

*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.*  
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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. 3<sup>RD</sup> ST., ON WEDNESDAY, JUNE 14, 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 of the Van Clothier Foch St. Water Retention Pilot Project. Joshua Frankel, Commissioner

### F. CONSENT CALENDAR

1. City Commission Regular Minutes, May 9, 2017
2. City Commission Regular Minutes, May 24, 2017
3. Golf Advisory Board Minutes, February 1, 2017
4. Accounts Payable, May 2017
5. Approval of the Audit Contract with Patillo, Brown & Hill, LLP

## CONSENT CALENDAR *(Continued)*

6. Authorization to open separate interest bearing accounts for all Impact Fees collected by the City of Truth or Consequences

### G. PUBLIC HEARINGS

1. Public Hearing for Final Adoption of Ordinance No. 682 amending the code to allow camping in certain city parks and the Airport. Jay Rubin, City Attorney
2. Public Hearing for Final Adoption of Ordinance No. 683 related to short term rentals within the city limits. Renee Cantin, Clerk-Treasurer
3. Public Hearing for Special Use Permit – Skyway Towers
4. Public Hearing to Vacate the Street and alley at the West End of 3rd Street and alley. Robbie Travis, Building Inspector

### H. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Final Adoption of Ordinance No. 682 amending the code to allow camping in certain city parks and the Airport. Jay Rubin, City Attorney
2. Discussion/Action: Final Adoption of Ordinance No. 683 related to short term rentals within the city limits. Renee Cantin, Clerk-Treasurer
3. Discussion/Action: Ordinance No. 684 for publication related to manufactured homes. Robbie Travis, Building Inspector
4. Discussion/Action: Resolution No. 38 16/17 to accept the LGRF Project No. SP-1-18(920), Control No. HW2L100321 for Installation of sidewalk on North side, curb & gutter, base course, and new asphalt for 350 feet of East 7th St. from Tingley to Kruger and chip seal for Veater Street from Iron St. West to the arroyo for around 800 feet.
5. Discussion/Action: Resolution No. 39 16/17 declaring the intent of the City Commission of the City of Truth or Consequences, New Mexico, to consider for adoption an Ordinance authorizing issuance and sale of up to \$2,500,000 City of Truth or Consequences Municipal Gross Receipts Tax Revenue Bonds for the purpose of constructing, purchasing, furnishing, equipping, rehabilitating, making additions to or making improvements to a Law Enforcement Facility or purchasing or improving any ground relating thereto, including but not necessarily limited to acquiring and improving parking lots, or any combination of foregoing; and directing the Mayor and City Clerk to publish notice of intent to consider an Ordinance Authorizing such bonds in a newspaper of general circulation within the city.
6. Discussion/Action: Special Use Permit – Skyway Towers. Robbie Travis, Building Inspector
7. Discussion/Action: Vacate the Street and alley at the West End of 3rd Street and alley. Robbie Travis, Building Inspector

### I. NEW BUSINESS

1. Discussion/Action: Foch St. Water Retention Pilot Project. Joshua Frankel, Commissioner
2. Discussion/Action: PUAB recommendation for changes to the electric pass/thru change. George Szigeti, Chairman
3. Discussion/Action: Request related to the Tennis Court Fees. Margaret Speer, Sierra Racquet Club
4. Discussion/Action: City Utility incident which occurred January 13, 2016. Ellishia & Freddie Bierner, Requestor
5. Discussion/Action: Revisit Lodger's Tax Guidelines. Steve Green, Mayor

J. REPORTS

1. City Manager
2. City Attorney
3. City Commission

K. EXECUTIVE SESSION

1. Sale or Disposal of Real Property (1310 Nickel) *Pursuant to 10-15-1(H.8)*

L. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.

M. ADJOURNMENT

**NEXT CITY COMMISSION MEETING JUNE 28, 2017**



E.1+  
I.1

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

**ITEM:**

Foch Street Water Retention Pilot Project.

**BACKGROUND:**

Commissioner Frankel has requested this item to discuss the Water Retention Ponds on Foch St.

**STAFF RECOMMENDATION:**

None.

**SUPPORT INFORMATION:**

Name of Presenter: Joshua Frankel	Department: Commissioner	Meeting date: 06/14/2017
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F.1

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

**ITEM:**

Approve the minutes of the City Commission Regular Meeting for May 9, 2017.

**BACKGROUND:**

None.

**STAFF RECOMMENDATION:**

Approve the minutes.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017

**CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
TUESDAY, MAY 9, 2017**

**A. CALL TO ORDER**

The meeting was called to order by Mayor Steve Green at 9:00 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  
Hon. Rolf Hechler, Commissioner  
Hon. Joshua Frankel, Commissioner

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

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 lead the Pledge of Allegiance.

**4. APPROVAL OF AGENDA**

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

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

Mayor Green called for Public Comment, noting those wishing to comment would get three minutes, may only approach the podium once, and any material for the Commission was to be left in the black box by the podium.

## CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

Susan Curry, Fiesta Vendor addressed the Commission related to:

1) Just wanted to say the City of Truth or Consequences did such an incredible job. This was the 4<sup>th</sup> year she has been the Vendor Chair and Gloria and Parks were there the entire time and did an incredible job. They kept the place clean, and the garbage cans, and they really had an incredible time. There are no words to say how incredible Gloria was for the event.

Wendy Barnes, Veterans Memorial Park addressed the Commission related to:

1) The Commission just granted Lodger's Tax for the next year and they didn't get as much as last year, which is understandable because they know budget cuts are everywhere. The money they got won't even pay for one of their billboards and they have two they have to pay for every year to bring tourists into T or C. They don't ask for much, it's strictly donations and volunteers. They have \$2,400 which pays for one of the billboards and the other one is \$3,213.60. She said if there was any way they could help them please.

Ron Fenn addressed the Commission related to:

1) 18 years ago he came to the city and enjoyed Fiesta which was held downtown. After a great parade they all went to the Recreation Center for activities and the place was filled with people. This Saturday, he went to the same Recreation Center with a little protest about the loss of that facility by the people of this city, and only three people came into that building between 9-Noon. All three looked at the Spaceport offerings and then signed a petition that it should be returned to the people. This is a terrible waste of the downtown area. Ralph Edwards Park that attracts all of these out of town vendors, is not the same as keeping business in the city and promoting it.

2) Mr. Green, as far as your Airbnb's go, he thinks he needs to look at it a little bit differently. The money that people save by staying at an Airbnb, they undoubtedly spend in other places. So your GRT doesn't get lost which is minimal anyway, at best. And the experience people get from a BnB is far superior to what they get in Hotels and Motels. He's done a lot of traveling and staying in hotels, and he can tell you BnB's are far superior than the community you happen to be in. And you're ridiculing them for avoiding a ridiculous taxation. Especially since you've given away so much of this city for free, and you avoid charging people things the city is actually due: rents, utility costs. You wipe them all out then you cry that you want more GRT. It doesn't fly in the face of logic. He showed a poster he presented that shows why T or C is never going to be part of Spaceport America, no matter how much money you give them.

Linda DeMarino, MainStreet Truth or Consequences addressed the Commission related to:

1) Gave big props to the Fiesta Committee, the parade was great. It was nice to travel with the people who all knew we were going down to the park. They had a lovely time down there. The music was good and for anybody who hovered back around downtown, she's not sure why they did because they were all at the park having a great time.

2) Hot Springs Festival is this weekend. She invited everybody. It starts Friday starting at 4:00 p.m. through Sunday. They will have music, workshops, field trips, yoga, and massage. The Corner Stones for the Hot Springs Festival for the second year are:

Healthy Lifestyle; Alternative Medicine; and Sustainable Living. They have an awesome line up. Their website is: [www.hotspringsfestival.com](http://www.hotspringsfestival.com) They have various speakers coming into town and one of the Keynote Speakers is Dr. Sunil Pai who wrote Inflammation Nation and another is Chas Perry from Integrative Intentions. The online feedback is that people are having a hard time finding hotel rooms. We think that is a really good problem. They are super excited about it. Please check out the website, and come join them on those days at the Healing Water's Plaza.

Carole Wheeler addressed the Commission related to:

1) The Pet Safe Company is once again offering grants for Dog Parks. Since we now have our Dog Park, we won't be reapplying for the \$25,000 grant. They are also offering \$10,000 grants for park maintenance, and there are 10 grants for \$5,000 for equipment. They were generously donated the main Dog Park cost and the fencing. And another entity donated just shy of \$5,000 for the upgrades and benches and such. So they will be applying for the \$10,000 maintenance grant which does include some money for improvements, but it's mostly for ongoing maintenance for the Dog Park. She just wanted to let them know, they will be getting template letters to sign if you are in agreement with the request. So they are still going, and she thanked the Commission.

Randall Lawson, T or C addressed the Commission related to:

1) Thanked City Manager Fuentes for helping them get the pool up and running.  
2) To put a positive light on this weekend, on Friday night they had an event at the Healing Waters Plaza and they had a great turnout, around 200 people. He talked to numerous people from out of town who had a great time and enjoyed our city. He is sure there are things we can do to bring more people in, but all is not bad here. We are like anybody else, we have our problems, and we probably need to work on a lot of them, yes. But all in all, we've got a great place. He is happy to be here and if he wasn't he'd leave. He thanked the Commission and knows it was a great weekend and people really enjoyed themselves.

Marilyn Pope addressed the Commission related to:

1) She worked the museum again this year and after 6 years and they broke all records this year for Fiesta weekend at the museum. They think they talked one couple into moving here, but we couldn't guarantee we would have that much fun every year, but they had been looking at moving here.  
2) Thanked the Commission for all they do for the museum and the community. And next year, they have some bigger plans to include downtown a little more.

#### **D. RESPONSE TO PUBLIC COMMENTS**

Commissioner Frankel thanked everyone who came together this weekend and all of the volunteers who work throughout the year to put on Fiesta; the paid employees who pulled together and got it done; and those who took the time and came out to attend the event.

#### **E. PRESENTATIONS**

1. Proclamation for National Poppy's Month during May 2017.

## CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

Mayor Green read the Fact Sheet which is part of the agenda packet. He then read and presented the proclamation to the American Legion Women's Auxiliary Members who were in attendance. They presented a set of the greeting cards which were done by local students.

They presented greeting cards which were made from their poster contest for this year, they will be selling the cards for fundraising.

Mayor Green thanked the Auxiliary for coming and honoring us with their presence.

### **F. CONSENT CALENDAR**

1. City Commission Regular Minutes, March 28, 2017
2. City Commission Regular Minutes, April 11, 2017
3. Accounts Payable, April 2017

**Mayor Pro-Tem Whitehead moved to approve the consent calendar as noted. Commissioner Hechler seconded the motion. Motion carried unanimously.**

### **G. ORDINANCES, RESOLUTION, & ZONING**

1. Discussion/Action: Ordinance No. 682 for publication amending the code to allow camping in certain city parks and the Airport. Jay Rubin, City Attorney

City Attorney Rubin stated we currently have Ordinance No. 8-87 in place which prohibits overnight camping on any city land, except for designated events and approved by the City Manager. The thought was we would like to make it more flexible. He presented the suggested changes. It includes overnight camping may be permitted at the city Airport, Rodeo Grounds; or Evelyn Renfro Park provided that the person desiring to do such camping must first obtain prior authorization from the City Manager or his designee.

Mayor Green has a problem with Evelyn Renfro Park. He doesn't think the ownership of Sierra Grande Lodge would like for their patrons to have to look onto a park full of RV's. It also takes away potential business from our brick and mortar establishments. He certainly thinks the Airport might be ok, but downtown that's not the message we want to send.

Commissioner Hechler asked if there was going to be a fee structure for this camping. City Manager Fuentes responded if this request is part of a festival then that's part of the cost we incur. There is no fee structure for camping. He believes for the Hot Springs Festival there was a request from the organizers to have camping at Evelyn Renfro Park. Again that's within the umbrella of the Hot Springs Festival, so there is no additional fee for that. Commissioner Hechler asked if this would cover the fees for those who would potentially camp at the rodeo arena. City Manager Fuentes confirmed that is correct. This includes being permitted at the Rodeo Arena.

## CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

Commissioner Hechler suggested changing the wording in paragraph d. about failing to maintain a clean and sanitary camping area. We had people who would keep trash outside and the wind would blow it away and then clean it up the next day, but the trash is already gone. You would need to maintain that area when you are in the camp. There are also issues of gray water and such to worry about.

Mayor Green mentioned he doesn't see anything about enforcement. He would only like this to be allowed for organizations who are producing an event. He would hate for T or C to become the Wall Street depository of Tent City. We have some inexpensive, safe lodging in the city and an RV Park at Rio Lago that is reasonable.

City Attorney Rubin addressed the issue of enforcement. A violation of any of our ordinances, can be a fine of up to \$500 and can be sentenced up to 90 days in jail.

Mayor Green added that's why he would like it to be only for organizations so someone would be responsible if there was a mess left. City Attorney Rubin said the ordinance leaves it open for us because they would still need approval.

Mayor Pro-Tem Whitehead asked if it would just be for the vendors or for anybody who came. Commissioner Frankel said for the Hot Springs Festival they wanted to give the opportunity to the attendees to camp. He doesn't agree with including Evelyn Renfro Park, but he would like to see Rotary Park be included for use. It would be out of sight from the downtown.

City Attorney Rubin clarified Commissioner Hechler's proposed change to paragraph c. to be "and failed to maintain the area"

City Manager Fuentes asked Mrs. DeMarino to discuss how they would handle it as an organization. She responded they would be responsible to maintain and be responsible for making sure it was clean. She added they went to a Unify Festival last year, which is similar to the Hot Springs Festival, to promote our festival. The question they kept getting over and over was, "Is there camping?" That's why they wanted to make that part of their event. Each of them paid \$95 a day just to get into the event, not including the camping fee. So just because they want to camp doesn't mean they don't have money. Mayor Green asked if the camping was downtown. Mrs. DeMarino said the whole event was offsite. Ms. Sazi Marri responded the camping was right in the middle of the festivities, so it was part of the whole thing. They wanted to do it at Ralph Edwards Park and there weren't very many requests so they figured it would be easier at Evelyn Renfro. She thinks ideally, the Rotary Park or Ralph Edwards is better.

Mayor Green would feel comfortable if we let City Manager Fuentes deal with this event. And he suggested changing Evelyn Renfro Park to Rotary Park for this ordinance.

**Mayor Green moved to approve Ordinance No. 682 for publication amending the code to allow camping in certain city parks and the Airport as amended. Commissioner Frankel seconded the motion.**

## CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

Discussion was held. City Attorney Rubin is okay with the language Commissioner Hechler proposed if we want to include that. It was confirmed.

City Manager Fuentes asked if we wanted to add this is for special events. It will be amended to include that.

City Attorney Rubin suggested a change in paragraph d. the way it reads is fine but it should say, "it's unlawful for any person that is permitted to camp overnight on city owned land to start any fire, except on permissible area as designated by the city, such as barbeque stands".

**Mayor Green reiterated they would like to add, special events; overnight camping at the City Rodeo; the Airport; and Rotary Park; changing c to "and failed to maintain the area"; and d. to "it's unlawful for any person that is permitted to camp overnight on city owned land to start any fire, except on permissible area as designated by the city, such as barbeque stands".**

**Mayor Green and Commissioner Frankel amended their motion and second to approve the amendments. Motion carried by a vote of 4-0-1. Commissioner Clark abstained.**

2. Discussion/Action: Ordinance No. 683 for publication related to short term rentals within the city limits. Renee Cantin, Clerk-Treasurer

City Clerk Cantin gave them an overview of the documents they collected from the Village of Ruidoso and the Town of Taos. She ran some new statistics for Vacation Rentals by Owner (VRBO) which shows 17 listings in T or C; and from what she can tell Airbnb shows 26 listings. They don't have the actual addresses on them, but that was the search for T or C. Most of those are also duplicate listings. She has not run preliminary numbers as to how much additional revenue it might be, but the Lodger's Tax is 5% of their actual sales, and the Convention Center Tax is 1%. She referred to the ordinance from the Town of Taos Tourism Director and she said it works well and she would be willing to help us put it into place. She also talked to Gina Kelley from the Village of Ruidoso which was where City Manager Fuentes attended a class where this was brought up. This is a hot issue in the state and there are a lot of communities interested. We don't have an ordinance prepared, but we are asking to proceed so staff can work with the attorney to prepare it.

Mayor Green stated he is the one who brought this up originally. He thinks it's unfair that our brick and mortar businesses are starting out by being charged the GRT and Lodger's Tax and Convention Center fees. He feels it's great that people have homes they can rent out and use that as an opportunity to pick up a little extra income. But they aren't paying the GRT, Lodger's Tax, or Convention Center Fee, but they are paying a business registration. If you advertise a home, then you are a business, and he doesn't feel it's unreasonable for them to pay the fees. They are directly competing with our brick and mortar businesses. Why shouldn't the city capture this revenue? Everyone should have the opportunity to make a choice. He suggested putting it on the utility bills, because as

Clerk-Treasurer Cantin pointed out, it doesn't give you an address. He thanked Mr. Archuleta for his article last week. He added if this passes, please go into the City Clerk's Office and register your business for the GRT, Lodger's Tax, and Convention Fee.

Clerk-Treasurer Cantin added in the past year, they have had at least three who have come into the office to see what they need to do. So it's not that they aren't willing, we just don't have anything in place.

**Mayor Pro-Tem Whitehead moved to approve Ordinance No. 683 for publication related to short term rentals within the city limits. This includes authorizing staff to finalize the ordinance with the city attorney. Commissioner Clark seconded the motion. Motion carried unanimously.**

#### **H. NEW BUSINESS**

**1. Discussion/Action: Lodger's Tax Allocations. Juan Fuentes, City Manager**

City Manager Fuentes brought their attention to the summary that was included in the packets. We have approximately \$45,000-\$46,000 in the budget, and they have allocated all of those funds. You have a spreadsheet that details their recommendations. And at this time it's before the Commission for review and consideration, or amendment. Some of the organizations are in the audience as well.

Mayor Green started by saying once again, he's disappointed that even though we appear to be getting completed applications, we have been working on pooling our resources to get the biggest dollar. One organization advertised in the Albuquerque Journal and another one does also. We should pool together with 5 or 6 organizations to see what they can do for us. He would hope the answer would be better than going in for a 1/16<sup>th</sup> of an ad for one. He read some of the budget request amounts. We cannot do good in working with them if they don't get the right answers. They want to maximize the allocations. He's disappointed that for some organizations it's business as usual.

He asked if anyone has any suggestions. And he added that we could put it off for another meeting. He feels we need to break the pattern so it works for the community and not just for the Non-Profit. It's got to bring people in, so other entities have people to walk into their business.

**Commissioner Clark moved to postpone this item for two weeks. Mayor Pro-Tem Whitehead seconded the motion. Motion carried unanimously.**

**2. Discussion/Action: Appointment to the Governing Board of the Sierra Vista Hospital. Renee Cantin, Clerk-Treasurer**

City Clerk Cantin announced the position was advertised the opening on April 12<sup>th</sup> and April 14<sup>th</sup> and received one application from the current member Zenith Baker who is willing to serve another term and she is here if they have any questions for her.



## CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

Mayor Green first thanked Ms. Baker for her years of service on the Governing Board. He gave an overview of the dedication of ¼% GRT the city has pledged to help build a new Hospital, and the Joint Powers Commission (JPC) meeting, which is the entities that own the Hospital. With the upcoming budget we are indebted to right now, 42% of \$30 million which is almost \$13 million that our citizens are on the hook for. And with all due respect to Ms. Baker, he personally would feel more comfortable with having someone with a financial strong background during the build out period of this hospital. And after that is over, he would most respectfully request that City Manager Fuentes consider serving as one of the city representatives on the Governing Board. He would ask MainStreet. Baker, if she is so inclined, to keep her request for reappointment active with the City Clerk's Office, and we would revisit this after our new hospital is built. Manager Fuentes came to us as the Finance Director, he attends the meetings anyway, so he's fully qualified to fill the roll protecting our 40% interest.

Mayor Pro-Tem Whitehead asked City Attorney Rubin if there was a conflict because City Manager Juan Fuentes serves as an Ex-officio Member of the JPC.

City Manager Fuentes noted that the County has recently done a similar move in appointing the County Manager to the Governing Board as their member. After the issues were resolved, County Manager Swingle stepped down and they appointed somebody else.

City Attorney Rubin asked if he would perceive any possible instance where the actions concerned with the hospital board would conflict with anything he is doing with the city? City Manager Juan Fuentes responded the only difference they have now in serving as ex-officio members is they don't have a vote and sometimes they don't attend some of those other meetings. As a Governing Board Member there is more access that will be available.

Mayor Green added the JPC appointees must be Elected Officials, and the Governing Board cannot be an Elected Official. An ex-officio gives you no more rights than someone else coming in to attend a meeting. So you can't change or direct policy.

City Attorney Rubin said he guesses it's alright as long as we are on the same page of any action that would be taken would not be in conflict with the City Manager's position, then he doesn't see a problem.

Ms. Zenith Baker addressed the Commission and thanked the Commission. She has served on the Governing Board for over six years and she appreciates it. With their strong belief that you need to have an accounting background, she suggested to make sure the other two people representing the city have an accounting background. This has been a learning experience being a part of this board. They brought the hospital from having to pay cash for a simple aspirin to give a patient, to what it is now with a brand new Emergency Room. But based on the fact that there is conflict in her abilities, she will say thank you very much for letting her serve on this board and representing the city, but she will rescind her application and let them pick who is qualified.

**Mayor Green moved to approve appointing City Manager Fuentes as one of the three city representatives to the Governing Board of the Sierra Vista Hospital. Commissioner Hechler seconded the motion.**

Commissioner Clark knows he has a full plate and would this be a problem. City Manager Fuentes responded there are some things that he's currently involved in that he will be completed with. Rotary for one, and the Manager's Association. Those two are already at the tail end. He believes this position will begin in July and he already attends the meetings, so this will just be continuation of that attendance and should not be a problem. Commissioner Clark asked if it would be a good idea to have a backup for him, like Ms. Torres. He doesn't believe there is an alternate because there are two other representatives serving on that board.

**Motion carried by a vote of 2-2-1. Mayor Pro-Tem Whitehead and Commissioner Frankel voted nay and Commissioner Clark abstained.**

Mayor Pro-Tem Whitehead said although City Manager Fuentes has a background in accounting, she feels he is overloaded with a lot of things. She just feels that we need strong, strong representation on the Hospital Board at this time. She is not saying he wouldn't make a good Governing Board member, but she would like to have other applicants where we could choose someone to take the position who would have more time.

Commissioner Clark said she is concerned about putting extra work on him. She asked what if we reached out to people in the community who are retired CPA's or someone with an accounting background. She would like to see us make an effort and find someone and if it's zero, then we're back to putting the Manager on the board.

Mayor Green said we need someone on this board now, not tomorrow, yesterday. He does agree Manager Fuentes has a lot on his plate, however, at the end of the day, the financial well-being of our community falls on our heads, his head, and the Director of Finance's head. This is nothing to do with the job that Ms. Baker has done or could continue to do. If we were not building a hospital, we would not be having this discussion. But it's imperative that we have eyes on those numbers who understand what they are looking at to project and see certain trends whether it's positive or negative. He would like to believe if this would take away or interfere with his performance, but he feels he has enough respect for the Commission to let them know if his plate is too full. We are talking about breaking ground hopefully in the month of May. It's exciting times, we've just got to get it right.

Mayor Pro-Tem Whitehead feels this is why we don't need to make a quick decision and take the time to find someone, not because she doesn't believe he can do the job, but because it would relieve him from having to do the job.

Mayor Green asked this to be published and brought to the next meeting.

3. Discussion/Action: Gardner Learning Center. Juan Fuentes, City Manager

City Manager Fuentes began by saying Representative Rebecca Dow was instrumental in getting the dialogue with Dr. Sheppard. They met with the County Manager to discuss keeping the center open. But he asked Representative Dow to share some of the conversation they had with Dr. Sheppard.

Representative Dow started by saying she hopes this is good news and we can work something out. It's seems pretty simple and just a matter of coming together and looking at our partners, and seeing what we can do. Originally, the Learning Centers were a federal initiative to bring distance learning and increase access to rural areas for education. And the original intention is to be a clearinghouse for multiple organizations including universities like Western. At one point, we had Western, Dona Ana, Eastern, and some Construction Technology Courses, things that were a certificate program. So that's the idea behind the Learning Center. In the most recent years, it's been exclusively identified as a Western New Mexico University Branch. They are no longer able to support this branch as a site, but we talked to them about still using our Gardner Learning Center. It belongs to the city, they've been waiving the utilities, and what they are not willing to do, is to continue paying staff. So there will not be an on-site Director, or a Full-Time Secretary, they will not be paying for IT, or for janitorial services, and whatever utilities and internet they were doing. They are reposting all of the classes they had listed at this site, they are going to leave their equipment, and their IT Equipment, and they're going to repost those classes. They are giving us until around May 10<sup>th</sup> for any of the face-to-face courses to have 10 students or more. So right now, that's Developmental Math and Developmental English. We are talking about GED Testing also. As long as we have 10 or more students, they will hold their face-to-face classes. They will continue to stream the IT as long as we are the ones locking and unlocking the door. They are also willing to come down and do advisement and registration periodically. We need to figure out what we are willing to do and where are we going to meet them at. Some of the ideas they discussed was looking at partnering with Workforce Solutions and having someone housed at that facility. Can we talk to both Appletree and the School District to qualify for E-Rate and since we have students enrolled for dual credit, can we provide the internet. It's the early stages, but with some commitment from the city, the county, and other partners that will come to the table, it seems doable.

Commissioner Clark thanked her for picking up the ball on this one. Her success rate stands on its own. She was here when it was built and it was like a Tech School in the first place named after Ms. Gardner. Whatever she can do personally, she would certainly offer because she feels it's needed in our community.

Mayor Green echoed Commissioner Clark's kudos.

**Mayor Green moved to approve authorizing staff to work with our State Representative and Dr. Sheppard to put together a program in the city building to bring back what you need to make it happen and if there is Commission approval**

**needed to bring it back quickly. Commissioner Frankel seconded the motion. Motion carried unanimously.**

Representative Dow thanked the Mayor and Members of the Commission and if anyone in the public has any ideas and would like to bring them forward, she thinks that's the direction we want to go.

## **I. REPORTS**

### **a. City Manager**

- 1) Final agreements in place for the Animal Shelter Project to move forward. Staff is working with the Architect and contractors to get started pretty soon.
- 2) Rodeo Arena clean up this Friday, in preparation for the Rodeo the following week. Volunteers are welcome.
- 3) The Fiscal Year 2018 Preliminary Budget, he asked the Commission if they would like to have a short workshop, to go over the changes. Or would they like to just cover them in the regular agenda item. Please let him know if they have any preference.
- 4) Final phase of Fuel Farm application is moving forward as well. Again, that will be partly funded by the State, part by the FAA, and the city. That's moving along pretty well.
- 5) Final inspection for Phase 1 today.
- 6) Thanked Susan for commending Gloria Franke, she has done an excellent job since she's been here, we will see a lot of progress in our parks and facilities.

### **b. City Attorney**

None.

### **c. City Commission**

**Mayor Pro-Tem Whitehead** thanked everyone for their help with the Spring Clean-up. And the Police Department for providing the meal. And thanked everyone for the best Fiesta she has seen in a very long time. She thanked all of the participants, T or C Police Department, the Park was well maintained. The Dance on Saturday night, she thanked Frances Luna, this one outdid them all.

**Mayor Green** thanked everyone for Fiesta. He thanked Sanitation Director Alvarez, Traci Burnette, and Tino Luna for helping on Earth Day, delivering table and packing up everything. At the Clean Up Day, he reminded everyone we recycle and sell cardboard, metal, aluminum, electronics, that we take in for free. They were unloading television sets, swamp coolers, aluminum cans, and cardboard. It's a waste of money, if we could increase our recycling, we would reduce our trailers loads and do a lot of things with that money. Thanked Rotary for the T-Ball Field at the Louis Armijo Park. There were literally hundreds of cars. He thanked all of the volunteers and sponsors, including Steve Buckley, Matt Feltz, and others. Those kids are our future.

CITY COMMISSION MAY 9, 2017 REGULAR MEETING MINUTES

He asked City Attorney Rubin in what he heard from Mr. Fenn where he went into a city building asking people to sign a petition, on our Section 4-313, it reads as follows: *It shall be unlawful to coerce, intimidate, threaten or interfere with any person in the exercise or enjoyment of* basically what they are doing. He doesn't know if that is appropriate or not, but the last line on that says it *may be enforced by the appropriate civil action*. He asked if Manager Fuentes is ok with this, to have legal research this and see if that falls underneath this existing code we have.

**Commissioner Clark** personally thanked Ms. Zenith Baker for the effort she has put on that board. She knows what it's like when you commit to something for six years.

**J. EXECUTIVE SESSION**

1. Threatened or Pending Litigation (Hot Springs Land Development) *Pursuant to 10-15-1(H.7)*

**Mayor Pro-Tem Whitehead** moved to approve going into Executive Session at 10:30 a.m. to discuss Threatened or Pending Litigation (Hot Springs Land Development) Pursuant to 10-15-1(H.7). **Commissioner Clark** seconded the motion. Roll call vote was taken by the Clerk. Motion carried unanimously.

Mayor Green stated that the Commission was now in Open Session at 11:33 a.m.

**Mayor Pro-Tem Whitehead** certified that only matters pertaining to Threatened or Pending Litigation (Hot Springs Land Development) Pursuant to 10-15-1(H.7) was discussed in Executive Session and no action was taken.

**K. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.**

**Mayor Pro-Tem Whitehead** moved to authorize counsel to take all actions necessary to set aside the courts order of April 21, 2017 and to allow an appeal or other action in an appellate court, as necessary and to open the CD for \$100,000. **Mayor Green** seconded the motion. Motion carried unanimously.

**L. ADJOURNMENT**

**Mayor Pro-Tem Whitehead** moved to adjourn at 11:35 a.m. **Mayor Green** seconded the motion. Motion carried unanimously.

Passed and Approved this \_\_\_\_ day of \_\_\_\_\_, 2017.

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Steven Green, Mayor

ATTEST:

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Reneé L. Cantin, CMC, City Clerk



F.2

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

**ITEM:**

Approve the minutes of the City Commission Regular Meeting for May 24, 2017.

**BACKGROUND:**

None.

**STAFF RECOMMENDATION:**

Approve the minutes.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017

**CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
WEDNESDAY, MAY 24, 2017**

**A. CALL TO ORDER**

The meeting was called to order by Mayor Steve Green at 9:00 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  
Hon. Rolf Hechler, Commissioner  
Hon. Joshua Frankel, Commissioner

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

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 Mayor Pro-Tem Whitehead to lead the Pledge of Allegiance.

**4. APPROVAL OF AGENDA**

Mayor Pro-Tem Whitehead moved to approve the agenda removing H.6 and Consent Calendar under F.1 as stand-alone and for it to be noted she will be recusing herself for Executive Session. Commissioner Frankel seconded the motion. Motion carried unanimously.

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

Mayor Green called for Public Comment, noting those wishing to comment would get three minutes, may only approach the podium once, and any material for the Commission was to be left in the black box by the podium.

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

Beverly Terfelo, 107 Juniper Avenue, Sierra County Tennis Association addressed the Commission related to:

1) There has been some controversy where there were new locks on the tennis courts and they were denied access on numerous occasions. They are asking that responsible members of the Association and other responsible adults have a key to access them. It is her understanding there has been no vandalism over an eight year period. For the most part, prior to about three weeks ago, the Tennis Association has really been brushing the courts, maintaining the nets, tying up the windshields, and taking care of the weeds. Now there is a controversy about an overuse of electricity of the lights. They are asking that there are no fees levied for there. They feel that in terms of all of the other Parks & Rec. Facilities, they use the least. They feel there has been an error in the bill because the lights have only been on six or seven hours up until this point. They made a request to be put on the agenda and then someone made the decision the issue was resolved and took it off of the agenda. So that's a concern to them as well. She thanked them for their time and consideration and hopes this can be resolved. They do believe there needs to be signage at the Tennis Courts about where tourists, in particular, and children can get ahold of the key to have access to the courts without a lot of bureaucratic paperwork. And they request to be put on the agenda again, if there is not resolution to the problem.

Ron Fenn, 316 Foch addressed the Commission related to:

1) Demonstrated of a picture which he states is like the finances of the city. He brought to the attention of the PUAB of several communities who signed Power Purchase Agreements in the state. Mr. Fuentes negotiated us into the worst most costly Solar Purchase Agreement in the state. He has a chart showing over the 25 year period, we will be spending \$2.47 million dollars more than other communities that have solar. Why is this being done, he doesn't know other than he finds that Wal-Mart who signed with an organization SSA #3 Solar was formulated before the T or C one. But T or C built their Solar Farm before Wal-Mart. He believes Wal-Mart was being subsidized in part by the Citizens of T or C and there's ample reason to believe that.

2) Mr. Bittinger of Florida, the owner of these Limited Liability Companies is another Florida developer who resembles in a lot of ways a former Greg Neal. Look into these things please.

3) The citizens have to pick up the bill for \$36,000 per year for the Solar Farm, while we collect \$2,500 in rent on top of paying the highest solar prices in the state and paying more than we paid for Sierra Electric Coop. You tell me how any of this is green or savings, while the poorest community pays the highest price for solar. Thank you Mr. Fuentes. You folks need to look into these.

Klaus Wittern addressed the Commission related to:

1) At last meeting, you attempted to appoint the City Manager to the Hospital Governing Board. He believes that is not the Commission's best interest, but if necessary a temporary appointment would be acceptable while you find a replacement. Because of the loyalty of the City Manager as a board member and the loyalty to the City Commission. Once Mr. Fuentes votes on that board, he becomes a part of that board and partially responsible for any vote that is taken. He thinks that is not in the best interest for your appointment to the City Manager's position. He's not opposed to a temporary appointment to fill vacancies, until such time that you can select applicants to that board.



2) To the best of his knowledge, there has been no public input on the preliminary budget and he thinks that's not in the best interest of the public. He was here for the Workshop, but no input was taken from the public. He believes he was the only one here. He assured them he would have had some comments. One of the comments he thinks they really need to look at is the Property Taxes collected in the city that's less than in Elephant Butte.

Mrs. DeMarino, MainStreet Truth or Consequences addressed the Commission related to:

- 1) Thanked them for the support of the Hot Springs Festival. She will come back with numbers for occupancies in hotels and the visitor's center. Really over the past two years, they have increased numbers significantly, so they are really happy about that.
- 2) They have four different grants that are in with some of the governmental freezes, but some look positive.
- 3) They applied last year for Great Blocks with NM Mainstreet. She spoke with Rich Williams last week and they were only able to identify two communities last year and they are looking for more money this year for that program. If they find that money it might have been a good thing that we didn't get selected last year.

#### **D. RESPONSE TO PUBLIC COMMENTS**

Commissioner Hechler thanked the Tennis Association for being here. He apologized for them not being on the agenda. He thought it may have been an oversight and wasn't purposely done, but they thought they had rectified the situation. He hopefully offered a couple of solutions. On March 28<sup>th</sup>, they met on the fees regarding the city. Prior to that date, on the Tennis Courts, the fees were actually \$5/day and \$5/night. They made that change to take the \$5/day off and they made the determination they should keep the \$5/night in order to pay for the electric use. He can see that now, we may want to change that. By the way, the Gene Speers Tennis Courts are really nice and you should appreciate it. But he recommend some changes including: He would like to see the netting rehung; additional signage indicating uses or none uses at the Tennis Courts; padlocks removed to allow daily play unobstructed; clean up access from 4<sup>th</sup> Street entrance; come up with an amicable solution for using the lights at night; maybe a drop box to put the key in or timers on lights so they would turn off automatically; ask Police Department to do additional security checks in that area; 3<sup>rd</sup> Street place parking bumpers parallel to the Tennis Courts. He knows there has been some vandalism but he's hoping now, we can trust the public and try to leave them open to make it more welcoming. He is hoping some of those suggestions will meet some of their needs. If not, please contact him personally later on and they will try to work with them on it.

Commissioner Clark knows Commissioner Hechler has put a lot of work into this Resolution. She feels this Tennis Club has been the outfit that has taken care of those courts. She believes they should have 24 hour access to them, if they felt like playing at 2:00 a.m. Maybe something we can consider is a code lock that the Tennis Court Members would have and that out of state people could get from the City Clerk. Her question about the lights is something we talked about before, but if we are paying for the lights at Armijo Park, why are we not paying for the lights for our Tennis Court people. So we may want to reconsider that. She also apologized for them not being on the agenda,

because they are definitely entitled. Thank you to Linda for the Hot Springs Festival, it was definitely the best attended she has seen so far. She also knows for a fact, there wasn't a room to be found downtown which was good. She knows we will get to this question later, but she has the issue of loyalty with the City Manager being on both the Hospital Board and the City Manager position. But she also knows the Hospital is owned, in part, by the city. And the City is responsible for its integrity and its financial health. So with that in mind, she appreciates Mr. Klaus' comments.

City Manager Fuentes responded to the folks in the Racquet Club, he apologized because this issue falls under his shoulders and he will definitely be meeting with staff and addressing their concerns. Because it is his responsibility as the City Manager to address all of their concerns and he apologizes for not doing so in a timely manner. In regards to the issue of loyalty, he can assure the Mayor, Commissioner's, and the Public that his loyalty is for the interest of the City. Whether he's being a member and representative as ex-officio member of the Hospital Board, or as an appointed member of the Governing Board, should the Commission decide to do so. Again because of the loan that we have for the new hospital, it is critical that we oversee it and look out for our interest since we are not only part owners of the Hospital, but of that debt. This is in no way meant to be permanent, but it is something that needs to be done in the interim, until some issues are addressed.

Mayor Green also suggested that Commissioner Hechler's list should go to the City Manager instead of to staff so it doesn't appear that the Commission is bossing staff around. Commissioner Hechler agreed that is not a problem. He thanked everyone for all of the comments.

#### **E. PRESENTATIONS**

##### **1. Proclamation for Law Enforcement Appreciation Week.**

Police Chief Alirez reported the Police Department is fully staffed. He presented three of our new Officers from our local community who were raised here and who graduated from the Academy and done an excellent job and we are very proud of them; Officer Jacob Jones, Officer Rafael Marin, & Officer Matt Sokolow.

Mayor Green thanked Mayor Pro-Tem Whitehead and Police Chief Alirez for volunteering at SJOA. With that, he feels it's appropriate for Mayor Pro-Tem Whitehead to present the proclamation today.

Mayor Pro-Tem Whitehead read the history of National Police Week and the Proclamation for Law Enforcement Officer's Memorial Day on May 24<sup>th</sup> from Governor Susana Martinez. She then read and presented the city Proclamation.

City Manager Fuentes wanted to note that today is Ted Ontiveros birthday also.

##### **2. Presentation of Certified Municipal Clerk (CMC) designation for Angela Torres, Deputy Clerk.**

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

Mayor Green read the background included in the agenda packet and the Letter from Vincent Buttiglieri, President of IIMC. He presented the official Certificate and Lapel Pin to Angela Torres, CMC, Deputy Clerk. Mayor Green added we all work with City Hall and have seen staff at City Hall, but the graciousness, professionalism, and dedication to the job is absolutely evident and it is a trickle-down theory. He congratulated her and added Priscilla will be next.

### **F. CONSENT CALENDAR**

1. City Commission Regular Minutes, April 25, 2017 (removed for a separate vote)
2. Public Utility Advisory Board Minutes, April 17, 2017
3. Public Arts Advisory Board Minutes for April 17, 2017
4. One Year Lease renewal for Geronimo Trail Scenic Byway, Inc., for 301 Foch

**Commissioner Frankel moved to approve the Consent Calendar including the Public utility Advisory Board Minutes for April 17, 2017; Public Arts Advisory Board Minutes for April 17, 2017; and One year lease renewal for Geronimo Trail Scenic Byway. Mayor Pro-Tem Whitehead seconded the motion. Motion carried unanimously.**

### **Removed from Consent Calendar**

**F.1 City Commission Regular Minutes, April 25, 2017**

**Commissioner Frankel moved to approve the minutes of April 25<sup>th</sup>, 2017. Mayor Pro-Tem Whitehead seconded the motion. Motion carried by a vote of 4-0-1. Commissioner Clark abstained.**

### **G. PUBLIC HEARINGS**

1. Public Hearing: Final Adoption of Ordinance No. 680 16/17 amending Chapter 2, Article IV, Division 6 related to Boards, Commissions, and Committees. Juan Fuentes, City Manager

Mayor Green asked for comments. City Attorney Rubin clarified this is for repealing Division 6 which is the Industrial, Economic Development Advisory Board. There being no comments, Mayor Green closed the public hearing.

2. Public Hearing: Final Adoption of Ordinance No. 681 amending Section 2-22 of the Code of Ordinances related to Commission Meetings. Renee Cantin, Clerk-Treasurer

Mayor Green asked for comments. There being none, he closed the public hearing.

3. Public Hearing: Application with the USDA Rural Development for financial assistance for Water System Improvements Phase 1 Cook Street Treatment Facility. Traci Burnette, Grant/Projects Coordinator

Mayor Green asked for comments. There being none, he closed the public hearing.

**H. ORDINANCES, RESOLUTION, & ZONING**

1. Discussion/Action: Final Adoption of Ordinance No. 680 16/17 amending Chapter 2, Article IV, Division 6 related to Boards, Commissions, and Committees. Juan Fuentes, City Manager

City Manager Fuentes notified the Commission, this ordinance will repeal the Industrial, Economic Development Advisory Board. The city through other means promotes economic development, whether it's in house through participation with other entities, and organizations such as, New Mexico Economic Development Department; Rural Council and NM Partnership; MainStreet, and other collaborative organizations. We have held the public hearing and at this time staff is recommending approval of the ordinance.

**Commissioner Hechler moved to approve Final Adoption of Ordinance No. 680 16/17 amending Chapter 2, Article IV, Division 6 related to Boards, Commissions, and Committees by repealing Division 6 in its entirety. Mayor Green seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

2. Discussion/Action: Final Adoption of Ordinance No. 681 amending Section 2-22 of the Code of Ordinances related to Commission Meetings. Renee Cantin, Clerk-Treasurer

City Clerk Cantin presented this ordinance for final adoption and the only change to it is removing the days and times of the regular meetings and adding pursuant to the Open Meetings Act Resolution adopted annually. With this change, in the case the Commission would like to change the meeting day or time, the only thing we would have to change would be the Open Meetings Act Resolution.

**Commissioner Hechler moved to approve Ordinance No. 681 amending Section 2-22 of the Code of Ordinances to read as follows: "Commissioner's will hold regular meetings pursuant to the Open Meetings Act Resolution adopted annually". Mayor Pro-Tem Whitehead seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

3. Discussion/Action: Resolution No. 35 16/17 Juvenile Adjudication Fund (JAF) Grant for Teen Court. Beatrice Sanders, Municipal Judge

Municipal Judge Sanders presented this is for a grant they apply for every year. It's to help deter juveniles from going into the Court system if it's possible. They have had this grant for several years and it's an important program for the community. It's supplemented by Juvenile Justice Adjudication Grant which seeks the same purpose as this grant does. This program is to intervene, educate, and prevent them from going any further into the justice system.

Mayor Green asked if this is funding that can be cut by the state in related to their fiscal budget process. Judge Sanders said three years ago they could cut the funding and they have wording put in where this money is already earmarked for this purpose and her

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

understanding is that they are good. She believes the total is around \$154,000 they distribute statewide, so it's not a big deal of money.

**Mayor Pro-Tem Whitehead moved to approve Resolution No. 35 16/17 Juvenile Adjudication Fund (JAF) Grant for Teen Court. Commissioner Frankel seconded the motion.**

Commissioner Clark thanked her for the many years she continues to fight for these young people in our community, and she doesn't stop. Mayor Green agreed that was right on target.

**Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

4. Discussion/Action: Resolution No. 36 16/17 Budget Adjustment Resolution. Melissa Torres, Finance Director

Finance Director Torres read each of the requested changes provided in the Agenda Packet. They are respectfully requesting these adjustments for the year end budget.

City Manager Fuentes added one of the things that is important to note is the state is making changes in the way municipalities are being asked to report to the state. They take the final budget numbers submitted and put them on a spreadsheet, and anytime there is an increase they want to see it reflected on the revenue side. They are tracking that but they don't necessarily deal with what's in the cash. So while the municipality may have the funds on paper, we have to be adjusting all the time. So you will start seeing more and more adjustments on both sides. In the past, they were mainly focused on the expense side.

Mayor Green added after the budget season, he would like to show us to start to track the expenses of the IT for the history of the contracted company. He would like to see if at the end of the year, we are better serviced by contracting that service out rather than having someone in-house.

**Mayor Pro-Tem Whitehead moved to approve Resolution No. 36 16/17 Budget Adjustment. Commissioner Hechler seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

5. Discussion/Action: Resolution No. 37 16/17 Approving the Preliminary Budget for FY2017-2018. Melissa Torres, Finance Director

Finance Director Torres and City Manager Fuentes will partner for this presentation. The presentation will be a part of the agenda packet. She started by distributing a report on the city benefits that Commissioner Clark had a concern on. It gives a breakdown on the benefits and contributions the city pays for their share. Estimated revenues are at \$3.7 million and preliminary expenses are at \$5.4 million; which gives us a shortfall of \$1.6 million. That's where the transfers in come in to subsidize it. She showed a graph which shows the expenses from 2009 to the present which shows how our revenue is going up but still short for the expenditures.

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

City Manager Fuentes commented the difference between this year has grown \$34,000 as far as expenses exceeding the revenue. In a prior meeting, a question was asked if we have resources available. We do have resources and can transfer money, but we definitely have work to do to promote Economic Development to bring the revenue up.

Finance Director Torres said we need to look at the longevity for our revenue to sustain us. It's wonderful that we have the projects like our Veteran's Home but that will not sustain us. She went on to the recap of the FY18 Budget. One of the DFA requirements is our reserve which is the \$450,000. Once we pay out all of our expenses, and take in our revenue that gives us an ending cash balance of \$2,020. She went on to other pages on the presentation.

City Manager Fuentes added in regards to some of the estimates they worked on for the GRT, they did receive an increase because of the Veterans Home project. However, they had to take that into account when estimating these figures. The growth was much higher than what was included here. They couldn't estimate that much growth because we don't know when the next project will get started. They had to be more conservative, but they understand the Hospital will be constructing their \$30 million facility, but until that happens they couldn't over estimate.

Finance Director Torres talked about the projection of our revenue. We have included an 11.5% increase for GRT's for next year.

Mayor Green asked about the property tax and what prior means. Finance Director Torres explained those include money that is paid from the prior year's taxes.

Finance Director Torres went on to transfers in. This is constantly in our mind to think of how we are going to start weaning ourselves off of these. They definitely looked at Commissioner Clark's suggestion on a benefit as a whole. If they are looking at premiums we are paying, we would have to look at something that would be stand-alone. This will definitely be part of our radar when we are doing our budgets. She went on to the Expenditure detail and General Fund Summary.

City Manager Fuentes highlighted some of the changes that happened in the salaries. One of the reasons why was because they budgeted for Animal Shelter; they moved some part-time Parks employees to full-time because of the need; and they also added a modest salary adjustment for employees with the exception of Department Heads and the City Manager position. The final budget will included a proposed salary adjustment for those positions.

Commissioner Hechler asked what was given for increases. City Manager Fuentes broke down the increase that was proposed for \$1,000 for all positions with the exception of some. The Department Heads have a little bit of flexibility and authority depending on that employees evaluation and whether they made their training hours and whether they are doing a good job. The \$1,000 is for the majority of those in the General Fund. In some positions there is additional funds because some have taken additional duties, received certifications, and some have been promoted in responsibility and position. In the Utilities side with the exception of Clerical which fall in the \$1,000 increase, there is

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

an across the board \$2,000 with the same authority to the Department Head for flexibility. Again, those adjustments exclude his position and the Department Heads which will be addressed in the final. Commissioner Clark asked how many years it's been since they received an increase. City Manager Fuentes said almost every year we have had adjustments, last year we did and he believes there was only one year they were postponed.

Commissioner Hechler feels clerical staff is just as important as those in the field. He would like to see them receive the same as those in the field. City Manager Fuentes understands his concern but it's on the Enterprise side and in an effort to trying to be fair, he proposed for those out in the field to earn a little more right now. Commissioner Hechler feels the Clerical staff are just as deserving, they are the ones that supply tools that the Field Staff need. He would like to see something like this be done across the board as much as we can. City Manager Fuentes said he's not sure if he's talking about all Clerical staff or just the Enterprise Funds. All he could do in the General Fund is \$1,000 per employee. Part of the goal is to bring the wages up to a rate that is more enticing for hiring good employees. No one proposal is perfect, there is always going to be someone who is not happy. The Commission has the authority to make other recommendations as the Finance Authority Board.

Commissioner Clark said her understanding is some of these field workers may be paid far less than the Clerical and that's why he is looking at raising some of those lower paid employees. City Manager Fuentes agreed that is correct, we have Meter Reader which is advertised at \$10/hour who walk the entire city for their jobs. He can assure them if we make those salaries more valuable, Water, Wastewater, Solid Waste, and Electric, will be able to retain those employees longer than we have.

Commissioner Hechler and City Manager Fuentes discussed compensating employees for getting their certification. We have two employees who are CDL trainers and that's outside of their scope of employment and were given additional compensation for those extra duties. Finance Director Torres said in the past comparable pay has not been looked at and we are working on looking at those when new employees come in. It's basically identifying the job and the value of that job. That wasn't done in the past, so we do have a bottom line that we need to pick up. That's why giving those positions that are down on the threshold as a whole a way to get back up the line that we are drawing.

Mayor Green feels that was a great dialogue. As Commissioners working as part of the team, he appreciates the attention to taking care of staff and making these positions valuable. He knows the dollars are tight and there's no perfect world, but at least we are starting.

Finance Director Torres went on with Enterprise Funds. In regards to budget adjustments, a lot of the revenue was going up. Part of that was due to the billing being sent out and coming in on a regular basis. She would predict this fiscal year would be a good year to give us a parallel comparison.

City Manager Fuentes read each of the projects completed this year and those that are included on the list for next year to work on. All are listed in the presentation.

Commissioner Clark had a couple of observations she wanted to put in before we get to approval. One was a \$70,000 difference in Fire from what was on the board and what was in front of her and \$35,000 off in the Wastewater expense category from what was on the board. Finance Director Torres believes we added the \$28,418 debt they will be paying on a yearly basis, so what they presented was not included in that. Commissioner Clark asked about the Fire Department. City Manager Fuentes said he will give us all of his revenue and what his ending cash balance will be and he budgets all of it. He was still kind of working with those numbers. But he wants to show he is spending all of it at the end of the year.

Commissioner Clark also asked when a Department Head brings their budget in to you, how frequently do you end up tweaking their budget by adding in other things or removing things that you know? Finance Director Torres said it is common but we have budget meetings to go over it. They bring a proposed budget and sometimes we have to ask the questions of what we want to expand and changes we want to make. City Manager Fuentes said the standard practice this year and years past is meeting with current staff and where we are at with estimated revenues. If we can cover the personnel and expenses we have, then that's a number one priority. When we see they are over spending, we ask them to be part of the solution. As Melissa stated, a lot of times they come in with big requests and don't have the resources. We are trying to look at things that may be depleting their reserves. We didn't have any department where we really had to cut their budgets.

Mayor Green feels 19 completed tasks by staff is an incredible number and it should be published. We should let them know how their dollars have been spent wisely and well. We should probably make that an annual thing to get the word out there.

**Mayor Pro-Tem Whitehead moved to approve Resolution No. 37 16/17 Approving the Preliminary Budget for FY2017-2018. Commissioner Hechler seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

6. Discussion/Action: Vacating the street and alley at West End of 3<sup>rd</sup> Street.  
Robbie Travis, Building Inspector

Removed from the agenda.

## **I. UNFINISHED BUSINESS**

1. Discussion/Action: Lodger's Tax Allocations. Juan Fuentes, City Manager

City Manager Fuentes stated this item was postponed from the last meeting. Hopefully you have the applications that were submitted. We have \$46,000 that was suggested by the Lodger's Tax Board. At this time, they are asking the Commission to either confirm the board recommendations or approve the amounts they would like to allocate. Commissioner Clark wanted to clarify that \$46,000 is just for the allocations and not the Coop. City Manager Fuentes confirmed that is correct.



## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

Commissioner Hechler feels we have an Advisory Board who have done their due diligence and he feels we should award their recommendations.

Commissioner Clark mentioned the Chamber of Commerce has \$16,000 written down. They were precise in the amount of expenditures they were asking for. \$16,000 for the Visitor's Guide and printing 30,000 copies for \$16,000 and she asked what kind of detriment to our community does not having that amount of guides available for distribution. She agrees with Friends of the Lake. Geronimo Springs Museum there is \$8,200 out of the \$10,000 they were given last year that hasn't been used as of the 25<sup>th</sup> of April, and she doesn't know what that's all about. MainStreet had \$9,000 she assumes, and she knows there will be bills coming in from the Hot Springs Festival and she would like to know what those are. She's glad to see the Twirlers trying to get into our program, because they bring a lot of people in. She questions Sierra County Arts Council, they used no monies last year and there was also a problem with them not having proper documentation, and they don't have the proper documentation this time. Veterans Memorial Park has \$10,000 in expenses in our budget and they have \$4,000 for perpetual care for the wall, and they don't have enough money in Lodger's Tax to pay for one of the two billboards they have up. She thinks they should at least have the billboard on the freeway paid for. Those are her comments.

Mayor Green added since he spends two days a week stocking up, agrees with the Chamber's Brochure and it helps the overall initiative. Friends of the Lake, he knows the Lodger's Tax Board recommend \$1,000, he would like to go back to \$700. He elaborated on the Veterans Memorial Park, he met with Ron Pacourek who brought up at a previous meeting about bringing the Legion Riders and they are talking about producing an event and coordinating around the new Memorial Wall. If it's successful we can bring in over 400 people for a weekend. So he would like to add more money besides the billboards. He added we have to make sure we get the best return on investment for our community and this is not an easy job. He appreciates the efforts and energy of every one of these organizations. However, the real use of Lodger's Tax is to bring people into your community; hopefully hold them here overnight; go out to eat; shop; etc. Some of the organizations he looked at produced events, but they are an hour to two hour events and he really questions how many people are going to travel a great distance to come in to listen to a short presentation. He's asking if those are the type of events we want to support, as opposed to, the type that last two days. He presented his requests for funding including: \$11,000 Chamber; \$700 Friends of Elephant Butte Lake State Park; \$9,000 Geronimo Springs Museum; \$12,000 MainStreet T or C; \$2,000 NMSRDA/Sierra Twirlers of T or C; \$3,000 Sierra County Arts Council; \$4,000 T or C Fiesta; \$4,300 Veterans Memorial Park & Museum

He suggested the Commission entertain the idea of having a workshop with the Lodger's Tax Board so they will understand our thought process and how we would like to move forward with Tourism.

Commissioner Hechler also suggested next year we have a marketing/Events Coordinator who can be a part of it and help us.

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

Mayor Pro-Tem Whitehead kind of feels the same as Commissioner Hechler that we have the Lodger's Tax Board that gives us the recommendations. But also, in looking and listening to Mayor Green, she would like to leave the Chamber of Commerce at \$11,000; Friends of Elephant Butte at \$700; Leave Geronimo Museum at \$10,000; MainStreet at \$5,00; Twirlers at \$2,000; Sierra Arts at \$3,000; Fiesta at \$4,000; and increase the Veterans Memorial Wall to \$3,300. That is her recommendation. Mayor Green pointed out that Lodger's Tax can't be used for air conditioners. Mayor Pro-Tem Whitehead understands that but she's just putting out there are other expenses that are incurred by museums that Lodger's Tax doesn't pay for. She thinks we should not cut them in their funding.

Commissioner Frankel is comfortable with most of these numbers. He would like to go on record about the museum for a moment. There are a lot of these applications where it's very hard to attract the attendees for an event that is just in the street or a parade. He would expect from a museum, you would have very accurate numbers of attendees because you pay at the door to get in. He would hope in the future there would be a specific number of attendees. Of all of the groups applying for funds, they are the one group that has an admission fee at the door and the ability to track every single person that comes into the museum. He would encourage them to have specific numbers for the next year. Besides that, he's comfortable and in-line with the recommendations from the Lodger's Tax Advisory Board minus the adjustments to the Veteran's Memorial Park, and Chamber of Commerce.

Commissioner Clark asked if we are writing down numbers and taking an average. Commissioner Hechler said something which is once we get the Tourism Director hired that these organizations work closely with that person, so that next year will come in a more streamlined direction. She's still concerned if we need those Visitor's Guides printed, how we are going to get them printed if they are \$5,000 short? She's willing to go along with the Lodger's Tax Board with the exception of those two comments of the Veteran's Memorial Park needs more money and it's critical that we keep that asset in our minds. And she does question the unspent monies allocated to Geronimo Springs and MainStreet and whether they have spent the money allocated to them.

Ms. Marilyn Pope and Mrs. DeMarino both confirmed the money has been spent. Commissioner Clark said then they will concede to the other comments and to make sure the Veterans Park has a few more dollars.

### **Mayor Pro-Tem Whitehead moved to approve the Lodger's Tax allocations as:**

\$11,000 Chamber of Commerce  
\$700 Friends of Elephant Butte Lake State Park  
\$10,000 Geronimo Springs Museum  
\$12,000 MainStreet T or C  
\$2,000 NMSRDA/Sierra Twirlers of T or C  
\$3,000 Sierra County Arts Council  
\$4,000 T or C Fiesta  
\$3,300 Veterans Memorial Park & Museum

**Commissioner Frankel seconded the motion.**

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

Mayor Green pointed out that next year if we have a Tourism Director/Marketer that we handle this Lodger's Tax differently. If that does not happen that we have got to impress upon the recipients of this free money, that they turn in bills in a timely fashion so that staff is not inundated. He understands that Fiesta is in May, he gets it. But to hold on to bills that occurred in January or February and still haven't turned them in puts unnecessary burden on staff that's uncalled for.

**Mayor Green called for a vote. Motion carried unanimously.**

### **2. Discussion/Action: Appointment to the Governing Board of the Sierra Vista Hospital. Renee Cantin, Clerk-Treasurer**

City Clerk Cantin reported the Clerks Office published this on April 12<sup>th</sup> and April 14<sup>th</sup>. We received one application back then. It was postponed from the last meeting and we published it again on Friday, May 19<sup>th</sup> requesting applicants with a financial background. Since that time we have had two other resignations from the other two sitting members. Attached in your packet is the application we received from Peggy "Cookie" Johnson.

Mayor Green feels Peggy "Cookie" Johnson has excellent experience and he suggested she be appointed to the three year term position which is being vacated by Zenith Baker. He thanked James Hunt and Warren Cross for their service on the committee representing T or C on the Governing Board.

**Mayor Green moved to approve appointing Peggy "Cookie" Johnson for the three year term to the Sierra Vista Hospital Governing Board. Mayor Pro-Tem Whitehead seconded the motion. Motion carried unanimously.**

Mayor Green continued saying we have two more positions that first of all should be temporary. At the present time he thinks it's important for the city to fill the three seats on the Governing Board, and that we have people who have gone to the Governing Board meetings, understand the operation and function of the Governing Board, and has a financial background as well. On that, he would like to ask City Manager Fuentes, if he would feel comfortable in filling one of those spaces on the Governing Board. City Manager Fuentes confirmed he would be willing to. Mayor Green nominated City Manager Fuentes to serve as our second representative for a temporary period of time and we would proceed with advertising the two open positions.

**Mayor Green moved to approve City Manager Fuentes to serve on the Governing Board for the City of Truth or Consequences. Commissioner Hechler seconded the motion if he will amend the motion to include it would be for a temporary period of time.**

Mayor Pro-Tem Whitehead asked what a temporary period of time would be. Mayor Green responded for a temporary amount of time until he is no longer needed and he feels comfortable in stepping down. Which would be when the city will be well served by having someone stepping in.

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

City Manager Fuentes feels it's important to note that the City of Elephant Butte also appointed their City Manager to serve on the Governing Board. The Mayor and the Council recognized the need for the temporary appointment because of some of the issues that need to be addressed. So it goes in line with some of the mindset of the other entities. The intent is not for any of those appointments to be long-term and to make sure the interest in the financials is protected.

Commissioner Clark suggested that we continue to look to fill the two positions as to the determination of the Commission as to when he will be taken off of the board and Mr. Fuentes should not determine when he should not serve any more.

**Mayor Green moved to appoint on a temporary basis City Manager Juan Fuentes to serve as our representative on the Sierra Vista Hospital Governing Board. Commissioner Hechler seconded the motion. And added until we have a suitable candidate the Commission would vote on. Mayor Green added that wording to his motion. Commissioner Hechler seconded the motion. Motion carried 4-1-0. Commissioner Frankel voted nay.**

Mayor Green asked City Clerk Cantin if we received any other applications. She responded no we have not. He added we have another position available that we need to determine someone to serve. We do not want to leave an empty chair on the board. He understands County Manager Bruce Swingle has been allowed to go into Executive Sessions, so he understands what the hospital is all about. There will be no down time or training time. He's actually been on the board when there was a County vacancy.

**Mayor Green wanted to nominate County Manager Bruce Swingle to serve on the board as the third temporary appointee of the City of T or C. Commissioner Frankel seconded the motion.**

Discussion. Mayor Pro-Tem Whitehead commented that she is voting in favor with the idea that these are temporary positions and we very strongly look for someone other than these two individuals who can take on the reins and will be a strong advocate for these positions. Commissioner Clark agreed.

**Motion carried unanimously.**

Mayor Green asked City Clerk Cantin to notify the Governing Board of the appointments.

### **J. NEW BUSINESS**

1. Discussion/Action: Request for payment of 3rd Quarter Subrecipient Grants- Recipient Grant by Geronimo Springs Museum. Marilyn Pope, Geronimo Springs Museum

Ms. Pope first thanked Commissioner Frankel for his comments and she had done that, but one of the things Steve asked him to put in, and nobody mentioned that page. She thinks they are talking to the Lodger's Tax Board and one of the things that is missing is them getting to talk to the City Commission. She continued with the item stating this is the first time they are requesting a payment they did not receive. One other time it was turned in couple of days late when they had a death of a board member, which was a good friend of all of them. When she found out that she was late, she said don't worry about it because it was their fault and was the last thing on her mind that week. This time,

she thinks she took the papers in. The documents in your packet has the first and third documents stamped and the second and fourth were not. She doesn't know who made the mistake or whether it was them or the city. She mentioned to City Clerk Cantin that it makes it difficult when someone is not there and you have to take it someplace else and there is another step for someone to make a mistake, including her. But they would like consideration in making that payment.

Commissioner Clark is looking at the Subrecipient Quarterly Report that says received April 11<sup>th</sup>. Her understanding is it is due on the 15<sup>th</sup>, so why are we having this discussion? Ms. Pope responded it's because the first page isn't stamped. Mayor Green thinks there are two different documents we are talking about, one is a report of how they spent the money; and the next is the request for payment. And that happened when the city offices might have been closed, or it might have been the weekend. Ms. Pope said it might have been that she laid it on the counter and that may have been why only two pages were stamped. She added on these reports, she just learned from Linda that she doesn't have to do two reports, which she had been doing. Commissioner Clark mentioned if they were not stamped why didn't they send it back to her that it was not complete. Mayor Green added next fiscal year the Commission passed if you're late that's it and if you're late on your quarterly draw, you can be reimbursed at 50%.

**Mayor Green moved to approve authorizing staff to pay the \$875 to Geronimo Springs Museum. He reiterated the reports should be received in a timely manner. Mayor Pro-Tem Whitehead seconded the motion. Motion carried unanimously.**

2. Discussion/Action: Appointment to the Impact Fees Board. Renee Cantin, Clerk-Treasurer

City Clerk Cantin notified the Commission Ordinance No. 679 creating the Impact Fee Board was adopted on April 25, 2017. The publication has been out for three weeks. We received the attached application for Sidney Bryan who is interested in serving on the Impact Fee Board. There will be one additional vacancy for which we are still accepting applications.

Commissioner Clark asked if we are violating something because we had a board in place back in 2000 and there was never a board put into place, are we violating some particular issue from not putting that board into place to oversee the funding. She asked if we can put that board in place, is it too late? How long do they have to be on there? There are too many questions for her to be comfortable with. City Attorney Rubin stated the other ordinance is more recent. Commissioner Clark believes this one was back in 2006 or 2007. City Attorney Rubin said we should still move forward, the fact that we haven't done it, doesn't mean we should not appoint somebody. He doesn't know the answer about the financing off the top of his head to her question. Commissioner Clark just doesn't want to get in trouble if those funds weren't overseen prior to today's date. Her concern is if we put it in place today, is it things for the future they can discuss or can it be retroactive. The reason she is saying this is she has listened to Mr. Ashbaugh many times and she doesn't think we've done due diligence in our research.

## CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES

City Manager Fuentes responded the original ordinance did show the Impact Fee Board to be made up of the Public Utility Advisory Board. As far as legalities, Mr. Appel has been working with staff on the Impact Fees. He showed them the make-up of the new ordinance that put the Impact Fee Board in place. The previous make-up of the Public Utility Advisory Board did not have the required criteria for the board. That was why we expanded the PUAB by two members. He further explained the funds have been spent by the Water and Wastewater Funds, but they have never been reimbursed to the city funds. One of the requests is to reimburse the Water and Wastewater because they need those funds for the improvements they are making right now. He added when we looked at the current makeup of the Public Utility Advisory Board, it did not represent the need for the Impact Fee board. Commissioner Clark said her preference would be to have City Attorney Rubin talk with Mr. Appel.

City Manager Fuentes said the bulk of the money was the Hot Springs Land Development. It builds up slowly but staff has been working on getting all of the projects lined up and setting up a meeting before the next PUAB Meeting where Mr. Appel will be attending to answer any legal questions that need to be answered. City Attorney Rubin can certainly be at that meeting also to help clear up any questions. Mr. Ashbaugh has submitted a letter demanding reimbursement of \$11,000. There is obviously a difference of opinion between what Mr. Ashbaugh feels we should be doing versus our legal opinion through their recommendation.

Commissioner Clark asked if we could make a motion to have him appointed subject to a conversation between our two attorneys having looked at the original intent of the ordinance from 2006 and what we've done so far to be certain they are confident that we are not creating a mess for ourselves. City Attorney Rubin responded they are two different things. You can make a motion to appoint Mr. Bryan and then we can follow up with the second issue.

**Commissioner Clark moved to appoint Sidney Bryan to the Impact Fees Board as defined by Ordinance No. 679 16/17 with the proviso that we would have clarification of the Impact Fee Board from our lawyers. Mayor Pro-Tem Whitehead seconded the motion. Motion carried by a vote of 4-0-1. Commissioner Frankel abstained due to a conflict.**

City Attorney Rubin suggested a one minute break. We have a time issue related to Executive Session.

**Recessed at 11:37 a.m. and reconvened at 11:43 a.m.**

Commissioners requested to Move to Item L.2 for the second item on the Executive Session

Threatened or Pending Litigation (Geothermal Water issue – Sierra Grande Lodge)  
*Pursuant to 10-15-1(H.7)*

**Commissioner Frankel moved to approve going into Executive Session at 11:44 a.m. to discuss Threatened or Pending Litigation (Geothermal Water issue – Sierra Grande Lodge) Pursuant to 10-15-1(H.7). Commissioner Hechler seconded the**

**motion. Roll call vote was taken by the Clerk. Motion carried by a vote of 4-0-1. Commissioner Clark recused herself from the meeting.**

Mayor Green stated that the Commission was now in Open Session at 12:04 p.m.

**certified that only matters pertaining to Threatened or Pending Litigation (Geothermal Water issue – Sierra Grande Lodge) Pursuant to 10-15-1(H.7) was discussed in Executive Session and no action was taken.**

**ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.**

**Mayor Pro-Tem Whitehead moved to authorize staff and legal to proceed with an application to protest regarding the Cloverleaf Trust Organization's Application No. HS-1131 for New Appropriation of 400 acre feet per annum of Groundwater from Hot Springs Underground Water Basin. Commissioner Frankel seconded the motion. Motion carried unanimously. Commissioner Clark was absent because she recused herself.**

**Mayor Pro-Tem Whitehead moved to approve going into Executive Session at 12:06 p.m. to discuss Purchase, Acquisition, or Disposal of Real Property (714 Kopra St.) Pursuant to 10-15-1(H.8). Commissioner Hechler seconded the motion. Roll call vote was taken by the Clerk. Motion carried unanimously. Commissioner Clark was in attendance for this portion.**

Mayor Green stated that the Commission was now in Open Session at 12:14 p.m.

**Mayor Green certified that only matters pertaining to Purchase, Acquisition, or Disposal of Real Property (714 Kopra St.) Pursuant to 10-15-1(H.8) was discussed in Executive Session and no vote was taken.**

**M. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.**

**Mayor Pro-Tem Whitehead moved to authorize staff and legal to proceed with the Easement at 714 Kopra St. which references the concrete drainage structure. Commissioner Frankel seconded the motion. Commissioner Clark asked if it needs to say the drainage structure. City Attorney Rubin suggested it be included in the motion. Mayor Pro-Tem Whitehead moved to authorize staff and legal to move proceed with the Easement at 714 Kopra St. which references the concrete drainage structure. Commissioner Frankel seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.**

3. Discussion/Action: Application with the USDA Rural Development for financial assistance for Water System Improvements Phase 1 Cook Street Treatment Facility. Traci Burnette, Grant/Projects Coordinator

Grants Projects Coordinator Burnette reported this application will address Phase 1 of our Water System Improvements, specifically the Cook Street Treatment Facility. Phase

1 is a new tank, new chlorination system, and upgrades to our SCADA system. She provided all of the background information in the packet.

Mayor Green asked if we are successful do we have to do something with our Wastewater Treatment Plant fees to make sure they are sufficient enough to pay the debt. Grants Projects Coordinator Burnette confirmed that will be determined through a study done by RCAC. City Manager Fuentes clarified the cost of the study will be rolled into the loan. Mayor Green said he is assuming this starts the whole process. Ms. Burnette confirmed.

**Mayor Pro-Tem Whitehead moved to approve Application with the USDA Rural Development for financial assistance for Water System Improvements Phase 1 Cook Street Treatment Facility. Commissioner Clark seconded the motion. Motion carried unanimously.**

4. Discussion/Action: MOU between Western New Mexico University and City of Truth or Consequences. Juan Fuentes, City Manager

City Manager Fuentes distributed a revised document with two small recommended changes from WNMU for the Memorandum of Understanding. He, Representative Dow, and County Manager Swingle have been working on this to try to keep the Gardner Learning Center to continue to be used for classes for Western New Mexico University. It's important to note this is going to be one of probably other MOU's for using this facility for adult education and classes for WNMU and potentially with other partners. This MOU before you is between WNMU and the City of T or C. He explained the two changes in the revised document. We do want to commend Representative Dow in her due diligence in helping to put this together. Right now, unfortunately, she's at the Special Session for the Legislature, so that's why she couldn't be here today.

Commissioner Clark asked him to define equipment. City Manager Fuentes responded he's not specific on the exact equipment they will take, but they are leaving the necessary equipment to operate the facility for online courses.

Mayor Green referred to B.8 on the agreement. Where it says, "*Provide staff to operate which may include two things...*" He asked if that is going to be on the city's dime that we provide someone to help there if their computer jams up or who puts the key in the door and makes sure no one leaves with things they shouldn't, and closes up. Is that going to be our responsibility?

City Manager Fuentes said we already provide custodial and grounds keeping services, as well as, some IT. With some of the other agreements that will be forthcoming, it will address some of those issues of access and being open. We are not necessarily committing a paid city employee or staff to be there so many hours. We are working with different partners to have this facility available for classes. One of the partners is Workforce Solutions who have an office here and we are working with them, to relocate to that building out there and free this space up for other activities.

**Commissioner Clark moved to approve MOU between Western New Mexico University and City of Truth or Consequences with the two changes presented in**



**A.2 and A.5. Commissioner Frankel seconded the motion. Motion carried unanimously.**

**Mayor Pro-Tem Whitehead moved to authorize staff and legal to move proceed with the Easement at 714 Kopra St. which references the concrete drainage structure.** Mayor Green congratulated all of those people who saw a problem and all came together to find a solution.

## **K. REPORTS**

### **a. City Manager**

- 1) Reported on Saturday's Rodeo the Ribbon Cutting Ceremony, it was well attended and the arena looks 100 times better. It was a great event and hopefully we can continue to partner with the county to make more improvements.

### **b. City Attorney**

None.

### **c. City Commission**

**Mayor Pro-Tem Whitehead** thank you again to all Law Enforcement, T or C, State Police, Boarder Patrol, Animal control and everyone. Thank you, you all do a great job and you're in our thoughts and prayers at all times when you are on our streets.

**Commissioner Frankel** announced for the next meeting he's invited Van Clothier to make a presentation on Water harvesting and have an action item at the next meeting. He has some people who are concerned about light pollution at City Hall on our flag at night. It's no longer pointing at the flag its pointing off in town.

**Mayor Green** reported at the Rodeo there was a Rough Stock Handler who was very impressed and said he wouldn't even come to T or C before and they received very good comments on the upgrades. They will have a meeting with Socorro in June to review some ideas about their Rodeo. He mentioned a picture and caption from the New Mexico Magazine on the Rodeo Action during the 2013 Truth or Consequences Fiesta. We had a writer who was living in T or C many years ago and his family owned a business here, and he spent a day in town and realized the day did not give our community justice and she could not do it in one day. In the next month's issue it will say 25 things to love about Truth or Consequences. He reached out to the Editor to see if we could have access to that to put on our tourism website and our city website, as well. He wishes the Commission and staff a very happy holiday.

## **L. EXECUTIVE SESSION**

1. Purchase, Acquisition, or Disposal of Real Property (714 Kopra St.)  
*Pursuant to 10-15-1(H.8)*
2. Threatened or Pending Litigation (Geothermal Water issue – Sierra Grande Lodge)  
*Pursuant to 10-15-1(H.7)*

**CITY COMMISSION MAY 24, 2017 REGULAR MEETING MINUTES**

**Discussed previously.**

**M. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION, if any.**

**Nothing further.**

**N. ADJOURNMENT**

**Mayor Pro-Tem Whitehead moved to adjourn at 12:30 p.m.**

**Passed and Approved this \_\_\_\_ day of \_\_\_\_\_, 2017.**

\_\_\_\_\_  
Steven Green, Mayor

**ATTEST:**

\_\_\_\_\_  
Reneé L. Cantin, CMC, City Clerk



F.3

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

**ITEM:**

Approve the minutes of the Golf Advisory Board for February 1<sup>st</sup>, 2017.

**BACKGROUND:**

As per the attached letter from Les Dufour, Chairperson, they did not have a quorum at the April 5<sup>th</sup> meeting so it was cancelled. The attached minutes were approved at the May 3<sup>rd</sup> Meeting.

**STAFF RECOMMENDATION:**

Approve the minutes.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017

4/5/2017

RE: April 5<sup>th</sup>, 2017 Board Meeting

City of Truth or Consequences

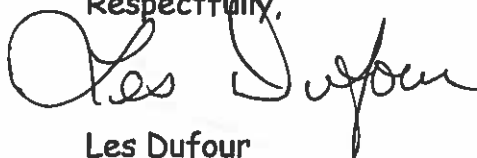
Honorable Mayor

Honorable Commissioners

City Manager

Due to unforeseen circumstances, we did not have a quorum at the April 5<sup>th</sup> meeting and therefore it was cancelled. The next regular meeting is scheduled for May 3<sup>rd</sup>, 2017. The February 1<sup>st</sup>, 2017 minutes will be discussed for finalization at that time. If you have any questions or concerns, please feel free to contact me.

Respectfully,

A handwritten signature in black ink, appearing to read "Les Dufour". The signature is fluid and cursive, with a large initial "L" and "D".

Les Dufour

Chairperson

Golf Course Advisory Board

TRUTH OR CONSEQUENCES GOLF ADVISORY BOARD  
MEETING OF FEBRUARY 1ST. 2017  
T OR C MUNICIPAL GOLF COURSE

Linda Hale called the meeting to order at 5:10 pm.

AO.

Present were Linda Hale Leroy Bierner Mary Ann <sup>Weaver</sup> Williams and Vivian Bonner.

A motion was made by Vivian Bonner to approve the Agenda and Leroy Bierner seconded.  
Motion passed.

There were no guest present or comments from the public.

Les Dufour present now asked for approval of minutes with one correction. An addendum was added to January 4th 2017 minutes. Linda made a motion (in regards pertaining to controllers in the amount of \$2, 313.64 to amend minutes and Leroy Bierner seconded. Motion passed.

Leroy Bierner stated the dollar fund balance was not yet ready.  
Linda Hale stated that she had purchased a notebook for the Long Range Planning of the Truth or Consequences Golf Course and requested any pictures members or the board might have.  
Les Dufour stated he would like to look at and revise a project list.

OLd Business was discussed by Terry Taylor and he stated that everything Terry Vandeventer requested was taken care of or in the process of being completed. Terry Taylor also discussed the filter in the affluent pond was out and Jimmy and Terry fixed it. Cost of repair approximately \$100.00 which Terry Taylor paid. Terry Taylor also informed the Golf Advisory Board that the one controller was working well and watering was much better.

Les Dufour requested that possibly Linda Hale and He could speak at a Truth or Consequence Public Forum and express the value the Municipal Golf Course provides the City of Truth or Consequences. Both agreed to attempt to speak at that Public Meeting.

Linda Hale made a motion to adjourn and Leroy Bierner seconded. Meeting adjourned.

Next Meeting will be March 1st. At the Truth or Consequences Golf Course at 5pm.

Approved: Les Dufour - chair.  
5/3/17



F.4

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

**ITEM:**

Accounts Payable – May 2017

**BACKGROUND:**

**STAFF RECOMMENDATION:**

**SUPPORT INFORMATION:**

- Accounts Payable List for May 2017

Name of Presenter: Pat Wood, CPO	Department: Finance	Meeting date: 06/14/2017
E-mail: <a href="mailto:pat@torcnm.org">pat@torcnm.org</a>	Phone: 575-894-6673 ext. 312	



Truth or Consequences

# EOM AP Report By Fund

Payment Dates 05/01/2017 - 05/31/2017

## PAYABLE APPROVAL

I hereby approve the issuance of these payments.

FINANCE DIRECTOR OR DESIGNEE

DATE:

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
<b>Fund: 101 - General</b>					
NEW MEXICO GAS COMPANY, L...	042417	05/04/2017	GAS BILLS	101-1018-43780	524.81
BECKY RODRIGUEZ	042617	05/04/2017	MILEAGE DUE/ALBUQUERQUE	101-1004-42305	40.68
BECKY RODRIGUEZ	042617	05/04/2017	PER DIEM DUE/ALBUQUERQUE	101-1004-42310	23.00
EB LOCKSMITH, LLC	042717	05/04/2017	Rekeys doors for Cityhall parts/l...	101-1014-43403	102.79
QUEST DIAGNOSTICS LAB, INC.	042817	05/04/2017	BREATHOLIZER "DOT"	101-1004-44615	44.40
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1007-43316	89.50
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1007-47420	49.66
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1008-47420	5.00
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1009-43316	60.00
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1009-47420	14.09
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1012-47420	2.50
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	101-1014-47420	7.40
JAY RUBIN ATTORNEY AT LAW	050217	05/04/2017	LEGAL SERVICES 04/17	101-1000-43597	4,747.52
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1003-43775	81.55
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1007-43775	463.61
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1008-43775	53.12
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1009-43775	81.55
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1010-43775	244.68
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1011-43775	81.55
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	101-1014-43775	163.11
SCOTT OBERLIN	050817	05/04/2017	ADVANCED TRAVEL/ALBUQUE...	101-1002-60576	384.11
BANK OF AMERICA	0888040	05/04/2017	NMDA Vector testing fee/Josep...	101-1014-42720	55.00
THE ROOTS COUNSELING CENT...	1030	05/04/2017	6-CHARACTER DEVELOPMENT C...	101-1002-60576	150.00
MANANA	104-17	05/04/2017	SERVICES/VETERANS PARK	101-1009-48599	900.00
ALARM CONTROL TECHNOLOGI...	178330	05/04/2017	FIRE ALARM CONTROL/CIVIC C...	101-1014-43403	26.83
ALARM CONTROL TECHNOLOGI...	178331	05/04/2017	FIRE ALARM CONTROL/RECYCLE...	101-1014-43403	26.83
BANK OF AMERICA	185652	05/04/2017	Online Training Courses	101-1010-42720	318.00
BANK OF AMERICA	185652	05/04/2017	ICC Membership	101-1010-43770	220.00
eCIVIS, INC.	2016-100291	05/04/2017	GRANT RESEARCH LICENSE	101-1003-43770	539.00
ONESTI HOME & YARD MAINT	316429	05/04/2017	Weed Removal/1703 Broadway	101-1010-48555	189.88
ONESTI HOME & YARD MAINT	316429	05/04/2017	Weed and Litter Removal/1407 ...	101-1010-48555	325.50
ONESTI HOME & YARD MAINT	316429	05/04/2017	Weed Removal/1101 Mescalero	101-1010-48555	162.75
ONESTI HOME & YARD MAINT	316429	05/04/2017	Weed Removal/201 Date	101-1010-48555	65.10
JERRY D. WATTS, MSFPE	36199	05/04/2017	FIRE SPRINKLER INSPECTIONS	101-1014-43403	511.22
TRACTOR SUPPLY COMPANY	53845	05/04/2017	Spray Lance Nylon	101-1009-44607	15.99
BRADY INDUSTRIES, LLC	5411416	05/04/2017	LEMON DISINFECTANT	101-1014-44607	50.00
BRADY INDUSTRIES, LLC	5411416	05/04/2017	CENTER PULL PAPER HAND TO...	101-1014-44607	270.00
BRADY INDUSTRIES, LLC	5411416	05/04/2017	TOILET TISSUE	101-1014-44607	264.00
C & D SERVICES	562997	05/04/2017	Cleaning of City Parks 4/17	101-1014-48599	1,627.50
SIERRA COUNTY SENTINEL	9371	05/04/2017	Girls on guard ad-3 column by 3 ...	101-1007-43740	36.00
SIERRA COUNTY SENTINEL	9371	05/04/2017	National take back as-3 column...	101-1007-43740	36.00
SIERRA COUNTY SENTINEL	9434	05/04/2017	Help Wanted/Scale House Atte...	101-1004-43740	21.70
SIERRA COUNTY SENTINEL	9434	05/04/2017	Help Wanted/Sanitation Superv...	101-1004-43740	21.43
SIERRA COUNTY SENTINEL	9434	05/04/2017	Help Wanted:/Animal Shelter ...	101-1004-43740	21.97
SIERRA COUNTY SENTINEL	9435	05/04/2017	Help Wanted/Street Laborer	101-1004-43740	22.79
SIERRA COUNTY SENTINEL	9435	05/04/2017	Help Wanted/PT Lifeguard/Cash...	101-1004-43740	21.97

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
SIERRA COUNTY SENTINEL	9437	05/04/2017	FINAL ADOPTION - ORD. 679	101-1001-43740	25.95
SIERRA COUNTY SENTINEL	9438	05/04/2017	NOTICE/MONTHLY MEETINGS 0...	101-1001-43740	70.38
SIERRA COUNTY SENTINEL	9438	05/04/2017	SOLICITING NAMES/IMPACT FEE..	101-1001-43740	17.09
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	SGL Edge bld	101-1007-44607	5.48
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Paste wax	101-1007-44607	10.24
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Chamois	101-1007-44607	15.09
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Protectant 16 oz	101-1007-44607	22.88
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Steel wool	101-1007-44607	4.96
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Deluxe tire brush	101-1007-44607	5.78
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Shop Towel	101-1007-44607	15.09
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Glass cleaner	101-1007-44607	7.78
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Car wash-DP crystal	101-1007-44607	5.36
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Microfiber towel	101-1007-44607	10.73
SIERRA AUTO/CARQUEST	ID-208362	05/04/2017	Terry towels	101-1007-44607	15.54
SIERRA AUTO/CARQUEST	ID-208478	05/04/2017	fuel pump	101-1007-47420	130.85
SIERRA AUTO/CARQUEST	ID-209018	05/04/2017	fam	101-1007-47420	134.78
SIERRA AUTO/CARQUEST	ID-209018	05/04/2017	radiator	101-1007-47420	200.09
SIERRA AUTO/CARQUEST	ID-209607	05/04/2017	filter	101-1012-44607	206.99
SIERRA AUTO/CARQUEST	ID-209677	05/04/2017	oxygen saftey cap	101-1014-44615	69.99
SIERRA AUTO/CARQUEST	ID-209677	05/04/2017	acetelene saftey cap	101-1014-44615	79.99
SIERRA AUTO/CARQUEST	ID-209684	05/04/2017	instrument cluster	101-1012-47420	120.00
GARY E. GAYLORD, CPA	TORCD42917	05/04/2017	SERVICES/CPA-AUDIT	101-1004-48596	2,025.88
JUAN A. FUENTES	042617	05/12/2017	MILEAGE DUE/ALBUQUERQUE	101-1003-42305	25.63
JUAN A. FUENTES	042617	05/12/2017	PER DIEM DUE/ALBUQUERQUE	101-1003-42310	7.40
KERIN SALCEDO	042617	05/12/2017	PER DIEM DUE/ALBUQUERQUE	101-1004-42310	19.40
EB LOCKSMITH. LLC	050417	05/12/2017	Rekey Workforce Solutions door..	101-1014-43403	100.00
PAIGE VEST	050517	05/12/2017	MILEAGE DUE/SANTA FE	101-1004-42305	45.75
PAIGE VEST	050517	05/12/2017	PER DIEM DUE/SANTA FE	101-1004-42310	114.00
RAYMOND CHAVEZ	050517	05/12/2017	MILEAGE DUE/ALBUQUERQUE	101-1010-42305	25.63
RAYMOND CHAVEZ	050517	05/12/2017	PER DIEM DUE/ALBUQUERQUE	101-1010-42310	53.40
ROBBIE TRAVIS	050717	05/12/2017	MILEAGE DUE/ALBUQUERQUE	101-1010-42305	25.63
ROBBIE TRAVIS	050717	05/12/2017	PER DIEM DUE/ALBUQUERQUE	101-1010-42310	30.00
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1001-41226	117.60
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1002-41226	72.77
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1003-41226	125.62
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1004-41226	238.00
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1007-41226	914.40
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1008-41226	73.42
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1009-41226	93.29
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1010-41226	131.45
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1011-41226	287.75
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1012-41226	120.48
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1014-41226	181.32
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	101-1016-41226	159.63
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	101-1018-43780	2,126.40
LEE ALIREZ	051717	05/12/2017	ADVANCED PER DIEM/SANTA FE	101-1007-42310	216.00
KING'S LOCKSMITH	05960	05/12/2017	Padlocks	101-1009-44607	78.90
KING'S LOCKSMITH	05960	05/12/2017	Key Cylinders	101-1009-44607	19.00
XEROX CORP.	088788904	05/12/2017	BASE CHARGE/METER USAGE	101-1002-60840	66.52
XEROX CORP.	088801541	05/12/2017	METER USAGE	101-1014-44810	14.31
XEROX CORP.	089026150	05/12/2017	BASE CHARGE/METER USAGE	101-1001-44810	368.83
XEROX CORP.	089026151	05/12/2017	BASE CHARGE/METER USAGE	101-1004-44810	274.63
XEROX CORP.	089026154	05/12/2017	BASE CHARGE/METER USAGE	101-1007-44810	233.66
XEROX CORP.	089026156	05/12/2017	BASE CHARGE/METER USAGE	101-1002-60840	196.94
XEROX CORP.	089026157	05/12/2017	BASE CHARGE/METER USAGE	101-1002-60840	49.37
XEROX CORP.	089026173	05/12/2017	BASE CHARGE/METER USAGE	101-1003-44810	390.96
WEX BANK	110114	05/12/2017	UNLEADED	101-1001-43316	28.64
SUN VALLEY, INC.	12881/6	05/12/2017	4" roller paint frame	101-1014-43403	4.58
SUN VALLEY, INC.	12881/6	05/12/2017	3" bristle chip brush	101-1014-43403	9.16
SUN VALLEY, INC.	12881/6	05/12/2017	9" metal paint tray	101-1014-43403	11.37



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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
SUN VALLEY, INC.	12881/6	05/12/2017	gray floor paint 1 gal.	101-1014-43403	159.95
SUN VALLEY, INC.	12881/6	05/12/2017	9" 5 wire rolle paintr frame	101-1014-43403	8.58
SUN VALLEY, INC.	12881/6	05/12/2017	4" half circle sprinkler head	101-1014-43403	47.90
SUN VALLEY, INC.	12881/6	05/12/2017	5m southern turf bulder	101-1014-43403	57.24
SUN VALLEY, INC.	12881/6	05/12/2017	3/4 rotor sprinkler	101-1014-43403	147.90
SUN VALLEY, INC.	12881/6	05/12/2017	4" line painting covers	101-1014-43403	19.96
SUN VALLEY, INC.	12881/6	05/12/2017	9" paint roller cover	101-1014-43403	23.97
SUN VALLEY, INC.	12881/6	05/12/2017	16-8-8 fertilizer big bag	101-1014-43403	99.96
SUN VALLEY, INC.	12881/6	05/12/2017	60" aluminum loop action hoe	101-1014-43403	21.99
SUN VALLEY, INC.	12881/6	05/12/2017	plastic paint tray liner	101-1014-43403	12.90
SUN VALLEY, INC.	12882/6	05/12/2017	5 GALLON FLAT PAINT	101-1014-43403	144.40
SUN VALLEY, INC.	129293/6	05/12/2017	1/4-1/4 water valve for a/c	101-1014-43403	32.90
SUN VALLEY, INC.	129293/6	05/12/2017	AAA batteries multi-pack	101-1014-43403	25.98
SUN VALLEY, INC.	129293/6	05/12/2017	key entry comercial door knob	101-1014-43403	147.98
SUN VALLEY, INC.	129293/6	05/12/2017	key entry door knob	101-1014-43403	35.50
SUN VALLEY, INC.	129293/6	05/12/2017	Spray Texture	101-1014-43403	63.96
SUN VALLEY, INC.	129293/6	05/12/2017	AA batteries multi-pack	101-1014-43403	25.98
WEX BANK	137606	05/12/2017	UNLEADED	101-1007-43316	131.26
XEROX CORP.	147789878	05/12/2017	SHIPPING CHARGE	101-1003-44810	8.63
SIERRA SUPPLY	15789	05/12/2017	3in Schedule 80 20ft Pipe \$4.40 ...	101-1009-44607	88.00
SIERRA SUPPLY	15789	05/12/2017	1 1/2in Closet & Urinal Spuds 1...	101-1009-44607	47.50
SIERRA SUPPLY	15789	05/12/2017	Sloan Renovator Kit R1003A 70...	101-1009-44607	154.85
WEX BANK	203309	05/12/2017	UNLEADED	101-1003-43316	81.69
NU-WAY LAUNDRY & CLEANERS	28009	05/12/2017	CLEANING OF CITY RUGS	101-1014-44607	155.77
MUNICIPAL CODE CORP.	285666	05/12/2017	SUPPLEMENT PAGES	101-1001-43740	587.12
SIERRA VETERINARY SERVICES,L...	34167	05/12/2017	ANIMAL SHELTER	101-1008-48599	10,000.00
WEX BANK	35467	05/12/2017	UNLEADED	101-1010-43316	134.96
BAKER & TAYLOR, INC.	4011882060	05/12/2017	312 books, per attached list	101-1016-44830	203.52
B & H OIL CO.	42401	05/12/2017	UNLEADED	101-1007-43316	1,979.17
B & H OIL CO.	42403	05/12/2017	UNLEADED	101-1012-43316	54.42
B & H OIL CO.	42410	05/12/2017	UNLEADED	101-1014-43316	426.17
B & H OIL CO.	42411	05/12/2017	UNLEADED	101-1009-43316	242.78
B & H OIL CO.	42411	05/12/2017	DIESEL	101-1009-43317	69.67
B & H OIL CO.	42412	05/12/2017	UNLEADED	101-1008-43316	415.76
THE FILOSA LAW FIRM	45671	05/12/2017	SPECIAL MASTER SALE/THOMAS	101-1000-43597	352.63
CHERRILL'S WESTERN	672217	05/12/2017	WRANGLER JEANS/JOSEPH CAR...	101-1014-42620	138.00
CHERRILL'S WESTERN	672217	05/12/2017	WRANGLER DENIM SHIRTS/ LO...	101-1014-42620	138.00
TALON SEPTIC & POTTY SERVICE	729	05/12/2017	CLEAN & SERVICE PORTABLES	101-1009-47410	800.00
COPPLER LAW FIRM PC	8965	05/12/2017	SERVICES/GENERAL	101-1000-43597	1,771.99
COPPLER LAW FIRM PC	8970	05/12/2017	SERVICES/WILSON ENTERPRISES	101-1000-43597	3,288.55
COPPLER LAW FIRM PC	8978	05/12/2017	SERVICES/TREVOR WHITEHEAD	101-1000-43597	233.33
COPPLER LAW FIRM PC	8983	05/12/2017	SERVICES/HOT SPRINGS LAND ...	101-1000-43597	178.72
PCM SALES, INC.	B03035010	05/12/2017	LEXAR JUMPDRIVE 64GB	101-1002-60840	78.99
MITCHELL1	RL4238216	05/12/2017	SUBSCRIPTION RENEWAL	101-1012-43770	1,033.33
GARY E. GAYLORD, CPA	TORC050617	05/12/2017	SERVICES-CPA-AUDIT	101-1004-48596	1,567.47
CITY UTILITIES	051517	05/19/2017	CITY LANDFILL BILLS	101-1018-43780	41.22
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1001-41226	117.60
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1002-41226	72.77
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1003-41226	125.23
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1004-41226	238.01
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1007-41226	918.42
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1008-41226	73.42
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1009-41226	93.29
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1010-41226	131.45
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1011-41226	283.12
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1012-41226	120.48
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1014-41226	181.32
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	101-1016-41226	159.63
THE GLOVE WAGON	107790	05/19/2017	nitrile gloves	101-1012-44615	103.02
THE GLOVE WAGON	107791	05/19/2017	work gloves	101-1012-44607	78.00

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
ARMUO'S CASA BONITA	42857	05/19/2017	Repair wind blown door, part/l...	101-1014-43403	162.75
BRADY INDUSTRIES, LLC	5424837	05/19/2017	WHITE TRASH LINERS	101-1014-44607	106.00
BRADY INDUSTRIES, LLC	5424837	05/19/2017	DIAL HAND SOAP	101-1014-44607	46.00
BRADY INDUSTRIES, LLC	5424837	05/19/2017	HCL-145 TOILET CLEANER	101-1014-44607	47.88
BRADY INDUSTRIES, LLC	5424837	05/19/2017	WYP-ALLS PAPER TOWELS	101-1014-44607	110.00
BRADY INDUSTRIES, LLC	5424837	05/19/2017	SMALL BLACK TRASH LINERS	101-1014-44607	69.00
BRADY INDUSTRIES, LLC	5424837	05/19/2017	LARGE BLACK TRASH LINERS	101-1014-44607	68.00
QUILL CORPORATION	6735820	05/19/2017	Pilot G2 Premium Retractable G...	101-1010-44606	15.99
QUILL CORPORATION	6735820	05/19/2017	Avery®; Laser Business Cards;	101-1010-44606	35.98
QUILL CORPORATION	6735820	05/19/2017	Natico, 60-PF-46, Executive Rin...	101-1010-44606	44.72
QUILL CORPORATION	6735820	05/19/2017	Pilot G2 Premium Retractable G...	101-1010-44606	14.99
QUILL CORPORATION	6735820	05/19/2017	Fellowes® Oversized Presentati...	101-1010-44606	69.29
QUILL CORPORATION	6735820	05/19/2017	Quill Brand® Standard Manila Fi...	101-1010-44606	8.99
GRAINGER, INC.	94030121641	05/19/2017	1000 watt Halogen Reflector la...	101-1014-43403	732.60
GRAINGER, INC.	9432335371	05/19/2017	HALOGEN SPOT LIGHT LAMP	101-1014-43403	42.66
GARY E. GAYLORD, CPA	TORC051317	05/19/2017	SERVICES/CPA-AUDIT	101-1004-48596	1,864.91
LEE ALIREZ	050517	05/26/2017	PER DIEM DUE/ALBUQUERQUE	101-1007-42310	1.00
SCOTT OBERLIN	051217	05/26/2017	TRAVEL DUE/ALBUQUERQUE	101-1002-60576	19.03
THE CLUB OF SIERRA COUNTY	051817	05/26/2017	CLEAN-UP	101-1003-60781	150.00
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1001-43775	535.52
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1002-43775	92.81
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1003-43775	559.81
THE CLUB OF SIERRA COUNTY	051917	05/26/2017	CLEAN-UP	101-1003-60781	150.00
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1004-43775	529.77
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1005-43775	114.53
LEE ALIREZ	051917	05/26/2017	PER DIEM DUE/SANTA FE	101-1007-42310	74.00
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1007-43775	178.17
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1009-43775	217.83
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1010-43775	492.25
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1011-43775	25.04
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1012-43775	207.25
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	101-1014-43775	278.48
BOYS & GIRLS CLUB OF SIERRA ...	052217	05/26/2017	REIMBURSEMENT/JJAC GRANT ...	101-1003-60784	4,562.13
JESSE ROBINSON	052217	05/26/2017	REFUND DEPOSIT/RALPH EDW...	101-1099-34348	50.00
DESTINY MITCHELL	052217	05/26/2017	REFUND DEPOSIT/HEALING WA...	101-1099-34348	50.00
KAREN A. WHITMORE	052217	05/26/2017	REFUND DEPOSIT/CIVIC CENTER	101-1099-34348	250.00
DEBBIE'S STUDIO OF DANCE	052217	05/26/2017	REFUND DEPOSIT/CIVIC CENTER	101-1099-34348	250.00
BOYS & GIRLS CLUB OF SIERRA ...	052217-1	05/26/2017	REIMBURSEMENT/JJAC GRANT ...	101-1003-60784	4,354.13
BOYS & GIRLS CLUB OF SIERRA ...	052217-2	05/26/2017	REIMBURSEMENT/JJAC GRANT ...	101-1003-60784	5,311.00
TURTLEBACK PEST CONTROL, I...	052317	05/26/2017	PEST CONTROL SERVICES	101-1014-44607	814.46
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	101-1018-43780	7,089.10
THE BOUNTIFUL ALLIANCE	1703	05/26/2017	CLEAN-UP	101-1003-60781	150.00
THE BOUNTIFUL ALLIANCE	1704	05/26/2017	CLEAN-UP	101-1003-60781	150.00
COOPERATIVE EDUCATIONAL S...	24-064223	05/26/2017	Dell Latitude 15 Laptop PC	101-1004-44613	1,940.00
ROTARY CLUB OF TORC	3102	05/26/2017	MONTHLY DUES/LEE ALIREZ	101-1007-43770	55.00
ROTARY CLUB OF TORC	3113	05/26/2017	MONTHLY DUES/JUAN FUENTES	101-1003-43770	55.00
ROTARY CLUB OF TORC	3127	05/26/2017	MONTHLY DUES/JAMES MORG...	101-1007-43770	55.00
ROTARY CLUB OF TORC	3130	05/26/2017	MONTHLY DUES/RENEE CANTIN	101-1001-43770	55.00
M GRAPHIC DESIGN	95	05/26/2017	GREETING CARDS	101-1003-43740	162.98
BARTOO SAND & GRAVEL, INC.	M23806	05/26/2017	Demo 612 E. St.	101-1010-48555	7,800.07
GARY E. GAYLORD, CPA	TORC052017	05/26/2017	SERVICES/CPA-AUDIT	101-1004-48596	2,086.74
<b>Fund 101 - General Total:</b>					<b>93,899.02</b>
<b>Fund: 201 - Corrections</b>					
NM JUDICIAL EDUCATION CENT...	050317	05/04/2017	JUDICIAL EDUCATION FEES	201-1903-44805	57.00
ADMINISTRATIVE OFFICE OF	050317	05/04/2017	DWI LAB FEES/PREVENTION FE...	201-1903-44805	114.00
SIERRA COUNTY TREASURER	050517	05/12/2017	PRISONER CARE 04/17	201-1903-48710	2,090.00
<b>Fund 201 - Corrections Total:</b>					<b>2,261.00</b>
<b>Fund: 209 - Fire</b>					
NEW MEXICO GAS COMPANY, I...	041717	05/04/2017	GAS BILL/FIRE SOUTH STATION	209-1603-43780	62.23
NEW MEXICO GAS COMPANY, I...	050117	05/04/2017	GAS BILL/FIRE STATION	209-1603-43780	96.69

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
MEGAHERTZ COMPUTER CONS...	4544	05/04/2017	INTERNET SERVICE	209-1603-43770	54.25
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	209-1603-43780	225.72
XEROX CORP.	089026160	05/12/2017	BASE CHARGE/METER USAGE	209-1603-43770	314.42
NM STATE FIRE FIGHTERS ASSO...	051117	05/19/2017	ANNUAL DUES	209-1603-42310	405.00
NM STATE FIRE FIGHTERS ASSO...	051117-1	05/19/2017	REGISTRATION FEES	209-1603-42310	1,125.00
TESTON'S FREEWAY CHEVRON	20020	05/19/2017	FUEL ALL TRUCKS 04/17	209-1603-43316	99.89
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	209-1603-43780	131.66

Fund 209 - Fire Total: 2,514.86

## Fund: 214 - Lodgers Tax

BARBOUR INVESTMENTS, LLC	050117	05/04/2017	STORAGE FEE/REED ROCKETS	214-2503-47598	200.00
T OR C FIESTA, INC	050217	05/04/2017	REIMBURSEMENT/LODGERS TAX	214-2503-47406	335.00
GRIFFIN & ASSOCIATES MARKET...	12417	05/04/2017	ACCOUNT MANAGEMENT	214-2503-48599	526.16
GRIFFIN & ASSOCIATES MARKET...	12417	05/04/2017	ADVERTISING/CITY	214-2503-60596	2,847.75
RUANNA WALDRUM	696	05/04/2017	ADVERTISING/TOURISM BOARD	214-2503-47597	475.70
GERONIMO TRAIL SCENIC BYW...	050417	05/12/2017	MONTHLY DRAW 04/17	214-2503-48815	291.67
VETERANS MEMORIAL TRUST B...	051017	05/12/2017	REIMBURSEMENT/LODGERS TAX	214-2503-47406	467.80
STARLINE PRINTING	34533	05/19/2017	ADVERTISING/GERONIMO TRAIL...	214-2503-60596	4,000.00
LINDMARK OUTDOOR MEDIA	3886	05/19/2017	ADVERTISING/CITY	214-2503-60596	422.42
LINDMARK OUTDOOR MEDIA	3894	05/19/2017	ADVERTISING/CITY	214-2503-60596	422.42
GERONIMO SPRINGS MUSEUM	052317	05/26/2017	REIMBURSEMENT/LODGERS TAX	214-2503-47406	1,466.28
SIERRA TWIRLERS	052417	05/26/2017	REIMBURSEMENT/ADVERTISING	214-2503-47406	281.65
GERONIMO SPRINGS MUSEUM	052417	05/26/2017	3RD QUARTER FUNDING	214-2503-48815	875.00
JOHN DEERE CREDIT, INC.	1840376	05/26/2017	LEASE PAYMENT/FAIRWAW M...	214-2503-44810	950.73

Fund 214 - Lodgers Tax Total: 13,562.58

## Fund: 216 - Muni Street

INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	216-4503-43316	77.25
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	216-4503-47420	43.86
BANK OF AMERICA	223929	05/04/2017	SHIRTS/WALTER GREGORY	216-4503-42620	133.32
BANK OF AMERICA	223929	05/04/2017	WRANGLER JEANS	216-4503-42620	144.09
BANK OF AMERICA	223929	05/04/2017	OVERALLS	216-4503-42620	75.64
GEO-TEST, INC.	84714	05/04/2017	MATERIAL TESTING/CN 1101070	216-4503-32842	622.80
SIERRA AUTO/CARQUEST	ID-208479	05/04/2017	brake shoes	216-4503-47420	107.25
SIERRA AUTO/CARQUEST	ID-209298	05/04/2017	2 cycle oil	216-4503-47420	66.72
SIERRA AUTO/CARQUEST	ID-209491	05/04/2017	starter	216-4503-47420	39.48
BARTOO SAND & GRAVEL, INC.	M41083	05/04/2017	AER	216-4503-32842	162.75
BARTOO SAND & GRAVEL, INC.	M41083	05/04/2017	concrete class AA for bradway s...	216-4503-32842	6,510.00
BARTOO SAND & GRAVEL, INC.	M41083	05/04/2017	fiber	216-4503-32842	406.88
TERRACON CONSULTANTS, INC	T898545	05/04/2017	MATERIAL TESTING/CN 1101070	216-4503-32842	954.88
B & H OIL CO.	42370/42404	05/12/2017	UNLEADED	216-4503-43316	169.90
B & H OIL CO.	42370/42404	05/12/2017	DIESEL	216-4503-43317	835.27
BARTOO SAND & GRAVEL, INC.	M41421	05/12/2017	fiber	216-4503-32842	406.88
BARTOO SAND & GRAVEL, INC.	M41421	05/12/2017	class AA for broadway project	216-4503-32842	6,510.00
BARTOO SAND & GRAVEL, INC.	M41421	05/12/2017	AER	216-4503-32842	162.75
NORTHERN TOOL & EQUIPMEN...	37819574	05/19/2017	Klutch 14" cut off blades 5 pk.	216-4503-44607	254.99
CHERRILL'S WESTERN	672218	05/19/2017	Wrangler Jeans	216-4503-42620	174.00
CHERRILL'S WESTERN	672218	05/19/2017	Wrangler shirts/Bob Waldron	216-4503-42620	144.00
BARTOO SAND & GRAVEL, INC.	M23810	05/19/2017	base course broadway project ...	216-4503-32842	4,068.75
BARTOO SAND & GRAVEL, INC.	M23827	05/19/2017	hot mix water cuts	216-4503-43550	4,448.50
HIGHWAY SUPPLY LLC	0015486	05/26/2017	60ft roll perimeter tape	216-4503-44607	45.00
HIGHWAY SUPPLY LLC	0015486	05/26/2017	traffic barrels 4 inches stripping	216-4503-44607	795.00
HIGHWAY SUPPLY LLC	0015486	05/26/2017	42" grad tube with base	216-4503-44607	585.00
HIGHWAY SUPPLY LLC	0015486	05/26/2017	tire ring	216-4503-44607	65.00
LACAL EQUIPMENT, INC.	0256090	05/26/2017	mounting bar	216-4503-47420	149.60
LACAL EQUIPMENT, INC.	0256090	05/26/2017	water filter	216-4503-47420	81.41
LACAL EQUIPMENT, INC.	0256090	05/26/2017	towbar with bearings	216-4503-47420	243.12
RED BUD SUPPLY, INC	148485	05/26/2017	28 inch Cones with reflective str...	216-4503-44607	885.82
SHARE CORP.	19210	05/26/2017	high risk gloves x large	216-4503-44615	86.80
RT ELECTRIC, INC	5696-1	05/26/2017	Street Light Pole Foundation - I...	216-4503-32842	1,890.00
HIGHWAY SUPPLY LLC	70151728	05/26/2017	stamp traffic control plans	216-4503-43550	477.40
BARTOO SAND & GRAVEL, INC.	M41135	05/26/2017	Aer	216-4503-32842	162.75

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BARTOO SAND & GRAVEL, INC.	M41135	05/26/2017	Fiber	216-4503-32842	406.88
BARTOO SAND & GRAVEL, INC.	M41135	05/26/2017	Class AA side walk project	216-4503-32842	6,510.00
TRIPLE-S JANITORIAL SUPPLIES	S037633A	05/26/2017	push broom indoor 24"	216-4503-44607	30.01
TRIPLE-S JANITORIAL SUPPLIES	S037633A	05/26/2017	push broom indoor soft 36"	216-4503-44607	45.00
Fund 216 - Muni Street Total:					38,978.75
<b>Fund: 217 - Recreation</b>					
SOUTHWEST SIGN SERVICE	10360	05/04/2017	3'6" x 7' White Alum Omegabo...	217-1703-44607	757.31
SOUTHWEST SIGN SERVICE	10360	05/04/2017	3'6" x 7' White Alum Omegabo...	217-1703-44607	246.34
SOUTHWEST SIGN SERVICE	10360	05/04/2017	Install Signs	217-1703-44607	91.96
RIO GRANDE PUMP & SUPPLY ...	17-6302	05/04/2017	102 6" PEO 15 HP 140gpm 66P...	217-1703-44607	1,184.24
RIO GRANDE PUMP & SUPPLY ...	17-6302	05/04/2017	15HP 460V 3ph Franklin Subme...	217-1703-44607	1,675.93
I'LL DO IT ELECTRIC	5117	05/04/2017	Install 200 Amp Service & 10 RV...	217-1703-60840	15,690.00
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" Coupling S-S 10pk	217-1703-60840	4.98
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" Spigot	217-1703-60840	167.88
SUN VALLEY, INC.	129370/6	05/12/2017	12"x17" Valve Box	217-1703-60840	203.50
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" Female Adapter SxFt 10pk	217-1703-60840	9.98
SUN VALLEY, INC.	129370/6	05/12/2017	6" Metal Potable Water Sign Po...	217-1703-60840	167.88
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" 90 Elbow S-S 10pk	217-1703-60840	5.18
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" Coupling FtxFt	217-1703-60840	15.48
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" 20' SCH 40 Pipe	217-1703-60840	93.42
SUN VALLEY, INC.	129370/6	05/12/2017	3/4" T's SxSxS 10pk	217-1703-60840	7.98
SUN VALLEY, INC.	129370/6	05/12/2017	4' 3/4" Hydrant	217-1703-60840	242.97
SOUTHWEST SIGN SERVICE	10361	05/26/2017	Printed Photo	217-1703-44607	259.66
SOUTHWEST SIGN SERVICE	10361	05/26/2017	Install, Add Pipe and Sign with F...	217-1703-44607	365.13
SOUTHWEST SIGN SERVICE	10361	05/26/2017	10' of 4" Pipe	217-1703-44607	149.30
SOUTHWEST SIGN SERVICE	10361	05/26/2017	96" x 94" Alum Sign Face w/ Sq....	217-1703-44607	919.59
Fund 217 - Recreation Total:					22,258.71
<b>Fund: 294 - State Library</b>					
OFFICE DEPOT	923160196	05/04/2017	Netgear GS105 5-port ethernet ...	294-5003-48830	34.99
OFFICE DEPOT	923160196	05/04/2017	Office Depot brand black toner ...	294-5003-48830	663.96
XEROX CORP.	089026169	05/12/2017	METER USAGE	294-5003-48599	15.43
XEROX CORP.	089026170	05/12/2017	METER USAGE	294-5003-48599	7.27
PCM SALES, INC.	802858690	05/12/2017	Linksys Gigabit ethernet switch -	294-5003-48830	149.98
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	294-5003-43775	39.10
Fund 294 - State Library Total:					910.73
<b>Fund: 295 - Muni Pool</b>					
NEW MEXICO GAS COMPANY, I...	041917	05/04/2017	GAS BILL/SWIMMING POOL	295-4803-43780	1,745.80
POOL PRO, LLC	170264	05/04/2017	Calcium Hypochlorite (Granular)	295-4803-44607	225.00
POOL PRO, LLC	170264	05/04/2017	Acid Magic (15 gal)	295-4803-44607	224.00
POOL PRO, LLC	170264	05/04/2017	Calcium Hypochlorite 1"	295-4803-44607	441.00
POOL PRO, LLC	170264	05/04/2017	Sodium Thiosulfate	295-4803-44607	75.00
RUBEN SAENZ	050517	05/12/2017	REFUND DEPOSIT/POOL	295-4803-34355	50.00
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	295-4803-41226	62.76
SIERRA COUNTY ARTS COUNCIL	032117	05/19/2017	1/2 PAGE AD	295-4803-44607	80.00
BRANDI TISDALE	051217	05/19/2017	REFUND DEPOSIT/POOL	295-4803-34355	50.00
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	295-4803-41226	63.12
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	295-4803-43780	1,961.54
Fund 295 - Muni Pool Total:					4,978.22
<b>Fund: 298 - PD Donations</b>					
BANK OF AMERICA	805940	05/04/2017	Special event package	298-2103-45607	160.00
BANK OF AMERICA	805940	05/04/2017	Credit card processing	298-2103-45607	2.00
BANK OF AMERICA	805940	05/04/2017	Portrait session-includes 8x10 p...	298-2103-45607	630.00
BANK OF AMERICA	805940	05/04/2017	City commissioners 8x10 prints	298-2103-45607	78.00
Fund 298 - PD Donations Total:					870.00
<b>Fund: 302 - Elec Construction</b>					
NEW MEXICO FINANCE AUTHOR..040117		05/04/2017	ELECTRICAL LOAN PAYMENT/PR...	302-4603-90905	7,490.09
NEW MEXICO FINANCE AUTHOR..040117		05/04/2017	ELECTRICAL LOAN PAYMENT/IN...	302-4603-90910	2,275.60

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
NEW MEXICO FINANCE AUTHOR..	040117	05/04/2017	ELECTRICAL LOAN PAYMENT/A...	302-4603-90915	147.82
				<b>Fund 302 - Elec Construction Total:</b>	<b>9,913.51</b>
<b>Fund: 303 - Vet Wall</b>					
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	303-4703-43775	121.60
				<b>Fund 303 - Vet Wall Total:</b>	<b>121.60</b>
<b>Fund: 305 - CI Gen</b>					
COOPERATIVE EDUCATIONAL S...	24-063563	05/12/2017	IT SERVICES/02-17	305-6003-48598	7,458.22
SMITHCO CONSTRUCTION INC.	#1	05/26/2017	Construction Services - Animal ...	305-6003-60820	50,000.00
NCA ARCHITECTS, P.A.	16570	05/26/2017	CIVIL SITE UTILITY	305-6003-60820	3,500.00
NCA ARCHITECTS, P.A.	16570	05/26/2017	TRAVEL EXPENSE	305-6003-60820	1,608.03
NCA ARCHITECTS, P.A.	16570	05/26/2017	ARCHITECTURAL SERVICES	305-6003-60820	6,750.00
BAE SYSTEMS	306853	05/26/2017	E-MAIL SERVICE 05/17	305-6003-43815	333.13
				<b>Fund 305 - CI Gen Total:</b>	<b>69,649.38</b>
<b>Fund: 306 - CI Jt Util</b>					
NEW MEXICO FINANCE AUTHOR..	040117-1	05/04/2017	WATER TANK LOAN PAYMENT/...	306-6103-90905	9,054.75
NEW MEXICO FINANCE AUTHOR..	040117-1	05/04/2017	WATER TANK LOAN PAYMENT/...	306-6103-90910	872.90
NEW MEXICO FINANCE AUTHOR..	040117-1	05/04/2017	WATER TANK LOAN PAYMENT/...	306-6103-90915	94.10
NEW MEXICO FINANCE AUTHOR..	040117-2	05/04/2017	LOAN PAYMENT/TORC18/PRINC...	306-6103-90905	690.58
NEW MEXICO FINANCE AUTHOR..	040117-3	05/04/2017	LOAN PAYMENT/TORC19/PRINC...	306-6103-90905	4,889.17
NEW MEXICO FINANCE AUTHOR..	040117-3	05/04/2017	LOAN PAYMENT/TORC19/INTE...	306-6103-90910	2,709.60
NEW MEXICO FINANCE AUTHOR..	050917	05/12/2017	LOAN PAYMENT/TORC17/PRINC...	306-6103-90905	12,656.00
NEW MEXICO FINANCE AUTHOR..	050917	05/12/2017	LOAN PAYMENT/TORC17/INTER...	306-6103-90910	483.00
NEW MEXICO FINANCE AUTHOR..	050917-1	05/12/2017	LOAN PAYMENT/TORC22/PRINC...	306-6103-90905	3,240.00
NEW MEXICO FINANCE AUTHOR..	050917-1	05/12/2017	LOAN PAYMENT/TORC22/ADM...	306-6103-90915	140.48
NEW MEXICO FINANCE AUTHOR..	050917-2	05/12/2017	LOAN PAYMENT/TORC24/PRINC...	306-6103-90905	3,847.00
NEW MEXICO FINANCE AUTHOR..	050917-3	05/12/2017	LOAN PAYMENT/TORC27/PRINC...	306-6103-90905	3,867.00
SMITH ENGINEERING COMPANY	46797	05/26/2017	SERVICES/WWTP IMPROVE PH...	306-6103-80845	2,146.25
				<b>Fund 306 - CI Jt Util Total:</b>	<b>44,690.83</b>
<b>Fund: 309 - USDA WWTP</b>					
RMCI, INC	#11	05/04/2017	CONSTRUCTION/WWTP IMPRO...	309-6403-60810	214,164.87
SMITH ENGINEERING COMPANY	46565	05/04/2017	SERVICES/WWTP IMPROVE PH...	309-6403-60810	16,071.77
SMITH ENGINEERING COMPANY	46684	05/04/2017	SERVICES/WWTP IMPROVE PH...	309-6403-60810	12,106.93
RMCI, INC	#12	05/26/2017	CONSTRUCTION/WWTP IMPRO...	309-6403-60810	31,793.70
SMITH ENGINEERING COMPANY	46792	05/26/2017	SERVICES/WWTP IMPROVE PH...	309-6403-60810	7,476.49
				<b>Fund 309 - USDA WWTP Total:</b>	<b>281,613.76</b>
<b>Fund: 319 - LEDA</b>					
TRUTH OR CONSEQUENCES BR...	051817	05/19/2017	REIMBURSEMENT/LEDA GRANT	319-6503-60806	116,507.68
				<b>Fund 319 - LEDA Total:</b>	<b>116,507.68</b>
<b>Fund: 403 - Pledge State</b>					
CAPITAL ONE PUBLIC FUNDING	050917	05/12/2017	ANNUAL DEBT PAYMENT/PRINC...	403-1203-90905	80,000.00
CAPITAL ONE PUBLIC FUNDING	050917	05/12/2017	ANNUAL DEBT PAYMENT/INTER...	403-1203-90910	18,762.50
				<b>Fund 403 - Pledge State Total:</b>	<b>98,762.50</b>
<b>Fund: 501 - Cemetary</b>					
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	501-1803-43780	131.42
				<b>Fund 501 - Cemetary Total:</b>	<b>131.42</b>
<b>Fund: 502 - Util Office - Pool</b>					
CRED A	050317	05/04/2017	CRED A BILLING 05/17	502-3601-43770	540.89
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	502-3601-41226	128.69
POSTMASTER	050917	05/12/2017	POSTAGE	502-3601-43735	5,000.00
XEROX CORP.	089026159	05/12/2017	BASE CHARGE/METER USAGE	502-3601-44810	62.82
B & H OIL CO.	42405	05/12/2017	UNLEADED	502-3601-43316	32.89
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	502-3601-41226	128.69
QUILL CORPORATION	6280582	05/19/2017	COPY PAPER	502-3601-44606	239.95
QUILL CORPORATION	6280582	05/19/2017	COUNTERFEIT DETECTOR	502-3601-44606	59.34
QUILL CORPORATION	6280582	05/19/2017	REGISTER ROLLS	502-3601-44606	106.19
QUILL CORPORATION	6280582	05/19/2017	DOOR HANGER	502-3601-44606	118.74
QUILL CORPORATION	6280582	05/19/2017	CALCULATORS	502-3601-44606	89.96
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	502-3601-43775	596.39

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	502-3601-43780	291.34
				Fund 502 - Util Office - Pool Total:	7,395.89
<b>Fund: 503 - Electric</b>					
NEW MEXICO GAS COMPANY, I...	042417	05/04/2017	GAS BILLS	503-3702-43780	25.67
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	503-3702-43316	104.50
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	503-3702-47420	63.23
U.S. DISTRIBUTING, INC.	248866	05/04/2017	65P battery	503-3702-47420	62.05
MISCO	31390	05/04/2017	Line hose steel box	503-3702-47420	950.00
MISCO	31392	05/04/2017	Freight	503-3702-47420	180.00
MISCO	31392	05/04/2017	D6220-2 20' Fiberglass Ext Ladd...	503-3702-47420	395.00
WESTERN UNITED ELECTRIC	4096220	05/04/2017	Crossarm Deadend 8ft	503-3702-47415	990.00
WESTERN UNITED ELECTRIC	4096221	05/04/2017	Ventilator cap, 4" 3 hole for 1.2...	503-3702-47415	610.00
WESTERN UNITED ELECTRIC	4096221	05/04/2017	Marker guy 8' yellow	503-3702-47415	81.25
CHERRILL'S WESTERN	672215	05/04/2017	Steel toe work boots/Kenny Mo...	503-3702-44615	150.00
CHERRILL'S WESTERN	672216	05/04/2017	Wranglers Jeans/Chris Rees	503-3702-42620	138.00
SIERRA AUTO/CARQUEST	ID-209339	05/04/2017	fitting	503-3702-47420	21.66
SIERRA AUTO/CARQUEST	ID-209339	05/04/2017	hose	503-3702-47420	7.50
TRIPLE H SOLAR, LLC	0081	05/12/2017	SERVICES/ELECTRIC DEPT	503-3702-48599	2,025.20
TAMMY GARDNER	050217	05/12/2017	MILEAGE DUE/ALBUQUERQUE	503-3702-42305	55.73
TAMMY GARDNER	050217	05/12/2017	PER DIEM DUE/ALBUQUERQUE	503-3702-42310	34.00
SIERRA ELECTRIC CO-OP, INC.	050217	05/12/2017	MIMS CITY LIGHTS	503-3702-43780	519.64
SIERRA ELECTRIC CO-OP, INC.	050817	05/12/2017	POWER SERVICE 04/17	503-3702-50795	124,598.35
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	503-3702-41226	340.85
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	503-3702-43780	46.56
JOHN CHAPMAN	051217	05/12/2017	ADVANCED PER DIEM/ALBUQU...	503-3702-42310	77.60
XEROX CORP.	089026174	05/12/2017	BASE CHARGE/METER USAGE	503-3702-44810	39.98
TWIN PALMS EMBROIDERY, LLC	1066	05/12/2017	Name embroidery shirts/Bo Eas...	503-3702-42620	30.00
TWIN PALMS EMBROIDERY, LLC	1066	05/12/2017	Name embroidery shirts/Chris ...	503-3702-42620	30.00
TWIN PALMS EMBROIDERY, LLC	1066	05/12/2017	Name Embroidery shirts/Willie...	503-3702-42620	30.00
TWIN PALMS EMBROIDERY, LLC	1066	05/12/2017	Name embroidery shirts/Kenny...	503-3702-42620	30.00
ALTEC INDUSTRIES, INC	10743619	05/12/2017	dual sound alarm	503-3702-47420	51.95
ALTEC INDUSTRIES, INC	10743737	05/12/2017	boom saddle urethane	503-3702-47420	168.34
SUN VALLEY, INC.	129034/6	05/12/2017	163139 1/2 -13x6 Threaded Rod	503-3702-47415	11.39
COOPERATIVE EDUCATIONAL S...	24-063605	05/12/2017	ADOBE ACROBAT DC PRO	503-3702-48599	2,625.00
TRI-STATE GENERATION & TRA...	301159	05/12/2017	POWER SERVICE 04/17	503-3702-50795	29,636.09
B & H OIL CO.	42408	05/12/2017	UNLEADED	503-3702-43316	488.64
B & H OIL CO.	42408	05/12/2017	DIESEL	503-3702-43317	540.00
SSA SOLAR OF NM 4, LLC	7134	05/12/2017	POWER SERVICE 04/17	503-3702-50795	30,331.64
WESTERN AREA POWER ADMIN	JJPB1798A0417	05/12/2017	POWER SERVICE 04/17	503-3702-50795	46,704.76
IRBY SUPPLY CO.	5010112947	05/12/2017	CARH SHIRTS/KHI-XXL-/BO EASL...	503-3702-42620	328.14
IRBY SUPPLY CO.	5010112947	05/12/2017	CARH SHIRTS/KHI-XXL/WILLIE ...	503-3702-42620	328.14
IRBY SUPPLY CO.	5010112947	05/12/2017	CARH SHIRTS/KHI-XXL/KENNY ...	503-3702-42620	328.14
IRBY SUPPLY CO.	5010118295	05/12/2017	CARH KHI-XXL-TLL M FR SHIRTS...	503-3702-42620	328.14
JOHN CHAPMAN	051317	05/19/2017	PER DIEM DUE/ALBUQUERQUE	503-3702-42310	19.40
CITY UTILITIES	051517	05/19/2017	CITY LANDFILL BILLS	503-3702-43780	30.00
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	503-3702-41226	340.85
ADVANCED COMMUNICATIONS...	177367	05/19/2017	Kenwood TK-2170 Replacement...	503-3702-47415	826.10
DON CHALMERS FORD INC.	600713	05/19/2017	Headache Rack	503-3702-80845	550.00
DON CHALMERS FORD INC.	600713	05/19/2017	Option: 2.7 L EcoBoost gas Engi...	503-3702-80845	1,600.00
DON CHALMERS FORD INC.	600713	05/19/2017	Option: Cab Steps	503-3702-80845	450.00
DON CHALMERS FORD INC.	600713	05/19/2017	Option: 3:73 Elocking Rear Diffe...	503-3702-80845	495.00
DON CHALMERS FORD INC.	600713	05/19/2017	Option: side Tool Boxes	503-3702-80845	1,470.00
DON CHALMERS FORD INC.	600713	05/19/2017	Trailer Tow Package	503-3702-80845	870.00
DON CHALMERS FORD INC.	600713	05/19/2017	Item 7- 2017 F150 4x4	503-3702-80845	24,498.00
DON CHALMERS FORD INC.	600713	05/19/2017	Option XLT Trim	503-3702-80845	4,800.00
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	503-3702-43775	40.02
VILLAGE OF WILLIAMSBURG	052417	05/26/2017	FRANCHISE TAX JAN-MARCH 20...	503-3702-45796	3,661.63
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	503-3702-43780	4,866.74
KING'S LOCKSMITH	05994	05/26/2017	Keys	503-3702-47415	21.45
KING'S LOCKSMITH	05994	05/26/2017	D04 SKZ LOCKS	503-3702-47415	53.04

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
ALTEC INDUSTRIES, INC	10752568	05/26/2017	Synthetic rope assembly; Part #...	503-3702-47420	172.37
ALTEC INDUSTRIES, INC	10752568	05/26/2017	Synthetic rope assembly; Part #...	503-3702-47420	732.05
ALTEC INDUSTRIES, INC	10754722	05/26/2017	limit switch	503-3702-47420	77.95
WESTERN UNITED ELECTRIC	4097294	05/26/2017	0327 Bracket Insulated	503-3702-47415	132.00
WESTERN UNITED ELECTRIC	4097294	05/26/2017	8442-70 Insul spool	503-3702-47415	59.40
WESTERN UNITED ELECTRIC	4097294	05/26/2017	8812 Bolt 5/8x12	503-3702-47415	108.00
WESTERN UNITED ELECTRIC	4097361	05/26/2017	37.5 KVA CSP POLE MT. TRANS...	503-3702-47415	4,757.50
WESTERN UNITED ELECTRIC	4097361	05/26/2017	25KVA CSP POLE MT. TRANSFO...	503-3702-47415	7,865.00
MIDWEST UNLIMITED, LLC	4795-01	05/26/2017	8" Blk StlToe Logger Boot/Bo Ea...	503-3702-44615	206.00
SAENZ CONSTRUCTION	52317	05/26/2017	Construction of 30x30 Metal Bul...	503-3702-80845	18,499.25
SAENZ CONSTRUCTION	52417	05/26/2017	Anchor bolts	503-3702-47415	350.00
<b>Fund 503 - Electric Total:</b>					<b>321,058.89</b>

## Fund: 504 - Water

NEW MEXICO GAS COMPANY, I...	042417	05/04/2017	GAS BILLS	504-3803-43780	39.25
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 02/17	504-3803-43316	22.00
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 04/17	504-3803-47420	44.59
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	504-3803-43775	81.55
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	504-3803-41226	193.44
NM UTILITY OPERATOR CERTIFI...	050917	05/12/2017	EXAM FEE/MARTY DAVIS	504-3803-42720	30.00
NM WATER & WASTEWATER A...	050917	05/12/2017	REGISTRATION FEE/MARTY DAV...	504-3803-42720	120.00
TAXATION AND REVENUE	051017	05/12/2017	WATER CONSERVATION FEE 04...	504-3803-43797	1,025.04
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	504-3803-43780	315.18
SUN VALLEY, INC.	129372/6	05/12/2017	Caut Blue Marking Paint	504-3803-44607	131.76
SUN VALLEY, INC.	129372/6	05/12/2017	S Tine Forged Manure Fork	504-3803-44607	81.98
SUN VALLEY, INC.	129372/6	05/12/2017	Multi Plier Tool	504-3803-44607	60.39
SUN VALLEY, INC.	129372/6	05/12/2017	S-HDL RD RD PT Shovel	504-3803-44607	21.98
CURRENT ELECTRIC, INC	2563	05/12/2017	For Booster Pump	504-3803-47415	668.85
B & H OIL CO.	42407	05/12/2017	UNLEADED	504-3803-43316	439.19
B & H OIL CO.	42407	05/12/2017	DIESEL	504-3803-43317	423.08
WEX BANK	9024546	05/12/2017	UNLEADED	504-3803-43316	26.19
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	504-3803-41226	193.44
QUILL CORPORATION	6332069	05/19/2017	Quill Brand Rules Pad	504-3803-44606	10.99
QUILL CORPORATION	6332069	05/19/2017	Quill File Folder Labels; White	504-3803-44606	2.51
QUILL CORPORATION	6332069	05/19/2017	Office Home and Business 2016 ..	504-3803-44606	218.49
QUILL CORPORATION	6332069	05/19/2017	Kantek Wide Two Level Stand w...	504-3803-44606	28.79
QUILL CORPORATION	6332069	05/19/2017	HP 63XL Black/63 Tri Color Ink ...	504-3803-44606	52.19
QUILL CORPORATION	6332069	05/19/2017	Quill Brand Sticky Notes	504-3803-44606	13.99
ALPHA SOUTHWEST INC.	P0006415	05/19/2017	Labor/Pull Existing Equipment...	504-3803-47415	9,626.99
ALPHA SOUTHWEST INC.	P0006415	05/19/2017	Materials/Permit/Barafloc for ...	504-3803-47415	290.00
MANUFACTURERS EDGE INC	SIN057777	05/19/2017	Burks Close Coupled Centrifugal...	504-3803-47415	1,857.32
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	504-3803-43775	64.13
VILLAGE OF WILLIAMSBURG	052417	05/26/2017	FRANCHISE TAX JAN-MARCH 20...	504-3803-45796	681.36
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	504-3803-43780	6,759.38
<b>Fund 504 - Water Total:</b>					<b>23,524.05</b>

## Fund: 505 - Solid Waste

NEW MEXICO GAS COMPANY, I...	041717-1	05/04/2017	GAS BILL/RECYCLE CENTER	505-3904-43780	24.10
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 04/17	505-3904-43316	48.50
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 04/17	505-3904-47420	166.24
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	505-3904-43775	81.55
ROCK BOTTOM SERVICE, LLC	050317	05/04/2017	INJECTOR SEAL KIT	505-3904-47420	72.31
ROCK BOTTOM SERVICE, LLC	050317	05/04/2017	TAX ON LABOR	505-3904-47420	66.60
ROCK BOTTOM SERVICE, LLC	050317	05/04/2017	LABOR	505-3904-47420	960.00
ROCK BOTTOM SERVICE, LLC	050317	05/04/2017	FREIGHT	505-3904-47420	33.50
ROCK BOTTOM SERVICE, LLC	050317	05/04/2017	3 ENGINE OIL	505-3904-47420	51.00
THE GLOVE WAGON	107281	05/04/2017	GLOVES 12/MEDIUM	505-3904-44615	45.00
THE GLOVE WAGON	107281	05/04/2017	FREIGHT	505-3904-44615	22.19
THE GLOVE WAGON	107281	05/04/2017	GLOVES 12/LARGE	505-3904-44615	45.00
THE GLOVE WAGON	107281	05/04/2017	GLOVES 12/SMALL	505-3904-44615	45.00
O'REILLY AUTO PARTS, INC.	2162-334098	05/04/2017	MOLY GREASE	505-3904-47420	199.50
O'REILLY AUTO PARTS, INC.	2162-334664	05/04/2017	10 TREAD GUAGES	505-3904-47420	13.90

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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
B & H OIL CO.	42713	05/04/2017	DIESEL	505-3904-43317	637.65
TRACTOR SUPPLY COMPANY	52875	05/04/2017	CASTER 6 IN SWIVEL STEEL	505-3904-44607	189.95
SIERRA AUTO/CARQUEST	ID-208748	05/04/2017	hose	505-3904-47420	9.85
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	505-3904-41226	333.00
TODD THOMPSON	051517	05/12/2017	ADVANCED MILEAGE/SILVER CI...	505-3904-42305	61.92
TODD THOMPSON	051517	05/12/2017	ADVANCED PER DIEM/SILVER CI...	505-3904-42310	213.60
XEROX CORP.	089098754	05/12/2017	METER USAGE	505-3904-44810	15.83
B & H OIL CO.	42402	05/12/2017	UNLEADED	505-3904-43316	429.01
B & H OIL CO.	42402	05/12/2017	DIESEL	505-3904-43317	1,864.17
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	swivel bushing	505-3904-47420	160.00
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	hex nut	505-3904-47420	1.10
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	cap screw	505-3904-47420	8.40
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	brass bushing	505-3904-47420	39.20
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	pin	505-3904-47420	145.00
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	socket head cap screw	505-3904-47420	45.00
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	pad structure	505-3904-47420	260.00
SOUTHWESTERN EQUIPMENT ...	034079	05/19/2017	filter	505-3904-47420	50.00
SOUTHWESTERN EQUIPMENT ...	034081	05/19/2017	upper link	505-3904-47420	330.00
SOUTHWESTERN EQUIPMENT ...	034081	05/19/2017	lower link with bushings	505-3904-47420	870.00
SOUTHWESTERN EQUIPMENT ...	034082	05/19/2017	R/H arm receiver with bushing	505-3904-47420	425.00
SOUTHWESTERN EQUIPMENT ...	034082	05/19/2017	L/H arm receiver with bushing	505-3904-47420	525.00
SOUTHWESTERN EQUIPMENT ...	034082	05/19/2017	pin	505-3904-47420	352.00
CITY UTILITIES	051517	05/19/2017	CITY LANDFILL BILLS	505-3904-34601	21,098.04
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	505-3904-41226	333.00
KING'S LOCKSMITH	05977	05/19/2017	MI CYLINDER PADLOCKS KEY SE...	505-3904-44607	103.44
TODD THOMPSON	051817	05/26/2017	MILEAGE DUE/SILVER CITY	505-3904-42305	15.48
TODD THOMPSON	051817	05/26/2017	PER DIEM DUE/SILVER CITY	505-3904-42310	53.40
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	505-3904-43775	142.82
VILLAGE OF WILLIAMSBURG	052417	05/26/2017	FRANCHISE TAX JAN-MARCH 20...	505-3904-45796	912.15
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	505-3904-43780	545.75
JACKSON COMPACTION	13363	05/26/2017	12GSX14' GALV 125 BALER WIRE	505-3904-44607	999.00
TURTLEBACK PLUMBING HEATI...	3092	05/26/2017	Replace Yard Lines with 3/4" Ga...	505-3904-45555	1,644.50
MESILLA VALLEY COMMERCIAL ...	60773	05/26/2017	20 11R22.5 MICH XZY RETREADS	505-3904-47420	3,247.80
Fund 505 - Solid Waste Total:					37,935.45

## Fund: 506 - WWTP

NEW MEXICO GAS COMPANY, I...	042717	05/04/2017	GAS BILL/VACUUM STATION	506-4005-43780	22.99
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 04/17	506-4005-43316	20.63
INTERNAL SERVICE FUND	050117	05/04/2017	OIL-MAINT-SAFETY 04/17	506-4005-47420	14.13
RUBY OTERO-VALLEJOS	050217	05/04/2017	MILEAGE DUE/ALBUQUERQUE	506-4005-42305	25.63
RUBY OTERO-VALLEJOS	050217	05/04/2017	PER DIEM DUE/ALBUQUERQUE	506-4005-42310	34.00
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	506-4005-43775	81.55
SIERRA AUTO/CARQUEST	ID-208749	05/04/2017	brake pads	506-4005-47420	39.60
SIERRA AUTO/CARQUEST	ID-208763	05/04/2017	1/2 DR HX Bit Set SAE	506-4005-44607	31.79
SIERRA AUTO/CARQUEST	ID-208763	05/04/2017	1/2 DR Hex Bit Set MM	506-4005-44607	31.79
SIERRA AUTO/CARQUEST	ID-208906	05/04/2017	gasket	506-4005-47420	10.22
BEN PADILLA	041017	05/12/2017	REFUND/SEWER TAP	506-4005-34555	675.00
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	506-4005-41226	257.04
NM WATER & WASTEWATER A...	050917-1	05/12/2017	REGISTRATION FEE/JESUS NAV...	506-4005-42720	120.00
NM UTILITY OPERATOR CERTIFI...	050917-1	05/12/2017	EXAM FEES/JESUS NAVARRO	506-4005-42720	60.00
NM UTILITY OPERATOR CERTIFI...	050917-2	05/12/2017	EXAM FEE/RUBY OTERO-VALLE...	506-4005-42720	25.00
NM WATER & WASTEWATER A...	050917-2	05/12/2017	REGISTRATION FEE/RUBY OTER...	506-4005-42720	120.00
VILLAGE OF WILLIAMSBURG	051017	05/12/2017	SEWER RECEIPTS 04/17	506-4005-48798	1,816.98
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	506-4005-43780	183.02
SUN VALLEY, INC.	129384/6	05/12/2017	GT 10 PK Rubber Hose Washer	506-4005-44607	5.37
SUN VALLEY, INC.	129384/6	05/12/2017	S28 Blk Steel Toe Rubber Boots	506-4005-44607	20.62
INTERLAB	21697	05/12/2017	Cadmium	506-4005-47415	75.00
INTERLAB	21697	05/12/2017	Acrylonitrile	506-4005-47415	210.00
INTERLAB	21699	05/12/2017	BOD-Effluent	506-4005-47415	35.00
INTERLAB	21699	05/12/2017	WAS	506-4005-47415	15.00
INTERLAB	21699	05/12/2017	BOD-Influent	506-4005-47415	35.00



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Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
INTERLAB	21699	05/12/2017	TSS-Influent	506-4005-47415	15.00
INTERLAB	21699	05/12/2017	TSS-Effluent	506-4005-47415	15.00
B & H OIL CO.	42406	05/12/2017	UNLEADED	506-4005-43316	550.16
B & H OIL CO.	42406	05/12/2017	DIESEL	506-4005-43317	21.76
CHERRILL'S WESTERN	672213	05/12/2017	Steel Toe Boots/Ramon Sanchez	506-4005-44615	150.00
CHERRILL'S WESTERN	672213	05/12/2017	Steel Toe Boots/Kyle Blacklock	506-4005-44615	150.00
CITY UTILITIES	051517	05/19/2017	CITY LANDFILL BILLS	506-4005-43780	60.00
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	506-4005-41226	254.68
SAGE ENVIRONMENTAL CONSU...	1624-1-113R	05/19/2017	7 Day P. Promelas	506-4005-47415	550.00
SAGE ENVIRONMENTAL CONSU...	1624-1-113R	05/19/2017	7 Day C. Dubla	506-4005-47415	550.00
INTERLAB	21702	05/19/2017	TDS	506-4005-47415	15.00
INTERLAB	21702	05/19/2017	TKN	506-4005-47415	40.00
INTERLAB	21702	05/19/2017	Chloride	506-4005-47415	13.00
INTERLAB	21702	05/19/2017	NO3N	506-4005-47415	15.00
INTERLAB	21704	05/19/2017	Cadmium	506-4005-47415	75.00
INTERLAB	21704	05/19/2017	Acrylonitrile	506-4005-47415	210.00
INTERLAB	21707	05/19/2017	MPN Method- For Fecal Coliform	506-4005-47415	60.00
INTERLAB	21708	05/19/2017	TSS-Effluent	506-4005-47415	15.00
INTERLAB	21708	05/19/2017	TSS- Influent	506-4005-47415	15.00
INTERLAB	21708	05/19/2017	BOD-Effluent	506-4005-47415	35.00
INTERLAB	21708	05/19/2017	BOD-Influent	506-4005-47415	35.00
ARMUO'S CASA BONITA	42543	05/19/2017	windshield	506-4005-47420	217.00
AQUA ENVIRONMENTAL TESTI...	4463	05/19/2017	E-Coli	506-4005-47415	53.37
AQUA ENVIRONMENTAL TESTI...	4463-1	05/19/2017	E-Coli	506-4005-47415	53.38
AQUA ENVIRONMENTAL TESTI...	4463-2	05/19/2017	E-Coli	506-4005-47415	53.38
GRAINGER, INC.	9439887317	05/19/2017	PVC Elbow,45 deg., FNTxFNT,1" ...	506-4005-43416	30.48
GRAINGER, INC.	9439887317	05/19/2017	1"x 8 ft. PVC Pipe, Sched 40,Cle...	506-4005-43416	113.70
DPC INDUSTRIES, INC.	DE7400028517	05/19/2017	DEMURRAGE/RENTAL INVOICE	506-4005-44607	185.00
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	506-4005-43775	99.30
CITY UTILITIES	052517	05/26/2017	CITY UTILITIES CYCLE C&D	506-4005-43780	9,617.95
INTERLAB	21713	05/26/2017	Cadmium	506-4005-47415	75.00
INTERLAB	21713	05/26/2017	Acrylonitrile	506-4005-47415	210.00
INTERLAB	21719	05/26/2017	TSS-Influent	506-4005-47415	15.00
INTERLAB	21719	05/26/2017	BOD-Influent	506-4005-47415	35.00
INTERLAB	21719	05/26/2017	BOD-Effluent	506-4005-47415	35.00
INTERLAB	21719	05/26/2017	TSS-Effluent	506-4005-47415	15.00
INTERLAB	21723	05/26/2017	Acrylonitrile	506-4005-47415	210.00
INTERLAB	21723	05/26/2017	Cadmium	506-4005-47415	75.00
INTERLAB	21726	05/26/2017	BOD-Effluent	506-4005-47415	35.00
INTERLAB	21726	05/26/2017	BOD-Influent	506-4005-47415	35.00
INTERLAB	21726	05/26/2017	TSS-Influent	506-4005-47415	15.00
INTERLAB	21726	05/26/2017	TSS-Effluent	506-4005-47415	15.00
INTERLAB	21726	05/26/2017	WAS	506-4005-47415	15.00
INTERLAB	21727	05/26/2017	TKN	506-4005-47415	40.00
INTERLAB	21727	05/26/2017	Chloride	506-4005-47415	13.00
INTERLAB	21727	05/26/2017	NO3N	506-4005-47415	15.00
INTERLAB	21727	05/26/2017	TDS	506-4005-47415	15.00
USA BLUEBOOK	249225	05/26/2017	PH Buffer 7.00 500ml	506-4005-44607	29.07
USA BLUEBOOK	249225	05/26/2017	PH Buffer 10.00 500ml	506-4005-44607	53.20
USA BLUEBOOK	249225	05/26/2017	PH Buffer 4.00 500 ml	506-4005-44607	29.07
USA BLUEBOOK	253991	05/26/2017	5/8"x100' Repl. Cable	506-4005-43416	364.54

Fund 506 - WWTP Total: 18,577.40

## Fund: 507 - Solid Waste Transfer Station

O'REILLY AUTO PARTS, INC.	2162-333414	05/04/2017	GLASS CLEANER	507-4203-44607	71.76
CITY OF LAS CRUCES	49669	05/04/2017	SOLIDWASTE DISPOSAL TRANS...	507-4203-45601	28,264.91
CHAPARRAL SURVEYING LLC	041417	05/12/2017	TAX FOR LABOR	507-4203-80845	20.81
CHAPARRAL SURVEYING LLC	041417	05/12/2017	REVISE BOUNDARY SURVEY PLAT	507-4203-80845	300.00
XEROX CORP.	089098753	05/12/2017	METER USAGE	507-4203-44810	5.63
PARADIGM SOFTWARE, LLC	9924	05/19/2017	Shipping/Handling	507-4203-44606	62.00
PARADIGM SOFTWARE, LLC	9924	05/19/2017	Paper for Indoor Thermal Recei...	507-4203-44606	150.00

## EOM AP Report

Payment Dates: 05/01/2017 - 05/31/2017

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
GORDON ENVIRONMENTAL, INC	01005617.00-2	05/26/2017	SERVICES/GAS MONITORING	507-4203-80845	1,519.22
Fund 507 - Solid Waste Transfer Station Total:					30,394.33
<b>Fund: 508 - Golf Course</b>					
CITY UTILITIES	051117	05/12/2017	CITY UTILITIES/CYCLE A&B	508-4303-43780	1,431.05
TERRY TAYLOR	124	05/12/2017	CONTRACT 04/01/17-04/30/17	508-4303-48599	11,152.38
Fund 508 - Golf Course Total:					12,583.43
<b>Fund: 509 - Muni Airport</b>					
VERIZON WIRELESS	050317	05/04/2017	CELL PHONE BILLS	509-4403-43775	81.55
MARK BLETH	051017	05/04/2017	ADVANCED MILEAGE/RUIDOSO	509-4403-42305	116.96
MARK BLETH	051017	05/04/2017	ADVANCED PER DIEM/RUIDOSO	509-4403-42310	152.00
NM RETIREE HEALTH CARE	050917	05/12/2017	BENEFIT PR ENDING 04/28/17	509-4403-41226	54.98
B & H OIL CO.	42413	05/12/2017	UNLEADED	509-4403-43316	139.26
MARK BLETH	051217	05/19/2017	MILEAGE DUE/RUIDOSO	509-4403-42305	29.24
MARK BLETH	051217	05/19/2017	PER DIEM DUE/RUIDOSO	509-4403-42310	38.00
NM RETIREE HEALTH CARE	051817	05/19/2017	BENEFIT PR ENDING 05/12/17	509-4403-41226	54.98
WINDSTREAM CORPORATION	051917	05/26/2017	PHONE BILLS	509-4403-43775	414.50
SIERRA ELECTRIC CO-OP, INC.	052317	05/26/2017	AIRPORT FIRE STATION	509-4403-43780	61.95
SIERRA ELECTRIC CO-OP, INC.	052317-1	05/26/2017	AIRPORT FUELING STATION	509-4403-43780	667.65
SIERRA ELECTRIC CO-OP, INC.	052317-2	05/26/2017	PIPPEN BUILDING	509-4403-43780	32.08
Fund 509 - Muni Airport Total:					1,843.15
<b>Fund: 600 - Internal Serv</b>					
SIERRA AUTO/CARQUEST	ID-209020	05/04/2017	lamp	600-7003-47420	21.92
SIERRA AUTO/CARQUEST	ID-209020	05/04/2017	lamp	600-7003-47420	17.80
SIERRA AUTO/CARQUEST	ID-209020	05/04/2017	lamp	600-7003-47420	21.64
SIERRA AUTO/CARQUEST	ID-209337	05/04/2017	fuses mini assortment	600-7003-47420	15.99
SOUTHWEST SIGN SERVICE	10402	05/26/2017	decal	600-7003-47420	173.10
Fund 600 - Internal Serv Total:					250.45
Grand Total:					1,255,187.59

## Report Summary

## Fund Summary

Fund	Payment Amount
101 - General	93,899.02
201 - Corrections	2,261.00
209 - Fire	2,514.86
214 - Lodgers Tax	13,562.58
216 - Muni Street	38,978.75
217 - Recreation	22,258.71
294 - State Library	910.73
295 - Muni Pool	4,978.22
298 - PD Donations	870.00
302 - Elec Construction	9,913.51
303 - Vet Wall	121.60
305 - CI Gen	69,649.38
306 - CI Jt Uti	44,690.83
309 - USDA WWTP	281,613.76
319 - LEDA	116,507.68
403 - Pledge State	98,762.50
501 - Cemetary	131.42
502 - Util Office - Pool	7,395.89
503 - Electric	321,058.89
504 - Water	23,524.05
505 - Solid Waste	37,935.45
506 - WWTP	18,577.40
507 - Solid Waste Transfer Station	30,394.33
508 - Golf Course	12,583.43
509 - Muni Airport	1,843.15
600 - Internal Serv	250.45
<b>Grand Total:</b>	<b>1,255,187.59</b>

## Account Summary

Account Number	Account Name	Payment Amount
101-1000-43597	ATTORNEY FEES-GOVERN...	10,572.74
101-1001-41226	RETIREE INSURANCE-OFF ...	235.20
101-1001-43316	GAS & OIL	28.64
101-1001-43740	PRINTING/PUBLISHING	700.54
101-1001-43770	SUBSCRIPTION & DUES	55.00
101-1001-43775	TELEPHONE	535.52
101-1001-44810	EQUIPMENT & MACHINE...	368.83
101-1002-41226	RETIREE INSURANCE-MUN...	145.54
101-1002-43775	TELEPHONE	92.81
101-1002-60576	Grant Expenses/JAF GRA...	553.14
101-1002-60840	OTHER CAP PUR/AOC/JID ...	391.82
101-1003-41226	RETIREE INSURANCE-OFF ...	250.85
101-1003-42305	MILEAGE REIMBURSEME...	25.63
101-1003-42310	PER DIEM-OFF CITY MAN...	7.40
101-1003-43316	GAS & OIL	81.69
101-1003-43740	PRINTING/PUBLISHING	162.98
101-1003-43770	SUBSCRIPTION & DUES	594.00
101-1003-43775	TELEPHONE	641.36
101-1003-44810	EQUIPMENT & MACHINE...	399.59
101-1003-60781	NM CLEAN & BEAUTIFUL ...	600.00
101-1003-60784	Grant Expenses	14,227.26
101-1004-41226	RETIREE INSURANCE-ADM...	476.01
101-1004-42305	MILEAGE REIMBURSEME...	86.43
101-1004-42310	PER DIEM-ADMIN OFFICES	156.40
101-1004-43740	PRINTING/PUBLISHING	109.86
101-1004-43775	TELEPHONE	529.77
101-1004-44613	NON-CAPITAL EQUIPMENT	1,940.00

## Account Summary

Account Number	Account Name	Payment Amount
101-1004-44615	SAFETY EQUIPMENT	44.40
101-1004-44810	EQUIPMENT & MACHINE...	274.63
101-1004-48596	AUDIT CONTRACT-ADMIN...	7,545.00
101-1005-43775	TELEPHONE	114.53
101-1007-41226	RETIREE INSURANCE-POLI...	1,832.82
101-1007-42310	PER DIEM-POLICE DEPT	291.00
101-1007-43316	GAS & OIL	2,199.93
101-1007-43740	PRINTING/PUBLISHING	72.00
101-1007-43770	SUBSCRIPTION & DUES	110.00
101-1007-43775	TELEPHONE	641.78
101-1007-44607	FIELD SUPPLIES	118.93
101-1007-44810	EQUIPMENT & MACHINE...	233.66
101-1007-47420	MAINTENANCE VEHICLE/...	515.38
101-1008-41226	RETIREE INSURANCE-COD...	146.84
101-1008-43316	GAS & OIL	415.76
101-1008-43775	TELEPHONE	53.12
101-1008-47420	MAINTENANCE VEH/EQUI...	5.00
101-1008-48599	OTHER CONTRACTUAL SE...	10,000.00
101-1009-41226	RETIREE INSURANCE-MUN...	186.58
101-1009-43316	GAS & OIL	302.78
101-1009-43317	DIESEL-RECREATION	69.67
101-1009-43775	TELEPHONE	299.38
101-1009-44607	FIELD SUPPLIES-MUNI RE...	404.24
101-1009-47410	Maintenance Contracts	800.00
101-1009-47420	MAINTENANCE VEHICLE/...	14.09
101-1009-48599	OTHER CONTRACTUAL SE...	900.00
101-1010-41226	RETIREE INSURANCE-BUIL...	262.90
101-1010-42305	MILEAGE REIMBURSEME...	51.26
101-1010-42310	PER DIEM-BLDG INSPECT...	83.40
101-1010-42720	EMPLOYEE TRAINING-BL...	318.00
101-1010-43316	GAS & OIL	134.96
101-1010-43770	SUBSCRIPTION & DUES	220.00
101-1010-43775	TELEPHONE	736.93
101-1010-44606	OFFICE SUPPLIES	189.96
101-1010-48555	CLEAN UP & DEMOLITION...	8,543.30
101-1011-41226	RETIREE INSURANCE-STRE...	570.87
101-1011-43775	TELEPHONE	106.59
101-1012-41226	RETIREE INSURANCE-FLEE...	240.96
101-1012-43316	GAS & OIL	54.42
101-1012-43770	SUBSCRIPTION & DUES	1,033.33
101-1012-43775	TELEPHONE	207.25
101-1012-44607	FIELD SUPPLIES-FLEET MA...	284.99
101-1012-44615	SAFETY EQUIPMENT	103.02
101-1012-47420	MAINTENANCE-VEHICLE/...	122.50
101-1014-41226	RETIREE INSURANCE-FACI...	362.64
101-1014-42620	UNIFORM/LINEN-FACILITY...	276.00
101-1014-42720	EMPLOYEE TRAINING-FAC...	55.00
101-1014-43316	GAS & OIL	426.17
101-1014-43403	REGULAR BUILDING MAI...	2,807.84
101-1014-43775	TELEPHONE	441.59
101-1014-44607	FIELD SUPPLIES-FACILITY ...	2,001.11
101-1014-44615	SAFETY EQUIPMENT	149.98
101-1014-44810	EQUIPMENT & MACHINE...	14.31
101-1014-47420	MAINTENANCE-VEHICLE/...	7.40
101-1014-48599	Professional Serv/Contrac...	1,627.50
101-1016-41226	RETIREE INSURANCE-LIBR...	319.26
101-1016-44830	CITY BOOK PURCHASING-L...	203.52
101-1018-43780	UTILITIES	9,781.53

## Account Summary

Account Number	Account Name	Payment Amount
101-1099-34348	RENT OF PUBLIC FACILITIES	600.00
201-1903-44805	AUTO/LAB/DWI/JUD ED	171.00
201-1903-48710	CARE OF PRISONERS-COR...	2,090.00
209-1603-42310	PER DIEM-STATE FIRE FU...	1,530.00
209-1603-43316	GAS & OIL	99.89
209-1603-43770	SUBSCRIPTION & DUES	368.67
209-1603-43780	UTILITIES	516.30
214-2503-44810	EQUIPMENT & MACHINE...	950.73
214-2503-47406	PROMOTIONAL/ADVERTIS...	2,550.73
214-2503-47597	9% ADVERTISING/MARKET...	475.70
214-2503-47598	PUBLIC ARTS PROJECT	200.00
214-2503-48599	OTHER CONTRACTUAL SE...	526.16
214-2503-48815	SERVICE CONTRACTS-LO...	1,166.67
214-2503-60596	STATE ADVERTISING GRA...	7,692.59
216-4503-32842	ROADWAYS - NMFA	28,775.32
216-4503-42620	UNIFORM LINEN-MUNI S...	671.05
216-4503-43316	GAS & OIL	247.15
216-4503-43317	DIESEL FUEL-STREET MAI...	835.27
216-4503-43550	ROADWAY MAINTENANCE	4,925.90
216-4503-44607	FIELD SUPPLIES-STREETS	2,705.82
216-4503-44615	SAFETY EQUIPMENT	86.80
216-4503-47420	MAINT.VEHILCE/FURN/E...	731.44
217-1703-44607	FIELD SUPPLIES-MUNI REC	5,649.46
217-1703-60840	CAPITAL OUTLAY (NMFA ...	16,609.25
294-5003-43775	TELEPHONE	39.10
294-5003-48599	OTHER CONTRACTUAL SE...	22.70
294-5003-48830	LIBRARY ACQUISITION (B...	848.93
295-4803-34355	POOL DEPOSIT/RENTAL	100.00
295-4803-41226	RETIREE INSURANCE-MUN...	125.88
295-4803-43780	UTILITIES-MUNI POOL	3,707.34
295-4803-44607	FIELD SUPPLIES-MUNI PO...	1,045.00
298-2103-45607	MISC. EXPENSES	870.00
302-4603-90905	DEBT SERVICE PRINCIPAL	7,490.09
302-4603-90910	DEBT SERVICE INTEREST	2,275.60
302-4603-90915	COMMITMENT FEES & O...	147.82
303-4703-43775	TELEPHONE	121.60
305-6003-43815	SOFTWARE LIC/SOFTWAR...	333.13
305-6003-48598	PROFESSIONAL SERVICES	7,458.22
305-6003-60820	ANIMAL SHELTER STB GR...	61,858.03
306-6103-80845	CAPITAL IMPROVEMENTS	2,146.25
306-6103-90905	DEBT SERVICE PRINCIPAL...	38,244.50
306-6103-90910	DEBT SERVICE INTEREST	4,065.50
306-6103-90915	COMMITMENTS & OTHER...	234.58
309-6403-60810	USDA GRANT	281,613.76
319-6503-60806	Grant Expenses	116,507.68
403-1203-90905	DEBT SERVICE PRINCIPAL...	80,000.00
403-1203-90910	DEBT SERVICE INTEREST	18,762.50
501-1803-43780	UTILITIES	131.42
502-3601-41226	RETIREE INSURANCE-UTIL...	257.38
502-3601-43316	GAS & OIL	32.89
502-3601-43735	POSTAGE & MAIL SERVICE...	5,000.00
502-3601-43770	SUBSCRIPTIONS & DUES	540.89
502-3601-43775	TELEPHONE	596.39
502-3601-43780	UTILITIES	291.34
502-3601-44606	OFFICE SUPPLIES	614.18
502-3601-44810	EQUIPMENT & MACHINE	62.82
503-3702-41226	RETIREE INSURANCE-ELEC...	681.70
503-3702-42305	MILEAGE REIMBURSEME...	55.73

## Account Summary

Account Number	Account Name	Payment Amount
503-3702-42310	PER DIEM-ELECTRIC DIVIS...	131.00
503-3702-42620	UNIFORM/LINEN-ELECTRI...	1,570.56
503-3702-43316	GAS & OIL	593.14
503-3702-43317	DIESEL FUEL-ELECTRIC DIV...	540.00
503-3702-43775	TELEPHONE	40.02
503-3702-43780	UTILITIES	5,488.61
503-3702-44615	SAFETY EQUIPMENT	356.00
503-3702-44810	EQUIPMENT/MACHINERY...	39.98
503-3702-45796	FRANCHISE TAX-ELECTRIC...	3,661.63
503-3702-47415	MAINTENANCE/GROUNDS..	15,865.13
503-3702-47420	MAINTENANCE-VEHICLE/...	2,882.10
503-3702-48599	OTHER CONTRACTUAL SE...	4,650.20
503-3702-50795	WHOLESALE POWER COS...	231,270.84
503-3702-80845	OTHER CATTAL PURCHAS...	53,232.25
504-3803-41226	RETIREE INSURANCE-WAT...	386.88
504-3803-42720	EMPLOYEE TRAINING-WA...	150.00
504-3803-43316	GAS & OIL	487.38
504-3803-43317	DIESEL-WATER DIVISION	423.08
504-3803-43775	TELEPHONE	145.68
504-3803-43780	UTILITIES	7,113.81
504-3803-43797	WATER CONSERVATION-...	1,025.04
504-3803-44606	OFFICE SUPPLIES	326.96
504-3803-44607	FIELD SUPPLIES-WATER D...	296.11
504-3803-45796	FRANCHISE TAX-WATER D...	681.36
504-3803-47415	MAINTENANCE-GROUNDS..	12,443.16
504-3803-47420	MAINTENANCE-VEHICLE/...	44.59
505-3904-34601	WASTE DISPOSAL	21,098.04
505-3904-41226	RETIREE INSURANCE-SOLI...	666.00
505-3904-42305	MILEAGE REIMBURSEME...	77.40
505-3904-42310	PER DIEM-SOLID WASTE D...	267.00
505-3904-43316	GAS & OIL	477.51
505-3904-43317	DIESEL FUEL-SOLID WASTE..	2,501.82
505-3904-43775	TELEPHONE	224.37
505-3904-43780	UTILITIES	569.85
505-3904-44607	FIELD SUPPLIES-SOLID WA...	1,292.39
505-3904-44615	SAFETY EQUIPMENT	157.19
505-3904-44810	EQUIPMENT & MACHINE...	15.83
505-3904-45555	Miscellaneous Exp	1,644.50
505-3904-45796	FRANCHISE TAX	912.15
505-3904-47420	MAINTENANCE-VEHICLE/...	8,031.40
506-4005-34555	NEW INSTALLATIONS-SE...	675.00
506-4005-41226	RETIREE INSURANCE-WAS...	511.72
506-4005-42305	MILEAGE REIMBURSEME...	25.63
506-4005-42310	PER DIEM-WASTEWATER ...	34.00
506-4005-42720	EMPLOYEE TRAINING-WA...	325.00
506-4005-43316	GAS & OIL	570.79
506-4005-43317	DIESEL FUEL-WASTEWAT...	21.76
506-4005-43416	O & M PURCHASES-WAST...	508.72
506-4005-43775	TELEPHONE	180.85
506-4005-43780	UTILITIES	9,883.96
506-4005-44607	FIELD SUPPLIES-WASTEW...	385.91
506-4005-44615	SAFETY EQUIPMENT	300.00
506-4005-47415	MAINTENANCE-GROUNDS..	3,056.13
506-4005-47420	MAINTENANCE-VEHICLE/...	280.95
506-4005-48798	VILLAGE OF WILLIAMSBU...	1,816.98
507-4203-44606	OFFICE SUPPLIES	212.00
507-4203-44607	FIELD SUPPLIES	71.76
507-4203-44810	EQUIPMENT & MACHINE...	5.63

**Account Summary**

Account Number	Account Name	Payment Amount
507-4203-45601	WASTE DISPOSAL	28,264.91
507-4203-80845	CAPITAL PURCHASES(LAN...	1,840.03
508-4303-43780	UTILITIES	1,431.05
508-4303-48599	OTHER CONTRACTUAL SE...	11,152.38
509-4403-41226	RETIREE INSURANCE-AIR...	109.96
509-4403-42305	MILEAGE REIMBURSEME...	146.20
509-4403-42310	PER DIEM-AIRPORT	190.00
509-4403-43316	GAS & DIESEL	139.26
509-4403-43775	TELEPHONE	496.05
509-4403-43780	UTILITIES	761.68
600-7003-47420	MAINTENANCE-VEHICLE/...	250.45
	<b>Grand Total:</b>	<b>1,255,187.59</b>

**Project Account Summary**

Project Account Key	Payment Amount
**None**	1,255,187.59
<b>Grand Total:</b>	<b>1,255,187.59</b>



CITY OF TRUTH OR CONSEQUENCES  
COMMISSION ACTION FORM

**ITEM:**

Discussion/Action: Approve Pattillo, Brown & Hill, L.L.P Certified Public Accountants for the FY17 Audit

**BACKGROUND:**

On April 27, 2017 we received notice from Chris Garner, Axiom Partner that Axiom elected to terminate our Audit Contract with the City of Truth or Consequences.

**RECOMMENDATION:**

Approve Pattillo, Brown & Hill, L.L.P Certified Public Accountants for the FY17 Audit

**SUPPORT INFORMATION:**

- Axiom – Letter to terminate services
- State of New Mexico Audit Contract
- Pattillo, Brown & Hill, L.L.P. Letter accepting & quote

Name of Presenter: Melissa Torres	Department: : Finance Director	Mtg: 06/14/17
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*Certified Public Accountants  
and Business Advisors LLC*

[www.axiomnm.com](http://www.axiomnm.com)  
Sun Valley Commercial Center  
316 Osuna Rd. NE, Suite 401  
Albuquerque, NM 87107  
T 505-767-7600 F 505-767-7601

April 27, 2017

City of Truth or Consequences  
505 Sims  
Truth or Consequences, NM 87901

Re: State of New Mexico Audit Contract

To Whom It May Concern:

As a follow up to Chris Garner's phone call, this letter is to notify you that we have elected to terminate our Audit Contract with you. We have appreciated the opportunity to serve you. Should you have any questions, please feel free to contact us at 505-767-7600.

Sincerely,

A handwritten signature in black ink that reads "Chris Garner". The signature is fluid and cursive, with a long horizontal line extending from the end.

Chris Garner  
Partner

## City of Truth or Consequences

hereinafter referred to as the "Agency," and

**Patillo, Brown & Hill, LLP**

hereinafter referred to as the "Contractor," agree

As required by the Audit Rule, NMAC Section 2.2.2.1 et seq., Contractor agrees to, and shall, inform the Agency of any restriction placed on Contractor by the Office of the State Auditor pursuant to NMAC Section 2.2.2.8, and whether the Contractor is eligible to enter into this Contract despite the restriction.

**1 SCOPE OF WORK** (Include in Paragraph 25 any expansion of scope)

- A The Contractor shall conduct a financial and compliance audit of the Agency for Fiscal Year 2017 in accordance with auditing standards generally accepted in the United States of America, *Government Auditing Standards, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, the Audit Act and the Audit Rule (NMAC Section 2-2-21 et seq.)

## 2 DELIVERY AND REPRODUCTION

- A In order to meet the delivery terms of this Contract, the Contractor shall deliver the following documents to the State Auditor on or before the deadline set forth for the Agency in NMAC Section 2 2 2 9
- 1 an organized, bound and paginated hard copy of the Agency's audit report for review,
  - 2 a copy of the signed management representation letter provided to the IPA by the Agency as required by AU-CS80, and
  - 3 a copy of the completed State Auditor Report Review Guide available at [www.osnm.org](http://www.osnm.org).
- B Reports postmarked by the Agency's due date will be considered received by the due date for purposes of NMAC Section 2 2 2 9. Unfinished or excessively deficient reports will not satisfy this requirement. Such reports will be rejected and returned to the Contractor and the State Auditor may take action in accordance with NMAC Section 2 2 2 13. If the State Auditor does not receive copies of the management representation letter and the completed Report Review Guide with the audit report or prior to submittal of the audit report, the State Auditor will not consider the report submitted to the State Auditor.
- C As soon as the Contractor becomes aware that circumstances exist that will make the Agency's audit report late, the Contractor shall immediately provide written notification of the situation to the State Auditor. The notification shall include an explanation regarding why the audit report will be late, when the IPA expects to submit the report and a concurring signature by the Agency.
- D Pursuant to NMAC Section 2 2 2 10, the Contractor shall prepare a written and dated engagement letter that identifies the specific responsibilities of the Contractor and the Agency.
- E After its review of the audit report pursuant to NMAC Section 2 2 2 13, the State Auditor shall authorize the Contractor to print and submit the final audit report. Within five business days after the date of the authorization to print and submit the final audit report, the Contractor shall provide the State Auditor an electronic version of the audit report, in PDF format, and the electronic copy of the Excel version of the Summary of Findings Form, Vendor Schedule, Fund Balances, and any GASB 77 data (if applicable). After the State Auditor officially releases the audit report by issuance of a release letter, the Contractor shall deliver 4 copies of the audit report to the Agency. The Agency or Contractor shall ensure that every member of the Agency's governing authority shall receive a copy of the report.
- F The Agency, upon delivery of its audit report, shall submit to the Federal Audit Clearinghouse (FAC) the completed dated collection form and the reporting package described in Section 200.512 of Uniform Guidance for Federal Awards. The submission is required to be made within 30 calendar days of receipt of the auditor's report, or nine months after the end of the audit period.

### 3 COMPENSATION

- A The total amount payable by the Agency to the Contractor under this Contract shall not exceed \$47,000.00 plus applicable gross receipts tax.
- B Contractor agrees not to, and shall not, perform any services in furtherance of this Contract prior to approval by the State Auditor. Contractor acknowledges and agrees that it will not be entitled to payment or compensation for any services performed by Contractor pursuant to this Contract prior to approval by the State Auditor.
- C Total Compensation will consist of the following

SERVICES	AMOUNTS
(1) Financial statement audit	<u>\$42,500.00</u>
(2) Federal single audit	<u>\$2,000.00</u>
(3) Financial statement preparation	<u>\$2,500.00</u>
(4) Other nonaudit services, such as depreciation schedule updates	<u>\$0.00</u>
(5) Other (i.e., component units, specifically identified)	<u>\$0.00</u>

Total Compensation = \$47,000.00 plus applicable gross receipts tax

- D The Agency shall pay the Contractor the New Mexico gross receipts tax levied on the amounts payable under this Contract and invoiced by the Contractor. Payment is subject to availability of funds pursuant to the Appropriations Paragraph set forth below.
- E The State Auditor may authorize progress payments to the Contractor by the Agency, provided that the authorization is based upon evidence of the percentage of audit work completed as of the date of the request for partial payment. Progress payments up to 70% do not require State Auditor approval, provided that the Agency certifies receipt of services. The Agency must monitor audit progress and make progress payments only up to the percentage that the audit is completed prior to making such payment. Progress payments of 70% or more but less than or equal to 90% require State Auditor approval after being approved by the Agency. If requested by the State Auditor, the Agency shall provide a copy of the approved progress billings. The State Auditor may allow only the first 50% of progress payments to be made without State Auditor approval if the Contractor's previous audits were submitted after the due date. Final payment for services rendered by the Contractor shall not be made until a determination and written finding is made by the State Auditor in the release letter that the audit has been made in a competent manner in accordance with the provisions of this Contract and applicable rules of the State Auditor.
- 4 **TERM.** Unless terminated pursuant to Paragraphs 5 or 19, this Contract shall terminate one calendar year after the latest date on which it is signed.

#### 5 **TERMINATION, BREACH AND REMEDIES**

- A This Contract may be terminated
- 1 By either party without cause, upon written notice delivered to the other party and the State Auditor at least ten (10) days prior to the intended date of termination.
  - 2 By either party, immediately upon written notice delivered to the other party and the State Auditor, if a material breach of any of the terms of this Contract occurs. Unjustified failure to deliver the report in accordance with Paragraph 2 shall constitute a material breach of this Contract.
  - 3 By the Agency pursuant to Paragraph 19, immediately upon written notice to the Contractor and the State Auditor.
  - 4 By the State Auditor, immediately upon written notice to the Contractor and the Agency after determining that the audit has been unduly delayed, or for any other reason.
- B By termination, neither party may nullify obligations already incurred for performance or failure to perform prior to the date of termination. If the Agency or the State Auditor terminates this Contract, the Contractor shall be entitled to compensation for work performed prior to termination in the amount of earned, but not yet paid, progress payments, if any, that the State Auditor has authorized to the extent required by Paragraph 3(E). If the Contractor terminates this Contract for any reason other than Agency's breach of this Contract, the Contractor shall repay to the Agency the full amount of any progress payments for work performed under the terms of this Contract.
- C Pursuant to NMAC Section 2-2-2.8, the State Auditor may disqualify the Contractor from eligibility to contract for audit services with the State of New Mexico if the Contractor knowingly makes false statements, false assurances or false disclosures under this Contract. The State Auditor on behalf of the Agency or the Agency may bring a civil action for damages or any other relief against a Contractor for a material breach of this Contract.
- D THE REMEDIES HEREIN ARE NOT EXCLUSIVE, AND NOTHING IN THIS SECTION 5 WAIVES OTHER LEGAL RIGHTS AND REMEDIES OF THE PARTIES.

#### 6 **STATUS OF CONTRACTOR**

The Contractor and its agents and employees are independent contractors performing professional services for the Agency and are not employees of the Agency. The Contractor and its agents and employees shall not accrue leave, retirement, insurance, bonding, use of state vehicles or any other benefits afforded to employees of the Agency as a result of this Contract. The Contractor agrees not to purport to bind the State of New Mexico to any obligation not assumed under this Contract unless the Contractor has express written authority to do so, and then only within the strict limits of that authority.

#### **7. ASSIGNMENT**

The Contractor shall not assign or transfer any interest in this Contract or assign any claims for money due or to become due under this Contract.

#### **8. SUBCONTRACTING**

The Contractor shall not subcontract any portion of the services to be performed under this Contract without the prior written approval of the Agency and the State Auditor. An agreement between the Contractor and a subcontractor to subcontract any portion of the services under this Contract shall be completed on a form prescribed by the State Auditor. The agreement shall be an amendment to this Contract and shall specify the portion of the audit services to be performed by the subcontractor, how the responsibility for the audit will be shared between the Contractor and the subcontractor, the party responsible for signing the audit report and the method by which the subcontractor will be paid. Pursuant to NMAC Section 2-2-2.8, the Contractor may subcontract only with independent public accounting firms that are on the State Auditor's List of Approved Firms, and that are not otherwise restricted by the Office from entering into such a contract.

#### **9. RECORDS**

The Contractor shall maintain detailed time records that indicate the date, time, and nature of services rendered during the term of this Contract. The Contractor shall retain the records for a period of at least five (5) years after the date of final payment under this contract. The records shall be subject to inspection by the Agency and the State Auditor. The Agency and the State Auditor shall have the right to audit billings both before and after payment. Payment under this Contract shall not foreclose the right of the Agency or the State Auditor on behalf of the Agency to recover excessive or illegal payments.

#### **10. RELEASE**

The Contractor, upon receiving final payment of the amounts due under the Contract, releases the State Auditor, the Agency, their respective officers and employees and the State of New Mexico from all liabilities, claims and obligations whatsoever arising from or under this Contract. This paragraph does not release the Contractor from any liabilities, claims or obligations whatsoever arising from or under this Contract.

#### **11. CONFIDENTIALITY**

All information provided to or developed by the Contractor from any source whatsoever in the performance of this Contract shall be kept confidential and shall not be made available to any individual or organization by the Contractor, except in accordance with this Contract or applicable standards, without the prior written approval of the Agency and the State Auditor.

#### **12. PRODUCT OF SERVICES; COPYRIGHT AND REPORT USE**

Nothing developed or produced, in whole or in part, by the Contractor under this Contract shall be the subject of an application for copyright by or on behalf of the Contractor. The Agency and the State Auditor may post an audited financial statement on their respective websites once it is publicly released by the State Auditor. For District Courts and District Attorneys only, the contractor agrees that the Financial Control Division of the Department of Finance and Administration (DFA) is free to use the audited financial statements in the statewide Comprehensive Annual Financial Report (CAFR) and that the Contractor's audit report may be relied upon during the audit of the statewide CAFR, if applicable. However, DFA should not provide to any third party, other than the CAFR auditor, the District Courts' or District Attorneys' draft audit reports or their opinion letters or findings.

#### **13. CONFLICT OF INTEREST**

The Contractor represents and warrants that it presently has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of services required under this Contract. Each of the Contractor and the Agency certifies that it has followed the requirements of the Governmental Conduct Act, Section 10-16-1, et seq., NMSA 1978, regarding contracting with a public officer, state employee or former state employee, as required by the applicable professional standards.

#### **14. INDEPENDENCE**

The Contractor represents and warrants its personal, external and organizational independence from the Agency in accordance with the *Government Auditing Standards 2011 Revision*, issued by the Comptroller General of the United States, and NMAC Section 2-2-2.8. The Contractor shall immediately notify the State Auditor and the Agency in writing if any impairment to the Contractor's independence occurs or may occur during the period of this Contract.

#### **15. AMENDMENT**

This Contract shall not be altered, changed or amended except by prior written agreement of the parties and with the prior written approval of the State Auditor. Any amendments to this Contract shall comply with the Procurement Code, Sections 13-1-28 through 13-1-199, NMSA 1978.

**16 MERGER**

This Contract supersedes all of the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof. No prior agreement or understanding, verbal or otherwise, of the parties or their agents shall be valid or enforceable unless embodied in this Contract. Contractor and Agency shall enter into and execute an engagement letter pursuant to NMAC Section 2-2-10, consistent with Generally Accepted Auditing Standards (GAAS) and Government Auditing Standards (GAGAS). The engagement letter and any associated documentation included with or referenced in the engagement letter shall not be interpreted to amend this Contract. Conflicts between the engagement letter and this Contract are governed by this Contract, and shall be resolved accordingly.

**17 APPLICABLE LAW**

The laws of the State of New Mexico shall govern this Contract. By execution of this Contract, Contractor irrevocably consents to the exclusive personal jurisdiction of the courts of the State of New Mexico over any and all lawsuits arising from or related to this Contract.

**18 AGENCY BOOKS AND RECORDS**

The Agency is responsible for maintaining control of all books and records at all times and the Contractor shall not remove any books and records from the Agency's possession for any reason.

**19 APPROPRIATIONS**

The terms of this Contract are contingent upon sufficient appropriations and authorization being made by the legislature or the Agency's governing body for the performance of this Contract. If sufficient appropriations and authorization are not made by the legislature or the Agency's governing body, this Contract shall terminate upon written notice being given by the Agency to the Contractor. The Agency's decision as to whether sufficient appropriations are available shall be accepted by the Contractor and shall be final. This section of the Contract does not supersede the Agency's requirement to have an annual audit pursuant to Section 12-6-3(A) NMSA 1978.

**20 PENALTIES FOR VIOLATION OF LAW**

The Procurement Code, Sections 13-1-28 through 13-1-199, NMSA 1978, imposes civil and criminal penalties for its violation. In addition, the New Mexico criminal statutes impose felony penalties for bribes, gratuities and kickbacks.

**21 EQUAL OPPORTUNITY COMPLIANCE**

The Contractor shall abide by all federal and state laws, rules and regulations, and executive orders of the Governor of the State of New Mexico pertaining to equal employment opportunity. In accordance with all such laws, rules, regulations and orders, the Contractor assures that no person in the United States shall, on the grounds of race, age, religion, color, national origin, ancestry, sex, physical or mental handicap or serious medical condition, spousal affiliation, sexual orientation or gender identity be excluded from employment with or participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity performed under this Contract. If the Contractor is found not to be in compliance with these requirements during the life of this Contract, the Contractor shall take appropriate steps to correct these deficiencies.

**22 WORKING PAPERS**

A. The Contractor shall retain its working papers of the Agency's audit conducted pursuant to this Contract for a period of at least five (5) years after the date shown on the opinion letter of the audit report, or longer if requested by the federal cognizant agency for audit, oversight agency for audit, pass through-entity or the State Auditor. The State Auditor shall have access to the working papers at the State Auditor's discretion. When requested by the State Auditor, the Contractor shall deliver the original or clear, legible copies of all working papers to the requesting entity.

B. The Contractor should follow the guidance of AU-C 210 A 27 to A 31 and AU-C 510 A 3 to A 11 in communications with the predecessor auditor and to obtain information from the predecessor auditor's audit documentation.

**23 DESIGNATED ON-SITE STAFF**

The Contractor's on-site individual auditor responsible for supervision of work and completion of the audit is John Gordon, CPA. The Contractor shall notify the Agency and the State Auditor in writing of any changes in staff assigned to perform the audit.

**24 INVALID TERM OR CONDITION**

If any term or condition of this Contract shall be held invalid or unenforceable, the remainder of this Contract shall not be affected.

**25 OTHER PROVISIONS**

**SIGNATURE PAGE**

**This Contract is made effective as of the date of the latest signature**

**AGENCY**

### City of Truth or Consequences

**CONTRACTOR**

**Patillo, Brown & Hill, L.L.P.**

PRINTED NAME \_\_\_\_\_

SIGNATURE \_\_\_\_\_

TITLE \_\_\_\_\_

DATE \_\_\_\_\_

PRINTED NAME \_\_\_\_\_

SIGNATURE \_\_\_\_\_

TITLE \_\_\_\_\_

DATE \_\_\_\_\_

State Auditor Contract No. 17-6176

**PB&H**  
**PATTILLO, BROWN & HILL, L.L.P.**  
CERTIFIED PUBLIC ACCOUNTANTS ■ BUSINESS CONSULTANTS

May 26, 2017

Melissa Torres  
Finance Director  
City of Truth or Consequences  
505 Sims Street  
Truth or Consequences, NM 87901

Dear Melissa,

We are pleased to have the opportunity to submit a proposal for the Audit of the City of Truth or Consequences for the years ending June 30, 2017, 2018 and 2019.

Our quote for these services is as follows:

	1st Year Cost 2017	2nd Year Cost 2018	3rd Year Cost 2019
Financial Statement Audit	\$ 42,500.00	\$ 42,500.00	\$ 42,500.00
Federal Single Audit	-	-	-
Financial Statement Preparation	2,500.00	2,500.00	2,500.00
Subtotal	45,000.00	45,000.00	45,000.00
Gross Receipts Tax	3,290.63	3,290.63	3,290.63
Total Compensation	\$ 48,290.63	\$ 48,290.63	\$ 48,290.63

Should a Federal Single Audit be necessary in future years, we anticipate a cost of \$2,000.00 plus gross receipts tax per Federal Program. Do not hesitate to contact me if you have any questions about this quote.

Sincerely,



John Gordon, CPA  
Patillo, Brown & Hill, L.L.P.



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

**ITEM:**

Authorization to open separate interest bearing accounts for all Impact Fees collected by the City of Truth or Consequences.

**BACKGROUND:**

The City of Truth or Consequences received notice from the NM State Auditor's Office that all Impact fees are to be deposited in separate accounts. We consulted with our Auditors and Attorney concurs with their option. Furthermore, in reviewing Section 4-416 (A) of the City Code, it cites "All money collected through the adoption of development impact fees shall be maintained in separate interest-bearing accounts clearly identifying the payor and the category of capital improvements or facility expansions within the service area for which the fee was adopted."

**STAFF RECOMMENDATION:**

To open separate interest-bearing accounts with First Savings Bank that clearly identify the payor and the category of capital improvements or facility expansions.

**SUPPORT INFORMATION:**

**City Ordinance Sec. 4-416 (A)**

Name of Presenter: Melissa Torres	Department: Finance Dept.	Meeting date: 06-14-17
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**Sec. 4-412. Entitlement to services.**

Any new development for which an impact fee has been paid is entitled to the permanent use and benefit of the services for which the fee was exacted and is entitled to receive prompt service from any existing facilities with actual capacity to serve the new service units.

*(Ord. No. 563, 11-14-06)*

**Sec. 4-413. Authority of City to spend funds or enter into agreements to reduce fees.**

The City may spend funds from any lawful source or pay for all or a part of the capital improvements or facility expansions to reduce the amount of the development impact fees. A developer and the City may agree to offset or reduce part or all of the fee assessed on that new development, provided that the public policy which supports the reduction is contained in the City's appropriate planning documents and provided that the development's new proportionate share of the system improvement is funded with revenues other than the fees from other new developments.

*(Ord. No. 563, 11-14-06)*

**Sec. 4-414. Effect on governmental entities.**

Governmental entities shall pay all development impact fees imposed under this article.

*(Ord. No. 563, 11-14-06)*

**Sec. 4-415. Credits against facilities fees.**

Any construction of, contributions to or dedications of on-site or off-site facilities, improvements, or real or personal property with off-site benefits not required to serve the new development, in excess of minimum City standards established by a previously adopted and valid ordinance or regulation and required by the City as a condition of development approval, shall be credited against development impact fees otherwise due from the development. The credit shall include the value of dedication of rights-of-way or easements or construction or dedication of on-site water distribution, wastewater collection or drainage facilities, or streets, sidewalks or curbs.

*(Ord. No. 563, 11-14-06)*

**Sec. 4-416. Accounting; interest.**

- (a) All money collected through the adoption of development impact fees shall be maintained in separate interest-bearing accounts clearly identifying the payor and the category of capital improvements or facility expansions within the service area for which the fee was adopted.
- (b) Interest earned on impact fees shall become part of the account on which it is earned and shall be subject to all restrictions placed on the use of impact fees under this article.



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

**ITEM:**

Ordinance No. 682 for amending the code to allow camping in certain city parks and the Airport.

**BACKGROUND:**

The City's current 8-87 Ordinance prohibits overnight camping on any City-owned land or public parks except during special activities designated in advance by the City Commission of the City Manager. We recommend amending the Ordinance to provide some flexibility with respect to the Airport, the rodeo grounds and the Rotary Park. A new subsection (b) is inserted which sets forth these exceptions. Additionally, changes were made to subsection (c) regarding the cleaning of the area.

**STAFF RECOMMENDATION:**

Approve the ordinance.

**SUPPORT INFORMATION:**

Ordinance No. 682

Name of Presenter: Robbie Travies	Department: Building Inspector	Meeting date: 06/14/2017
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## ORDINANCE NO. 682

AN ORDINANCE OF THE CITY OF TRUTH OR CONSEQUENCES, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF TRUTH OR CONSEQUENCES,

BE AMENDED BY AMENDING SECTION 8-87 PERTAINING TO OVERNIGHT CAMPING ON CITY OWNED LANDS AND PARKS:

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, CITY COMMISSIONERS OF THE CITY OF TRUTH OR CONSEQUENCES:

**Section 1.** That section 8-87 of the Code of Ordinances of the City of Truth or Consequences be amended so that such sections shall read as follows:

### **Sec. 8-87 Overnight Camping on City-Owned Lands and Parks**

- (a) Unless specifically permitted by this ordinance, it is unlawful for any person to camp overnight on any City-owned land or public parks except during special activities designated in advance by the City Commission or the City Manager.

Further, notwithstanding anything in the Uniform Traffic Code to the contrary, the City Manager, in consultation with the Chief of Police and Fire Chief and after designation by the City Commission of special activities such as the annual fiesta, has the authority to waive the parking ordinance for organized groups and to block streets, so long as no fire lanes are blocked and the public health and safety are not jeopardized.

- (b) Overnight camping for special events may be permitted at the City's Airport, the City's Rodeo Grounds or the City's Rotary Park, provided that any person(s) desiring to do such camping must first obtain prior written authorization from the City Manager or his designee.
- (c) It is unlawful for any person to camp overnight on any City-owned land and fail to maintain the area in a clean and sanitary manner.
- (d) It is unlawful for any person that is permitted to camp overnight to start any fire except in permissible areas designated by the City, such as barbecue stands.

**Section 2.** All Ordinances or Resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This Repealer shall not be construed to revive any Ordinance or Resolution, or part thereof, heretofore repealed.

**Section 3.** This Ordinance shall take effect on the \_\_\_\_ day of \_\_\_\_\_, 2017.

**PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2017.**

**CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO**

**BY:** \_\_\_\_\_  
***STEVE GREEN – Mayor***

**ATTEST:**

\_\_\_\_\_  
***Renee Cantin – City Clerk***



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

**ITEM:**

Public Hearing & Final Adoption of Ordinance No. 683 related to short term rentals within city limits.

**BACKGROUND:**

Ordinance No. 683 has been published and this will be to hold the Public Hearing and Final Adoption of the Ordinance.

I have been in contact with Karina Armijo who is the Tourism Director in Taos and Gina Kelley from Ruidoso to get some ideas on the best way to proceed in notification for those who are advertising on Airbnb and VRBO.

We will also need to work on a Resolution for the fees for the permits and prepare an application to be used for the permit.

**STAFF RECOMMENDATION:**

Approve Ordinance No. 683 for final adoption.

Submitted by: Renee Cantin, City Clerk-Treasurer		Meeting date: 06/14/2017
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## CITY OF TRUTH OR CONSEQUENCES

### ORDINANCE 683

AN ORDINANCE AMENDING THE CITY OF TRUTH OR CONSEQUENCES MUNICIPAL CODE OF ORDINANCES, ~~SECTION 54-106 "SHORT-TERM RESIDENTIAL RENTAL OVERLAY ZONE", TO REVISE THE PROCEDURE FOR REGISTRATIONS AND ADMINISTRATION.~~ **BY ADDING A NEW SECTION 7-401 ENTITLED SHORT TERM RESIDENTIAL RENTALS.**

~~WHEREAS, the Governing Body of the City of Truth or Consequences previously adopted Ordinance 2009-06 to establish a process for regulating short-term residential rentals within the City of Truth or Consequences; and~~

~~WHEREAS, Ordinance 2009-06 has had a positive effect on the City by providing viable income earning potential for property owners, offering unique options for visitors to the community, and enhancing local tax revenues, while minimizing adverse impacts to neighborhoods; and~~

~~WHEREAS, the Governing Body of the City of Truth or Consequences has determined that certain amendments are required to establish a more equitable and streamlined process, while building upon the foundation of the original ordinance; and~~

~~WHEREAS, the Governing Body of the City of Truth or Consequences conducted a duly advertised public hearing to consider this ordinance on \_\_\_\_\_.~~

~~NOW THEREFORE, BE IT ORDAINED~~ By the Governing Body of the City of Truth or Consequences, that **a new section 7-401 of the City Municipal Code is hereby added to read as follows:** Chapter 54 is hereby amended as follows:

~~Section one. Section 54-106 is amended to read:~~

~~Sec. 54-106. Short-term residential rental overlay zone.~~

#### **Section 7-401 SHORT TERM RESIDENTIAL RENTALS**

(a) ~~Purpose of zone.~~ The Governing Body of the City of Truth or Consequences finds and declares as follows:

- (1) Short-term residential rentals provide a community benefit by expanding the number and type of lodging facilities available to seasonal visitors.
- (2) Short-term residential rentals are not commercial, but are strictly a residential use of the property under the City of Truth or Consequences Municipal Code.

(3) The provisions of this section are necessary to protect the City's Lodging Industry and to prevent a burden on city services and impacts on residential neighborhoods posed by short-term residential rentals.

(b) **Applicability of requirements.** This ~~overlay-zone~~ ordinance applies to all non-commercial residential property within the city regardless of the zoning district. These requirements of ~~section 54-106~~ this ordinance shall apply to dwelling units that are rented at some time during the year for a short duration that are not part of a commercial business enterprise such as a hotel, motel or commercial cabin rental located on a single lot or a group of contiguous lots within a commercial zoning district. These requirements do apply to individual dwelling units on non-contiguous property owned and operated by a hotel, motel or commercial cabin rental owner.

(c) **Definitions.** For purposes of this section, the following words and phrases shall have the meaning respectively ascribed to them by this subsection:

~~(1) Local Contact Person means an owner, representative of the owner or local property manager who lives in the City of Truth or Consequences or within proximity of the city limits such that he/she is available to respond within an hour or less to tenant and neighborhood questions or concerns and is authorized to respond to any violation of this section and take remedial action.~~

~~(2) Managing Agency or Agent means a person, firm or agency licensed with the New Mexico Real Estate Commission representing the owner of the residential rental, or a person, firm or agency owning the residential unit.~~

~~(3)~~ (1) Operator means the person who is proprietor of a residential rental, whether in the capacity of owner, lessee, sub-lessee, or mortgagee in possession.

~~(4) Owner means as defined in section 1-2 of this Code.~~

~~(5) Remuneration means compensation, money, rent, or other consideration given in return for occupancy, possession or use of real property.~~

~~(6)~~ (2) Rent means the consideration charged, whether or not received, for the occupancy of space in a residential rental, valued in money, whether to be received in money, goods, labor or otherwise, including all receipts, cash, credits, property and services of any kind or nature, without any deductions therefrom whatsoever.

~~(7)~~ (3) Short-Term Residential Rental means one or more dwelling units, including either a single-family detached or multiple-family attached unit, rented for the purpose of overnight lodging for a period of not less than one night nor more than 29 consecutive days to the same person or persons. For the purposes of this article, a rented dwelling unit shall consist of any combination of a sleeping area and at least two additional rooms not primarily designated for sleeping.

~~(8)~~ **(4)** Third-Party Internet Listing Service means an internet-based (or online) marketplace that connects owners of short-term residential rentals to potential renters by way of a website and in exchange for a service fee. Third-party Listing Agent shall not mean Local Contact Person or Managing Agency or Agent as defined in this Chapter.

**(d) Short-term residential rental permit required.** No owner of a residential dwelling unit shall rent the unit for a short term without having a current valid short-term residential rental permit issued by the City of Truth or Consequences. Short-term residential rental permits are issued to the owner for a period of ~~three~~ **One** year and are neither transferable nor refundable.

**(e) Application for short-term residential rental permit.** The dwelling unit owner or ~~managing agency or agent~~ **operator** shall apply to the **City Clerk** for a short-term residential rental permit and supply, as at a minimum, the following information:

(1) The maximum number of occupants and vehicles that the dwelling unit can accommodate. ~~This calculation shall be based upon a minimum of 1 (one) off-street parking space provided per sleeping area.~~

(2) The length of time that the applicant requests that the permit be issued for, shall not to exceed ~~three years~~ **one (1) year**.

(3) The name, address, email address and contact telephone numbers (including 24-hour emergency contact number) of the owner **and operator** of the residential rental for which the permit is to be issued.

~~(4) The name, address, email address and contact telephone numbers (including 24-hour emergency contact number) of the agent, representative or local contact person for the owner of the residential rental.~~

~~(5) An application fee.~~ **(4) Fees. To be determined by the City Commission by Resolution.**

~~(6)~~ **(5) Safety requirements and checklist; certification.** **A certification from the property owner or their managing agency or agent operator shall specifically provide the following: certify that a detailed fire inspection has been performed on the premises.**

a. An ABC type fire extinguisher(s) to be mounted at all points of egress at a height not to exceed 48 inches. Extinguishers must be inspected and maintained according to state requirements and must properly display the inspection history of the device.

~~b. Approved single station smoke alarms installed at the highest point in every sleeping room.~~

~~(e)~~ **(b) Every sleeping room and living area with access to a primary means of escape shall provide a clear, unobstructed path of travel to the outside. shall have an emergency escape access by door or window directly to the outside.**



~~d.~~ **c.** A floor diagram reflecting the actual floor arrangement, exit locations and room identification must be posted with emergency contact numbers at, or immediately adjacent to the primary entrance to the building.

~~e.~~ **Fees.** ~~The Truth or Consequences Fire Department will assess a fee of \$25.00 per inspection for the initial inspections and \$15.00 per return inspection when needed.~~

~~f.~~ **Scheduling.** ~~Short term rentals will be scheduled for fire inspection once every three years. Scheduling will occur through the city fire marshal's office.~~

~~(7)~~ **(6)** Owner/agent **operator** authorization. **If applicable.**

~~(8)~~ **(7)** ~~Gross receipts tax number certification and lodgers' tax registration~~ **Business and Lodgers tax registration numbers.**

~~(9)~~ **(8)** Certification of notice to all contiguous property owners that the subject property is to be used for short-term rental.

~~(10)~~ **Exterior signage on short term rental units which indicate availability, phone numbers or other type of information is prohibited.**

~~(11)~~ **(9)** The owner or managing agent/agency shall attest that they have met these requirements in each property registered as part of the initial rental registration and each successive renewal registration. The form utilized to attest to these requirements shall be part of the registration form provided by the City ~~and be authenticated by a Notary Public~~ **Clerk.**

**(f)** Application renewal or update. Prior to the expiration of the permit or when there is a change to the information contained in the permit ~~regarding ownership, changes in the structure or parking area, or contact person,~~ a new permit application shall be submitted.

~~(g)~~ **Fees.** ~~Fees are set forth in appendix A to this Code or adopted by the Governing Body from time to time by resolution. The initial application fee sufficient to cover the cost of processing the application, reviewing the information submitted, and issuing a revised permit.~~

~~(h)~~ **(g)** Review of application and issuance of permit.

**(1)** The city shall complete review of the initial permit application within ten business days. Renewals of all permits shall occur ~~prior to the third anniversary by the first (1st) day of April. Such permits that are active at the time of this ordinance adoption shall not need to be prorated if extending their expiration to coincide with the new renewal date.~~ **annually with business registration.**

**(2)** Once the application review is complete, the ~~City Clerk~~ shall notify the applicant of the decision of whether or not to issue the permit based on compliance with this section. If approval is granted, the city will issue a short-term residential rental permit. ~~specifying the maximum number of cars and the maximum number of occupants allowed.~~ Failure to renew the permit

~~within 20 days of the expiration of the previous permit~~ **at the time the business registration fee is due** shall subject the owner to payment of a late permit renewal penalty fee.

(3) An application for permit or renewal application shall be denied if:

(a) All applicable fees and taxes have not been paid, including Lodgers' Taxes ~~as provided under Chapter 78, Article II of the City of Truth or Consequences Code of Ordinances;~~ or

(b) Outstanding property nuisance or building code violations exist on the property; or

~~(c) The applicant has not met the fuels management certification requirements of Section 42-80 of the City of Truth or Consequences Code of Ordinances a permit will not be issued or renewed.~~

(4) Failure to comply with any provision of ~~Chapter 78~~ **this ordinance** of the City of Truth or Consequences Code of Ordinances may result in a revocation of the permit for a 12-month time period. ~~at the discretion of the Planning Director.~~

(5) If the dwelling unit owner plans to discontinue short-term residential rental of the property, a statement to that effect shall be filed with the City **Clerk** and the permit will be revoked **with no refund**.

~~(6) If two or more citations issued by the city for a specific short-term dwelling unit have been adjudicated through the City of Truth or Consequences Municipal Court system within a 12-month time period, or a total of three citations adjudicated during any point of the three-year permit period, the city manager or designated representative shall revoke the permit for a period of 12 months. After that time, the property owner may reapply for a new short-term rental license after paying all applicable fees and providing self-certification of compliance with the fire safety requirements as detailed in Subsection (c)(5) herein. A warning letter shall be sent out to the property owner after the first adjudicated citation.~~

~~(i)~~**(h.)** Tenant notification requirements. Each short-term residential rental unit shall have a clearly visible and legible notice posted by the owner or managing agency or agent within the unit on or adjacent to the interior of the front door containing the following information:

(1) A copy of the short-term residential rental permit.

(2) The name of the ~~managing agency, agent, property manager, local contact person or owner of the unit~~ **owner, operator or local contact person**, and a telephone number at which that party can be reached on a 24-hour, seven days a week basis.

(3) The maximum number of occupants ~~three years of age and older~~ permitted to stay in the unit.

~~(4) The maximum number of vehicles allowed to be parked on the property.~~

~~(5) The number of on-site parking spaces and the parking rules for seasonal snow removal (if applicable).~~

~~(6)~~(4) The specific procedures regarding the disposal of trash and refuse.

~~(7)~~(5) A notification that an occupant may be cited and fined for creating a disturbance and/or for violating other provisions of the City of Truth or Consequences Municipal Code.

~~(8) Notice that noise provisions contained in the City of Truth or Consequences Municipal Code section 38-31 will be enforced and that quiet hours are to be observed between the hours of 11:00 p.m. and 8:00 a.m.~~

~~(9) Notification that the City of Truth or Consequences Municipal Code prohibits ground fires, camp fires, fire rings and fire pits other than by permit.~~

~~(10)~~(6) The 911 **contact** address for the property.

~~(11) Notice that animal leash laws contained in section 14-8 (prohibited acts; animal nuisances; vicious or dangerous animals) will be enforced.~~

~~(12) Notification that the City of Truth or Consequences Municipal Code section 42-40 makes it "unlawful for any person to discard a lit cigarette, cigar, match or other type of incendiary material."~~

~~(j) Exterior Advertising or Signage prohibited. No short-term permit holder shall display advertising or other signage indicating that the property is available for short-term rentals, contact information of the owner or managing agency or agent, or any other information indicative of the short-term rental availability of the property.~~

~~(k) Penalties for violation of requirements of this section. In addition to any other penalties or fines authorized by the City of Truth or Consequences Municipal Code, the owner of a short-term residential rental unit shall be required to pay a penalty as set forth in appendix A to this Code in order to obtain, retain or renew a short-term residential rental permit.~~

#### **(i.) Penalties.**

(1) Each day that an owner rents a unit for a short term without first obtaining a short-term residential rental permit is considered a separate violation of the City of Truth or Consequences Municipal Code as provided for in section ~~1-6~~**1-10**.

~~(2) The city code enforcement officer or other designated city employee or representative shall take action to correct the violation as provided for in this Code or state statute.~~

~~(3)~~(2) The first suspected or observed violation of this section by the City may result in an initial warning notice requesting registration of the unregistered short-term residential rental unit in accordance with the provisions of this code without subject to penalty. Should the property owner fail to comply after receiving such initial notice from the City, penalties may be assessed as provided **elsewhere** in this Code, ~~including the assessment of a registration fee twice the listed amount.~~

Section two. All other provisions of the aforementioned codes not specifically amended by this ordinance, shall remain unchanged and in full force and effect as written.

Section three. Effective date. The provisions of this Ordinance shall become effective five (5) days upon the publishing of its adoption.

**PASSED, APPROVED, and ADOPTED by the GOVERNING BODY of the CITY OF TRUTH OR CONSEQUENCES this \_\_\_\_ day of May, 2017.**

\_\_\_\_\_  
Steve Green, Mayor

ATTEST:

\_\_\_\_\_  
Renee L. Cantin, City Clerk



G.3 +  
H.6

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

**ITEM:**

Special Use Permit for a Cell Tower with Skyway Towers/Verizon Wireless on West 2<sup>nd</sup> Street on City owned property next to water tank.

**BACKGROUND:**

This property has other towers on it and is next to the City water tank at the top of the hill.

**STAFF RECOMMENDATION:**

If the Special Use Permit is approved, staff has no objection to this request. In addition, this property could be grandfathered in because of the prior use of towers.

**SUPPORT INFORMATION:**

- Application
- Boundary Survey Plat
- Comprehensive Statement

Name of Drafter: Robbie Travis	Department: Building Inspector	Meeting date: 6/14/17
E-mail: rtravis@torcnm.org	Phone: 575-894-6673 Ext. 330	

## **Staff Report**

**Subject:** Cell Tower next to water tank on City owned property on West 2<sup>nd</sup> Street

**Applicant:** Skyway Towers/Verizon Wireless

**Code Reference:** Sec. 11-9-4 (D) 15. R-3 Special Use Permit and Sec.11-5-6

### **1. Provisions for special use permit.**

- a. The increase in congestion of streets, and right-of-way;
- b. Diminishment of safety from fire, panic and other dangers;
- c. Diminishment to the health and general welfare of the public;
- d. Degradation of light and air for all properties in the immediate area, of the proposed Permit; increase of overcrowding of land and undue concentrations of populations;
- e. Adverse effects on provisions for transportation, water, sewer, schools, parks, and other public facilities or increase in the effects of natural hazards;
- f. Increases or facilitation of the unlawful use of structures, buildings or land; and
- g. Promote the use or waste of energy in the use of structures, buildings, and land.

**2. Special Use Permits** shall not be granted in such cases where the use will result in negative impacts, which substantially outweigh the positive impacts of the use.

**History:** This is City owned property with other towers and the water tank on it.

### **Public Comment:**

**Staff Recommendation:** The staff cannot recommend this application for a Special Use Permit, because our code does not allow for this in an R-3 Zone without a Special Use Permit. However this site is grandfathered in because of the prior existing uses.

CITY OF TRUTH OR CONSEQUENCES  
505 Sims St  
Truth or Consequences, NM 87901

BUILDING/PLANNING DEPARTMENT  
Phone - (575) 894-6673 x 110 Fax - (575) 894-0363  
E-mail Rtravis@torcnm.org  
505 Sims Street - Truth or Consequences, NM 87901

(Staff Use Only)  
Case No

**PAID**

MAY 18 2017

Related Case(s)

Initial: Rpt #1007104

DATE : 5/10/2017 2:32 PM  
OPER : PF  
TKBY : Priscilla Fuentes  
TERM : 0  
RECH : R00060764

## PLANNING APPLICATION FORM

OTHER LICENSES & PERMITS 170.00  
ZONING FEES- NM3 BEAVERVILLE- 200 W. SEC  
191-1099-333.00 -170.00

which includes accompanying plans, shall be subject to the review of the Building/Planning  
a variety of application processes and not all items may apply to your project. If you feel a  
object, write "N/A." If you have any questions while completing this application please ask a  
assistance. Incomplete applications will not be accepted (or the process may be delayed.)

Paid By: VELOCITEL, INC  
Check 170.00 REF: 2186

### CHECK APPLICATION TYPE(S) REQUESTED:

- |   |   |
|---|---|
| <input type="checkbox"/> Annexation (\$100 or \$10/ac.<br>Max. \$250) | <input checked="" type="checkbox"/> CUP/SUP (\$25)                  |
| <input type="checkbox"/> Appeal (\$50)                                | <input type="checkbox"/> Prelim. Plat or Replat (\$100 + \$200/lot) |
| <input type="checkbox"/> Variance (\$25)                              | <input type="checkbox"/> Final Plat (\$50)                          |
| <input type="checkbox"/> Zone Ordinance Amendment (\$250)             | <input type="checkbox"/> Summary Plat (\$50)                        |
|   | <input type="checkbox"/> Plat Amendment (\$50)                      |

APPLIED 170.00  
TENDERED 170.00  
CHANGE 0.00

### PROJECT SUMMARY:

Beaverville

Project Description (add extra page(s) if  
needed)

Proposed 80' Monopole. This monopole will be enclosed by a CMU wall that will be painted to match the existing structures. There will be antenna arrays that will comply with the planning and zoning  
requirements of the jurisdiction. There could possibly be 4 antennas per sector with (3) sectors. This is the worst case scenario, as some carriers will only use (2) antenna per sector. There will be a Skyway Towers lease area.

Property Address/Location: 200 W. Second Ave

Assessor's Parcel Number(s): 3-022-078-190-410

Total Gross Lot Area: 1.154

Total Net Lot Area: 1.154

Existing Master Plan/Comprehensive Plan Designation: Not known at this time

Existing Zoning Designation:

Proposed Master Plan Designation (if applicable): Not known at this time

Proposed Zoning Designation:

Existing Uses and/or Structures on Site: There is an existing water tower on the site. The uses are Residential in zoning

Surrounding Uses: North: Residential

South: Residential

East: R

West: R

APPLICANT/ REPRESENTATIVE Name: <u>Shirley L Crowder</u>		REPRESENTATIVE(S):	
Address: <u>2390 E Germann Road</u>		Telephone No: <u>480-254-9371</u>	
City: <u>Chandler</u>		Fax No: <u>480-254-9371</u>	
Contact Person: <u>Shirley L Crowder</u>		State: <u>AZ</u>	Zip Code: <u>85286</u>
I certify under penalty of perjury that all the application information is true and correct:		E-mail Address: <u>scrowder@fdh-inc.com</u>	
Applicant's Signature: _____		Date: _____	
PROPERTY OWNER/ AGENT Name: <u>Truth or Consequences</u>		Telephone No: <u>575-894-6673</u>	
Address: <u>505 Sims Street</u>		Fax No: _____	
City: <u>Truth or Consequences NM</u>		State: <u>NM</u>	Zip Code: <u>87901</u>
Contact Person: <u>Juan Fuentes City Manager</u>		E-mail Address: <u>scrowder@fdh-inc.com</u>	
The City will provide the applicant with hearing notices and staff reports unless another party is identified			
Date/Time Received: _____		Receipt No(s): _____	
Received By: _____		Amount Received: \$ _____	



ARIZONA OFFICE  
2350 East Germann Road, Suite 26  
Chandler, AZ 85286  
O: (480) 378-6405  
corporateinfo@fdhvelocitel.com

[WWW.FDHVELOCITEL.COM](http://WWW.FDHVELOCITEL.COM)

Authorized Agent for: Skyway Towers  
Skyway Towers Project Name: **NM 3 Beaverville**

Town of Truth Or Consequences  
Due Diligence for Planning and Zoning

**Project Narrative:** Recommend Approval. This Use Permit request does not negatively impact, but benefits the Town and its population by increasing the ability of the population to utilize modern technology. It enhances the infrastructure of the town and benefits the Town in emergency situations, by filling the gap of the currently existent system

FDH Velocitel for Skyway Towers is requesting Conditional Use Permit consideration for the below proposals:

**Project Location:** 400 West Second Street Truth or Consequences NM 87901

Address: 200 West Second Street Truth or Consequences NM 87901

APN: 3-022-078-190-410

Zoning: R-3

**Project Representative:**  
Shirley Crowder, Site Acquisition Specialist  
FDH Velocitel  
2350 E Germann Rd, Suite 26  
Chandler, AZ. 85286

**Skyway Towers**  
Justin Jones, Project Manager  
3637 Madaca Lane  
Tampa, FL. 33618  
813-270-1197

**Project Description:**

This project will consist of a New 80' monopole. The monopole will be stealth in design and comply with all City Design Guidelines regarding Wireless Communications facilities.

There will be 3 sectors with 1-4 antennas per sector and the antenna array will not extend more than 24" from the structure. All cables will be concealed inside the pole or cable shroud.

The equipment area will be enclosed and designed to match the neighboring structures. This could include, but not limited to paint to match, brick or other designs deemed warranted.

**Project Objectives:**

The objective is in response to Skyway Towers commitment to providing better service throughout the area, to existing and potential wireless customers. There is a drop on coverage and data capabilities in this area, and this WCF will service the surrounding areas and fill in the gaps in coverage.

**We should also look at the benefits of a cell tower...**

- 1.) Better reception for calling
- 2.) E-911 clarity and capacity
- 3.) Data demands fulfilled
- 4.) 75% of people don't have a landline anymore, and children who have to be alone while their parents are at work, will have the ability to reach out more effectively in an emergency.
- 5.) Television services, iPad and Tablet services





ENGINEERING INNOVATION

6.) Location services (GPS)

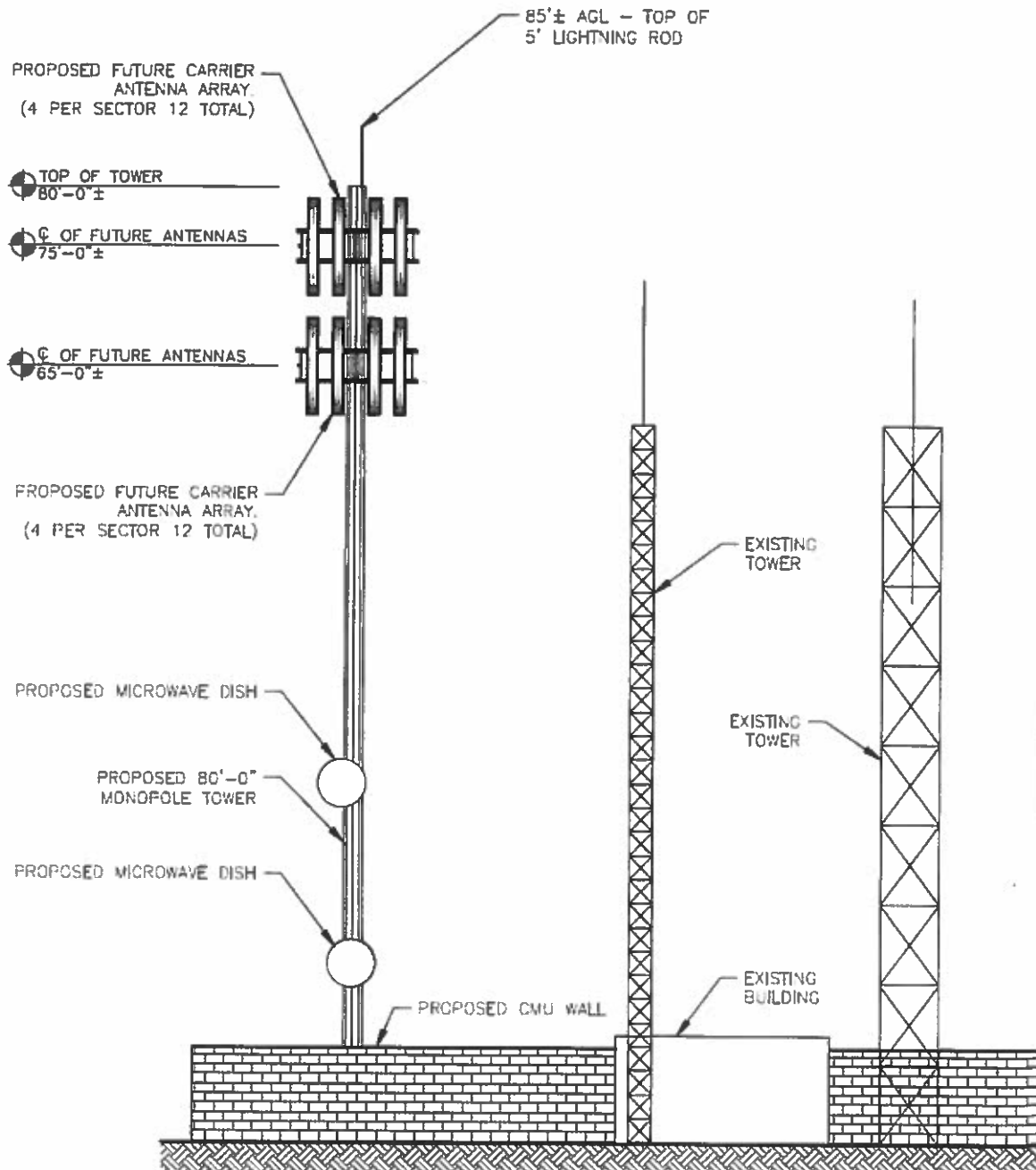
ARIZONA OFFICE  
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O: (480) 378-6405  
corporateinfo@fdhvelocitel.com  
[WWW.FDHVELOCITEL.COM](http://WWW.FDHVELOCITEL.COM)

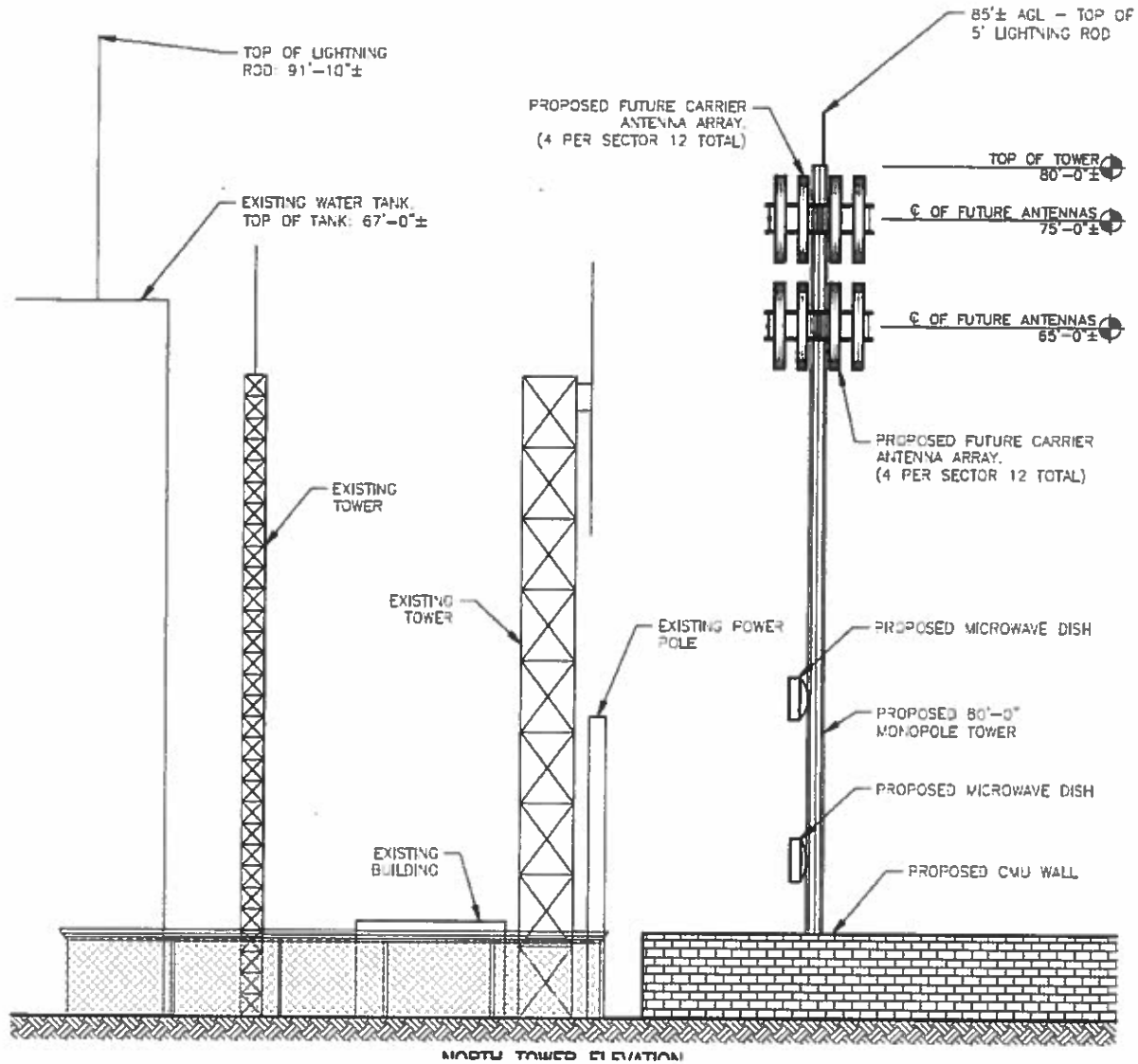
Code Reference: Sec. 11-9-4 (D) 15. R-3 Special Use Permit and Sec. 11-5-6 1

Provisions for special use permit.

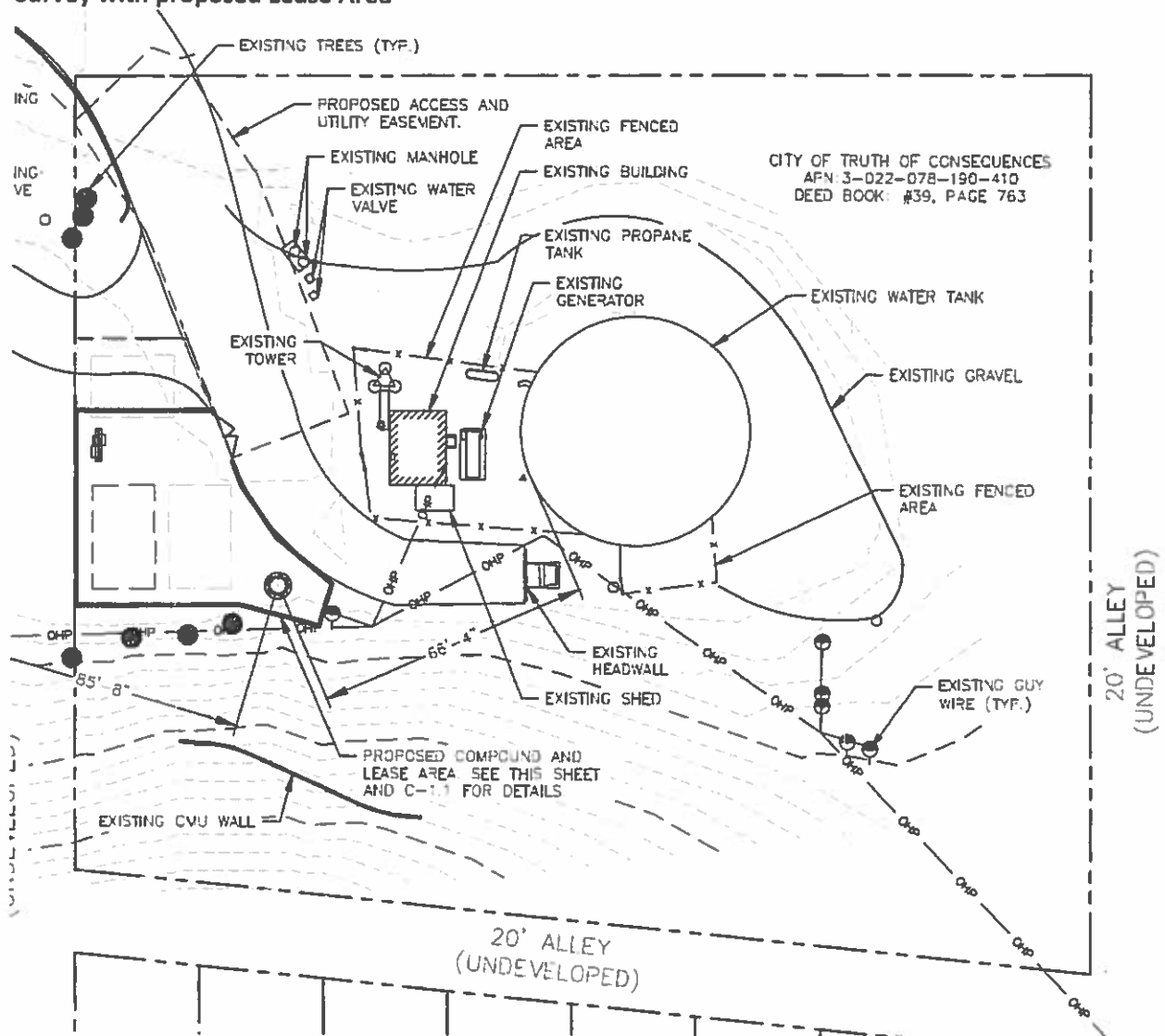
- a. The increase in congestion of streets, and right-of-way; Site proposal is not located in a proximity of town, that would cause any increase in congestion of streets or Right of Way. This site is located on the top of an existing hill, with existing structures.  
**COMPLIES**
- b. Diminishment of safety from fire, panic and other dangers; This site proposal does not present or diminish threats from fire, panic or other dangers and therefore **COMPLIES**
- c. Diminishment to the health and general welfare of the public; The General Health and welfare will not be effected as determined and documented by studies conducted by the FCC **COMPLIES**
- d. Degradation of light and air for all properties in the immediate area, of the proposed Permit; increase of overcrowding of land and undue concentrations of populations; This site has been designed to impact the smallest amount of property possible, and does not cause for overcrowding of land, undue concentration of population (it is on a hill with only 1 other parcel), or degradation of light or air for any properties in the immediate area. **COMPLIES**
- e. Adverse effects on provisions for transportation, water, sewer, schools, parks, and other public facilities or increase in the effects of natural hazards; The site is located on a hill, off of an underdeveloped road/ There are no adverse provisions for transportation, water, sewer, schools, parks or other public facilities, nor can there be an increase in any natural hazards, based on the rigid engineering and structural standards of the Wireless industry. **COMPLIES**
- f. Increases or facilitation of the unlawful use of structures, buildings or land; and with a conditional Use permit approval this site will comply with lawful use **COMPLIES**
- g. Promote the use or waste of energy in the use of structures, buildings, and land. By the construction of this project, the benefits to the infrastructure and emergency personnel, will enhance, not waste the use of energy. Design is with the most recent technology and the Tower as proposed will not generate waste. **COMPLIES**

## Elevation





### Survey with proposed Lease Area





G.4 +  
H.7

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

**ITEM:**

Street and Alley Vacation at the west end 3<sup>rd</sup> Street between Juniper and Kopra and  
The Alley at the south end between lots 6-10 and 11-15 between 3<sup>rd</sup> & 4<sup>th</sup> Street

**BACKGROUND:**

This Street and Alley at end of West 3<sup>rd</sup> is on a hill and cannot be developed

**STAFF RECOMMENDATION:**

To approve Street and Alley Vacation

**SUPPORT INFORMATION:**

- Vacation Application
- Map
- Notice
- 

Name of Drafter: Robbie Travis	Department: Building Inspector	Meeting date: 6/14/17
E-mail: rtravis@torcnm.org	Phone: 575-894-6673 Ext. 330	



CITY OF TRUTH OR CONSEQUENCES  
CITY CLERK'S OFFICE  
505 SIMS STREET  
TRUTH OR CONSEQUENCES, NEW MEXICO 87901  
PHONE: (575) 894-6673 FAX: (575) 894-7767

## **NOTICE OF PUBLIC HEARING**

**NOTICE** is hereby given that the City of Truth or Consequences City Commission will hold a Public Hearing during their Regular Meeting scheduled on Wednesday, June 14, 2017 in the Commission Chambers, 405 W. Third, Truth or Consequences, New Mexico to receive input regarding the following:

Street and alley vacation at the West End of 3<sup>rd</sup> Street between Juniper and Kopra. And the alley at the South End between lots 6-10 and lots 11-15, between 3<sup>rd</sup> & 4<sup>th</sup> Street. This Street & Alley at end of West 3<sup>rd</sup> is on a hill and cannot be developed.

All interested parties are welcome to attend.

If you have any questions please call the Building Inspector at (575) 740-0106.

The Agenda for this meeting may be obtained on Friday, June 9, 2017 by contacting the City Clerk's Office at 575-894-6673 or by email to:  
[rcantin@torcnm.org](mailto:rcantin@torcnm.org)

/s/ Renee L. Cantin, CMC, City Clerk-Treasurer

- Published on the following date:
- o Sentinel – Friday, May 26, 2017



**CITY OF TRUTH OR CONSEQUENCES**  
505 Sims Street, Truth or Consequences, New Mexico  
Phone: 575-894-6673 Fax: 575-894-6690

## VACATION APPLICATION

Comes now the undersigned and hereby requests the City of Truth or Consequences, New Mexico to consider vacation of the following described property:

West end of 3<sup>rd</sup> Street between Juniper St. and Kopra St.  
REASON FOR VACATION: Street is on a hill and cannot be developed.

The following property owners would be affected by vacation of said property and hereby consent to said vacation:

NAME	ADDRESS	SIGNATURE
<u>Robert Ruston</u>	<u>218 Juniper St.</u>	
<u>Terry &amp; Cathy Schade</u>	<u>314 Juniper St.</u>	<u>[Signature]</u>

Applicants Signature: \_\_\_\_\_  
Applicants Address: 218 Juniper St. T. or C. N.M. 87901

### Reviewed By:

Electric Department: BE Approved  
Water/Wastewater: DS Approved  
Streets Department: DD Approved  
Planning/Zoning: RV Approved

\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved

Date 4/27/17  
Date 4/27/17  
Date 4-27-17  
Date 4/27/17



**CITY OF TRUTH OR CONSEQUENCES**  
505 Sims Street, Truth or Consequences, New Mexico  
Phone: 575-894-6673 Fax: 575-894-6690

## VACATION APPLICATION

Comes now the undersigned and hereby requests the City of Truth or Consequences, New Mexico to consider vacation of the following described property:

South end of the Alley between Lots 6-10 and 11-15 only, between  
3rd & 4th Streets, and Juniper & Kopro  
REASON FOR VACATION: Alley is on a Hill and cannot be developed

The following property owners would be affected by vacation of said property and hereby consent to said vacation:

NAME

ADDRESS

SIGNATURE

NAME	ADDRESS	SIGNATURE
<u>Terry &amp; Cathy Schade</u>		<u>[Signature]</u>
<u>Terry &amp; Cathy Schade</u>		<u>[Signature]</u>

Applicants Signature: [Signature]

Applicants Address: 314 JUNIPER

Reviewed By:

Electric Department:

B.E.

Approved

☐ Disapproved

Date

5/17/17

Water/Wastewater:

18

Approved

☐ Disapproved

Date

5/17/17

Streets Department:

DA

Approved

☐ Disapproved

Date

5-15-17

Planning/Zoning:

EE

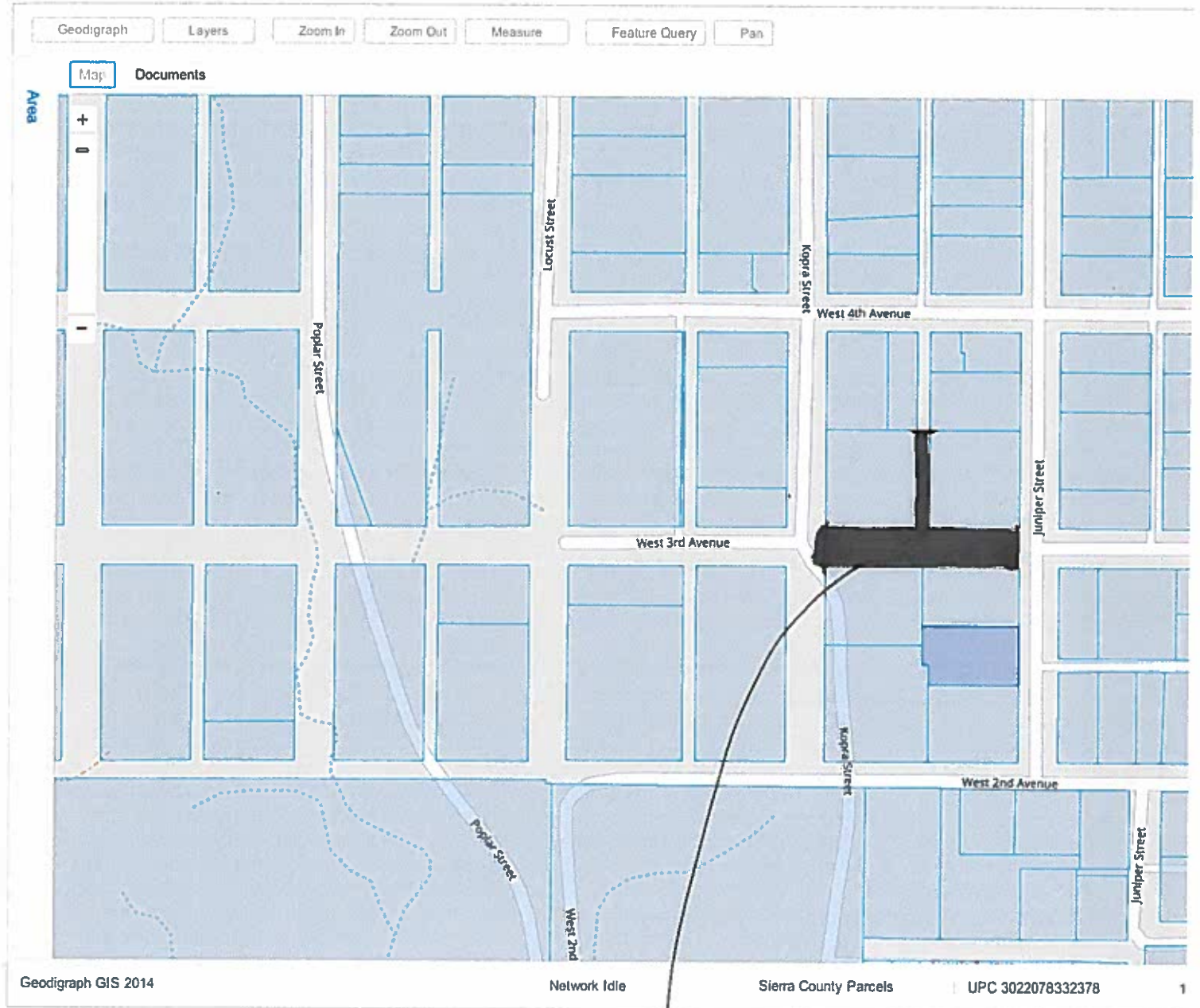
Approved

☐ Disapproved

Date

5-16-17





Part of 3rd st. to be vacated



G.1+  
H.1

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

**ITEM:**

Ordinance No. 682 for amending the code to allow camping in certain city parks and the Airport.

**BACKGROUND:**

The City's current 8-87 Ordinance prohibits overnight camping on any City-owned land or public parks except during special activities designated in advance by the City Commission of the City Manager. We recommend amending the Ordinance to provide some flexibility with respect to the Airport, the rodeo grounds and the Rotary Park. A new subsection (b) is inserted which sets forth these exceptions. Additionally, changes were made to subsection (c) regarding the cleaning of the area.

**STAFF RECOMMENDATION:**

Approve the ordinance.

**SUPPORT INFORMATION:**

Ordinance No. 682

Name of Presenter: Robbie Travies	Department: Building Inspector	Meeting date: 06/14/2017
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## ORDINANCE NO. 682

AN ORDINANCE OF THE CITY OF TRUTH OR CONSEQUENCES, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF TRUTH OR CONSEQUENCES,

BE AMENDED BY AMENDING SECTION 8-87 PERTAINING TO OVERNIGHT CAMPING ON CITY OWNED LANDS AND PARKS:

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, CITY COMMISSIONERS OF THE CITY OF TRUTH OR CONSEQUENCES:

*Section 1.* That section 8-87 of the Code of Ordinances of the City of Truth or Consequences be amended so that such sections shall read as follows:

### **Sec. 8-87 Overnight Camping on City-Owned Lands and Parks**

- (a) Unless specifically permitted by this ordinance, it is unlawful for any person to camp overnight on any City-owned land or public parks except during special activities designated in advance by the City Commission or the City Manager.

Further, notwithstanding anything in the Uniform Traffic Code to the contrary, the City Manager, in consultation with the Chief of Police and Fire Chief and after designation by the City Commission of special activities such as the annual fiesta, has the authority to waive the parking ordinance for organized groups and to block streets, so long as no fire lanes are blocked and the public health and safety are not jeopardized.

- (b) Overnight camping for special events may be permitted at the City's Airport, the City's Rodeo Grounds or the City's Rotary Park, provided that any person(s) desiring to do such camping must first obtain prior written authorization from the City Manager or his designee.
- (c) It is unlawful for any person to camp overnight on any City-owned land and fail to maintain the area in a clean and sanitary manner.
- (d) It is unlawful for any person that is permitted to camp overnight to start any fire except in permissible areas designated by the City, such as barbecue stands.

*Section 2.* All Ordinances or Resolutions, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This Repealer shall not be construed to revive any Ordinance or Resolution, or part thereof, heretofore repealed.

*Section 3.* This Ordinance shall take effect on the \_\_\_\_ day of \_\_\_\_\_, 2017.

**PASSED, APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2017.**

**CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO**

**BY:** \_\_\_\_\_  
***STEVE GREEN – Mayor***

**ATTEST:**

\_\_\_\_\_  
***Renee Cantin – City Clerk***



G.2 +  
H.2

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

**ITEM:**

Public Hearing & Final Adoption of Ordinance No. 683 related to short term rentals within city limits.

**BACKGROUND:**

Ordinance No. 683 has been published and this will be to hold the Public Hearing and Final Adoption of the Ordinance.

I have been in contact with Karina Armijo who is the Tourism Director in Taos and Gina Kelley from Ruidoso to get some ideas on the best way to proceed in notification for those who are advertising on Airbnb and VRBO.

We will also need to work on a Resolution for the fees for the permits and prepare an application to be used for the permit.

**STAFF RECOMMENDATION:**

Approve Ordinance No. 683 for final adoption.

Submitted by: Renee Cantin, City Clerk-Treasurer		Meeting date: 06/14/2017
--	--	--------------------------

## CITY OF TRUTH OR CONSEQUENCES

### ORDINANCE 683

AN ORDINANCE AMENDING THE CITY OF TRUTH OR CONSEQUENCES MUNICIPAL CODE OF ORDINANCES, ~~SECTION 54-106 "SHORT TERM RESIDENTIAL RENTAL OVERLAY ZONE"~~, TO REVISE THE PROCEDURE FOR REGISTRATIONS AND ADMINISTRATION. **BY ADDING A NEW SECTION 7-401 ENTITLED SHORT TERM RESIDENTIAL RENTALS.**

~~WHEREAS, the Governing Body of the City of Truth or Consequences previously adopted Ordinance 2009-06 to establish a process for regulating short-term residential rentals within the City of Truth or Consequences; and~~

~~WHEREAS, Ordinance 2009-06 has had a positive effect on the City by providing viable income-earning potential for property owners, offering unique options for visitors to the community, and enhancing local tax revenues, while minimizing adverse impacts to neighborhoods; and~~

~~WHEREAS, the Governing Body of the City of Truth or Consequences has determined that certain amendments are required to establish a more equitable and streamlined process, while building upon the foundation of the original ordinance; and~~

~~WHEREAS, the Governing Body of the City of Truth or Consequences conducted a duly advertised public hearing to consider this ordinance on \_\_\_\_\_~~

~~NOW THEREFORE, BE IT ORDAINED~~ By the Governing Body of the City of Truth or Consequences, that **a new section 7-401 of the City Municipal Code is hereby added to read as follows:** Chapter 54 is hereby amended as follows:

~~Section one. Section 54-106 is amended to read:~~

~~Sec. 54-106. Short-term residential rental overlay zone.~~

#### **Section 7-401 SHORT TERM RESIDENTIAL RENTALS**

(a) ~~Purpose of zone.~~ The Governing Body of the City of Truth or Consequences finds and declares as follows:

(1) Short-term residential rentals provide a community benefit by expanding the number and type of lodging facilities available to seasonal visitors.

(2) Short-term residential rentals are not commercial, but are strictly a residential use of the property under the City of Truth or Consequences Municipal Code.



(3) The provisions of this section are necessary to protect the City's Lodging Industry and to prevent a burden on city services and impacts on residential neighborhoods posed by short-term residential rentals.

(b) **Applicability of requirements.** This overlay zone ordinance applies to all non-commercial residential property within the city regardless of the zoning district. These requirements of section 54-106 this ordinance shall apply to dwelling units that are rented at some time during the year for a short duration that are not part of a commercial business enterprise such as a hotel, motel or commercial cabin rental located on a single lot or a group of contiguous lots within a commercial zoning district. These requirements do apply to individual dwelling units on non-contiguous property owned and operated by a hotel, motel or commercial cabin rental owner.

(c) **Definitions.** For purposes of this section, the following words and phrases shall have the meaning respectively ascribed to them by this subsection:

~~(1) Local Contact Person means an owner, representative of the owner or local property manager who lives in the City of Truth or Consequences or within proximity of the city limits such that he/she is available to respond within an hour or less to tenant and neighborhood questions or concerns and is authorized to respond to any violation of this section and take remedial action.~~

~~(2) Managing Agency or Agent means a person, firm or agency licensed with the New Mexico Real Estate Commission representing the owner of the residential rental, or a person, firm or agency owning the residential unit.~~

~~(3)~~ (1) Operator means the person who is proprietor of a residential rental, whether in the capacity of owner, lessee, sub-lessee, or mortgagee in possession.

~~(4) Owner means as defined in section 1-2 of this Code.~~

~~(5) Remuneration means compensation, money, rent, or other consideration given in return for occupancy, possession or use of real property.~~

~~(6)~~ (2) Rent means the consideration charged, whether or not received, for the occupancy of space in a residential rental, valued in money, whether to be received in money, goods, labor or otherwise, including all receipts, cash, credits, property and services of any kind or nature, without any deductions therefrom whatsoever.

~~(7)~~ (3) Short-Term Residential Rental means one or more dwelling units, including either a single-family detached or multiple-family attached unit, rented for the purpose of overnight lodging for a period of not less than one night nor more than 29 consecutive days to the same person or persons. For the purposes of this article, a rented dwelling unit shall consist of any combination of a sleeping area and at least two additional rooms not primarily designated for sleeping.

~~(8)~~ **(4) Third-Party Internet Listing Service** means an internet-based (or online) marketplace that connects owners of short-term residential rentals to potential renters by way of a website and in exchange for a service fee. Third-party Listing Agent shall not mean Local Contact Person or Managing Agency or Agent as defined in this Chapter.

**(d) Short-term residential rental permit required.** No owner of a residential dwelling unit shall rent the unit for a short term without having a current valid short-term residential rental permit issued by the City of Truth or Consequences. Short-term residential rental permits are issued to the owner for a period of ~~three~~ **One** year and are neither transferable nor refundable.

**(e) Application for short-term residential rental permit.** The dwelling unit owner or ~~managing agency or agent~~ **operator** shall apply to the **City Clerk** for a short-term residential rental permit and supply, as at a minimum, the following information:

- (1) The maximum number of occupants and vehicles that the dwelling unit can accommodate. ~~This calculation shall be based upon a minimum of 1 (one) off-street parking space provided per sleeping area.~~
- (2) The length of time that the applicant requests that the permit be issued for, shall not to exceed ~~three years~~ **one (1) year**.
- (3) The name, address, email address and contact telephone numbers (including 24-hour emergency contact number) of the owner **and operator** of the residential rental for which the permit is to be issued.
- ~~(4) The name, address, email address and contact telephone numbers (including 24-hour emergency contact number) of the agent, representative or local contact person for the owner of the residential rental.~~
- ~~(5) An application fee.~~ **(4) Fees. To be determined by the City Commission by Resolution.**

~~(6)~~ **(5) Safety requirements and checklist; certification.** A **certification from** the property owner or ~~their managing agency or agent~~ **operator** shall specifically ~~provide the following:~~ **certify that a detailed fire inspection has been performed on the premises.**

- a. An ABC type fire extinguisher(s) to be mounted at all points of egress at a height not to exceed 48 inches. Extinguishers must be inspected and maintained according to state requirements and must properly display the inspection history of the device.
- ~~b. Approved single station smoke alarms installed at the highest point in every sleeping room.~~

~~(c)~~ **(b) Every sleeping room and living area with access to a primary means of escape shall provide a clear, unobstructed path of travel to the outside. shall have an emergency escape access by door or window directly to the outside.**



d. ~~c.~~ A floor diagram reflecting the actual floor arrangement, exit locations and room identification must be posted with emergency contact numbers at, or immediately adjacent to the primary entrance to the building.

e. ~~Fees. The Truth or Consequences Fire Department will assess a fee of \$25.00 per inspection for the initial inspections and \$15.00 per return inspection when needed.~~

f. ~~Scheduling. Short term rentals will be scheduled for fire inspection once every three years. Scheduling will occur through the city fire marshal's office.~~

~~(7)~~(6) Owner/agent ~~operator~~ authorization. **If applicable.**

~~(8)~~(7) ~~Gross receipts tax number certification and lodgers' tax registration~~ **Business and Lodgers tax registration numbers.**

~~(9)~~(8) Certification of notice to all contiguous property owners that the subject property is to be used for short-term rental.

~~(10) Exterior signage on short term rental units which indicate availability, phone numbers or other type of information is prohibited.~~

~~(11)~~(9) The owner or managing agent/agency shall attest that they have met these requirements in each property registered as part of the initial rental registration and each successive renewal registration. The form utilized to attest to these requirements shall be part of the registration form provided by the City ~~and be authenticated by a Notary Public~~ **Clerk.**

(f) Application renewal or update. Prior to the expiration of the permit or when there is a change to the information contained in the permit ~~regarding ownership, changes in the structure or parking area, or contact person,~~ a new permit application shall be submitted.

~~(g) Fees. Fees are set forth in appendix A to this Code or adopted by the Governing Body from time to time by resolution. The initial application fee sufficient to cover the cost of processing the application, reviewing the information submitted, and issuing a revised permit.~~

~~(h)~~(g) Review of application and issuance of permit.

(1) The city shall complete review of the initial permit application within ten business days. Renewals of all permits shall occur ~~prior to the third anniversary by the first (1st) day of April. Such permits that are active at the time of this ordinance adoption shall not need to be prorated if extending their expiration to coincide with the new renewal date.~~ **annually with business registration.**

(2) Once the application review is complete, the ~~City Clerk~~ shall notify the applicant of the decision of whether or not to issue the permit based on compliance with this section. If approval is granted, the city will issue a short-term residential rental permit. ~~specifying the maximum number of cars and the maximum number of occupants allowed.~~ Failure to renew the permit

~~within 20 days of the expiration of the previous permit~~ **at the time the business registration fee is due** shall subject the owner to payment of a late permit renewal penalty fee.

(3) An application for permit or renewal application shall be denied if:

(a) All applicable fees and taxes have not been paid, including Lodgers' Taxes ~~as provided under Chapter 78, Article II of the City of Truth or Consequences Code of Ordinances;~~ or

(b) Outstanding property nuisance or building code violations exist on the property; or

~~(c) The applicant has not met the fuels management certification requirements of Section 42-80 of the City of Truth or Consequences Code of Ordinances a permit will not be issued or renewed.~~

(4) Failure to comply with any provision of ~~Chapter 78~~ **this ordinance** of the City of Truth or Consequences Code of Ordinances may result in a revocation of the permit for a 12-month time period. ~~at the discretion of the Planning Director.~~

(5) If the dwelling unit owner plans to discontinue short-term residential rental of the property, a statement to that effect shall be filed with the City **Clerk** and the permit will be revoked **with no refund**.

~~(6) If two or more citations issued by the city for a specific short-term dwelling unit have been adjudicated through the City of Truth or Consequences Municipal Court system within a 12-month time period, or a total of three citations adjudicated during any point of the three-year permit period, the city manager or designated representative shall revoke the permit for a period of 12 months. After that time, the property owner may reapply for a new short-term rental license after paying all applicable fees and providing self-certification of compliance with the fire safety requirements as detailed in Subsection (c)(5) herein. A warning letter shall be sent out to the property owner after the first adjudicated citation.~~

~~(i)~~**(h.)** Tenant notification requirements. Each short-term residential rental unit shall have a clearly visible and legible notice posted by the owner or managing agency or agent within the unit on or adjacent to the interior of the front door containing the following information:

(1) A copy of the short-term residential rental permit.

(2) The name of the ~~managing agency, agent, property manager, local contact person or owner of the unit~~ **owner, operator or local contact person**, and a telephone number at which that party can be reached on a 24-hour, seven days a week basis.

(3) The maximum number of occupants ~~three years of age and older~~ permitted to stay in the unit.

~~(4) The maximum number of vehicles allowed to be parked on the property.~~

~~(5) The number of on-site parking spaces and the parking rules for seasonal snow removal (if applicable).~~

~~(6)~~(4) The specific procedures regarding the disposal of trash and refuse.

~~(7)~~(5) A notification that an occupant may be cited and fined for creating a disturbance and/or for violating other provisions of the City of Truth or Consequences Municipal Code.

~~(8) Notice that noise provisions contained in the City of Truth or Consequences Municipal Code section 38-31 will be enforced and that quiet hours are to be observed between the hours of 11:00 p.m. and 8:00 a.m.~~

~~(9) Notification that the City of Truth or Consequences Municipal Code prohibits ground fires, camp fires, fire rings and fire pits other than by permit.~~

~~(10)~~(6) The 911 **contact** address for the property.

~~(11) Notice that animal leash laws contained in section 14-8 (prohibited acts; animal nuisances; vicious or dangerous animals) will be enforced.~~

~~(12) Notification that the City of Truth or Consequences Municipal Code section 42-40 makes it "unlawful for any person to discard a lit cigarette, cigar, match or other type of incendiary material."~~

~~(j) Exterior Advertising or Signage prohibited. No short term permit holder shall display advertising or other signage indicating that the property is available for short term rentals, contact information of the owner or managing agency or agent, or any other information indicative of the short term rental availability of the property.~~

~~(k) Penalties for violation of requirements of this section. In addition to any other penalties or fines authorized by the City of Truth or Consequences Municipal Code, the owner of a short term residential rental unit shall be required to pay a penalty as set forth in appendix A to this Code in order to obtain, retain or renew a short term residential rental permit.~~

**(i.) Penalties.**

(1) Each day that an owner rents a unit for a short term without first obtaining a short-term residential rental permit is considered a separate violation of the City of Truth or Consequences Municipal Code as provided for in section ~~4-6~~**1-10**.

~~(2) The city code enforcement officer or other designated city employee or representative shall take action to correct the violation as provided for in this Code or state statute.~~

~~(3)~~(2) The first suspected or observed violation of this section by the City may result in an initial warning notice requesting registration of the unregistered short-term residential rental unit in accordance with the provisions of this code without subject to penalty. Should the property owner fail to comply after receiving such initial notice from the City, penalties may be assessed as provided **d** elsewhere in this Code, ~~including the assessment of a registration fee twice the listed amount.~~

Section two. All other provisions of the aforementioned codes not specifically amended by this ordinance, shall remain unchanged and in full force and effect as written.

Section three. Effective date. The provisions of this Ordinance shall become effective five (5) days upon the publishing of its adoption.

**PASSED, APPROVED, and ADOPTED by the GOVERNING BODY of the CITY OF TRUTH OR CONSEQUENCES this \_\_\_\_ day of May, 2017.**

\_\_\_\_\_  
Steve Green, Mayor

ATTEST:

\_\_\_\_\_  
Renee L. Cantin, City Clerk



H.3

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

**ITEM:**

Ordinance No. 684 for publication amending the Planning and Zoning Code to provide for additional conditions pertaining to the placement of mobile homes.

**BACKGROUND:**

Staff desires to amend Section 11-11-2 of the Planning and Zoning Code to provide for tighter restrictions on the placement of mobile homes. The mobile homes shall not be damaged and shall not be twenty (20) years or older at the time of installation.

**STAFF RECOMMENDATION:**

Approve the ordinance for publication.

**SUPPORT INFORMATION:**

Ordinance No. 684

Name of Presenter: Robble Travis	Department: Building Inspector	Meeting date: 06/14/2017
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## CITY OF TRUTH OR CONSEQUENCES

### ORDINANCE No. 684

#### AN ORDINANCE AMENDING THE CITY OF TRUTH OR CONSEQUENCES MUNICIPAL CODE OF ORDINANCES, BY AMENDING SECTION 11-11-2 OF THE PLANNING AND ZONE CODE TO PROVIDE FOR ADDITIONAL CONDITIONS

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, CITY COMMISSIONERS OF  
THE CITY OF TRUTH OR CONSEQUENCES:

**Section 1.** That section 11-11-2 of the **Planning and Zoning Code** of the Code of Ordinances  
of the City of Truth or Consequences be amended so that such section shall read as follows:

#### **Sec. 11-11-2. Manufactured Homes (MH'S).**

- A. **DISTRICT RESTRICTIONS.** A manufactured home located in a District as a single-family house shall conform to specific standards in that District. Individual MH's are permitted by right in the R-1, R-2, R-3, RR-1 and T-1 Districts; by right and by special use in specified portions of C-1 Districts, and allowed by right in Manufactured Home Parks and Subdivision. MHP's are permitted by right in R-3 Districts and are permissible by special use in R-2, C-1 and T-1 Districts. RVP's are permissible by special use in R-3, RR-1, C-1, M-1 and T-1 Districts.
- B. **MANUFACTURED HOMES ON INDIVIDUAL LOTS.** The following provisions apply to manufactured homes placed on individual lots ~~and not~~ located within MHP's, MHS's or RVP's and are in addition to the General Conditions stated in Article 11-11-2 (E).
1. **Placement in R-1 Districts:**
    - a. Home must be a minimum of one thousand, two hundred (1,200) square feet in heated area and twenty-four (24) feet in width.
    - b. Home must meet the definition for modular or prefabricated housing as defined in this Code and for manufactured housing as defined in the New Mexico Manufactured Housing and Zoning Act of 1987, and shall not be a home built on permanent chassis for towing.
  2. **Placement in Other Districts:**
    - a. **R-2 District:** Home must be a minimum of nine hundred (900) square feet in heated area and twenty-four (24) feet in width.
    - b. **R-3, C-1 or T-1 Districts:** Home must be a minimum of five-hundred fifty (550) square feet.
    - c. **RR-1 District:** Home must be a minimum of eight-hundred (800) square feet.
    - d. **R-4 District:** Home must be a minimum of one thousand, two hundred (1,200) square feet.



3. *For all Districts, except within MHP's:* Homes must be on a permanent foundation as specified by the New Mexico Manufactured Housing Division Regulations (MHD 93-1) as now adopted and hereafter amended.
- C. **DEVELOPMENT REQUIREMENTS.** Development standards and additional requirements are provided in Articles X, and XII through XIV of this Code.
- D. **MANUFACTURED HOME INSTALLATION PERMIT REQUIRED.** In addition to any permits required by the state for moving and placement, or foundation/other construction, a Manufactured Home Installation Permit must be obtained from the City before placement of a manufactured home within the City limits. Permit application forms may be obtained from the designated Zoning Administrator's Office.
- E. **GENERAL CONDITIONS.** Except for installations in MHP's, all manufactured homes within the City are required to be set up on permanent foundations in accordance with the State Manufactured Housing Division Rules and Regulations. Installations in MHP's can be on non-permanent foundations in accordance with the State Manufactured Housing Division Rules and Regulations.
  1. *Wheels to be removed:* Since MH's are considered to be permanent housing units, the City requires that the wheels of the MH's, if present, shall be removed during the installation process.
  2. *Non-Exposure of Undercarriage:* MH undercarriages, if present, shall be concealed by either:
    - a. An appropriate skirting installed in accordance with the 1993 Manufactured Housing Act of the state as now adopted and hereafter amended. If the tongue is not removed from the MH, it must be skirted in like manner and material as the MH.
    - b. Entrenching the home to a depth equal to the height of the undercarriage. Any such entrenching shall have provisions for drainage away from the unit.
    - c. Concealment of the undercarriage must be completed within sixty (60) days of placement of the unit.
  3. *Damaged Units:* The City will not allow damaged units to be installed within the City limits. ~~In the event it is determined by the designated Zoning Administrator's office that a MH is damaged the Manufactured Home Installation Permit shall not be approved unless repair to the unit is made as part of the application, and repairs must be completed before the final inspection approval is given.~~
  4. *Steps:* All MH units shall have permanent steps affixed to all exits.
  5. *Maintenance:* all manufactured housing units shall meet all existing City Codes related to proper appearance and maintenance of buildings and properties.
  6. *Standards:* All MH units shall be constructed according to the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 USC 5401. et seq. as amended or carry NMBC state approval. **Additionally, all MH Units that are installed at any particular location within the City limits shall not be twenty (20) years or older at the time of instillation.** Any unit to be used for non-residential purposes shall meet all NMBC

standards and shall be in full compliance with requirements for access to the disabled as required by State Rule MHD 90-1 as amended.

7. *Removal:* If a MH is removed the site shall be restored to original or better condition.

F. ***OTHER CONSTRUCTED IMPROVEMENTS.*** All porches, patios, permanent steps, accessory buildings, additional to a manufactured housing unit and any other constructed improvements shall be required to comply with the New Mexico Building Code and the building permit obtained in accordance with City ordinances.

G. ***OTHER REQUIREMENTS.*** All other requirements not covered herein shall be as required by the State Manufactured Housing Act and Regulations.

Section two. All other provisions of the aforementioned codes not specifically amended by this ordinance, shall remain unchanged and in full force and effect as written.

Section three. Effective date. The provisions of this Ordinance shall become effective five (5) days upon the publishing of its adoption.

**PASSED, APPROVED, and ADOPTED by the GOVERNING BODY of the CITY OF TRUTH OR CONSEQUENCES this \_\_\_\_ day of ~~May~~, 2017.**

\_\_\_\_\_  
Steve Green, Mayor

ATTEST:

\_\_\_\_\_  
Renee L. Cantin, City Clerk





4.4

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

**ITEM:**

Discussion/Action: Resolution No. 38 16/17 approving the participation in the Local Government Road Fund (LGRF) for Installation of sidewalk on North side, curb & gutter, base course, and new asphalt for 350 feet of East 7th St. from Tingley to Kruger and chip seal for Veater Street from Iron St. West to the arroyo for around 800 feet.

**BACKGROUND:**

Don Armijo, Public Works Director will present this item.

This is the resolution that is required by the New Mexico Department of Transportation to proceed with the Local Government Road Fund award.

This project is to build new road on East 7<sup>th</sup> Tingley to Kruger and 800 ft on Veater from Iron west to arroyo as proposed in the resolution. Both of these streets were also chosen by the commission earlier in the year on February 23, 2017.

**STAFF RECOMMENDATION:**

Approve Resolution No. 38 16/17 approving the participation in the Local Government Road Fund (LGRF) for improvements to Kruger St. from 3<sup>rd</sup> St. to 7<sup>th</sup> St.

**SUPPORT INFORMATION:**

Resolution.

Submitted by: Don Armijo	Department: Public Works Director	Meeting date: 6/14/2017
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**RESOLUTION No. 38 16/17**  
**City of Truth or Consequences**

**PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM  
ADMINISTERED BY NEW MEXICO DEPARTMENT OF TRANSPORTATION**

WHEREAS, the *City of Truth or Consequences* and the New Mexico Department of Transportation enter into a Cooperative Agreement.

WHEREAS, the total cost of the project will be \$43,615.00 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$32,711.00; and
- b. *City of Truth or Consequences'* proportional matching share shall be 25% or \$10,904.00.

TOTAL PROJECT COST IS \$43,615.00.

*City of Truth or Consequences* shall pay all costs, which exceed the total amount of \$43,615.00.

**Now therefore, be it resolved** in official session that *City of Truth or Consequences* determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on **December 31, 2018** and the *City of Truth or Consequences* incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

**NOW therefore, be it resolved** by the *City of Truth or Consequences* to enter into Cooperative Agreement Project Number SP-1-18(920), Control Number HW2L100321 with the New Mexico Department of Transportation for LGRF Project for year 2017 – 2018 for **(installation of sidewalk on the north side, curb and gutter, base course and new 2inch matt of 3/4 " asphalt for about 350 feet – East 7<sup>th</sup> from Tingley to Kruger and chip seal – Veater Street from Iron West to the Arroyo for around 800 feet** within the control of the *City of Truth or Consequences* in *Sierra County, New Mexico*.

**PASSED, APPROVED AND ADOPTED** this 26<sup>th</sup> day of July, 2016.

\_\_\_\_\_  
Steven Green, Mayor

Seal

ATTEST:

\_\_\_\_\_  
Renee L. Cantin, City Clerk



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

**ITEM:**

**DISCUSSION/ACTION:** DECLARING THE INTENT OF THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, TO CONSIDER FOR ADOPTION AN ORDINANCE AUTHORIZING ISSUANCE AND SALE OF UP TO \$2,500,000 CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO MUNICIPAL GROSS RECEIPTS TAX REVENUE BONDS FOR THE PURPOSE OF CONSTRUCTING, PURCHASING, FURNISHING, EQUIPPING, REHABILITATING, MAKING ADDITIONS TO OR MAKING IMPROVEMENTS TO A LAW ENFORCEMENT FACILITY OR PURCHASING OR IMPROVING ANY GROUND RELATING THERETO, INCLUDING BUT NOT NECESSARILY LIMITED TO ACQUIRING AND IMPROVING PARKING LOTS, OR ANY COMBINATION OF THE FOREGOING; AND DIRECTING THE MAYOR AND CITY CLERK TO PUBLISH NOTICE OF INTENT TO CONSIDER AN ORDINANCE AUTHORIZING SUCH BONDS IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY.

**BACKGROUND:**

The City acquired the Old Armory property from the NM State National Guard for the purpose of constructing an Animal Shelter and Regional Public Safety Complex. The goal for acquiring the property is to consolidate Public Safety Operations (Animal Shelter and Law Enforcement) near each other to share resources and reduce operation costs. The first priority project was the new Regional Animal Shelter. The project has been funded by State and Local Appropriations. A notice to proceed has been issued to the contract and preliminary site work has begun.

The next priority project is the renovation of the existing Old Armory for the Law Enforcement. The City Commission has approved an architectural contract with NCA Architects and preliminary plans and estimates are being finalized. During the City Commission meeting on February 14<sup>th</sup>, the City Commission authorized staff to proceed with financing options for this project. Mark Valenzuela, GK Baum, has prepared an analysis of the financing options to proceed with this project. It is important to note that the project will be funded by the dedicated Police GRT.

**STAFF RECOMMENDATION:**

- Approval of the resolution for the issuance of the financing for the Law Enforcement Complex.

**STAFF RECOMMENDATION:**

- Approval of Resolution No. 39-16/17

Name: Juan A. Fuentes	Department: City Manager	Mtg: 06/14/17
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**CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO**  
**RESOLUTION NO. 39-16/17**

DECLARING THE INTENT OF THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, TO CONSIDER FOR ADOPTION AN ORDINANCE AUTHORIZING ISSUANCE AND SALE OF UP TO \$2,500,000 CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO MUNICIPAL GROSS RECEIPTS TAX REVENUE BONDS FOR THE PURPOSE OF CONSTRUCTING, PURCHASING, FURNISHING, EQUIPPING, REHABILITATING, MAKING ADDITIONS TO OR MAKING IMPROVEMENTS TO A LAW ENFORCEMENT FACILITY OR PURCHASING OR IMPROVING ANY GROUND RELATING THERETO, INCLUDING BUT NOT NECESSARILY LIMITED TO ACQUIRING AND IMPROVING PARKING LOTS, OR ANY COMBINATION OF THE FOREGOING; AND DIRECTING THE MAYOR AND CITY CLERK TO PUBLISH NOTICE OF INTENT TO CONSIDER AN ORDINANCE AUTHORIZING SUCH BONDS IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY.

**WHEREAS**, the City of Truth or Consequences, New Mexico (the "City") desires to consider for adoption an ordinance authorizing issuance of up to \$2,500,000 Municipal Gross Receipts Tax Revenue Bonds (herein, the "Bonds") to provide funds for constructing, purchasing, furnishing, equipping, rehabilitating, making additions to or making improvements to a law enforcement facility or purchasing or improving any ground relating thereto, including but not necessarily limited to acquiring and improving parking lots, or any combination of the foregoing; (herein, the "Project"); and

**WHEREAS**, the City desires to consider offers from private banks and/or the New Mexico Finance Authority (the "Finance Authority"), as purchasers of the Bonds and/or a loan provided by United States Department of Agriculture ("USDA"); and

**WHEREAS**, the City's financial advisor is George K. Baum & Company (the "Financial Advisor") and its bond counsel is Melendres & Melendres, P.C.; and

**WHEREAS**, the Finance Authority has instituted a program for financing of projects from the public project revolving fund and has developed an application procedure whereby the City may submit an application for financial assistance from the Finance Authority; and

**WHEREAS**, the City desires that the Finance Authority consider its application for financing the issuance of the Project; and

**WHEREAS**, it is advisable that the City's Financial Advisor submit an application to the Finance Authority for consideration of financing the Project; and

**WHEREAS**, Section 3-17-3 NMSA 1978, requires that publication of the title and general summary of the subject matter of any proposed ordinance be made in a newspaper of general circulation within the City at least two weeks prior to the meeting of the City Commission at which the ordinance is proposed for final passage.

**BE IT RESOLVED BY THE CITY COMMISSION, THE GOVERNING BODY OF THE CITY OF TRUTH OR CONSEQUENCES:**

Section 1. That all action (not inconsistent with the provisions hereof) heretofore taken by the City Commission of the City and the officers thereof directed toward the Project and the authorization and issuance of the Bonds, including the submission of an application to the Finance Authority to finance the Project, in the application form prescribed by the Finance Authority, or a negotiated sale of the Bonds, be and the same is hereby ratified, approved and confirmed.

Section 2. That the Mayor and the Clerk are hereby directed, in accordance with Section 3-17-3 NMSA 1978, as amended, to publish in the *Sierra County Sentinel*, a newspaper of general circulation within the City, a title and general summary of the ordinance relating to and authorizing issuance of the Bonds at least two weeks prior to the meeting at which the City Commission will consider such ordinance. The Mayor and City Clerk may undertake such publication upon their own initiative and submittal of any necessary documents related to the proposed ordinance.

Section 3. That the Mayor and City Clerk are hereby directed to take any necessary action in connection with issuance of the Bonds, including compliance with Sections 3-31-1 through 3-31-8 NMSA 1978, preparation of disclosure documents and required publications.

Section 4. This Resolution shall take effect immediately upon its adoption and approval.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2017.

CITY OF TRUTH OR CONSEQUENCES,  
NEW MEXICO

\_\_\_\_\_  
Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk



# TRUTH OR CONSEQUENCES

NEW MEXICO

May 23, 2017

**Truth or Consequences, New Mexico**  
Financing Considerations & Market Update



**George K. Baum & Company**  
INVESTMENT BANKERS SINCE 1928

1

## Financing Considerations



- ❖ **Scenario 1** - A 30-year public issuance with a \$2,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)
- ❖ The estimated average annual debt service is \$121,139.
- ❖ The estimated total debt service over 30 years is \$3,613,992.
- ❖ In Fiscal Year 2016, a 1/4<sup>th</sup> increment of Municipal Gross Receipts Tax generated approximately \$267,004.

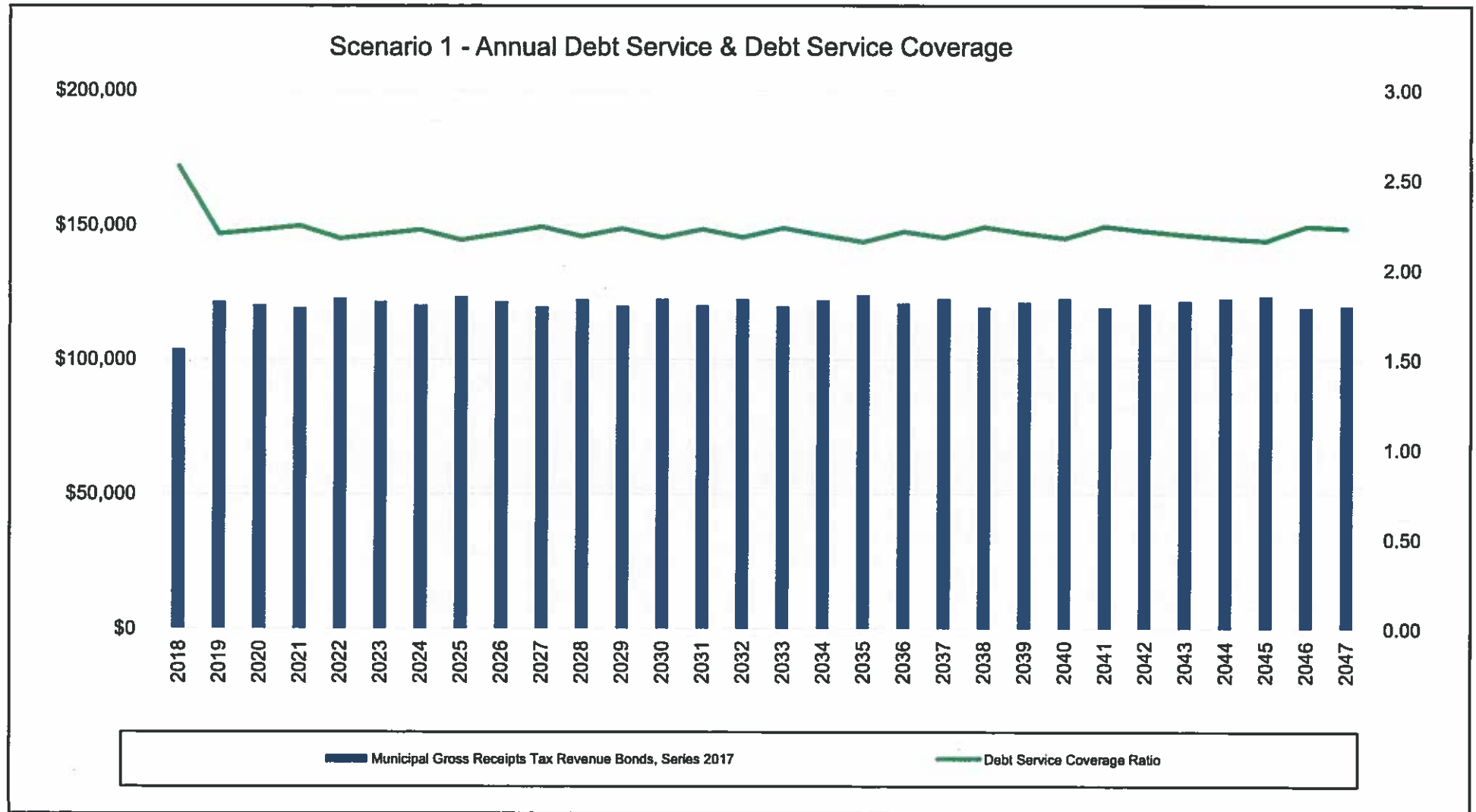
SOURCES & USES OF FUNDS	
<b>Sources:</b>	
Par Amount of Bonds	\$2,080,000
Reoffering Premium	\$3,397
<b>Total Sources of Funds:</b>	<b>\$2,083,397</b>
<b>Uses:</b>	
Deposit to Project Fund	\$2,000,000
Costs of Issuance	60,000
Underwriter's Discount	15,600
Surety Reserve Policy (3.5%)	4,332
Deposit to Debt Service Fund	3,465
<b>Total Uses of Funds:</b>	<b>\$2,083,397</b>

ANNUAL DEBT SERVICE			
Period Ending	Municipal Gross Receipts Tax Revenue Bonds, Series 2017	Estimated Municipal GRT 1/4th Increment	Debt Service Coverage Ratio
6/15/2018	\$103,604	\$267,004	2.58
6/15/2019	\$121,275	267,004	2.20
6/15/2020	\$120,075	267,004	2.22
6/15/2021	\$118,875	267,004	2.25
6/15/2022	\$122,675	267,004	2.18
6/15/2023	\$121,325	267,004	2.20
6/15/2024	\$119,975	267,004	2.23
6/15/2025	\$123,175	267,004	2.17
6/15/2026	\$121,175	267,004	2.20
6/15/2027	\$119,175	267,004	2.24
6/15/2028	\$122,050	267,004	2.19
6/15/2029	\$119,713	267,004	2.23
6/15/2030	\$122,375	267,004	2.18
6/15/2031	\$119,825	267,004	2.23
6/15/2032	\$122,275	267,004	2.18
6/15/2033	\$119,513	267,004	2.23
6/15/2034	\$121,750	267,004	2.19
6/15/2035	\$123,775	267,004	2.16
6/15/2036	\$120,588	267,004	2.21
6/15/2037	\$122,400	267,004	2.18
6/15/2038	\$119,200	267,004	2.24
6/15/2039	\$121,000	267,004	2.21
6/15/2040	\$122,600	267,004	2.18
6/15/2041	\$119,000	267,004	2.24
6/15/2042	\$120,400	267,004	2.22
6/15/2043	\$121,600	267,004	2.20
6/15/2044	\$122,600	267,004	2.18
6/15/2045	\$123,400	267,004	2.16
6/15/2046	\$119,000	267,004	2.24
6/15/2047	\$119,600	267,004	2.23
	<b>\$3,613,992</b>		





❖ **Scenario 1 - A 30-year public issuance with a \$2,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)**





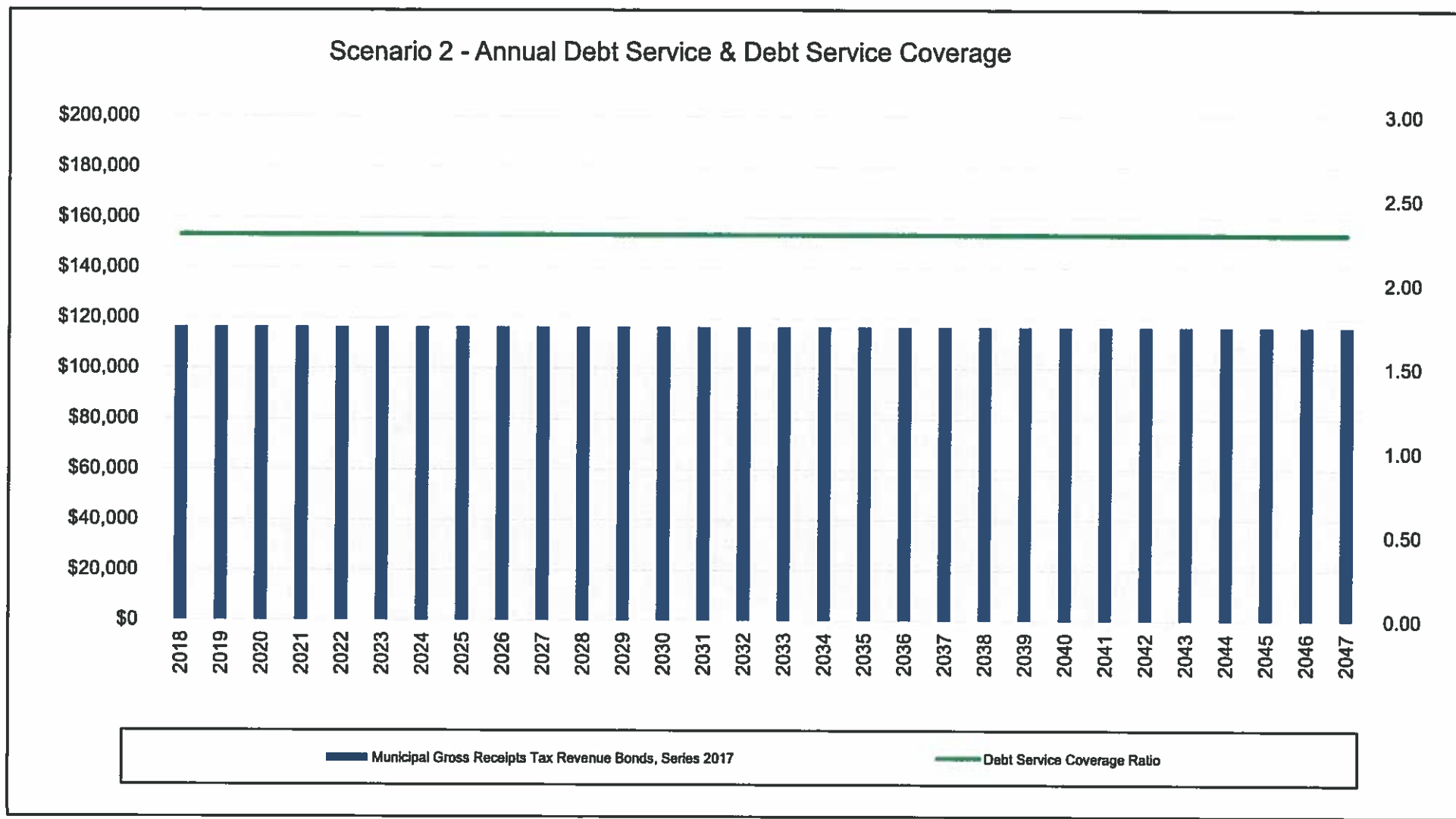
- ❖ **Scenario 2** - A 30-year NMFA issuance with a \$2,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)
- ❖ The estimated average annual debt service is \$116,208.
- ❖ The estimated total debt service over 30 years is \$3,486,242.
- ❖ In Fiscal Year 2016, a 1/4<sup>th</sup> increment of Municipal Gross Receipts Tax generated approximately \$267,004.

SOURCES & USES OF FUNDS	
<b>Sources:</b>	
Par Amount of Bonds	\$2,172,503
<b>Total Sources of Funds:</b>	<b>\$2,172,503</b>
<b>Uses:</b>	
Deposit to Project Fund	\$2,000,000
Costs of Issuance	40,000
Underwriter's Discount	16,294
Debt Service Reserve Fund	116,209
Deposit to Debt Service Fund	1
<b>Total Uses of Funds:</b>	<b>\$2,172,503</b>

ANNUAL DEBT SERVICE			
Period Ending	Municipal Gross Receipts Tax Revenue Bonds, Series 2017	Estimated Municipal GRT 1/4th Increment	Debt Service Coverage Ratio
6/15/2018	\$116,208	\$267,004	2.30
6/15/2019	\$116,208	267,004	2.30
6/15/2020	\$116,208	267,004	2.30
6/15/2021	\$116,208	267,004	2.30
6/15/2022	\$116,209	267,004	2.30
6/15/2023	\$116,208	267,004	2.30
6/15/2024	\$116,208	267,004	2.30
6/15/2025	\$116,208	267,004	2.30
6/15/2026	\$116,208	267,004	2.30
6/15/2027	\$116,208	267,004	2.30
6/15/2028	\$116,209	267,004	2.30
6/15/2029	\$116,208	267,004	2.30
6/15/2030	\$116,208	267,004	2.30
6/15/2031	\$116,208	267,004	2.30
6/15/2032	\$116,208	267,004	2.30
6/15/2033	\$116,208	267,004	2.30
6/15/2034	\$116,208	267,004	2.30
6/15/2035	\$116,208	267,004	2.30
6/15/2036	\$116,208	267,004	2.30
6/15/2037	\$116,208	267,004	2.30
6/15/2038	\$116,208	267,004	2.30
6/15/2039	\$116,208	267,004	2.30
6/15/2040	\$116,208	267,004	2.30
6/15/2041	\$116,208	267,004	2.30
6/15/2042	\$116,208	267,004	2.30
6/15/2043	\$116,208	267,004	2.30
6/15/2044	\$116,208	267,004	2.30
6/15/2045	\$116,208	267,004	2.30
6/15/2046	\$116,208	267,004	2.30
6/15/2047	\$116,208	267,004	2.30
	<b>\$3,486,242</b>		



- ❖ **Scenario 2 - A 30-year NMFA issuance with a \$2,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)**





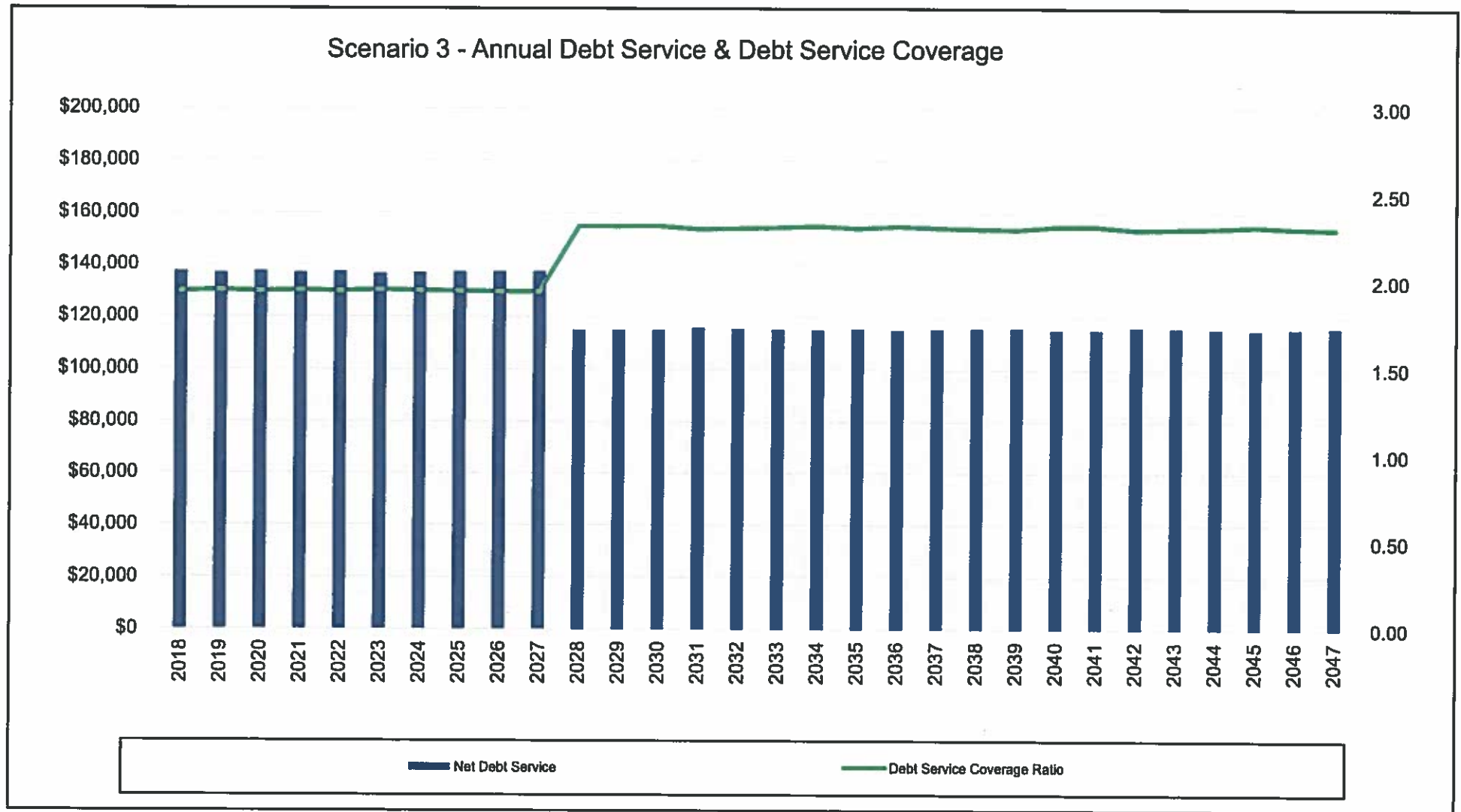
- ❖ **Scenario 3** - A 30-year USDA Loan with a \$2,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)
- ❖ The estimated average annual debt service is \$122,568.
- ❖ The estimated total debt service over 30 years is \$3,677,050.
- ❖ In Fiscal Year 2016, a 1/4<sup>th</sup> increment of Municipal Gross Receipts Tax generated approximately \$267,004.

SOURCES & USES OF FUNDS	
<b>Sources:</b>	
Par Amount of Bonds	\$2,156,000
<b>Total Sources of Funds:</b>	<b>\$2,156,000</b>
<b>Uses:</b>	
Deposit to Project Fund	\$2,000,000
Costs of Issuance	40,000
Deposit to Debt Service Reserve Fund	115,881
Deposit to Debt Service Fund	119
<b>Total Uses of Funds:</b>	<b>\$2,156,000</b>

ANNUAL DEBT SERVICE					
Period Ending	Municipal Gross Receipts Tax Revenue Bonds, Series 2017	Renewal and Replacement Fund	Net Debt Service	Estimated Municipal GRT 1/4th Increment	Debt Service Coverage Ratio
6/15/2018	\$115,765	\$21,560	\$137,325	\$267,004	1.94
6/15/2019	115,314	21,560	136,874	267,004	1.95
6/15/2020	115,829	21,560	137,389	267,004	1.94
6/15/2021	115,276	21,560	136,836	267,004	1.95
6/15/2022	115,690	21,560	137,250	267,004	1.95
6/15/2023	115,036	21,560	136,596	267,004	1.95
6/15/2024	115,349	21,560	136,909	267,004	1.95
6/15/2025	115,594	21,560	137,154	267,004	1.95
6/15/2026	115,771	21,560	137,331	267,004	1.94
6/15/2027	115,881	21,560	137,441	267,004	1.94
6/15/2028	114,924		114,924	267,004	2.32
6/15/2029	114,933		114,933	267,004	2.32
6/15/2030	114,874		114,874	267,004	2.32
6/15/2031	115,748		115,748	267,004	2.31
6/15/2032	115,520		115,520	267,004	2.31
6/15/2033	115,225		115,225	267,004	2.32
6/15/2034	114,863		114,863	267,004	2.32
6/15/2035	115,433		115,433	267,004	2.31
6/15/2036	114,901		114,901	267,004	2.32
6/15/2037	115,303		115,303	267,004	2.32
6/15/2038	115,603		115,603	267,004	2.31
6/15/2039	115,801		115,801	267,004	2.31
6/15/2040	114,899		114,899	267,004	2.32
6/15/2041	114,929		114,929	267,004	2.32
6/15/2042	115,858		115,858	267,004	2.30
6/15/2043	115,651		115,651	267,004	2.31
6/15/2044	115,344		115,344	267,004	2.31
6/15/2045	114,935		114,935	267,004	2.32
6/15/2046	115,425		115,425	267,004	2.31
6/15/2047	115,780		115,780	267,004	2.31
	<b>\$3,461,450</b>	<b>\$215,600</b>	<b>\$3,677,050</b>		



❖ **Scenario 3 - A 30-year USDA with a \$3,000,000 project fund (Municipal Gross Receipts Tax Revenue Bonds, Series 2017)**





SUMMARY OF FINANCING OPTIONS			
Scenario	Scenario 1 -30-year Public Issuance	Scenario 2 - 30-Year NMFA Issuance	Scenario 3 - 30-Year USDA Loan
Par Amount of Bonds Plus Premium	\$2,083,397	\$2,172,503	\$2,156,000
Project Fund Deposit	\$2,000,000	\$2,000,000	\$2,000,000
Debt Service Reserve Fund/ Surety Reserve Policy	\$4,332	\$116,209	\$115,881
Est. Costs of Issuance	\$75,600	\$46,294	\$40,000
Total Debt Service (Including USDA Renewal & Replacement Fund Expense	\$3,613,992	\$3,486,242	\$3,677,050
Annual Debt Service	\$121,139	\$116,208	\$122,568
All-In True Interest Cost (excluding cost of Renewal & Replacement Fund)	4.350%	3.577%	3.523%
Avg. Debt Service Coverage	2.22x	2.30x	2.19x

\*\*\* ALL NUMBERS SHOWN ARE PRELIMINARY AND SUBJECT TO CHANGE \*\*\*



***George K. Baum & Company***

New Mexico Public Finance

Albuquerque | Santa Fe

(505) 872-2320

6565 Americas Parkway NE, Suite 860

Albuquerque, New Mexico 87110

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G.3 +  
H.6

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

**ITEM:**

Special Use Permit for a Cell Tower with Skyway Towers/Verizon Wireless on West 2<sup>nd</sup> Street on City owned property next to water tank.

**BACKGROUND:**

This property has other towers on it and is next to the City water tank at the top of the hill.

**STAFF RECOMMENDATION:**

If the Special Use Permit is approved, staff has no objection to this request. In addition, this property could be grandfathered in because of the prior use of towers.

**SUPPORT INFORMATION:**

- Application
- Boundary Survey Plat
- Comprehensive Statement

Name of Drafter: Robbie Travis	Department: Building Inspector	Meeting date: 6/14/17
E-mail: rtravis@torcnm.org	Phone: 575-894-6673 Ext. 330	



## **Staff Report**

**Subject:** Cell Tower next to water tank on City owned property on West 2<sup>nd</sup> Street

**Applicant:** Skyway Towers/Verizon Wireless

**Code Reference:** Sec. 11-9-4 (D) 15. R-3 Special Use Permit and Sec.11-5-6

### **1. Provisions for special use permit.**

- a. The increase in congestion of streets, and right-of-way;
- b. Diminishment of safety from fire, panic and other dangers;
- c. Diminishment to the health and general welfare of the public;
- d. Degradation of light and air for all properties in the immediate area, of the proposed Permit; increase of overcrowding of land and undue concentrations of populations;
- e. Adverse effects on provisions for transportation, water, sewer, schools, parks, and other public facilities or increase in the effects of natural hazards;
- f. Increases or facilitation of the unlawful use of structures, buildings or land; and
- g. Promote the use or waste of energy in the use of structures, buildings, and land.

**2. Special Use Permits** shall not be granted in such cases where the use will result in negative impacts, which substantially outweigh the positive impacts of the use.

**History:** This is City owned property with other towers and the water tank on it.

### **Public Comment:**

**Staff Recommendation:** The staff cannot recommend this application for a Special Use Permit, because our code does not allow for this in an R-3 Zone without a Special Use Permit. However this site is grandfathered in because of the prior existing uses.

CITY OF TRUTH OR CONSEQUENCES  
505 Sims St  
Truth or Consequences, NM 87901

BUILDING/PLANNING DEPARTMENT  
Phone - (575) 894-6673 x 110 Fax - (575) 894-0363  
E-mail Rtravis@torcnm.org  
505 Sims Street - Truth or Consequences, NM 87901

(Staff Use Only)  
Case No

**PAID**

MAY 18 2017

Related Case(s)

Initial: RCP#1007104

DATE : 5/18/2017 2:32 PM  
OPER : PF  
TKBY : Priscilla Fuentes  
TERM : 8  
RECH : R09060764

## PLANNING APPLICATION FORM

which includes accompanying plans, shall be subject to the review of the Building/Planning a variety of application processes and not all items may apply to your project. If you feel a object, write "N/A." If you have any questions while completing this application please ask a assistance. Incomplete applications will not be accepted (or the process may be delayed)

OTHER LICENSES & PERMITS 170.00  
ZONING FEES- NH3 BEAVERVILLE- 200 W. SEC 170.00  
101-1099-333.8 -170.00

### CHECK APPLICATION TYPE(S) REQUESTED:

- |  |   |
|--|---|
| <input type="checkbox"/> Annexation (\$100 or \$10/ac. Max. \$250) | <input checked="" type="checkbox"/> CUP/SUP (\$25)                  |
| <input type="checkbox"/> Appeal (\$50)                             | <input type="checkbox"/> Prelim. Plat or Replat (\$100 + \$200/lot) |
| <input type="checkbox"/> Variance (\$25)                           | <input type="checkbox"/> Final Plat (\$50)                          |
| <input type="checkbox"/> Zone Ordinance Amendment (\$250)          | <input type="checkbox"/> Summary Plat (\$50)                        |
|  | <input type="checkbox"/> Plat Amendment (\$50)                      |

Paid By: VELOCITEL, INC  
Check 170.00 REF: 2186

APPLIED 170.00  
TENDERED 170.00  
CHANGE 0.00

### PROJECT SUMMARY:

*Beaverville*

Project Description (add extra page(s) if needed).

Proposed 80' Monopole. This monopole will be enclosed by a CMU wall that will be painted to match the existing structures. There will be antenna arrays that will comply with the planning and zoning requirements of the jurisdiction. There could possibly be 4 antennas per sector, with (3) sectors. This is the worst case scenario, as some carriers will only use (2) antennas per sector. There will be a Skyway Towers lease area.

Property Address/Location: 200 W. Second Ave

Assessor's Parcel Number(s): 3-022-078-190-410

Total Gross Lot Area: 1.154

Total Net Lot Area: 1.154

Existing Master Plan/Comprehensive Plan Designation: Not known at this time

Existing Zoning Designation:

Proposed Master Plan Designation (if applicable): Not known at this time

Proposed Zoning Designation:

Existing Uses and/or Structures on Site: There is an existing water tower on the site. The uses are Residential in zoning

Surrounding Uses North: Residential

South: Residential

East: R

West: R

APPLICANT/ REPRESENTATIVE Name: <u>Shirley L Crowder</u>		REPRESENTATIVE(S):	
Address: <u>2380 E Germann Road</u>		Telephone No: <u>480-254-9371</u>	
City: <u>Chandler</u>		Fax No: <u>480-254-9371</u>	
Contact Person: <u>Shirley L Crowder</u>		State: <u>AZ</u> Zip Code: <u>85286</u>	
E-mail Address: <u>scrowder@fdh-inc.com</u>			
I certify under penalty of perjury that all the application information is true and correct.			
Applicant's Signature: _____		Date: _____	
PROPERTY OWNER/ AGENT Name: <u>Truth or Consequences</u>		Telephone No: <u>575-894-6673</u>	
Address: <u>505 Sims Street</u>		Fax No: _____	
City: <u>Truth or Consequences NM</u>		State: <u>NM</u> Zip Code: <u>87901</u>	
Contact Person: <u>Juan Fuentes City Manager</u>		E-mail Address: <u>scrowder@fdh-inc.com</u>	
The City will provide the applicant with hearing notices and staff reports unless another party is identified			
Date/Time Received: _____		Receipt No(s): _____	
Received By: _____		Amount Received: \$ _____	



ARIZONA OFFICE  
2350 East Germann Road Suite 26  
Chandler, AZ 85286  
O: (480) 378-6405  
corporateinfo@fdhvelocitel.com

[WWW.FDHVELOCITEL.COM](http://WWW.FDHVELOCITEL.COM)

Authorized Agent for: Skyway Towers  
Skyway Towers Project Name: **NM 3 Beaverville**

Town of Truth Or Consequences  
Due Diligence for Planning and Zoning

**Project Narrative:** Recommend Approval. This Use Permit request does not negatively impact, but benefits the Town and its population by increasing the ability of the population to utilize modern technology. It enhances the infrastructure of the town and benefits the Town in emergency situations, by filling the gap of the currently existent system

FDH Velocitel for Skyway Towers is requesting Conditional Use Permit consideration for the below proposals:

**Project Location:** 400 West Second Street Truth or Consequences NM 87901

Address: 200 West Second Street Truth or Consequences NM 87901

APN: 3-022-078-190-410

Zoning: R-3

Project Representative:  
Shirley Crowder, Site Acquisition Specialist  
FDH Velocitel  
2350 E Germann Rd, Suite 26  
Chandler, AZ. 85286

**Skyway Towers**  
Justin Jones, Project Manager  
3637 Madaca Lane  
Tampa, FL. 33618  
813-270-1197

**Project Description:**

This project will consist of a New 80' monopole. The monopole will be stealth in design and comply with all City Design Guidelines regarding Wireless Communications facilities.

There will be 3 sectors with 1-4 antennas per sector and the antenna array will not extend more than 24" from the structure. All cables will be concealed inside the pole or cable shroud.

The equipment area will be enclosed and designed to match the neighboring structures. This could include, but not limited to paint to match, brick or other designs deemed warranted.

**Project Objectives:**

The objective is in response to Skyway Towers commitment to providing better service throughout the area, to existing and potential wireless customers. There is a drop on coverage and data capabilities in this area, and this WCF will service the surrounding areas and fill in the gaps in coverage.

**We should also look at the benefits of a cell tower...**

- 1.) Better reception for calling
- 2.) E-911 clarity and capacity
- 3.) Data demands fulfilled
- 4.) 75% of people don't have a landline anymore, and children who have to be alone while their parents are at work, will have the ability to reach out more effectively in an emergency.
- 5.) Television services, iPad and Tablet services



ENGINEERING INNOVATION

6.) Location services (GPS)

ARIZONA OFFICE  
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O (480) 378-6405  
corporateinfo@fdhvelocitel.com  
[WWW.FDHVELOCITEL.COM](http://WWW.FDHVELOCITEL.COM)

Code Reference: Sec. 119-4 (D) 15. R-3 Special Use Permit and Sec. 115-6 1

Provisions for special use permit.

a. The increase in congestion of streets, and right-of-way; Site proposal is not located in a proximity of town, that would cause any increase in congestion of streets or Right of Way. This site is located on the top of an existing hill, with existing structures.

**COMPLIES**

b. Diminishment of safety from fire, panic and other dangers; This site proposal does not present or diminish threats from fire, panic or other dangers and therefore **COMPLIES**

c. Diminishment to the health and general welfare of the public; The General Health and welfare will not be effected as determined and documented by studies conducted by the FCC **COMPLIES**

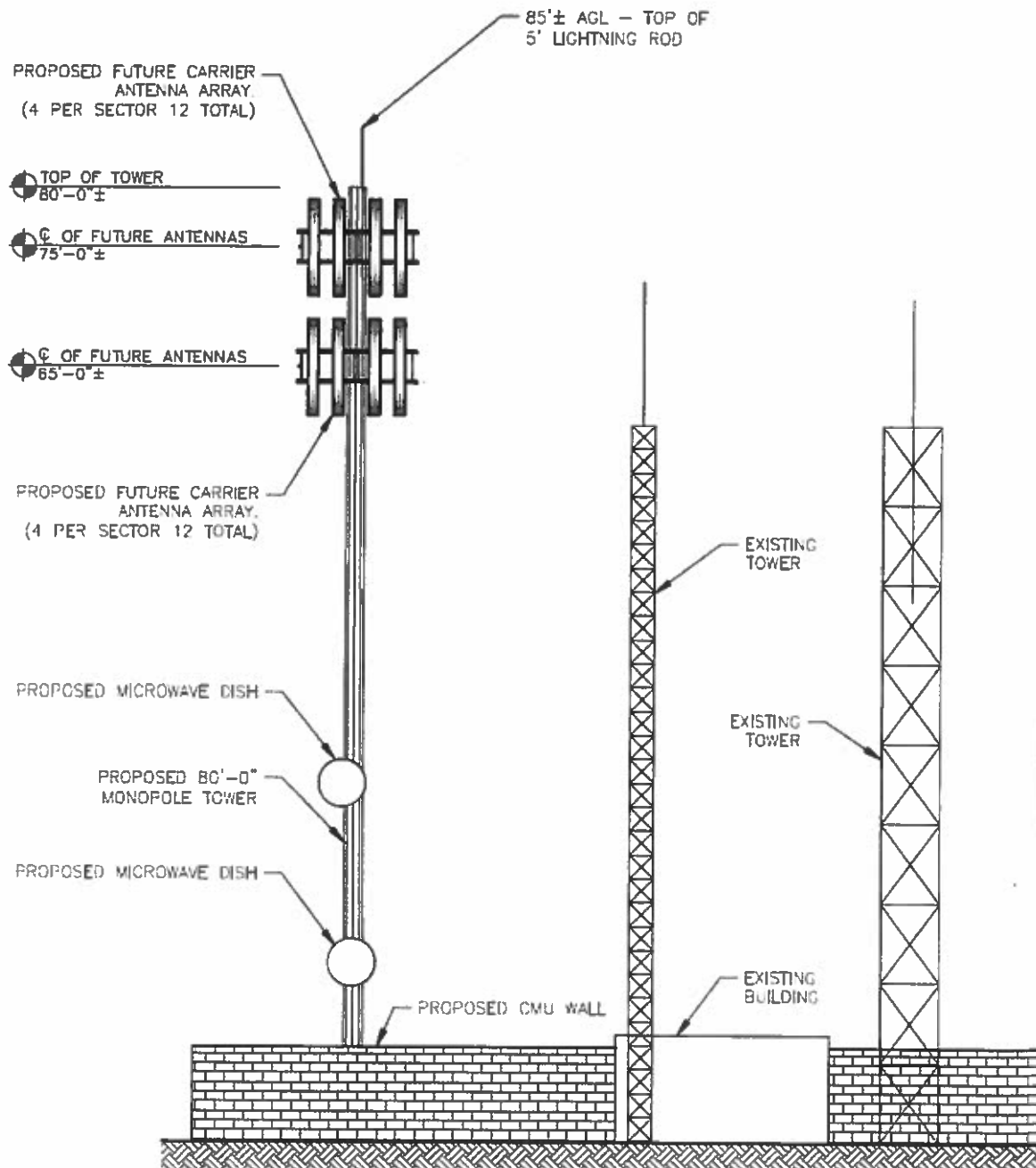
d. Degradation of light and air for all properties in the immediate area, of the proposed Permit; increase of overcrowding of land and undue concentrations of populations; This site has been designed to impact the smallest amount of property possible, and does not cause for overcrowding of land, undue concentration of population (it is on a hill with only 1 other parcel), or degradation of light or air for any properties in the immediate area. **COMPLIES**

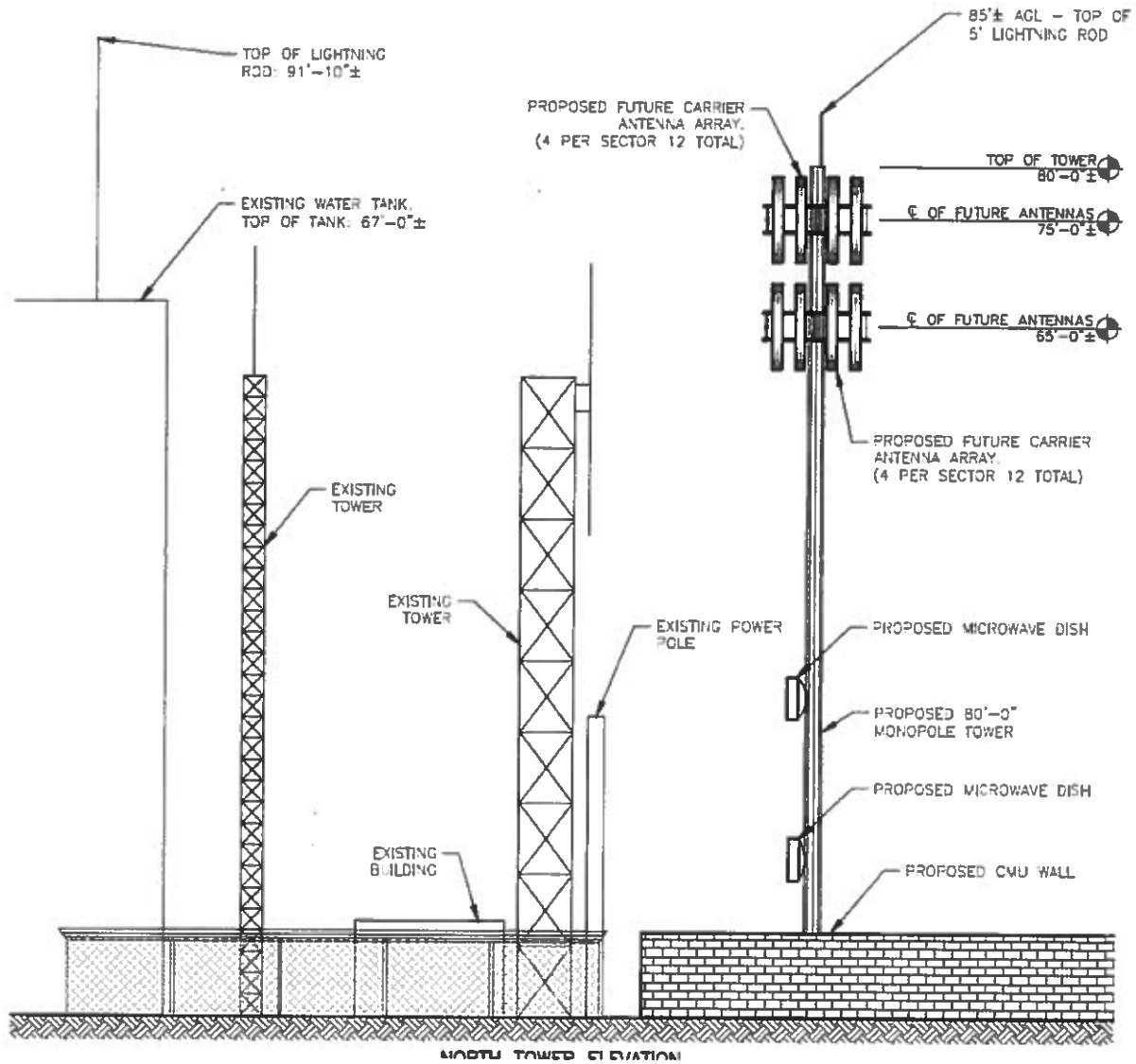
e. Adverse effects on provisions for transportation, water, sewer, schools, parks, and other public facilities or increase in the effects of natural hazards; The site is located on a hill, off of an underdeveloped road/ There are no adverse provisions for transportation, water, sewer, schools, parks or other public facilities, nor can there be an increase in any natural hazards, based on the rigid engineering and structural standards of the Wireless industry. **COMPLIES**

f. Increases or facilitation of the unlawful use of structures, buildings or land; and with a conditional Use permit approval this site will comply with lawful use **COMPLIES**

g. Promote the use or waste of energy in the use of structures, buildings, and land. By the construction of this project, the benefits to the infrastructure and emergency personnel, will enhance, not waste the use of energy. Design is with the most recent technology and the Tower as proposed will not generate waste. **COMPLIES**

## Elevation



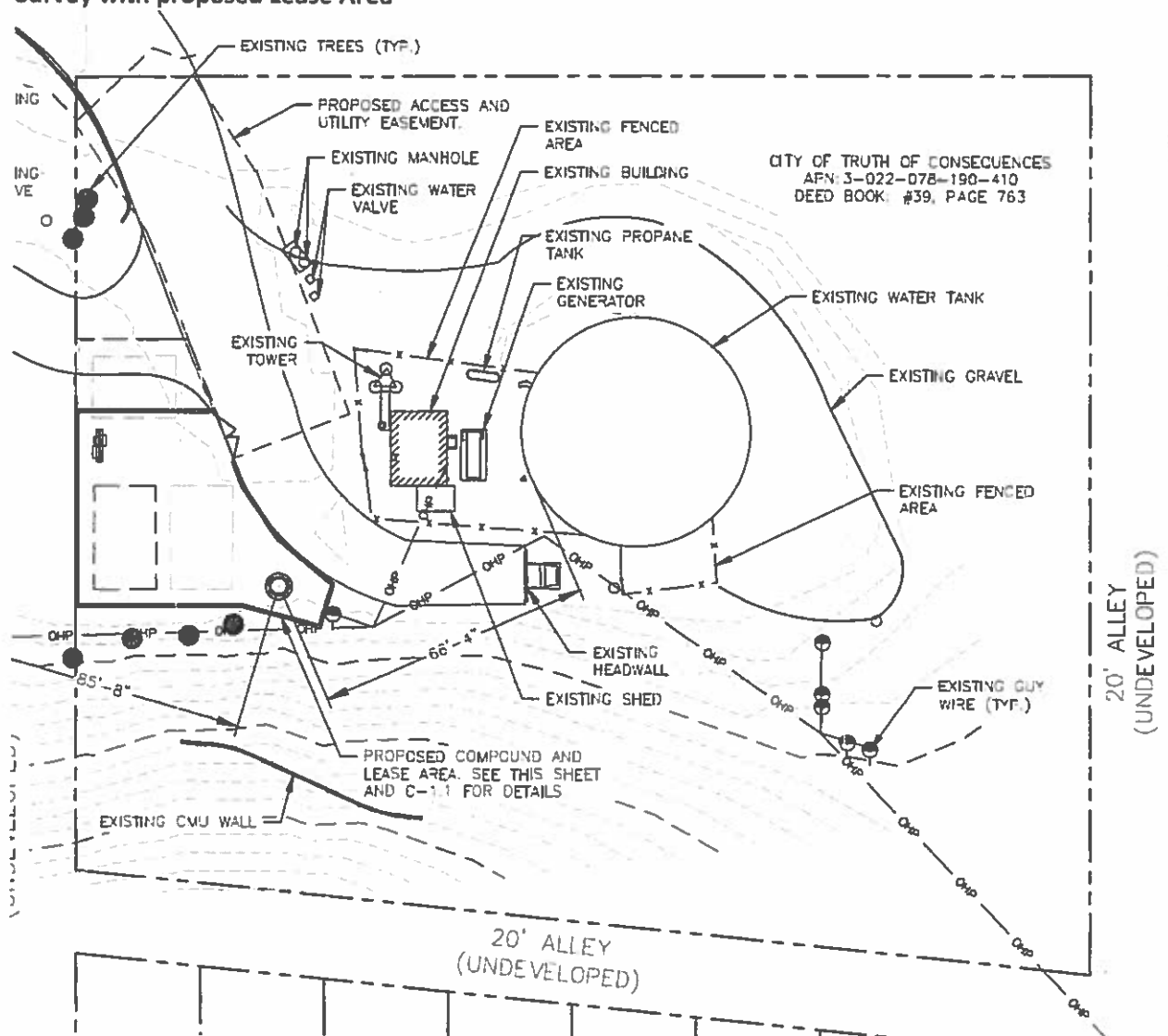




ENGINEERING INNOVATION

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WWW.FDHVELOCITEL.COM

### Survey with proposed Lease Area





G.4 +  
H.7

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

**ITEM:**

Street and Alley Vacation at the west end 3<sup>rd</sup> Street between Juniper and Kopra and  
The Alley at the south end between lots 6-10 and 11-15 between 3<sup>rd</sup> & 4<sup>th</sup> Street

**BACKGROUND:**

This Street and Alley at end of West 3<sup>rd</sup> is on a hill and cannot be developed

**STAFF RECOMMENDATION:**

To approve Street and Alley Vacation

**SUPPORT INFORMATION:**

- Vacation Application
- Map
- Notice
- 

Name of Drafter: Robbie Travis	Department: Building Inspector	Meeting date: 6/14/17
E-mail: rtravis@torcnm.org	Phone: 575-894-6673 Ext. 330	





CITY OF TRUTH OR CONSEQUENCES  
CITY CLERK'S OFFICE  
505 SIMS STREET  
TRUTH OR CONSEQUENCES, NEW MEXICO 87901  
PHONE: (575) 894-6673 FAX: (575) 894-7767

## **NOTICE OF PUBLIC HEARING**

**NOTICE** is hereby given that the City of Truth or Consequences City Commission will hold a Public Hearing during their Regular Meeting scheduled on Wednesday, June 14, 2017 in the Commission Chambers, 405 W. Third, Truth or Consequences, New Mexico to receive input regarding the following:

Street and alley vacation at the West End of 3<sup>rd</sup> Street between Juniper and Kopra. And the alley at the South End between lots 6-10 and lots 11-15, between 3<sup>rd</sup> & 4<sup>th</sup> Street. This Street & Alley at end of West 3<sup>rd</sup> is on a hill and cannot be developed.

All interested parties are welcome to attend.

If you have any questions please call the Building Inspector at (575) 740-0106.

The Agenda for this meeting may be obtained on Friday, June 9, 2017 by contacting the City Clerk's Office at 575-894-6673 or by email to:

[rcantin@torcnm.org](mailto:rcantin@torcnm.org)

/s/ Renee L. Cantin, CMC, City Clerk-Treasurer

- Published on the following date:
- o Sentinel – Friday, May 26, 2017



## CITY OF TRUTH OR CONSEQUENCES

505 Sims Street, Truth or Consequences, New Mexico

Phone: 575-894-6673 Fax: 575-894-6690

### VACATION APPLICATION

Comes now the undersigned and hereby requests the City of Truth or Consequences, New Mexico to consider vacation of the following described property:

West end of 3<sup>rd</sup> Street between Juniper St. and Kopra St.

REASON FOR VACATION: Street is on a hill and cannot be developed.

The following property owners would be affected by vacation of said property and hereby consent to said vacation:

NAME	ADDRESS	SIGNATURE
<u>Robert Ruston</u>	<u>218 Juniper St.</u>	
<u>Terry &amp; Cathy Schade</u>	<u>314 Juniper St.</u>	<u>[Signature]</u>

Applicants Signature: \_\_\_\_\_  
Applicants Address: 218 Juniper St. T. or C. N.M. 87901

#### Reviewed By:

Electric Department: BE Approved  
Water/Wastewater: DS Approved  
Streets Department: DS Approved  
Planning/Zoning: RV Approved

\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved  
\_\_\_\_ Disapproved

Date 4/27/17  
Date 4/27/17  
Date 4-27-17  
Date 4/27/17



## CITY OF TRUTH OR CONSEQUENCES

505 Sims Street, Truth or Consequences, New Mexico

Phone: 575-894-6673 Fax: 575-894-6690

### VACATION APPLICATION

Comes now the undersigned and hereby requests the City of Truth or Consequences, New Mexico to consider vacation of the following described property:

South end of the Alley between Lots 6-10 and 11-15 only, between 3rd & 4th Streets, and Juniper & Kopro

REASON FOR VACATION: Alley is a Hill and cannot be developed

The following property owners would be affected by vacation of said property and hereby consent to said vacation:

NAME

ADDRESS

SIGNATURE

<u>Terry &amp; Cathy Schade</u>	<u>[Signature]</u>
<u>Terry &amp; Cathy Schade</u>	<u>[Signature]</u>

Applicants Signature: [Signature]

Applicants Address: 314 JUNIPER

#### Reviewed By:

Electric Department: B.E. Approved

Water/Wastewater: 18 Approved

Streets Department: [Signature] Approved

Planning/Zoning: [Signature] Approved

☐ Disapproved

☐ Disapproved

☐ Disapproved

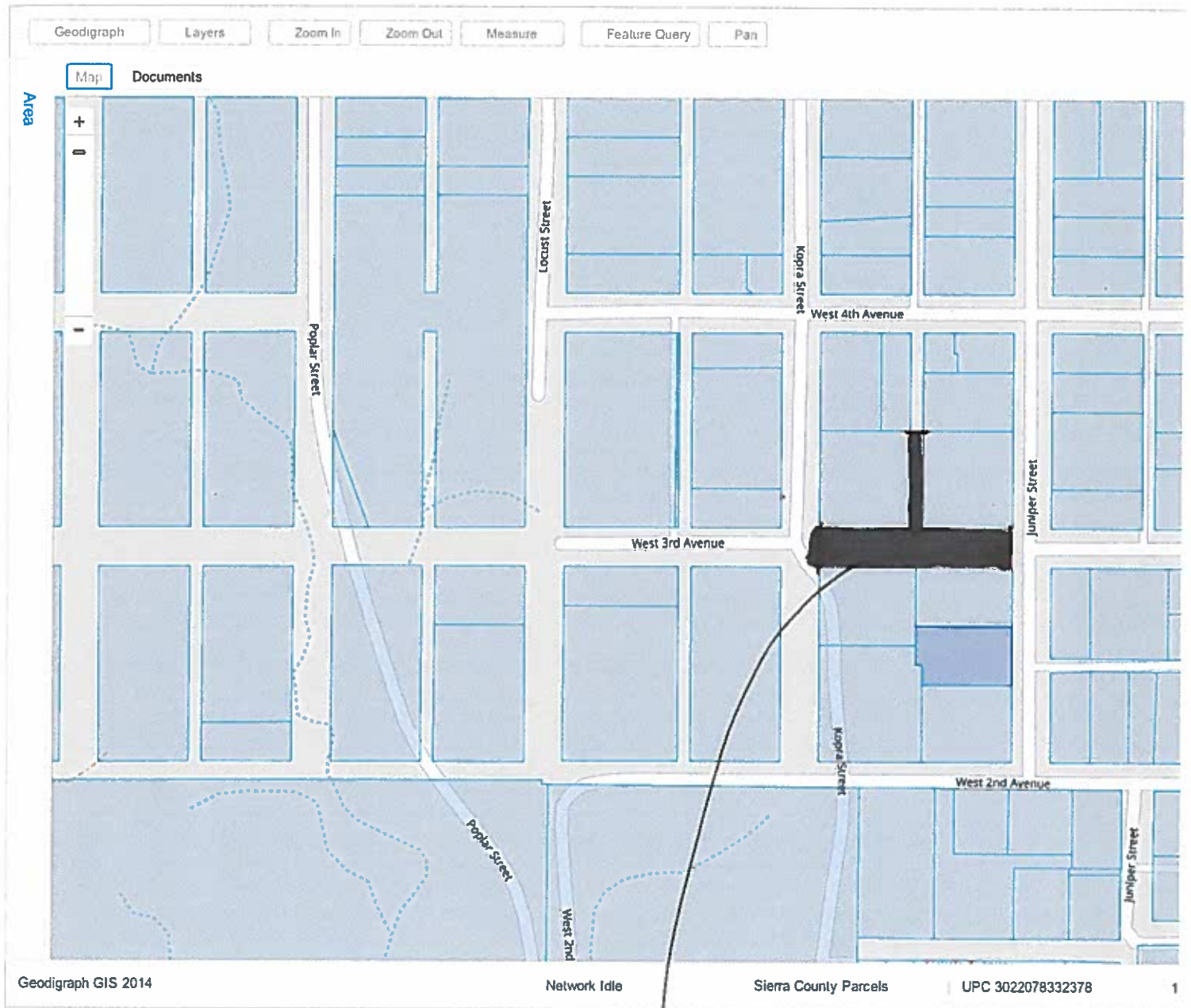
☐ Disapproved

Date 5/17/17

Date 5/17/17

Date 5-15-17

Date 5-16-17



Part of 3rd st. to be vacated



E.1+  
I.1

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

**ITEM:**

Foch Street Water Retention Pilot Project.

**BACKGROUND:**

Commissioner Frankel has requested this item to discuss the Water Retention Ponds on Foch St.

**STAFF RECOMMENDATION:**

None.

**SUPPORT INFORMATION:**

Name of Presenter: Joshua Frankel	Department: Commissioner	Meeting date: 06/14/2017
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RECEIVED  
MAY 19 2017  
I.2

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

**ITEM:** PUAB recommendation for changes to the electric pass-thru charge

**BACKGROUND:** After discussing the issue at several meetings, the PUAB voted to recommend changing the name of the electric pass-thru charge to the Energy Cost Adjustment, changing the way it is calculated to reflect the true cost of energy purchased by the Electric Dept. and to have the ECA recalculated on a monthly basis for billing.

**STAFF RECOMMENDATION:**

### **SUPPORT INFORMATION:**

Supporting documents and spreadsheets will be forwarded via email

Name of Presenter:	Department:	Meeting date:
George Szigeti, Jeff Dornbush	PUAB	14 June 2017



CITY OF TRUTH OR CONSEQUENCES

CITY CLERK'S OFFICE

505 SIMS STREET

TRUTH OR CONSEQUENCES, NEW MEXICO 87901

PHONE: (575) 894-6673 EXT#1301 FAX: (575) 894-7767

**APPLICATION FOR LISTING ON CITY COMMISSION AGENDA**

DATE: 17 May 2017

DATE OF MEETING YOU ARE REQUESTING TO BE LISTED UNDER: 14 June 2017

NAME OF APPLICANT/ORGANIZATION: George Szigeti Chair PUAB

ADDRESS: 913 Spruce St. Tor C

PHONE: 575-297-4046 E-MAIL: szigdog@gmail.com

REQUEST: (ATTACH WRITTEN REQUEST AND/OR DOCUMENTS IF AVAILABLE)

To present recommendation of PUAB to update  
and rename the Electric Pass-thru charge Change name  
to Electric Cost Adjustment and change formula for calculation

WHAT RESOURCES DO YOU REQUIRE: Projector

ESTIMATED TIME FOR PRESENTATION: 15 min SIGNATURE: George Szigeti

**CITY MANAGER ACTION**

APPROVED FOR COMMISSION AGENDA OF: \_\_\_\_\_

DENY – REASON FOR DENIAL: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**IF YOUR REQUEST WAS DENIED AND YOU WISH TO APPEAL, YOU MAY:**

- appear personally before the City Commission on the day of the meeting and during the "Comments from the Public" ask that the Commission place your item on the next available agenda (usually in 2 weeks); or,
- appeal directly to any one of the City Commissioner by contacting them (see reverse side for contact information). Any Commissioner may place your item on the agenda by notifying the City Clerk at least 7 days prior to the Commission meeting.





CITY OF TRUTH OR CONSEQUENCES  
COMMISSION ACTION FORM

**ITEM:**

Request from the Sierra Racquet Club related to the Tennis Court Fees.

**BACKGROUND:**

The application for listing on City Commission Agenda is attached.

**STAFF RECOMMENDATION:**

None.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017





**CITY OF TRUTH OR CONSEQUENCES**  
**CITY CLERK'S OFFICE**  
505 SIMS STREET  
TRUTH OR CONSEQUENCES, NEW MEXICO 87901  
PHONE: (575) 894-6673 EXT#1301 FAX: (575) 894-7767

**RECEIVED**  
MAY 15 2017

**APPLICATION FOR LISTING ON CITY COMMISSION AGENDA**

DATE: 5/15/2017

DATE OF MEETING YOU ARE REQUESTING TO BE LISTED UNDER: 5/24

NAME OF APPLICANT/ORGANIZATION: SIERRA RACQUET CLUB

ADDRESS: 108 S ARRONHEAD ROAD, TORO, NM 87901

PHONE: 575 894 7907 E-MAIL: MARGARETSPEER888@GMAIL.COM

REQUEST: (ATTACH WRITTEN REQUEST AND/OR DOCUMENTS IF AVAILABLE)

REGARDING: FEES FOR TENNIS COURT USE.

WHAT-RESOURCES DO YOU REQUIRE: \_\_\_\_\_

ESTIMATED TIME FOR PRESENTATION: 10 MIN SIGNATURE: M. Speer

**CITY MANAGER ACTION**

APPROVED FOR COMMISSION AGENDA OF: June 14, 2017

DENY - REASON FOR DENIAL: Contact Clerk:

**IF YOUR REQUEST WAS DENIED AND YOU WISH TO APPEAL, YOU MAY:**

- appear personally before the City Commission on the day of the meeting and during the "Comments from the Public" ask that the Commission place your item on the next available agenda (usually in 2 weeks); or,
- appeal directly to any one of the City Commissioner by contacting them (see reverse side for contact information). Any Commissioner may place your item on the agenda by notifying the City Clerk at least **7 days** prior to the Commission meeting.



I.4

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

**ITEM:**

City Utility incident which occurred January 13, 2016. Ellishia & Freddie Bierner, Requestor

**BACKGROUND:**

The application for listing on City Commission Agenda is attached. Also attached is the Tort Claim notice that was submitted to the New Mexico Self Insurers' Fund which was denied.

**STAFF RECOMMENDATION:**

None.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017



CITY OF TRUTH OR CONSEQUENCES

CITY CLERK'S OFFICE

505 SIMS STREET

TRUTH OR CONSEQUENCES, NEW MEXICO 87901

PHONE: (575) 894-6673 EXT#1301 FAX: (575) 894-7767

**RECEIVED**  
MAY 08 2017

**APPLICATION FOR LISTING ON CITY COMMISSION AGENDA**

DATE: 5/5/2017

6/14/2017

DATE OF MEETING YOU ARE REQUESTING TO BE LISTED UNDER:

5/24/2017

NAME OF APPLICANT/ORGANIZATION:

ELLISHIA & FREDDIE BERNER

ADDRESS:

817 Grape St. Truth or Consequences NM 87901

PHONE:

575 740 0952  
OR 575 740 0559

E-MAIL:

lmuller7290@yahoo.com

REQUEST: (ATTACH WRITTEN REQUEST AND/OR DOCUMENTS IF AVAILABLE)

Discuss City Utility incident which  
occurred January 13, 2016.

WHAT RESOURCES DO YOU REQUIRE:

ESTIMATED TIME FOR PRESENTATION:

10 minutes

SIGNATURE:

Ellisha Berner

**CITY MANAGER ACTION**

APPROVED FOR COMMISSION AGENDA OF:

6/14/17

DENY - REASON FOR DENIAL:

Test Claim

**IF YOUR REQUEST WAS DENIED AND YOU WISH TO APPEAL, YOU MAY:**

- appear personally before the City Commission on the day of the meeting and during the "Comments from the Public" ask that the Commission place your item on the next available agenda (usually in 2 weeks); or,
- appeal directly to any one of the City Commissioner by contacting them (see reverse side for contact information). Any Commissioner may place your item on the agenda by notifying the City Clerk at least **7 days** prior to the Commission meeting.



Examiner Name:

Claim#:

Adam Aleday  
2016021118

## LIABILITY INITIAL CLAIMS SET-UP

CLAIM DETAIL:

Organization:

Coverage:

Date of Loss:

Date Reported:

Claimant:

Description:

City of TORC

General Liability

1/13/2016

1/14/2016

Emswira Business

Line Broke on fire hydrant

Causing flooding to Business.

Assigning Examiner:

Adam Aleday

Date:

JAN 13 2016

Date Assigned

1/14/2016.



13/2016 10:58 575 894 7767

T OR C CITY CLERK

#4069 P. 001/002

CITY OF TRUTH OR CONSEQUENCES  
CITY CLERK'S OFFICE  
505 SIMS STREET  
TRUTH OR CONSEQUENCES, NM 87901  
(575) 894-6673 FAX (575) 894-7767

JAN 13 2016

FACSIMILE TRANSMITTAL SHEET

TO:

FROM:

Angela A. Torres

COMPANY:

DATE:

New Mexico Self-Insurers' Fund

1/13/2016

FAX NUMBER:

TOTAL NO. OF PAGES INCLUDING COVER:

505-820-0670

2

PHONE NUMBER:

SENDER'S REFERENCE NUMBER:

505-982-5573

Ext 302

RE:

YOUR REFERENCE NUMBER:

Gross Receipts

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

## NOTICE OF TORT CLAIM

In order to submit your claim, you must complete this form and submit it to the Mayor of the Municipality within NINETY (90) days of the occurrence. The Municipality will then forward your claim to the New Mexico Self-Insurers' Fund for investigation and adjustment. You may expect to be contacted by a Fund representative regarding your claim. Please call (800) 432-2036 or (505)982-5573 if you have questions.

JAN 13 2016

To Municipality of Another Communities  
 Claimant Elishia & Freddie BERNER DOB: 7/16/72 SSN: 525 51 4452  
 Address: 817 Grape City: NO Zip:   
 Home Phone: 575 740 0952 Cell: 575 740 0559 Work: 1

Date of Occurrence: 1, 13, 16 Time of Occurrence: 8:00 AM or PM (Circle One)

Location of Occurrence: 419 FOCH ST

Please describe what happened: (continue on blank sheet if necessary)

FIRE Hydrant  
LINE BURST, FLOODED APT A WITH  
WATER + MUD. EXTENSIVE damage to  
CARPET & Kitchen. Yard filled with  
mud.

Witness Name: Donald Cunningham

Contact #: 575 740 7011

Witness Name: Louise Cunningham

Contact #: 575 292-7081

Please list all persons and/or property for which you are claiming damages:

1. _____	\$ <u>?</u>
2. _____	\$ _____
3. _____	\$ _____
4. _____	\$ _____
TOTAL AMOUNT OF CLAIM \$ _____	

Please attach all estimates, bills, or other information to support the amount of your claim.

Elishia Berner  
 Signature

ELISHIA BERNER  
 Printed Name

1, 13, 16  
 Date

RECEIVED  
 1/13/16

\*This information is required by the federal government. No payment can be made without this information.



**NMSIF**

**NEW MEXICO SELF-INSURERS' FUND**  
**FUND HEADQUARTERS**  
1231 PASEO DE PERALTA • SANTA FE, NEW MEXICO 87501

02/10/2016

Emshia Bierner  
817 Grape  
Truth or Consequences, New Mexico 87901

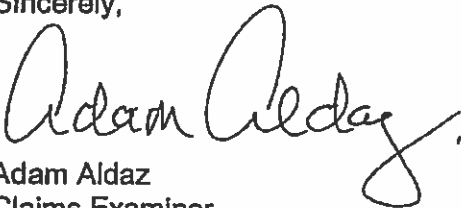
Our File #: 2016021118  
Insured Entity: City of Truth or Consequences  
Date of Loss: 01/13/2016  
Claimant: Emshia Bierner

Dear Mrs. Bierner,

We received your tort claim that you filed against the City of Truth or Consequences for damage to your rental apartment as a result of a fire hydrant pipe that burst. There were no signs of leaking, and no signs of problems with this line prior to incident. We had no way of knowing that this pipe was going to break. Based on our investigation we can find no negligence on the part of the City of Truth or Consequences. So we are denying your claim at this time.

Therefore, we are closing our file with no further action.

Sincerely,



Adam Aldaz  
Claims Examiner  
New Mexico Self Insurers' Fund



I.5

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

**ITEM:**

Revisit Lodger's Tax Guidelines. Steve Green, Mayor

**BACKGROUND:**

Mayor Green requested this item to be added to the agenda to revisit the Lodger's Tax Guidelines.

**STAFF RECOMMENDATION:**

None.

Submitted by: Renee Cantin, City Clerk-Treasurer

Meeting date: 06/14/2017