

*Amanda Forrister  
Mayor*

*Rolf Hechler  
Mayor Pro-Tem*

*Merry Jo Fahl  
Commissioner*



*Destiny Mitchell  
Commissioner*

*Shelly Harrelson  
Commissioner*

*Bruce Swingle  
City Manager*

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

THE REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO, TO BE HELD IN THE COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> ST., ON WEDNESDAY, MAY 25, 2022; TO START AT 9:00 A.M.

### A. CALL TO ORDER

### B. INTRODUCTION

#### 1. ROLL CALL

Hon. Amanda Forrister, Mayor  
Hon. Rolf Hechler, Mayor Pro-Tem  
Hon. Destiny Mitchell, Commissioner  
Hon. Merry Jo Fahl, Commissioner  
Hon. Shelly Harrelson, Commissioner

#### 2. SILENT MEDITATION

#### 3. PLEDGE OF ALLEGIANCE

#### 4. APPROVAL OF AGENDA

### C. PRESENTATIONS

1. Presentation of City of Truth or Consequences Employee Service Anniversary Award. City Manager Swingle and Department Supervisor

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

### E. REPORTS

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

### F. CONSENT CALENDAR

1. City Commission Regular Minutes, May 11, 2022
2. Acknowledge Regular Public Utility Advisory Board Minutes, April 18, 2022
3. Acknowledge Regular Planning & Zoning Commission Minutes, April 7, 2022
4. Take-home vehicle form for Police Department

G. PUBLIC HEARINGS (5 Minute Rule Applies)

1. Public Hearing/Discussion/Action: Public Hearing and approval of a Winegrower Liquor License (*with on premises consumption and package sales with patio service*) at the Love Shack LC, located at 520 N. Broadway Street, Truth or Consequences, New Mexico. Angela A. Torres, City Clerk

H. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Resolution No. 57 21/22 and Resolution No. 57A 21/22 approving the required Community Development Block Grant (CDBG) Annual Certifications and Commitments. Traci Alvarez, Assistant City Manager
2. Discussion/Action: Resolution No. 60 21/22 Budget Adjustment Resolution. Carol Kirkpatrick, Finance Director
3. Discussion/Action: Resolution No. 61 21/22 to submit a bond and question for Street, Water, and Wastewater Infrastructure. City Manager Swingle
4. Discussion/Action: Resolution No. 62 21/22 Approval of the Preliminary (Interim) FY 2022-23 Budget. Carol Kirkpatrick, Finance Director
5. Discussion/Action: Resolution No. 63 21/22 Participation in Local Government Road Fund Program and Request for Match Waiver Administered by New Mexico Department of Transportation. Traci Alvarez, Assistant City Manager
6. Discussion/Action: Resolution No. 64 21/22 declaring official intent to reimburse the city with proceeds of a future tax-exempt borrowing. City Manager Swingle
7. Discussion/Action: Selection of CDBG Project and execute and approve Resolution No. 65 21/22 pertaining to the Community Development Block Grant (CDBG) Project Selection. Traci Alvarez, Assistant City Manager
8. Discussion/Action: Selection of CDBG Planning Project and execute and approve Resolution No. 66 21/22 pertaining to the Community Development Block Grant (CDBG) Planning Project Selection. Traci Alvarez, Assistant City Manager
9. Discussion/Action: Publication of Ordinance No. 733 amending the code of ordinances of the City of Truth or Consequences by amending Sections 7-136 calling for an increase in the Municipal Gross Receipts Tax of one-eighth of one percent (0.125%). City Manager Swingle

I. NEW BUSINESS

1. Discussion/Action: Approval of an Engagement Agreement for Municipal Advisory Services with Bosque Advisors, LLC. City Manager Swingle and Mark Valenzuela, Bosque Advisors, LLC
2. Discussion/Action: Authorization to withdraw balance of Capital Improvement Reserve Certificate of Deposit (CD). Carol Kirkpatrick, Finance Director
3. Discussion/Action: Approval of Landscaping and Irrigation Maintenance Agreement with NMDOT. Carol Kirkpatrick, Finance Director
4. Discussion/Action: Approval of the Annual Audit Contract. Carol Kirkpatrick, Finance Director
5. Discussion/Action: Approval of the Biennial Memorandum of Understanding (MOU) between MainStreet and the City of T or C. City Manager Swingle
6. Discussion/Action: Approve Amendment No. 1 on the MainStreet Capital Outlay Grant Agreement No. 419-A20E2046-2101. Traci Alvarez, Assistant City Manager
7. Discussion/Action: Approval of the Airport Grant Application for Fuel Farm Safety Improvements. Traci Alvarez, Assistant City Manager

I. NEW BUSINESS Continued...

8. Discussion/Action: Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Variance at 355 S. Foch; 365 S. Foch; and 375 S. Foch. Traci Alvarez, Assistant City Manager
9. Discussion/Action: Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Summary Plat Amendment at 825 W. 9th Street, Truth or Consequences. Traci Alvarez, Assistant City Manager
10. Discussion/Action: Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Summary Plat Amendment and Variance at 1500 E. Riverside. Traci Alvarez, Assistant City Manager
11. Discussion/Action: Accept or Deny recommendation from the Planning and Zoning Commission pertaining to Variance Request on Parcel: 3022079415169. Traci Alvarez, Assistant City Manager
12. Discussion/Action: Approval of the Sierra County Swim Team Agreement. OJ Hechler, Community Services Director
13. Discussion/Action: Consideration of the re-appointment of George Szigeti to the Public Utility Advisory Board. Angela A. Torres, City Clerk
14. Discussion/Action: Consideration of the re-appointment of Jeff Dornbusch to the Public Utility Advisory Board. Angela A. Torres, City Clerk
15. Discussion/Action: Consideration of the re-appointment of Ron Pacourek to the Public Utility Advisory Board. Angela A. Torres, City Clerk

J. EXECUTIVE SESSION

1. Threatened & Pending Litigation (*George Henson vs. City of T or C*) pursuant to 10-15-1(H.7).
2. Purchase, Acquisition, or Disposal of Real Property (*Potential Property Sale*) pursuant to 10-15-1(H.8).

K. RETURN TO REGULAR SESSION; ACTION (if any)

1. Purchase, Acquisition, or Disposal of Real Property (*Potential Property Sale*) pursuant to 10-15-1(H.8).

L. ADJOURNMENT

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

*If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting please contact the City Clerk's Office, at 505 Sims Street, Truth or Consequences, New Mexico 87901, phone (575) 894-6673 at least one (1) week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the City Clerk's Office if a summary or other type of accessible format is needed*

**NEXT REGULAR CITY COMMISSION MEETING JUNE 8, 2022**