

*Sandra Whitehead*  
Mayor

*Amanda Forrister*  
Mayor Pro-Tem

*Frances Luna*  
Commissioner



*Paul Baca*  
Commissioner

*Vacant*  
Commissioner

*Bruce Swingle*  
City Manager

*505 Sims St.*  
*Truth or Consequences, New Mexico 87901*  
*P: 575-894-6673 ♦ F: 575-894-7767*  
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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, DECEMBER 15, 2021; TO START AT 9:00 A.M.

### OPENING CEREMONIES:

#### **A. ADMINISTRATION OF THE OATH OF OFFICE BY THE HONORABLE MUNICIPAL JUDGE BEATRICE SANDERS. TERMS WILL BEGIN JANUARY 1, 2022:**

Position I City Commissioner – Destiny Mitchell  
Position II City Commissioner – Shelly Harrelson  
Position III City Commissioner - Merry Jo Fahl  
Position IV City Commissioner - Rolf Hechler

### CALL TO ORDER

#### B. INTRODUCTION

##### 1. ROLL CALL

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

##### 2. SILENT MEDITATION

##### 3. PLEDGE OF ALLEGIANCE

##### 4. APPROVAL OF AGENDA

#### C. PRESENTATIONS (10 minutes)

1. Public Service Awards to Mayor Sandra Whitehead, Commissioner Paul Baca, and Commissioner Frances Luna in recognition of their outstanding dedication, commitment, and support to the City of Truth or Consequences. Mayor Pro-Tem Forrister

#### 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, November 17, 2021
2. City Commission Special Minutes, November 29, 2021
3. Acknowledge Regular Planning & Zoning Commission Minutes, November 4, 2021
4. Accounts Payable, November 2021

## G. ORDINANCES/RESOLUTIONS/ZONING

1. Discussion/Action: Approval of the amendment of Resolution No. 35 21/22 for the Sale of Surplus Property to be sold at the January 18, 2022 online Auction through J.J. Kane Associates, Inc. dba J.J. Kane Auctioneers. Angela A. Torres, City Clerk
2. Discussion/Action: Resolution No. 38 21/22 Budget Adjustment Resolution. Carol Kirkpatrick, Finance Director
3. Discussion/Action: Approve Resolution No. 39 21/22, and sign the NMFA Loan/Grant agreement and closing documents for the Cantrell Dam Design/Rehabilitation Project. Traci Alvarez, Assistant City Manager
4. Discussion/Action: Publication of Ordinance No. 723 authorizing the execution and delivery of loan No. PPRF-5652, between the City of Truth or Consequences and the New Mexico Finance Authority for the purpose of purchasing a new electrical transformer. City Manager Swingle
5. Discussion/Action: Publication of Ordinance No. 724 authorizing the execution and delivery of a promissory note and commercial security agreement by and between the City of Truth or Consequences, New Mexico and the Bank of the Southwest. Traci Alvarez, Assistant City Manager and Chris Muirhead, Modrall Sperling
6. Discussion/Action: Publication of Ordinance No. 725 amending Chapter 3 of the Municipal Code of Ordinances pertaining to animals. Traci Alvarez, Assistant City Manager and Victor Rodriguez, Chief of Police

## H. NEW BUSINESS

1. Discussion/Update: Update on Financial Reports as of November 30, 2021. Carol Kirkpatrick, Finance Director
2. Discussion/Action: Approval of Emergency Purchase for Testing on the North Transformer. Carol Kirkpatrick, Finance Director
3. Discussion/Action: Award Recommendation for RFP 21-22-005 12.47KV Distribution Line. Carol Kirkpatrick, Finance Director
4. Discussion/Action: Extension of Contract with Tech 45 Enterprises. Carol Kirkpatrick, Finance Director
5. Discussion/Action: Extension of Contract with Integrated Technologies. Carol Kirkpatrick, Finance Director
6. Discussion/Action: Approval of Contract with with Sunny 505. Carol Kirkpatrick, Finance Director
7. Discussion/Action: Approval of Purchase Requisitions over \$20,000. Carol Kirkpatrick, Finance Director
8. Discussion/Action: Appointment of Steven Zeschke to the Planning & Zoning Commission. Angela A. Torres, City Clerk-Treasurer

H. NEW BUSINESS Continued...

9. Discussion/Action: Sierra County Arts Council Lodger's Tax Application. Tammy Gardner, Executive Assistant
10. Discussion/Action: Geronimo Trails Scenic Byway Lodger's Tax Application. Tammy Gardner, Executive Assistant
11. Discussion/Action: Commitment of Local Funds for the SJOA Senior Citizens Program. City Manager Swingle
12. Discussion/Action: Accept donation from the County of Sierra for the Generac SG0100 105kW LP backup generator located on Water Tank Hill. City Manager Swingle
13. Discussion: Discussion regarding the use of the Ralph Edwards Civic Center. City Manager Swingle

I. EXECUTIVE SESSION

1. Threatened & Pending Litigation (City of T or C vs. Hot Springs Land Development) pursuant to 10-15-1(H.7).
2. Threatened & Pending Litigation (McCleskey vs. City of T or C) pursuant to 10-15-1(H.7).

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, December 13, 2021.**

*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 JANUARY 12, 2022**