

CITY COMMISSION MEETING MINUTES
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO
CITY COMMISSION CHAMBERS, 405 W. 3RD St.
WEDNESDAY, JUNE 24, 2020

A. CALL TO ORDER

The meeting was called to order by Mayor Sandra Whitehead at 9:00 a.m., who presided and Angela A. Torres, 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. Sandra Whitehead, Mayor
Hon. Brendan Tolley, Mayor Pro-Tem
Hon. Paul Baca, Commissioner
Hon. Randall Aragon, Commissioner
Hon. Amanda Forrister, Commissioner

Also Present: Morris Madrid, City Manager
Angela A. Torres, City Clerk-Treasurer

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

2. SILENT MEDITATION:

Mayor Whitehead called for fifteen seconds of silent meditation.

3. PLEDGE OF ALLEGIANCE:

Mayor Whitehead led the Pledge of Allegiance.

4. APPROVAL OF AGENDA:

City Manager Madrid asked that the City Manager Reports be moved immediately after comments from the public, between items D & E so that Fire Chief Tooley can give us a briefing on the recent Mims fire.

Commissioner Forrister moved to approve the agenda with changes requested by City Manager Madrid. Mayor Pro-Tem Tolley seconded the motion. Motion carried unanimously.

5. COMMENTS FROM THE PUBLIC:

Ron Pacourek addressed the Commission with comments related to an employee suggestion program.

City Manager Madrid read comments from Isaac Eastvold related to the Riverwalk Project.

(Complete copy attached hereto and made part hereof).

6. RESPONSE TO PUBLIC COMMENTS

City Manager Madrid responded to Mr. Eastvold's comments by saying there are a few key points in Mr. Eastvold's comments that are considered to be factual, but are not.

1. **In reference to the \$60,000 cost of the project:** Yes, that was the estimated cost in the application. However, that is not included in the funding document. The \$10,000 match was a part of the application. Applications and funding documents are frequently two different things. You apply for the most you can get, and you accept whatever they give you.
2. **In reference to T or C's financing facing serious trouble:** That statement is not true.
3. **In reference to concerns regarding the environmental impact:** The National Park Service is part of the group that has been discussing this project, and they are going to participate all the way through. Also, all of the environmental aspects will be addressed.

Commissioner Forrister asked that the timer be set when emailed comments are being read.

City Manager Madrid reported the following:

City Manager Madrid called on Fire Chief Aragon Tooley to discuss the fire that took place last week at Mims Lake.

Fire Chief Tooley thanked the community for all of their help with the Mims lake fire. They got called out last Wednesday night for the fire. The wind had moved the fire along seven acres of the edge of the lake the first night. They contained the fire around 3:00 a.m. and on Thursday afternoon, they had major wind storm that came from the southwest area and set the fire off again almost to Stage Coach Road at the Golf Course in Elephant Butte. Dona Ana County sent out strike teams from Las Cruces to assist with the fire and they eventually got the fire contained.

Fire Chief Tooley explained that a large portion of salt cedar around the pond should have been cleaned out years ago, and that could have possibly prevented the fire.

The Commissioners thanked city staff and everyone who helped the Fire Department during the Mims fire. They all agreed that this was a wonderful community effort.

Torres, Angela

From: Isaac Eastvold <eastvolds@aol.com>
Sent: Monday, June 22, 2020 9:54 AM
To: Torres, Angela
Cc: Sharon Eastvold
Subject: Public Comment: the Riverwalk Project

ATTN: Angela Torres, City Clerk-Treasurer. Please distribute prior to the Commission meeting.

Honorable Mayor and Members of the T or C City Commission:
6/22/20

I. Budget Planning and the Riverwalk Project

The minutes of your last meeting state that City Manager, Morris Madrid, asserted the NMFA grant for the Riverwalk Project was "all grant monies." The Financial Section of the grant contradicts his statement as you can see in the screen shot below.

Section 4.A.I of the grant application shows the "total estimated cost of the project" as \$60,000, and the source of matching funds as MGRT. The amount of the NMFA grant is \$50,000, leaving \$10,000 or 20% matching from the City's MGRT. That amount could make a meaningful difference in other needy budget areas.

Also attached is a screen shot of the minutes where Mr. Madrid makes his statement.

These matching funds add up. The Commission needs to take note of them. Otherwise, little by little, those "matching" costs could become substantially greater than this initial planning grant.

With T or C's finances facing serious trouble, the Commission's top priority should be to assure that the urgent quality of life needs of residents are cared for. Withdrawals from the Enterprise Fund have left important utilities short of necessary maintenance, repair and other essential expenses. Those deficits should be cured with all possible speed as a top budget priority. It should be remembered that the Commission is elected by and represents the residents of T or C.

Mr. Madrid felt this grant would give the City "some skin in the game." At present, there is no "game," i.e., no budget or vision statement for the Riverwalk project. With a number of different agencies involved, whatever the outcome, it is possible the City's funds may be superfluous in any case.

II. Conservation of Environmental Quality

Part of the Commission's duties to T or C residents is to wisely maintain environmental quality of their City and surrounding lands and river habitat. The bridges talked about for the Riverwalk project may negatively impact the extraordinarily beautiful migration of the swallows up the Rio Grande through the Williamsburg and T or C stretches. Those migrations are a spectacle, in my opinion, equivalent to the famous Return of the Swallows to San Juan Capistrano in California, an event drawing hundreds of thousands of birdwatchers and nature study groups annually to that City. Residents of T or C and Williamsburg don't even have to travel to enjoy this grand spectacle of nature! If properly protected and carefully promoted, these migrations could become a major tourist draw for Williamsburg and T or C.

The Riverwalk project also has the potential to negatively impact the biologically unsurpassed wetlands and riparian habitats along the Rio Grande River. Those areas need to be carefully nurtured and encouraged to become sustainable sources of enjoyment for the residents, and important draws for tourism.

Just as one sad example, the huge barren area left denuded south of the Rotary Park picnic area was once an abundant wetland ecosystem drawing a multitude of bird and other animal species. Only fragments now remain around the margin of that unsightly parking lot and to the west.

These natural areas are gifts given to T or C and Williamsburg as a kind of birthright. All that is necessary is to care for them intelligently. Bulldozing that Rotary Park wetland showed an appalling ignorance

of nature's gifts. The Commission should take care lest history repeat itself due to inadequate planning for other projects, including Riverwalk.

This Rotary Park wetland, together with the annual migration of the swallows up from Mexico, could have been a major tourist draw second only to T or C's thermal waters. With careful planning, there is a possibility at least part of that wetland might be restored, and the migrations encouraged to continue unimpeded by poorly-considered bridges. Restoration planning should become part of the Riverwalk project vision which, at present, seems to lack conservation goals.

Sincerely,

Ike and Sharon Eastvold

1301 N. Silver

Truth or Consequences, NM 87901

(505) 255-7679

cc: Riverwalk Project participants

SECTION IV: FINANCIAL INFORMATION

A. Project Costs

1. Total Estimated Cost of the Planning Document:

60,000.00

2. Please list below any matching funds secured for the Planning Document, if applicable. Please specify the source of the funds and terms.

Local: MGRT

B. Applicant Financial Profile

1. Does Applicant submit its budget to the Department of Finance and Administration for approval?

<https://www.gdnorale.com/NMFAEnable/dynamicformprint.aspx?362030,317791>

4/7

2. Authorize and Approve acceptance of NMFA Local Government Planning Fund Grant Award No. 5240 Economic Development Feasibility Study for the City's River Walk Project:

City Manager Madrid explained that this is a 100% Grant for the Economic Development Feasibility Study for the City's River Walk Project. He further explained that this entire concept was developed because of community involvement. There was a group that was formed who went to the National Park Service and then to him and the Mayor to see if they would support this type of project. The answer was yes, and this is a result of that effort. There are no plans or construction. All we currently have is an idea. This will help us develop a plan to find out whether it is feasible to undertake this project, and if so, what would the different items be within that project. This is a good thing from the community, and we ask that you approve it for the community.

Commissioner Forrister explained that the community is concerned that the city will have to contribute more money as this project moves forward.

City Manager Madrid responded by saying he hopes the city does have to commit more funds to this project, because that would mean that it would be a successful project.

Commissioner Forrister made a motion to authorize and approve acceptance of NMFA Local Government Planning Fund Grant Award No. 5240 Economic Development Feasibility Study for the City's River Walk Project. Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

CITY COMMISSION JUNE 24, 2020 REGULAR MEETING MINUTES

Parks Supervisor Hechler gave a brief summary of the plans on the Ralph Edwards Park Project. He reviewed the history of the project which included:

- The sprinklers that were on one system that negatively affected the water pressure in surrounding neighborhoods.
- Multi-use of the park throughout the year.
- Fiesta and the heavy use of vehicles and people.
- Farmer's Market and weekly damage to the grass.
- Special use permits and regular foot traffic throughout the park.

Parks Supervisor Hechler also reviewed steps to complete Phase 1 which included:

- Step 1: Concrete work
- Step 2: Irrigation system
- Step 3: Soil Amenities
- Step 4: Sod Placement
- Step 5: Establishment

Parks Supervisor Hechler ended his presentation by saying they are working hand in hand on this project with Lynn's Landscaping, and the completion of the park should be sometime in September.

D. CONSENT CALENDAR:

1. **City Commission Regular Minutes, June 10, 2020.**
2. **Acknowledge Regular Public Utility Advisory Board Minutes, March 16, 2020.**

Commissioner Forrister moved to approve consent calendar as noted Commissioner Baca seconded the motion. Motion carried unanimously.

E. PUBLIC HEARINGS:

1. **Public Hearing/Discussion/Action: Final Adoption of Ordinance No. 714 authorizing the City of Truth or Consequences to opt in to the Regular Local Election Act, pursuant to NMSA 1978 Section 1-22-3.1(2018), and consideration of an Alternative Ordinance:**

City Attorney Rubin explained that the bases for what we are talking about in this Ordinance is found in Section 1-22-3.1 from the State Statute. Subsection B reads:

"Except as provided in Subsection C of this section, any municipality may by ordinance opt in to the election of its municipal officers in the regular local election if the municipality passes an ordinance and files the ordinance with the secretary of state no later than June 30 of the year in which the next regular local election is scheduled. The ordinance shall also determine if the terms of office for current office holders will be lengthened or shortened to correspond with the new election date."

CITY COMMISSION JUNE 24, 2020 REGULAR MEETING MINUTES

City Attorney Rubin continued by saying City Clerk Torres reminded him that the regular local elections are in odd numbered years. We went for publication under Ordinance No. 714 which would contemplate that the Municipal Officers who would have their term ending in March of 2022 would serve until December 31, 2023, and the new terms shall be elected at the regular election in November 2023 with the new terms commencing on January 1, 2024. This would then extend the term for 1 year and 9 months. Subsection B of the Ordinance covers the Commissioner's whose terms would end in 2024 would serve until December 31, 2025, the new term of the position shall be elected at the regular local election in November 2025, with the new term shall commence January 1, 2026. We do however, have the option of shortening the terms as opposed to lengthening the terms. If you choose to go with shortening the terms, the terms of Municipal Officers elected or appointed to a term ending in 2022 shall serve until December 31, 2021. The new term of the position shall be elected at the regular local election in November 2021, and the new term shall commence January 1, 2022 and the Municipal officers elected or appointed to a term ending in 2024 shall serve until December 31, 2023. The new term of the position shall be elected at the regular local election in November 2023, and the new term shall commence January 1, 2024. With that being said, we have three options. Option #1 is not to adopt any Ordinance, and keep things the way they have been. Option #2 would to approve final adoption of Ordinance No. 714 which extends the terms for 1 year and 9 months, or if you are more inclined to shorten your terms for 3 months then he would suggest that we go back to publication with Ordinance No. 715.

Mayor Whitehead opened the Public Hearing.

Proponents: None.

Opponents: None.

Mayor Whitehead closed the Public Hearing.

Commissioner Forrister feels that the Ordinance that shortens the terms would be the best way to go.

Mayor Pro-Tem Tolley agreed with Commissioner Forrister. It's kind of a no brainer that we opt-in to the Local Elections Act, and shortening the terms by 3 months has a lower impact than extending the terms by 1 year and 9 months. As public servants he feels that it is their responsibility to take the lesser term rather than the greater term.

Commissioner Aragon also agreed with Commissioner Forrister.

Commissioner Forrister moved reject Final Adoption of Ordinance No. 714 authorizing the City of Truth or Consequences to opt in to the Regular Local Election Act, pursuant to NMSA 1978 Section 1-22-3.1(2018). Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

Mayor Pro-Tem Tolley moved to approve publication of Ordinance No. 715 authorizing the City of Truth or Consequences to opt in to the Regular Local Election Act, pursuant to NMSA 1978 Section 1-22-3.1(2018). Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

F. ORDINANCES/RESOLUTIONS/ZONING:

1. Discussion/Action: Consideration of amendments to Resolution 33 19/20 pertaining to a back to work plan for the City of Truth or Consequences:

City Manager Madrid explained that this is the item that was agreed to be on every agenda during the pandemic. The State of New Mexico has not made any changes to move into the next phase. The statewide numbers are reflecting that we are on track to enter that phase. However, there is some speculation among the Governor's Office that it may not be until the second or the third week of July.

No action was taken on this item.

2. Discussion/Action: Resolution No. 39 19/20 Budget Adjustments:

City Manager Madrid explained that this budget adjustment is required by the Department of Finance and Administration to make sure that our end of year budget balances are in line with the way we are going to finish the fiscal year. You will see that the biggest adjustment is the adjustment to our budgeted revenues. As we discussed in the approval of the preliminary budget, we were very conservative in our estimates. We also have clean up adjustments that needed to be included.

Finance Director Carol Kirkpatrick gave a brief overview of the presented budget adjustments for FY 19/20.

The Commission asked that a Budget Workshop be scheduled so they can become more familiar with the budget, and any questions they might have can be answered.

City Manager Madrid recommended that they hold a Special Meeting for the approval of our final budget for next year.

Finance Director Kirkpatrick stated that the final budget will be presented at the end of July.

Commissioner Forrister moved to approve Resolution No. 39 19/20 Budget Adjustments. Commissioner Baca & Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Discussion/Action: Resolution No. 40 19/20 Budget Adjustment/Cash Transfers:

City Manager Madrid explained that this is a similar item except this budget adjustment deals with only with cash transfers.

Commissioner Forrister made a motion to approve Resolution No. 40 19/20 Budget Adjustments. Mayor Pro-Tem Tolley seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

G. NEW BUSINESS:

1. Discussion/Action: Approval of contracts for Steven Sage and Gibson Law Office LLC as the appointed Attorneys for the Municipal Court:

City Attorney Rubin explained that this is something we do on an annual basis. These are public defender contracts we have for the Municipal Court. There are certain times when you have to have a court appointed attorney, especially if someone is facing a possible jail sentence of over 6 months. It is necessary that we have these contracts, and these are the same contract we have been using for many, many years. The terms have not changed, and the compensation is \$650 per case.

Commissioner Baca made a motion to approve contracts for Steven Sage and Gibson Law Office LLC as the appointed Attorneys for the Municipal Court. Mayor Pro-Tem Tolley seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

2. Discussion/Action: Approval of amendment to Tower Lease Agreement between the City of Truth or Consequences and CommNet Cellular Inc., dba Verizon Wireless:

City Manager Madrid explained that this is an amendment to an agreement that has been in place for several years. The lessee has offered to extend the lease for a longer term and increase the lease payments significantly.

Electric Department Director Easley explained that the tower has been on city property for many years, and many other providers will be added to the tower.

City Attorney Rubin explained that there were several things he wanted to change when they first proposed this amendment. He used the lease agreement we have with Gravity Pad as a basis, and there were several things he wanted to make sure were included in this lease agreement. American Tower was willing to go along with almost everything except for the term of the lease. The lease we have in place right now is scheduled to expire on May 31, 2028. They had the option to extend the lease for six additional terms

of 5 years each. We don't really have a say so in saying that we want to terminate this unless they do something contrary to the terms of the lease. They agreed with all of his proposals, but they insisted on extending the lease for another 30 years. He feels that this document is in the best interest of the city, and the rent amount will increase significantly with an increase of 15% every 5 years.

Mayor Pro-Tem Tolley doesn't feel comfortable with us being locked into this contract for 30 years.

Mayor Whitehead suggested that they postpone this item until the next meeting so City Manager Madrid can reach out to CommNet Cellular Inc. in regards to the 30 year commitment.

Commissioner Baca made a motion to postpone the amendment to Tower Lease Agreement between the City of Truth or Consequences and CommNet Cellular Inc., dba Verizon Wireless until the next meeting. Mayor Pro-Tem Tolley seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

3. Discussion/Action: Approve the following agreements:

- a. Approve Agreement between Children, Youth, and Families Division (CYFD) and the City of Truth or Consequences for the Juvenile Justice Advisory Council (JJAC)**
- b. Approve the Sub-Contractor Agreement with Truth or Consequences Municipal School District:**

City Manager Madrid explained that this program for the Juvenile Justice Advisory Council (JJAC) has been ran by the schools for the last year and prior to that the agreement was with Apple Tree. The funding comes to the City of Truth or Consequences from the Department of Children, Youth, and Families Division (CYFD). This is generally not our fortay. However, we provide a matching amount for this grant, and the growth of the program has grown a lot this year. The statute that created the program requires that local governments participate in it. This is a community program that is to benefit the youth which benefits our community. The contract between Children, Youth, and Families Division (CYFD) and the City of Truth or Consequences is dictated by the State of New Mexico and we cannot make any amendments to that.

Commissioner Aragon made a motion to approve Agreement between Children, Youth, and Families Division (CYFD) and the City of Truth or Consequences for the Juvenile Justice Advisory Council (JJAC). Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

Commissioner Aragon made a motion to approve the Sub-Contractor Agreement with Truth or Consequences Municipal School District subject to final negotiation. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

4. Discussion/Action: Appointment of two members to serve as City Representatives on the Sierra Vista Hospital Governing Board:

City Manager Madrid noted that we advertised for this position, and received applications from Rolf Hechler, Kathy Clark and Bruce Swingle.

Mayor Whitehead read a letter received from Kathy Pape, Frances Luna and Travis Day in support of Bruce Swingle being re-appointed to the board. (Complete copy attached hereto and made part hereof).

Discussion ensued regarding the candidates who would best fit the position of city representatives on the Sierra Vista Hospital Governing Board.

Mayor Whitehead made a motion to appoint Kathy Clark and Rolf Hechler to serve as City Representatives on the Sierra Vista Hospital Governing Board. Mayor Pro-Tem Tolley seconded the motion. Roll call was taken by the Clerk-Treasurer.

Hon. Amanda Forrister, Commissioner voted nay.

Hon. Paul Baca, Commissioner voted nay.

Hon. Brendan Tolley, Mayor Pro-Tem voted aye.

Hon. Sandra Whitehead, Mayor voted aye.

Hon. Randall Aragon, Commissioner voted nay.

Motion died with 3 votes as nay and 2 votes as aye.

Commissioner Forrister made a motion to appoint Bruce Swingle and Rolf Hechler to serve as City Representatives on the Sierra Vista Hospital Governing Board. Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer.

Hon. Sandra Whitehead, Mayor voted aye.

Hon. Brendan Tolley, Mayor Pro-Tem voted nay.

Hon. Paul Baca, Commissioner voted aye.

Hon. Randall Aragon, Commissioner voted aye.

Hon. Amanda Forrister, Commissioner voted aye.

Motion carried with a 4-1 vote.

Torres, Angela

From: Sandra Whitehead
Sent: Thursday, July 02, 2020 3:02 PM
To: Torres, Angela
Subject: FW: Bruce Swingle

-----Original Message-----

From: Kathi Pape <kapape@gmail.com>
Sent: Wednesday, June 24, 2020 5:05 AM
To: Sandra Whitehead <sandra.whitehead@torcnm.org>; Baca, Paul <Paul.Baca@torcnm.org>;
hungrybrendan@gmail.com; aforrister13@gmail.com; raragon1257@gmail.com
Subject: Bruce Swingle

I am writing to ask for your re-appointment of Bruce Swingle to the Sierra Vista Hospital Governing Board. The expertise and knowledge of government, personnel, and community needs that he brings to the Board has been invaluable. At this critical time in healthcare, continuity in leadership is essential.
Thank you for your consideration.

Kathi Pape, FNP-C
Sierra Vista Hospital Governing Board Member Sent from my iPad

Torres, Angela

From: Sandra Whitehead
Sent: Thursday, July 02, 2020 3:03 PM
To: Torres, Angela
Subject: FW: Bruce Swingle Recommendation Letter

From: Frances Luna <francesfirecrackerluna@gmail.com>
Sent: Wednesday, June 24, 2020 6:40 AM
To: Amanda Forrister <aforrister13@gmail.com>; Sandra Whitehead <sandra.whitehead@torcnm.org>; Paul Baca <pbaca37@gmail.com>; Randall Aragon <raragon1257@gmail.com>; Brendan Tolley <hungrybrendan@gmail.com>; Madrid, Morris <mmadrid@torcnm.org>; Bruce Swingle <bswingle@sierraco.org>
Subject: Bruce Swingle Recommendation Letter

Good morning all,

I wanted to take a moment to recommend the reappointment of Bruce to the Governing Board at today's meeting. Bruce has an irreplaceable amount of expertise when it comes to government that is invaluable on the Governing Board. He has an inherent knowledge of how government (especially in Santa Fe) works and is able to serve as a strong board member.

Having served as the past chair of the hospital ownership board, and the current vice-chair, I've seen countless times when Bruce reminds everyone that cooler heads prevail and is able to offer his experience and mediation skills to resolve issues. He has also traveled to Santa Fe to meet with officials and is well respected among the community and state.

Furthermore, there is such a STEEP learning curve for the Governing Board. From learning all the acronyms to understanding the credentialing process, licensures and HIPPA, it is not easy to "just replace" any Governing Board member.

I understand that the commission has been told there is a conflict because Bruce is also the County Manager. As a County Commissioner, let me assure you that we have discussed the matter with legal council and there is absolutely NO conflict!

I hope that you and the other commissioners will support him, as he has given SO much of his time to the hospital, and the citizens of the city. To lose him on this board would be a loss to the hospital and the entire county.

If you have any questions, please do not hesitate to contact me.

Thank you for your time.

--

WE'VE MOVED! PLEASE UPDATE OUR MAILING ADDRESS TO 217 EAST THIRD, T-OR-C.

Frances Luna

Publisher • Co-Owner

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www.gpkmedia.com

Torres, Angela

From: Sandra Whitehead
Sent: Thursday, July 02, 2020 3:03 PM
To: Torres, Angela
Subject: FW: Governing Board Appointment

-----Original Message-----

From: Travis Day <tday@sierraco.org>
Sent: Wednesday, June 24, 2020 7:25 AM
To: Tolley, Brendan <Brendan.Tolley@torcnm.org>; Sandra Whitehead <sandra.whitehead@torcnm.org>; Aragon, Randall <randall.aragon@torcnm.org>; Baca, Paul <Paul.Baca@torcnm.org>; Forrister, Amanda <Amanda.Forrister@torcnm.org>
Cc: Madrid, Morris <mmadrid@torcnm.org>
Subject: Governing Board Appointment

Good Morning Honorable Commissioners,

I would like to recommend the reappointment of Bruce Swingle to the Hospital Governing Board. Bruce has an immense amount of experience and expertise in handling difficult issues pertaining to hospital finances and operations. He has earned the respect of fellow governing board members and the community and is seen as a vital member of the governing board.

There have been numerous discussions since I have served on the JPC in regards to a potential conflict of interest of Bruce serving on the board however time and time again it has been said by legal counsel that there is absolutely no conflict of interest with Bruce serving as both a governing board member and county manager. In one discussion with Bruce he stated that he makes decisions based on what is best for SVH not what is best for the governmental entities. I think that statement speaks volumes to his dedication and passion to the hospital and the community it serves.

Thank you for your time.

Travis Day

5. Discussion/Action: Consider the appointment of Jeff Dornbusch and Ron Pacourek to the Public Utility Advisory Board:

City Manager Madrid explained that this is a recommendation from the Public Utility Advisory Board. These are re-appointments, and he has no reason not to agree with this recommendation.

Commissioner Aragon made a motion to appoint the appointment of Jeff Dornbusch and Ron Pacourek to the Public Utility Advisory Board. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.

6. Discussion/Action: Appointment of Mayor Pro-Tem Brendan Tolley to serve as a Board Member on the Sierra County Recreation & Tourism Advisory Board:

City Manager Madrid stated that this was an appointment that had previously been discussed and was brought back to clarify Mayor Pro-Tem Brendan Tolley to serve as an active Board Member rather than an alternate.

Commissioner Baca made a motion to appoint the appointment Mayor Pro-Tem Brendan Tolley to serve as a Board Member on the Sierra County Recreation & Tourism Advisory Board. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer.

Hon. Amanda Forrister, Commissioner voted aye.

Hon. Paul Baca, Commissioner voted aye.

Hon. Brendan Tolley, Mayor Pro-Tem abstained.

Hon. Sandra Whitehead, Mayor voted aye.

Hon. Randall Aragon, Commissioner voted aye.

Motion carried with a 4-1 vote.

H. REPORTS:

City Manager Madrid reported the following:

- The refinancing of our loan with the New Mexico Finance Authority was scheduled to be on today's agenda. The reason it is not on the agenda is because it had to go back to the board because interest rates have fallen even more. The item has been delayed for action by NMFA and further action by us for a good reason. He is not sure if we will have to re-start the process because it involves an ordinance, but whatever the process is, we will make sure things are done properly.

City Commission Reports:

Commissioner Aragon reported the following:

- He asked that procedures for the appointment of board members be adopted.

Mayor Pro-Tem Tolley reported the following:

- He commented on the Mims fire and asked if the city could look into areas in the city limits where we have massive overgrowth and get those areas cleaned up.
- Witnessing the community involvement when it came the recent fire was such a wonderful experience. In the coming months he wants to explore some sort of community involvement efforts.

City Manager Madrid explained that the fire was in the city limits, not on city property.

Commissioner Forrister reported the following:

- She asked that department heads be present at the budget workshop.
- She asked about airport hangar evictions.
- She also commented on the Mims fire.

City Manager Madrid explained that the airport hangars are intended to store airplanes. They are not intended to be used as storage units.

Mayor Whitehead reported the following:

- She extended her appreciation to everyone who assisted with the Mims fire.

I. EXECUTIVE SESSION:

1. Threatened & Pending Litigation (current & possible Litigation) pursuant to 10-15-1(H.7) and Real Property (various properties) Pursuant to 10-15-1(H.8):

Commissioner Forrister moved to approve going into executive session at 10:07 a.m. to discuss Threatened & Pending Litigation (current & possible Litigation) pursuant to 10-15-1(H.7) and Real Property (various properties) Pursuant to 10-15-1(H.8). Mayor Pro-Tem Tolley seconded the motion. Roll call vote was taken by the Clerk-Treasurer. Motion carried unanimously.

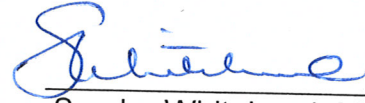
Mayor Whitehead reconvened the meeting in open session at 12:42 p.m.


Mayor Pro-Tem Tolley certified that only matters pertaining to Threatened & Pending Litigation (current & possible Litigation) pursuant to 10-15-1(H.7) and Real Property (various properties) Pursuant to 10-15-1(H.8) was discussed in Executive Session and no action was taken.

J. ADJOURNMENT

Commissioner Baca moved to adjourn at 12:44 p.m. Mayor Pro-Tem Tolley seconded the motion. Motion carried unanimously.

Passed and Approved this 8th day of July, 2020.


Sandra Whitehead, Mayor


Angela A. Torres, CMC, City Clerk