

CITY COMMISSION MEETING MINUTES  
CITY OF TRUTH OR CONSEQUENCES, NEW MEXICO  
CITY COMMISSION CHAMBERS, 405 W. 3<sup>RD</sup> St.  
WEDNESDAY, OCTOBER 14, 2020

**A. CALL TO ORDER**

The meeting was called to order by Mayor Sandra Whitehead at 9:00 a.m., who presided and Angela A. Torres, City Clerk-Treasurer, acted as Secretary of the meeting.

**B. INTRODUCTION**

**1. ROLL CALL**

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

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

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

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

**2. SILENT MEDITATION:**

Mayor Whitehead called for fifteen seconds of silent meditation.

**3. PLEDGE OF ALLEGIANCE:**

Mayor Whitehead called for Commissioner Luna to lead the Pledge of Allegiance.

**4. APPROVAL OF AGENDA:**

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

**C. COMMENTS FROM THE PUBLIC:**

Nate Stevens addressed the Commission with comments related to 725 Van Patten. He commented on the poor condition of the property and asked that the city look into addressing that issue.

## **T or C Public Comment**

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**From:** Mary Alice Holmes <holmes.maryalice@gmail.com>  
**Sent:** Tuesday, October 13, 2020 7:37 PM  
**To:** T or C Public Comment  
**Subject:** Agenda Item for 10/14 meeting: Brewery Waiver

Dear Commissioners:

As a resident of TorC, I wish to lend my voice in favor of allowing a waiver for the Truth or Consequences Brewery to distribute its wonderful products to local restaurants and groceries. Yes, it is within 300' of a church but it is also one of the few local businesses that are managing to survive during this economic and social disaster. We must do everything we can to support our local businesses and the brewery is a prime example. What better advertising could this city ask for than a large and popular gathering place that bears its name?

Please grant the brewery the waiver necessary to help keep it a vital cornerstone of the downtown district.

Kindest regards,

Mary Alice Holmes  
1302 East Eighth Avenue  
Truth or Consequences, NM 87901

781-962-6346



October 13, 2020

CITY COMMISSION  
[torcpubiccomment@torcnm.org](mailto:torcpubiccomment@torcnm.org)

As business owners on Broadway in T or C, my wife and I heartily support approval of the waiver that will allow T or C Brewery to sell beer at restaurants and grocers. Not only is their beer of superior quality, but the brewery has proven to be of major importance to the T or C community, both as a successful business attraction and as a social hub for locals and tourists. By all means, in these challenging times, let's support John and Marianne and all the good work they do, and let's take advantage of the opportunity to have their excellent brews more readily accessible!

Thank you,

Christopher Slate and Jessica Logreira  
Owners  
Emergence Healing & Expressive Arts Center  
Riverside Hot Springs Retreat  
[info@emergencenm.com](mailto:info@emergencenm.com)  
(760) 844-4983

## T or C Public Comment

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**From:** Lynnette Mondello <Lynn@morningstarsports.com>  
**Sent:** Monday, October 12, 2020 12:53 PM  
**To:** T or C Public Comment  
**Subject:** T or C Brewery

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

To whom it may concern

We own the property at 421 N Broadway, Morning Star Outfitters.  
We would like to show our support of the Brewery. We feel that they add so much to the downtown.  
We hope that you will issue them the permit that they are requesting.

*Rocky & Lynn Mondello*



**MORNING STAR**  
[WWW.MORNINGSTARSPORTS.COM](http://WWW.MORNINGSTARSPORTS.COM)  
809 N Bullard St  
Silver City, NM 88061  
575-388-3191  
[lynn@morningstarsports.com](mailto:lynn@morningstarsports.com)



City Manager Madrid read public comment submitted by Mary Alice Holmes. (Complete copy attached hereto and made a part hereof).

City Manager Madrid read public comment submitted by Christopher Slate and Jessica Logreira. (Complete copy attached hereto and made a part hereof).

City Manager Madrid read public comment submitted by Rocky & Lynn Mondello. (Complete copy attached hereto and made a part hereof).

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

Commissioner Forrister asked how Mr. Stephens goes about filing a formal complaint on the Van Patten property.

City Manager Madrid responded that they need to check and see if they have anything pending in regards to that property. They may already have a case pending in Municipal Court. If not, they will follow up with his concern.

#### **E. CONSENT CALENDAR:**

- 1. City Commission Regular Minutes, September 23, 2020**
- 2. Acknowledge Regular Airport Advisory Board Minutes, July 7, 2020**
- 3. Acknowledge Special Airport Advisory Board Minutes, September 9, 2020**
- 4. Acknowledge Regular Planning & Zoning Minutes, July 8, 2020**
- 5. Acknowledge Regular Planning & Zoning Minutes, August 3, 2020**
- 6. Accounts Payable, September 2020**

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

#### **F. PUBLIC HEARINGS:**

- 1. Public Hearing/Discussion/Action: Approval of an Alternate Summary Procedure for 660 Post Street:**

City Attorney Rubin updated the Commission on the procedures pertaining to the Public Hearing. In this case we will use the Battershell Procedure because it pertains to land use. The Battershell process is an evidentiary procedure. The courts have determined when it comes to the use of someone's land that the people who are in favor of it, or if they are against it should be given the opportunity of testimony in front of the City Commission, but it is important to determine the nature of who the parties are. Everyone who signs in is given the opportunity to speak, but it is important to know if they fall

under the definition of an interested party. He recommends that the Commission determine the interest in the proceeding for anyone who is wishing to speak, and if it is established that the interested parties own property within 100 ft. of where the proposed action is located. If it established that they have a direct financial preliminary interest in the proceedings, then that would make them an actual part of the proceeding. Everyone interested will get a chance to speak, but if you don't fall under the definition of a "party" then you are really a member of the public which means we are allowing your testimony at the end of everybody else's testimony, and you are not permitted to cross examine the actual parties of the proceeding.

**City Clerk Torres administered the oath to Sid Bryan, Traci Alvarez and Kim Audette.**

Traci Alvarez, Grant Projects Coordinator/Zoning Official explained that this public hearing, as well as the next public hearing was originally scheduled to go before our Planning & Zoning Commission on September 8, 2020. However, due to a last minute resignation on our Planning & Zoning Commission we did not have enough of a quorum to hold the Planning & Zoning meeting and we didn't know at that time when we would have a full quorum. Due to the publication requirements, and the fact that we already advertised for the public hearings we went ahead and got another publication out, and that is why it is here before you today for final action. The applicant is Sid Bryan, and he is here in the audience. The property is located at 660 Post Street on the corner of Post and Van Patten. The applicant is requesting to split the parcel to create two separate parcels. All required documents have been submitted and all fees have been paid.

**Opponents:**

Kim Audette stated that she is an owner of the real-estate across the street from 660 Post, and she was invited to come to this public hearing by certified mail. She then asked Ms. Alvarez if she had considered that under *Sec. 15-15. - Alternate summary procedure* 1a and 2a the standards do not qualify, therefore making it impossible to approve. Letter E states that it has to be a legal position and the lot sizes are not, and they do not qualify for R3 zoning, and this is an R3 zone. The minimum lot size has to be 4500 ft.

Traci Alvarez, Grant Projects Coordinator/Zoning Official responded that she did take that into consideration.

Kim Audette then asked Ms. Alvarez what was her conclusion after considering it.

Traci Alvarez, Grant Projects Coordinator/Zoning Official responded that the parcel meets the required size within the Municipal Code. The required lot size and parcel size within the Municipal Code for an R3 zone is a 45 ft. split and both of the parcels meet that requirement.

CITY COMMISSION OCTOBER 14, 2020 REGULAR MEETING MINUTES

Kim Audette stated that under Sec. 11-14-2. - *Standards for Districts* states an R3 single family minimum area lot size is 4500 square ft. and this does not qualify under that.

Traci Alvarez, Grant Projects Coordinator/Zoning Official responded that the two parcels will split in a 57 ft. x 75 ft. and a 63 ft. 75 ft.

Commissioner Forrister asked Ms. Audette if she has a business near the property, and what is her major reason for being an opponent.

Kim Audette responded that she owns real estate in a blighted area, and she believes this will add to the blight. She has a pecuniary interest at the Cherokee Apartments and Hot Springs Transit, and this will interfere with her businesses.

Commissioner Forrister asked Ms. Audette to please elaborate.

Kim Audette responded blight is the loss of services, and neglect of services in a particular geographic area, and West Van Patten is famous for the crime that has been going on there.

Commissioner Forrister then asked Ms. Audette if this is going to be a competitive business. Is that what we are getting at?

Kim Audette responded that she can't do her business when there are so many crimes going on. Her places are being broken into. Her houses are being shot up, and she has bullet holes in her windows. This is due to unit 29 right next door which is a 25 ft. lot with a house on it that people occupy. The property used to be connected to lots 32 which are now being considered for a summary plat, and she believes that it has never been split apart from that by an approved summary plat, so technically speaking, it is still a part of it, and this summary plat would then create two illegal lots because the summary plat procedure being asked for is a split of three (3) lots when in fact four (4) lots are all connected together. The fourth lot will be broken apart legally now, and breaking the lots will create more crime in the neighborhood.

Mayor Whitehead then called the Proponent Sid Bryan to please state his testimony.

**Proponents:**

Sid Bryan explained that he purchased three (3) lots that are on Post Street and Van Patten. The three (3) lots do not make three (3) building sites. He is dividing it into two (2) building sites and he cleaned up one building that he rents it out as an Airbnb. He plans to take the building next to it down and construct another building in that area. A previous owner may have owned four (4) lots, but he only owns three (3) lots. He had them surveyed and it showed that it met the requirements as far as size, and the city said that as well when he turned in the application. As far as cleaning and blight, a person should look at their own places before they cast stones.

CITY COMMISSION OCTOBER 14, 2020 REGULAR MEETING MINUTES

Commissioner Luna asked Mr. Bryan if there are buildings or structures on the properties at this time, and if so what is the condition of the buildings?

Sid Bryan responded yes, and the condition of one of the buildings is very good because he fixed it up. He thinks it looks good and the neighbors all compliment it. The second structure is a shed that he uses for storage at the moment.

Commissioner Luna then asked Mr. Bryan what his plan is for that property. Is it going to be an Airbnb, a permanent rental, a long term rental, or a month by month rental?

Sid Bryan responded that his plan is for it to be a month by month rental.

Mayor Whitehead asked Mr. Bryan if the yards are maintained.

Sid Bryan responded yes. He personally thinks the property looks good.

Kim Audette asked Mr. Bryan if there has been another Alternate Summary Plat on this location.

Sid Bryan responded not to his knowledge.

Kim Audette then stated that is in conflict of what Ms. Alvarez said in her testimony. She then asked Mr. Bryan what is the distance between the back porch and the eastern edge of the property?

Sid Bryan responded, he thinks it's about 10 ft. or 12 ft.

Kim Audette then stated utility easements are required to be not less than 25 ft. in width. She then asked Mr. Bryan does this not require an easement along the back of the property to provide service to the new property being formed on Van Patten Street.

Sid Bryan responded no, there is already power in it and there is a separate meter going to the front piece.

Kim Audette stated that it appears to be part of *Sec. 11-14-2.-Standards for Districts*. She also stated that they have severe blight because they have a housing glut of around 70%. The cause of that was the crime that was there since you cannot live in a place where people are constantly breaking into your house. The Municipality is given the zoning authority under *NMSA 3-21-1 Sec. 11-14-2. - Standards for Districts* and promoting health, safety and morals for the general welfare of the community. The zoning ordinance requires the compliance with *Sec. 11-14-1* of our ordinances which is the general development standards, and as she mentioned this lot is the wrong size, and creates two illegal lots where there was originally one illegal lot. There was a court case, *Miller vs. the City of Albuquerque* which stated the zoning authority shall enforce the ordinance adopted pursuant to state laws 3-21-1 thru 3-21-14. It's not to arbitrarily

decision whether to enforce or not enforce the governing ordinances. It's a requirement, and that's why she brought up the minimum plat size. Utility easements are also a part of the ordinances. We all have a duty to maintain the city ordinances, so it is very important, especially in an area that is impoverished and poorly populated for all of those who are left to do their best to reduce the blight. Bright paint does not cure poverty. It is pretty to look at, but it does not improve the quality of the area. This is not just a little issue of blight. Two of her buildings have burned down, and two transformers have blown. She was standing by them both times, and her life was in danger. She is not putting up with this anymore. The area needs to be improved and the transformers need to be replaced. It's not asking a lot. That particular property will now become a focus of the criminals because the moment you try to encourage something, the criminals will think ah, there is something there we can steal, and they will go after it. The Police Department has ignored her. She had to wait 3 hours for an officer to show up when she caught the criminal on her property and in her unit. The criminal drove off with her stuff and the police didn't do anything. The summary plat procedure will officially split the illegal lot off of the four lots. This is a legal issue and it is adding to the crime in the area.

Commissioner Luna asked Ms. Audette what is the existing condition of her property.

Kim Audette responded it has been there since the 30's.

Commissioner Luna then asked Ms. Audette how many units she is renting.

Kim Audette responded that she cannot rent any units because the criminals come across the street. They break windows and they get in.

Commissioner Luna then asked Ms. Audette what she is doing to change the condition of her property.

Kim Audette responded that she often pesters the Police Department.

Commissioner Luna again asked Ms. Audette what she is doing to improve her property.

Kim Audette responded the last time they (police officers) threatened to arrest her for pestering them.

Commissioner Luna asked Ms. Audette again, what she is doing to improve her property.

Kim Audette responded that she keeps it clean and she re-did the roofs.

Commissioner Luna then asked Ms. Audette if she lives on the property.

Kim Audette responded yes she does.

## CITY COMMISSION OCTOBER 14, 2020 REGULAR MEETING MINUTES

Commissioner Luna responded you do not live in Elephant Butte?

Kim Audette responded no. Well actually she spends weekends there. She is sort of an in between. She spends weekends in Elephant Butte and weekdays in T or C. Both of her businesses are out of T or C.

Commissioner Luna then asked Ms. Audette what is the condition of the landscaping of her property.

Kim Audette responded that she has trees and she just planted a number of buffaloberries and they are not overgrown.

Commissioner Aragon asked Mr. Bryan what his vision is with the property he is splitting.

Sid Bryan responded one lot is being used for storage and will eventually become a new house. He uses the other one for an Airbnb.

Commissioner Aragon stated that he received several emails from Ms. Audette when he was the Police Chief. She was hypersensitive about the crime that was occurring in that area. It was nice because he could see where the problems were. He also stated that Mr. Bryan is very concerned about community crimes so he has a good feeling on anything Mr. Bryan does in that area.

City Attorney Rubin stated that both public hearings are in regards to the same property and the reason why we have separate public hearings is because the code says that we have to for these processes. In order to move these hearings along, we can have a brief public hearing on item number two, and we can note that testimony has already been provided from the first public hearing. We can give a two minute opportunity for the parties to speak if they have anything they want to add that might be different for the variance proposed to the summary procedure.

### **Public Hearing/Discussion/Action: Approval of a Variance Request for 660 Post Street:**

Traci Alvarez, Grant Projects Coordinator/Zoning Official explained that the applicant is Sid Bryan and he is requesting a variance from Municipal Code Sec.15-15 2(B) Alternate Summary Procedure which states both lots to be created have direct, legal, unobstructed access to an existing City maintained and paved street with curb gutter. There is no curb and gutter currently existing along either side of Van Patten or Post Street within one block either way so we are requesting a variance so he doesn't have to put curb and gutter right in front of his lot.



**Opponents:**

Ms. Audette stated that she appreciates City Manager Madrid not getting too involved in this discussion because the lots are owned by two sisters named Madrid. The observation of poverty and in equal attention to Sid Bryan's new property is inappropriate for the blighted area of West Van Patten. The split cannot exist because it creates two illegal lots. The utilities in the area are ancient and have consistently caused a danger to the people of the area who are mostly elderly. For no good reason these people are going to have oxygen concentrators, extra heat in the winter. There is a strong drain on the utilities already. You have to fix those transformers. Adding another transformer demand is not going to help us at all. You have to look at the whole lot and both alleyways before you consider giving Mr. Bryan additional utility access.

**Proponents:**

Sid Bryan stated that he has owned this property for a little over three years. It had two structures on it, and now he will only have a house plus one additional house in the future. He rents the house out through the Pelican Spa and people stay there on weekends. Whenever it is rented, he pays city lodgers tax on it. If the area had an issue of blight he wouldn't be able to get hotel guests to pay to stay in it, and they all like it. He figures this will clean up the area as well. His house is only 3 blocks away and he doesn't consider it to be blight. The area is changing and improving. He thought he was following a regular procedure. He didn't know all of this was involved. He thinks what he is doing is helping the town, not hurting it.

Commissioner Luna asked Ms. Alvarez, the required lot size is 45 ft. in width, is there a square footage size?

Traci Alvarez, Grant Projects Coordinator/Zoning Official stated that the lots minimum area for an R3 single family unit would be a 4,500 square ft. with a 45 ft. minimum width, an R3 two family unit is 3,000 square ft., an R3 multi-family unit is 3,000 square ft. and an R3 apartment is 2,000 square ft. for the lot size.

Mayor Whitehead then closed the public hearings for the Alternate Summary Procedure and the Variance Request for 660 Post Street portion.

**Discussion/Action: Approval of an Alternate Summary Procedure for 660 Post Street:**

City Manager Madrid stated that they believe this request is in full compliance, they have no reason to recommend against it and he will ask for your approval.

**Commissioner Luna moved to approve the Alternate Summary Procedure for 660 Post Street. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**Discussion/Action: Approval of a Variance Request for 660 Post Street:**

**Commissioner Forrister moved to approve the Variance Request for 660 Post Street. Commissioner Luna seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

The Commission requested that the City Manager's report be presented at this time.

Manager Madrid stated the reason they have their law enforcement officials here today is because we have an officer who recently earned his sergeant stripes.

Police Chief Apodaca then stated that they had testing for a vacant sergeant position. Four (4) of their officers applied and all of them did an excellent job. However, based on the point system Officer Rafael Marin scored the highest on the test. Officer Marin's brother Officer Manny Madrid pinned him with his new sergeant badge.

**City Manager Madrid reported the following:**

- We are in the process of negotiating a rental agreement with a movie company. There is a movie that will be filmed here in town and they will be using our Armory Building and some offices in our Civic Center. That may also lead to a larger movie later on.
- There was a lot of water in the Ralph Edwards Park and that was due to the completion of the irrigation system. We had to pressure test it, and there was a leak. That's the way it is supposed to work. We are supposed to find them before we activate the system so that may delay putting in the sod, but we can do it in the winter if we needed to. When we do get the sod in place we will need to keep people off of it for a couple of weeks to let it take.

**G. ORDINANCES/RESOLUTIONS/ZONING:**

**1. Discussion/Action: Resolution No. 18 20/21 Declaration of a new Spaceport Visitor Center:**

City Manager Madrid explained that this is on the agenda after a conversation he had with Commissioner Baca. This is a re-generation of an idea that has been ongoing regarding the connection of Truth or Consequences to the Spaceport. He had a conversation with the director of Spaceport America and they support any Visitor Center. They would like to have one here and in any other area. They support any center that can be funded. This is not for a particular location or design. The Resolution mentioned a location close to I-25 because that is a natural spot to try and pull tourists off of the interstate. This doesn't involve any funding. It is only a statement by the Governing Body that we support a Visitor Center.

Commissioner Aragon asked what will happen with the current Visitor Center should this go into effect.



City Manager Madrid responded nothing. This is only an endorsement of a Visitor Center and it doesn't affect the one we currently have. It will be good to keep the one in downtown as well.

**Commissioner Baca moved to approve Resolution No. 18 20/21 Declaration of a new Spaceport Visitor Center. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**H. OLD BUSINESS:**

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

City Manager Madrid turned this item over to Commissioner Aragon.

Commissioner Aragon explained that he and Commissioner Forrister were overseeing this project. The Governor is tightening up on the closing times for food or drink establishments in New Mexico. The establishments have to close at 10:00 p.m. and hotels are being reduced to 60% of the ones that have been certified and 25% for those who are not. It was previously 75% and 50%, and our state is requiring quarantine for 14 days. We are allowed to meet because we are considered an essential operation, but anything else is changing from gatherings of 10 people to 5 people or less. He thinks this is going to continue and a vaccine probably won't happen until this coming summer. We might be doing what we are doing now for another year.

Commissioner Whitehead stated that they want to follow the Governor's Orders because numbers are increasing drastically in New Mexico as well as here in Sierra County.

No action was taken on this item.

**I. NEW BUSINESS:**

**1. Discussion/Presentation: Electrical Utility Revenues:**

Commissioner Aragon stated that this presentation was given to City Manager Madrid as well as several different people from the T or C and Sierra County Chamber of Commerce and it was definitely a wakeup call regarding issues that have happened in the past. When he was campaigning, he heard concerns of the Electrical Enterprise Fund transitioning to help the city operate. He knows of this happening in 3 or 4 cities where he has been Chief. We need to find out what our options to address this.

George Szigeti reviewed his electrical utility revenues presentation. (Complete copy of presentation attached hereto and made a part hereof).

**2. Discussion/Action: Approve Waiver Request and Zoning Statement as required by the State for the Truth or Consequences Brewing Company:**

Traci Alvarez, Grant Projects Coordinator/Zoning Official explained on February 9, 2016 the City Commission approved the Small Brewer Liquor License and a waiver request for the Truth or Consequences Brewing Company. At this time they are adding a new state license to their existing license to allow them to sell their beer to restaurants and grocers and similar to their previous license there is a required waiver request that is being submitted. The waiver request is because they are within a 300 ft. distance of a church. All required documents have been submitted, letters were sent to everyone within 300 ft. of the Brewery and all fees have been paid.

John Masterson, Truth or Consequences Brewing Company stated anytime there is a change to a liquor license the State of New Mexico requires the entire packet to be re-submitted and that is the reason for the request of the waiver for a 300 ft. distance.

**Commissioner Luna moved to approve the Waiver Request and Zoning Statement as required by the State for the Truth or Consequences Brewing Company. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**3. Discussion/Action: Award Airport RFP to Construct Electrical Vault and Install Regulator in order to update and improve electrical service for all runways and other lighting at the Municipal Airport:**

Tim Archibeque, Armstrong Consultants gave a brief presentation regarding the award of the RFP to Construct Electrical Vault and Install Regulator in order to update and improve electrical service for all runways and other lighting at the Municipal Airport. This RFP is to move the old regulators in the old FSS building at the Airport. It is not ideal to have an electrical vault in an old building so they designed a 12x12 building in the same area. The Federal Aviation Administration was waiting on environmental clearance from Shippo. At that time they hadn't received concurrence by Shippo so they bid out the contract for the project. They received two bids from electrical contractors, one out of Las Cruces and one out of Albuquerque. They finally received concurrence from Shippo and Shippo wanted some extra work done so they contacted us and we got an environmental firm to do the work Shippo required. We received 100% of federal funds for the project so waiting a year actually worked out better.

**Commissioner Aragon moved to approve the Award Airport RFP to Construct Electrical Vault and Install Regulator in order to update and improve electrical service for all runways and other lighting at the Municipal Airport. Commissioner Forrister seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**4. Discussion/Action: Consider appointment of Linda DeMarino to the Lodgers Tax Advisory Board:**

City Manager Madrid stated that the application has been completed and this comes from a recommendation of the Lodgers Tax Board.

Commissioner Luna asked how this will impact MainStreet T or C's ward of receiving lodger's tax and if Ms. DeMarino would have to abstain?

City Manager Madrid responded if she personally has a conflict she should abstain, but as far as the organization it would depend on the exact situation. However, she has agreed that there will be times that she may have to abstain.

**Commissioner Forrister made a motion to appoint Linda DeMarino to the Lodgers Tax Advisory Board. Commissioner Aragon seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**5. Discussion/Action: Consider appointment of Steven Zeschke to the Planning & Zoning Commission:**

City Manager Madrid stated that the application has been completed and this comes from a recommendation of the Planning & Zoning Commission.

**Commissioner Luna made a motion to appoint Steven Zeschke to the Planning & Zoning Commission. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**6. Discussion/Action: Selection of a Mayor Pro-Tem:**

**Commissioner Baca made a motion to nominate Forrister as Mayor Pro-Tem. Mayor Whitehead seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**7. Discussion/Action: Approval to hold one meeting in November on November 18<sup>th</sup> and one meeting in December on December 16<sup>th</sup> in lieu of regular scheduled meetings for November and December 2020:**

City Manager Madrid explained this is something that is usually done because the second meeting in November and December can fall at or near the Thanksgiving or Christmas holiday. The city is capable of consolidating all of the agenda items into one meeting and we also have the ability to call special if needed.

**Commissioner Luna made a motion to hold one meeting in November on November 18<sup>th</sup> and one meeting in December on December 16<sup>th</sup> in lieu of regular scheduled meetings for November and December 2020. Commissioner Baca seconded the motion. Roll call was taken by the Clerk-Treasurer. Motion carried unanimously.**

**J. REPORTS:**

City Attorney Rubin had no reports.

**City Commission Reports:**

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

- She thanked her fellow Commissioners for the nomination and she told Commissioner Luna it was great working with her on her first meeting.

**Commissioner Baca reported the following:**

- He also thanked Commissioner Luna and he congratulated Commissioner Forrister on her nomination of Mayor Pro-Tem.

**Commissioner Luna reported the following:**

- She had a healthy meeting with City Manager Madrid to go over some things and she will review those topics at their November meeting.
- She explained that all public entities should fall under the public health order as the necessity for government business to continue.

**Commissioner Aragon reported the following:**

- He also congratulated Commissioner Forrister on her nomination of Mayor Pro-Tem.
- He thanked Commissioner Luna for her knowledge she is bringing to the Commission.

**Mayor Whitehead reported the following:**

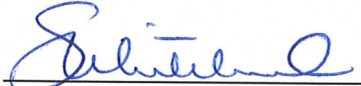
- We have to follow the health order of our Governor. Please remember that masks are required. Early voting is taking place at this time at the County Offices and they are practicing COVID safe procedures.
- Halloween falls on Saturday, October 31<sup>st</sup> and the City of T or C and MainStreet are diligently working on getting something out to make sure that our children in the community are taken care of and will get a bag of candy. Also, door to door trick or treating is discouraged this year so we can keep everyone safe.


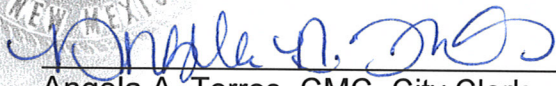
**M. ADJOURNMENT:**

**Mayor Pro-Tem Forrister moved to adjourn at 11:06 a.m. Commissioner Luna seconded the motion. Motion carried unanimously.**

CITY COMMISSION OCTOBER 14, 2020 REGULAR MEETING MINUTES

**Passed and Approved** this 28th day of October, 2020.

  
Sandra Whitehead, Mayor

  
  
Angela A. Torres, CMC, City Clerk