

*Sandra Whitehead*  
*Mayor*

*Amanda Forrister*  
*Mayor Pro-Tem*

*Frances Luna*  
*Commissioner*



*Paul Baca*  
*Commissioner*

*Randall Aragon*  
*Commissioner*

*Bruce Swingle*  
*City Manager*

*505 Sims St.*  
*Truth or Consequences, New Mexico 87901*  
*P: 575-894-6673 ♦ F: 575-894-7767*  
*www.torcnm.org*

## REGULAR MEETING

THE REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, TO BE HELD IN THE COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> ST., ON WEDNESDAY, AUGUST 25, 2021; TO START AT 9:00 A.M.

### A. CALL TO ORDER

### B. INTRODUCTION

#### 1. ROLL CALL

Hon. Sandra Whitehead, Mayor  
Hon. Amanda Forrister, Mayor Pro-Tem  
Hon. Paul Baca, Commissioner  
Hon. Randall Aragon, Commissioner  
Hon. Frances Luna, Commissioner

#### 2. SILENT MEDITATION

#### 3. PLEDGE OF ALLEGIANCE

#### 4. APPROVAL OF AGENDA

### C. PUBLIC COMMENT (3 Minute Rule Applies)

### D. CONSENT CALENDAR

1. City Commission Special Budget/Finance Workshop Minutes, August 9, 2021
2. City Commission Regular Minutes, August 11, 2021
3. Acknowledge Regular Public Utility Advisory Board Minutes, July 19, 2021

### E. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Resolution No. 16 21/22 in support of the Infrastructure Capital Improvement Plan (ICIP) for the Sierra Joint Office on Aging (SJOA). Crystal Walton, SJOA Executive Director
2. Discussion/Action: Resolution No. 17 21/22 Approve resolution, list, and ranking for the FY 2023-2027 Infrastructure Capital Improvement Plan (ICIP) as required by DFA. Traci Alvarez, Assistant City Manager

ORDINANCES/RESOLUTIONS/ZONING Continued...

3. Discussion/Action: Special Election Resolution No. 18 21/22 calling for a Special Election on Tuesday, February 15, 2022 for the purpose of a petition against Resolution No. 05 21/22. Angela A. Torres, City Clerk
4. Discussion/Action: Resolution No. 19 21/22 rescinding the Commission's action to name Triangle Park the 911 Memorial Monument Park, and to locate a 911 Memorial in the park. City Manager Swingle

F. NEW BUSINESS

1. Discussion/Update: Update on the re-opening plans for Sierra Joint Office on Aging (SJOA). Crystal Walton, SJOA Executive Director
2. Discussion/Action: Approval of Purchase Requisitions over \$20,000. Carol Kirkpatrick, Finance Director
3. Discussion/Action: Authorization to open a new checking account at First Savings Bank for "Special Revenue" funds. Carol Kirkpatrick, Finance Director
4. Discussion/Action: Approval of User Agreement, and Inter-Governmental Service Agreement for Traffic & Criminal Software between the New Mexico Department of Public Safety, and the Truth or Consequences Police Department. Police Chief Rodriguez
5. Discussion/Action: Review and approval of Take Home Vehicle forms for various departments. City Manager Swingle
6. Discussion/Action: Selection of voting delegate for the 2021 New Mexico Municipal League Annual Conference. City Manager Swingle

G. REPORTS

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

H. EXECUTIVE SESSION

1. Threatened & Pending Litigation (Clover Leaf Water Rights Case) pursuant to 10-15-1(H.7).

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

J. ADJOURNMENT

**The meeting will be broadcast live through KCHS on 101.9 FM.**

**If you do not wish to attend the meeting, but would like to give public input, please submit your comments to [torcpubliccomment@torcnm.org](mailto:torcpubliccomment@torcnm.org), by fax at (575) 894-6690, or a hard copy can be dropped off at the City Clerk's Office, 505 Sims Street, Truth or Consequences, NM. Please submit your comments no later than  
**Monday, August 23, 2021****

**NEXT REGULAR CITY COMMISSION MEETING SEPTEMBER 8, 2021**



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.1

**SUBJECT:** City Commission Workshop Minutes, August 9, 2021  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** August 19, 2021  
**SUBMITTED BY:** Angela A. Torres, Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** City Clerk Torres

**Summary/Background:**

Minutes approval.

**Recommendation:**

Approve the minutes.

**Attachments:**

- CC Minutes

**Fiscal Impact (Finance):** N/A

\$0.00

**Legal Review (City Attorney):** N/A

None.

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: [Click here to enter text.](#)

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
MONDAY, AUGUST 9, 2021

**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. Amanda Forrister, Mayor Pro-Tem  
Hon. Paul Baca, Commissioner  
Hon. Randall Aragon, Commissioner  
Hon. Frances Luna, Commissioner

Also Present: Bruce Swingle, City Manager  
Angela A. Torres, City Clerk-Treasurer

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

**2. PLEDGE OF ALLEGIANCE:**

Mayor Whitehead led the Pledge of Allegiance.

**3. APPROVAL OF AGENDA:**

**Commissioner Luna moved to approve the agenda as submitted. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**C. WORKSHOP:**

**1. Workshop regarding the City of Truth or Consequences Budget-Finance:**

Commissioner Luna along with the other Commissioners asked that the Municipal Court be involved in the Budget/Finance Workshop.

CITY COMMISSION AUGUST 9, 2021 REGULAR MEETING MINUTES

The Commission and city staff discussed the following items: (Worksheets attached hereto and made a part hereof).

- **Department Revenues, Expenses and Transfers.**
- **Debt.**
- **Department Services/Usage.**
- **Property Taxes.**
- **Gross Receipts Tax's.**
- **Revenue Growth Options including City Real Estate; User Fees; City Services for non-city entities.**
- **Next steps for the City to increase revenue.**
- **Ideas to increase revenue.**

**D. ADJOURNMENT:**

**Commissioner Aragon moved to adjourn at 12:26 p.m. Commissioner Luna seconded the motion. Motion carried unanimously.**

**Passed and Approved this 25<sup>th</sup> day of August, 2021.**

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Sandra Whitehead, Mayor

ATTEST:

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Angela A. Torres, CMC, City Clerk



# **COMMISSION REVENUE, BUDGET & FINANCE WORKSHOP**

August 9, 2021

1. Department Revenues, Expenses and Transfers
2. Debt
3. Department Services/Usage
4. Property Taxes
5. GRT's
6. Revenue Growth Options
  - City real estate
  - User fees
  - City Services for non-city entities
7. Next Step(s)

**CITY OF TRUTH OR CONSEQUENCES**

**2021-2022 FINAL BUDGET**

**COMMISSION APPROVED JULY 28, 2021**

Fund No.	Fund	Estimated Beginning Cash Balance	+ Investments	Cash & Investments =	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash = Balance	DFA Local Reserve - Requirement	Estimated Ending Cash = Balance
		7/1/2021	7/1/2021		2021-22	2021-22	2021-22	6/30/2021			
101	General Fund	1,225,246.69	106,051.74	1,331,298.43	4,092,376.00	2,756,795	(561,675)	(6,225,302)	1,393,492	(518,775)	874,717
<b>SPECIAL REVENUE FUNDS</b>											
201	Corrections	16,220.59		16,220.59	5,500.00	95,000		(110,000)	6,721		6,721
209	Fire Protection Fund	374,001.56		374,001.56	327,428.00	-	-	(410,700)	290,730		290,730
211	Law Enforcement (NEW)	-		-	26,000.00	-	-	(26,000)	-		-
214	Lodger's Tax	495,234.99		495,234.99	300,800.00		(90,000)	(400,305)	305,730		305,730
216	Municipal Street	433,545.99	-	433,545.99	486,348.00	45,100	(100,000)	(830,833)	34,161		34,161
217	Recreation Fund (NEW)	5,405.73	-	5,405.73	-	-	-	(5,355)	51		51
260	Fiscal Recovery Funds (NEW)	-	-	-	712,404.00	-	-	(712,404)	-		-
293	Veterans Wall Perpetual Care	1,150.00		1,150.00	375.00			(1,150)	375		375
294	State Library	3,649.37		3,649.37	43,241.00	-	-	(46,041)	849		849
295	Municipal Pool	23,132.76	-	23,132.76	6,500.00	188,000		(215,096)	2,537		2,537
296	PD GRT Fund	808,220.33		808,220.33	300,200.00	-	(112,728)	(191,834)	803,858		803,858
297	PD Confidential Fund	6,795.92	-	6,795.92	5.00	-	-	(6,700)	101		101
298	PD Donations	-		-					-		-
	<b>Subtotal</b>	<b>2,167,357.24</b>	<b>-</b>	<b>2,167,357.24</b>	<b>2,208,801.00</b>	<b>328,100</b>	<b>(302,728)</b>	<b>(2,956,418)</b>	<b>1,445,112</b>		<b>1,445,112</b>

Fund No.	Fund	Estimated Beginning Cash Balance	+ Investments	Cash & = Investments	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash = Balance	DFA Local Reserve - Requirement	Estimated Ending Cash = Balance
<b>CAPITAL PROJECTS FUNDS</b>											
301	Water/WW/EFFL Water Refuse	130,939.43	101,816.10	232,755.53	1,920.00	-	-	-	234,676		234,676
302	Electrical Const.	3.93	-	3.93	-				4		4
303	Veterans Wall	17,364.29		17,364.29	-	-	-	(11,900)	5,464		5,464
304	Senior State Grant	60,079.95		60,079.95	259,413.00	-	(60,080)	(259,413)	(0)		(0)
305	Capital Imp. (General)	85,258.71		85,258.71	13.00	-	-	(85,231)	41		41
306	Capital Imp. (Jt. Utility)	270,614.06		270,614.06	296,956.00	-	-	(242,711)	324,859		324,859
307	Golf Course Imp. Fund	16,454.20		16,454.20	-	-	-	(16,454)	0		0
308	Capital Imp. (USDA FE Loader)	100.00		100.00	-	-	(100)	-	-		-
309	Capital Imp. (USDA WWTP)	40,042.42	-	40,042.42	-	-	-	-	40,042		40,042
311	R & R Sewer	-	146,230.63	146,230.63	500.00	-	-	-	146,731		146,731
312	R & R Airport	20,462.02		20,462.02	51,385.00	-	-	(62,877)	8,970		8,970
313	R & R Water (CD)	0.03	129,217.80	129,217.83	400.00	-	-	-	129,618		129,618
315	Capital Imp. Reserves (Jt. Utility)	283,044.27	1,046,971.82	1,330,016.09	1,024,763.00	252,727	(80,000)	(450,834)	2,076,672		2,076,672
316	Emergency Repair Reserves	117,064.31	41,814.23	158,878.54	330.00	12,500		(60,000)	111,709		111,709
317	Waste Water Repair Reserves	109,918.80	104,700.17	214,618.97	640.00	18,954		-	234,213		234,213
318	Electrical Const. Reserves	8,126.19	86,541.71	94,667.90	1,585.00	10,000		-	106,253		106,253
320	USDA Water System Improvement	-		-	8,647,150.00	-	-	(8,647,150)	-		-
360	NMFA Projects	-	-	-	1,129,555.00	109,000		(1,140,626)	97,929		97,929
370	Water Trust Board Projects	-		-	641,146.00	71,000		(685,540)	26,606		26,606
380	Other State Funded Projects	-		-	1,623,988.00	2,189		(1,626,177)	-		-
	<b>Subtotal</b>	<b>1,159,472.61</b>	<b>1,657,292.46</b>	<b>2,816,765.07</b>	<b>13,679,744.00</b>	<b>476,370</b>	<b>(140,180)</b>	<b>(13,288,913)</b>	<b>3,543,786</b>		<b>3,543,786</b>
<b>DEBT SERVICE FUND</b>											
403	Pledge State Tax	112,934.26	2,286,213.03	2,399,147.29	342,011.00	461,783	-	(921,394)	2,281,547		2,281,547
	<b>Subtotal</b>	<b>112,934.26</b>	<b>2,286,213.03</b>	<b>2,399,147.29</b>	<b>342,011.00</b>	<b>461,783</b>	<b>-</b>	<b>(921,394)</b>	<b>2,281,547</b>		<b>2,281,547</b>

Fund No.	Fund	Estimated Beginning Cash Balance	+ Investments	Cash & = Investments	Estimated + Revenues	Cash + Transfers In	Cash - Transfers Out	Estimated - Expenditures	Estimated Ending Cash = Balance	DFA Local Reserve - Requirement	Estimated Ending Cash = Balance
<b>ENTERPRISE FUNDS</b>											
501	Cemetery	39,663.55	-	39,663.55	8,520.00	-	-	(12,000)	36,184		36,184
502	Utility Office	45,439.58	-	45,439.58	43,800.00	431,700	-	(509,070)	11,870		11,870
503	Electric Division	1,252,477.04		1,252,477.04	7,372,173.00	-	(1,917,705)	(6,295,261)	411,684		411,684
504	Water Division	521,181.54		521,181.54	1,452,968.00	-	(686,147)	(817,265)	470,738		470,738
505	Solid Waste Division	1,132,867.20	424,206.95	1,557,074.15	2,312,956.00	-	(900,249)	(2,364,421)	605,360		605,360
506	Waste Water Division	518,185.40		518,185.40	1,164,625.00	-	(337,550)	(957,348)	387,912		387,912
507	Transfer Station	20.09		20.09	-	-	-	-	20		20
508	Golf Course	24,439.88	-	24,439.88	41,515.00	206,437	-	(269,575)	2,817		2,817
509	Municipal Airport	41,041.28	-	41,041.28	201,225.00	144,238	(2,189)	(371,287)	13,028		13,028
	<b>Subtotal</b>	<b>3,575,315.56</b>	<b>424,206.95</b>	<b>3,999,522.51</b>	<b>12,597,782.00</b>	<b>782,375</b>	<b>(3,843,840)</b>	<b>(11,596,227)</b>	<b>1,939,613</b>	<b>-</b>	<b>1,939,613</b>
<b>FIDUCIARY &amp; INTERNAL SVC. FUNDS</b>											
600	Internal Service Fund	28,141.75	-	28,141.75	10,000.00	43,000		(70,500)	10,642		10,642
700	Court Bond Fund	1,000.41	-	1,000.41	-	-	-	-	1,000		1,000
	<b>Subtotal</b>	<b>29,142.16</b>	<b>-</b>	<b>29,142.16</b>	<b>10,000.00</b>	<b>43,000</b>	<b>-</b>	<b>(70,500)</b>	<b>11,642</b>		<b>11,642</b>
<b>GRAND TOTAL (ALL FUNDS)</b>		<b>8,269,468.52</b>	<b>4,473,764.18</b>	<b>12,743,232.70</b>	<b>32,930,714.00</b>	<b>4,848,423</b>	<b>(4,848,423)</b>	<b>(35,058,754)</b>	<b>10,615,193</b>	<b>(518,775)</b>	<b>10,096,418</b>

Examples:

Essential

cannot be cut  
Police  
Fire  
City Attorney

can reduce some expenses:

City Offices  
Facilities  
Roads (e.g. use state funds for repairs, not  
vehicle replacements only when absolutely  
essential  
except police & fire

Nonessential

Golf Course  
Swimming Pool  
Library

support for non-profits

rank by importance of function  
SJOA high  
others???

Utility Departments
not included
enterprise funds
self sufficient

### **Gross Receipts Tax (5.00% Statewide)**

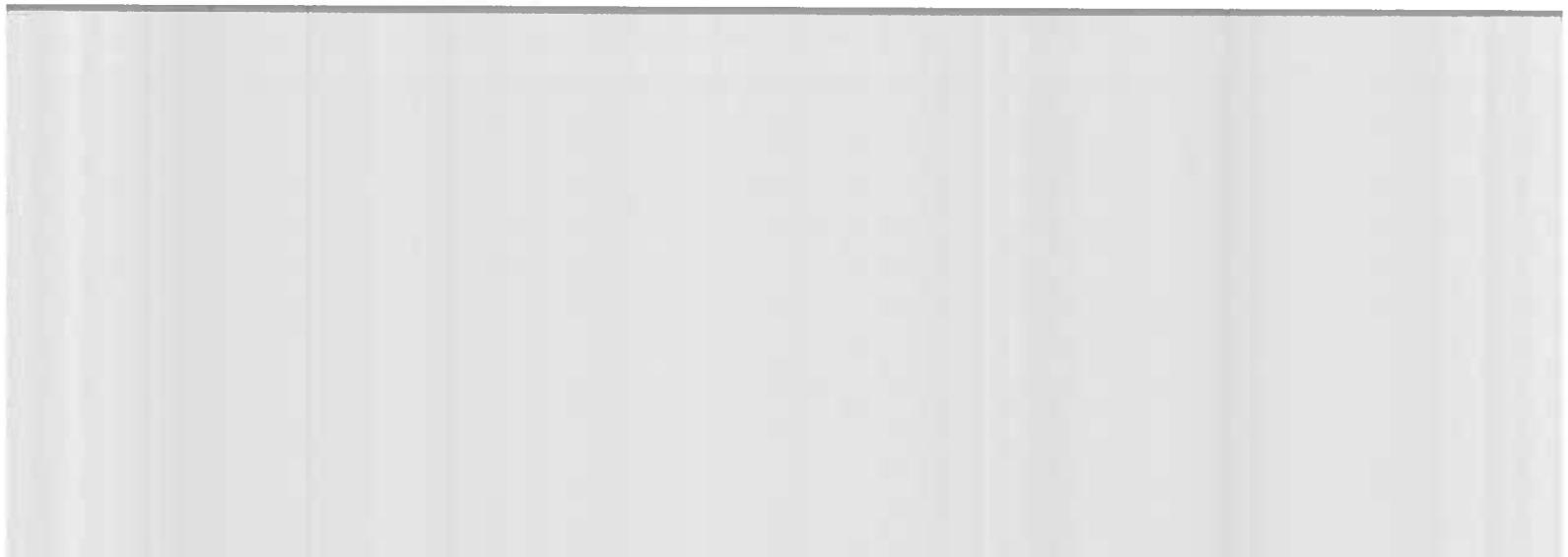
- Major source of municipal revenues.
- Together with locally imposed Municipal Gross Receipts Tax makes up over 70% of total general fund revenues.
- Statewide, a 5% gross receipts tax is collected and 1.225% is returned to municipalities in which the tax was collected.
- On average, approximately 6.27% to 6.30% of the GRT received in the General Fund is used to pay for loans for the Police Department Building and Refinancing of a prior loan with new money for Parks, Technology, Vehicles, HVAC, Roofing and Minor Pool Repairs.

### **Locally Imposed Municipal Gross Receipt Tax (1.6875%)**

- The City of Truth or Consequences has imposed Ordinances allocating a portion of the 1.6875% in Municipal Gross Receipt Tax for specific purposes. (See Attachment A)
- On average approximately 25.80% of the Locally Imposed GRT is allocated for specific reasons as stated in the Ordinances.

### **Recap of Gross Receipts Tax Received (See Attachment B)**

### **Detail of Gross Receipts Tax Received Minus Allocations for Ordinances and Loan Payments Via Intercepts (See Attachment C)**



**CITY OF TRUTH OR CONSEQUENCES  
GROSS RECEIPTS TAX, ORDINANCES, AND INTERCEPTS**

**LOCALLY IMPOSED GROSS RECEIPTS TAX 1.6875%**

Revenue Source	Deposited to	Ordinance	Percentage	Ordinance Wording	Annual Intercept	Intercept (Loan Payment) Description	
<b>Code 630 Environmental</b>	Solid Waste Facilities, etc.	Ordinance 376	0.0625	1/16 of 1% GRT for Solid Waste, Water, Wastewater, Sewer Systems (City Allocates to Solid Waste)	None		
<b>Code 645 Infrastructure</b>	General Fund	Ordinance 472 (amending Ordinance 389)	0.0625 0.0625	1/8 <sup>th</sup> of 1 percent GRT for general municipal purposes OR the infrastructure funds (1/16th infrastructure or 1/16th general purposes) At this time, all is deposited to GF	None		
<b>Code 650 Municipal GRT</b>	GRT to Hospital Via Monthly Check	Ordinance #454-A-98 HOSPITAL PORTION	0.1875	% of .25 percent or 3/16 <sup>th</sup> percent GRT to the Sierra Vista Hospital for operational and maintenance expenses	None		
	General Fund	Ordinance #454-A-98 MUNI PORTION	0.0625	and % of .25 percent or 1/16 <sup>th</sup> percent GRT for the General Fund			
	General Fund	ORDINANCE # 292	0.2500	1/4 of 1% GRT			
	General Fund	ORDINANCE # 296	0.2500	1/4 of 1% GRT			
	General Fund	ORDINANCE # 347	0.2500	1/4 of 1% GRT			
	Streets	ORDINANCE # 283 STREETS	0.2500	1/4 GRT Streets	\$ 121,162.92		PPRF-5198 Paid by GRT Proceeds for Streets (Street Improvements)
	Police Dept GRT Fund	ORDINANCE # 606 Public Safety (PD GRT)	0.2500	1/4 of 1% GRT	\$ 21,014.88		PPRF-4895 General Fund Intercept (PD Equip) Paid from PD GRT
Total of All Local Imposed GRT			1.6875		142,177.80	Total Non General Funds Intercepts (Payments)	

**STATE SHARED GROSS RECEIPTS TAX**

<b>Code 690</b>					\$ 271,840.00	Loan PPRF-4968 General Fund Intercept
<b>Municipal Revenues - Distributions From the State (Muni-Share)</b>	General Fund 100%	Major source of municipal revenues. Together with locally imposed Municipal Gross Receipts Tax makes up over 70% of total general fund revenues. Statewide, a 5% gross receipts tax is collected and 1.225% is returned to municipalities in which the tax was collected.			\$ 14,992.00	CWPA TorC8 Oper Intercept (Police Bld) Paid by General Funds GRT Proceeds
					\$ 286,832.00	Total for General Fund Intercepts (Payments)

**RECAP OF GROSS RECEIPTS TAX RECEIVED MINUS ALLOCATIONS FOR ORDINANCES AND LOAN PAYMENTS VIA INTERCEPTS**

Analysis:		2017-18	2018-19	2019-20	2020-21	TOTAL	AVG
The total gross receipts tax received over 4 years	+	3,333,234	4,040,308	4,153,612	4,247,008	15,774,162	\$ 3,943,541
Less amounts allocated to other funds or areas		(888,501)	(1,033,298)	(1,062,795)	(1,084,440)	(4,069,034)	25.80%
Less amounts paid for loans via GRT Intercepts		(213,610)	(213,761)	(277,235)	(289,047)	(993,653)	6.30%
Subtotal	-	(1,102,111)	(1,247,059)	(1,340,030)	(1,373,487)	(5,062,687)	47.26%
Net amount to General Funds to support operations =	=	2,231,123	2,793,249	2,813,582	2,873,521	10,711,475	67.91%
		66.94%	69.13%	67.74%	67.66%	67.91%	

From all Gross Receipts Tax received, the City is left between 66.94% to 69.13% to use for all other operations.  
 The City is allocating approximately 25.80% of Total Gross Receipts Tax revenues to other funds or areas based on Ordinances.  
 The City is paying 6.30% of Total Gross Receipts Tax revenues for loans.

**ATTACHMENT B**

**DETAIL OF GROSS RECEIPTS TAX RECEIVED MINUS ALLOCATIONS FOR ORDINANCES AND LOAN PAYMENTS VIA INTERCEPTS**

	2017-18	2018-19	2019-20	2020-21	TOTAL	4 YR AVG
<b>GROSS RECEIPTS TAX</b>	Estimate Only					
Code 630 Municipal Environment	72,192	86,127	88,587	90,333	265,047	66,262
Code 645 Muni-Infrastructure (or General)	145,798	172,257	177,180	180,811	530,248	132,562
Code 650 Municipal GRT	1,773,167	2,066,556	2,125,544	2,168,960	6,361,060	1,590,265
Code 690 Muni Share - State GRT	1,342,077	1,715,369	1,762,301	1,806,904	5,284,573	1,321,143
<b>TOTAL GROSS RECEIPTS TAX RECEIVED</b>	<b>+</b> 3,333,234	4,040,308	4,153,612	4,247,008	12,440,928	3,110,232
<b>LESS AMOUNTS ALLOCATED TO OTHER FUNDS OR AREAS:</b>						
						<b>% of TTL GRT</b>
630 Municipal Environment	(72,192)	(86,127)	(88,587)	(90,333)	(265,047)	2.13%
650 Municipal (Locally Imposed)						
Ordinance 454-A-98 Hospital	(201,236)	(258,319)	(265,693)	(271,120)	(795,132)	6.39%
Ordinance 283 STREETS	(418,951)	(344,426)	(354,257)	(361,493)	(1,060,177)	8.52%
Ordinance 606 SAFETY (PD GRT)	(268,314)	(344,426)	(354,257)	(361,493)	(1,060,177)	8.52%
	<b>-</b> (888,501)	(1,033,298)	(1,062,795)	(1,084,440)	(3,180,533)	25.57%
<b>Net Amount to General Funds Before Intercept (Loan) Payments</b>	<b>=</b> 2,444,733	3,007,010	3,090,817	3,162,568	9,260,395	
<b>Intercepts Paid from General Fund Proceeds</b>						<b>% of TTL GRT</b>
CWPA TorC 8 Oper. (Police Bld)	(15,168)	(15,319)	(15,168)	(15,168)	(45,655)	
PPRF-4968 (Refinanced CWPA TorC 13 and New Funds \$1,000,000)	(198,442)	(198,442)	(262,067)	(273,879)	(734,389)	
<b>Total Loans (Intercepts)</b>	<b>-</b> (213,610)	(213,761)	(277,235)	(289,047)	(780,043)	6.27%
<b>Net Amount to General Fund to Support Annual Operations</b>	<b>=</b> 2,231,123	2,793,249	2,813,582	2,873,521	8,480,352	68.16%

**MAJOR FUNDS CASH TRANSFERS IN AND OUT**

**101 GENERAL FUND CASH TRANSFERRED IN FROM ENTERPRISE FUNDS**

		FY 16/17	FY 17/18	FY 18/19	FY 19/20	FY 20/21	Projected FY 21/22
Cash Transfer To:	From:						
General Fund	503 Electric	\$ 1,650,000	\$ 1,650,000	\$ 1,237,500	\$ 1,400,000	\$ 1,290,000	\$ 1,553,987
	504 Water	\$ 100,000	\$ 100,000	\$ 75,000	\$ 50,000	\$ 40,000	\$ 340,000
	505 Solid Waste		\$ 40,000	\$ 40,000	\$ 75,000	\$ 125,000	\$ 625,000
	506 Waste Water		\$ -	\$ -	\$ 100,000	\$ 90,000	\$ 90,000
	214 Lodger's Tax			\$ 50,000	\$ 35,000	\$ 35,000	\$ 35,000
	296 PD GRT-Police Raises					\$ 105,456	\$ 52,728
		<u>\$ 1,750,000</u>	<u>\$ 1,790,000</u>	<u>\$ 1,402,500</u>	<u>\$ 1,660,000</u>	<u>\$ 1,685,456</u>	<u>\$ 2,696,715</u>

**101 GENERAL FUNDS SUPPORT (CASH TRANSFER OUT) TO OTHER FUNDS:**

Cash Transfer To:	From:						
(201) Corrections	General Fund	\$ (27,000.00)	\$ -	\$ -	\$ (15,000)	\$ (34,800)	\$ (35,000)
(217) Recreation Fund	General Fund	\$ (10,000.00)	\$ (36,000)	\$ (42,000)	\$ -	\$ -	\$ -
(295) Municipal Pool	General Fund	\$ (122,500.00)	\$ (180,000)	\$ (195,000)	\$ (132,000)	\$ (76,437)	\$ (188,000)
(508) Golf Course	General Fund	\$ (85,000.00)	\$ (45,000)	\$ (65,000)	\$ (65,000)	\$ (140,133)	\$ (151,437)
(509) Municipal Airport	General Fund	\$ (65,000.00)	\$ (110,000)	\$ (94,000)	\$ (172,708)	\$ (121,000)	\$ (144,238)
(600) Fleet Services	General Fund	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (43,000)
(296) PD GRT Fund	General Fund	\$ (273,000)	\$ (155,000)	\$ (67,577)	\$ (300,000)	\$ (280,264)	\$ -
	Transfer of PD GRT/Repay prior year	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
		<u>\$ (582,500)</u>	<u>\$ (526,000)</u>	<u>\$ (463,577)</u>	<u>\$ (684,708)</u>	<u>\$ (652,634)</u>	<u>\$ (561,675)</u>

Cash Transfer To:	From:						
(201) Corrections	(296) PD GRT Fund	\$ -	\$ (16,000)	\$ (25,000)	\$ -	\$ -	\$ (60,000)

**ENTERPRISE SUPPORT (CASH TRANSFER OUT) TO THE UTILITY DEPARTMENT:**

Cash Transfer To:	From:						
Utility Department	503 Electric	\$ 50,400	\$ 48,200	\$ 82,130	\$ 109,740	\$ 98,373	\$ 107,925
	504 Water	\$ 44,400	\$ 86,200	\$ 82,130	\$ 59,740	\$ 98,343	\$ 107,925
	505 Solid Waste	\$ 88,800	\$ 96,400	\$ 260,660	\$ 159,741	\$ 98,343	\$ 107,925
	506 Waste Water	\$ 44,400	\$ 48,200	\$ 82,130	\$ 109,740	\$ 98,343	\$ 107,925
		<u>\$ 228,000</u>	<u>\$ 279,000</u>	<u>\$ 507,050</u>	<u>\$ 438,961</u>	<u>\$ 393,402</u>	<u>\$ 431,700</u>

**503 ELECTRIC CASH TRANSFERS OUT**

Cash Transfer To	From						
101 General Fund	503 Electric Dept	\$ (1,650,000)	\$ (1,650,000)	\$ (1,237,500)	\$ (1,400,000)	\$ (1,290,000)	\$ (1,553,987)
502 Utilities	503 Electric Dept	\$ (50,400)	\$ (48,200)	\$ (82,130)	\$ (109,740)	\$ (98,373)	\$ (107,925)
All Other	503 Electric Dept	\$ (285,461)	\$ (274,437)	\$ (277,447)	\$ (231,056)	\$ (143,882)	\$ (255,793)
		<u>\$ (1,985,861)</u>	<u>\$ (1,972,637)</u>	<u>\$ (1,597,077)</u>	<u>\$ (1,740,796)</u>	<u>\$ (1,532,255)</u>	<u>\$ (1,917,705)</u>

**504 WATER CASH TRANSFERS OUT**

Cash Transfer To From

101 General Fund	504 Water Dept
502 Utilities	504 Water Dept
All Other	504 Water Dept

	FY 16/17	FY 17/18	FY 18/19	FY 19/20	FY 20/21	FY 21/22
\$	(100,000)	(100,000)	(75,000)	(50,000)	(40,000)	(340,000)
\$	(44,400)	(86,200)	(82,130)	(59,740)	(98,343)	(107,925)
\$	(241,970)	(324,373)	(165,188)	(135,224)	(267,622)	(238,222)
\$	(386,370)	(510,573)	(322,318)	(244,964)	(405,965)	(686,147)

**505/507 SOLID WASTE CASH TRANSFERS OUT**

Cash Transfer To From

101 General Fund	505 Sanitation
502 Utilities	505 Sanitation
All Other	505 Sanitation

\$	-	(40,000)	(40,000)	(75,000)	(125,000)	(625,000)
\$	(88,800)	(96,400)	(260,660)	(159,741)	(98,343)	(107,925)
\$	(161,431)	(161,431)	(36,697)	(553,124)	(171,436)	(167,324)
\$	(250,231)	(297,831)	(337,357)	(787,865)	(394,779)	(900,249)

**506 WASTE WATER TRANSFERS OUT**

Cash Transfer To From

101 General Fund	506 Waste Water
502 Utilities	506 Waste Water
All Other	506 Waste Water

\$	-	-	-	(100,000)	(90,000)	(90,000)
\$	(44,400)	(48,200)	(82,130)	(109,740)	(98,343)	(107,925)
\$	(2,719,378)	(182,671)	(132,671)	(72,698)	(88,475)	(139,625)
\$	(2,763,778)	(230,871)	(214,801)	(282,438)	(276,818)	(337,550)

MAJOR FUNDS RECAP

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining
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Cash Balances		
Ending Operating Cash Balance	+ Investments	= Total Cash

101 General Fund	(See Note #1)	(See Note #2)	See Transfers	(See Note #3)	See Note #4					
2016-2017 (Actual)	\$ 3,849,372	\$ (4,761,914)	\$ (912,542)	\$ (637,159)	\$ (1,549,701)	\$ 1,750,000	\$ 200,299	\$ 943,755	\$ 101,174	\$ 1,044,929
2017-2018 (Actual)	\$ 3,564,357	\$ (4,993,285)	\$ (1,428,928)	\$ (661,000)	\$ (2,089,928)	\$ 1,893,000	\$ (196,928)	\$ 746,405	\$ 101,938	\$ 848,343
2018-2019 (Actual)	\$ 4,538,298	\$ (5,189,472)	\$ (651,174)	\$ (525,577)	\$ (1,176,751)	\$ 1,442,500	\$ 265,749	\$ 1,001,772	\$ 104,169	\$ 1,105,941
2019-2020 (Actual)	\$ 4,874,444	\$ (5,553,378)	\$ (678,934)	\$ (965,877)	\$ (1,644,811)	\$ 1,724,965	\$ 80,154	\$ 1,073,202	\$ 105,897	\$ 1,179,099
2020-2021 (Actual)	\$ 4,382,305	\$ (5,512,678)	\$ (1,130,373)	\$ (616,264)	\$ (1,746,637)	\$ 1,898,626	\$ 151,989	\$ 1,225,035	\$ 106,052	\$ 1,331,087
2021-2022 (Projected)	\$ 4,092,376	\$ (6,225,302)	\$ (2,132,926)	\$ (561,675)	\$ (2,694,601)	\$ 2,756,795	\$ 62,194	\$ 1,287,285	\$ 106,207	\$ 1,393,492

- Note #1** A negative net balance means that revenues do not cover expenses
- Note #2** General Funds are already negative and then cash is transferred out to support other funds. We are basically using money from Enterprise funds to cover cash transfers out.
- Note #3** The General fund has to receive money from other funds and use beginning cash balance to cover shortages of revenues. Use of cash balance to cover annual fixed costs should be cause for concern.
- Note #4** A positive ending cash balance is possibly as a result of cash transfers from other funds. During budget time, expenses are estimated at 100%, so cash transfers from other funds are needed to cover the anticipated expenses. At year end, when actual expenses are less than budgeted and revenue may come in higher than budgeted, a positive ending cash balance occurs.
- Debt:** The General Fund has approximately \$2,098,481 in outstanding debt. Annual loan payments are \$286,832 and are taken directly out of Gross Receipts Tax Proceeds

	Outstanding Principal	Annual Loan Payment
T or C 8 NMFA Renovation of the Police Department Building	\$ 70,242	\$ 14,992
PPRF-4968 NMFA Refunding T or C 13 and New Money for Technology, Park Renovations, HVAC and Roof Repairs, One Vehicle, and Minor Pool Repairs	\$ 2,028,239	\$ 271,840
	<u>\$ 2,098,481</u>	<u>\$ 286,832</u>

201 Correction Fund	(See Note #5)	(See Note #6)	(See Note #7)							
2016-2017 (Actual)	\$ 7,279	\$ (32,226)	\$ (24,947)	\$ -	\$ (24,947)	\$ 27,000	\$ 2,053	\$ 6,795	\$ -	\$ 6,795
2017-2018 (Actual)	\$ 14,059	\$ 23,985	\$ 38,044	\$ -	\$ 38,044	\$ 16,000	\$ 54,044	\$ 12,869	\$ -	\$ 12,869
2018-2019 (Actual)	\$ 11,406	\$ (34,307)	\$ (22,901)	\$ -	\$ (22,901)	\$ 25,000	\$ 2,099	\$ 14,968	\$ -	\$ 14,968
2019-2020 (Actual)	\$ 6,342	\$ (20,725)	\$ (14,383)	\$ -	\$ (14,383)	\$ 15,000	\$ 617	\$ 15,585	\$ -	\$ 15,585
2020-2021 (Actual)	\$ 4,047	\$ (33,411)	\$ (29,364)	\$ -	\$ (29,364)	\$ 34,800	\$ 5,436	\$ 16,220	\$ -	\$ 16,220
2021-2022 (Projected)	\$ 5,500	\$ (110,000)	\$ (104,500)	\$ -	\$ (104,500)	\$ 95,000	\$ (9,500)	\$ 6,721	\$ -	\$ 6,721

- Note #5** Revenue does not cover expenses
- Note #6** Have to transfer cash from the General Fund or other funds to cover expenses. Past history has utilized General Funds and PD GRT Funds.
- Note #7** Same scenario as Note #4 above

**MAJOR FUNDS RECAP**

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
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<b>295 Swimming Pool</b>	(See Note #8)			(See Note #9) (See Transfers)			(See Note #10)			
2016-2017 (Actual)	\$ 15,980	\$ (126,873)	\$ (110,893)	\$ -	\$ (110,893)	\$ 132,500	\$ 21,607	\$ 690	\$ -	\$ 690
2017-2018 (Actual)	\$ 8,280	\$ (204,972)	\$ (196,692)	\$ -	\$ (196,692)	\$ 216,000	\$ 19,308	\$ 17,077	\$ -	\$ 17,077
2018-2019 (Actual)	\$ 17,989	\$ (184,788)	\$ (166,799)	\$ -	\$ (166,799)	\$ 237,000	\$ 70,201	\$ 45,521	\$ -	\$ 45,521
2019-2020 (Actual)	\$ 9,831	\$ (128,778)	\$ (118,947)	\$ -	\$ (118,947)	\$ 132,000	\$ 13,053	\$ 58,641	\$ -	\$ 58,641
2020-2021 (Actual)	\$ 9,894	\$ (151,728)	\$ (141,834)	\$ -	\$ (141,834)	\$ 76,437	\$ (65,397)	\$ 23,132	\$ -	\$ 23,132
2021-2022 (Projected)	\$ 6,500	\$ (215,096)	\$ (208,596)	\$ -	\$ (208,596)	\$ 188,000	\$ (20,596)	\$ 2,537	\$ -	\$ 2,537

Note #8 Revenue does not cover expenses  
 Note #9 Have to transfer cash from the General Fund to cover expenses  
 Note #10 Same scenario as Note #4 above

**ENTERPRISE FUNDS**

<b>501 CEMETERY</b>	(See Note #11)									
2016-2017 (Actual)	\$ 6,998	\$ (6,666)	\$ 332	\$ -	\$ 332	\$ -	\$ 332	\$ 34,473	\$ -	\$ 34,473
2017-2018 (Actual)	\$ 15,458	\$ (9,790)	\$ 5,668	\$ -	\$ 5,668	\$ -	\$ 5,668	\$ 40,142	\$ -	\$ 40,142
2018-2019 (Actual)	\$ 9,731	\$ (9,403)	\$ 328	\$ -	\$ 328	\$ -	\$ 328	\$ 40,470	\$ -	\$ 40,470
2019-2020 (Actual)	\$ 8,550	\$ (9,523)	\$ (973)	\$ -	\$ (973)	\$ -	\$ (973)	\$ 39,437	\$ -	\$ 39,437
2020-2021 (Actual)	\$ 10,150	\$ (9,984)	\$ 166	\$ -	\$ 166	\$ -	\$ 166	\$ 39,663	\$ -	\$ 39,663
2021-2022 (Projected)	\$ 8,520	\$ (12,000)	\$ (3,480)	\$ -	\$ (3,480)	\$ -	\$ (3,480)	\$ 36,184	\$ -	\$ 36,184

Note #11 Revenue has historically covered expenses

<b>502 JOINT UTILITY OFFICE</b>	(See Note #12)			(See Note #13) (See Transfers)						
2016-2017 (Actual)	\$ 32,479	\$ (277,104)	\$ (244,625)	\$ -	\$ (244,625)	\$ 228,000	\$ (16,625)	\$ 5,165	\$ -	\$ 5,165
2017-2018 (Actual)	\$ 56,455	\$ (337,189)	\$ (280,734)	\$ -	\$ (280,734)	\$ 279,000	\$ (1,734)	\$ 4,507	\$ -	\$ 4,507
2018-2019 (Actual)	\$ 60,954	\$ (429,649)	\$ (368,695)	\$ -	\$ (368,695)	\$ 507,050	\$ 138,355	\$ 53,269	\$ -	\$ 53,269
2019-2020 (Actual)	\$ 52,270	\$ (454,272)	\$ (402,002)	\$ -	\$ (402,002)	\$ 438,961	\$ 36,959	\$ 92,224	\$ -	\$ 92,224
2020-2021 (Actual)	\$ 30,596	\$ (476,457)	\$ (445,861)	\$ -	\$ (445,861)	\$ 393,402	\$ (52,459)	\$ 45,439	\$ -	\$ 45,439
2021-2022 (Projected)	\$ 43,800	\$ (509,070)	\$ (465,270)	\$ -	\$ (465,270)	\$ 431,700	\$ (33,570)	\$ 11,870	\$ -	\$ 11,870

Note #12 Revenue does not cover expenses; however, this fund is not designed to generate much revenue. It is used for meter reading and billing for utilities.  
 Note #13 Have to transfer cash from the Enterprise Funds to cover expenses.

**MAJOR FUNDS RECAP**

	Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
<b>503 ELECTRIC DIVISION</b>			(See Note #14)	(See Transfers)	(See Note #15)					(See Note #16)
2016-2017 (Actual)	\$ 6,768,220	\$ (4,363,082)	\$ 2,405,138	\$ (1,985,861)	\$ 419,277	\$ -	\$ 419,277	\$ 1,096,685	\$ 1,525,845	\$ 2,622,530
2017-2018 (Actual)	\$ 6,744,717	\$ (4,938,978)	\$ 1,805,739	\$ (1,972,637)	\$ (166,898)	\$ -	\$ (166,898)	\$ 959,569	\$ 1,581,540	\$ 2,541,109
2018-2019 (Actual)	\$ 6,803,098	\$ (5,116,435)	\$ 1,686,663	\$ (1,597,077)	\$ 89,586	\$ -	\$ 89,586	\$ 1,069,529	\$ 1,561,666	\$ 2,631,195
2019-2020 (Actual)	\$ 6,736,023	\$ (5,388,114)	\$ 1,347,909	\$ (1,740,796)	\$ (392,887)	\$ 76,582	\$ (316,305)	\$ 817,725	\$ 1,562,444	\$ 2,380,169
2020-2021 (Actual)	\$ 7,059,233	\$ (6,478,374)	\$ 580,859	\$ (1,532,255)	\$ (951,396)	\$ 393,402	\$ (557,994)	\$ 1,252,477	\$ 94,672	\$ 1,347,149
2021-2022 (Projected)	\$ 7,372,133	\$ (6,295,261)	\$ 1,076,872	\$ (1,917,705)	\$ (840,833)	\$ -	\$ (840,833)	\$ 307,016	\$ 104,668	\$ 411,684

Note #14

Revenues do cover expenses in this fund. This fund is self-sustaining; however, a large amount of cash is transferred to the General Fund to support expenses. This fund does not have an annual increase in fees.

Note #15

This fund does have some loan payments (See debt) and City Code requirements from cash; however, most of the transfers are to the General Fund and the Utility Department.

Negative balances indicate that the cash being transferred out is greater than the balance of revenues minus expenses.

Note #16

The only reason this fund has a positive ending cash balance is because revenues generated in prior years were enough to cover expenses and any cash transfers out to other funds. The projected ending cash balance for 2021-22 is very alarming!

**CASH NEEDS OR RESTRICTIONS:**

**Debt:**

PPRF-4967 NMFA Refunding TC 6 & RIP 95-16

	Outstanding Principal	Annual Loan Payment	City Codes	Total
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16	\$ 197,034	\$ 93,428		
<b>City Code</b>				
Per City Code 14-35 b			\$ 154,839	
Per City Code 14-35 c			\$ 3,125	
Per City Code 14-35 e			\$ 10,000	
<b>Total Cash Needed for Loan Payments and City Code</b>		<b>\$ 93,428</b>	<b>\$ 167,964</b>	<b>\$ 261,392</b>

MAJOR FUNDS RECAP	Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
<b>504 WATER DIVISION</b>			(See Note #17)	(See Transfers) (See Note #18)		(See Note #18)				(See Note #19)
2016-2017 (Actual)	\$ 1,006,193	\$ (546,713)	\$ 459,480	\$ (386,370)	\$ 73,110	\$ 360,849	\$ 433,959	\$ 493,779	\$ 129,304	\$ 623,083
2017-2018 (Actual)	\$ 955,250	\$ (701,126)	\$ 254,124	\$ (510,573)	\$ (256,449)	\$ -	\$ (256,449)	\$ 239,718	\$ 129,752	\$ 369,470
2018-2019 (Actual)	\$ 945,330	\$ (686,450)	\$ 258,880	\$ (322,318)	\$ (63,438)	\$ -	\$ (63,438)	\$ 191,412	\$ 130,201	\$ 321,613
2019-2020 (Actual)	\$ 917,279	\$ (737,279)	\$ 180,000	\$ (244,964)	\$ (64,964)	\$ 297,092	\$ 232,128	\$ 423,854	\$ 128,766	\$ 552,620
2020-2021 (Actual)	\$ 1,423,195	\$ (947,331)	\$ 475,864	\$ (405,965)	\$ 69,899	\$ 15,872	\$ 85,771	\$ 521,181	\$ 129,218	\$ 650,399
2021-2022 (Projected)	\$ 1,452,968	\$ (817,265)	\$ 635,703	\$ (686,147)	\$ (50,444)	\$ -	\$ (50,444)	\$ 470,738	\$ 129,618	\$ 600,356

Note #17  
Note #18  
Note #19

Revenues do cover expenses. This fund has an automatic 5% increase in fees each July.  
In earlier years, the cash out and cash in was to capital projects.  
This fund has \$1,839,078 in outstanding debt with \$174,427 in current loan payments. City Code also requires that appx \$33,795 be set aside for emergencies and capital improvements.

Note #19A

This fund has a project/loan pending in the amount of \$5,487,000. USDA requires an annual Debt Service Reserve in the estimated amount of \$20,362 and a Short Lived Asset Reserve in the estimated amount of \$170,861. These future debt payments and reserve requirements will decrease the amount of cash available for operating expenditures.

**CASH NEEDS OR RESTRICTIONS:**

Debt:	Outstanding Principal	Current/Future Annual Loan Payment	City Code	Annual Cash Reserve Requirements (Future)		
				Debt Service Reserve	Short Lived Asset Reserve	Total
T OR C 17 NMFA	Ground Storage Tanks	\$ 129,597.00				
T OR C 18 NMFA	Ground Storage Tanks	\$ 89,776.84				
T OR C 19 NMFA	Refinanced Util Bonds 95, 96, 98	\$ 877,372.34				
PPRF-4967 NMFA Refunding TC 6 & RIP 95-16	Refinanced T OR C 6 (ELEC) & 95-16 Water	\$ 72,875.61				
T OR C 22 NMFA Water Trust Board 292	Per & Asset Management Plan	\$ 39,913.00				
DW-4794 NMFA 2019 Drinking Water Loan	Construction & Operation of Drinking Water Systems	\$ 620,543.00				
CIF-4927 NMFA Municipal Water System PER	Municipal Water System PER	\$ 9,000.00				
<b>Total Current Debt</b>		<b>\$ 1,839,078</b>				
City Code						
Per City Code 14-35 b				\$ 30,670		
Per City Code 14-35 c				\$ 3,125		
<b>Total Current Cash Needed for Loan Payments and City Code 2021-22</b>				<b>\$ 174,369</b>	<b>\$ 33,795</b>	<b>\$ 208,164</b>

MAJOR FUNDS RECAP	Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
(See Note #19A)										
<b>Future Debt, Payment, and Reserve Requirements:</b>										
USDA Water Monthly Bond # Pending MSD Water System Improvements USDA				\$ 5,487,000		\$ 203,619		\$ 20,362	\$ 170,861	
Total Debt After Loan Closes				<u>\$ 7,326,078</u>						
<b>Total Future Cash Needed for Loan Payments and City Code After 2021-22</b>						<u>\$ 377,988</u>	<u>\$ 33,795</u>	<u>\$ 20,362</u>	<u>\$ 170,861</u>	<u>\$ 603,006</u>

505 SOLID WASTE DIVISION			(See Note #20)	See Transfers			(See Note #21)			(See Note #22)
2016-2017 (Actual)	\$ 2,765,170	\$ (1,887,433)	\$ 877,737	\$ (250,231)	\$ 627,506	\$ 190,762	\$ 818,268	\$ 826,737	\$ 402,922	\$ 1,229,659
2017-2018 (Actual)	\$ 2,537,005	\$ (1,580,812)	\$ 956,193	\$ (297,831)	\$ 658,362	\$ -	\$ 658,362	\$ 923,890	\$ 407,750	\$ 1,331,640
2018-2019 (Actual)	\$ 2,679,294	\$ (1,523,677)	\$ 1,155,617	\$ (337,357)	\$ 818,260	\$ -	\$ 818,260	\$ 1,170,437	\$ 416,677	\$ 1,587,114
2019-2020 (Actual)	\$ 2,185,498	\$ (1,823,187)	\$ 362,311	\$ (787,865)	\$ (425,554)	\$ 386,964	\$ (38,590)	\$ 1,156,905	\$ 423,856	\$ 1,580,761
2020-2021 (Actual)	\$ 2,346,758	\$ (1,975,773)	\$ 370,985	\$ (394,779)	\$ (23,794)	\$ -	\$ (23,794)	\$ 1,132,867	\$ 424,207	\$ 1,557,074
2021-2022 (Projected)	\$ 2,312,956	\$ (2,364,421)	\$ (51,465)	\$ (900,249)	\$ (951,714)	\$ -	\$ (951,714)	\$ 181,153	\$ 424,207	\$ 605,360

Note #20 Revenues do cover expenses for most years, except as projected in 2021-22. This fund has an automatic 5% fee increase each July.  
Note #21 For 2021-22, this fund is having to support the General Fund for \$500,000 more than it did in the prior year. Historically, this fund was not utilized very much for General Fund support.  
Note #22 This fund has \$115,540 in current loan payments. City Code also requires that appx \$51,784 be set aside for emergencies and capital improvements.

**CASH NEEDS OR RESTRICTIONS:**

Debt:	Outstanding Principal	Current Annual Loan Payment	City Code	Total
CAPITAL ONE Solid Waste Revenue Bond	\$ 520,000	\$ 115,540		
City Code				
Per City Code 14-35 b			\$ 48,659	
Per City Code 14-35 c			\$ 3,125	
<b>Total Cash Needed for Loan Payments and City Code 2021-22</b>		<u>\$ 115,540</u>	<u>\$ 51,784</u>	<u>\$ 167,324</u>

MAJOR FUNDS RECAP	Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
<b>506 WASTEWATER DIVISION</b>			(See Note #23)	(See Note #24)						
2016-2017 (Actual)	\$ 1,064,404	\$ (698,964)	\$ 365,440	\$ (2,763,778)	\$ (2,398,338)	\$ 173,658	\$ (2,224,680)	\$ 322,160	\$ 352,944	\$ 675,104
2017-2018 (Actual)	\$ 1,035,164	\$ (995,609)	\$ 39,555	\$ (230,871)	\$ (191,316)	\$ 272,000	\$ 80,684	\$ 400,798	\$ 369,852	\$ 770,650
2018-2019 (Actual)	\$ 1,107,661	\$ (830,138)	\$ 277,523	\$ (214,801)	\$ 62,722	\$ 70,751	\$ 133,473	\$ 469,183	\$ 386,782	\$ 855,965
2019-2020 (Actual)	\$ 1,087,254	\$ (839,547)	\$ 247,707	\$ (282,438)	\$ (34,731)	\$ -	\$ (34,731)	\$ 507,837	\$ 340,689	\$ 848,526
2020-2021 (Actual)	\$ 1,215,015	\$ (928,210)	\$ 286,805	\$ (276,818)	\$ 9,987	\$ -	\$ 9,987	\$ 518,185	\$ 360,849	\$ 879,034
2021-2022 (Projected)	\$ 1,164,625	\$ (957,348)	\$ 207,277	\$ (337,550)	\$ (130,273)	\$ -	\$ (130,273)	\$ 387,912	\$ 380,837	\$ 768,749

Note #23

Revenues do cover expenses. This fund has an annual 5% increase in fees beginning in July.

Note #24

In 2016-17 and in prior years, capital project revenues and expenses were ran through this fund for Waste Water. That would account for the large cash transfers out. This fund also had City Code requirements that requires approximately \$46,448 be set aside for emergencies and capital improvements.

Note #25 (Debt)

This fund has \$78,177 in current annual loan payments with an outstanding loan in the amount of \$1,933,128

Note #26 (Annual Cash Reserves)

In addition to the annual debt payment, this fund has to set aside \$7,798 for USDA Debt Service Reserves (DSR) and \$197,832 for USDA Short Lived Asset Reserves (SLAR)

Note #27 (Prior Year's Reserves)

This fund has not set aside the DSR or SLAR requirements for the loans that began in 2016. Therefore, we need \$26,964 for prior year's DSR and \$659,067 for prior year's SLAR

**CASH NEEDS OR RESTRICTIONS:**

(See Note #25)	Outstanding Principal	Current Annual Loan Payment	(See Note #26)		City Codes	Total
			Annual Cash Reserve Requirements Debt Service Reserve	Short Lived Asset Reserve		
<b>Debt:</b>						
T OR C 24 NMFA 3171-CIF Waste Water System Improvements	\$ 49,999	\$ 3,846				
T OR C 27 NMFA 3364-CIF WW Design & Construction Phase 2A	\$ 54,129	\$ 3,867				
USDA CPAP - Bond 910,000 Joint Utility System Improvement	\$ 835,000	\$ 34,787	\$ 4,098	\$ -		
USDA WWTP Phase 2B Bond 715,000 WWTP Phase 2B	\$ 689,000	\$ 24,196	\$ 2,445	\$ 197,832		
USDA WWTP Phase 2B Bond 315,000 WWTP Phase 2B	\$ 305,000	\$ 11,481	\$ 1,255	\$ -		
	<u>\$ 1,933,128</u>	<u>\$ 78,177</u>	<u>\$ 7,798</u>	<u>\$ 197,832</u>		

(See Note #27)

**6/3/21 CASH NEEDED TO MEET PRIOR YEAR RESERVE REQUIREMENTS**

**Debt Service Reserve Requirement Prior Years**

6/1/2016 - 6/30/2021 Debt Service-USDA Loan 9 (\$910,000) Prior Years	\$ 20,489
10/1/19 - 6/30/21 Debt Service USDA Loan \$715,000 Prior Years	\$ 4,279
Debt Service USDA Loan \$315,000 Prior Years	\$ 2,196
	<u>\$ 26,964</u>

**Short Lived Asset Reserve Prior Years**

6/1/2016-6/30/2021 Short Lived Asset Reserve Prior Years	\$ 659,067
----------------------------------------------------------	------------

**MAJOR FUNDS RECAP**

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash	
<b>City Codes:</b> Per City Code 14-35 b Per City Code 14-35 c Per City Code 14-35-d							\$ 24,369			
							\$ 3,125			
							\$ 18,954			
<b>TOTAL CASH NEEDED TO MEET CURRENT LOANS AND RESERVE REQUIREMENTS AND PRIOR YEAR RESERVE REQUIREMENTS AND CITY CODES</b>							<u>\$ 78,177</u>	<u>\$ 34,762</u>	<u>\$ 856,899</u>	<u>\$ 46,448</u> <u>\$ 1,016,286</u>

<b>508 GOLF COURSE</b>	(See Note #27)			(See Transfers) (See Note #28)						
2016-2017 (Actual)	\$ 30,672	\$ (154,439)	\$ (123,767)	\$ -	\$ (123,767)	\$ 140,000	\$ 16,233	\$ 42,951	\$ -	\$ 42,951
2017-2018 (Actual)	\$ 24,094	\$ (153,949)	\$ (129,855)	\$ -	\$ (129,855)	\$ 130,000	\$ 145	\$ 24,511	\$ -	\$ 24,511
2018-2019 (Actual)	\$ 34,625	\$ (118,511)	\$ (83,886)	\$ -	\$ (83,886)	\$ 120,000	\$ 36,114	\$ 59,110	\$ -	\$ 59,110
2019-2020 (Actual)	\$ 36,614	\$ (182,389)	\$ (145,775)	\$ -	\$ (145,775)	\$ 120,000	\$ (25,775)	\$ 29,738	\$ -	\$ 29,738
2020-2021 (Actual)	\$ 55,910	\$ (224,855)	\$ (168,945)	\$ -	\$ (168,945)	\$ 180,000	\$ 11,055	\$ 24,439	\$ -	\$ 24,439
2021-2022 (Projected)	\$ 41,515	\$ (269,575)	\$ (228,060)	\$ -	\$ (228,060)	\$ 206,437	\$ (21,623)	\$ 2,817	\$ -	\$ 2,817
Note #27	This fund does not have enough revenues to cover expenses.									
Note #28	This fund has to have cash transfers in from the General Fund and receives appx. \$55,000 from Lodgers Tax each year.									

<b>509 MUNICIPAL AIRPORT</b>	(See Note #29)			(See Transfers) (See Note #30)						
2016-2017 (Actual)	\$ 160,608	\$ (199,907)	\$ (39,299)	\$ -	\$ (39,299)	\$ 65,000	\$ 25,701	\$ 2,191	\$ -	\$ 2,191
2017-2018 (Actual)	\$ 180,218	\$ (281,599)	\$ (101,381)	\$ -	\$ (101,381)	\$ 110,000	\$ 8,619	\$ 14,620	\$ -	\$ 14,620
2018-2019 (Actual)	\$ 207,735	\$ (313,562)	\$ (105,827)	\$ -	\$ (105,827)	\$ 94,000	\$ (11,827)	\$ 17,918	\$ -	\$ 17,918
2019-2020 (Actual)	\$ 197,203	\$ (366,931)	\$ (169,728)	\$ -	\$ (169,728)	\$ 172,708	\$ 2,980	\$ 28,727	\$ -	\$ 28,727
2020-2021 (Actual)	\$ 190,394	\$ (320,519)	\$ (130,125)	\$ (30,000)	\$ (160,125)	\$ 121,000	\$ (39,125)	\$ 41,041	\$ -	\$ 41,041
2021-2022 (Projected)	\$ 201,225	\$ (371,287)	\$ (170,062)	\$ (2,189)	\$ (172,251)	\$ 144,238	\$ (28,013)	\$ 13,028	\$ -	\$ 13,028
Note #29	This fund does not have enough revenues to cover expenses.									
Note #30	This fund has to have cash transfers in from the General Fund.									

**MAJOR FUNDS RECAP  
INTERNAL SERVICE FUNDS**

Revenue	Minus Expenses	= Net	Minus Cash Out to Other Funds	= Net	Plus Cash In From Other Funds	= Net Amount Remaining	Ending Operating Cash Balance	+ Investments	= Total Cash
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**600 INTERNAL SERVICE FLEET**

	(See Note #31)			(See Note #32)						
2016-2017 (Actual)	\$ 18,544	\$ (25,346)	\$ (6,802)	\$ -	\$ (6,802)	\$ -	\$ (6,802)	\$ 71,283	\$ -	\$ 71,283
2017-2018 (Actual)	\$ 13,258	\$ (13,930)	\$ (672)	\$ -	\$ (672)	\$ -	\$ (672)	\$ 70,611	\$ -	\$ 70,611
2018-2019 (Actual)	\$ 15,896	\$ (10,943)	\$ 4,953	\$ -	\$ 4,953	\$ -	\$ 4,953	\$ 75,564	\$ -	\$ 75,564
2019-2020 (Actual)	\$ 7,915	\$ (10,451)	\$ (2,536)	\$ -	\$ (2,536)	\$ -	\$ (2,536)	\$ 73,028	\$ -	\$ 73,028
2020-2021 (Actual)	\$ 10,535	\$ (55,421)	\$ (44,886)	\$ -	\$ (44,886)	\$ -	\$ (44,886)	\$ 28,142	\$ -	\$ 28,142
2021-2022 (Projected)	\$ 10,000	\$ (70,500)	\$ (60,500)	\$ -	\$ (60,500)	\$ 43,000	\$ (17,500)	\$ 10,642	\$ -	\$ 10,642

Note #31

This fund does not generate enough revenues to cover expenses. However, this fund has a cash balance that is utilized to cover annual expenses.

Note #32

For 2021-22 it is projected that the General Fund will need to support this fund. The department was fully staffed toward the end of 2020-21 and have begun to provide more services.



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.2

**SUBJECT:** City Commission Regular Minutes, August 11, 2021  
**DEPARTMENT:** City Clerk's Office  
**DATE SUBMITTED:** August 19, 2021  
**SUBMITTED BY:** Angela A. Torres, Clerk-Treasurer  
**WHO WILL PRESENT THE ITEM:** City Clerk Torres

**Summary/Background:**

Minutes approval.

**Recommendation:**

Approve the minutes.

**Attachments:**

- CC Minutes

**Fiscal Impact (Finance):** N/A

\$0.00

**Legal Review (City Attorney):** N/A

None.

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
WEDNESDAY, AUGUST 11, 2021

**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. Amanda Forrister, Mayor Pro-Tem  
Hon. Paul Baca, Commissioner  
Hon. Randall Aragon, Commissioner  
Hon. Frances Luna, Commissioner via teleconference

Also Present: Bruce Swingle, 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 called for Commissioner led the Pledge of Allegiance.

**4. APPROVAL OF AGENDA:**

Mayor Whitehead asked that item F2 be removed from the agenda and item D2 be moved after item D4.

**Mayor Pro-Tem Forrister moved to approve the agenda removing item F2 and move item D2 to the end of presentations. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**C. PUBLIC COMMENT (3 Minute Rule Applies):**

Rick Dumiak approached the Commission with comments related to how he does not agree that the imposition of a \$50 monthly fee to retain a digital meter is fair.

Ariel Dougherty approached the Commission with various comments. (Complete copy attached hereto, and made a part hereof).

Sophia Peron approached the Commission with comments related to the upcoming Election in November. She gave information on where to file, and where to vote.

**D. PRESENTATIONS:**

- 1. Certificate of Commendation to Sergeant Rafael Marin and Officer Anthony Zagorski for their professionalism and fast response to a residential intruder call:**

Resident Michelle Cummins explained that an intruder entered her home through a window late at night, and Sergeant Rafael Marin and Officer Anthony Zagorski were on scene only minutes after she called 911. She thanked both Officer's and stated that she loves the Police Department here in Truth or Consequences because they are doing a great job!

Victor Rodriguez, Chief of Police presented certificates of Commendation to Sergeant Rafael Marin and Officer Anthony Zagorski for their professionalism and fast response to Ms. Cummins residential intruder call.

- 2. Presentation of the USDA Main Street District (MSD) Waterline Improvement Project:**

Alfredo Holguin and Mark Nasi from Wilson and Company gave a presentation regarding the USDA Main Street District (MSD) Waterline Improvement Project. (Presentation attached hereto and made a part hereof).

- 3. Presentation of Truth or Consequences Transportation Safety Plan:**

Debbie Hudson and Paul Barricklow from Lee Engineering/NMDOT gave a presentation regarding the Truth or Consequences Transportation Safety Plan. (Presentation attached hereto and made a part hereof).

Code red for humanity. Have you read or heard the reports on the new study released Monday by the Intergovernmental Panel on Climate Change? It is dire. Here, we might be spared *for now* the worst of what is going on—like the Dixie Fire in California, devastating floods in Germany or sea rise threatening island nations. But even for us it is unusually hot. The drop in Elephant Butte Lake now at well below 10% capacity threatens not only the economy of our area, but our water supply.

What can the City do to cut green house gases? A lot. The City owns a huge fleet of gas dependent vehicles. We can stop now and never buy another of these gas or diesel guzzlers. Our state has a program to assist in a transition of such vehicles to renewable energies.

A major step can be made by the City to establish goals for its own Renewable Portfolio Standards. I urge the City set up a Climate Task force of citizens and city personnel to draft such a renewable portfolio. Let's do this with speed so a proposal can be made before your Commission by October. This would be a blueprint of how we can achieve a fossil free community on a set timetable.

Within our geography we have an abundance of sun, wind and thermal resources to make our city independent of any of these external fossil fuels. Having a Renewable Portfolio Standards would enable to the City to better direct efforts toward achieving its fossil free goals. For instance, any new buildings should have South sloping roofs for solar panels. These new buildings, too, should be equipped with electric vehicle charging set-ups. A plan for retrofitting older buildings with such green energy should be a central part of a Renewable Portfolio. Right now our City electricity consumption is may be a hair under 40% based on renewable energy. Local individual solar producers, who have their own personal renewable portfolios, are leaders and can actually assist the City to achieve the City Renewable Portfolio Standards.

There is much to explore and consider. But let's get on it.

Last, shortly we will be treated to a presentation for a sound stage to maybe revise the show Truth or Consequences. Let's make sure that such a facility is green, but also as a media facility it has a community use component that serves intercommunication and information needs for our community. Communication is no longer uni-directional like it was in days when the show first aired. Media justice is an equal need along with environmental and economic justice. It is not too much to ask of a business that wants to settle in Truth or Consequences. It is wise, mutually beneficial economic development.



**TRUTH OR** NEW MEXICO  
**CONSEQUENCES**

August 11, 2021

# Main Street District (MSD) Waterline Improvements

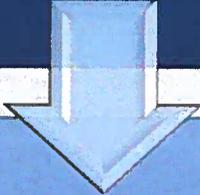
Project Overview

**WILSON**  
**& COMPANY**

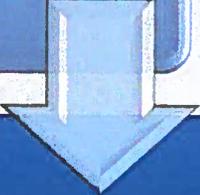
discipline | intensity | collaboration | shared ownership | solutions

# TABLE OF CONTENT

Project Team



Project Overview



Project Status

# PROJECT TEAM

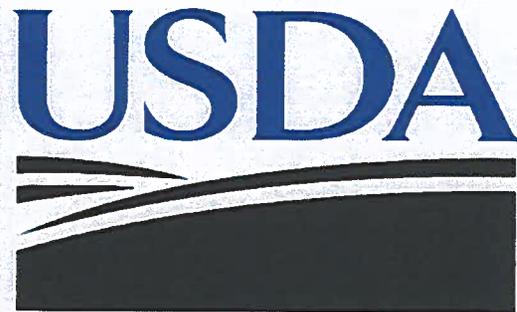


**WILSON  
& COMPANY**

**Engineer: Wilson & Company**

For more than 85 years Wilson & Company has been providing planning, designing and construction services for projects in New Mexico and across the country.

Our diverse range of experience with water and wastewater system improvements projects lead us to evaluate the existing system infrastructure and ensure the health, safety, economy and livelihood of its population by successfully delivering projects within the city's needs, on time and within budget.



**USDA**

**Funding Agency: U.S. Department of Agriculture (USDA) Rural Development**

The United States Department of Agriculture provides economic opportunity through innovation, helping rural America to thrive.



**City of Truth Or Consequences**

**City Project Coordinator: Traci Alvarez**

**City Utility Director: Jesse Cole**

**Project Coordination:**

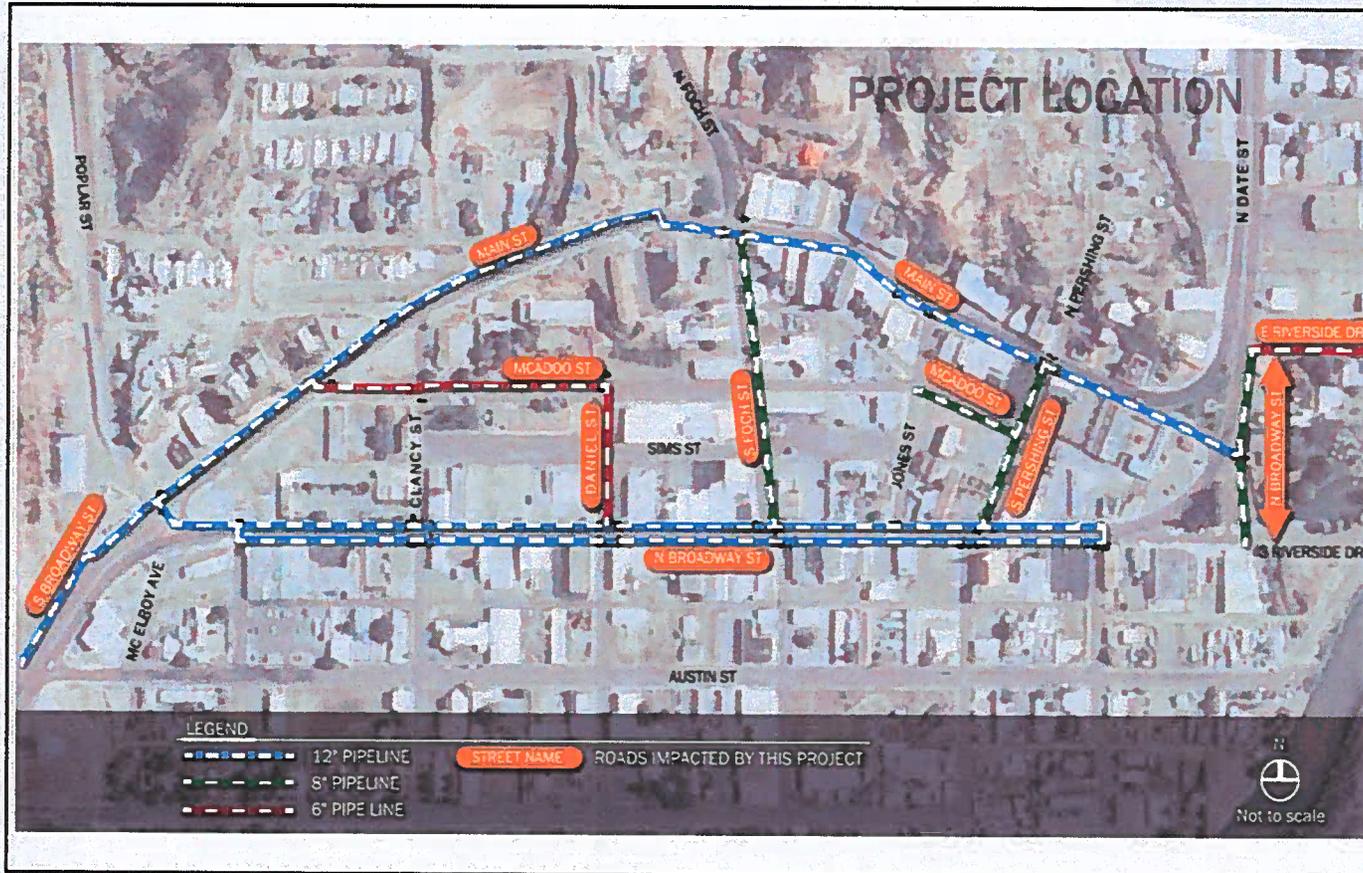
Public Meetings

Steering Committee

Business Interviews

# PROJECT OVERVIEW

## MSD WATERLINES MAP

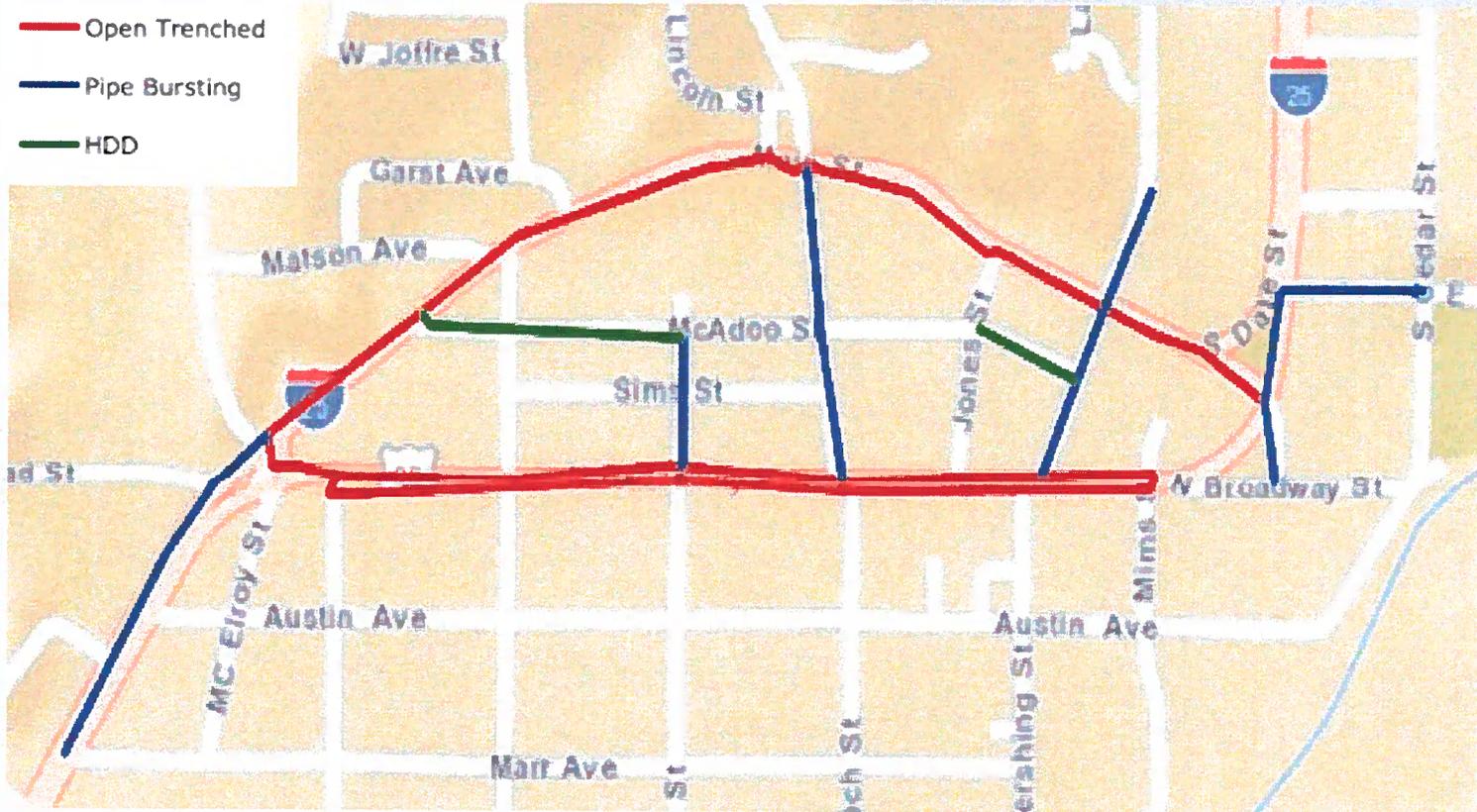


### Purpose:

Replace approximately 11,800 linear feet of 6-inch, 8-inch and 12-inch old and leaking lines within the Main Street District to reduce water losses and increase overall system efficiency on:

- \*N Broadway St.
- \*S Broadway St.
- \*McAdoo St. W
- \*McAdoo St. E
- \*Daniel St.
- \*S Pershing St.
- \*S Foch St.
- \*S Riverside Dr.
- \*N Broadway St.
- \*E Riverside Dr.

# CONSTRUCTION METHOD MAP



# COOK STREET BOOSTER STATION IMPROVEMENTS OVERVIEW

The Cook street facility improvements include the replacement of the existing:

- A new gas chlorination system including building and all new equipment including scale, regulators, gas detector, injector, automatic-closing fail-safe valve.
- Installation of new metering and injection vault that includes a new chlorine injector and digital MAG flow meter. The flow meter display will be located in the chlorination building, and it's input into the new SCADA system.
- A new diesel generator will be replaced and designed to operate the chlorination system and booster pump.
- A new additional ground 300,000-gallon steel water storage tank will be installed and will be equipped with impressed- current cathodic protection.
- System will include a including a water meter vault to control the new variable speed booster pumps.

# COOK STREET BOOSTER STATION IMPROVEMENTS OVERVIEW

The Cook street facility improvements include the replacement of the existing:

- Upgrade drinking water SCADA/HMI system which is located at the wastewater treatment plant, and remote terminal units at the following sites:

1	Cook Street Facility (Well #1, Tanks and Booster Station),
2	Morgan Tank & Booster Station
3	Cemetery Road Tanks.
4	Well #2
5	Well #6
6	Well #7
7	Well #8

- The existing 250HP booster pumps will be equipped with new VFD motors to run the pumps between 2,000 GPM and 3,000 GPM (full capacity).

# CURRENT STATUS OF THE PROJECT

- Planning phase of the project known as the Preliminary Engineering Report (PER), completed on **September 04, 2019**
- Project funded by USDA on **September 26, 2019**, Amount, **\$9,417,000.00**
- Letter of Condition (LOC) completion by **August 26, 2021**
- Steering Committee comprised of City representatives was established, and a meeting was held on **February 05, 2020**
- Public meeting held **August 11, 2020**

# CURRENT STATUS OF THE PROJECT

- 30% design has been completed and reviewed by City. **May 15, 2020**
- 60% design has been completed and reviewed by City. **November 24, 2021**
- Final NMED& USDA-RD Comments incorporated. **August 06, 2021**
- Advertisement dates **September 16-21, 2021**
- Pre-Bid Conference schedule for **October 07, 2021**
- Bid-Opening Schedule for **November 18, 2018**
- Anticipated Construction schedule to start **January 2022**

Thank you

# Questions? Or Comments?

Additional questions not addressed at the public meeting will  
be answered via email at

[MSD.Information@wilsonco.com](mailto:MSD.Information@wilsonco.com)

**WILSON**  
& COMPANY

discipline | intensity | collaboration | shared ownership | solutions



2021 RTSP

# Truth or Consequences TRANSPORTATION SAFETY PLAN

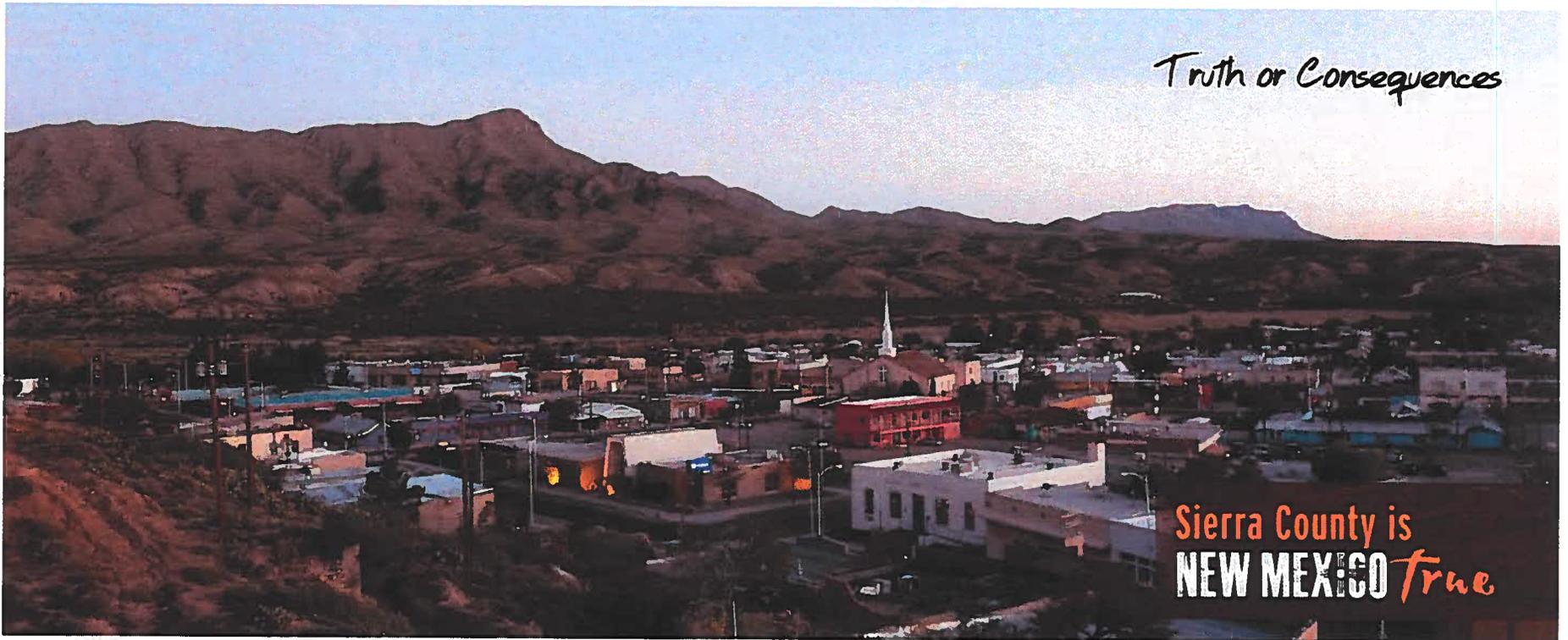


**LEE ENGINEERING**

505.338.098 

8220 San Pedro Drive NE, Suite 8  
150 Albuquerque, NM 87113 

# INTRODUCTION

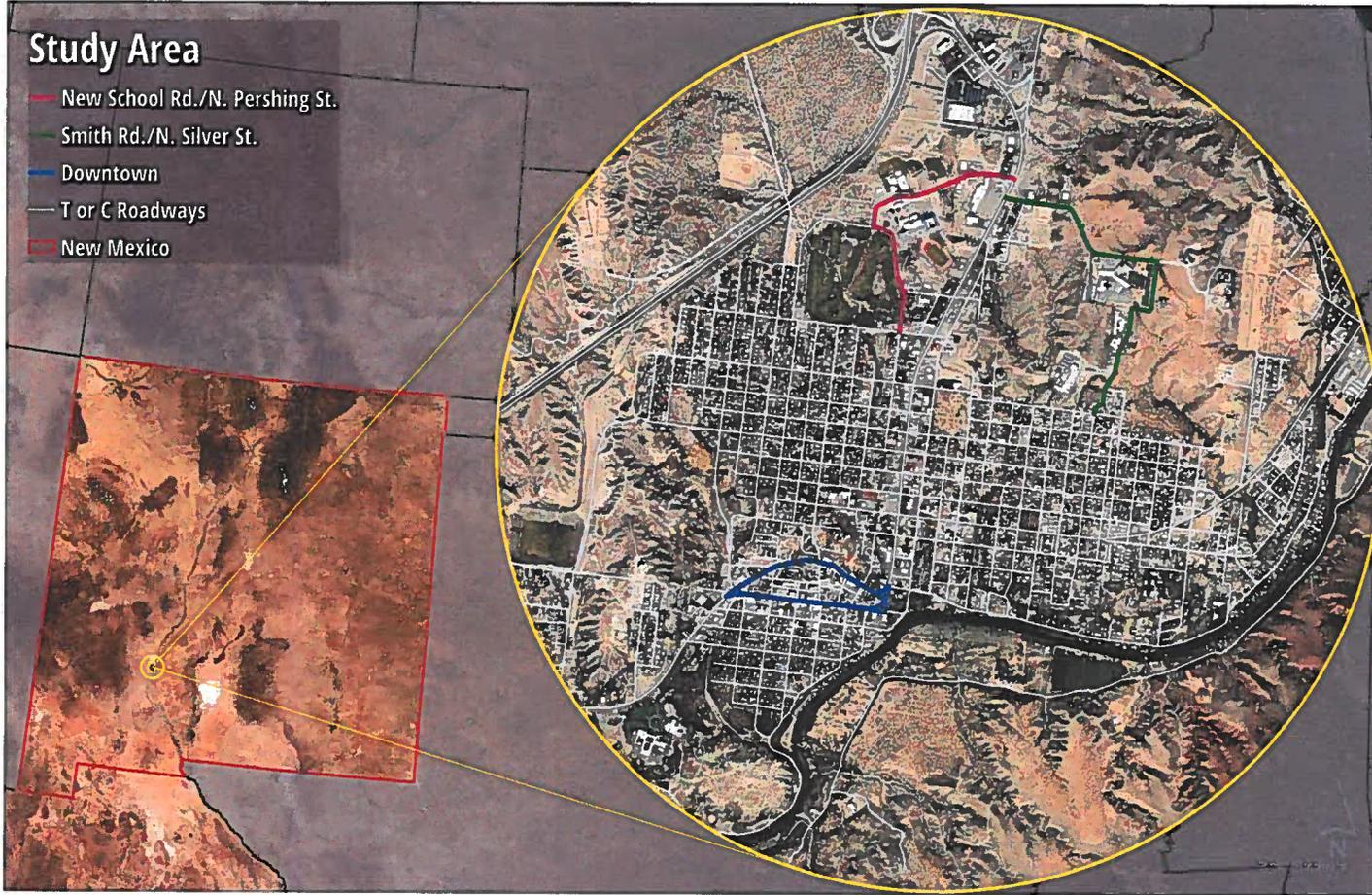


# SCHEDULE

Data Collection and Preliminary Analysis	February/March 2021
Stakeholder Meeting #1	April 7 <sup>th</sup> , 2021
Public Meeting #1	April 14 <sup>th</sup> , 2021
Analysis and Preliminary Identification of Countermeasures	May 2021
Stakeholder Meeting #2	May 20 <sup>th</sup> , 2021
Findings & Recommendations	June 2021
Public Meeting #2	July 21 <sup>st</sup> , 2021
Multimodal Safety Plan	September 2021

## Study Area

- New School Rd./N. Pershing St.
- Smith Rd./N. Silver St.
- Downtown
- T or C Roadways
- New Mexico



# STUDY AREA

# PROJECT WEBPAGE

- <https://leeengineering.com/torc/>
- Recording for the Public Meetings are available here

The screenshot shows the website for the Truth or Consequences Transportation Safety Plan. The page features the Lee Engineering logo, the New Mexico Department of Transportation logo, and the Truth or Consequences logo. The main content area includes a navigation menu, a list of project areas, a description of the six-month planning process, and a list of public meetings. The page is organized into sections: Public Meetings, Public Downloads, and Project Schedule.

Home | Truth or Consequences Transportation Safety Plan

New Mexico DEPARTMENT OF TRANSPORTATION

LEE ENGINEERING

TRUTH OR CONSEQUENCES

The New Mexico Department of Transportation, in partnership with the City of Truth or Consequences, is currently initiating a multimodal transportation safety plan for T or C. The plan will focus on three areas:

1. Downtown
2. Smith Rd./Smith St./Silver St./N Silver St. between E 9th Ave. and N Date St.
3. New School Rd./N. Pershing between Marie St. and N Date St.

The six-month planning process will culminate in a plan to enhance safety and mobility for all roadway users; pedestrians, bicyclists, and motorists.

Please use this page to access presentation materials, recordings, and meeting summaries from previous meetings. Also, the details for July's public meeting and the link to register and attend will be posted here in the weeks leading up to the meeting. The intent of this page is to keep the community of T or C informed during the project's duration. Upon completion of the project, the content on this page will be removed. The final report will be available through NMDOT.

Thank you for your interest and support as we work to improve roadway safety in T or C!

### Public Meetings

Public Meeting #1 | [View Page](#)

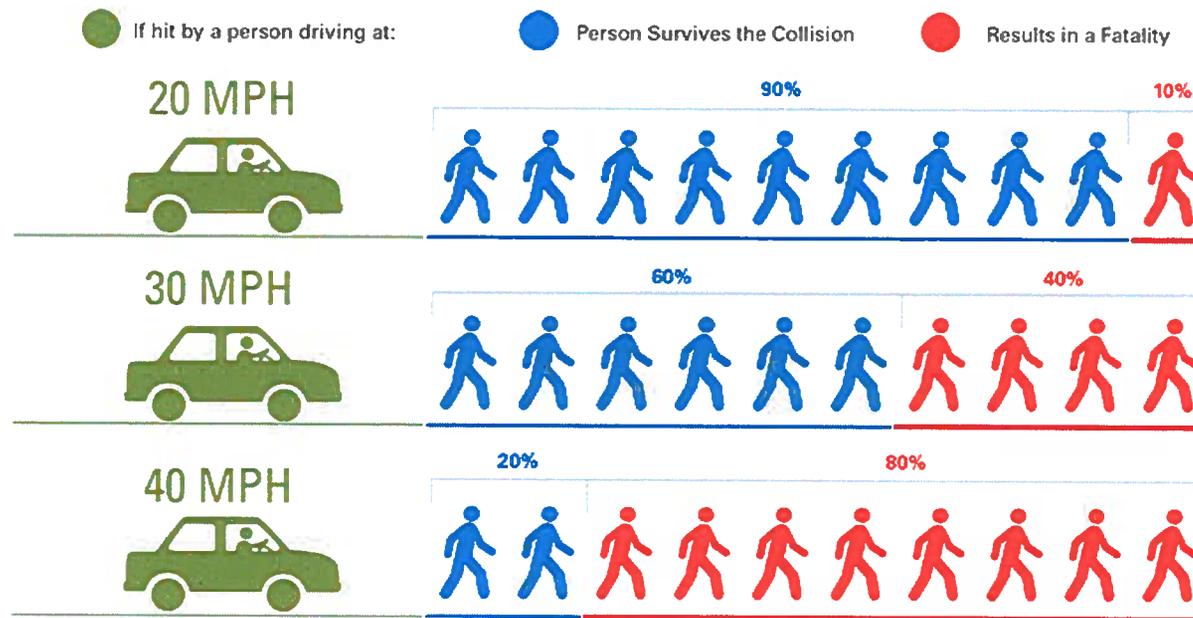
### Public Downloads

Public Meeting #1 PPT | [Download Here](#)

### Project Schedule

ACTIVITY	DATE
Data Collection and Preliminary Analysis	February/March 2021
Public Meeting #1	April 13, 2021

# VEHICLE SPEED AND PEDESTRIAN SAFETY



Source: <https://www.ite.org/technical-resources/topics/speed-management-for-safety/speed-as-a-safety-problem/>

# TIERED APPROACH

## Tier 1

- Near-term ( $\approx 6$  mos.)
- No coordination
- Maintenance
- Low Expense

## Tier 2

- Mid-term ( $\approx 1$  yr.)
- Minor Coordination (2 or more entities)
- Design may be necessary
- Moderate Cost

## Tier 3

- Long Term ( $\approx 2+$  yr.)
- May require environmental and/or cultural resource clearances
- Results in Request for Bid
- Necessary to utilize multiple funding avenues

# COUNTERMEASURE TOOLBOX



# NEW SCHOOL RD./N. PERSHING ST.



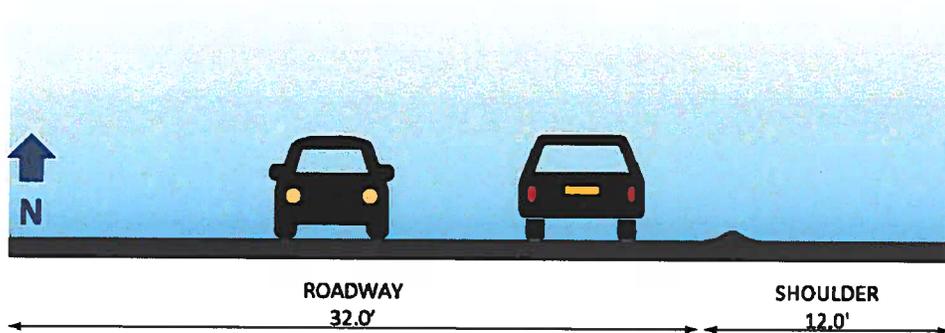
# NEW SCHOOL RD. & N. PERSHING ST.

Speed Compliance  
Pedestrian Safety  
Pavement Markings

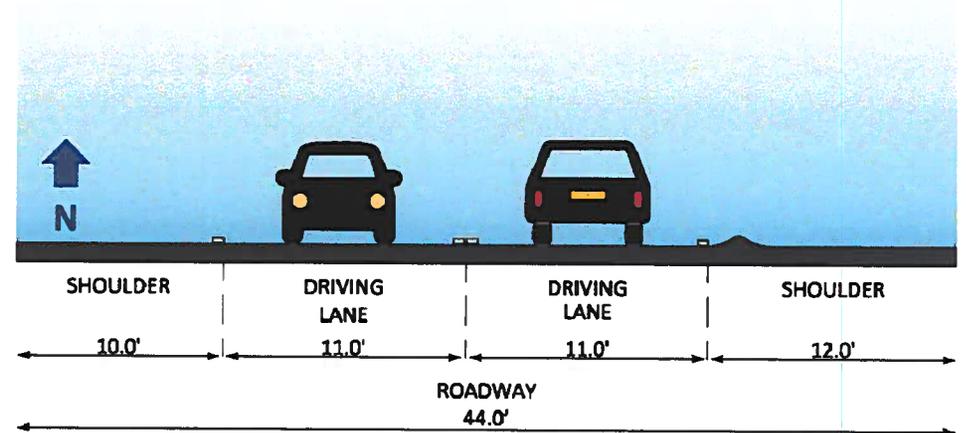


# VISUALLY NARROW DRIVING LANES – Tier 1

Existing

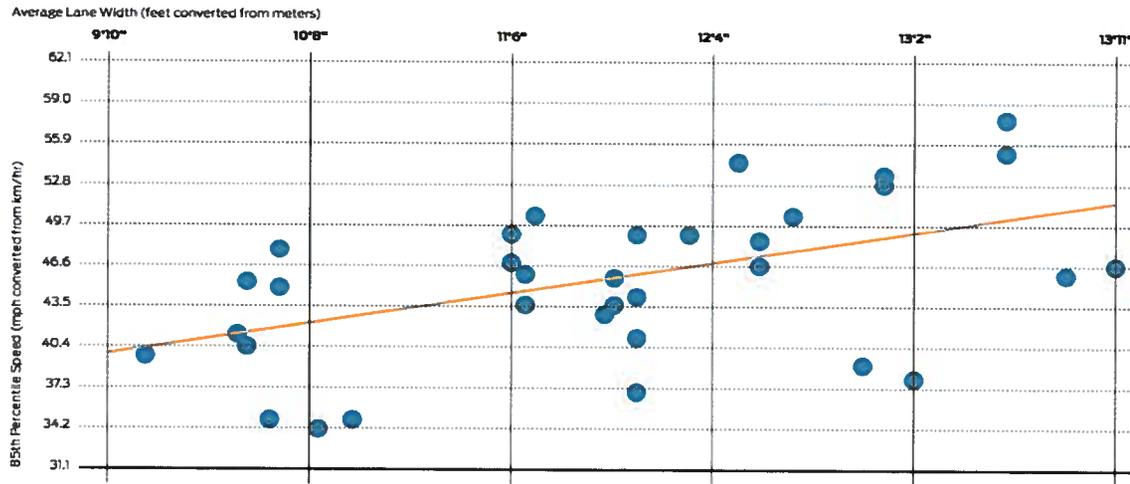


Recommended



# NARROW DRIVING LANES

Wider travel lanes are correlated with higher vehicle speeds.



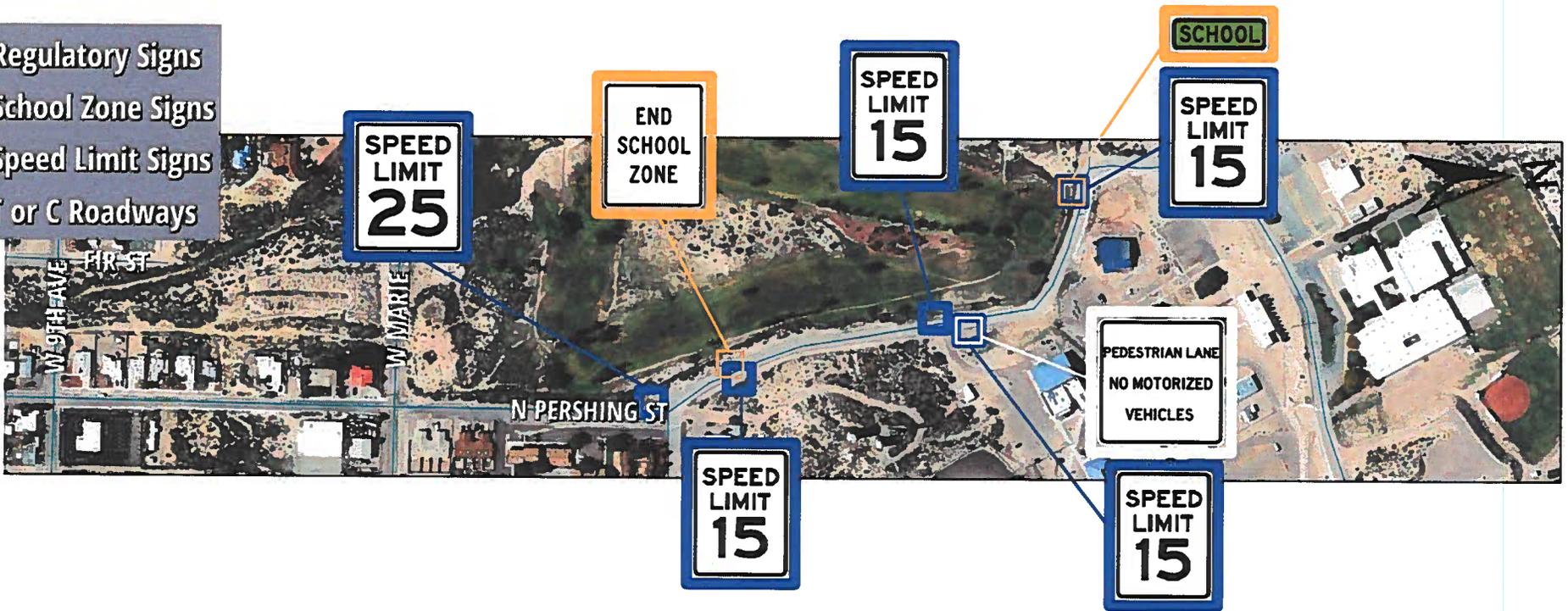
"As the width of the lane increased, the speed on the roadway increased... When lane widths are 1 m (3.3 ft) greater, speeds are predicted to be 15 km/h (9.4 mph) faster."

Chart source: Fitzpatrick, Kay, Paul Carlson, Marcus Brewer, and Mark Wooldrige. 2000. "Design Factors That Affect Driver Speed on Suburban Streets." *Transportation Research Record* 1751: 18-25.

Source: [https://nacto.org/wp-content/themes/sink\\_nacto/views/design-guides/retrofit/urban-street-design-guide/images/lane-width/wider-travel-lanes-graph.png](https://nacto.org/wp-content/themes/sink_nacto/views/design-guides/retrofit/urban-street-design-guide/images/lane-width/wider-travel-lanes-graph.png)

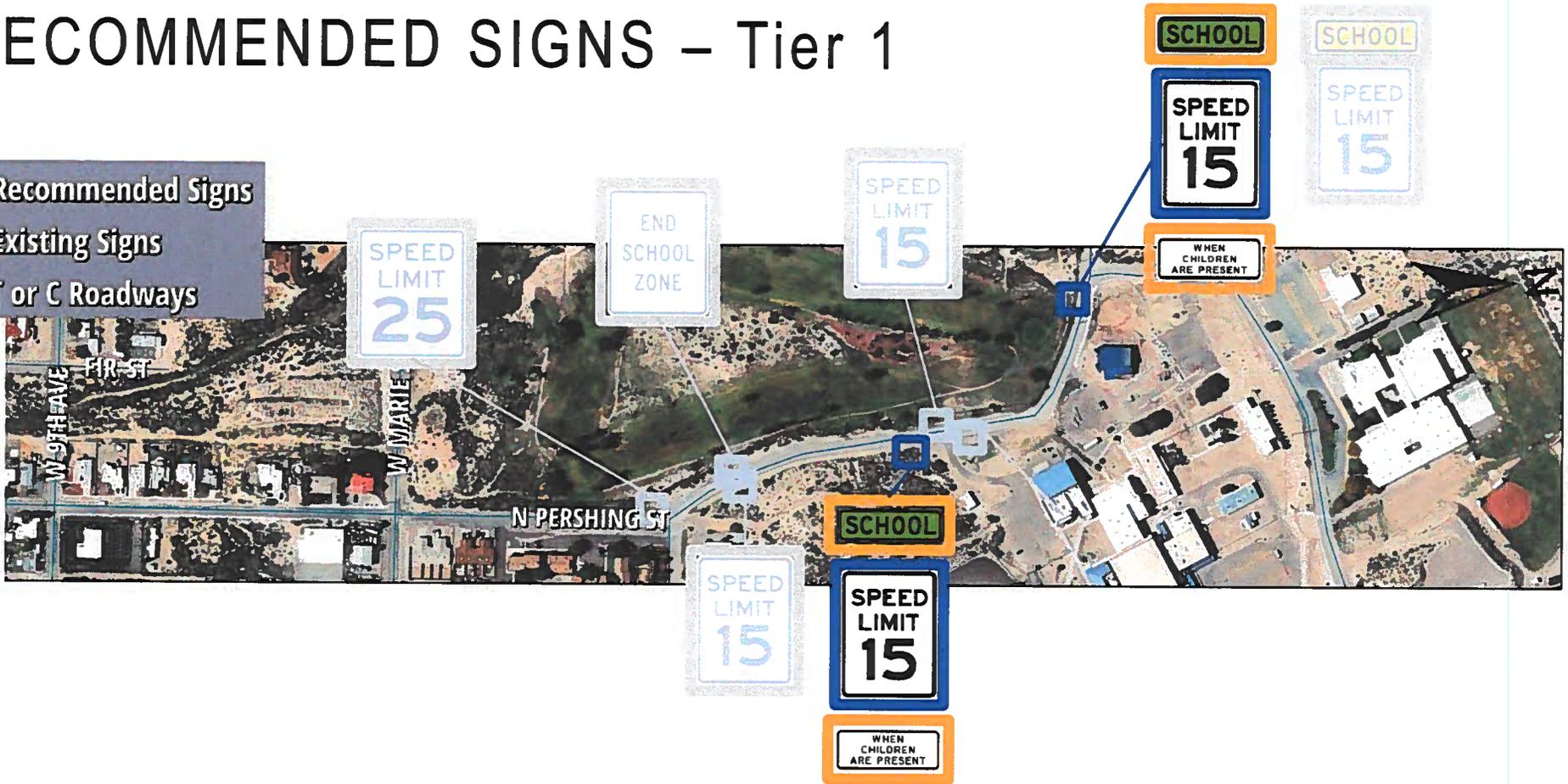
# EXISTING SIGNS

- Regulatory Signs
- ▣ School Zone Signs
- Speed Limit Signs
- T or C Roadways



# RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 2

- Tier 2 - ADA Walkways
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 2

— Tier 2 - ADA Walkways  
— T or C Roadways



# NEW SCHOOL RD. & N. PERSHING ST.

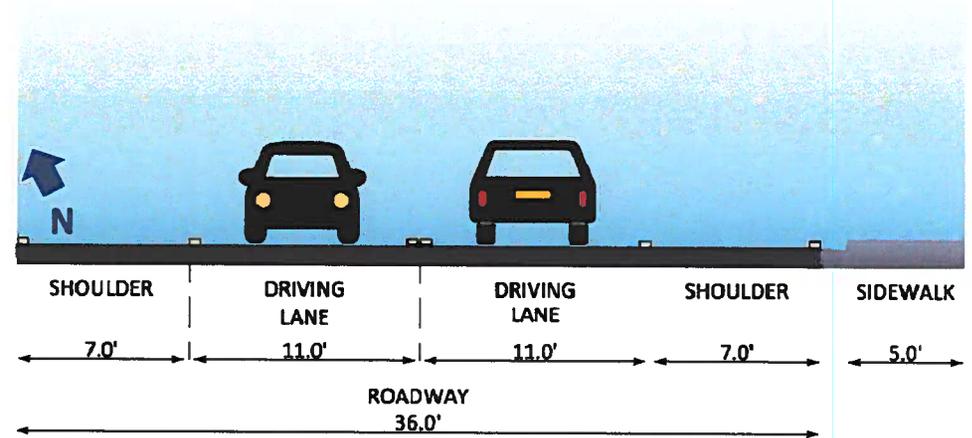
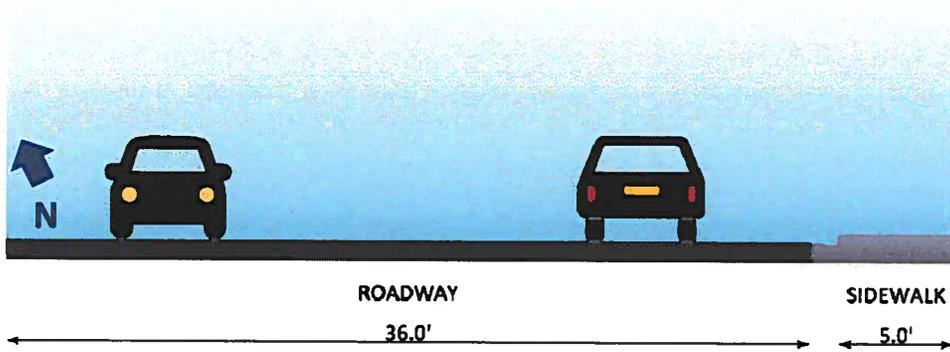
Speed Compliance  
Pavement Markings  
Pedestrian Safety



# VISUALLY NARROW DRIVING LANES – Tier 1

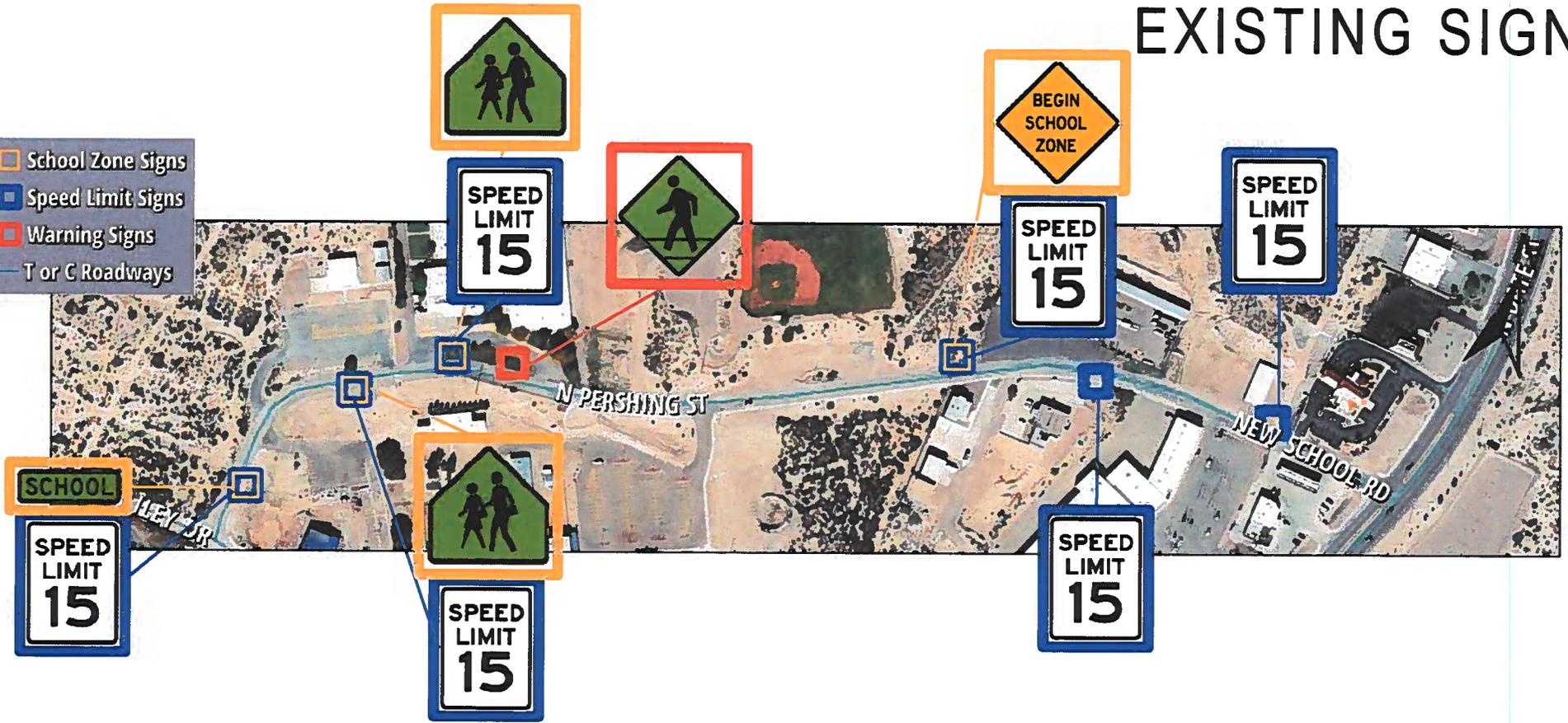
Existing

Recommended



# EXISTING SIGNS

- School Zone Signs
- Speed Limit Signs
- Warning Signs
- T or C Roadways



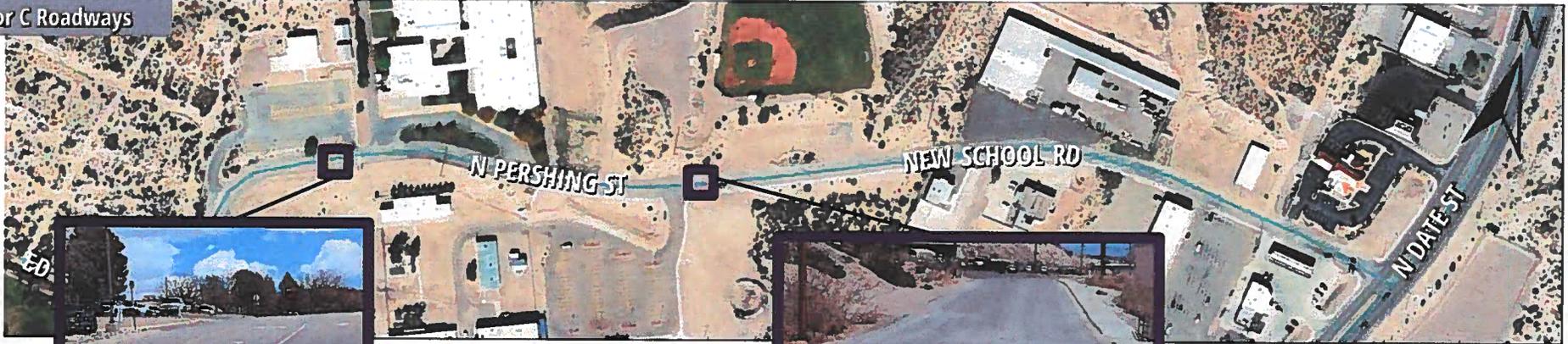
# RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



# EXISTING PAVEMENT MARKINGS

- Pavement Markings
- T or C Roadways



# RECOMMENDED PAVEMENT PARKINGS – Tier 1

- Pavement Markings
- T or C Roadways



# EXISTING CROSSWALKS

- Crosswalks
- T or C Roadways



# RECOMMENDED CROSSWALKS – Tier 1

- Crosswalks
- T or C Roadways



# RECOMMENDED CROSSWALKS – Tier 1

- Crosswalks
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 2

- Tier 2 - ADA Walkways
- T or C Roadways



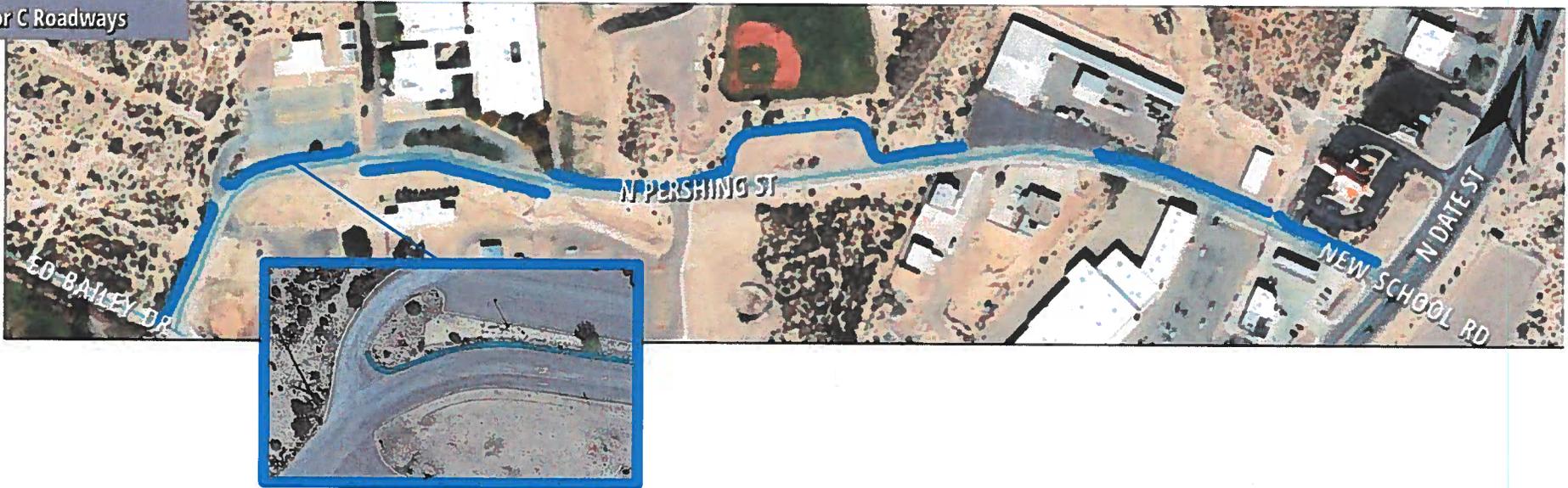
# RECOMMENDED SIDEWALKS – Tier 2

- Tier 2 - ADA Walkways
- T or C Roadways

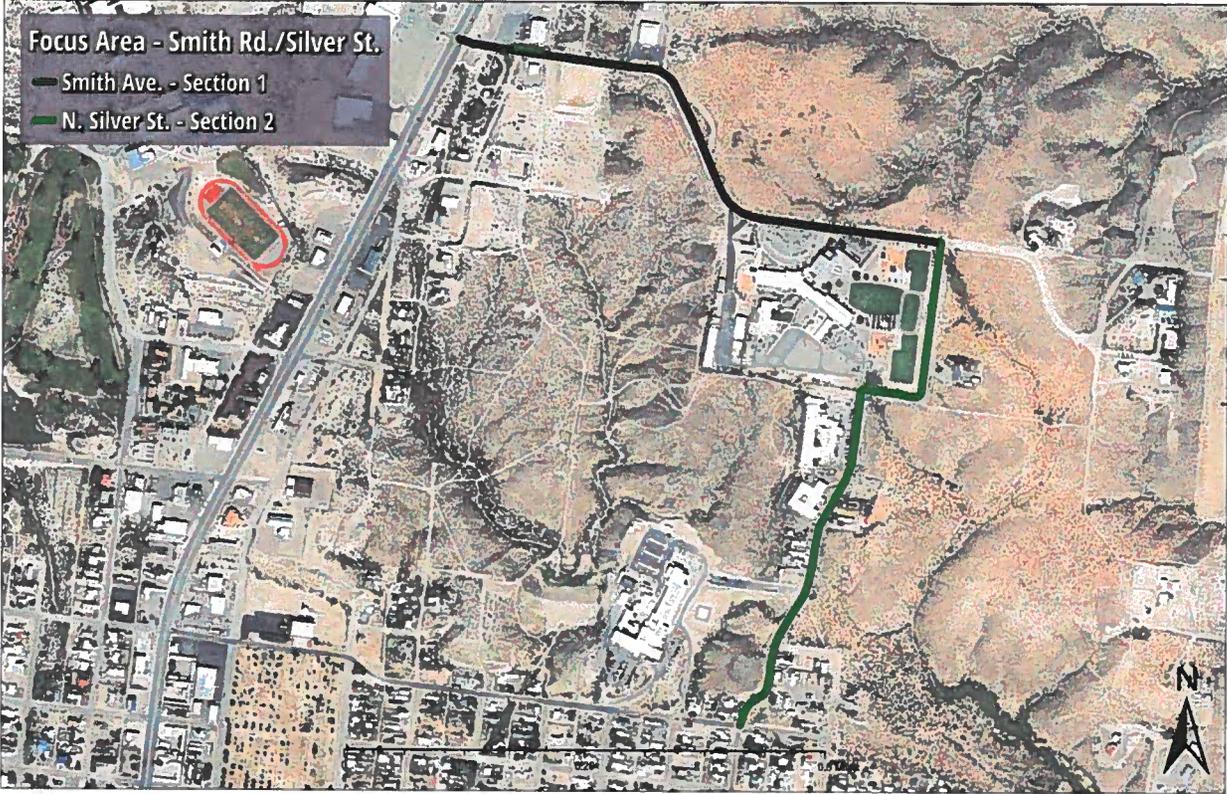


# RECOMMENDED SIDEWALKS – Tier 3

- Tier 3 - ADA Walkways
- T or C Roadways



# SMITH AVE./N. SILVER ST.



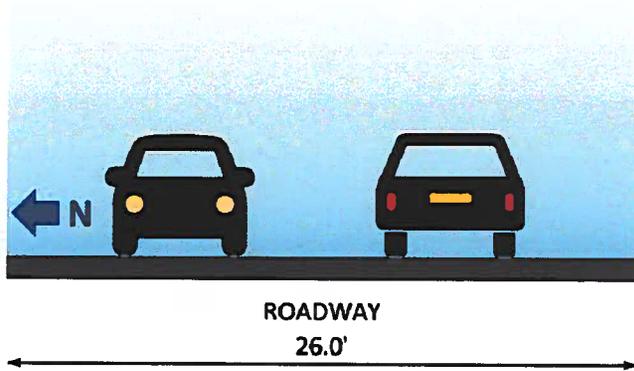
# SMITH AVE./N. SILVER ST.

Speed Compliance  
Pedestrian Safety  
Signage

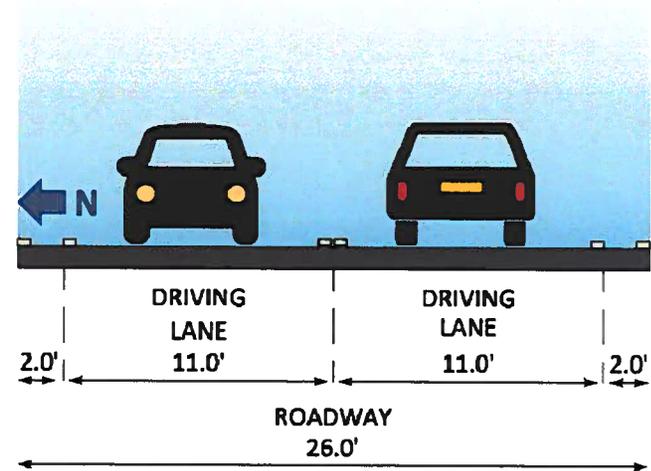


# VISUALLY NARROW DRIVING LANES – Tier 1

Existing

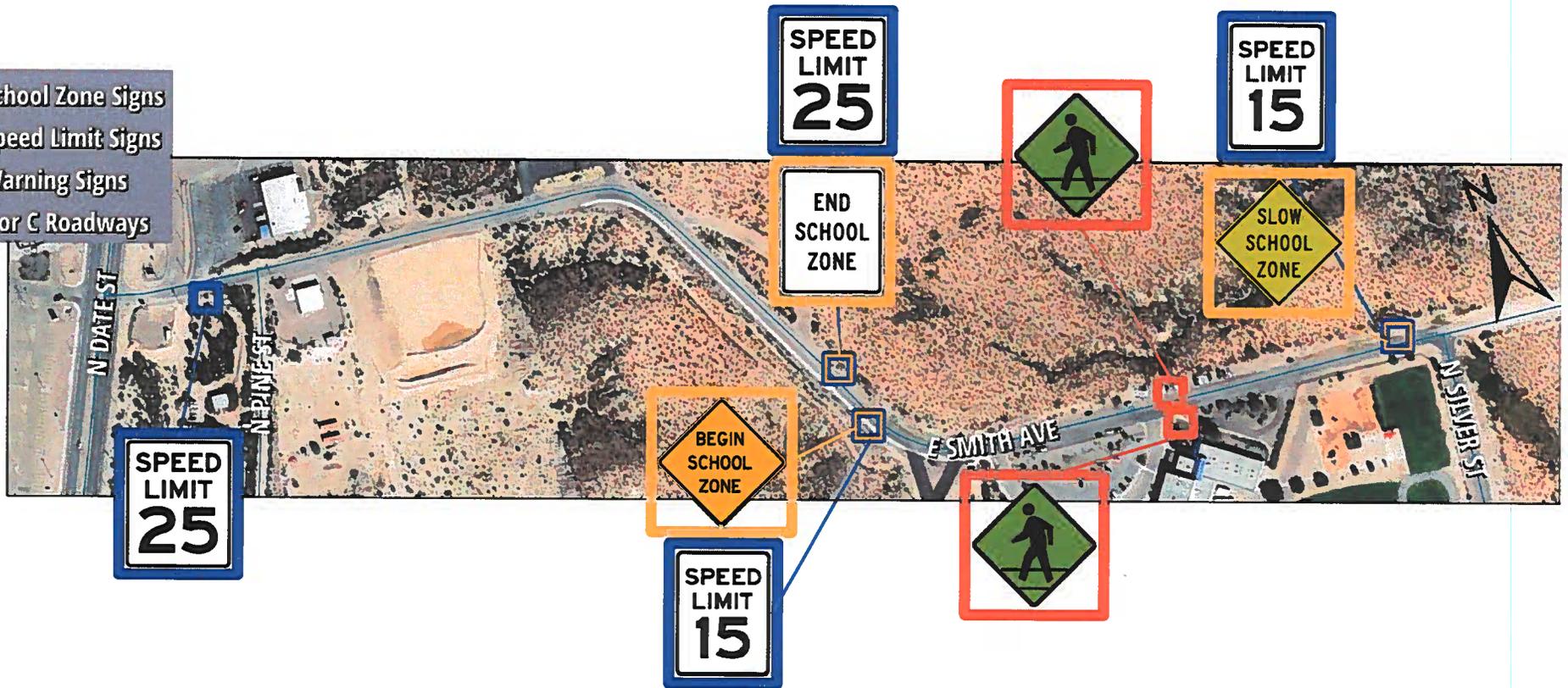


Recommended



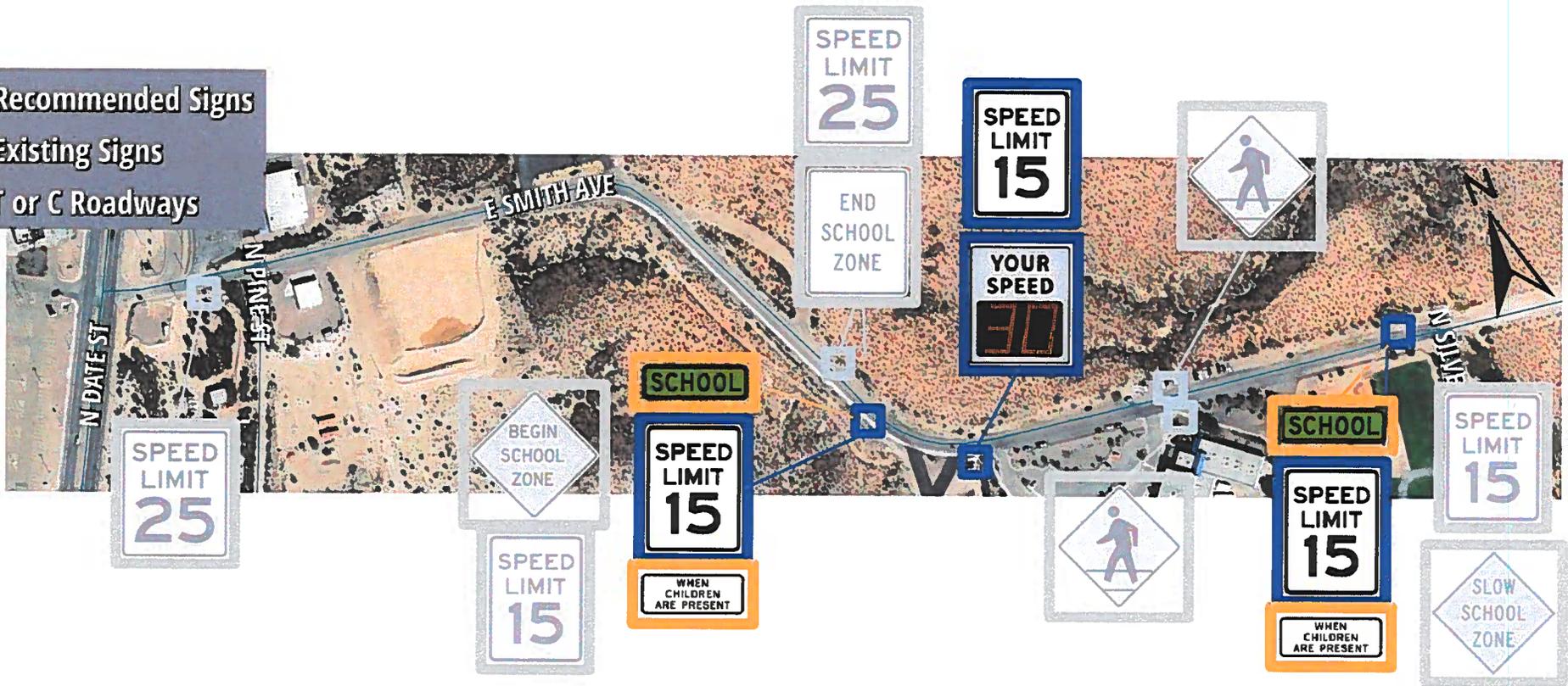
# EXISTING SIGNS

- School Zone Signs
- Speed Limit Signs
- Warning Signs
- T or C Roadways



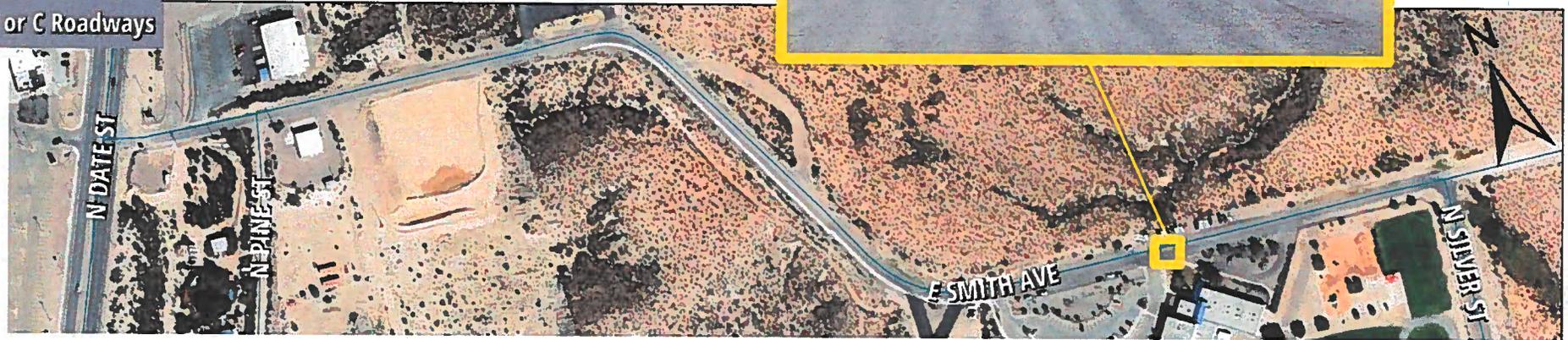
# RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



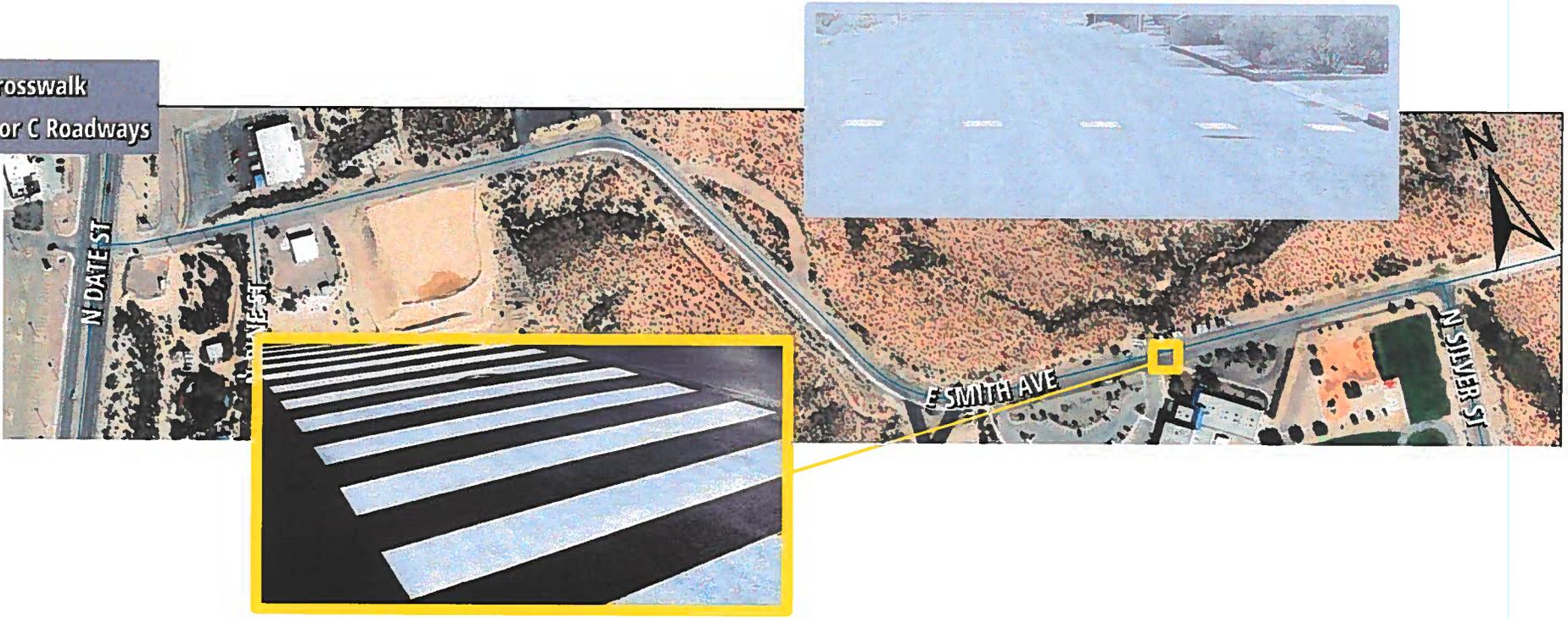
# EXISTING CROSSWALKS

- Crosswalk
- T or C Roadways



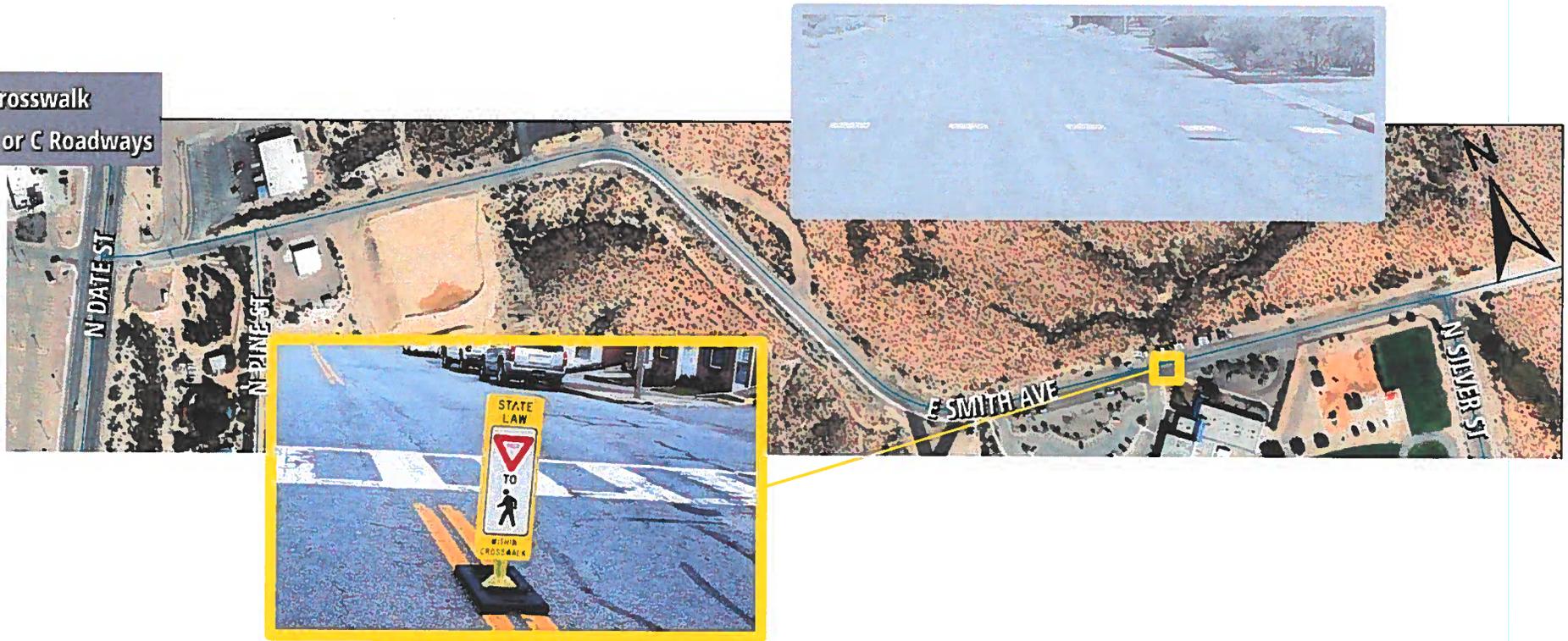
# RECOMMENDED CROSSWALKS – Tier 1

- Crosswalk
- T or C Roadways



# RECOMMENDED CROSSWALKS – Tier 1

- Crosswalk
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 2

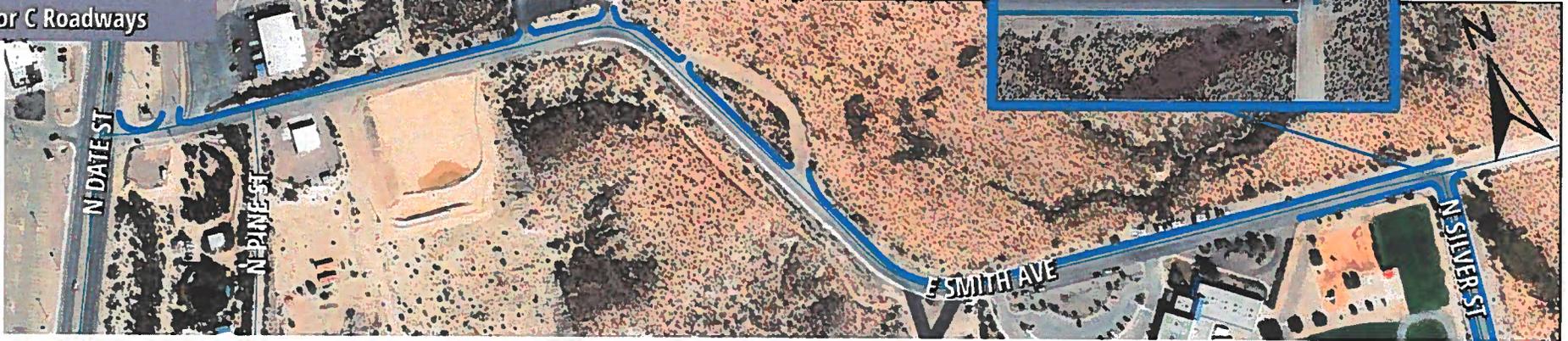
- Tier 2 - ADA Walkways
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 3

Tier 3 - ADA Walkways

T or C Roadways



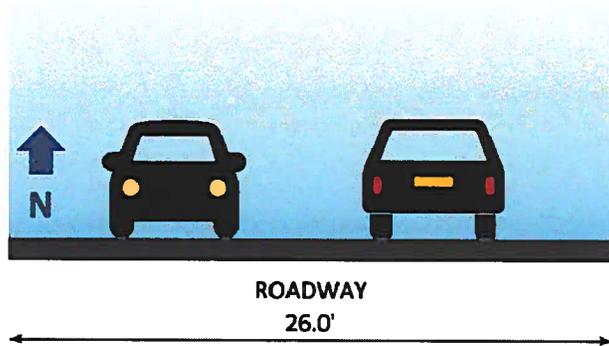
# SMITH AVE./N. SILVER ST.

Speed Compliance  
Pedestrian Safety  
Signs

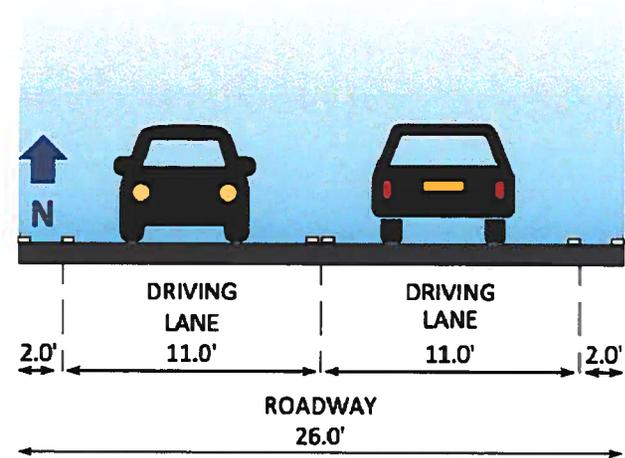


# VISUALLY NARROW DRIVING LANES – Tier 1

Existing



Recommended



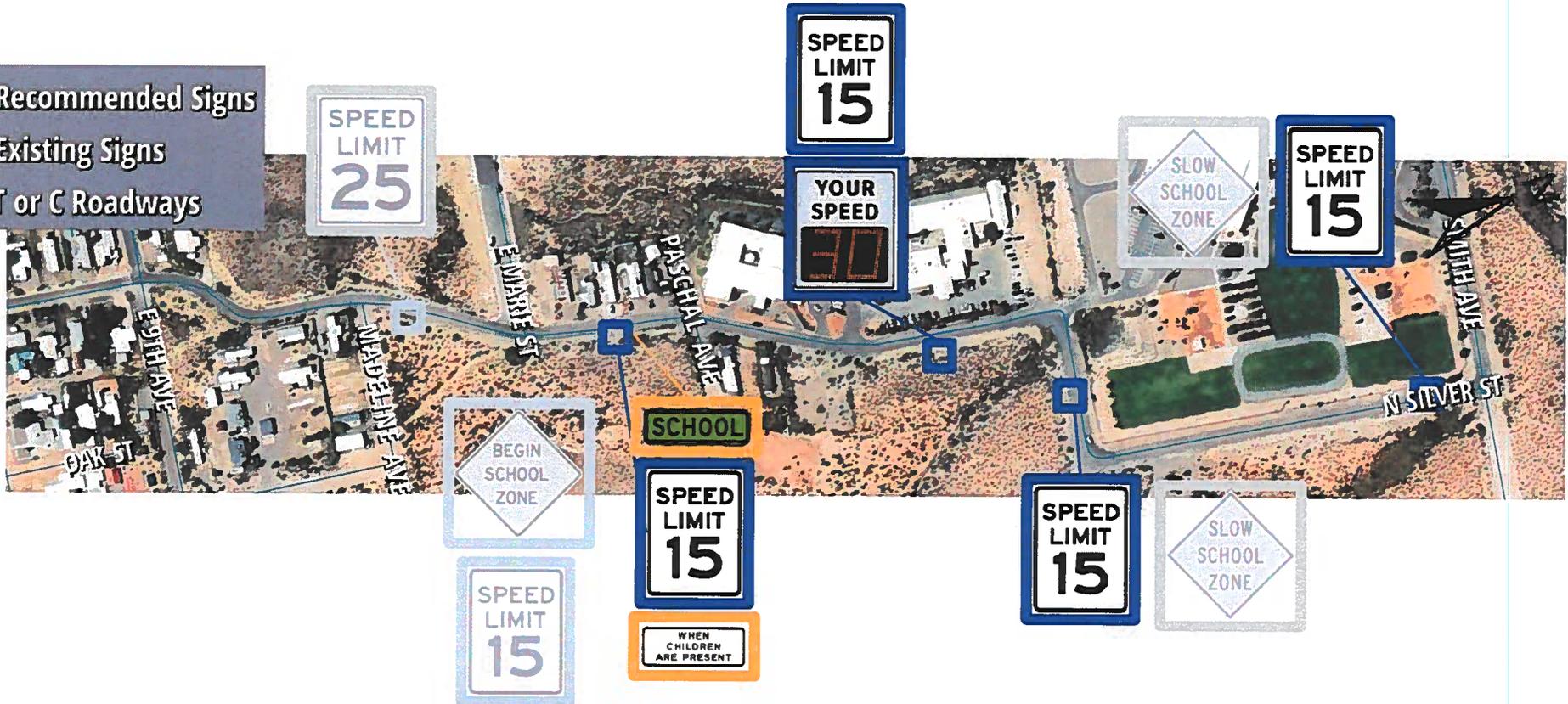
# EXISTING SIGNS

- School Zone Signs
- Speed Limit Signs
- T or C Roadways



# RECOMMENDED SIGNS - Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



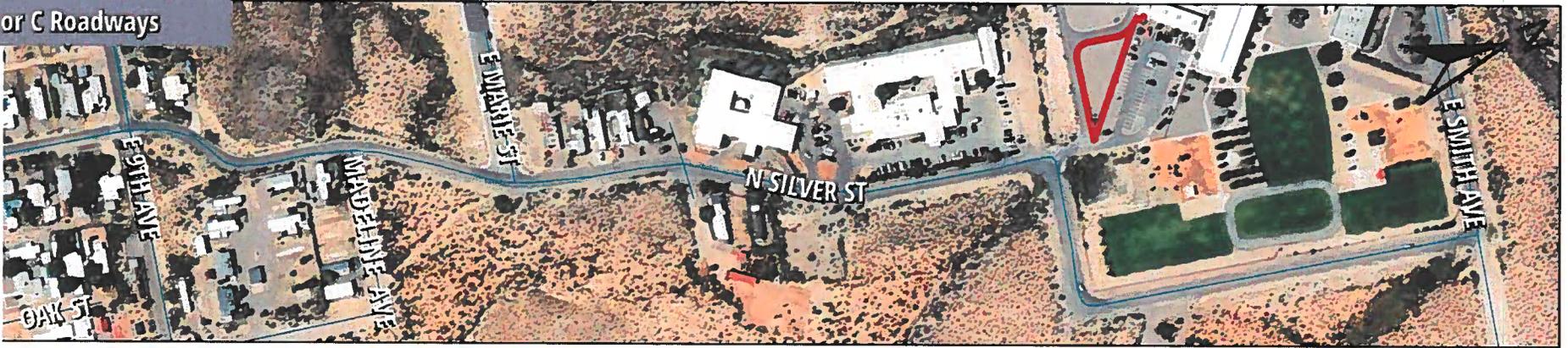
# RECOMMENDED SIDEWALKS – Tier 2

- Tier 2 - ADA Walkways
- T or C Roadways



# RECOMMENDED SIDEWALKS – Tier 2

- Tier 2 - ADA Walkways
- T or C Roadways

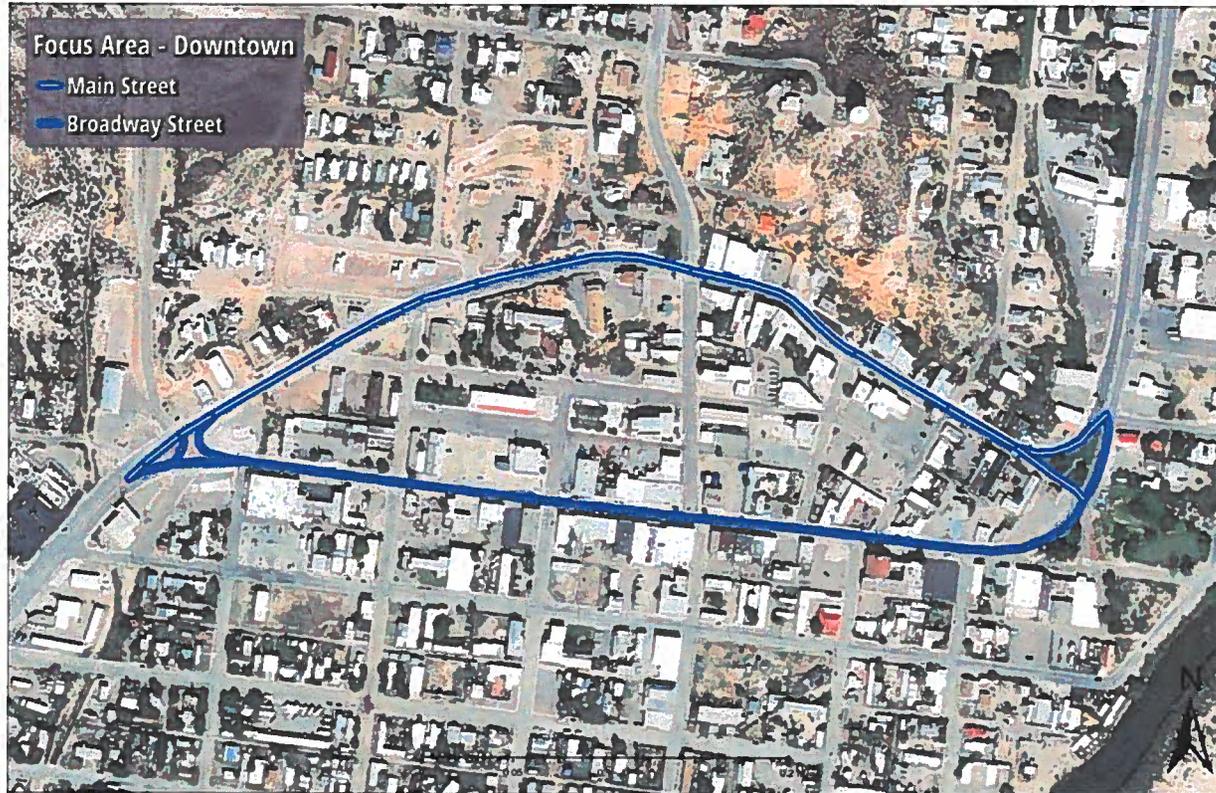


# RECOMMENDED SIDEWALKS – Tier 3

— Tier 3 - ADA Walkways  
— T or C Roadways



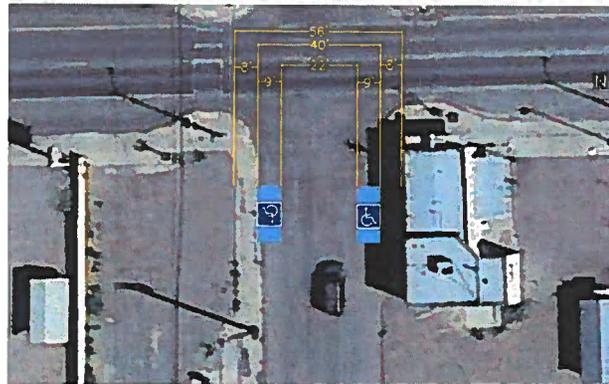
# DOWNTOWN



# ACCESSIBILITY



# ON-STREET ACCESSIBLE PARKING – Tier 2



Total Number of Marked or Metered Parking Spaces on the Block Perimeter	Minimum Required Number of Accessible Parking Spaces
1 to 25	1
26 to 50	2
51 to 75	3
76 to 100	4
101 to 150	5
151 to 200	6
201 and over	4% of total

<https://www.access-board.gov/prowag/chapter-r2-scoping-requirements/#r214-on-street-parking-spaces>

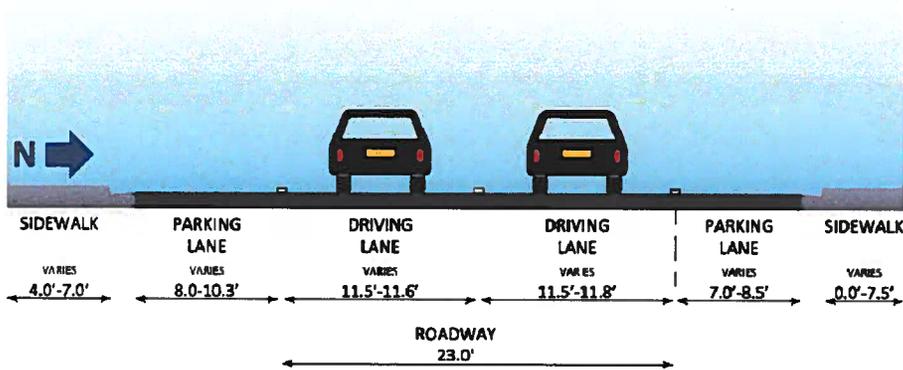
# Main Avenue

Speed Compliance  
Accessibility  
Signs  
Pavement Markings  
Pedestrian Safety

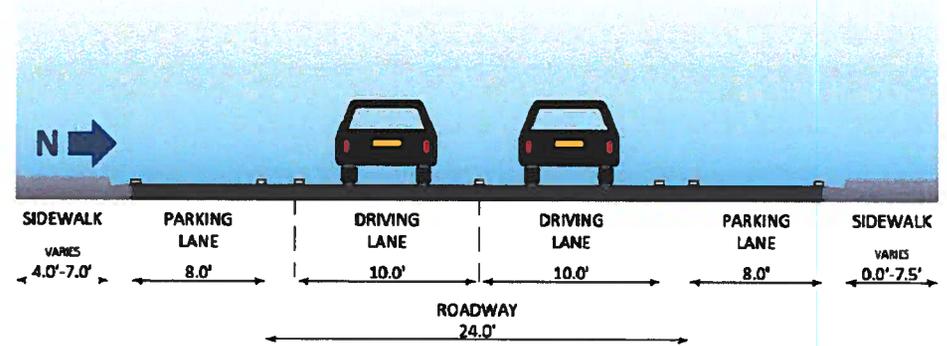


# VISUALLY NARROW DRIVING LANES – Tier 1

Existing

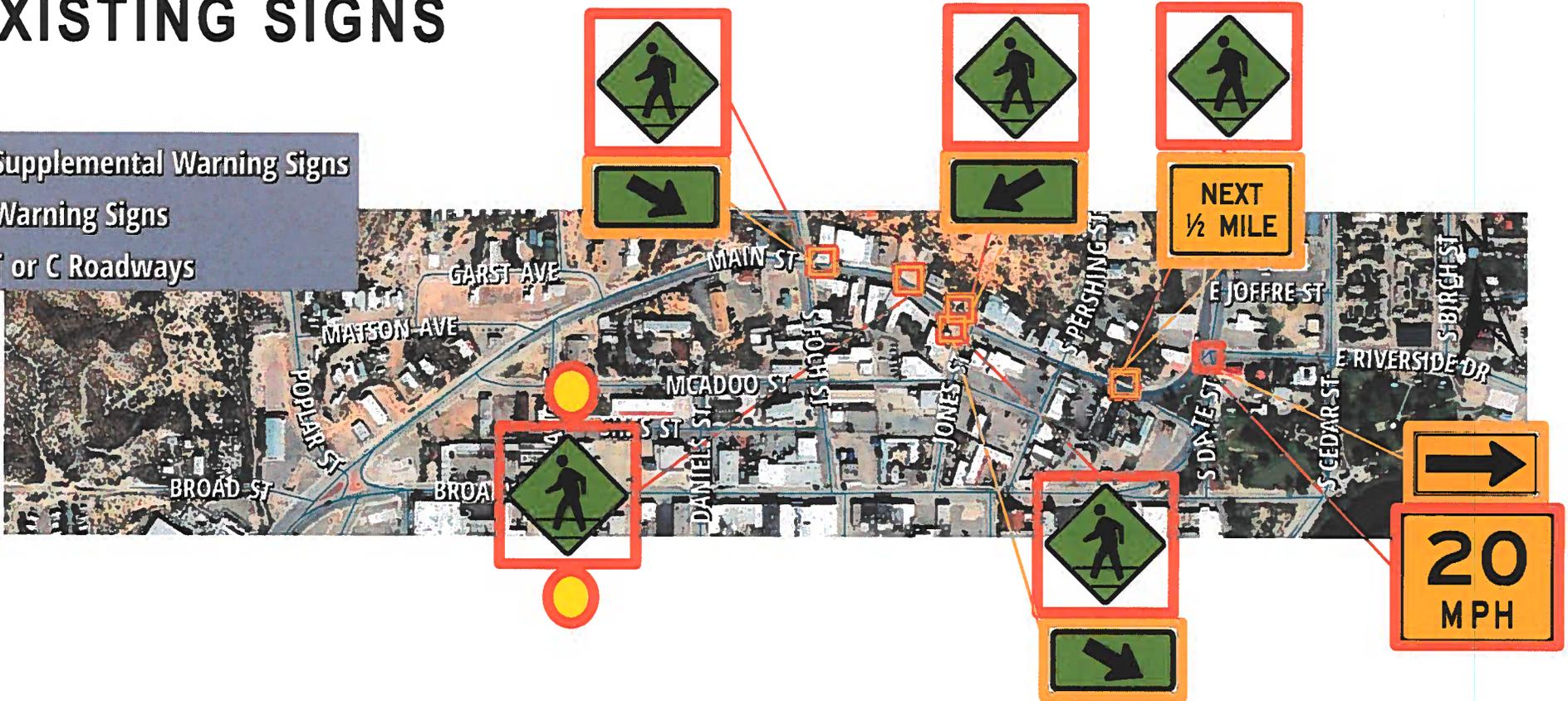


Recommended



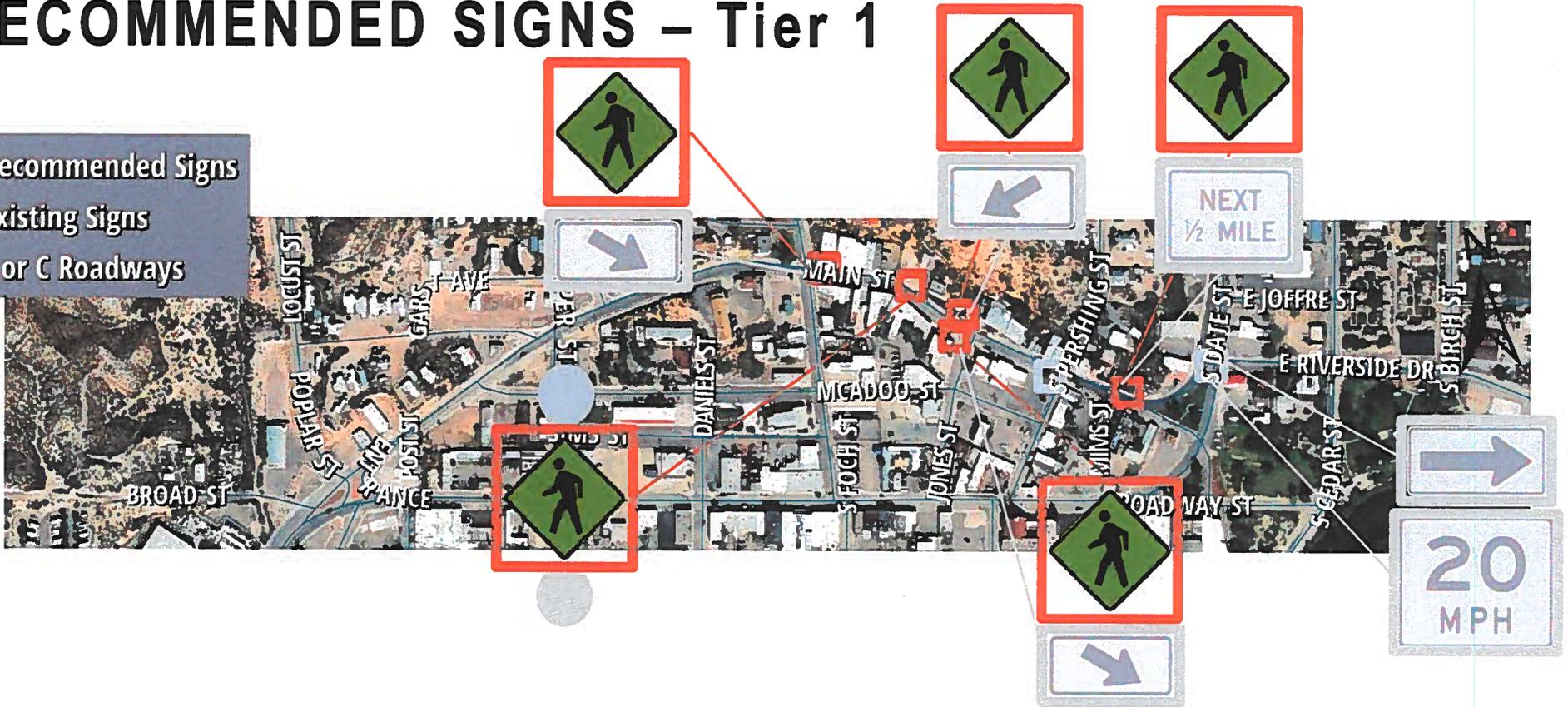
# EXISTING SIGNS

- Supplemental Warning Signs
- Warning Signs
- T or C Roadways



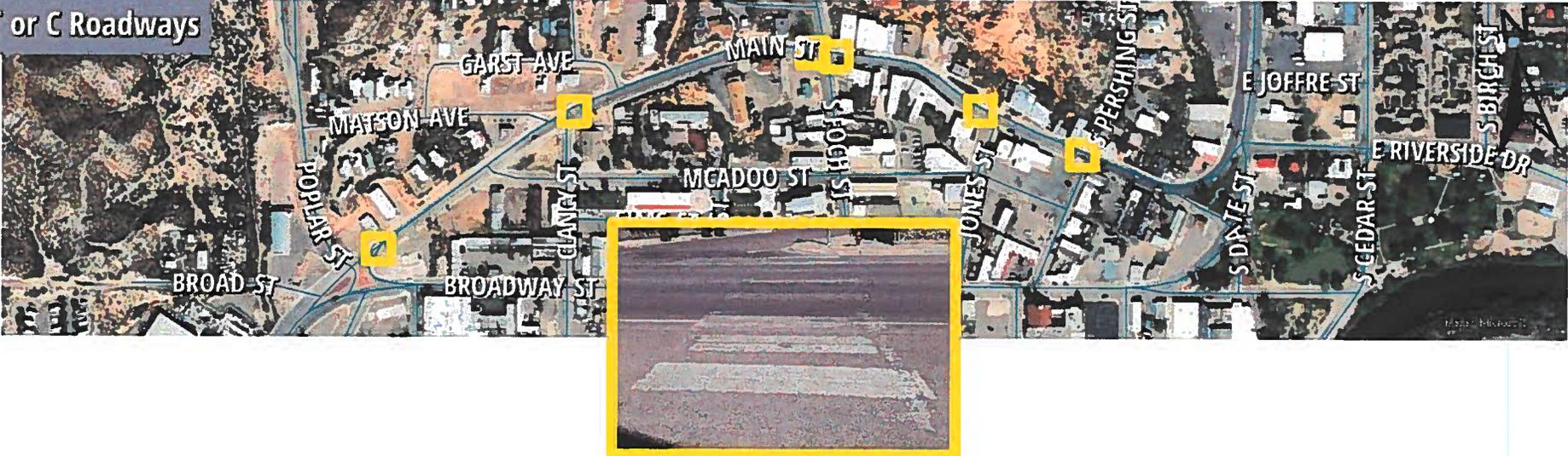
# RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Existing Signs
- T or C Roadways



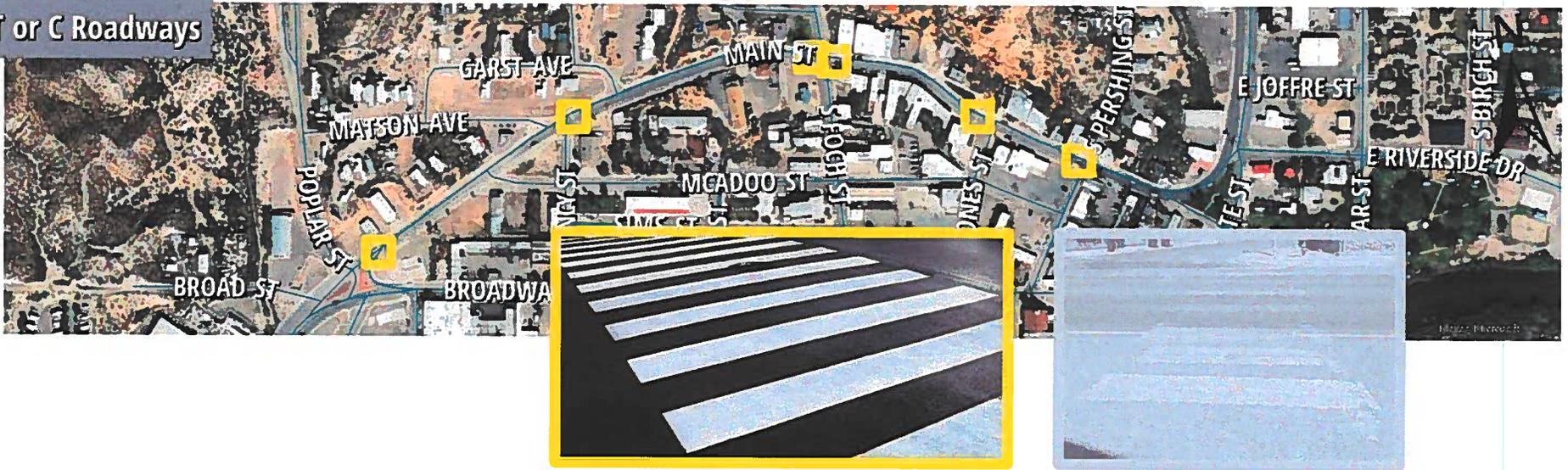
# EXISTING CROSSWALKS

- Main Crosswalks
- T or C Roadways



# RECOMMENDED CROSSWALKS – Tier 1

- Main Crosswalks
- T or C Roadways



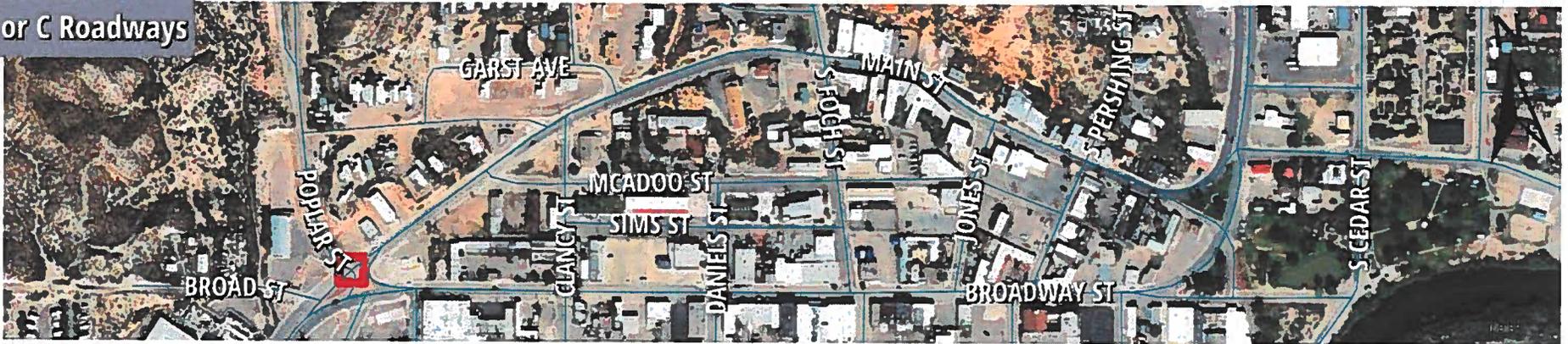
# RECOMMENDED CROSSWALKS – Tier 1

- Main Crosswalks
- T or C Roadways



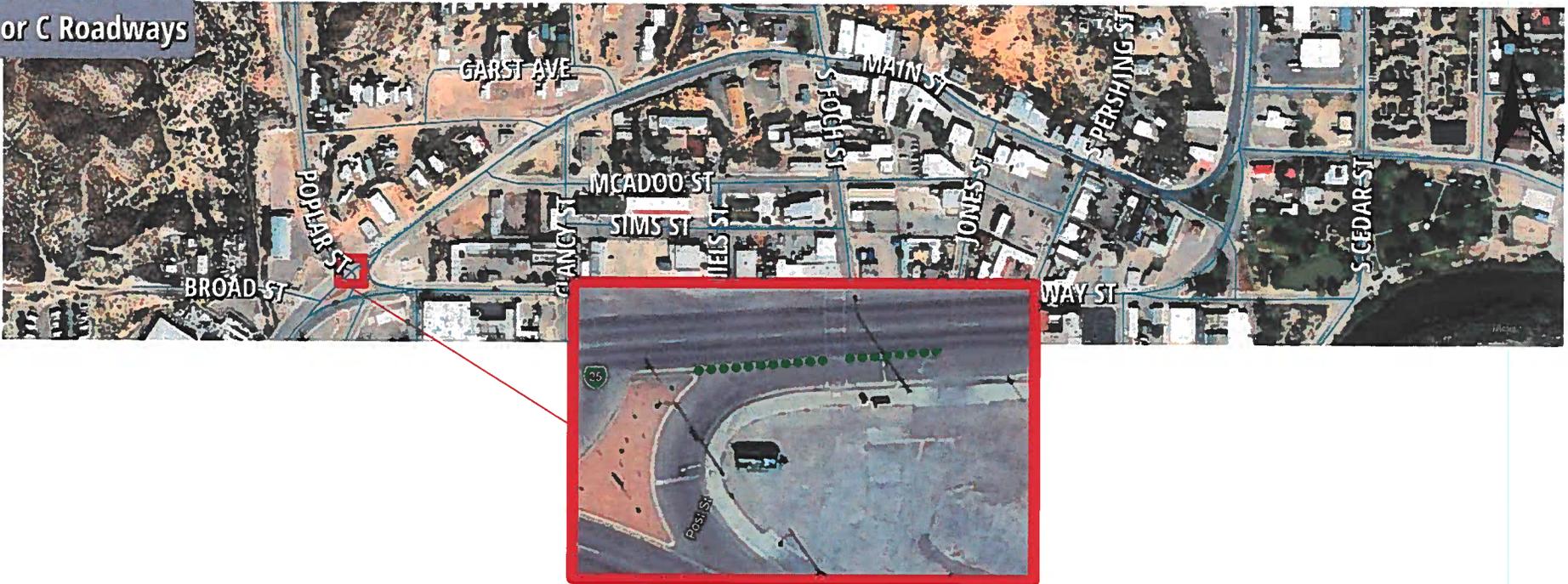
# CONFLICT INTERSECTION

- Poplar Street
- T or C Roadways



# INTERSECTION CONFLICT – Tier 1

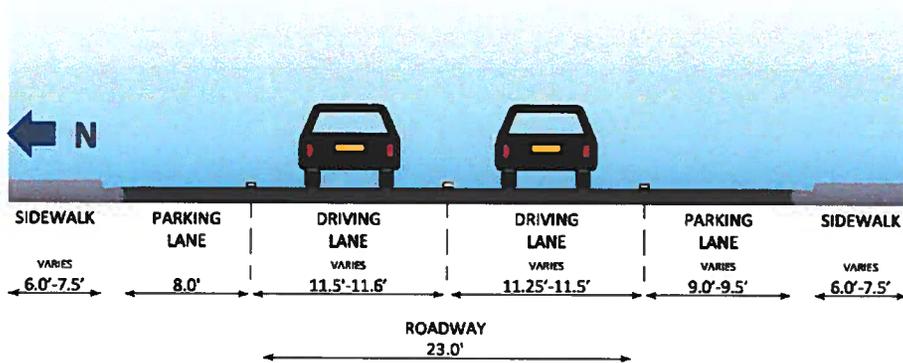
- Poplar Street
- T or C Roadways



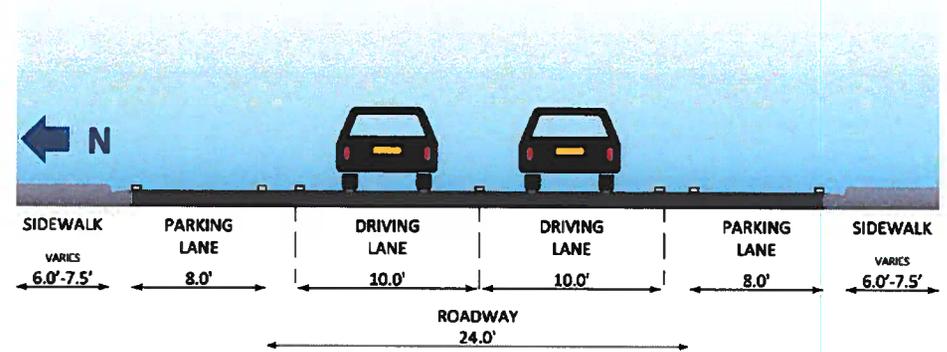


# VISUALLY NARROW DRIVING LANES – Tier 1

Existing

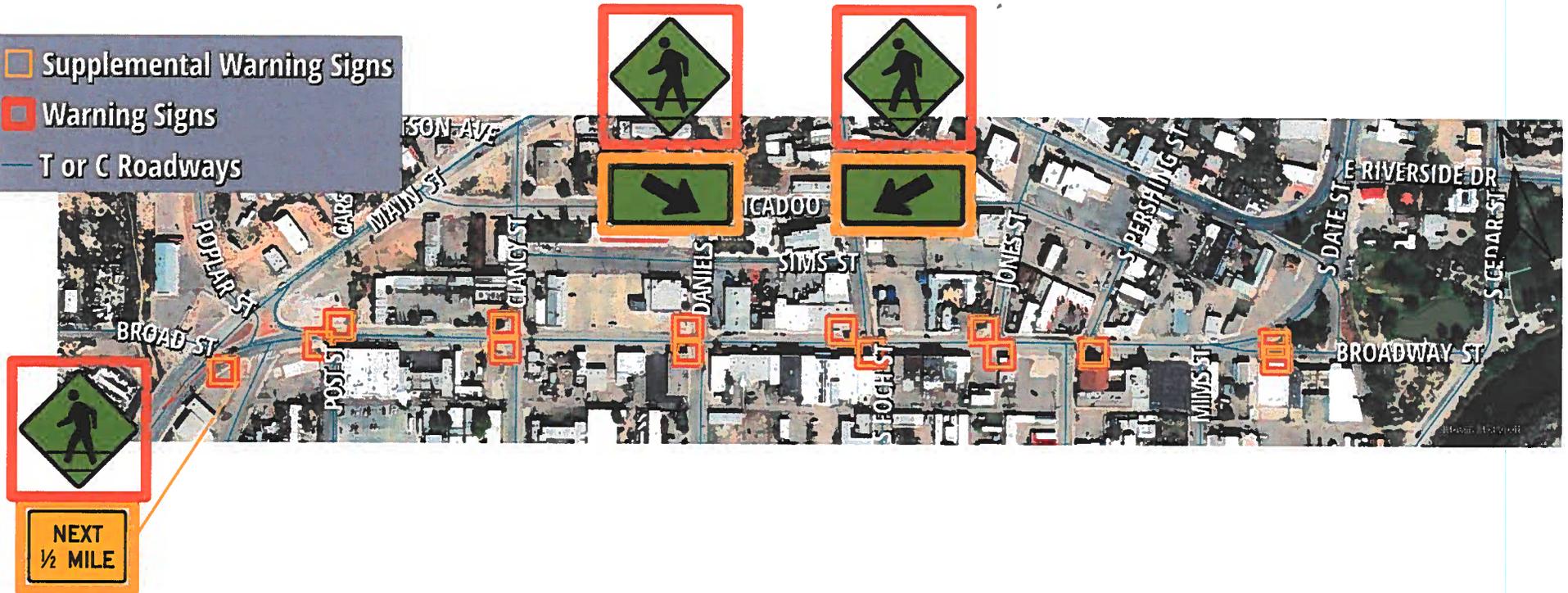


Recommended



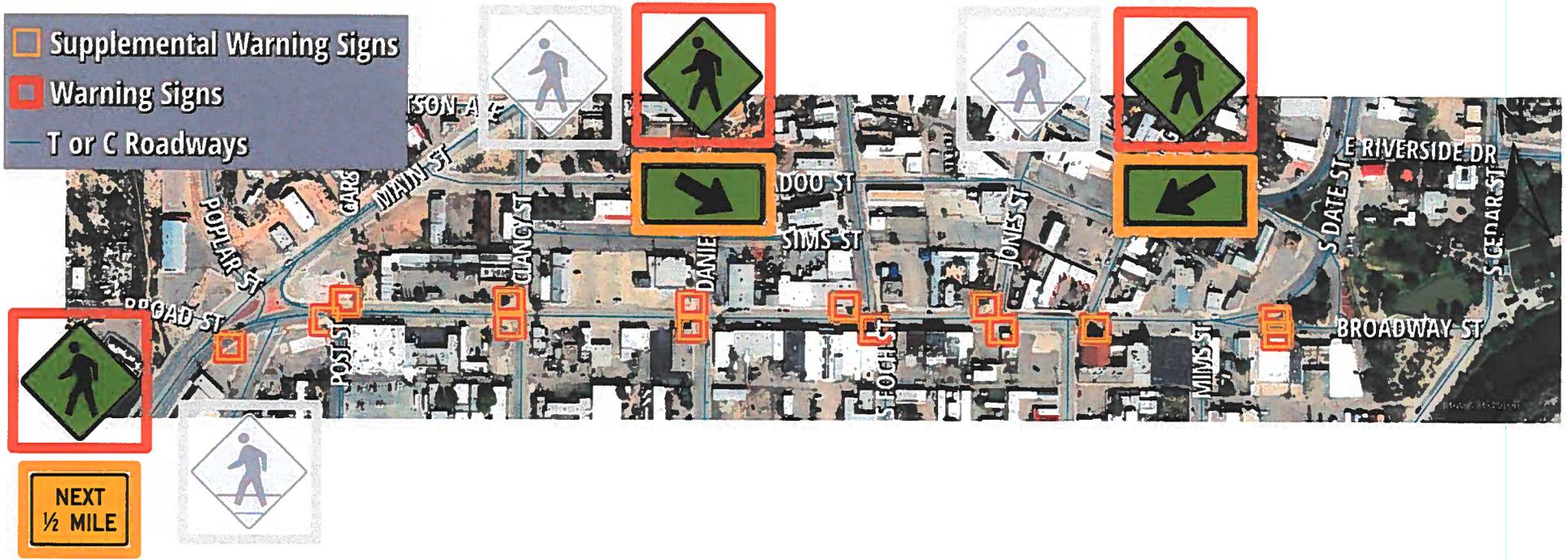
# EXISTING SIGNS

- Supplemental Warning Signs
- Warning Signs
- T or C Roadways



# RECOMMENDED SIGNS – Tier 1

- Supplemental Warning Signs
- Warning Signs
- T or C Roadways



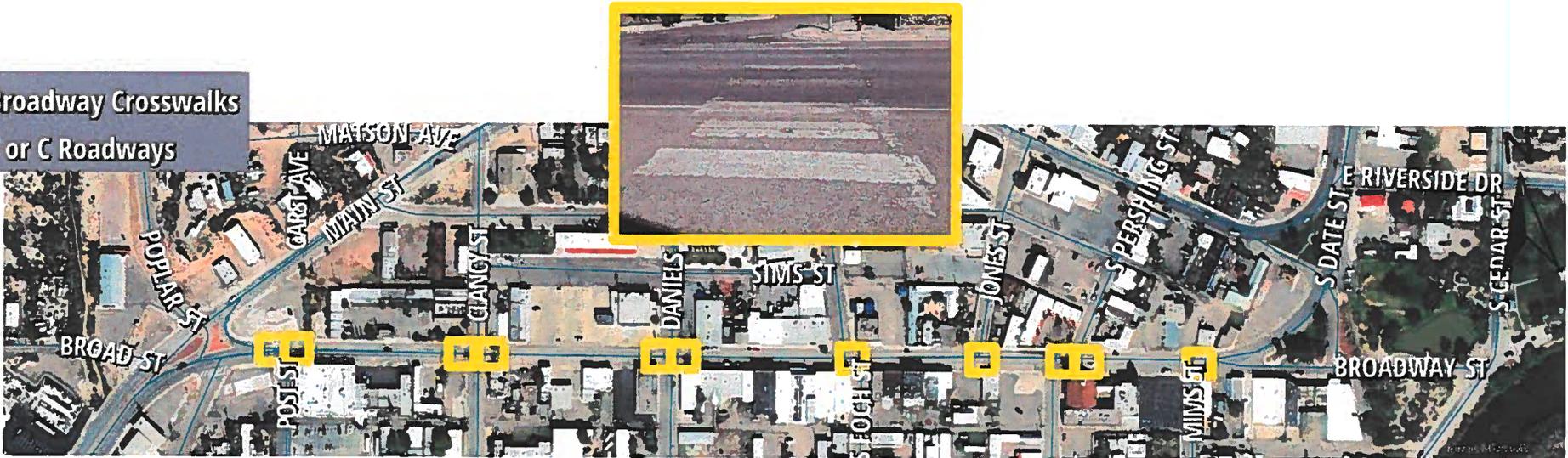
# RECOMMENDED SIGNS – Tier 1

- Recommended Signs
- Recommended Supplemental Warning Signs
- Supplemental Warning Signs
- Warning Signs
- T or C Roadways



# EXISTING CROSSWALKS

- Broadway Crosswalks
- T or C Roadways



# RECOMMENDED CROSSWALKS – Tier 1

- Broadway Crosswalks
- T or C Roadways



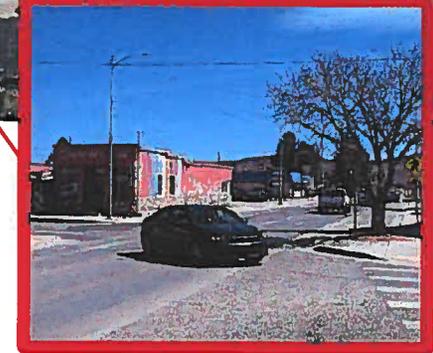
# RECOMMENDED CROSSWALKS – Tier 1

- Broadway Crosswalks
- T or C Roadways



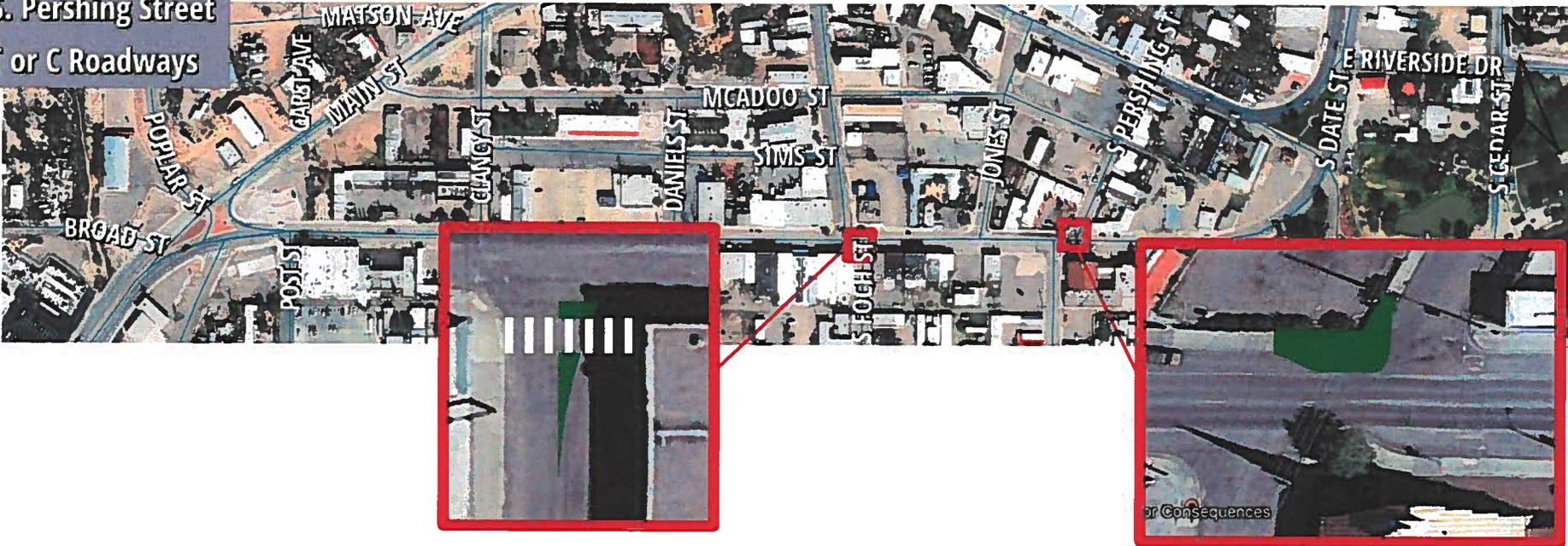
# CONFLICT INTERSECTIONS

- S. Foch Street
- S. Pershing Street
- T or C Roadways



# RECOMMENDED TREATMENTS – Tier 3

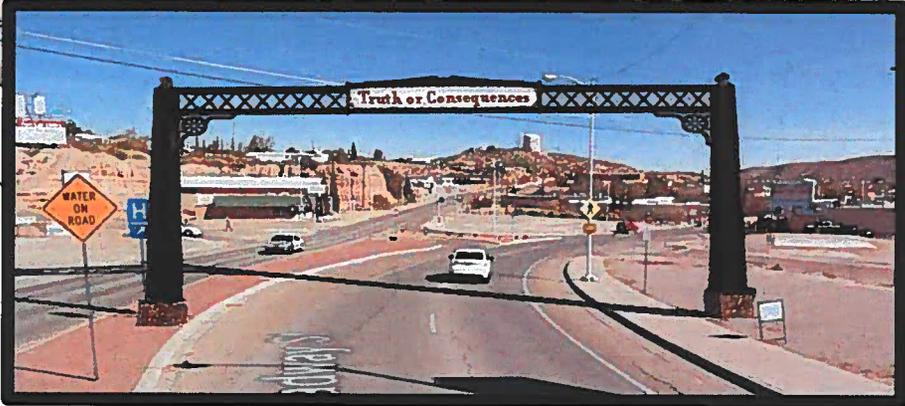
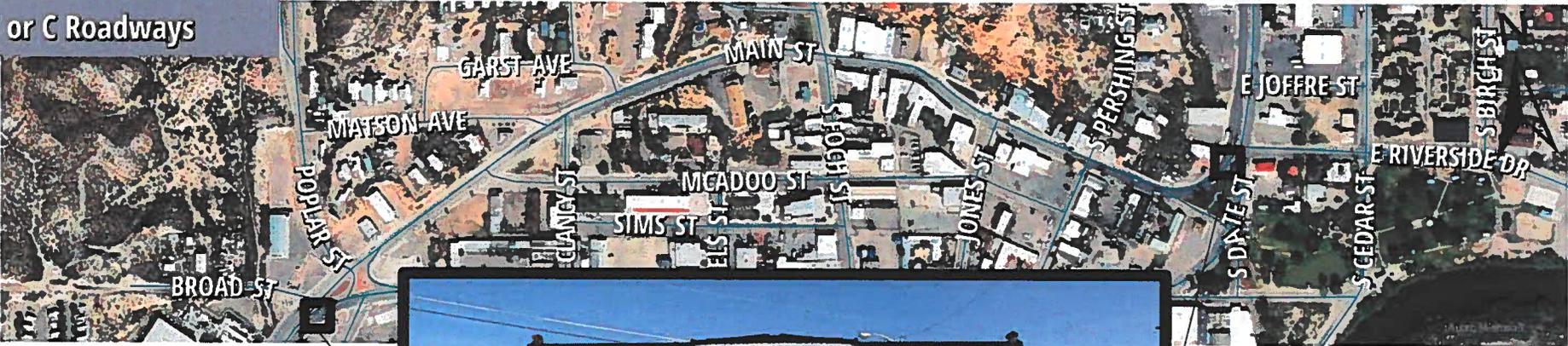
- S. Foch Street
- S. Pershing Street
- T or C Roadways



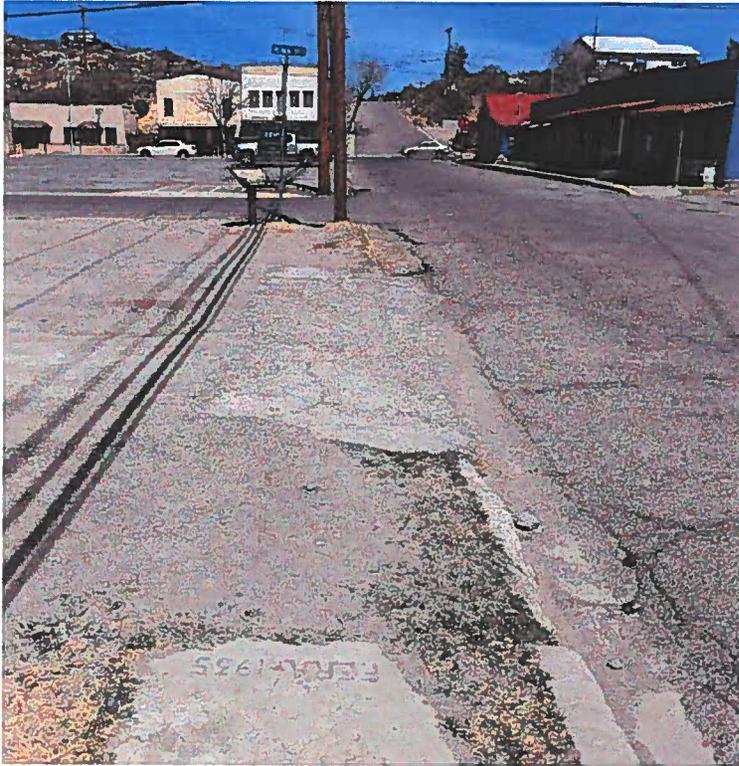
# COMMUNITY INITIATIVES

Community Gateways

T or C Roadways

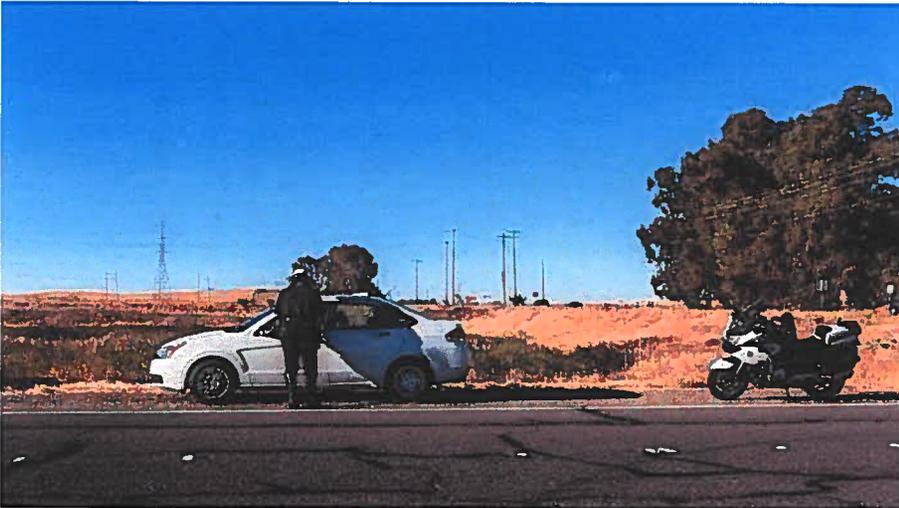


# COMMUNITY INITIATIVES



- Pedestrian facility maintenance and improvements on City maintained streets

# COMMUNITY INITIATIVES



- Regular speeding enforcement on Main Ave. and Broadway St.

# COMMUNITY INITIATIVES



- Roadway Exchange

## COMMUNITY INITIATIVES





# POTENTIAL FUNDING SOURCES

- City of T or C
- Truth or Consequences Municipal Schools
- Safe Routes to School
- Transportation Project Fund
- Transportation Alternatives

---

THANK YOU

QUESTIONS?



LEE ENGINEERING

## NMDOT

Debbie Hudson

[DebraA.Hudson@state.nm.us](mailto:DebraA.Hudson@state.nm.us)

(575) 640-2779

## Lee Engineering

Stephen Montaña

[smontano@lee-eng.com](mailto:smontano@lee-eng.com)

(505) 545-8450

## Contact Information



**4. Presentation regarding ideas for creating and building a production studio in Truth or Consequences to shoot the Truth or Consequences television show:**

Rudy Beserra, Loveless Johnson III, Cliff Marks, and Ralph Rubenstein (via teleconference) gave a presentation regarding their interest in creating and building a production studio here in Truth or Consequences to shoot the Truth or Consequences television game show. They feel that this would be the perfect location for the studio due to the namesake of our town. (Presentation attached hereto and made a part hereof).

**E. CONSENT CALENDAR:**

- 1. City Commission Regular Minutes, July 28, 2021**
- 2. Acknowledge Planning & Zoning Regular Minutes, July 12, 2021**
- 3. Accounts Payable, July 2021**

**Mayor Pro-Tem Forrister moved to approve the consent calendar as submitted. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**F. ORDINANCES/RESOLUTIONS/ZONING:**

- 1. Discussion/Action: Resolution No. 14 21/22 Budget Adjustment Request:**

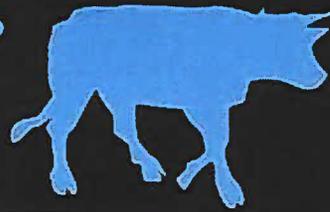
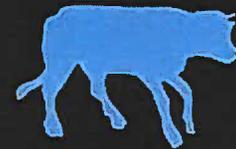
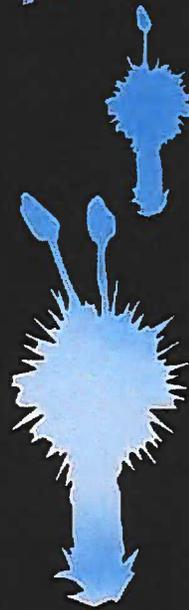
Assistant City Manager Traci Alvarez explained that this item was added to the agenda to reconcile some budget adjustment requests. As seen in the packet, there was a correction made for the Clean & Beautiful Grant, and there was a donation that was made to the Police Department that needs to be reflected in the budget. The Federal Aviation Administration and State Grants that were approved at the last meeting are also included.

**Mayor Pro-Tem Forrister moved to approve Resolution No. 14 21/22 Budget Adjustment Request. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

- 2. Discussion/Action: Resolution No. 15 21/22 amending the City of T or C Golf Course fees:**

**Item was removed from agenda.**

WELCOME TO  
TRUTH OR CONSEQUENCES





**Ralph Rubenstein**



**Noah Rubenstein**

**Prestige Entertainment**

**Name That Tune**



**Loveless  
Johnson III**

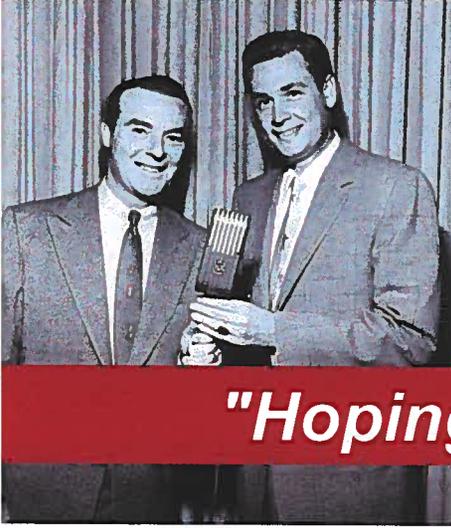


**Cliff  
Marks**



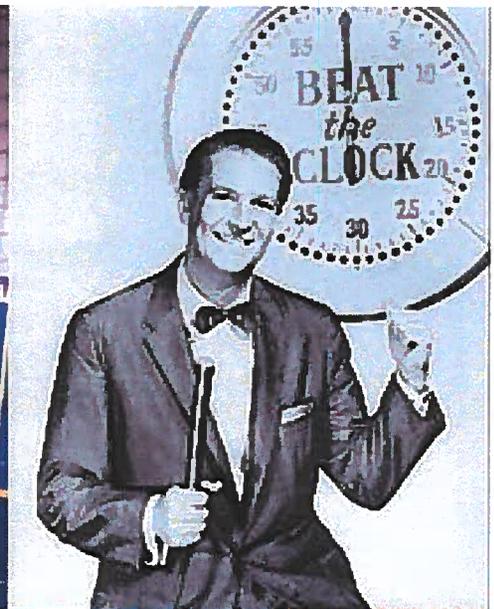
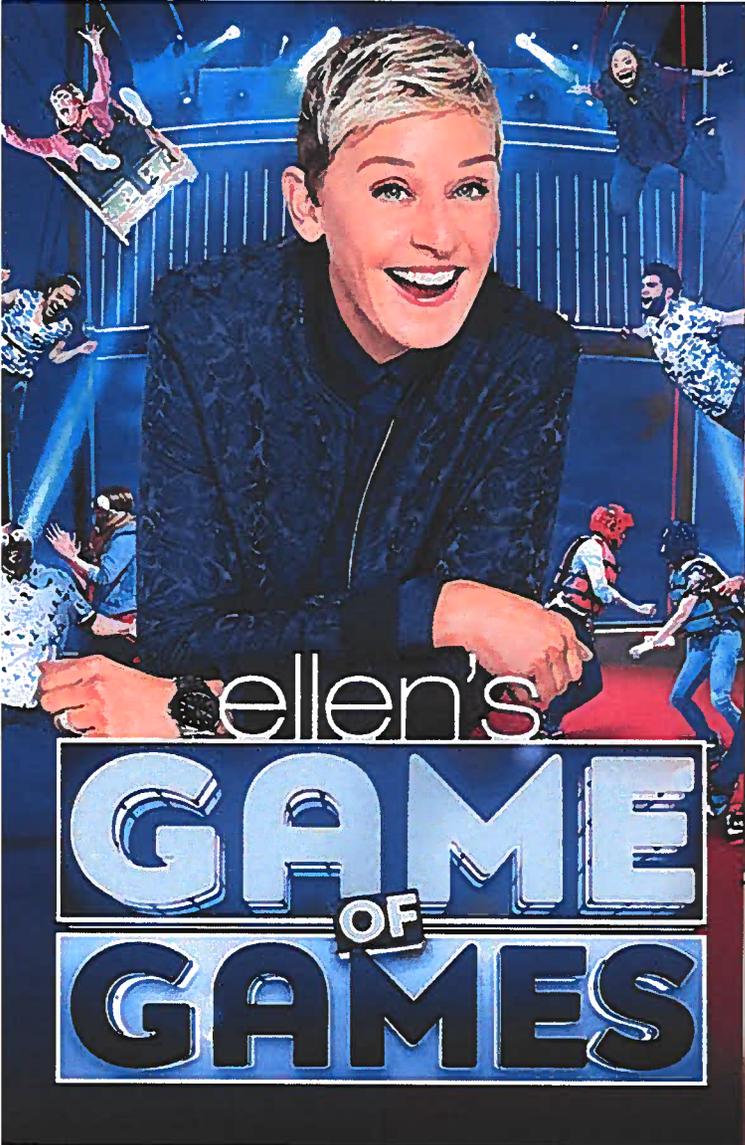
# TRUTH OR CONSEQUENCES

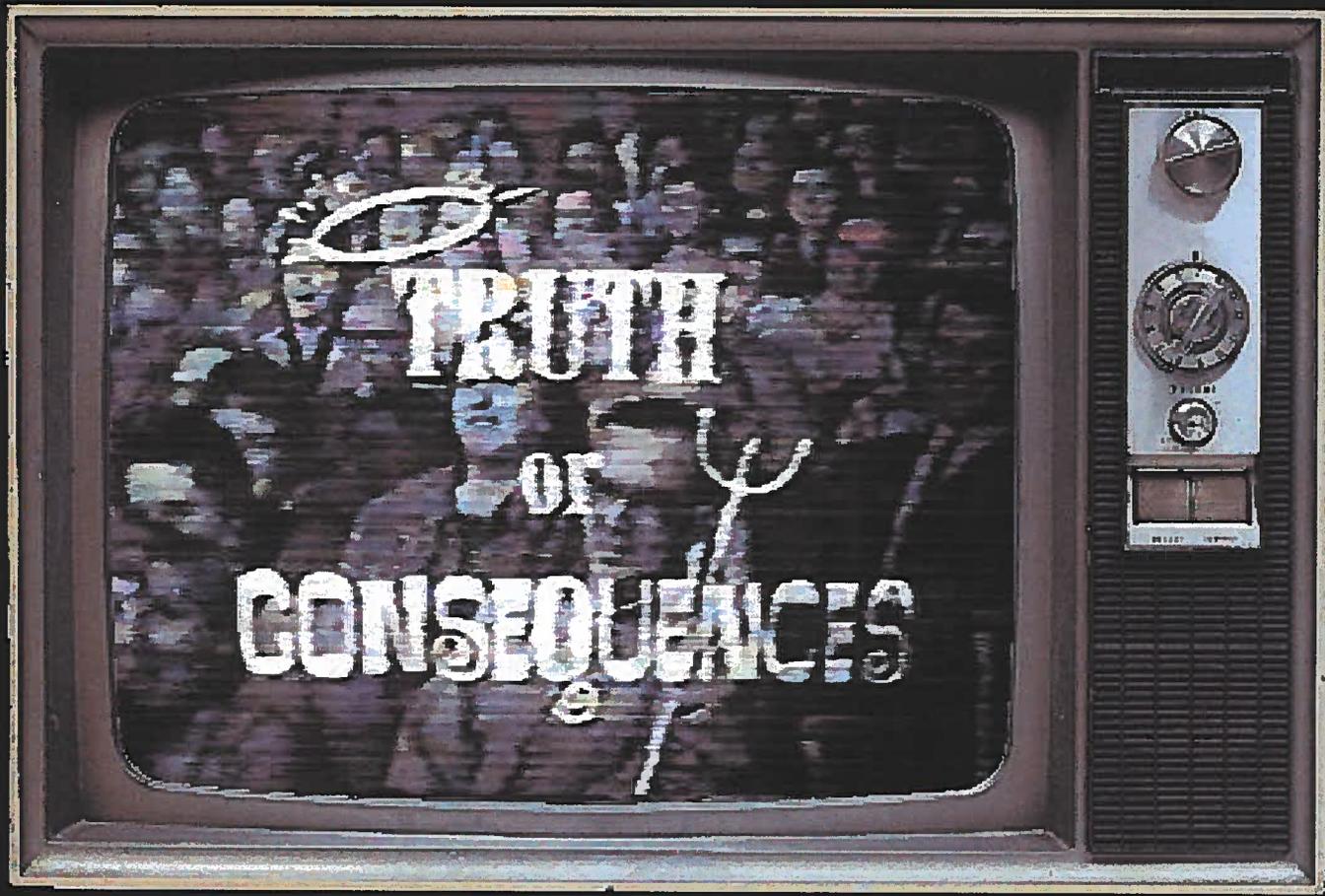
MONDAY THRU FRIDAY IN COLOR • CHANNEL  
7:00 PM



**TRUTH OR CONSEQUENCES**  
Weeknights  
7:00

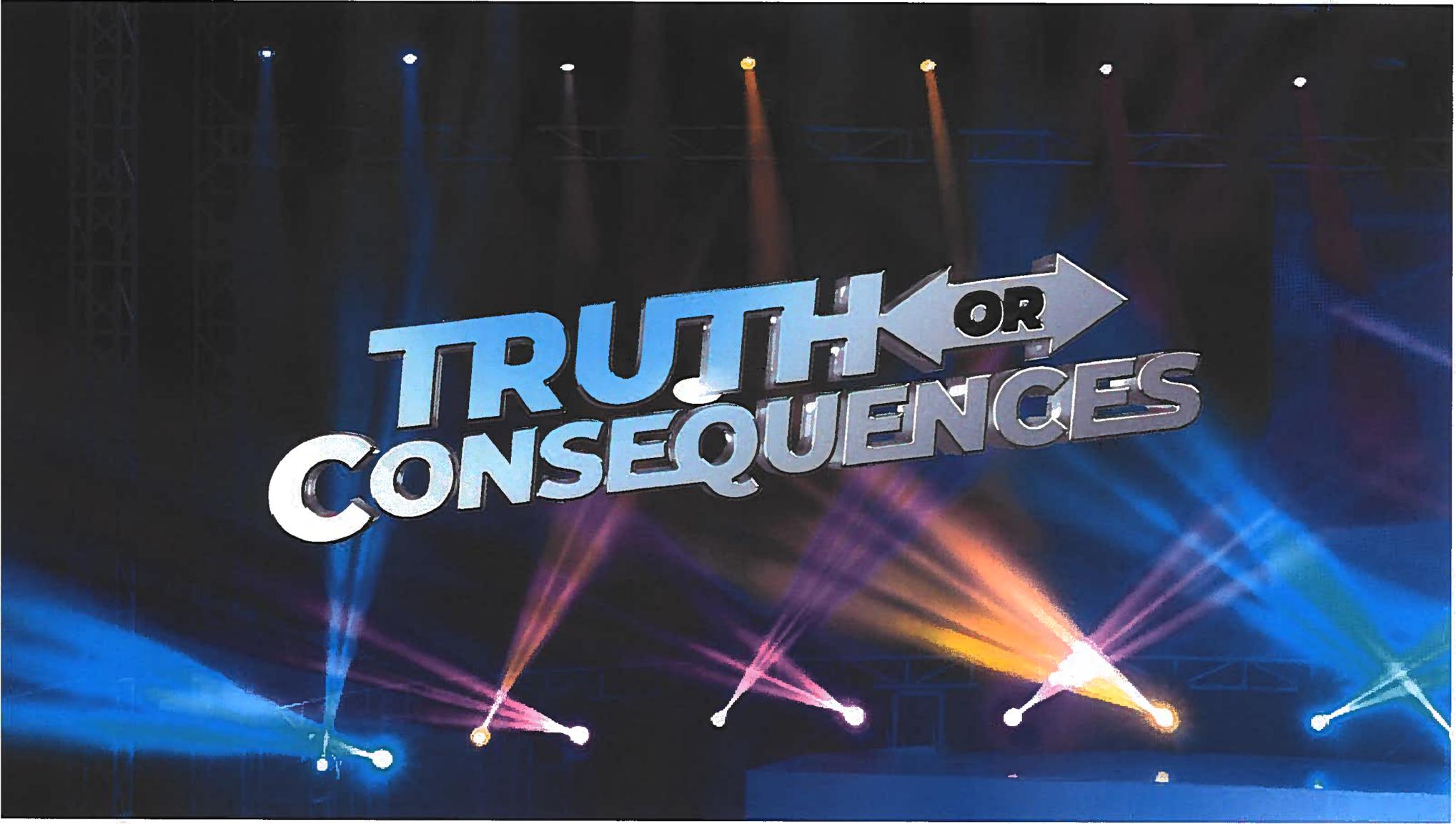
*"Hoping all your consequences are happy ones."*

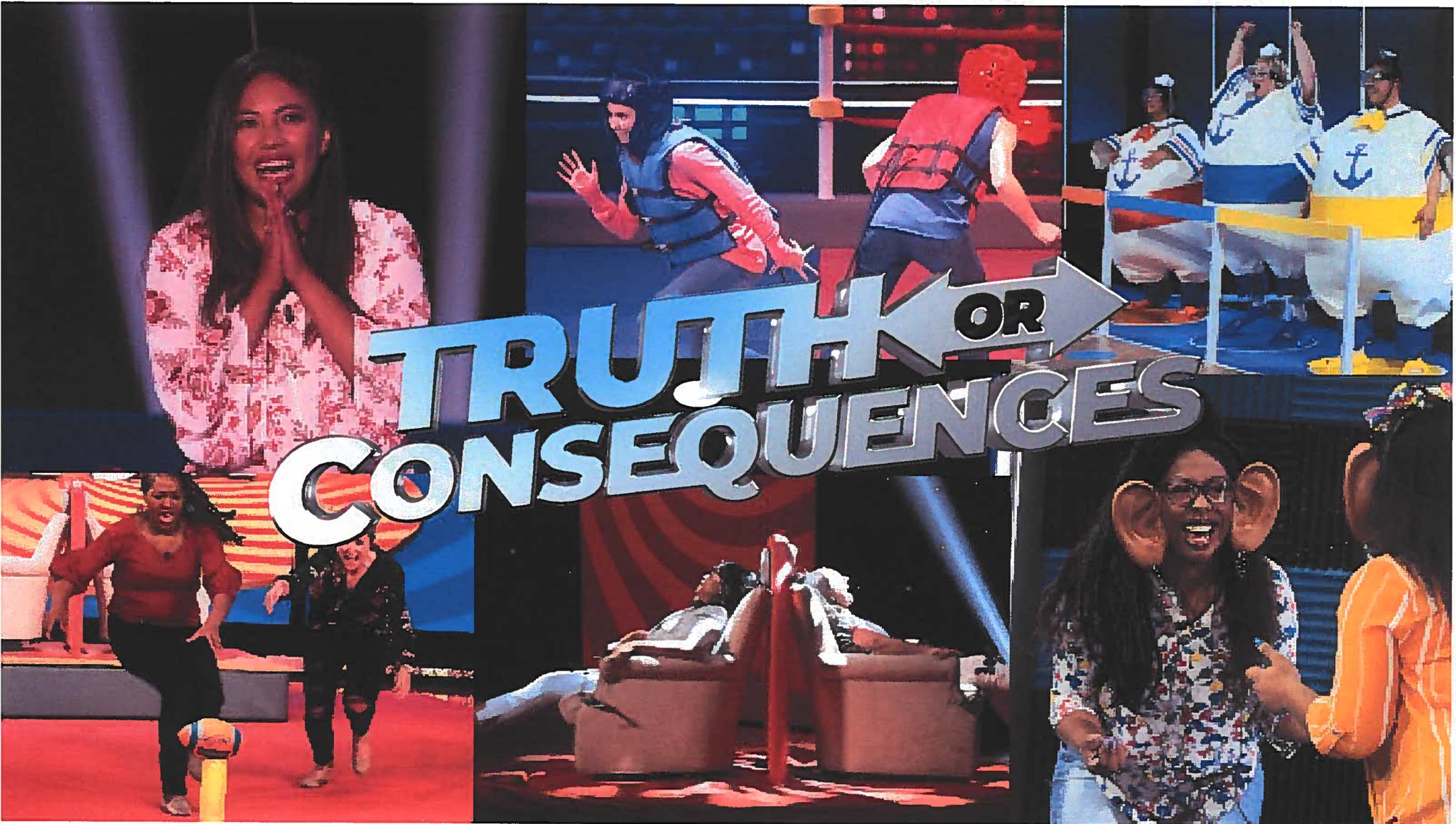




TRUTH  
OF  
CONSEQUENCES

**TRUTH** ← **OR** → **CONSEQUENCES**





# TRUTH OR CONSEQUENCES

Name

That

Time



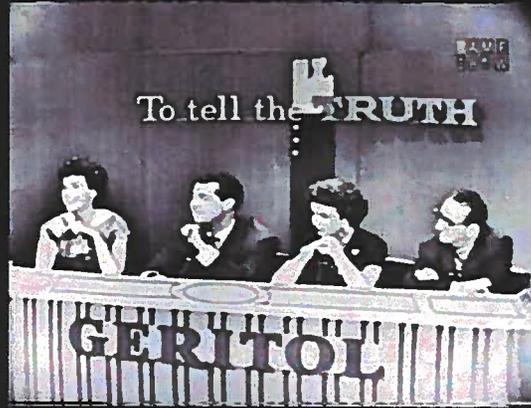
NAMETHAT  
TUNE



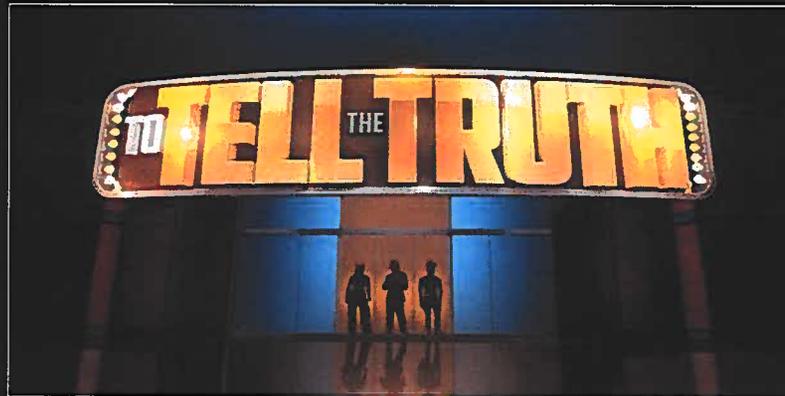


1952



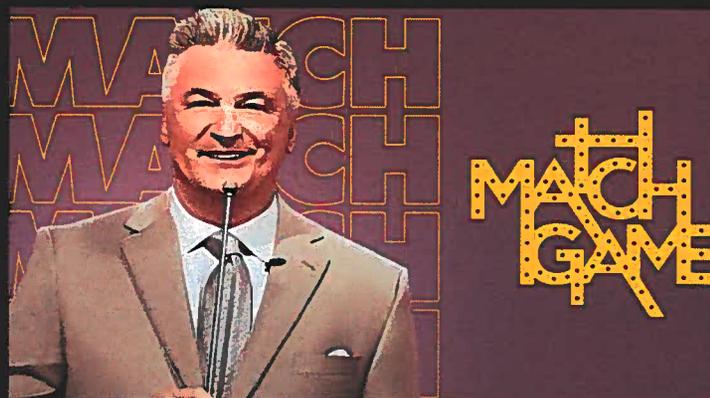


1956



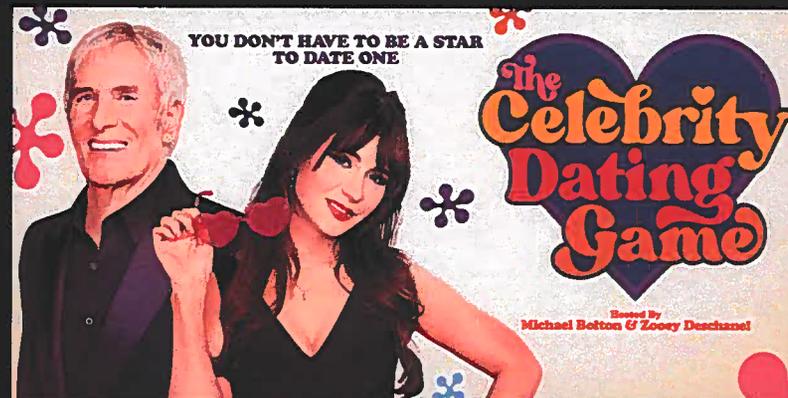


1962





1965





1965



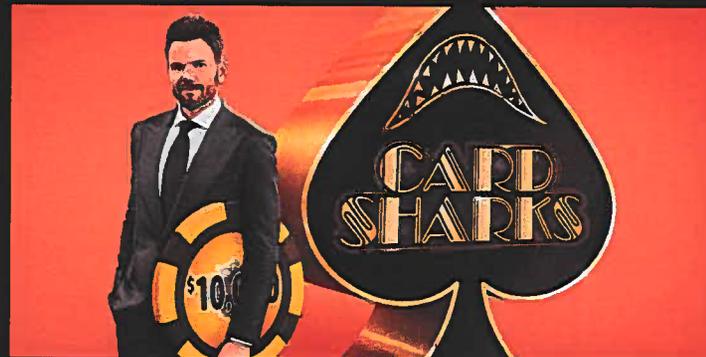
THE  
\$10,000  
PYRAMID

1973





1978



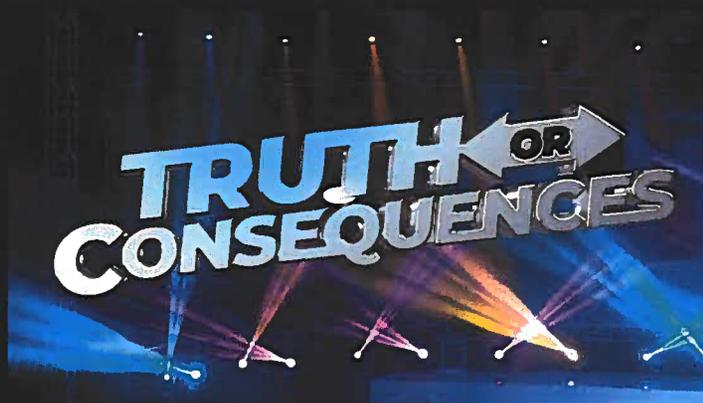


1983





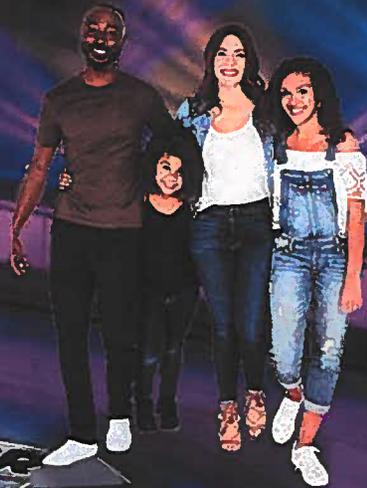
1941



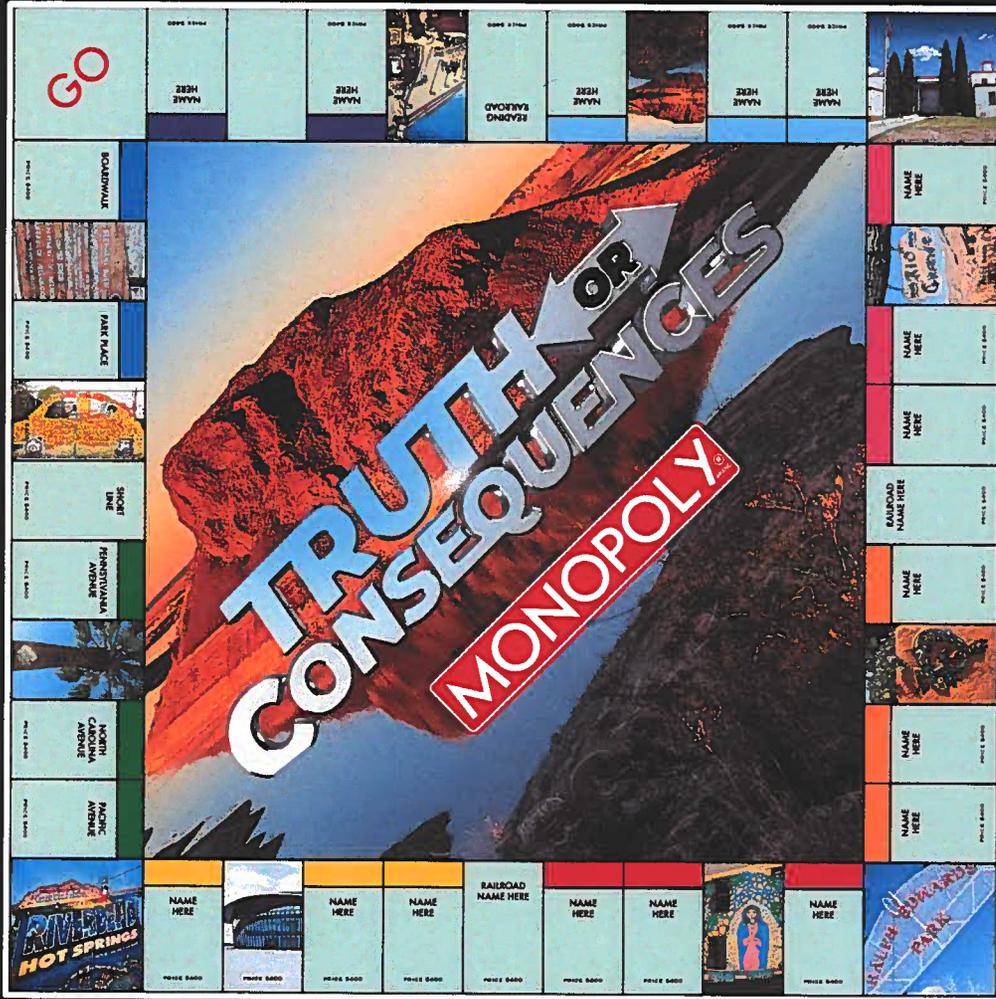


The  
**Game Show  
Experience**

# TRUTH OR CONSEQUENCES



# TRUTH OR CONSEQUENCES



**TITLE DEED**  
**RIVER BEND HOT SPRINGS**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**PELICAN SPA**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**FIREWATER LODGE**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**SPACEPORT AMERICA VISITOR CENTER**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**GERONIMO SPRINGS MUSEUM**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

Mortgage Value \$200.

each \$200 each

**TITLE DEED**  
**SIERRA GRANDE LODGE & SPA**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**LA PALOMA HOT SPRINGS & SPA**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**LOS ARCOS STEAK HOUSE**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**PACIFIC GRILL**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**TRUTH OR CONSEQUENCES BREWING CO.**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

**TITLE DEED**  
**HEALING WATERS PLAZA**

RENT \$50

With 1 House	\$200.
With 2 Houses	600.
With 3 Houses	1400.
With 4 Houses	1700.

With HOTEL \$2000.

each \$200 each

Group in that group.



+



The image features a 3D-rendered title 'TRUTH OR CONSEQUENCES' set against a dark stage background. The word 'TRUTH' is in blue, 'OR' is in black, and 'CONSEQUENCES' is in silver. The 'O' in 'OR' is a double-headed arrow. The scene is lit with various colored spotlights (blue, orange, purple) creating a dramatic atmosphere.

**TRUTH**  **OR**  
**CONSEQUENCES**

**3. Discussion/Action: Publication of Ordinance No. 719 relating to Administration, adopting a Personnel Policy setting forth Personnel Rules and Regulations, and establishing consistent basic Policies, Practices, Professionalism, and Expectations concerning relations between the City of Truth or Consequences and its employees:**

City Manager Swingle explained that this item is for the approval to publish Ordinance No. 719 for a Public Hearing. Our current Personnel Policies are over 11 years old. It is certainly outdated, and there are a number of conflicts with case law, and statutes that need to be corrected. This isn't a revision of the existing ordinance. This is a completely new Personnel Policy for the organization. There are some changes on the accrual of leave because the current policy is very gracious, and it is very difficult for us to sustain that in the long term. Accumulation of leave will remain the same for everybody who is employed with the city, prior to the adoption of this ordinance. The change will be for those who are hired after the adoption of the ordinance. It's still a very good leave package, but the one we are providing now is more than generous. There are also a lot of professional standards that are incorporated into the Personnel Policy, and the bottom line is that most disciplinary issues that we deal with on a daily basis include up to termination, and are not generally performance based issues. They are more professionalism and behavioral issues. We are clarifying what the expectations are in this ordinance, and we will be working with Council in fine tuning this ordinance before it is brought back to the Commission for a vote.

**Commissioner Baca moved to approve the publication of Ordinance No. 719 relating to Administration, adopting a Personnel Policy setting forth Personnel Rules and Regulations, and establishing consistent basic Policies, Practices, Professionalism, and Expectations concerning relations between the City of Truth or Consequences and its employees. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**G. NEW BUSINESS:**

**1. Discussion/Action: Approval of Pole Rental Contract between the City of Truth or Consequences, and Sacred Wind Communications, Inc.:**

Bo Easley, Electric Department Director explained that this is a contract with Sacred Wind Communications so they can begin to connect their broadband service to city owned poles. The agreement has been reviewed by our City Attorney, and it is similar to our contracts with Windstream and TDS.

**Mayor Pro-Tem Forrister moved to approve the Pole Rental Contract between the City of Truth or Consequences, and Sacred Wind Communications, Inc. Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**2. Discussion/Action: Approval of MOU between Children, Youth & Families Dept. (CYFD) and the City of Truth or Consequences Police Department:**

Victor Rodriguez, Chief of Police explained that this is a rather simple MOU between Children, Youth & Families Dept. (CYFD), and the City of Truth or Consequences Police Department. The purpose of this Memorandum is to allow the City of Truth or Consequences Police Department access to the information contained in the CYFD databases in order to enhance Officers' ability to respond, react, and make operational decisions regarding law enforcement events and investigations.

**Commissioner Baca moved to approve the MOU between Children, Youth & Families Dept. (CYFD) and the City of Truth or Consequences Police Department. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**3. Discussion/Action: Approval of Purchase Requisitions over \$20,000:**

Traci Alvarez, Assistant City Manager explained that all items in the requisitions have been budgeted for, and the Commission approved the FAA and State Grants for Armstrong Consultant, and Maxwell Asphalt at the last meeting. B&H Oil, and the HVAC system were included the respective department's budgets.

**Mayor Pro-Tem Forrister moved to approve Purchase Requisitions over \$20,000. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**4. Discussion/Action: Approve recommendation from the Planning and Zoning Commission to approve a Level III Home Occupation Permit for a Small Auto Repair Shop at 1407 Mercury:**

Traci Alvarez, Assistant City Manager explained that this Home Occupation Permit went before the Planning & Zoning Commission on August 2, 2021. They have a recommendation to approve a Level III Home Occupation Permit for a Small Auto Repair Shop at 1407 Mercury. We did not have any opponents at the Public Hearing, but we did have two proponents. The adjacent property owners within a 300 ft. radius were notified prior to the Planning & Zoning Public Hearing.

City Attorney Rubin stated that **Sec. 11-5-4. Home Occupation Permit** explains that a home occupation permit enables a homeowner to pursue specified business or commercial activities that are considered compatible with residential areas within property Districted for residential use. Home occupations shall be categorized into three classifications: Level I, Level II, and Level III. The code will give specific factors for each

level. One of the most important factors to consider would be whether or not there were any objections from any of the adjacent property owners.

City Clerk Torres explained that a few of the adjacent property owners were present at the Public Hearing, and they were all very much in favor of the Home Occupation Permit.

Mayor Pro-Tem Forrister stated that she is glad that the neighbors were in agreement, because that is always good for our small businesses.

**Commissioner Baca Mayor moved to approve the recommendation from the Planning and Zoning Commission to approve a Level III Home Occupation Permit for a Small Auto Repair Shop at 1407 Mercury. Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**5. Discussion/Action: Approval of City of Truth or Consequences Organizational Chart:**

City Manager Swingle explained that this revision was due for a couple of reasons. The first being that we re-organized the organization creating the Assistant City Manager position, and this identifies the departments that she will directly oversee. The second reason was that our work chart was very old, and it wasn't consistent with what the organization looks like now. The amended version that was provided today, includes the Municipal Court who is basically their own entity, and they were added as a connection like the Fire Department.

**Mayor Pro-Tem Forrister moved to approve the City of Truth or Consequences Organizational Chart. Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**6. Discussion/Action: Approval of Amendment to the Housing and Care of Adult Prisoners Joint Powers Agreement (JPA) between the County of Sierra, and the City of Truth or Consequences:**

City Manager Swingle explained that Sierra County recently experienced an increase from Luna County on the cost per prisoner which is \$15 per inmate, per day. Their cost has gone from \$65 to \$80. Socorro is always in a much higher rate, and Sierra County was absorbing that loss of revenue from us. This is what they pay per bed, with Luna County and Socorro County. They also have the cost of running the transportation unit as well, which is about \$30 per prisoner, per day. The city's cost will go from \$95 a day, to \$110 a day per prisoner. There is no profit built in for Sierra County. This is what it is costing them to house and transport these inmates. We are only responsible for the inmates that meet the city criteria, and typically it is a 3 day max that we pay for. It is consistent with the statute of what the financial responsibilities are for the city and the county.

**Commissioner Baca moved to approve the Amendment to the Housing and Care of Adult Prisoners Joint Powers Agreement (JPA) between the County of Sierra, and the City of Truth or Consequences. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**7. Discussion/Action: Review, Approve, and Allocate FY 2021/2022 Lodgers Tax Funding for Chamber of Commerce, Veterans Memorial Wall & Museum, and MainStreet Truth or Consequences:**

Tammy Gardner, City Manager Executive Assistant reviewed the following allocations that were recommended by the Lodgers Tax Advisory Board:

**Chamber of Commerce in the amount of \$38,099.92  
Veteran's Memorial Park & Museum in the amount of \$3,475.44  
MainStreet Truth or Consequences in the amount of \$11,000.00**

**Mayor Pro-Tem Forrister made a motion to allocate FY 2021/2022 Lodgers Tax Funding to the Chamber of Commerce, Veterans Memorial Wall & Museum, and MainStreet Truth or Consequences as presented. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer.**

**Hon. Paul Baca, Commissioner voted aye  
Hon. Amanda Forrister, Mayor Pro-Tem voted aye  
Hon. Sandra Whitehead, Mayor voted aye  
Hon. Frances Luna, Commissioner abstained  
Hon. Randall Aragon, Commissioner voted aye**

**Motion carried with a 4-0 vote.**

**8. Discussion/Action: Approval of Lodgers Tax Funding Guidelines:**

Tammy Gardner, City Manager Executive Assistant explained that the presented guidelines were amended by the Lodgers Tax Advisory Board. The packet includes the current Lodgers Tax Funding Guidelines, as well as the proposed Lodgers Tax Funding Guidelines.

City Manager Swingle explained that our Lodgers Tax Advisory Board is very good at what they do, and they did a great job putting this together.

**Commissioner Baca moved to approve the Approval of Lodgers Tax Funding Guidelines. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**9. Discussion/Action: Approval of Airport Rescue Grant Offer, Grant No. 3-35-0042-023-2021:**

Traci Alvarez, Assistant City Manager explained that there was FAA funding available due to COVID-19. We submitted an application, and we were approved for \$22,000. The funds are to be used for basic maintenance, and budget operations at the Airport.

**Mayor Pro-Tem Forrister moved to approve the Airport Rescue Grant Offer, Grant No. 3-35-0042-023-2021. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**10. Discussion/Action: Decision to give City Manager authority to initiate necessary steps to develop an ordinance implementing a “Keep T or C Clean and Beautiful” Advisory Board:**

Commissioner Aragon explained that he has worked in cities that had such a board, and it turned out to be light years ahead of where it was before. With all the numerous concerns surfaced by our citizens regarding litter, he feels that an advisory board is a viable solution.

Mayor Pro-tem Forrister stated that her only concern would be that we already have a hard time filling these advisory boards.

Mayor Whitehead stated that our Clerk advertises continuously for vacancies on the boards that we already have, and it is still difficult for us to get volunteers.

Cary “Jagger” Gustin suggested that the city reach out to the Chamber of Commerce for recruitment of board members.

Mayor Whitehead felt like a volunteer clean up committee who went and picked up trash, and made efforts to keep the city clean would make more sense than adopting a new advisory board.

City Manager Swingle explained that the city has changed Personnel in the Code Enforcement Department, and we have changed the philosophy of what we are doing. Jamie Sweeney is our new Code Enforcement Officer, and she has the full gamut of Code Enforcement responsibilities. Our Police Chief is very knowledgeable and informed on what we need the city to look like, and he is taking the steps to make sure that happens.

**No motion was taken on this item.**

**11. Discussion/Action: Re-appointment of Theresa King to the Lodgers Tax Advisory Board:**

City Clerk Torres explained that Theresa King is a current member on the Lodgers Tax Advisory Board. Her term expired in June 2021, and on July 26, 2021, the Lodgers Tax Advisory Board unanimously voted to re-appoint Ms. King to serve a 4-year term on the board. We currently have one additional vacancy on the board, and the vacancy has been advertised for several months.

**Commissioner Baca made a motion to re-appoint Theresa King to serve a 4 year term on the Lodgers Tax Advisory Board. Mayor Pro-Tem Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**H. REPORTS:**

**City Manager Swingle reported the following:**

- He gave kudos to the Electric Department and the Water Department. We recently had a number of lightning strikes that took out electricity in various areas of the city, as well as our pumping stations. Our Electric Department went out, and resolved these outages within about 30 minutes, and the Water Department had to go out and ensure that the pumps were operating properly once the electricity was up and running.
- He also gave kudos to Carol in Finance. We had some un-expected fuel issues at the Airport, and Carol during her time off, took the time to get involved and address the issues to get the procurement done extremely quickly.
- We had the Budget/Finance Workshop on Monday, and it went very well. The Commissioners were present until around 12:30 p.m. We talked about ideas and concerns with the Commission, and after lunch, city staff (**city staff only. Commissioners were not present**) came back to the Chambers, and kicked around some ideas until around 5:00 p.m. We will be submitting those ideas to the Commission in the near future. The plan on a bigger scale will take a little bit more time to get it all together, and bring you all of the facts so you all can make an informed decision on ongoing revenues, and reducing expenses. We spent most of the afternoon delegating the responsibility of who was going to do what, and what they should do.
- We have had a number of GIS addressing issues in Truth or Consequences. We haven't had anyone in that capacity for some time now. He and Assistant City Manager Alvarez will be meeting with Keith Whitney, GIS Coordinator at the County, to talk about how we can develop some sort of agreement between the City and the County to have them provide that service for us, and get us caught up.
- We had National Night Out last week, and it was a great event, and was well attended. Attendance was down a little bit compared to prior years, because we still have some people who do not want to get out into groups, and engage in mass gatherings at this point. However, it was a great event, and the community

was very well represented by the entities that were there, as well as by the attendants from the public.

- The publication of Ordinance No. 719 was approved today. We have never really had a Procurement Manual. We have had a few pages of guidelines of what to do. However, we have not had a Procurement Policy. There is a policy that is circulating among senior staff for review, so they can give us any input they may have. The policy is consistent with state law, and we will be bring that to the Commission. It will not be submitted to you in the form of an Ordinance. It will be submitted to the Commission in the form of a Policy. We will also be submitting our Safety Manual, because our current manual nearly pre-dates OSHA. It was created in 1988, so it needs to be updated. Each manual is around 40-45 pages.
- He has been in contact with the Bureau of Reclamation on the motorized vessel concerns on the river. The Bureau of Reclamation sent an email stating that they would not be opposed to us adopting an ordinance restricting motorized vessels with the caveat that the Bureau of Reclamation can still do that when they need to, and all those who are authorized by the New Mexico Boating Act. The New Mexico Boating Act says that the State Parks has enforcement jurisdiction on those water ways. The State Police and County Sheriffs also have jurisdiction. In fact, Municipalities are excluded from enforcement in the verbiage of the law. Now we just need to work with State Parks to see if they would be opposed to the ordinance, because by state law, they have the enforcement responsibility.

**City Attorney Rubin had no reports.**

**City Commission Reports:**

**Commissioner Baca had no reports.**

**Commissioner Aragon had no reports.**

**Commissioner Luna had no reports.**

**Mayor Pro-Tem Forrister reported the following:**

- She addressed the complaints regarding public comment on our electrical system, and our water system. Today we heard a presentation that addressed those concerns, so she wants it to be known that we are not purposely not fixing our water lines or our electrical system. Accidents happen. We can't control when your transformer gets hit with a lightning strike. We have choices in life, and if she were stuck somewhere that she didn't like for 17 years, she would have probably moved, and would not have been in that place for 17 years. She thinks that it just goes to show how it is looked at through other people's eyes, and through your own eyes. We had the Truth or Consequences game show presentation here today, and they talked about how much they enjoyed our town, and how much they utilize our resources, and we also had a presentation on how well our Police Department responds to the needs of our public. She knows that

we are always going to hear negative comments, but we also need to look at the other side too, so she appreciates the positive feedback we received today.

**Mayor Whitehead reported the following:**

- She thanked all of our employees for all that they do. Our Department Heads sat here on Monday from 9:00 a.m. until 5:00 p.m. to gather ideas and thoughts on how we can make our community better financially, economically, and feasibly.
- The New Mexico Department of Transportation gave a presentation today on some ideas and changes for our community downtown. Main Street, Broadway, and Date Street are all on the Business Loop of I-25, so we have to coordinate with the New Mexico Department of Transportation most of the time on things that we do. There are concerns regarding the barriers on Main Street, but we received approval for those barriers, because it was an obstruction of view at the intersection of Foch and Main Street when cars are parked there. If we had tons of money we could do more, but right now we have an older infrastructure that we need to work on, and we just need to make sure that we appreciate, and take care of everything that we have.
- As Mayor Pro-Tem Forrister said, if you don't like living here, the highway runs both ways. Go find someplace else that you appreciate living at, and you can be happy with.
- She attended the Turtleback Trails Workshop last Thursday that was at Rotary Park, and there was a lot of discussion about the elderly people, and having handicap accessibilities to a lot of places such as our Parks. Somebody also made a comment about removing the Skate Park, but we have to stop and think. We shouldn't only have to take care of our seniors. We have to also look out for our children. We need stuff here for our children as well. We have this beautiful dog park that was established, and sits on top of the hill on Broadway, and Date Street, but you still see dogs in the park. The park is for our children to play in, and to have birthday parties in, and to have a picnic at. It's not a problem taking your dog to the park, but there is a dog park, and there is a people park. We need the people park, and we need to take care of our community, and our children because they are our future.

**I. ADJOURNMENT:**

**Mayor Pro-Tem Forrister moved to adjourn at 11:50 a.m. Commissioner Baca and Commissioner Aragon seconded the motion. Motion carried unanimously.**

**Passed and Approved this 25th day of August, 2021.**

CITY COMMISSION AUGUST 11, 2021 REGULAR MEETING MINUTES

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Sandra Whitehead, Mayor

ATTEST:

Angela A. Torres, CMC, City Clerk



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: D.3

**SUBJECT:** Acknowledge Regular Public Utility Advisory Board Minutes for July 19, 2021.

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** August 19, 2021

**SUBMITTED BY:** Angela A. Torres, City Clerk-Treasurer

**WHO WILL PRESENT THE ITEM:** City Clerk Torres

**Summary/Background:**

Acknowledge Minutes.

**Recommendation:**

Acknowledge minutes.

**Attachments:**

Minutes

**Fiscal Impact (Finance):** N/A

\$0.00

**Legal Review (City Attorney):** N/A

None.

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

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**CITY OF TRUTH OR CONSEQUENCES  
PUBLIC UTILITY ADVISORY BOARD  
MONDAY, JULY 19, 2021**

**MINUTES**

**REGULAR MEETING**

Regular meeting of the Public Utility Advisory Board of the City of Truth or Consequences, New Mexico to be held in the City Commission Chambers, 405 W. Third, Truth or Consequences, New Mexico, on Monday, July 19, 2021 at 5:30 pm.

**CALL TO ORDER**

**ROLL CALL:**

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

**ALSO PRESENT:**

Bruce Swingle, City Manager  
Traci Alvarez, Assistant City Manager  
Bo Easley, Electric Department Director  
Sonya Williams, Utility Office Manager  
Priscilla Fuentes, Electric Department Administration Assistant  
Dawn C. Barclay, Deputy City Clerk

**1. APPROVAL OF AGENDA:**

Member Pacourek made a motion to approve the agenda. Member Armijo seconded the motion. Motion carried unanimously.

**2. APPROVAL OF MINUTES:**

**a. Regular meeting of June 21, 2021.**

Chairman Szigeti asked that Kilowatts be spelled out in the minutes.

Vice-Chairman Dornbusch made a motion to approve the minutes with the correction. Member Avelar seconded the motion. Motion carried unanimously.

### 3. COMMENTS FROM THE PUBLIC:

Ariel Dougherty – Addressed the board with concerns regarding final changes to Ordinance 664.

Ron Fenn – Addressed the board with concerns regarding final changes to Ordinance 664.

### 4. OLD BUSINESS:

#### a. Discussion/Action: Recommendation of Final Changes to Ordinance 664:

Chairman Szigeti began opening discussions with the “System size less than 10kw:” handout. The board then moved on to discussing the proposed changes to Ordinance 664 by reviewing each red lined item individually. Deputy Clerk Barclay kept notes on each of the red lined items as they were discussed and agreed upon by the board. She will retype Ordinance 664 with the new agreed changes for Chairman Szigeti to review prior to presenting to the City Commission. Changes that are being kept are noted in BLUE. The ones noted in RED will be removed from the ordinance.

#### (1) Overview

- a. The City of Truth or Consequences (City) Renewable Energy Customer Program is available to any City electric customer, residential or commercial, that installs a qualified renewable energy system ~~sized for the most recent twelve month average usage~~ and has it interconnected to the City’s power grid. Application is to be made to the Electrical Department Manager. Blank application copies can be obtained from the electrical department or on the City website. All supporting technical, design and support documentation for the ~~appeal and~~ interconnection application must be submitted in writing via hard copy or electronic format. Review and approval of system design and size will be per the T or C Electrical Department and ~~building permit and inspection department~~ permitted through the Planning & Zoning Department and must conform to:
  - i. The standards and procedures described in rule 17.9.568 NMAC and the ~~manual~~ (<http://www.nmpre.state.nm.us/utilities/docs/NMInterconnectionManual2008.pdf>) New Mexico Interconnection Manual 2008, to the interconnection of generating facilities with a rated capacity up to and including 10 MW.
  - ii. The standards and procedures described in 17.9.569 NMAC and the ~~manual~~ (<http://www.nmpre.state.nm.us/utilities/docs/NMInterconnectionManual2008.pdf>) New Mexico Interconnection Manual 2008, apply to the interconnection of generating facilities with a rated capacity greater than 10 MW.
  - iii. Provisions of Sec. 14-33, tampering with meters, of the City of Truth or Consequences, existing municipal code.
- b. The City reserves the right to deny interconnection for non-compliant ~~over sized~~ systems ~~and in no case may the renewable energy generation system be sized such that its inverters rated capacity exceeds 90% of the most recent 12 month average of customers’ usage~~. Denial of a customer’s interconnection application may be appealed in writing once and must be done within 30 days from the notice of denial. The appeal is to be sent to: City of T or C City Commission.
- a. If electricity generated by the customer exceeds the electricity supplied by the City during a billing period, the City will credit the customer on the next billing cycle for the excess kWh generated at the rate of \$0.05 per kWh with a maximum credit of

\$20.00 per month.

~~Alternate: ...at the rate of \$0.05 per kWh for the first 200kWh of net generation, and \$0.02 per kWh for net generation in excess of 200kWh.~~

- b. Each year, at the ~~October~~ January billing, any credit in excess of \$20.00 on the customer's account after current charges are paid shall be refunded to the customer. If the credit amount is less than \$20.00, the credit will be carried over to the next billing cycle. ~~The customer has the option to donate this credit back to the Utility Office to be used to help pay the utility bills of disadvantaged customers.~~
- c. In the event a customer disconnects from the City's system with a credit for excess production, the City will pay the customer for all ~~unused kWh credits.~~ ~~at the Sierra Electric Cooperative at the time of the disconnect~~ ~~Sierra Electric Cooperative Rate to be determined at the time of disconnect~~ (This amount will be first deducted from the customer's final utility bill and then from any additional fees or fines that the customer owes to the City. Any remaining balance will be reimbursed to the customer by check.)

Vice-Chairman Dornbusch made a motion to send forward Ordinance 664 with changes to the City Commission. Member Avelar seconded the motion. Roll call vote was taken.

George Szigeti voted Aye

Jeff Dornbusch voted Aye

Ron Pacourek voted Nay

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-1 vote.

#### 5. NEW BUSINESS:

- a. Discussion/Action: Re-organization of Chairman and Vice-Chairman.

Vice-Chairman Dornbusch made a motion to keep George Szigeti as Chairman. Member Avelar seconded the motion. Roll call vote was taken.

George Szigeti Abstained

Jeff Dornbusch voted Aye

Ron Pacourek voted Aye

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-0 vote.

Vice-Chairman Dornbusch made a motion to remain as Vice-Chairman. Member Avelar seconded the motion. Roll call vote was taken.

George Szigeti voted Aye

Jeff Dornbusch Abstained

Ron Pacourek voted Aye

Gil Avelar voted Aye

Don Armijo voted Aye

Motion carried with a 4-0 vote.

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## **6. REPORTS FROM THE BOARD:**

Vice-Chairman Dornbusch reported he is working on a presentation for trash and water forgiveness programs and would like to have something to present at next month's meeting.

Chairman Szigeti suggested a new project for the board to consider at our next monthly meeting. He made reference to our current drought situation and he would like to explore installations of gray water systems. Some recommendations are as follows:

- (1) A recommendation that all current utility users who are able to install a gray water system can receive some sort of credit towards their sewer bill.
- (2) A recommendation that the City require all gray water systems on all new construction.

## **7. REPORTS FROM STAFF:**

Dawn C. Barclay, Deputy City Clerk gave an update on the utility department reports that were requested by the board at March's meeting. She advised the board a reminder will be given at next Monday's department head meeting that all requested reports be made available and/or presented at next month's meeting.

Bruce Swingle, City Manager gave an update on the current situation on Cook Street regarding a fire hydrant that had a slow leak for about eight months. After digging around the hydrant it began to leak even more. They eventually had to shut off the water to the Williamsburg area today to do a complete fix. He further noted the water leak should be fixed, and water flow should be restored back to operation as we speak. The board further discussed this ongoing problem with the water pressure surge from the pumps that may be causing the ongoing leaks.

## **8. ADJOURNMENT:**

There being no further business to come before the Public Utility Advisory Board, Chairman Szigeti made a motion to adjourn the meeting. Member Pacourek seconded the motion. Motion carried unanimously.

**PASSED AND APPROVED ON THIS 16<sup>th</sup> DAY OF AUGUST 2021.**

  
George Szigeti, Chairman  
Public Utility Advisory Board



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.1

**SUBJECT:** Resolution No. 16 21/22 in support of the Infrastructure Capital Improvement Plan (ICIP) for the Sierra Joint Office on Aging (SJOA).

**DEPARTMENT:** Sierra Joint Office on Aging - Ken James Senior Center

**DATE SUBMITTED:** August 18, 2021

**SUBMITTED BY:** Lisa Mattingly

**WHO WILL PRESENT THE ITEM:** Crystal Walton

**Summary/Background:**

SJOA Board met on July 29, 2021 and approved and ranked SJOA ICIP projects.

**Recommendation:**

Support of the SJOA ICIP projects and ranking for the Ken James Senior Center.

**Attachments:**

20210812 SJOA ICIP Project List

FY23-27 SJOA ICIP Resolution

**Fiscal Impact (Finance):** TBD

City of Truth or Consequences will be listed as Fiscal Agent for awarded projects.

**Legal Review (City Attorney):** N/A

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

COUNTY OF Sierra

Resolution No. 16 21/22

A RESOLUTION

ADOPTING AN INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN (ICIP)

**WHEREAS**, the municipality of Truth or Consequences recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

**WHEREAS**, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

**WHEREAS**, systematic capital improvements planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development; and

**WHEREAS**, this process contributes to local and regional efforts in project identification and selection in short and long range capital planning efforts.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPALITY OF TRUTH OR CONSEQUENCES that:**

1. The Municipality of Truth or Consequences has adopted the attached Infrastructure Capital Improvement Plan, and
2. It is intended that the Plan be a working document and is the first of many steps toward improving rational, long-range capital planning and budgeting for New Mexico's infrastructure.
3. The Sierra Joint Office on Aging will complete a separate ICIP Plan to correlate with the ICIP of the municipality that will focus on the specific needs of the senior community in relation to the services the SJOA offers. This will allow the SJOA to obtain additional funding that is under the statutory authority of the Aging and Long-Term Services Department.

**PASSED, APPROVED and ADOPTED by the governing body at its meeting of, August 25, 2021.**

Mayor/County Commission Chair/Board Chair: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Municipal/County Clerk/Other Testator

## Infrastructure Capital Improvement Plan FY 2023-2027

### Sierra Joint Office on Aging (Ken James Sr Ctr) Project Summary

ID	Year	Rank	Project Title	Category	Funded to date	2023	2024	2025	2026	2027	Total Project Cost	Amount Not Yet Funded	Phases?
33313	2023	001	Replace Senior Center Front Entrance	Facilities - Senior Facilities	0	16,500	0	0	0	0	16,500	16,500	No
33329	2023	002	Remodel Senior Center Restrooms	Facilities - Senior Facilities	0	53,000	0	0	0	0	53,000	53,000	No
33325	2023	003	Transport PSGR Van 02	Vehicles - Senior Facility Vehicle	0	42,000	0	0	0	0	42,000	42,000	No
33317	2023	004	Resurface parking areas of Senior Center	Facilities - Senior Facilities	0	100,000	0	0	0	0	100,000	100,000	No
33326	2023	005	Transport PSGR Van 04	Vehicles - Senior Facility Vehicle	0	42,000	0	0	0	0	42,000	42,000	No
33319	2023	006	Replace Senior Transport PSGR Van 01	Vehicles - Senior Facility Vehicle	0	39,000	0	0	0	0	39,000	39,000	No
33330	2023	007	Replace Senior Center windows	Facilities - Senior Facilities	0	42,000	0	0	0	0	42,000	42,000	No

Number of projects: 7

	Funded to date:	Year 1:	Year 2:	Year 3:	Year 4:	Year 5:	Total Project Cost:	Total Not Yet Funded:
<b>Grand Totals</b>	0	334,500	0	0	0	0	334,500	334,500



## City of Truth or Consequences

### AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: E.2

**SUBJECT:** Review and Rank Infrastructure Capital Improvement (ICIP) Projects and approve Resolution 17 21/22

**DEPARTMENT:** Community Development

**DATE SUBMITTED:** August 20, 2021

**SUBMITTED BY:** Traci Alvarez

**WHO WILL PRESENT THE ITEM:** Traci Alvarez

**Summary/Background:**

City Staff has met and discussed priority projects for their respective departments. Commission is required to add/remove/review and rank top priority projects. Draft ICIP list shows projects in a **random order** with preliminary total costs. Once Commission has reviewed and ranked the top projects, staff will work with City Manager to rank remaining list by priority, year and phases. All ICIP entries must be entered by September 17, 2021 and the FY2023-2027 ICIP will be published November 2021 on the New Mexico Department of Finance Administration website.

**Recommendation:**

Rank and approve top project priorities and approve Resolution 17 21/22

**Attachments:**

- Infrastructure Capital Improvement Project Summary DRAFT 2023-2027
- Resolution 17 21/22

**Fiscal Impact (Finance):** TBD

**Legal Review (City Attorney):** N/A

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: [Click here to enter text.](#)

**Final Approval:**  City Manager

#### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. 17 21-22 Ordinance No. [Click here to enter text.](#)

Continued To: [Click here to enter a date.](#) Referred To: [Click here to enter text.](#)

Approved  Denied  Other: [Click here to enter text.](#)

File Name: CC Agendas 8-25-2021

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**CITY OF TRUTH OR CONSEQUENCES**

**RESOLUTION No. 17 21/22**

**A RESOLUTION ADOPTING AN INFRASTRUCTURE CAPITAL  
IMPROVEMENTS PLAN (ICIP), 2023-2027**

**WHEREAS**, the City of Truth or Consequences recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

**WHEREAS**, in times of scarce resources it is necessary to find new financing mechanisms and maximize the use of existing resources; and

**WHEREAS**, systematic capital improvements planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development; and

**WHEREAS**, this process contributes to local and regional efforts in project identification and selection in short and long range capital planning efforts.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY OF TRUTH OR CONSEQUENCES THAT:**

1. The City of Truth or Consequences has adopted the attached FY 2023-2027 Infrastructure Capital Improvement Plan, and
2. It is intended that the Plan be a working document and is the first of many steps towards improving rational, long range capital planning and budgeting for the New Mexico's infrastructure.
3. This Resolution supersedes Resolution No. 06 20/21

**PASSED, APPROVED, AND ADOPTED** by the governing body of the City Commission this 25<sup>th</sup> day of August 2021.

\_\_\_\_\_  
**Sandra Whitehead, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Angela Torres, City Clerk**

## Infrastructure Capital Improvement Plan FY 2023-2027

### Truth or Consequences Project Summary

ID	Year	Rank	Project Title	Category	Funded to date						Total Project Cost	Amount Not Yet Funded	Phases?
						2023	2024	2025	2026	2027			
33002	2023	001	Water Infrastructure and Fire Hydrant Replacement	Water - Water Supply	10,990,000	11,300,000	11,000,000	11,000,000	11,000,000	0	55,290,000	44,300,000	Yes
38619	2023	002	Wastewater Manhole Replacement/Improvements	Water - Wastewater	0	2,250,000	0	0	0	0	2,250,000	2,250,000	No
26605	2023	003	MSD Streets Reconstruction	Transportation - Highways/Roads/Bridges	1,215,000	2,200,000	0	0	0	0	3,415,000	2,200,000	Yes
32976	2023	004	Water Distribution Line Replacement & Repavement	Transportation - Highways/Roads/Bridges	1,200,000	1,600,000	0	0	0	0	2,800,000	1,600,000	Yes
36448	2023	005	City-wide Drainage Improvements	Water - Storm/Surface Water Control	0	100,000	500,000	1,000,000	1,700,000	1,700,000	5,000,000	5,000,000	Yes
36716	2023	006	I-25 Business Landscape Project	Transportation - Medians	21,000	200,000	0	0	0	0	221,000	200,000	No
36618	2023	007	Multi-generational Campus	Facilities - Other	0	160,000	3,500,000	3,745,000	4,000,000	900,000	12,305,000	12,305,000	Yes
36449	2023	008	Foch Street & Drainage Improvements	Transportation - Highways/Roads/Bridges	1,292,000	300,000	0	0	0	0	1,592,000	300,000	Yes
38618	2023	009	Golf Course Effluent Water System Improvements	Water - Wastewater	0	2,000,000	0	0	0	0	2,000,000	2,000,000	No
38581	2023	010	Soccer Field Improvements	Other - Other	0	230,000	0	0	0	0	230,000	230,000	No
38617	2023	011	Armijo Park Effluent Water Reuse Improvements	Water - Wastewater	0	1,750,000	0	0	0	0	1,750,000	1,750,000	No
36714	2023	012	Substation Primary Underground Feeder Replacement	Other - Utilities (publicly owned)	0	1,000,000	0	0	0	945,000	1,945,000	1,945,000	Yes

## Infrastructure Capital Improvement Plan FY 2023-2027

36768	2023	013	Vista Memorial Gardens Cemetery	Facilities - Administrative Facilities	0	110,000	0	0	0	0	110,000	110,000	Yes
38532	2023	014	Solid Waste Roll Off Truck and Dumpsters	Other - Solid Waste	0	210,000	0	0	0	0	210,000	210,000	No
38533	2023	015	Solid Waste Tipping Floor Improvements	Other - Solid Waste	0	135,000	0	0	0	0	135,000	135,000	No
38534	2023	016	Recycling Center Lighting Improvements	Facilities - Other	0	25,000	0	0	0	0	25,000	25,000	No
38535	2023	017	Solid Waste Facility Pavement Improvements	Facilities - Other	0	180,000	0	0	0	0	180,000	180,000	No
38536	2023	018	Police Department Flood Control	Facilities - Administrative Facilities	0	150,000	0	0	0	0	150,000	150,000	No
38537	2023	019	Police Department Security Surveillance System	Facilities - Administrative Facilities	0	25,000	0	0	0	0	25,000	25,000	No
38538	2023	020	Police Department Renovation	Facilities - Administrative Facilities	0	200,000	0	0	0	0	200,000	200,000	No
38539	2023	021	Pine Street Improvements	Transportation - Highways/Roads/Bridges	0	110,000	0	0	0	0	110,000	110,000	No
38540	2023	022	Marie Street Improvements	Transportation - Highways/Roads/Bridges	0	282,000	0	0	0	0	282,000	282,000	No
36684	2023	023	Ralph Edwards Parks Improvements Phase 2	Facilities - Other	0	300,000	0	0	0	0	300,000	300,000	Yes
38571	2023	024	Smith, Silver and E 9th Street Improvements	Transportation - Highways/Roads/Bridges	0	1,162,000	0	0	0	0	1,162,000	1,162,000	No
38572	2023	025	W 9th Street Improvements	Transportation - Highways/Roads/Bridges	0	240,000	0	0	0	0	240,000	240,000	No
38573	2023	026	Sierra Vista Street Improvements	Transportation - Highways/Roads/Bridges	0	95,000	0	0	0	0	95,000	95,000	No
38574	2023	027	Veater Street Improvements	Transportation - Highways/Roads/Bridges	0	270,000	0	0	0	0	270,000	270,000	No
38575	2023	028	Golf Course Irrigation Improvements	Other - Other	0	35,000	0	0	0	0	35,000	35,000	No

## Infrastructure Capital Improvement Plan FY 2023-2027

38576	2023	029	Golf Course Clubhouse Improvements	Facilities - Other	0	45,000	0	0	0	0	45,000	45,000	No
38577	2023	030	Golf Course Grounds Improvements	Other - Other	0	25,000	0	0	0	0	25,000	25,000	No
38578	2023	031	Golf Course Maintenance Equipment	Equipment - Other	0	35,000	0	0	0	0	35,000	35,000	No
38579	2023	032	Animal Shelter Kennel Building	Facilities - Other	0	300,000	0	0	0	0	300,000	300,000	No
38580	2023	033	Animal Shelter Building Improvements	Facilities - Administrative Facilities	0	240,000	0	0	0	0	240,000	240,000	No
33030	2023	034	Louis Armijo Sports Complex	Facilities - Other	0	400,000	0	0	0	0	400,000	400,000	Yes
38582	2023	035	Fleet Department Service Truck	Equipment - Other	0	160,000	0	0	0	0	160,000	160,000	No
38583	2023	036	Fleet Service Diagnostic Machine	Equipment - Other	0	20,000	0	0	0	0	20,000	20,000	No
38584	2023	037	Fleet Service Forklift	Equipment - Other	0	20,000	0	0	0	0	20,000	20,000	No
38585	2023	038	Fleet Service Equipment Lift	Equipment - Other	0	28,000	0	0	0	0	28,000	28,000	No
38586	2023	039	Fleet Service Vehicle Equipment Hauling Trailer	Equipment - Other	0	18,000	0	0	0	0	18,000	18,000	No
38587	2023	040	Fleet Service Center Improvements	Equipment - Other	0	30,000	0	0	0	0	30,000	30,000	No
38588	2023	041	Municipal Library Improvements	Facilities - Libraries	0	25,000	0	0	0	0	25,000	25,000	No
38589	2023	042	Street Department 4000 Gal. Water Truck	Equipment - Other	0	186,000	0	0	0	0	186,000	186,000	No
38590	2023	043	Substation South Transformer Replacement	Equipment - Other	0	1,500,000	0	0	0	0	1,500,000	1,500,000	No
38591	2023	044	Electrical Substation Breaker Replacement	Equipment - Other	0	1,000,000	0	0	0	0	1,000,000	1,000,000	No
38592	2023	045	Electrical Substation Transformer Switches	Equipment - Other	0	250,000	250,000	0	0	0	500,000	500,000	Yes
34164	2023	046	Electric Pole and Conductor Replacement	Transportation - Lighting	0	1,000,000	0	0	0	0	1,000,000	1,000,000	Yes
38593	2023	047	Electrical Capacitor Replacement	Equipment - Other	0	100,000	100,000	100,000	100,000	200,000	600,000	600,000	Yes

## Infrastructure Capital Improvement Plan FY 2023-2027

38595	2023	048	Swimming Pool Shade Structure	Facilities - Other	0	30,000	0	0	0	0	30,000	30,000	No
36685	2023	049	Swimming Pool Phase 1	Facilities - Other	0	130,000	0	0	0	0	130,000	130,000	Yes
38596	2023	050	Swimming Pool Facility Improvements and Equipment	Facilities - Administrative Facilities	0	100,000	0	0	0	0	100,000	100,000	No
38598	2023	051	Swimming Pool Bulkhead	Equipment - Other	0	100,000	0	0	0	0	100,000	100,000	No
38606	2023	052	Water Well #8 Improvements	Water - Water Supply	0	750,000	0	0	0	0	750,000	750,000	No
38607	2023	053	Water Well #2 Improvements	Water - Water Supply	0	750,000	0	0	0	0	750,000	750,000	No
38602	2023	054	Police Department Facility Improvements	Facilities - Other	0	35,000	0	0	0	0	35,000	35,000	No
38603	2023	055	Police Department Facility Security Fencing	Facilities - Other	0	20,000	0	0	0	0	20,000	20,000	No
38604	2023	056	Police Department Bldg. Security Access System	Equipment - Public Safety Equipment	0	30,000	0	0	0	0	30,000	30,000	No
38608	2023	057	Water Well #4 Improvements	Water - Water Supply	0	1,000,000	0	0	0	0	1,000,000	1,000,000	No
38609	2023	058	Waterline Extension for Village of Williamsburg	Water - Water Supply	0	250,000	0	0	0	0	250,000	250,000	No
38611	2023	059	Storage Tank Transmission Line Morgan St - Cook St	Water - Water Supply	0	2,225,000	0	0	0	0	2,225,000	2,225,000	No
38613	2023	060	Water Meter Replacement & Housing Improvements	Water - Other	0	5,000,000	0	0	0	0	5,000,000	5,000,000	No
38614	2023	061	Wastewater Treatment Plant Upgrades	Water - Wastewater	0	10,000,000	0	0	0	0	10,000,000	10,000,000	No

Number of projects: 61

	Funded to date:	Year 1:	Year 2:	Year 3:	Year 4:	Year 5:	Total Project Cost:	Total Not Yet Funded:
<b>Grand Totals</b>	14,718,000	52,421,000	15,350,000	15,845,000	16,800,000	3,745,000	118,879,000	104,161,000



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

**MEETING DATE:** August 25, 2021

*Agenda Item #:* E.3

**SUBJECT:** Special Election Resolution No. 18 21/22 calling for a Special Election on Tuesday, February 15, 2022 for the purpose of a petition against Resolution No. 05 21/22.

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** August 19, 2021

**SUBMITTED BY:** Angela A. Torres, Clerk-Treasurer

**WHO WILL PRESENT THE ITEM:** City Clerk Torres

**Summary/Background:**

Attached is the final verification of the signatures on the Petition for Resolution No. 05 21/22. The final numbers are 197 valid signatures, and 43 invalid signatures. The attached roster shows a breakdown of valid and invalid signatures.

Upon verification of the signatures, the Commission is required to call for a Special Election. The date of the Special Election will be on Tuesday, February 15, 2022. It will be conducted by mail ballot to all City of Truth or Consequences qualified registered electors, through the Office of the County Clerk, 101 N. Date Street, Truth or Consequences, New Mexico.

**Recommendation:**

**Attachments:**

- Special Election Resolution No. 18 21/22
- State Statute 3-14-17
- Petition of Resolution No. 05 21/22 and Resolution No 05 21/22
- Verified Signature Roster

**Fiscal Impact (Finance):** N/A

**Legal Review (City Attorney):** Yes

Yes

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: [Click here to enter text.](#)

**Final Approval:**  City Manager

**CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN**

Resolution No. 18 21/22 Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

**SPECIAL ELECTION RESOLUTION/PROCLAMATION  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO**

**RESOLUTION NO. 18 21/22**

**A PROCLAMATION CALLING A SPECIAL ELECTION ON  
TUESDAY, FEBRUARY 15, 2022**

**Whereas**, a petition has been submitted to the Governing Body of the City of Truth or Consequences, New Mexico, seeking a special election on the subject matter of this Resolution pursuant to Section 3-14-17 NMSA 1978; and

**Whereas**, the Governing Body of the City of Truth or Consequences, New Mexico wishes to call a special election at the earliest opportunity consistent with present law; and

**Whereas**, the earliest Tuesday date upon which a special election may be called pursuant to Section 1-24-1 NMSA 1978 is February 15th, 2022.

**Now Therefore Be It Resolved** by the Governing Body of the City of Truth or Consequences that:

The City Commission of the City of Truth or Consequences, New Mexico hereby PROCLAIMS:

A. A Special Election will be held through the Office of the County Clerk, 101 N. Date Street, Truth or Consequences, New Mexico, on **Tuesday, February 15<sup>th</sup>, 2022**. It shall be conducted by mail ballot to all City of Truth or Consequences qualified registered electors.

B. Voters shall be asked whether the following measure shall be adopted:

***A RESOLUTION IMPOSING A \$50 FEE TO CUSTOMERS DESIRING TO RETAIN THEIR DIGITAL ELECTRIC METERS.***

**FOR THE ABOVE MEASURE  
AGAINST THE ABOVE MEASURE**


C. Persons desiring to register to vote for the Special Election must register with the Sierra County Clerk no later than January 18, 2022, by 5:00 P.M.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES;**

That the City Clerk and the office of the County Clerk are hereby authorized to do all deeds necessary in the accomplishment of the herein above.

**PASSED, APPROVED and ADOPTED** this 25<sup>th</sup> day of August, 2021.

\_\_\_\_\_  
Sandra Whitehead, Mayor

ATTEST:

\_\_\_\_\_  
Angela A. Torres, City Clerk

Referendum Voters in a commission-manager municipality may reject a commission-adopted ordinance or resolution. If, within thirty days following adoption, a prescribed number of qualified electors file a valid petition, the commission must conduct an election at which voters may by majority vote approve or nullify the ordinance or resolution. (3-14-17)

**Section 3-14-17 - Commission-manager; referendum; subjects petition; election; effect; repeal of emergency measure.**

3-14-17. Commission-manager; referendum; subjects petition; election; effect; repeal of emergency measure.

A. If within thirty days following the adoption of an ordinance or resolution, a petition, signed by the qualified electors in a number more than twenty percent of the average number of voters who voted at the previous four regular municipal elections or more than twenty percent of the number of voters who voted at the previous regular municipal election, whichever is the greater, is presented to the commission asking that the ordinance or resolution in question be submitted to a special election for its adoption or rejection, the ordinance or resolution shall become ineffective upon verification of the petition and the commission shall within ten days of verification adopt a resolution calling for the holding of a special election on the measure within ninety days of the verification of the petition.

B. The ballot shall contain the text of the ordinance or resolution in question. Below the text shall be the phrases:

"For the above measure", and

"Against the above measure",

followed by spaces for marking the ballot with a cross or check or other mark necessary for proper counting of the ballot, in order to cast a vote for the phrase desired. If a majority of the votes cast favor the measure, it shall take effect immediately. If a majority of the votes cast are against the measure, it shall not take effect.

C. If an ordinance or resolution is an emergency measure, it shall go into effect immediately, but it may be repealed by an adverse majority at a referendum election.

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Total Election Voters per year:

2020 - 939

2018 - 771

2016 - 628

2014 - 714

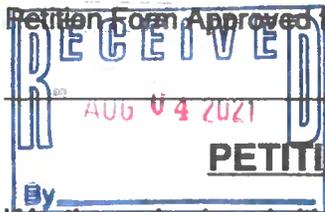
Total of the last 4 Elections = 3052

Average of last 4 Elections = 763

X 20% = 152

Or 20% of 771 (last election) = 152

The greater number is 152 which is the twenty percent of the average number of voters who voted at the previous four regular municipal elections.



Petition Form Approved for Circulation on August 4, 2021 by Angela Torres  
(Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

We, the undersigned citizens of the City of Truth or Consequences, New Mexico, hereby petition the City Commission for a Referendum on: Resolution 5-21/22 "the imposition of a \$50 monthly fee to retain a digital meter" for the following reasons: the resolution is punitive, discriminatory to a small number of concerned citizens and violates **NM Statute § 62- 8-1 Rates "Every rate made, demanded or received by any public utility shall be just and reasonable.** (Full Text on reverse side)

8/5/21 Susan Crow 711 Kopra Susan Crow  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Donna R Briggs 610 Kopra Donna Briggs  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Alphonso Campbell 609 Kopra A. Campbell  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Jessica Clark 780 W. 6th Jessica Clark  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Lynn Osterberg 765 W 6th Ave Lynn Osterberg  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Susanne Lawyer 511 Kopra Susanne Lawyer  
Date Name (Printed) Lawyer Address (No PO Box) Signature

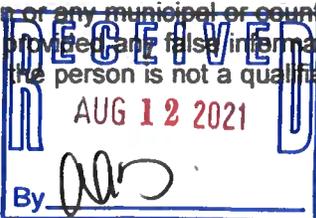
8/6/21 Bert Lawyer 511 Karpas Bert Lawyer  
Date Name (Printed) Address (No PO Box) Signature

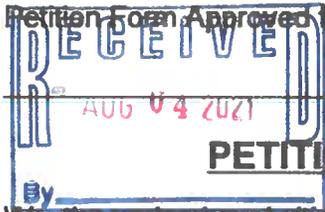
8/6/21 Gayle Cooper 410 Kopra Gayle Cooper  
Date Name (Printed) Address (No PO Box) Signature  
Ralph B. Cooper

8/6/21 Ralph B. Cooper 410 Kopra Ralph B. Cooper  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Laci Henderson 593 Lolust Laci Henderson  
Date Name (Printed) Address (No PO Box) Signature

0. Any person or any municipal or county official knowingly violating the provisions of this section, knowingly providing or causing to be provided any false information on a petition or forging a signature or otherwise signing a petition when that person knows the person is not a qualified elector in the municipality is guilty of a fourth degree felony. NM Stat § 3-1-5 (2016)





Petition Form Approved for Circulation on Aug 4, 2021 by Angela Torres  
(Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

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08/05/21 Ariel Dougherty 1580 Caballo Rd T/C 87701 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

08/06/21 June Russett 501 Gray St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

08/08/21 [Signature] 457 E Riverside [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Aktadia Mandala 405 N. Cedar St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Jonna Monroe 154 S. Magnolia [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 WENDY S. NIVE 165 N. Silver #23 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

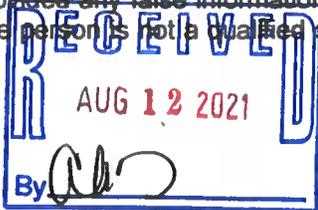
8/7/21 JIMMIE VANCE 505 E. 3rd Ave [Signature]  
Date Name (Printed) Address (No PO Box) Signature

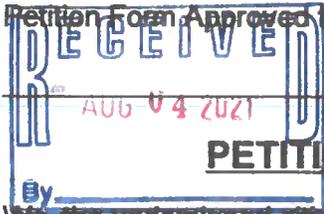
8/7/21 Margaret E Miranda 1201 Nickel St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 J. Lydia Dixon 807 E. Joffre St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 John A. Robinson 501A Mims [Signature]  
Date Name (Printed) Address (No PO Box) Signature

0. Any person or any municipal or county official knowingly violating the provisions of this section, knowingly providing or causing to be provided any false information on a petition or forging a signature or otherwise signing a petition when that person knows the person is not a qualified elector in the municipality is guilty of a fourth degree felony. NM Stat § 3-1-5 (2016)





Petition Form Approved for Circulation on Aug 4, 2021 by Angela Torres (Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

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8,5,21 Ron Fenn 316 N FOCH [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,6,21 Michael Mattingly 300 N Foch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,6,21 DAYNA LOGAN 200 N Foch, Apt 3 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,06,2021 Gane J Gulliland 800 D. Silver St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,16,2021 Mick Montgomery 505 Ivy St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,16,21 Susan Montgomery 505 Ivy St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

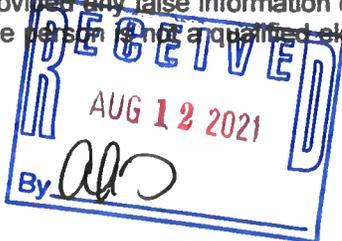
8,16,21 BETTY L DICKENS  [Signature]  
Date Name (Printed) Address (No PO Box) Signature

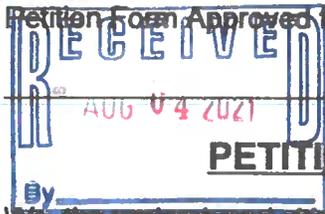
8,16,21 CAROLYN E. CATARES 303 N. Foch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,16,21 Curtis Hobbs 511 Foch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8,16,21 Wendy Zakusak 511 Foch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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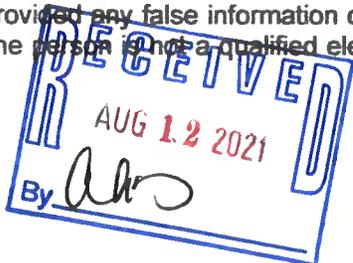
Petition Form Approved for Circulation on Aug 4, 2021 by [Signature]  
(Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

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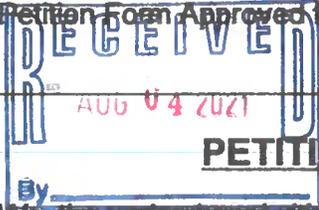
- 8/8/21 STEPHEN SUMMERS 606 E 9th Ave TORC NM 87401 [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Serena Thraill Kill 311 Kruger St Torc, NM [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Sharon VanGelder 207 S. Arrowhead [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 Lee Foerster 117 N. Riverside Dr [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Sylvia Foerster 117 N Riverside [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Leanne K. Willson 707 N. Riverside Dr. [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Wendy TREMAINE 504 S. Postwing St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Rob Stroup 501 N. Pine St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Ann Swanson 310 Birch St Torc [Signature]  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 SOPHIA PERON 316 N. Joffre [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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August 4, 2021  
(Date)

by Angela Torres  
Angela Torres, City Clerk



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8/5/21 CAROL BORSELLA 1230 E 3<sup>RD</sup> Ave #C [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/5/21 Kim Moore 200 S. Pershing [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/5/21 ROBIN GREENEY 423 MARK #2 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Randy Voloulek 1230 2nd Ave apt A [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 EDWARD DEJEMS 811 N SILVER [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Dennis Dunnum 811 N Silver [Signature]  
Date Name (Printed) Address (No PO Box) Signature

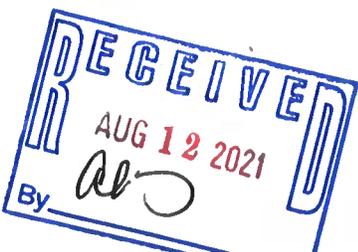
8/6/21 MARY MASON 915 GRAVE [Signature]  
Date Name (Printed) Address (No PO Box) Signature

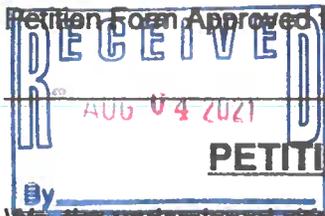
8/6/2021 Rebecca Gere 558 MIMS [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/8/21 Mary Carett 721 Wyone St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/8/21 Martin Mijal 721 Wyone St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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8/8/21 Charlotte Terrill 315 W Sixth Ave [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/8/21 Richard Bolling 713 Charles St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 DAVID DAUDY 417 Charles St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 TRACY MEGOWAN 1700 Communist St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 Jeanne Smith 605 Corbett [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 RONDA TIGERINA 1010 CORBETT [Signature]  
Date Name (Printed) Address (No PO Box) Signature

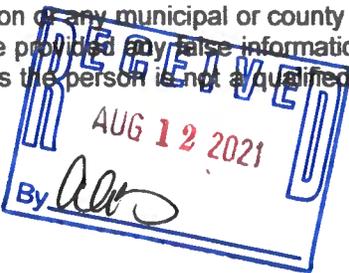
8/11/21 Delores M. Bishop 704 Corbett [Signature]  
Date Name (Printed) Address (No PO Box) Signature

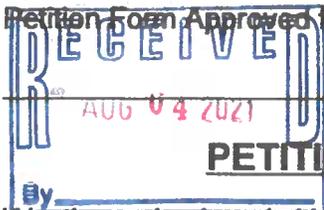
8/11/21 LISA FASS 705 Corbett St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 REDAN MASON 811 YUCCA ST [Signature]  
Date Name (Printed) Address (No PO Box) Signature

1/1 MICHAEL RAWL 1207 E 8th [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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8.6.21 Laura Cambre 860 W 6th Ave Apt #2 [Signature]  
Date Name (Printed) Address (No PO Box) TorC Signature

8.6.21 Heather Willey 850 W 6th Ave [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.21 Jane Holland 865 W 7th Ave [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.16.2021 Skirley Blackburn 815 Kopra St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.06.2021 Barbara Pruett 905 Kopra St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 MARY BENDA 914 KOPRA [Signature]  
Date Name (Printed) Address (No PO Box) Signature

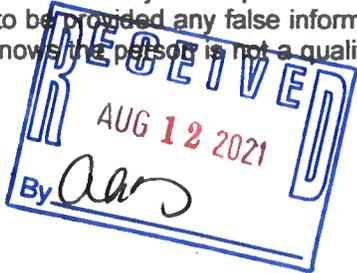
8.6.21 DANIEL B PICKENS 918 N KOPRA [Signature]  
Date Name (Printed) Address (No PO Box) Signature

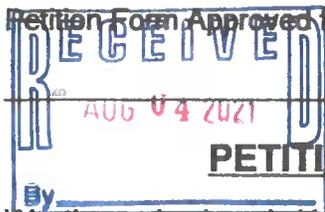
8.6.21 Pauline Raedete 919 N. Kopra [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 Herbert Raedete 919 Kopra [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 WILLHOVELL 921 Kopra S [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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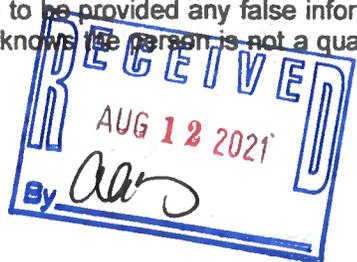
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<u>8/6/21</u> Date	<u>Casey Shaw</u> Name (Printed)	<u>611 N FOCH</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/6/21</u> Date	<u>Bill BREND</u> Name (Printed)	<u>905 N FOCH ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08/06/21</u> Date	<u>SUSAN CRISTE</u> Name (Printed)	<u>905 N FOCH ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/6/21</u> Date	<u>Gail Bartlett</u> Name (Printed)	<u>920 Foch</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/6/21</u> Date	<u>Dee Edger Bartlett</u> Name (Printed)	<u>920 Foch</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/6/21</u> Date	<u>Lisa Wilfong</u> Name (Printed)	<u>908 N Foch St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08/06/21</u> Date	<u>Patrick Purdom</u> Name (Printed)	<u>906 N FOCH ST.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08/06/21</u> Date	<u>Adolfo Madrid</u> Name (Printed)	<u>822 N Foch</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08/06/21</u> Date	<u>Nina Childress</u> Name (Printed)	<u>606 N. Gold</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/6/21</u> Date	<u>Sidia Rodriguez</u> Name (Printed)	<u>718 N. FOCH</u> Address (No PO Box)	<u>[Signature]</u> Signature

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RECEIVED  
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By

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8.6.21 Danny Rodriguez 718 N. FOCH [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 Craig A Caswell 802 W Foch St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 Jarril Jarvis 1611 Corzine Rd. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.6.21 David Walker 812 Foch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.2021 Ronald J. Golubsk 1005 Locust Tr [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.2021 Uaida Newling 511 W. Birch [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.2021 BRET BERMAN GREEN CORNER No 9 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

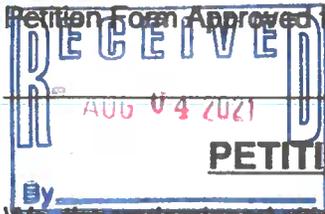
8.7.2021 JOYCE GARRETT 605 Camino DE Cielo [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.2021 FRED GARRETT Same [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8.7.21 Diana J. Yandel 1100 Henson St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

RECEIVED  
AUG 12 2021  
By [Signature]

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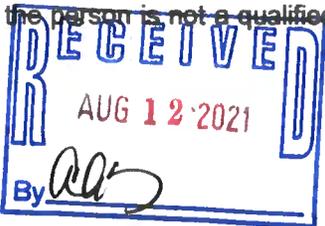
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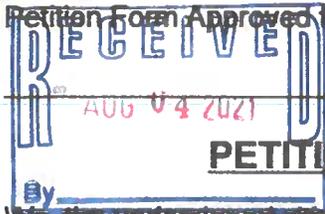
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- 8/7/21 Craig D. Yandell 1100 Henson St Craig D Yandell  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 Don P Hagen 909 myrtle st Don P Hagen  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 Kathy Reid 1407 Mercury Trail Kathy Reid  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 Alice Anderson 1407 Mercury Trail Alice Anderson  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 LINDA SCOTT 500 S. PERSHING Linda Scott  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 L. L. HEWETT 313 N. FOOT 5 L L Hewett  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 JERESA JACQUEZ 200 IVY ST Jacquez  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 Joa Harris 314 IVY ST. Joa Harris  
Date Name (Printed) Address (No PO Box) Signature
- 8/7/21 SAMUEL R. HARRIS 314 IVY ST. Samuel R Harris  
Date Name (Printed) Address (No PO Box) Signature
- 8/8/21 Kathleen Burris 302 Ivy St Kathleen Burris  
Date Name (Printed) Address (No PO Box) Signature

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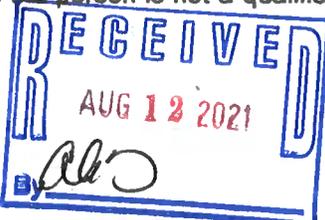
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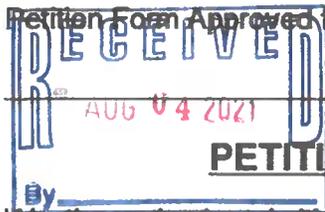
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<u>8/6/21</u> Date	<u>Bonnie Howell</u> Name (Printed)	<u>921 Kopra</u> Address (No PO Box)	<u>Bonnie Howell</u> Signature
<u>8/6/21</u> Date	<u>YVETTE DICKINSON</u> Name (Printed)	<u>801 MARIE ST.</u> Address (No PO Box)	<u>Yvette Dickinson</u> Signature
<u>8/6/21</u> Date	<u>CURTIS DICKINSON</u> Name (Printed)	<u>801 MARIE ST</u> Address (No PO Box)	<u>Curtis Dickinson</u> Signature
<u>8/6/21</u> Date	<u>Scott Evans</u> Name (Printed)	<u>1003 Kopra</u> Address (No PO Box)	<u>Scott Evans</u> Signature
<u>8/6/21</u> Date	<u>Darlene Hanson</u> Name (Printed)	<u>1006 Kopra</u> Address (No PO Box)	<u>Darlene Hanson</u> Signature
<u>8/6/21</u> Date	<u>Keith Bowd</u> Name (Printed)	<u>1014 Kopra</u> Address (No PO Box)	<u>Keith Bowd</u> Signature
<u>8/6/21</u> Date	<u>Susan McGeachy</u> Name (Printed)	<u>714 Kopra</u> Address (No PO Box)	<u>Susan McGeachy</u> Signature
<del><u>8/6/21</u></del> Date	<del><u>Susan McGeachy</u></del> Name (Printed)	<del><u>516 Kopra #6</u></del> Address (No PO Box)	<del><u>Susan McGeachy</u></del> Signature
<del><u>8/6/21</u></del> Date	<del><u>Shirley Hooper</u></del> Name (Printed)	<del><u>2103 S Broadway #11</u></del> Address (No PO Box)	<del><u>Shirley Hooper</u></del> Signature
<u>8/6/21</u> Date	<u>ROBERT K FISH</u> Name (Printed)	<u>BARTON ST</u> Address (No PO Box)	<u>Robert K. Fish</u> Signature

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8/6/21 LEE CULPEPPER 706 KOPRA ST. Lee Culpepper  
Date Name (Printed) Address (No PO Box) Signature

8/6/21 Alicia Culpepper 706 Kopra St Alicia Culpepper  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 Megan Goyette 226 Canada de la Cruz Megan Goyette  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 Leah Cohen 711 No. Magrath Leah Cohen  
Date Name (Printed) Address (No PO Box) Signature

x 8/7/21 Roger Blanchard 415 N. Silver Roger Blanchard  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 Jeff Dornbusch 1122 W. 8th Jeff Dornbusch  
Date Name (Printed) Address (No PO Box) Signature

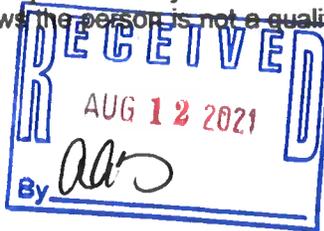
8/7/21 Danielle McQuay 822 Locust St Danielle McQuay  
Date Name (Printed) Address (No PO Box) Signature

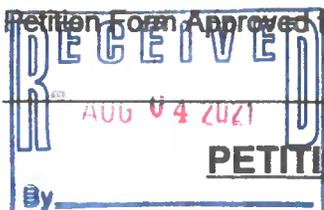
8/7/21 Elona Shepperd 907 Locust St Elona Shepperd  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 LARRY FLIPPO 915 Locust St. Larry Flippo  
Date Name (Printed) Address (No PO Box) Signature

8/7/21 MURIA POLICARPIO 1012 Locust Muria Policarpio  
Date Name (Printed) Address (No PO Box) Signature

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8/9/21 Joan Epstein 345 W. 6th Ave Joan Epstein  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 Julie Durkin 2385 Carter Julie Durkin  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 Joan Epstein " Joan Epstein  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 12 W Swanson 310 N Birch St 12 W Swanson  
Date Name (Printed) Address (No PO Box) Signature

8/9/21 NICHOLAS PERON 316 N. JOFRE Nicholas Peron  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Sarah Frothingham 608 Pine St Sarah Frothingham  
Date Name (Printed) Address (No PO Box) Signature

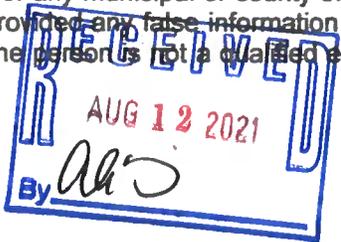
8/10/21 Randy Spear 105. S. Arrowhead Randy Spear  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 CHARLES VANGELDER 2075. Arrowhead Rd Charles Vangelder  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Terry Miller 282 S. Arrowhead Terry Miller  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 MARGARET SPEER 108 S. ARROWHEAD, TOLC M. Spear  
Date Name (Printed) Address (No PO Box) Signature

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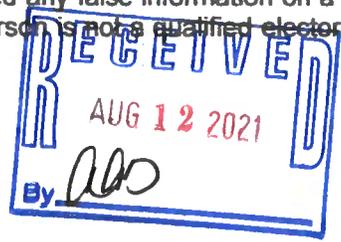
Petition Form Approved for Circulation on Aug 4, 2021 by Angela Torres (Date) Angela Torres, City Clerk

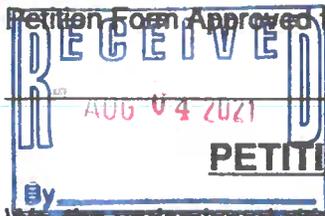
**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

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- 8/11/21 STELLA JARBOE 1201 E. 8<sup>th</sup> ave Stella Jarboe  
Date Name (Printed) Address (No PO Box) Signature
- 8/11/21 Sazi Marri 711 Lucky Street Sazi Marri  
Date Name (Printed) Address (No PO Box) Signature
- 8/11/21 Dave Cook 1100 E 7th Ave Dave Cook  
Date Name (Printed) Address (No PO Box) Signature
- 8/11/21 CARY BURROWS 1101 EAST 7<sup>th</sup> AVE Cary Burrows  
Date Name (Printed) Address (No PO Box) Signature
- 8/11/21 David Brink 607 Oak St David R Brink  
Date Name (Printed) Address (No PO Box) Signature
- 8/11/21 Angela Kopet 413 Lucky Angela Kopet  
Date Name (Printed) Address (No PO Box) Signature
- 8/12/21 Liz Stroup Telco AC 32-Box 8202 Liz Stroup  
Date Name (Printed) Address (No PO Box) Signature
- 8/12/21 KEVIN L. ZELENKA 515 VAN PATTEN ST. Torc NM 87901 Kevin L Zelenka  
Date Name (Printed) Address (No PO Box) Signature
- 8/12/21 Consuelo A. Griego 708 Palo Verde Dr Torc Consuelo Griego  
Date Name (Printed) Address (No PO Box) Signature
- 8/12/21 Daniel Griego 708 Palo Verde Torc Daniel Griego  
Date Name (Printed) Address (No PO Box) Signature

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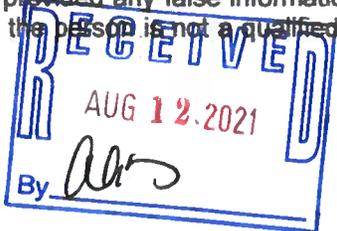
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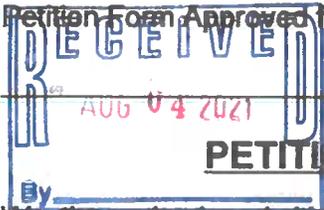
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<u>8/7/21</u> Date	<u>Andrea Lane</u> Name (Printed)	<u>1007 Locust St.</u> Address (No PO Box)	<u>Andrea Lane</u> Signature
<u>8/7/21</u> Date	<u>STEVEN LAYTON</u> Name (Printed)	<u>1016 LOCUST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/7/21</u> Date	<u>Francis Beal</u> Name (Printed)	<u>1021 Poplar</u> Address (No PO Box)	<u>Francis Beal</u> Signature
<u>8/7/21</u> Date	<u>LINDA J. BRANDS</u> Name (Printed)	<u>1003 Poplar Torc</u> Address (No PO Box)	<u>Linda Brands</u> Signature
<u>8/7/21</u> Date	<u>Esther M. Sainz</u> Name (Printed)	<u>923 Poplar</u> Address (No PO Box)	<u>Esther M. Sainz</u> Signature
<u>8/7/21</u> Date	<u>Rachel Taylor</u> Name (Printed)	<u>913 Poplar</u> Address (No PO Box)	<u>Rachel Taylor</u> Signature
<u>8/7/21</u> Date	<u>Chris Taylor</u> Name (Printed)	<u>913 Poplar</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/7/21</u> Date	<u>Clint Garcia</u> Name (Printed)	<u>908 Poplar St</u> Address (No PO Box)	<u>Clint Garcia</u> Signature
<u>8/7/21</u> Date	<u>MARSDI GARCIA</u> Name (Printed)	<u>908 Poplar St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/7/21</u> Date	<u>James Ciolino</u> Name (Printed)	<u>906 Poplar St.</u> Address (No PO Box)	<u>[Signature]</u> Signature

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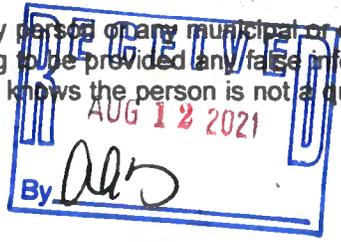
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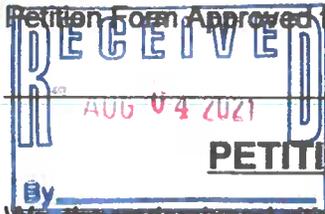
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(Full Text on reverse side)

<u>8,7,21</u> Date	<u>Lorrai Nieme</u> Name (Printed)	<u>909 Poplar</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>Evelyn Ruelas</u> Name (Printed)	<u>904 Poplar</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>Emerlinda Bierner</u> Name (Printed)	<u>980 W 9th Ave</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>M J Alvarez</u> Name (Printed)	<u>820 Poplar</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>Presilla Gonzalez</u> Name (Printed)	<u>814 Poplar</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>Cindy Zepeda</u> Name (Printed)	<u>904 W. Berger Dr</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,7,21</u> Date	<u>VINCENT NARANJO</u> Name (Printed)	<u>715 POPLAR ST.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,07,21</u> Date	<u>GUENN C HAMILTON</u> Name (Printed)	<u>684 KOPRA ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,07,21</u> Date	<u>DASHA FLORES</u> Name (Printed)	<u>1528 Mercury</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8,07,21</u> Date	<u>ROD LEVILL</u> Name (Printed)	<u>2720 CARTER ST.</u> Address (No PO Box)	<u>[Signature]</u> Signature

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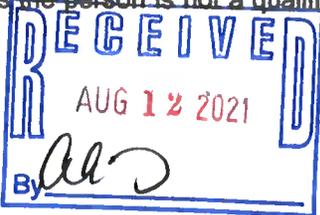
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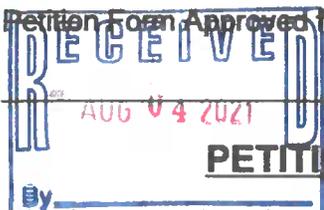
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- 8/8/21 Jean Cofield 406 Ivy St. Jean Cofield  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 JOHN NOEL 316 N. FAH John Noel  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 ROY RYDEN 1048 E. RIVERSIDE #7 Roy Ryden  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 Albert Russell 501 S Broadway #10 Albert Russell  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 DIXIE LEE 413 IVY Dixie Lee  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 Philip R. Pack 626 W. 9th Ave Philip R. Pack  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 Tim Woodward 626 West 9th Ave Tim Woodward  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 LINDA KNULL 910 IVY Linda Knull  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 LouAnne Johnson 823 Ivy LouAnne Johnson  
Date Name (Printed) Address (No PO Box) Signature
- 8/9/21 Joshua Nobile 811 Ivy St Joshua Nobile  
Date Name (Printed) Address (No PO Box) Signature

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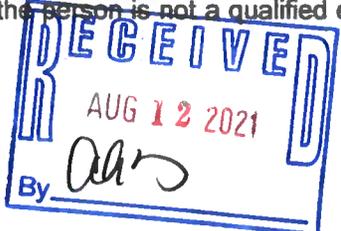
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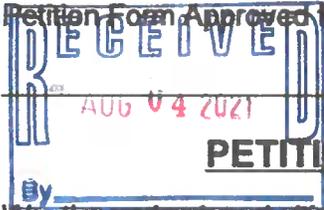
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EDNA

<u>8, 7, 2021</u>	<u>EDNA Weckl</u> Name (Printed) Erwin	<u>2720 CARTER ST TORC</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 7, 2021</u>	<u>Luke Murr</u> Name (Printed)	<u>707 Poplar St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 7, 21</u>	<u>dhulkis s. bartoloni</u> Name (Printed) Loretta	<u>608 Poplar St</u> Address (No PO Box)	<u>dhulkis bartoloni</u> Signature
<u>8, 8, 21</u>	<u>Jewetta Staram</u> Name (Printed) Jewel	<u>992 Soch St.</u> Address (No PO Box)	<u>Jewetta Staram</u> Signature
<u>8, 10, 21</u>	<u>John Johnston</u> Name (Printed) John Johnston	<u>1080 West 7th Torc</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 10, 21</u>	<u>[Signature]</u> Name (Printed)	<u>108 W 7th Torc</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08, 10, 21</u>	<u>Crystal Sorg</u> Name (Printed)	<u>807 Spruce St Torc</u> Address (No PO Box)	<u>Crystal Sorg</u> Signature
<u>08, 10, 21</u>	<u>Jeffrey Sorg</u> Name (Printed)	<u>807 Spruce St</u> Address (No PO Box)	<u>Jeff Sorg</u> Signature
<u>8, 10, 21</u>	<u>Clara Kear</u> Name (Printed)	<u>815 Spruce St.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 10, 21</u>	<u>Elizabeth O'Hare</u> Name (Printed)	<u>819 Spruce St Torc</u> Address (No PO Box)	<u>Elizabeth O'Hare</u> Signature

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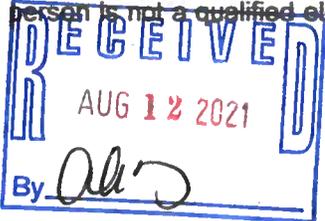
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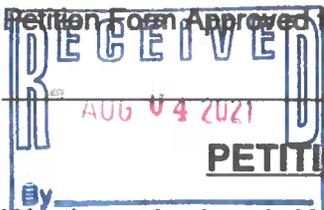
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<u>8, 9, 21</u> Date	<u>R. Lamb</u> Name (Printed)	<u>305 Custer</u> Address (No PO Box)	<u>Randy Line</u> Signature
<u>8, 19, 21</u> Date	<u>TRAVIS STRAWN</u> Name (Printed)	<u>1005 MOROCCO ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 10, 21</u> Date	<u>Marcel Valencia</u> Name (Printed)	<u>3021 w #7</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>08 10, 21</u> Date	<u>Editha Collins</u> Name (Printed)	<u>140 Juniper St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 10, 21</u> Date	<u>JANET HULSE-JANET</u> Name (Printed)	<u>210 Juniper</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8, 10, 21</u> Date	<u>Frances McLaughlin</u> Name (Printed)	<u>403 Juniper</u> Address (No PO Box)	<u>Frances McLaughlin</u> Signature
<u>8, 10, 21</u> Date	<u>Leah Mitchell</u> Name (Printed)	<u>410 Juniper st.</u> Address (No PO Box)	<u>Leah B. Mitchell</u> Signature
<u>8, 10, 21</u> Date	<u>Mike Doyle</u> Name (Printed)	<u>416 Juniper St</u> Address (No PO Box)	<u>Mike Doyle</u> Signature
<u>8, 10, 21</u> Date	<u>Bonnie Doyle</u> Name (Printed)	<u>416 Juniper St</u> Address (No PO Box)	<u>Bonnie Doyle</u> Signature
<u>8, 10, 21</u> Date	<u>[Signature]</u> Name (Printed)	<u>[Signature]</u> Address (No PO Box)	<u>[Signature]</u> Signature

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8/10/21 Susan Polanco 706 Juniper St. Susan Polanco  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Deborah J. Lewis 706 Juniper St. Deborah J. Lewis  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Tyler J Deal 1513 Corzine St. Tyler J Deal  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Ron Dankert 910 Juniper Ron Dankert  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Yarrow Dankert 910 Juniper Street Yarrow Dankert  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Pandita Maury 911 Juniper St Pandita Maury  
Date Name (Printed) Address (No PO Box) Signature

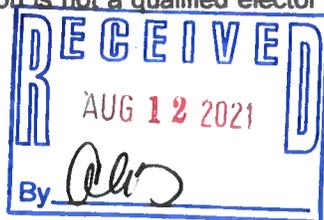
8/10/21 DAN STEELE 112 W. 3RD Dan Steele  
Date Name (Printed) Address (No PO Box) Signature

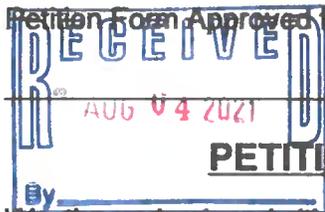
8/10/21 Tony Gonzales 112 W 3RD Tony Gonzales  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 MARILYN L LUNA 700 Juniper St Marilyn Luna  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Lloyd L. Hamilton 413 W. 5th Ave Lloyd L. Hamilton  
Date Name (Printed) Address (No PO Box) Signature

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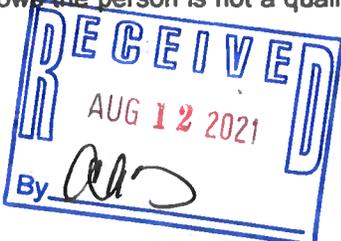
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<u>8/10/21</u> Date	<u>Melani Armendariz</u> Name (Printed)	<u>806 Spruce St. Torc</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Nicole Fortner</u> Name (Printed)	<u>707 Spruce</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Anton Golst</u> Name (Printed)	<u>414 E 1st</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Dustin Sartin</u> Name (Printed)	<u>801 Yucca</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>7/10/21</u> Date	<u>Shirley Carrons</u> Name (Printed)	<u>805 Yucca</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>JAMES CARROLLS</u> Name (Printed)	<u>805 Yucca</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>ESTILLE DEATON</u> Name (Printed)	<u>917 Yucca</u> <del>PO Box 3340</del> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Carl Amin</u> Name (Printed)	<u>914 Yucca</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>CONNIE BACA</u> Name (Printed)	<u>910 Yucca</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Judy Bacas</u> Name (Printed)	<u>910 Yucca St</u> Address (No PO Box)	<u>[Signature]</u> Signature

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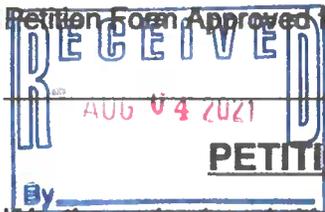
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<u>8/10/21</u> Date	<u>CRUZ H. Medina</u> Name (Printed)	<u>909 SPRUCE ST</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Richard Valent.</u> Name (Printed)	<u>2036 Arrowhead</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>George Sziget.</u> Name (Printed)	<u>913 Spruce St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Marilyn Sziget.</u> Name (Printed)	<u>913 Spruce St.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Jeffrey Brannon Steggs</u> Name (Printed)	<u>925 Spruce st</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>marlys Reuland</u> Name (Printed)	<u>925 Spruce St</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Mercy Howell</u> Name (Printed)	<u>1011 Spruce</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>CARMEN BIGGS</u> Name (Printed)	<u>906 SPRUCE</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>LYNDA AHRENS</u> Name (Printed)	<u>904 SPRUCE</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/10/21</u> Date	<u>Jessica Mackemie</u> Name (Printed)	<u>900 Spruce</u> Address (No PO Box)	<u>[Signature]</u> Signature

0. Any person or any municipal or county official knowingly violating the provisions of this section, knowingly providing or causing to be provided any false information on a petition or forging a signature or otherwise signing a petition when that person knows the person is not a qualified elector in the municipality is guilty of a fourth degree felony. NM Stat § 3-1-5 (2016)





Petition Form Approved for Circulation on Aug 4, 2021 by [Signature]  
(Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

We, the undersigned citizens of the City of Truth or Consequences, New Mexico, hereby petition the City Commission for a Referendum on: Resolution 5-21/22 **"the imposition of a \$50 monthly fee to retain a digital meter"** for the following reasons: the resolution is punitive, discriminatory to a small number of concerned citizens and violates **NM Statute § 62- 8-1 Rates "Every rate made, demanded or received by any public utility shall be just and reasonable."** (Full Text on reverse side)

8/10/21 Norm Bennett 904 Yucca St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 Brenda Provins 902 Yucca St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/10/21 VERONICA Sullivan 900 Yucca 1 [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 Rebecca Eza 618 Poplar St. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 Andy Potter 618 Poplar St [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 Maggie Armijo 903 Palo Verde Dr. [Signature]  
Date Name (Printed) Address (No PO Box) Signature

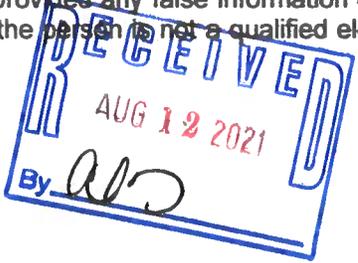
8/11/21 JANICE CRAIG 806 PALO VERDE [Signature]  
Date Name (Printed) Address (No PO Box) Signature

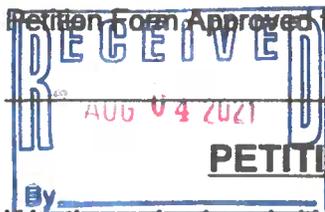
8-11-21 DAVID A. DOW 806 SIERRA VISTA [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 David Jones 804 Sierra Vista [Signature]  
Date Name (Printed) Address (No PO Box) Signature

8/11/21 Juell Gama 804 SIERRA VISTA DRIVE [Signature]  
Date Name (Printed) Address (No PO Box) Signature

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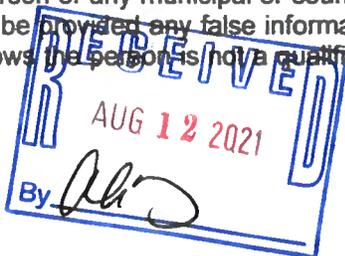
Petition Form Approved for Circulation on August 4, 2021 by Angela Torres  
(Date) Angela Torres, City Clerk

**PETITION FOR A REFERENDUM ON RESOLUTION 5-21/22**

We, the undersigned citizens of the City of Truth or Consequences, New Mexico, hereby petition the City Commission for a Referendum on: Resolution 5-21/22 *"the imposition of a \$50 monthly fee to retain a digital meter"* for the following reasons: the resolution is punitive, discriminatory to a small number of concerned citizens and violates **NM Statute § 62- 8-1 Rates "Every rate made, demanded or received by any public utility shall be just and reasonable."** (Full Text on reverse side)

<u>8/11/21</u> Date	<u>Susan Lee</u> Name (Printed)	<u>802 Sierraviste</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/11/21</u> Date	<u>MARY ZEE BARRERAS</u> Name (Printed)	<u>800 Sierra Vista Dr</u> Address (No PO Box)	<u>MZBarra</u> Signature
<u>8/11/21</u> Date	<u>Mackenzie Prude</u> Name (Printed)	<u>702 Sierra Vista Dr.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/11/21</u> Date	<u>Hunter Prude</u> Name (Printed)	<u>702 Sierra Vista Dr.</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/11/21</u> Date	<u>Nicole mecca</u> Name (Printed)	<u>513 coleman st</u> Address (No PO Box)	<u>N. mecca</u> Signature
<u>8/11/21</u> Date	<u>Joseph Arellano</u> Name (Printed)	<u>513 coleman st</u> Address (No PO Box)	<u>[Signature]</u> Signature
<u>8/11/2021</u> Date	<u>Jenny Chavez</u> Name (Printed)	<u>416 Corbett st</u> Address (No PO Box)	<u>Jenny Chavez</u> Signature
<u>8/11/21</u> Date	<u>Bobby A Chavez</u> Name (Printed)	<u>416 Corbett</u> Address (No PO Box)	<u>Bobby A Chavez</u> Signature
<u>8/11/21</u> Date	<u>Sean Baker</u> Name (Printed)	<u>302 Trust Aptc</u> Address (No PO Box)	<u>Sean Baker</u> Signature
<u>8/11/21</u> Date	<u>Mary H Martinez</u> Name (Printed)	<u>607 Corbett St.</u> Address (No PO Box)	<u>Mary H. Martinez</u> Signature

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**CITY OF TRUTH OR CONSEQUENCES**

**RESOLUTION NO. 05 21/22**

**A RESOLUTION IMPOSING A \$50 FEE**  
**TO CUSTOMERS DESIRING TO RETAIN**  
**THEIR DIGITAL METERS**

**WHEREAS**, the city entered into a contract with Landis-Gyr dated September 16, 2019 which contemplated that Landis-Gyr would install AMI meters to all of the City utility customers, and

**WHEREAS**, the aforesaid contract does not provide an “opt out” provision whereby customers can elect to retain their digital meters in lieu of having an AMI meter installed on their property, and

**WHEREAS**, The City Commission wishes to accommodate customers who desire to retain digital meters in lieu of having an AMI meter installed on their properties, and

**WHEREAS**, the City needs to impose a fee upon customers who desire to retain their digital meters. Such fee is necessary to defray the City’s costs in connection with maintaining the digital meters, including, but not limited to, the costs associated with a manual reading of the digital meters.

**NOW THEREFORE**, be it resolved as follows:

1. The City does hereby allow any of its customers to “opt out” and retain its digital meters in lieu of having an AMI meter installed on their property.
2. The fee for such an opt-out shall be \$50 per month for each digital meter retained.
3. In order to opt out, a customer must notify the City’s Electrical Department of its intentions within a reasonable time.

**PASSED, APPROVED AND ADOPTED** this 14<sup>th</sup> day of July, 2021.



Angela A. Torres, City Clerk

Sandra Whitehead, Mayor

REFERENDUM PETITION OF RESOLUTION NO. 05 21/22

Names Of Valid Signatures		Names Of Valid Signatures		Names Of Valid Signatures		Names Of Valid Signatures	
1	Susan Crow	52	Heather Willey	103	RW Swanson	154	Editha Collins
2	Donna R. Briggs	53	Jane Holland	104	Nicholas Peron	155	Janet Hulse Smith
3	Alphonso Campbell	54	Shirley Blackburn	105	Sara Frothingham	156	Frances Mclaughlin
4	Jessica Clark	55	Barbara Pruett	106	Randy Spear	157	Leah Mitchell
5	Lynn Osterberg	56	Mary Benda	107	Charles VanGelder	158	Mike Doyle
6	Susanne Lawyer	57	Daniel Pickens	108	Terry Miller	159	Susan Polanco
7	Bert Lawyer	58	Pauline Raedeke	109	Margaret Speer	160	Deborah Lewis
8	Gayle Cooper	59	Herbert Raedeke	110	Sazi Marri	161	Tyler Deal
9	Ralph D. Cooper	60	Will Lovell	111	Dave Cook	162	Yarrow Dankert
10	Lori Henderson	61	Casey Shaw	112	Gary Burrows	163	Candita Mauzy
11	Ariel Dougherty	62	Bill Brown	113	David Brink	164	Marilyn Luna
12	June Russett	63	Susan Christie	114	Angela Kopet	165	Lloyd Hamilton
13	John Stein	64	Gail Bartlett	115	Kevin Zelenka	166	Melani Armendariz
14	Akkadian Mandala	65	Dee Bartlett	116	Consuelo Griego	167	Nicole Fortner
15	Donna Monroe	66	Lisa Wilfore	117	Daniel Griego	168	Shirley Corrons
16	Wendy Nine	67	Patrick Purdom	118	Steven Leyton	169	James Corrons
17	Jimmie Vance	68	Adolfo Madrid	119	Francis Beal	170	Estille Deaton
18	Margaret Miranda	69	Nina Childress	120	Linda Brandis	171	Carl Amin
19	J. Lydia Dixon	70	Sidia Rodriguez	121	Esther Sainz	172	Connie Baca
20	John A. Robinson	71	Danny Rodriguez	122	Rachel Taylor	173	Andy Baca
21	Ron Fenn	72	Craig Caswell	123	Chris Taylor	174	Cruz Medina
22	Michael Mattingly	73	Darril Jarvis	124	Clint Garza	175	Richard Valenti
23	Dayna Logan	74	David Walker	125	Marisol Garza	176	George Szigeti
24	Mick Montgomery	75	Ronald Golubski	126	James Ciolino	177	Marilyn Szigeti
25	Susan Montgomery	76	Naida Newling	127	Lorraine Wiire	178	Jeffery Brannon Stoops
26	Carolyn Cazares	77	Joyce Garrett	128	Evelyn Reames	179	Marlys Reuland
27	Curtis Hobbs	78	Fred Garrett	129	Emerlinda Bierner	180	Mercy Howell
28	Wanett Zacharzuk	79	Diana Yandell	130	Miguel (MJ) Alvarez	181	Carmen Biggs
29	Stephen Summers	80	Craig Yandell	131	Cindy Zepeda	182	Lynda Ahrens
30	Serena Thraikill	81	Don Hagen	132	Glenn Hamilton	183	Norm Bennett
31	Sharon Van Gelder	82	Alfredo Candelaria	133	Dasha Flores	184	Brenda Provins
32	Sylvia Foerstner	83	Linda Scott	134	Rod Levell	185	Veronica Sullivan
33	Leanne K. Wilson	84	Louise (LL) Hewett	135	Jean Cofield	186	Rebecca Eza
34	Wendy Tremayne	85	Teresa Jacquez	136	John Noel	187	Andy Potter
35	Rob Stroup	86	Dora Harris	137	Roy Ryden	188	Janice Craig
36	Ann Swanson	87	Samuel Harris	138	Albert Russell	189	David Dow
37	Sophia Peron	88	Kathleen Burris	139	Dixie Lee	190	David Janos
38	Carol Borsello	89	Bonnie Lovell	140	Phillip Pack	191	Jenell Janos
39	Kim Moore	90	Yvette Dickinson	141	Linda Knull	192	Susan Lee
40	Robin Greenley	91	Curtis Dickinson	142	LouAnne Johnson	193	Mackenzie Prude
41	Edward Deems	92	Scott Evans	143	Edna Levell	194	Hunter Prude
42	Dennis Dunnum	93	Darlene Hanson	144	Dhulkti Bartoloni	195	Jenny Chavez
43	Mary Mason	94	Keith Bond	145	Loretta Sturam	196	Bobby Chavez
44	Rebecca Otero	95	Susan McGeachy	146	Jewel Johnston	197	Mary Martinez
45	Mary Cavett	96	Lee Culpepper	147	John Johnston		
46	Martin Mijal	97	Alicia Culpepper	148	Crystal Sorg		
47	Richard Bolling	98	Leah Cohen	149	Jeffery Sorg		
48	Tracy McGowan	99	Roger Blanchard	150	Clara Kear		
49	Jeannie Smith	100	Elona Shepperd	151	Robert Lamb		
50	Delores Bishop	101	Larry Flippo	152	Travis Strawbridge		
51	Dan Mason	102	Joan Epstein	153	Marcus Valencia		
						<b>197 TOTAL VALID SIGNATURES</b>	

<b>43 INVALID SIGNATURES DUE TO :</b>
Un-readable names
Names marked of by Petitioner
Invalid names and/or address
Name not registered within Municipality
<b>152 Signatures required</b>
<b>197 Valid signatures</b>
<b>43 Invalid signatures</b>
<b>240 Total Signatures</b>

Signatures Verified: August 20, 2021



Angela A. Torres, City Clerk

ATTEST:



Dawn Barclay, Deputy City Clerk





# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: *E.4*

**SUBJECT:** Resolution No. 19 21/22 rescinding the Commission's action to name Triangle Park the 911 Memorial Monument Park, and to locate a 911 Memorial in the park.

**DEPARTMENT:** City Manager's Office

**DATE SUBMITTED:** August 18, 2021

**SUBMITTED BY:** Tammy Gardner

**WHO WILL PRESENT THE ITEM:** City Manager, Bruce Swingle

**Summary/Background:**

Proposed resolution to rescind the action taken on June 23<sup>rd</sup>, to locate the 911 Memorial Monument at triangle park and the action to name triangle park, 911 Memorial Monument Park.

**Recommendation:**

Approve

**Attachments:**

- Resolution  
Click here to enter text.

**Fiscal Impact (Finance):** Choose an item.

None

**Legal Review (City Attorney):** Choose an item.

Click here to enter text.

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. 19 21/22 Ordinance No. Click here to enter text.

Continued To: Click here to enter a date. Referred To: Click here to enter text.

Approved  Denied  Other: Click here to enter text.

File Name: CC Agendas 8-25-2021



**RESOLUTION NO. 19 21/22**

**RESCINDING COMMISSION ACTION TO NAME TRIANGLE PARK 911 MEMORIAL MONUMENT PARK AND TO LOCATE A 911 MEMORIAL IN THE PARK**

**WHEREAS**, the City Commission of the City Truth or Consequences, met in a regular meeting on August 25, 2021, at 9:00 am, in the Commission Chambers at 405 West 3<sup>rd</sup> Street in Truth or Consequences, New Mexico 87901; and

**WHEREAS**, in accordance with the powers vested in a city commission, Section 3-14-12 NMSA 1978, the City Commission of the City Truth or Consequences has legal powers and authority to pass ordinances and other measures conducive to the welfare of the municipality and to perform all acts required for the general welfare of the municipality; and

**WHEREAS**, at the City Commission regularly scheduled meeting on June 23<sup>rd</sup>, 2021, Denise Addie gave a presentation requesting the commission to locate the 911 Memorial Monument at the Blue Star Memorial Highway triangle park and to name the location 911 Memorial Monument Park; and

**WHEREAS**, the City provides maintenance and services to triangle park; and

**WHEREAS**, the City Commission approved the location and name at the June 23<sup>rd</sup>, commission meeting; and

**WHEREAS**, the City subsequently learned the property is owned by the New Mexico Department of Transportation.

**NOW THEREFORE, BE IT RESOLVED** by the governing body of the City of Truth or Consequences hereby rescinds the action taken on June 23<sup>rd</sup>, to locate the 911 Memorial Monument at triangle park and the action to name triangle park, 911 Memorial Monument Park.

**PASSED, APPROVED AND ADOPTED** this 25<sup>th</sup> day of August, 2021.

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Sandra Whitehead, Mayor

ATTEST:

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Angela A. Torres, City Clerk



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.1

**SUBJECT:** Update on the re-opening plans for Sierra Joint Office on Aging (SJOA).

**DEPARTMENT:** Sierra Joint Office on Aging

**DATE SUBMITTED:** August 18, 2021

**SUBMITTED BY:** Lisa Mattingly

**WHO WILL PRESENT THE ITEM:** Crystal Walton

**Summary/Background:**

Presentation to update everyone on the re-opening plans for SJOA.

**Recommendation:**

None.

**Attachments:**

None. Presentation Only.

**Fiscal Impact (Finance):** N/A

N/A

**Legal Review (City Attorney):** N/A

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

## Torres, Angela

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**From:** Crystal Walton <cwalton@seniorcenter-sjoa.org>  
**Sent:** Monday, August 02, 2021 9:55 AM  
**To:** Torres, Angela  
**Subject:** RE: Agenda for the July 28, 2021 Regular CC Mtg.

**Categories:** Agenda Items

Angela is it too late for the SJOA to be added to the Agenda on August 11<sup>th</sup> to update everyone on the reopening plans for SJOA? I know we will be listed on there for the ICIP stuff.

Crystal Walton  
Executive Director  
Sierra Joint Office on Aging – SJOA  
[cwalton@seniorcenter-sjoa.org](mailto:cwalton@seniorcenter-sjoa.org)  
575-894-6641



## Sierra Joint Office on Aging

**From:** Torres, Angela [<mailto:aatorres@torcnm.org>]  
**Sent:** Friday, July 23, 2021 5:22 PM  
**To:** Ariel Dougherty ([arielcamera@gmail.com](mailto:arielcamera@gmail.com)) <[arielcamera@gmail.com](mailto:arielcamera@gmail.com)>; Audont@yahoo.com; Easley, Bo <[beasley@torcnm.org](mailto:beasley@torcnm.org)>; [info@torchamber.org](mailto:info@torchamber.org); destiny m <[destinydawn14@hotmail.com](mailto:destinydawn14@hotmail.com)>; [director@sierracountynewmexico.info](mailto:director@sierracountynewmexico.info); [earl@earlgreer.org](mailto:earl@earlgreer.org); [gda\\_health@hotmail.com](mailto:gda_health@hotmail.com); [jarmijo@sccog-nm.com](mailto:jarmijo@sccog-nm.com); Jay Hopkins <[jwrite806@gmail.com](mailto:jwrite806@gmail.com)>; Ken Moran <[kmoran@torcnm.org](mailto:kmoran@torcnm.org)>; Kerin Salcedo <[ksalcedo@torcnm.org](mailto:ksalcedo@torcnm.org)>; [mayor@villageofwilliamsburg.com](mailto:mayor@villageofwilliamsburg.com); KCTS <[ktcs@torcnm.org](mailto:ktcs@torcnm.org)>; Millie McLeod <[mrmcleod21@gmail.com](mailto:mrmcleod21@gmail.com)>; Municipal Court <[torccourt@torcnm.org](mailto:torccourt@torcnm.org)>; Pat O'Hanlon <[torclibrary@torcnm.org](mailto:torclibrary@torcnm.org)>; [seaproptorc@yahoo.com](mailto:seaproptorc@yahoo.com); TorC Police Department <[torcpd@torcnm.org](mailto:torcpd@torcnm.org)>; [waltera@windstream.net](mailto:waltera@windstream.net); [chuckw57@gmail.com](mailto:chuckw57@gmail.com); Ronald Fenn <[fenwron234@gmail.com](mailto:fenwron234@gmail.com)>; [freemyer@windstream.net](mailto:freemyer@windstream.net); [girllangler@gmail.com](mailto:girllangler@gmail.com); HDH111@msn.com; [info@geronimospringsmuseum.com](mailto:info@geronimospringsmuseum.com); Sophia Peron <[jazzinn.peron@gmail.com](mailto:jazzinn.peron@gmail.com)>; [kchs@gpkmedia.com](mailto:kchs@gpkmedia.com); Kim Audette <[kcaudette@yahoo.com](mailto:kcaudette@yahoo.com)>; [les.dufour@yahoo.com](mailto:les.dufour@yahoo.com); Municipal Court <[torccourt@torcnm.org](mailto:torccourt@torcnm.org)>; [phoenix\\_consult@msn.com](mailto:phoenix_consult@msn.com); Sentinel <[sentinel@gpkmedia.com](mailto:sentinel@gpkmedia.com)>; [truthradio96@gmail.com](mailto:truthradio96@gmail.com); [tvsv3941@windstream.net](mailto:tvsv3941@windstream.net); Traci Burnette <[tburnette@torcnm.org](mailto:tburnette@torcnm.org)>; Martinez, Maribel <[MMartinez@torcnm.org](mailto:MMartinez@torcnm.org)>; Sonya Williams <[swilliams@torcnm.org](mailto:swilliams@torcnm.org)>; Traci Burnette <[tburnette@torcnm.org](mailto:tburnette@torcnm.org)>; Gardner, Tammy <[tgardner@torcnm.org](mailto:tgardner@torcnm.org)>; Bridges Sr, Brandon E. <[BEBridges@tecoenergy.com](mailto:BEBridges@tecoenergy.com)>; [jcapps@secpower.com](mailto:jcapps@secpower.com); Fuentes, Priscilla <[PFuentes@torcnm.org](mailto:PFuentes@torcnm.org)>; Erica Baker <[ebaker@torcnm.org](mailto:ebaker@torcnm.org)>; Raymond Chavez <[raymond@torcnm.org](mailto:raymond@torcnm.org)>; Mike Apodaca <[mapodaca@torcnm.org](mailto:mapodaca@torcnm.org)>; KCTS <[ktcs@torcnm.org](mailto:ktcs@torcnm.org)>; Cole, Jesse <[jcole@torcnm.org](mailto:jcole@torcnm.org)>; Wyman, Blair <[bwyman@torcnm.org](mailto:bwyman@torcnm.org)>; Gabaldon, Lisa <[lgabaldon@torcnm.org](mailto:lgabaldon@torcnm.org)>; Audont@yahoo.com; Ronald Fenn <[fenwron234@gmail.com](mailto:fenwron234@gmail.com)>; Ron Pacourek <[ronp603@bajabb.com](mailto:ronp603@bajabb.com)>; [jd5cats@gmail.com](mailto:jd5cats@gmail.com); [ewill\\_2@beyondbb.com](mailto:ewill_2@beyondbb.com); Don Armijo <[chanoystoner@yahoo.com](mailto:chanoystoner@yahoo.com)>; [gavelartorc@gmail.com](mailto:gavelartorc@gmail.com); [chuckw57@gmail.com](mailto:chuckw57@gmail.com); Kathleen Sloan <[kathleen.sloan@gmail.com](mailto:kathleen.sloan@gmail.com)>; Peggy Johnson <[pjohnson1949@gmail.com](mailto:pjohnson1949@gmail.com)>; Otero, Ruby <[rotero@torcnm.org](mailto:rotero@torcnm.org)>; Crystal Walton <[cwalton@seniorcenter-sjoa.org](mailto:cwalton@seniorcenter-sjoa.org)>; [rocasosa@icloud.com](mailto:rocasosa@icloud.com); [demarino@hotmail.com](mailto:demarino@hotmail.com); [rebecca.dow@nmlegis.gov](mailto:rebecca.dow@nmlegis.gov); Barclay, Dawn <[dbarclay@torcnm.org](mailto:dbarclay@torcnm.org)>;



# City of Truth or Consequences

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.2

**SUBJECT:** Approval of Purchase Requisitions Over \$20,000

**DEPARTMENT:** Finance

**DATE SUBMITTED:** August 18, 2021

**SUBMITTED BY:** Carol Kirkpatrick, Finance Director

**WHO WILL PRESENT THE ITEM:** Carol Kirkpatrick, Finance Director

**Summary/Background:**

Per Resolution No 46 20/21 Execution of Contracts; Grant Agreements; Memoranda of Understanding; Joint Powers Agreements; Settlement Agreements; Purchases (Contract and Purchases More Than \$20,000)

**Recommendation:**

Approval Recommended by Interim Chief Procurement Officer /Finance Director

**Attachments:**

- Listing of Purchase Requisitions \$20,000 or More
- Purchase Requisitions, Procurement Documentation

**Fiscal Impact (Finance):** Yes

As Per Total on Listing of Purchase Requisitions \$357,307.00

**Legal Review (City Attorney):** Yes

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. [Click here to enter text.](#) Ordinance No. [Click here to enter text.](#)

Continued To: [Click here to enter a date.](#) Referred To: [Click here to enter text.](#)

Approved  Denied  Other: [Click here to enter text.](#)

File Name: CC Agendas 8-25-2021



# REQUISITION

**Requisition #:** 85969

**Date:** 08/06/2021

**Vendor #:** 7721

**ISSUED TO:** 4 RIVERS EQUIPMENT  
2301 CANDELARIA ROAD NE  
ALBUQUERQUE, NM 87107-

**SHIP TO:** City of Truth or Consequences  
505 Sims St.  
Truth or Consequences, NM 87901

ITEM	UNITS DESCRIPTION	PROJECT #	PRICE GL ACCOUNT NUMBER	AMOUNT
1	0 2022 JOHN DEERE MODEL 410L BACKHO		0.00 505-3904-80845	137,466.00
<b>PO Description:</b> REPLACE AGING HEAVY EQUIPMENT				
<b>Detailed Description:</b>				
SEE ATT QUOTE & STATE PRICE AGREEMENT no. 10-80500-21-16893 TERM: JULY15,2021 THROUGH JULY 14,2022				
8/25/21 HOLD FOR COMMISSION APPROVAL				

<b>SUBTOTAL:</b>	137,466.00
<b>TOTAL TAX:</b>	0.00
<b>SHIPPING:</b>	0.00
<b>TOTAL</b>	137,466.00

**Authorized By:** \_\_\_\_\_

# 4RIVERS

EQUIPMENT

1441 RV Drive  
El Paso, TX 79928  
Cell # (915) 538-9452 Fax # (915) 598-0479

**EQUIPMENT PROPOSAL - REVISED**  
**City of Truth or Consequences (Recycling Center)**  
**8/05/2021**



*\*Picture used may not reflect actual configuration quoted\**

**New 2022 John Deere Model 410L Backhoe  
Factory Ordered Unit as per NM State Contract  
Price Agreement No. 10-80500-21-16893**

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## **EQUIPMENT SPECIFICATIONS**

**113 Net H.P. John Deere 4.5 Liter Tier 4 Engine**

**Enclosed Cab with A/C and Heat**

**Air Suspension Cloth Seat**

**Pilot Controls**

**Radio Ready Kit (Radio, Antenna & Speakers) - Option C**

**4 Wheel Drive w/ Limited Slip Differential**

**Ride Control**

**Dual Batteries with Jump Post**

**Cab Controls for Front Loader Grapple Bucket – Option L**

**Solid Tires – Front & Back – Option S**

**1,250 lb. Front Counterweight**

**Extendable Dipperstick**

**Boom Protection Plate – Option X1**

**24" BH Bucket (Solid Edge Bucket)**

**Werk Brau Grapple Style 1.5 yd Grapple Bucket – Option X2**

**Plus Other Additional Standard Factory Features**

**Per State of New Mexico Contract Spec Requirements**

## **WARRANTY**

**2 Years (24 Months) Full Machine Factory Warranty plus Additional 3 Years (36 Months) or 2,500 Hours whichever comes first, Powertrain Extended Warranty.**

**EQUIPMENT PRICING**

**New Mexico State Agreement #10-80500-21-16893**

**John Deere Model 410L Backhoe**

**Contract Price - \$ 109,900.00**

**Additional Options Requested**

<b>Option C – Radio Ready Kit (Radio, Antenna &amp; Speakers)</b>	<b>\$ 790.00</b>
<b>Option L – Cab Controls for Front Loader Bucket</b>	<b>\$ 2,968.00</b>
<b>Option S – Solid Rubber Tires Front &amp; Back</b>	<b>\$ 8,750.00</b>
<b>Option X1 – Boom Protection Plate</b>	<b>\$ 608.00</b>
<b>Option X2 – Grapple Style Loader Bucket</b>	<b><u>\$ 14,450.00</u></b>

**TOTAL PRICE (with Additional Options) - \$ 137,466.00**

Accepted By: \_\_\_\_\_

Date: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Quoted By:           *Rigoberto Ordonez*          

Date:           8/05/2021          

Rigo Ordonez, Sales Representative  
4 Rivers Equipment, LLC.  
rordonez@4riversequipment.com  
Cell: 915-538-9452  
Office: 915-598-1133



# State of New Mexico General Services Department

## Price Agreement

<b>Awarded Vendor:</b> <b>3 Vendors (See Page 6)</b>  <b>Email:</b> _____ <b>Telephone No.:</b> _____
-------------------------------------------------------------------------------------------------------------------

Price Agreement Number: 10-80500-21-16893

Payment Terms: Net 30

F.O.B.: Destination

Delivery: As Requested

<b>Ship To:</b> <b>Dealer's place of business</b>   
------------------------------------------------------------------

Procurement Specialist: Mark Lujan *ML*

Telephone No.: (505) 795-2516

Email: Mark.Lujan@state.nm.us

<b>Invoice:</b> <b>New Mexico Department of Transportation</b> <b>1120 Cerrillos Rd.</b> <b>Santa Fe, NM 87504</b>
-----------------------------------------------------------------------------------------------------------------------------

<b>For questions regarding this agreement please contact:</b> <b>India Garcia (505)690-7383</b>
----------------------------------------------------------------------------------------------------

Title: **Loader, Backhoe**

Term: **July 15, 2021 through July 14, 2022**

**This Price Agreement is made subject to the "terms and conditions" as indicated on subsequent pages.**

**Accepted for the State of New Mexico**

*Valerie Paulk*  
Mark Hayden, New Mexico State Purchasing Agent

Date: **7/15/2021**

**x This Agreement was signed on behalf of the State Purchasing Agent**



# REQUISITION

**Requisition #:** 85905

**Date:** 07/30/2021

**Vendor #:** 8677

**ISSUED TO:** LONESTAR FREIGHTLINER GROUP,LL  
12901 FRONTAGE RD NW  
ALBUQUERQUE, NM 87121-

**SHIP TO:** City of Truth or Consequences  
505 Sims St.  
Truth or Consequences, NM 87901

ITEM	UNITS DESCRIPTION	PROJECT #	PRICE GL ACCOUNT NUMBER	AMOUNT
1	0 NEW 2023 FREIGHTLINER M2 106		0.00 505-3904-80810	219,841.00
<b>PO Description:</b> REPLACE AGING FLEET				
<b>Detailed Description:</b> SEE ATT QUOTE & STATE CONTRACT HOLD FOR COMMISSION APROVAL 8/25/21				

<b>SUBTOTAL:</b>	219,841.00
<b>TOTAL TAX:</b>	0.00
<b>SHIPPING:</b>	0.00
<b>TOTAL</b>	219,841.00

**Authorized By:** \_\_\_\_\_



State of New Mexico  
General Services Department

Price Agreement

**Awarded Vendor:**  
5 Vendors Awarded- See Page 6

Price Agreement Number: **10-80500-20-16861**

Payment Terms: Net 30

F.O.B.: As Requested

Delivery: See page 6

**Ship To:**  
New Mexico Department of Transportation  
Various Locations

Procurement Specialist: Raelynn Lujan *RL*

Telephone No.: (505) 670-1561

Email: raelynn.lujan@state.nm.us

**Invoice:**  
New Mexico Department of Transportation  
As Requested at Time of Order.

**For questions regarding this agreement please contact:**  
India Garcia- (505) 690-7383

Title: **Truck Cab and Cassis 25,500 lbs to 58,000 lbs GWR**

Term: **May 21, 2021 thru May 20, 2022**

This Price Agreement is made subject to the "terms and conditions" as indicated on subsequent pages.

Accepted for the State of New Mexico

*Valerie Paulk*

Mark Hayden, New Mexico State Purchasing Agent

Date: **5/21/2021**

**X This Agreement was signed on behalf of the State Purchasing Agent**

**PURCHASE REQUISITION APPROVAL  
COMMISSION MEETING 8/25/21**

**2021-22 FISCAL YEAR**

Number	Vendor Name	Description	Requested By	Department	Total Amount	Budgeted?	Procurement Method
85969	4 RIVERS EQUIPMENT	2022 JOHN DEERE MODEL 410L BACKHOE	ANDY ALVAREZ	SANITATION	\$ 137,466.00	*Yes	STATE CONTRACT
85905	LONESTAR FREIGHTLINER GROUP	2023 FREIGHTLINER TRUCK	ANDY ALVAREZ	SANITATION	\$ 219,841.00	*Yes	STATE CONTRACT

\* ITEMS ARE MORE THAN BUDGETED AND A BUDGET ADJUSTMENT FROM ANOTHER LINE ITEM WILL HAVE TO BE MADE. BACKHOE \$137,466 - \$124,077 BUDGETED = \$13,389

\*FREIGHTLINER TRUCK \$219,841 - \$217,000 BUDGETED = \$2,841

\$ 357,307.00

ATTEST:

\_\_\_\_\_  
Angela Torres, Clerk-Treasurer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Sandra Whitehead, Mayor

\_\_\_\_\_  
Date



# City of Truth or Consequences

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.3

**SUBJECT:** Authorization to open a new checking account at First Savings Bank for "Special Revenue" funds.

**DEPARTMENT:** Finance

**DATE SUBMITTED:** August 18, 2021

**SUBMITTED BY:** Carol Kirkpatrick, Finance Director

**WHO WILL PRESENT THE ITEM:** Carol Kirkpatrick, Finance Director

**Summary/Background:**

The City has received the first half of Fiscal Recovery Funds in the amount of \$712,404. These funds need to be kept separated from capital or general funds for record keeping and accountability. The second half of these funds will be received in the 2022-2023 fiscal year.

**Recommendation:**

Approval to open a new checking account at First Savings Bank for the "Special Revenue" funds received.

**Attachments:**

- None

**Fiscal Impact (Finance):** Yes

\$712,404

**Legal Review (City Attorney):** N/A

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: [Click here to enter text.](#)

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. [Click here to enter text.](#) Ordinance No. [Click here to enter text.](#)

Continued To: [Click here to enter a date.](#) Referred To: [Click here to enter text.](#)

Approved  Denied  Other: [Click here to enter text.](#)

File Name: CC Agendas 8-25-2021



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.4

**SUBJECT:** Review/Approve User Agreement and Inter-Governmental Service Agreement for Traffic & Criminal Software between New Mexico Department of Public Safety and Truth or Consequences Police Department

**DEPARTMENT:** Police Department

**DATE SUBMITTED:** August 17, 2021

**SUBMITTED BY:** Chief Victor Rodriguez

**WHO WILL PRESENT THE ITEM:** Chief Victor Rodriguez

**Summary/Background:**

Commission approval of the User Agreement and Inter-Governmental Service Agreement for Traffic & Criminal Software between New Mexico Department of Public Safety and Truth or Consequences Police Department.

**Recommendation:**

**Approve.**

**Attachments:**

- User Agreement and Inter-Governmental Service Agreement for Traffic & Criminal Software between New Mexico Department of Public Safety and Truth or Consequences Police Department.

**Fiscal Impact (Finance): No**

No fees associated with using the software. New Mexico Department of Public Safety is providing no-cost grant funded equipment (5 printers and 5 scanners) to the police department. Police Department will use its budget to purchase any additional printers or scanners to include thermal paper for the printers.

[Click here to enter text.](#)

**Legal Review (City Attorney): Yes**

No objections

**Approved for Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: [Click here to enter text.](#)

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

**INTER-GOVERNMENTAL SERVICE AGREEMENT  
BETWEEN  
NEW MEXICO DEPARTMENT OF PUBLIC SAFETY  
AND  
TRUTH OR CONSEQUENCES POLICE DEPARTMENT**

**THIS AGREEMENT** is entered into by and between the NM Department of Public Safety, hereinafter referred to as "DPS", and **Truth or Consequences Police Department**, hereinafter referred to as the "Agency" and collectively "the Parties".

**WHEREAS** DPS is charged with allowing search and retrieve functionality for the electronic Traffic & Criminal Software (TraCS) data stored for agencies using the DPS TraCS Hosted Service;

**WHEREAS** DPS is charged with the electronic transfer of approved Uniform Crash Report (UCR) data for agencies using the DPS TraCS Hosted Service to the New Mexico Department of Transportation (NMDOT) nightly in accordance with state statute §66-7-207 NMSA 1978;

**WHEREAS** DPS will also facilitate participation in the TraCS Record Management System (RMS), which will allow Agency to share common information data (person, vehicle, location) with, and received from, other participating law enforcement agencies when they run an RMS query on the TraCS form, if Agency chooses to opt into the TraCS RMS program.

**WHEREAS** Agency agrees to use the DPS TraCS Hosted Service to provide electronic UCR reports to NMDOT through the DPS network; and

**WHEREAS**, the Agency has determined that public safety and accurate law enforcement data will be enhanced by having DPS provide the TraCS application through the DPS TraCS Hosted Service.

**NOW THEREFORE**, in consideration of the promises and mutual obligations herein, the parties hereto do mutually agree as follows:

**1. GENERAL PROVISIONS**

DPS shall organize and provide the TraCS application to law enforcement agencies throughout the State of New Mexico for the purposes of submitting electronic law enforcement data to the DPS TraCS Hosted Service for search and retrieval purposes of the Agency as well as electronic submission of approved UCR to the NMDOT on behalf of the Agency.

DPS shall allow access to the TraCS RMS if Agency opts into the program.

TraCS Records are defined as information originating from data supplied by the participating DPS Hosted TraCS agencies, which includes, but is not limited to:

- 
- Person information
  - Vehicle information
  - Location information
  - Violation Information

TraCS RMS raw contributor data will be compiled into information that can be shared, searched, and queried to support investigations.

Ownership of data shared in the TraCS RMS remains with the originating agency. The TraCS RMS will provide an individual's name, report number(s) and vehicle information. Any agency seeking further information must contact the originating agency. The originating agency will control what data to share, who can access it, and under what circumstances the data can be accessed.

If Agency wishes to opt into sharing RMS data with all DPS Hosted TraCS agencies, Agency must submit a letter to DPS on Agency letterhead signed by an authorized representative. See Exhibit A – Sample Letter

## **2. DPS SHALL:**

- a) Maintain the TraCS application to provide a means of transferring electronic law enforcement data in accordance with the NMDOT license agreement with the National Model for the Statewide Application of Data Collection and Management Technology to Improve Highway Safety – Iowa Department of Transportation.
- b) Store TraCS data in accordance with CJIS minimum security requirements for search and retrieval capabilities for the Agency.
- c) Transfer approved UCR reports on behalf of the Agency in accordance with NMSA 1978, 66-7-207 which requires that all UCR reports be submitted to NMDOT as the State accident report repository.
- d) Provide the Agency with the TraCS software; initial training for the Agency's Administrative, Information Technology (IT), and officers; and
- e) Provide the Agency with IT Technical Support based on the following process:
  1. Officer reports problem to local Agency IT support.
    - Password resets
    - Support for basic technical support issues.
    - Installing software on laptops/desktops.
  2. If the issue cannot be resolved, the Agency IT POC will escalate the issue to the DPS TraCS IT Support Team through an email to the

dps.servicedesk@state.nm.us where a TraCS helpdesk ticket will be created and assigned.

- Support personnel with specific TraCS knowledge will troubleshoot the issue and provide solutions for problems that cannot be handled at the agency level.
3. If no solution is available, the DPS TraCS Support Team will escalate the issue to the TraCS IT Consultants.
    - IT Consultants will attempt to duplicate problems and define root causes.
    - Once a cause is identified, resolutions will be released and documented.
  4. If the IT Consultant Team is unable to provide a resolution for any issue, the issue is escalated to the TraCS vendor, TEG, for outside support.

### **3. DPS MAY:**

- a) Provide additional support and training on a case-by-case basis if the Agency requests it in writing; and

### **4. AGENCY SHALL:**

- a) Pay for such equipment, installation of equipment and maintenance agreements for laptops/desktops, printers and scanners needed to use the TraCS application. Equipment must be compatible with the TraCS application and DPS infrastructure.
- b) Shall provide a point of contact for coordinating initial planning and installation of the TraCS application to work with DPS TraCS Project Manager.
- c) Shall complete the provided Agency Checklist, DPS credential sheets, NMDOT User Agreement, CJIS Security and Security Awareness training documentation and return the information to the DPS TraCS Project Manager to begin the TraCS project.
- d) Shall provide an IT point of contact with administrator rights to be trained on TraCS software installation and basic troubleshooting.
- e) Shall provide an Administrative point of contact to be trained on submission of UCR reports to the DPS TraCS Hosted Service in accordance with §66-7-207 NMSA 1978;
- f) Shall provide personnel for DPS TraCS training for IT, Administrative and Officers positions. Additional training will be the Agency's responsibility.

### **5. THE AGENCY MAY**

Do any other act as may be necessary to provide additional interfaces and forms to meet the Agency's needs; including, but not limited to, contracting with equipment vendors and service suppliers for the purpose of obtaining the benefit of technological developments which the

Agency and DPS jointly agree is necessary to improve or enhance the quality and efficiency of service to be provided hereunder.

## **6. OPERATING EQUIPMENT AND ACCESS TO TRACS DATA**

- a) All the DPS TraCS Hosted Service equipment presently installed and subsequently installed in DPS IT Data Center Facility shall remain in the facility and is presently or will become property of DPS upon termination of this Agreement.
- b) The Agency shall be responsible for acquiring, maintaining, and replacing its own field and in-house equipment used to communicate with the TraCS application, which equipment is and shall remain the property of the Agency.
- c) The Agency shall provide the use of its internet within the individual officer's units for connectivity reasons.
- d) The Agency authorizes DPS access, for viewership purposes only, to databases deemed necessary by the DPS for the purpose of supporting users.
- e) The Agency shall pay all costs of accessibility from the DPS TraCS Hosted Service to the Agency's records management system and/or exports/imports to the Agency's network.
- f) DPS shall maintain the TraCS software for the computer at the Agency, and DPS will be the contact with the software company. DPS shall have full and final authority concerning all security issues for TraCS. DPS shall be responsible for maintaining all servers and storage within the DPS IT division in Santa Fe and shall be responsible for all updates and changes.
- g) Each party shall have the responsibility of maintaining security on its own files and records. If any party ceases participation in this agreement, then DPS shall retain all TraCS records if DPS is utilizing the existing TraCS system. The records will be made available on a case-by-case basis as requested at that time. If either party requests a change that shall benefit only one party, that party shall be responsible for the cost of the upgrade/change.
- h) DPS shall be responsible for system maintenance on the TraCS servers.
- h) Agency acknowledges and agrees that the DPS and each Agency utilizing TraCS owns its own data in TraCS. TraCS data can only be disclosed by the agency that entered it. In the event of a public record request for TraCS data which is not owned by it, the DPS or receiving Agency shall inform both the requestor and the other party within two business days that it is not the custodian of record for the requested data and identify the entity that may be able to comply with the public record request.

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## **7. THIRD PARTY BENEFICIARY CLAUSE**

The parties specifically agree that this Agreement is not intended to create in any way a third-party beneficiary in the public or any member thereof or to authorize anyone not a party to the Agreement to maintain a suit for wrongful death, bodily and/or personal injury to a person, damage to property, and/or any other claim(s) whatsoever.

## **8. ASSIGNMENT**

Neither party shall assign or transfer any interest in this Agreement without prior written approval of the other party.

## **9. RECORDS AND AUDIT**

The Agency and DPS agree to maintain all electronic TraCS data and other evidence pursuant to this Agreement and to make such materials available at their respective offices at all reasonable times for four (4) years after completion of the Project.

## **10. RELEASE**

The Parties agree to not purport to bind the other to any obligation not assumed herein by the other, unless the party has given express written authority to do so, and then only within the strict limitations of that authority.

## **11. LIABILITY**

By entering into this agreement, neither party shall be responsible for liability incurred as a result of the other party's acts or omissions in connection with this agreement. Any liability incurred in connection with this agreement is subject to the immunities and limitations of the New Mexico tort claims act, sections 41-4-1, *et seq.*, NMSA 1978, as amended. This paragraph is intended only to define the liabilities between the parties hereto and is not intended to modify, in any way, the parties' liabilities as governed by the federal, state, local, or common law of the New Mexico tort claims act. The parties and their "public employees" as defined in the New Mexico tort claims act, do not waive sovereign immunity, do not waive any defense, and do not waive any limitation of liability pursuant to law. No provision in this agreement modifies or waives any provision of the New Mexico tort claims act.

Any privileges and immunities from liability, exemption from laws, ordinances and rules, all pension, and relief, disability, workers' compensation and other benefits which apply to the activity of the officers, agents or employees of either party to this Agreement when performing their respective functions within the territorial limits of their respective public agencies, shall apply to them to the same extent while engaged in the performance of any of their functions and duties extraterritorially.

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## **12. APPLICABLE LAW**

This Agreement and the rights and duties of the parties hereto shall be governed by, and construed in accordance with, the laws of the State of New Mexico.

## **13. WAIVER OF JURY TRIAL**

To the extent permitted by law, the parties hereby irrevocably knowingly and expressly waive any right to trial by jury in any action or proceeding (a) to enforce or defend any rights under or in connection with this agreement or any amendment, instrument, document, or agreement delivered in connection herewith, or (b) arising from any dispute or controversy in connection with or related to this agreement and agree that any such action or proceeding shall be tried before a court and not before a jury.

## **14. SCOPE OF THE AGREEMENT**

This Agreement 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 this written Agreement. No prior agreements or understandings, verbal or otherwise, of the parties or their agents shall become valid or enforceable unless embodied in this Agreement.

## **15. CONSTRUCTION**

In construing this Agreement, all headings and titles are for the convenience of the parties only and shall not be considered a part of this Agreement. Words of any gender used in this Agreement shall be held and construed to include any other gender, and words in the singular number shall be held to include the plural, and vice versa, unless the context requires otherwise.

This Agreement shall not be construed as if prepared by one of the parties, but rather according to its fair meaning as a whole, as if all parties had prepared it.

## **16. COUNTERPARTS**

This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same Agreement.

## **17. NOTICES**

Except as otherwise specified herein, all notices hereunder shall be in writing (including, without limitation, notice by facsimile) and shall be given to the relevant party at its address and facsimile number set forth below, or such other address or facsimile number as such party may hereafter specify by notice to the other given by courier, by United States certified or registered mail, by facsimile or by other telecommunication device capable of creating a written record of such notice and its receipt. Notices hereunder shall be addressed:

To the Agency at:

**Truth or Consequences Police Department**  
Attn: Chief of Police, Victor Rodriguez  
Address: 507 McAdoo Street  
City, State: Truth or Consequences, NM 87901  
Phone: 575.894.1204  
Email to: [vrodriguez@torcnm.org](mailto:vrodriguez@torcnm.org)

To DPS at:

**New Mexico Dept. of Public Safety**  
**New Mexico State Police**  
Attn: Kent Augustine  
4491 Cerrillos Rd.  
Santa Fe, NM 87504  
Fax: 505-827-3345  
[Kent.Augustine2@state.nm.us](mailto:Kent.Augustine2@state.nm.us)

Each such notice, request or other communication shall be effective (i) if given by facsimile, when such facsimile is transmitted to the facsimile number specified in this Section and a confirmation of such facsimile has been received by the sender, (ii) if given by mail, five (5) days after such communication is deposited in the mail, certified or registered with return receipt requested, addressed as aforesaid or (iii) if given by any other means, when delivered at the addresses specified in this Section.

## **18. AMENDMENT**

This Agreement shall not be altered, changed, or amended except by an instrument in writing and executed by the parties hereto.

## **19. TERMINATION OF AGREEMENT**

This Agreement shall remain and continue in full force and effect, subject to amendments, until either party has terminated their participation in this agreement pursuant to this Agreement.

Either party's participation in this Agreement may be terminated by written notice from such party to the other party at least one hundred eighty (180) days prior to the effective date of the notice; provided, however, that all equipment shall remain in the consolidated communication center facility pursuant to section 6a of this Agreement and no funds shall be refunded to the Agency.

**20. SEVERABILITY**

If a one or more of the provisions contained in this agreement shall be for any reason held invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect other provisions hereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been a part hereof.

**21. EFFECTIVE DATE**

This Agreement shall be in full force and effect upon signature of both parties.

**22. AUTHORITY**

Each person signing this Agreement represents that they have been authorized to enter into this Agreement on behalf of their respective parties. **IN WITNESS WHEREOF**, the parties hereto have executed this Agreement which becomes effective as of the date of the last signature below.

**NEW MEXICO DEPARTMENT OF PUBLIC SAFETY**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Tim Q. Johnson, Cabinet Secretary, or designee

**Reviewed for legal form and sufficiency**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Elizabeth A. Trickey, General Counsel or designee

**Truth or Consequences Police Department**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Victor Rodriguez, Chief of Police

**Reviewed for legal form and sufficiency**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Truth or Consequences Police Department Legal Counsel or designee

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**New Mexico Traffic & Criminal Software  
User's Agreement**

This New Mexico Traffic & Criminal Software User's Agreement ("Agreement") is entered into by and between the New Mexico Department of Transportation, Traffic Safety Division ("Licensor") and the City of Truth or Consequences Police Department ("Licensee") (collectively, Licensor and Licensee may be referred to as the "Parties").

The Parties agree that the following terms and conditions apply to the provisions of the Traffic & Criminal Software and the Software Development Kit (SDK) and documentation (collectively referred to as "TraCS"). TraCS is a proprietary product owned by the State of Iowa, administered by the Licensor and protected by Title 17 of the United States Code. It is the intent of Licensor that TraCS be distributed only to other federal, state, local and tribal (including their assigned representative) entities for government use.

**License.** Licensor grants to Licensee a nonexclusive, nontransferable, royalty free license to copy and use TraCS in accordance with the terms and conditions of this Agreement. Licensee shall use TraCS for public safety purposes only and shall not use TraCS for any commercial purpose whatsoever. TraCS may not be used, sublicensed, lent, copied, modified or transferred, in whole or in part, except as provided for in this Agreement.

**Forms.** Licensee shall have the right to employ TraCS to modify existing forms and create additional forms for use with TraCS, provided that such modified and additional forms shall be made available to Licensor and other licensees without charge. Licensee shall grant a nonexclusive, transferable, royalty free license to the Licensor and other licensees to copy, use and modify the forms for use by Licensor and other licensees.

**Third party software developers/vendors.** The Licensee may provide TraCS to a third party for the purposes of modifying forms, creating additional forms and developing interfaces to integrate TraCS with systems being used by the Licensee. The Licensee will enter into an agreement with the third party that requires the third party to acknowledge and comply with the terms of this Agreement, including, without limitation, the prohibition against use for commercial purpose. The Licensee will provide a copy of the agreement to the Licensor.

**Proprietary Protection.** The Licensor represents, and the Licensee acknowledges, that TraCS contains trade secrets of the Licensor (including without limitation, algorithms, methods and structure and design elements). Such trade secrets are entrusted to the Licensee for use as expressly authorized under this Agreement. The Licensee and any third party the Licensee enters into an agreement agree to hold all the Licensor's trade secrets in confidence. Under no circumstances may the Licensee, or any third party the Licensee enters into an agreement with, de-compile, reverse engineer, or "unlock" (as the term is generally used in the industry) TraCS.

**New Releases.** Licensor will provide the final form of each new release of TraCS to Licensee for use under the same provisions as the original TraCS software.

**Effective Date.** This Agreement becomes effective when signed by both Parties and continues until terminated.

**Limitation of Liability.** In no event shall Licensor be liable for any damages whatsoever (including, without limitation, indirect, incidental, special, or consequential damages including lost profits, business interruption, loss of information, or other loss) arising out of this Agreement or Licensee's use or inability to use TraCS, even if Licensor has been advised of the possibility of such damages.

**Governing Laws.** This Agreement shall be governed by the laws of New Mexico and any action arising out of or connected with it shall be brought in the courts of New Mexico.

**Disclaimer of Warranty.** TraCS is provided "as is" and "with all faults" without any warranty of any kind, express or implied, including but not limited to, warranties of non-infringement, performance, merchantability or fitness for a particular purpose. Licensee is responsible for the selection of TraCS to achieve its intended purpose, use of software, and the results obtained.

**Support.** The Licensee will develop its own technical and implementation resources for deployment of TraCS in their jurisdiction. Licensor will continue to offer advice on implementation as resources allow. Licensee may contract with Technology Enterprise Group, Inc. for support with the approval of the Licensor.

**Termination.** The Agreement may be terminated as follows: by the Licensee at any time; or by the Licensor (1) for breach or nonperformance by Licensee of any material term or condition of this Agreement or (2) if the State of Iowa decides to discontinue support and maintenance of the TraCS software for use by other States. A transfer of the source code to the Licensee(s) will be negotiated between the Licensor and Licensee(s). Upon termination of this Agreement, Licensee shall promptly return to Licensor all copies of TraCS, including any modification, or certify that all have been destroyed.

\_\_\_\_\_  
KariAnn Blea, Management Analyst  
NMDOT Traffic Safety Division/  
Traffic Records Bureau

\_\_\_\_\_  
Date

Licensed Agency: City of Truth or Consequences Police Department

\_\_\_\_\_  
Chief Victor Rodriguez or Designee

\_\_\_\_\_  
Date



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.5

**SUBJECT:** Review/Approval of take-home vehicle forms for various departments  
**DEPARTMENT:** City Manager's Office  
**DATE SUBMITTED:** August 18, 2021  
**SUBMITTED BY:** Tammy Gardner  
**WHO WILL PRESENT THE ITEM:** City Manager, Bruce Swingle

**Summary/Background:**

In accordance with Resolution No. 12 21/22, all take-home vehicle requests must be approved by the City Commission.

**Recommendation:**

Approve take-home vehicle forms.

**Attachments:**

- Take-Home Vehicle Forms per departments

**Fiscal Impact (Finance):** N/A

**Legal Review (City Attorney):** N/A

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. [Click here to enter text.](#) Ordinance No. [Click here to enter text.](#)

Continued To: [Click here to enter a date.](#) Referred To: [Click here to enter text.](#)

Approved  Denied  Other: [Click here to enter text.](#)

File Name: CC Agendas 8-25-2021



## Take Home Vehicle Authorization Request

Employee: Joseph A. Henry

Department: Airport

Position Title: Attendant

Commute Miles/Day: 16

Employee Address: 902 N Date St T or C NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain On-call for after hours aircraft fueling

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

08/19/2021

Employee's *Signature*

Date

Department Director *Signature*

Approved  Denied

Commission

Approved

Denied

---

Sandy Whitehead, Mayor *Signature*

---

Date



## Take Home Vehicle Authorization Request

Employee: Benny Fuentes Department: Streets

Position Title: Streets Supervisor Commute Miles/Day: 1

Employee Address: 1000 N. Pine - T.D.C, Nm 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

Benny Fuentes  
Employee's Signature

8/6/21  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: To Easley Department: Electric  
Position Title: Electric Department Manager Commute Miles/Day: 3  
Employee Address: 103 Rio Grande Williamsburg

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on- call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

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To Easley  
Employee's Signature

8/5/21  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Kenneth Moran Department: Electric  
Position Title: Journey man crew chief Commute Miles/Day: 3  
Employee Address: 800 W Foch

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on- call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

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Kenneth Moran  
Employee's Signature

8.5.21  
Date

Bo Easley  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Chris Rees Department: Electric

Position Title: Lineman Commute Miles/Day: 14

Employee Address: 207 San Mateo Elephant Butte NM 87935

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

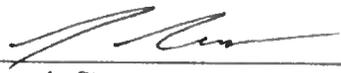
**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

  
Employee's Signature

8/5/2021  
Date

  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: O.J. Hechler Department: Community Services  
Position Title: Director Commute Miles/Day: 4  
Employee Address: 512 N. Gold St. Torc N.M. 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain Assisting Parks Golf Course, Animal shelter, Pool, Library with call outs, unhooking bathrooms & cemeteries. Water leaks in Parks and golf courses

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

O.J. Hechler  
Employee's Signature

8-5-21  
Date

Cici Alvarez  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Ryan Lawler Department: Parks

Position Title: Parks Manager Commute Miles/Day: 10

Employee Address: 203 Lakeshore Dr. Elephant Butte and 507 Hallmark Street, Elephant Butte.

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain Unlocking Cemetery, Weekend trash Pickup, and Unlocking bathrooms

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

*Ryan Lawler*  
Employee's Signature

8/5/21  
Date

*O.J. Hechler*  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Jesse Cole Department: Water / Wastewater  
Position Title: Director Commute Miles/Day: 1  
Employee Address: 507 Corona

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

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Jesse Cole  
Employee's Signature

8-6-2021  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



### Take Home Vehicle Authorization Request

Employee: Luis Sanchez Department: Water

Position Title: Water Repairline man Commute Miles/Day: \_\_\_\_\_

Employee Address: 717 Carmen St Williamsburg NM

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

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**Other:** explain \_\_\_\_\_

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Luis Sanchez  
Employee's Signature

8/16/21  
Date

Jesse Cole  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



### Take Home Vehicle Authorization Request

Employee: Ramon Sanchez Department: Water

Position Title: Water line repair man Commute Miles/Day: \_\_\_\_\_

Employee Address: 907 N Bosque Dr

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- On-call Status:** Employee is on- call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

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[Signature]  
Employee's Signature

7-6-21  
Date

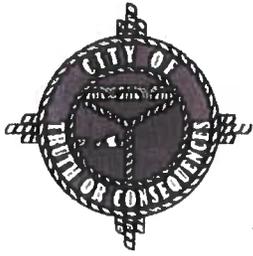
[Signature]  
Department Director Signature

Approved  Denied

Commission  Approved  Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Rocky Starr Department: Water

Position Title: Labor/Water Line Repair Commute Miles/Day: \_\_\_\_\_

Employee Address: 1199 Weaver St. T. or C. NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

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Rocky Starr  
Employee's Signature

8/06/2021  
Date

Jesse Cole  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Adrian Padilla Department: Water

Position Title: Foreman water department Commute Miles/Day: .5

Employee Address: 470 South Foch St #B T. or. C NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
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- Other:** explain \_\_\_\_\_

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*Adrian Padilla*  
Employee's Signature

8/6/2021  
Date

*Jesse Cole*  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



### Take Home Vehicle Authorization Request

Employee: Timothy HANNA Department: W. Water

Position Title: Water production opes. Commute Miles/Day: 18

Employee Address: 81 Las palomas Rd Williamstown nm 87942

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
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- Other:** explain \_\_\_\_\_

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Timothy Hanna  
Employee's Signature

8-5-21  
Date

Jesse Cole  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



### Take Home Vehicle Authorization Request

Employee: Jesus Navarro Department: waste water

Position Title: Foreman Commute Miles/Day: 1.5

Employee Address: 808 N Bosque Dr

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

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[Signature]  
Employee's Signature

8/5/21  
Date

[Signature]  
Department Director Signature

Approved  Denied

**Commission**

**Approved**

**Denied**

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Patrick Loveall Department: Waste Water

Position Title: Lab tech / operator Commute Miles/Day: 3

Employee Address: 501 E. Ave #7 TorC NM, 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain \_\_\_\_\_

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Patrick Loveall  
Employee's Signature

8/6/21  
Date

Jesse Cole  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Victor Rodriguez Department: Police

Position Title: Chief of Police Commute Miles/Day: 2.0

Employee Address: 685 Marie Truth or Consequences Nm 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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**Other:** explain \_\_\_\_\_

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Employee's Signature

08/05/21  
Date

  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: KACI L. FRAZIER Department: TCPD

Position Title: PATROLMAN Commute Miles/Day: 5.0

Employee Address: 613 S BROADWAY Williamsburg, NM

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- Other:** explain \_\_\_\_\_

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[Signature]  
Employee's Signature

8-5-21  
Date

[Signature]  
Department Director Signature

Approved  Denied

**Commission**

**Approved**

**Denied**

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: DONALD VENABLE Department: POLICE DEPT.

Position Title: LIEUTENANT Commute Miles/Day: 136

Employee Address: 4077 GIECA TRAIL, LAS CRUCES, NM, 88005

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

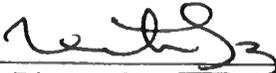
**Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

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Employee's Signature

8/5/2021  
Date

  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: JAFFEE Blomquist Department: TC PD

Position Title: PATROLMAN Commute Miles/Day: 148 5.0

Employee Address: 138 Doris Ave, Williamsburg

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

**Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.

**On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.

**Other:** explain AS ASSIGNED

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

Blomquist  
Employee's Signature

08/05/2021  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Ontiveros Ted Department: TCPD

Position Title: Detective Commute Miles/Day: 1/10 mi

Employee Address: 660 Daniels Torc NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- Other:** explain \_\_\_\_\_

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Ted Ontiveros  
Employee's Signature

8/6/2021  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Rafael Maria Department: TCPD  
Position Title: Patrol Sergeant Commute Miles/Day: 38  
Employee Address: 13609 HWY 187 Arrey, NM 87930

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- Other:** explain \_\_\_\_\_

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R. Maria #105  
Employee's Signature

8-11-2021  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



### Take Home Vehicle Authorization Request

Employee: Zachary Zaval Department: Truth or Consequences Police Department

Position Title: Patrolman Commute Miles/Day: 2

Employee Address: 1513 Hackberry Ln

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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**Other:** explain \_\_\_\_\_

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[Signature]  
Employee's Signature

8/11/21  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: JUDE M. VEGA Department: TCPO

Position Title: OFFICER Commute Miles/Day: 90

Employee Address: 131 EDGEWATER CT RINCON, NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

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- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

JM Vega  
Employee's Signature

8-12-21  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Anthony Zagorski Department: TorC PD

Position Title: Patrolman Commute Miles/Day: 2

Employee Address: 1603 N. Elm TorC NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

  
Employee's Signature

8-13-21  
Date

  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Mary Anne DiGiacomo Department: Police

Position Title: Animal Control Commute Miles/Day: 5

Employee Address: 813 North Gold Street

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

Mary Anne DiGiacomo  
Employee's Signature

08-7-21  
Date

[Signature]  
Department Director Signature

Approved  Denied

**Commission**

**Approved**

**Denied**

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



## Take Home Vehicle Authorization Request

Employee: Curtis Cherry Department: Police Department

Position Title: Animal Control Commute Miles/Day: 3-5 Miles Daily

Employee Address: 700 Matson Ave. Trlr 5 T or C, NM 87901

Pursuant to the Take-Home Vehicle Policy, requests to authorize take-home vehicles must demonstrate an official need for a City vehicle beyond normal working hours. Identify which, if any, of the following reflect the official need for the city vehicle beyond normal working hours.

- Emergency Response:** Employee has primary responsibility for responding to emergency situations which require immediate response to protect life or property.
- On-call Status:** Employee is on-call and responds to public safety or health emergencies occurring after normal work hours and on weekends.
- Other:** explain \_\_\_\_\_

Note: A city owned take-home vehicle is a fringe benefit that may generate a tax liability.

By signing below, I acknowledge that I have read and understand the City policy governing proper use of a take-home vehicle and prohibitions. By voluntarily participating in the take-home vehicle program, I consent to complying with the policy, and I certify that this request meets the requirements of the City's Take-Home Vehicle Policy.

Curtis Cherry ACI  
Employee's Signature

8/18/2021  
Date

[Signature]  
Department Director Signature

Approved  Denied

Commission

Approved

Denied

\_\_\_\_\_  
Sandy Whitehead, Mayor Signature

\_\_\_\_\_  
Date



# CITY OF TRUTH OR CONSEQUENCES

## AGENDA REQUEST FORM

MEETING DATE: August 25, 2021

Agenda Item #: F.6

**SUBJECT:** Selection of Voting Delegate for the 2021 New Mexico Municipal League Annual Conference

**DEPARTMENT:** City Clerk's Office

**DATE SUBMITTED:** August 19, 2021

**SUBMITTED BY:** City Clerk Torres

**WHO WILL PRESENT THE ITEM:** City Manager Swingle

**Summary/Background:**

Each year at the New Mexico Municipal League each municipality is requested to select a Voting Delegate for the Business Meeting which is held at the Annual Conference. This person will be responsible for voting on behalf of the municipality on Resolutions that will be municipal policies and all other questions at the Annual Business Meeting.

**Recommendation:**

Appointment of a voting delegate.

**Attachments:**

- NMML correspondence.

**Fiscal Impact (Finance):** N/A

\$0.00

**Legal Review (City Attorney):** N/A

None.

**Approved For Submittal By:**  Department Director

**Reviewed by:**  City Clerk  Finance  Legal  Other: Click here to enter text.

**Final Approval:**  City Manager

### CITY CLERK'S USE ONLY - COMMISSION ACTION TAKEN

Resolution No. - Ordinance No. -

Continued To: - Referred To: -

Approved  Denied  Other: -

File Name: CC Agendas 8-25-2021

**Torres, Angela**

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**To:** Swingle, Bruce  
**Subject:** RE: [NMMLCityManagers] 2021 NMML Business Meeting at Annual Conference - Voting Delegate Designation

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**From:** NMMLCityManagers [<mailto:nmmlcitymanagers-bounces+bswingle=torcnm.org@listserve.com>] **On Behalf Of** Jackie Portillo via NMMLCityManagers  
**Sent:** Thursday, August 05, 2021 5:34 PM  
**To:** [nmmlclerksandfinanceofficers@listserve.com](mailto:nmmlclerksandfinanceofficers@listserve.com); [NMMLCityManagers@listserve.com](mailto:NMMLCityManagers@listserve.com)  
**Subject:** [NMMLCityManagers] 2021 NMML Business Meeting at Annual Conference - Voting Delegate Designation  
**Importance:** High

Good Afternoon Municipal Clerks and/or Managers,

Attached please find the 2021 NMML Annual Conference Voting Delegate designation form and Policy Process Outline and Annual Business Meeting Rules & Procedures. Return completed designation form to me at [jportillo@nmml.org](mailto:jportillo@nmml.org), no later than Friday, August 27<sup>th</sup>. If you have any questions, don't hesitate to contact me. Thank you!

## Jackie Portillo

NMML Support Services Coordinator/  
NM Fire Chiefs Association Staff Liaison  
Office: 505-982-5573/800-432-2036 Ext. 518  
Cell: 505-690-7518  
Fax: 505-984-1392  
[jportillo@nmml.org](mailto:jportillo@nmml.org)  
[www.nmml.org](http://www.nmml.org) [www.nmfirechiefs.com](http://www.nmfirechiefs.com)