\$2.00
• Copy Service	\$0.25 per page
• Notary Public Service	None
• Business License	\$35.00
• Zoning determination Letter	None
• Street Map	None
• Copies of Minutes on Tape	\$0.25 per page
• Other Maps	\$3.00 per page
• Building Dept. Fees:	

- | | |
|--------------------------------|----------------------------------|
| 1. Block Wall Permit** | \$100/1000 valuation min \$10.00 |
| 2. Building Permit Copies | None |
| 3. Mobile Home Blocking Permit | \$60.00 |
| 4. Building Permits per Chart: | |

BUILDING PERMIT FEES

1	Finished interior for residential, commercial, or semi-public use; manufactured construction excluding dwellings.	\$0.20 per square foot of interior space for the first 2,000 sq. ft. and \$0.10 per sq. ft. thereafter (\$20.00 minimum)
2	Unfinished or open covered area; e.g., garages, barns, or storage structures, etc. and swimming pools, patios, etc.	\$0.05 per sq. ft. of constructed area (\$20.00 minimum)
3	Off-site Manufactured dwellings	\$60.00 flat fee for zoning review
4	Sign Permit (required for all signs)	No fee
5	Other uses not covered by 1,2,3, or 4 above	\$1.00 per \$1000.00 valuation of improvements (\$10.00 minimum)

* Estimated value of work to be performed shall be submitted by the subdivider's engineer.

** Valuation of block wall shall be provided by owner or contractor

*** Valuation shall be provided by owner or contractor

^^ For project review involving more than one hour of staff time

LOCAL ECONOMIC DEVELOPMENT ACT (LEDA) WAIVERS

The City amended and adopted a revised LEDA ordinance in December 2015. LEDA allows public support of economic development to foster, promote, and enhance local economic development. This empowers communities to embark on economic development projects tailored to their LOCAL needs and used to enter into a "public private partnership" for an economic benefit. LEDA allows the City Commission to negotiate with a qualifying entity on the type or amount of assistance to be provided or on the scope of the economic development project.

- The City Commission authorizes the City Manager to waive the building permits fees set forth in this resolution for a project that qualifies under the LEDA Ordinance and is seeking state LEDA Funds from the New Mexico State Economic Development Department.

PASSED, APPROVED AND ADOPTED this ____ day of _____, 2017.

CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO

BY: _____
Steve Green, Mayor

ATTEST:

Reneé L. Cantin, City Clerk-Treasurer



G.5

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Resolution No.22 16/17, Quarterly Budget Adjustments & USDA Bank Account funds transferred to the General Fund, as listed below

AUTHORIZATION TO: To authorize budget adjustments in the categories as listed below.

BACKGROUND: Reconciling Budget Adjustments needed for pending year end transactions as listed below.

Description	Amount	Recommendation
Increase Governing Body - Operating Cost 101-1000-43597 (Expense)	+\$20,000.00	<u>Attorney Fees – Governing Body</u>
Increase Fire – Grant Council Revenue 209-1603-38387 (Revenue)	+\$38,000	<u>Awarded New Mexico Fire Protection Grant Council</u>
Increase Fire – Grant Council 209-1603-60815 (Expense)	-\$38,000	<u>Expense for New Mexico Fire Protection Grant Council</u>
Increase R & R Airport – 312-8403-31380 (Revenue)	+\$60,100	Increase Revenue is due to reimbursement of expenditures
Increase R & R Airport – 312-8403-60403 (Expense)	+\$60,100	Increase Expense is due to payment outstanding expenditures
<ul style="list-style-type: none"> Increase Golf Course – Utilities 508-4303-43780 (Expense) Increase Transfer In to Golf Course 508- 4303-39935 Increase Transfer Out from General Fund 101-1099- 49930 	+\$15,000 +\$15,000 +\$15,000	Increase Expense due to additional Funds required to pay Golf Course Utilities Increase of Transfer In from the General Fund to cover the increase of expense on Golf Course Utilities
USDA Bank Account (First Savings Account#30090123) Funds transferred to the General Fund	+\$906.46	Upon Receiving the USDA grant the guideline require the City of T or C to have a zero balance in their Bank Account upon receiving reimbursement(s) from USDA.

SUPPORT INFORMATION:

- Finance Documents as presented

Name of Drafter: Melissa Torres	Department: : Finance Director	Mtg: 01/17/2017
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RESOLUTION NO. 22-16/17

A RESOLUTION REQUESTING BUDGET ADJUSTMENTS IN THE REVENUE AND EXPENDITURE BUDGET FOR FISCAL YEAR 2016-2017.

WHEREAS, the final budget for was approved by the City Commission of the City of Truth or Consequences, New Mexico, pursuant to Chapter 6, Article 76 NMSA 1978; and

WHEREAS, the City Commission resolve to request a budget adjustment in the 2016-2017 Fiscal Year Revenue and Expenditure Budget as per the Schedule of Budget Adjustments and USDA Bank Account Funds transferred to the General Fund attached hereto and made part thereof.

NOW THEREFORE, approval of the above is hereby requested of the New Mexico Department of Finance and Administration, Local Government Division.

PASSED, ADOPTED AND APPROVED this 24th day of January, 2017.

Steven Green, Mayor

ATTEST:

Reneé L. Cantin, CMC, City Clerk-Treasurer

Department of Finance and Administration
Local Government Division
Financial Management Bureau
SCHEDULE OF BUDGET ADJUSTMENTS

REVISÉD 12/08/06

ENTITY NAME:	<u>City of Truth or Consequences</u>
FISCAL YEAR:	<u>2016 / 2017</u>
DFA Resolution Number:	<u>22 16/17</u>

For Local Government Division use only:

[illegible]

ATTEST: _____
 Title (Date)

Mayor/Board Chairman (Date)



H.1

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Discussion/Action: Punk Greer Rodeo Arena Improvements.

BACKGROUND:

The Joint City/County Workshop was held on December 13, 2016 where both Commission's discussed this item. Both Commissions were asked to bring this item back to their next agenda for possible action as to how they want to proceed. The direction that was included in the minutes was the following:

Mayor Green asked each entity to start to do some soul searching and have each Commission put it on their next agenda for approval discuss this the most important thing is to save the animals so people will be comfortable in participating and possibly a cost share effort. Whatever has to be done he believes Frances has given us a time frame to shoot for. Memorial Day is six weeks down the road and he feels it's a worthwhile venture. We can control our own destiny rather than putting in it into something we have no control over whatsoever.

At the January 10th meeting the Commission requested to bring this item back for approval.

STAFF RECOMMENDATION:

None.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017



H.2

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Welcome Information for new Utility Customer's moving into town.

BACKGROUND:

Mayor Green has presented this item at the January 10th meeting and there was interest in doing these packets. Commissioners were asked to present their ideas to the Mayor to put together a packet for review.

STAFF RECOMMENDATION:

None.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017

Steven L. Green
Mayor

Sandra K. Whitehead
Mayor Pro-Tem

Kathleen Clark
Commissioner



Rolf Hechler
Commissioner

Joshua Frankel
Commissioner

Juan A. Fuentes
City Manager

505 Sims St.
Truth or Consequences, New Mexico 87901
P: 575-894-6673 ♦ F: 575-894-0363
www.torcnm.org

Dear New Member of our Community,

We are pleased to Welcome you to Truth or Consequences. There are many opportunities available to become involved in the life of our community and in this packet you will find some of that information. For City rules, regulations, ordinances, Calendar of Events and additional information, please visit us at www.torcnm.org

If you have any questions or problems that need to be addressed feel free to reach out to any of us. We are here to serve. Welcome!

Sincerely,

Steve Green, Mayor
(575) 894-2739
Steve.Green@torcnm.org

Rolf Hechler, Commissioner
(575) 740-0048
Rolf.Hechler@torcnm.org

Sandra Whitehead, Mayor Pro-Tem
(575) 740-1285
Sandra.Whitehead@torcnm.org

Joshua Frankel, Commissioner
(575) 740-2597
Joshua.Frankel@torcnm.org

Kathy Clark, Commissioner
(575) 740-0602
Kathy.Clark@torcnm.org

Juan Fuentes, City Manager
(575) 894-6673 x320
jafuentes@torcnm.org

Renee Cantin, Clerk-Treasurer
(575) 894-6673
RCantin@torcnm.org

Welcome Bag Items

- Recycling Information – English & Spanish
- Sierra Health Council Community Resources
- Library
- Sierra County Public Health Office – English & Spanish
- Dog License
- Hospital
- SJOA – Sierra Joint Office on Aging
- Sierra County Visitor's Guide
- Artists Director
- Day Trips of Sierra County
- Brochure on Hot Springs
- Geronimo Trail National Scenic Byway
- Geronimo Springs Museum
- Veterans Memorial Park and Museum
- Sierra County Travel Guide
- Teen Club
- Business Licenses



I.1

CITY OF TRUTH OR CONSEQUENCES

COMMISSION ACTION FORM

ITEM: Appointment of an applicant to serve as a member on the Public Utility Advisory Board.

BACKGROUND:

We have two (2) applicants that are interested in serving on the Public Utility Advisory Board. Applicants are Edward Williams and Randall Ashbaugh.

At the November 21, 2016 Public Utility Advisory Board meeting, the Board voted 3 to 1 to recommend the appointment of Randall Ashbaugh to serve as a member on the Public Utility Advisory the Board.

SUPPORT INFORMATION:

a. Applications:

- ❖ Randy Ashbaugh
- ❖ Ed Williams

STAFF RECOMMENDATION: To appoint an applicant to serve as a member on the PUAB Board.

Prepared by: Renee Cantin

Department: City Clerk

Date: 1/10/2017



RECEIVED
8/5/16
PD

City of Truth or Consequences

City Board Application

8-05-2016

Name: RANDALL ASHBAUGH

Address: 1023 POPLAR ST
P.O. DRAWER 591
TORC, N. MEX 87901

Phone: 575-740-0555

Email: ASHBAUGHCCI@HOTMAIL.COM

I am interested in serving as a member of UTILITY Board.

My qualifications are:

35+ YEAR EXPERIENCE IN DEVELOPEMENT
AND UTILITY WORK.

Reason why I am interested in serving on this board:

CITY NEEDS EXPERIENCE ON THE
BOARD

Additional comments:

WILL NOT MISS ANY
MEETINGS W/O A VERY GOOD EXCUSE

Signature:

RANDALL ASHBAUGH



City of Truth or Consequences

City Board Application



Name: Eduard Williams

Address: 707 Carmen / PO Box 726
Williamsburg, NM 87942-0726

Phone: (575) ~~899~~ 740-6904 or 1244

Email: ewill_2@beyondbb.com (Preferred contact method)

I am interested in serving as a member of PUA Board.

My qualifications are:

32 years employed by the City - Electric Dept. Director, Assistant
Utility Director, Safety Coordinator, as well as other hats
Helped with relocation of utility lines (electric, water, wastewater)
Morgan St. Project - Completed Solar Array, Survey of Electrical Sys

Reason why I am interested in serving on this board:

Even after a year of retirement I find myself (maybe more so
now) interested in how the City's Utilities are performing.

Additional comments: I know most of the City's employees and
get along with them or can if I don't know them.

Signature: Eduard Williams



I.2

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Discussion/Action: Approval to name the new Dog Park as the Firehouse Dog Park.

BACKGROUND:

PALS made a presentation at the January 10th Regular Meeting and during that meeting they requested the Commission to consider naming the new Dog Park as the Firehouse Dog Park.

STAFF RECOMMENDATION:

Consider assigning the name "Firehouse Dog Park" to the new park.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017



I.3

CITY OF TRUTH OR CONSEQUENCES

COMMISSION ACTION FORM

DISCUSSION/ACTION:

To authorize City staff to advertise a request for proposals for Architectural/Engineering Services for the Regional Law Enforcement Complex.

BACKGROUND:

On October 25th 2016 the City Commission approved the concept of a multiuse Law Enforcement Complex. Property Survey has been completed and on December 13th 2016 the City Commission approved the vacating of 2 streets within the property boundary. City staff has been working other entities and is ready to proceed with the next step.

SUPPORT INFORMATION:

Property Map
Preliminary Drawing

STAFF RECOMMENDATION:

To proceed forward with a RFP for Architectural/Engineering Services for engineering and design plans for the Regional Law Enforcement Complex

Name of Drafter:	Department:	Meeting date: 1-24-2017
E-mail:	Phone:	

T OR C PUBLIC SAFETY COMPLEX SPACE DIAGRAM

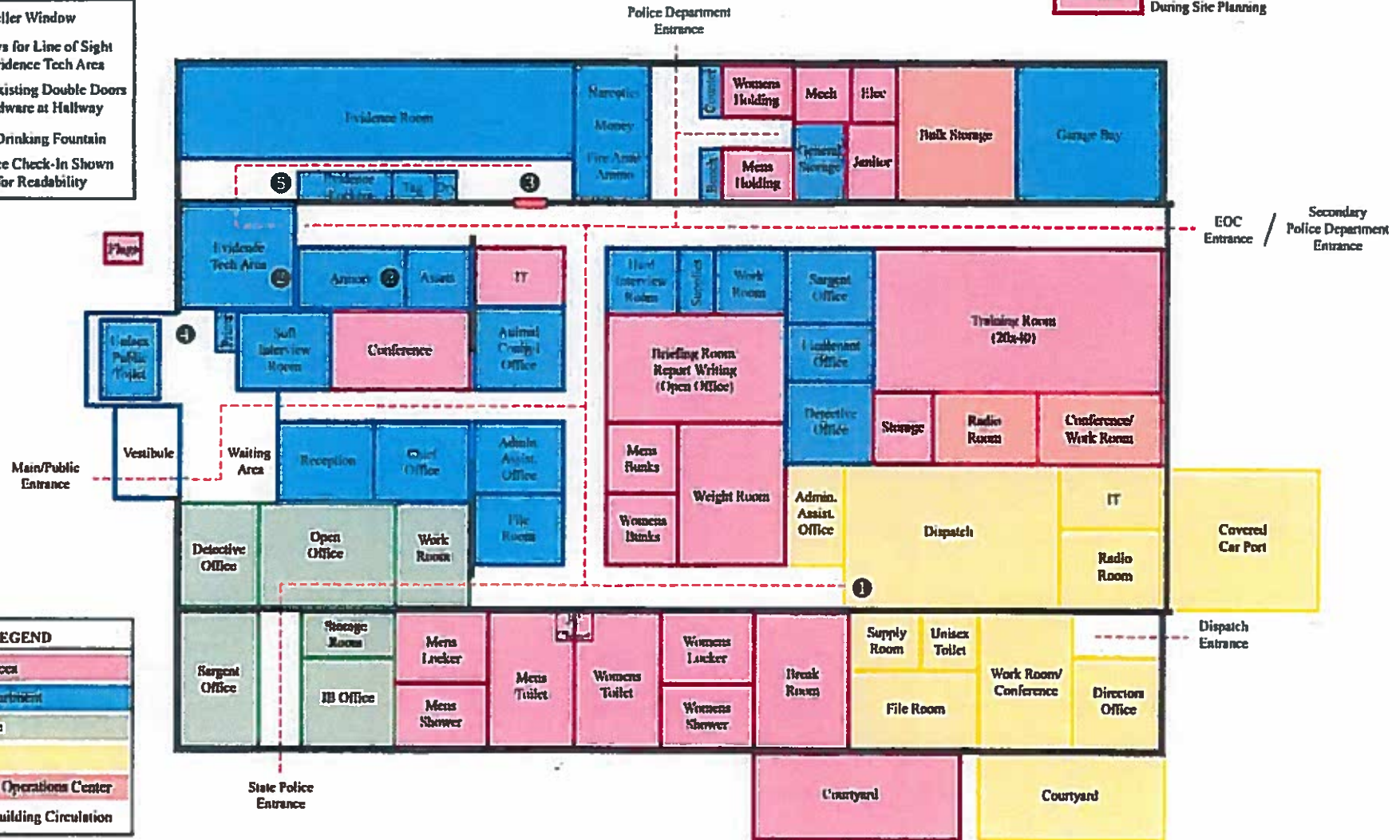
NCA
ARCHITECTS PLANNERS INC.

NOTES

- 1 Bank Teller Window
- 2 Windows for Line of Sight from Evidence Tech Area
- 3 Keep Existing Double Doors No Hardware at Hallway
- 4 Public Drinking Fountain
- 5 Evidence Check-In Shown Larger for Readability

Generator

Exact Location to be Determined During Site Planning







I.4

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM: Approval of Quarterly Budget Report Submission to DFA – 2nd Quarter, October 1, 2016 to December 31, 2016

AUTHORIZATION TO: Approval of 2nd Quarter Budget Report

BACKGROUND: Required reporting to DFA on a quarterly basis

Description	Amount	Recommendation
Quarterly Budget Report	N/A	Approve 2 nd Quarter Budget Report

SUPPORT INFORMATION:

- Finance Documents as presented

Name of Drafter: Melissa Torres	Department: : Finance Director	Mtg: 01/24/2017
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I.5

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

DISCUSSION/ACTION: LEGAL SERVICES CONTRACTS WITH HOLT, MYNATT, MARTINEZ P.C.

BACKGROUND:

Currently the City uses two firms for legal services: Holt Mynatt Martinez P.C. and the Coppler Law Firm P.C. The Coppler Law Firm has provided legal services since March 2013 and Holt Mynatt since February 2016. During the City Commission meeting on December 13th, the Commission authorized the publication of a Request for Proposals for Legal Services. The RFP is due mid-February and will be before the City Commission for approval during the meeting in February 28th.

The Holt Mynatt Martinez P.C. contract is from February 1, 2016 and terminates on February 1, 2017. Section 9 allows this contract to be renewed for three additional one-year periods at the sole option and discretion of the City. Any renewal of this contract shall be in writing and subject to further negotiations between the parties.

The provision in Section 9 allows for a short term contract to finish any outstanding cases or items assigned to that firm if the city awards a new legal services contract to another firm(s).

STAFF RECOMMENDATION:

- Authorization to negotiate and enter into a short term contract with Holt, Mynatt, Martinez P.C.

Name of Drafter: Juan A. Fuentes	Department: City Manager	Mtg: 01/24/16
E-mail: jafuentes@torcnm.org	Phone: 575-894-6673 Ext. 320	



I.6

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Letter of Support to the New Mexico Hospitality Association to remove the three room minimum requirement for Lodger's Tax at this Legislative Session.

BACKGROUND:

Mayor Green will present this item. The draft letter of support is attached along with the Draft House Bill and an email to provide additional information.

This request came from the New Mexico Hospitality Association who would like our support for the proposed legislation they are advocating for that will remove the "3 rooms or less" exemption from paying Lodger's Tax.

STAFF RECOMMENDATION:

Approve the letter of support.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017

Steven L. Green
Mayor

Sandra K. Whitehead
Mayor Pro-Tem

Kathleen Clark
Commissioner



Rolf Hechler
Commissioner

Joshua Frankel
Commissioner

Juan A. Fuentes
City Manager

505 Sims St.
Truth or Consequences, New Mexico 87901
P: 575-894-6673 ♦ F: 575-894-0363
www.torcnm.org

January 24, 2017

Jen Schroer
President/CEO
New Mexico Hospitality Assn
1420 Carlisle NE Suite 210
ABQ, 87110

To Whom It May Concern,

As the result of recent discussions related to the impact of exemption (G) within 3-38-16 NMSA 1978, better known as the Lodger's Tax, the **City of Truth or Consequences** has decided to support legislative efforts aimed at deleting that subsection from the statute. Protecting the Lodger's Tax against erosion at the hands of a tax loop-hole that operates to create an unfair circumstance, is very important to not only our City but to the local economies of communities throughout the state. The tax not only allows local governments to promote tourism within their communities but it gives them the ability to proactively develop local commerce through tourism, which is literally one of the only sectors of the New Mexico economy that is still reliably expanding year-over-year.

Though the state tax code in New Mexico has many well-reasoned and fair exemptions, Subsection G of 3-38-16 is not one of them. With the expanding popularity of private vacation rental web-sites, like Airbnb and VRBO, the exemption has given the owners of private single family homes the ability to avoid paying Gross Receipts and Lodgers Taxes on revenue generated from the short-term rental of their properties. Though the City absolutely supports the proliferation of these short-term rentals, the City also believes that when these properties are used as profit lodging accommodations they should be subject to the Lodger's Tax in the same way traditional hospitality facilities are.

In practice the subject exemption has created an unfair playing field through a technological advancement (Airbnb and VRBO) that allows owners of private vacation rentals to market their homes to a broader audience and compete with other hospitality providers at a fraction of the cost. As a result, hotels, motels and bed and breakfasts throughout the State are forced to shoulder the full burden of the tax that promotes tourism and ultimately drives consumers to utilize the private vacation rentals they compete with. The loop-hole is even more problematic because the owners of these private vacation rentals have much lower operation costs and do not need to employ staff like traditional hospitality facilities. Thus, the exemption gives these private

property owners the ability to operate for profit businesses without having to pay their fair share of a tax that helps them market their businesses to consumers.

Further, allowing these private property owners to avoid the Lodger's Tax unfairly erodes a tax base that is essential to the promotion of tourism and makes it more difficult for local governments to effectively promote tourism based economic development in their communities. With that logic in mind, it is my belief that the vacation rental by owner's sites (Airbnb and VRBO) do not oppose this legislation. In most states where similar taxation issues have arisen, these companies have supported the fair taxation of the services that their members provide to end consumers.

Given the above-referenced issues, the City strongly supports the contemplated legislation. Removing exemption G from the Lodger's Tax would promote fairness with respect to how the tax is levied and would help generate additional revenue for them by helping the hospitality and general tourism industries continue to thrive and grow through the proper usage of the Lodger's Tax.

If you have any further questions, please feel free to contact us at the number listed above.

Respectfully,

Steven Green, Mayor
City of Truth or Consequences

HOUSE BILL

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO TAXATION; REMOVING AN EXEMPTION FOR CERTAIN SHORT-
TERM OCCUPANCY RENTALS FROM THE LODGERS' TAX.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 3-38-16 NMSA 1978 (being Laws 1969,
Chapter 199, Section 4, as amended) is amended to read:

"3-38-16. EXEMPTIONS.--The occupancy tax shall not apply:

A. if a vendee:

(1) has been a permanent resident of the
taxable premises for a period of at least thirty consecutive
days; or

(2) enters into or has entered into a written
agreement for lodgings at the taxable premises for a period of
at least thirty consecutive days;

B. if the rent paid by a vendee is less than two

.205468.1

underscored material = new
[bracketed material] = delete

1 dollars (\$2.00) a day;

2 C. to lodging accommodations at institutions of the
3 federal government, the state or any political subdivision
4 thereof;

5 D. to lodging accommodations at religious,
6 charitable, educational or philanthropic institutions,
7 including accommodations at summer camps operated by such
8 institutions;

9 E. to clinics, hospitals or other medical
10 facilities; or

11 F. to privately owned and operated convalescent
12 homes or homes for the aged, infirm, indigent or chronically
13 ill [~~or~~

14 ~~G. if the vendor does not offer at least three~~
15 ~~rooms within or attached to a taxable premises for lodging or~~
16 ~~at least three other premises for lodging or a combination of~~
17 ~~these within the taxing jurisdiction]."~~

18 SECTION 2. EFFECTIVE DATE.--The effective date of the
19 provisions of this act is July 1, 2017.

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Cantin, Renee

From: Steve Green
Sent: Thursday, January 12, 2017 9:41 AM
To: Cantin, Renee
Subject: FW: NM Lodger's Tax Statute proposed legislation
Attachments: 205468.1 draft.pdf; Lodger's Tax letter 2.docx

FYI

*Steve Green
Mayor
City of Truth or Consequences
575-894-2739*

From: Gina Kelley [mailto:ginakelley@gmail.com]
Sent: Wednesday, January 11, 2017 11:46 AM
To: Steve Green
Subject: NM Lodger's Tax Statute proposed legislation

Hi Steve -

attached is the proposed legislation that the NM Hospitality Assn is advocating for that will remove the "3 rooms or less" exemption from paying lodgers tax. There is also a template for a letter of support from a municipal government.

This legislation is supported by the New Mexico Municipal League. Jen is meeting with the NM Assn of Counties this week in an effort to secure their support as well.

Letters of support should be addressed to:

Jen Schroer
President/CEO
New Mexico Hospitality Assn
1420 Carlisle NE Suite 210
ABQ, 87110

if you want to email the letter, her email is jen@newmexicohospitality.org

Gina



I.7

**CITY OF TRUTH OR CONSEQUENCES
COMMISSION ACTION FORM**

ITEM:

Selection of a Date for Public Forum for end of February, early March.

BACKGROUND:

Mayor Green would like to present this item to select a Date for a Public Forum for the end of the February or early March. The Public Forum held last year was on Thursday, April 7th, 2016 at 5:00 p.m. at the Civic Center.

The purpose of this Public Forum, in the past, was posted to give the Public, Commissioner's, and City Staff an opportunity to discuss in an informal setting issues of interest to the community to be taken into consideration during the upcoming budget preparation.

STAFF RECOMMENDATION:

Select a date and time for the Public Forum.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 1/24/2017